

**THE VILLAGE OF RIVERWOOD (PHASE2) PUMPING STATION AND FORCE MAIN OPERATION  
AND MAINTENANCE AGREEMENT**

THIS AGREEMENT is entered into by and between KJPL RIVERWOOD, LLC, hereinafter known as "RIVERWOOD", and The Metropolitan Government of Nashville and Davidson County acting through the Metropolitan Department of Water and Sewerage Services, hereinafter known as "METRO".

**WHEREAS**, RIVERWOOD desires to provide a public pressure sewer extension through construction of a public sewage pump station and force main for its development; and

**WHEREAS**, RIVERWOOD has been approved to serve its development using this sanitary sewage pumping station and force main; known as Project No. 18-SL-07, and

**WHEREAS**, the provision of such pressure sewer facility will directly benefit RIVERWOOD; and

**WHEREAS**, the operation and maintenance extraordinarily increases the cost to METRO for providing public sanitary sewer service to the development;

NOW, THEREFORE, RIVERWOOD AND METRO AGREE AS FOLLOWS:

**I. SCOPE OF WORK:**

A project consisting of the construction of approximately 1,255 linear feet of 10-inch sanitary sewer main (PVC), approximately 376 linear feet of 10-inch sanitary sewer main (DIP), 12 sanitary sewer manholes, approximately 467 linear feet of 6-inch sanitary sewer force main (DIP), and a pump station.

**II. PAYMENT TERMS AND CONDITIONS:**

- A. RIVERWOOD has submitted complete design and construction plans (the "Plans") for the Facility for approval by METRO at Owner's expense, as the same are attached as Exhibit 2;
- B. RIVERWOOD will contract and oversee construction of this project, and pump station design shall meet all METRO specifications and requirements including telemetry and any required repeater sites. The pump station shall be constructed and fully operational prior to any early release sanitary sewer taps for the proposed development;
- C. **METRO** will inspect the construction and will be responsible for ongoing operation and maintenance;
- D. RIVERWOOD agrees to provide all required easements for the benefit of METRO;
- E. RIVERWOOD agrees to fund the additional operation and maintenance costs for the proposed pump station in the amount of \$411,000.00 (\$1,569.00 per unit of flow for a maximum of 262 units equivalent to 91,700 gallons per day average flow). This amount shall be due and payable upon the following terms. This amount shall be paid at the time the final plat is submitted for approval with the Metropolitan Planning Commission. In the event no plat is required, the total amount shall be paid at the time a sanitary sewer connection permit is requested. Metro will collect and hold this amount in Metropolitan Government account until this agreement is approved through Ordinance (three readings) by The Metropolitan Council of Nashville and Davidson County.
- F. This project must be constructed or obligated for this Funding Agreement to become binding on either party.

**III. FUTURE AMENDMENTS:**

Any future amendments to this agreement shall be approved by resolution of the Metropolitan Council.

IN WITNESS WHEREOF, the parties hereto have caused this Agreement to be executed.

RECOMMENDED BY:

*SJA*

Director Metropolitan Department of Water and Sewerage Services

APPROVED AS TO AVAILABILITY OF FUNDS:

*Hennings*  
Director of Finance

APPROVED AS TO FORM AND LEGALITY:

*J. H. Padd*  
Metropolitan Attorney

THE METROPOLITAN GOVERNMENT OF  
NASHVILLE AND DAVIDSON COUNTY:

Metropolitan Mayor

ACCEPTED BY:

*Boal Jnm*, Authorized Agent,  
KJPL Riverwood, LLC  
Developer

Sworn to and subscribed to before me, a Notary Public,  
8<sup>th</sup> day of June 2018  
by Rodney K. Jones of  
Developer and duly authorized to execute this instrument  
on Developer's behalf.

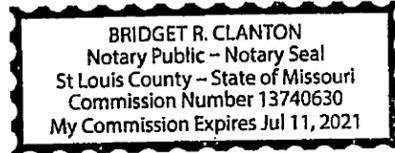
*B. R. Clanton*  
Notary Public

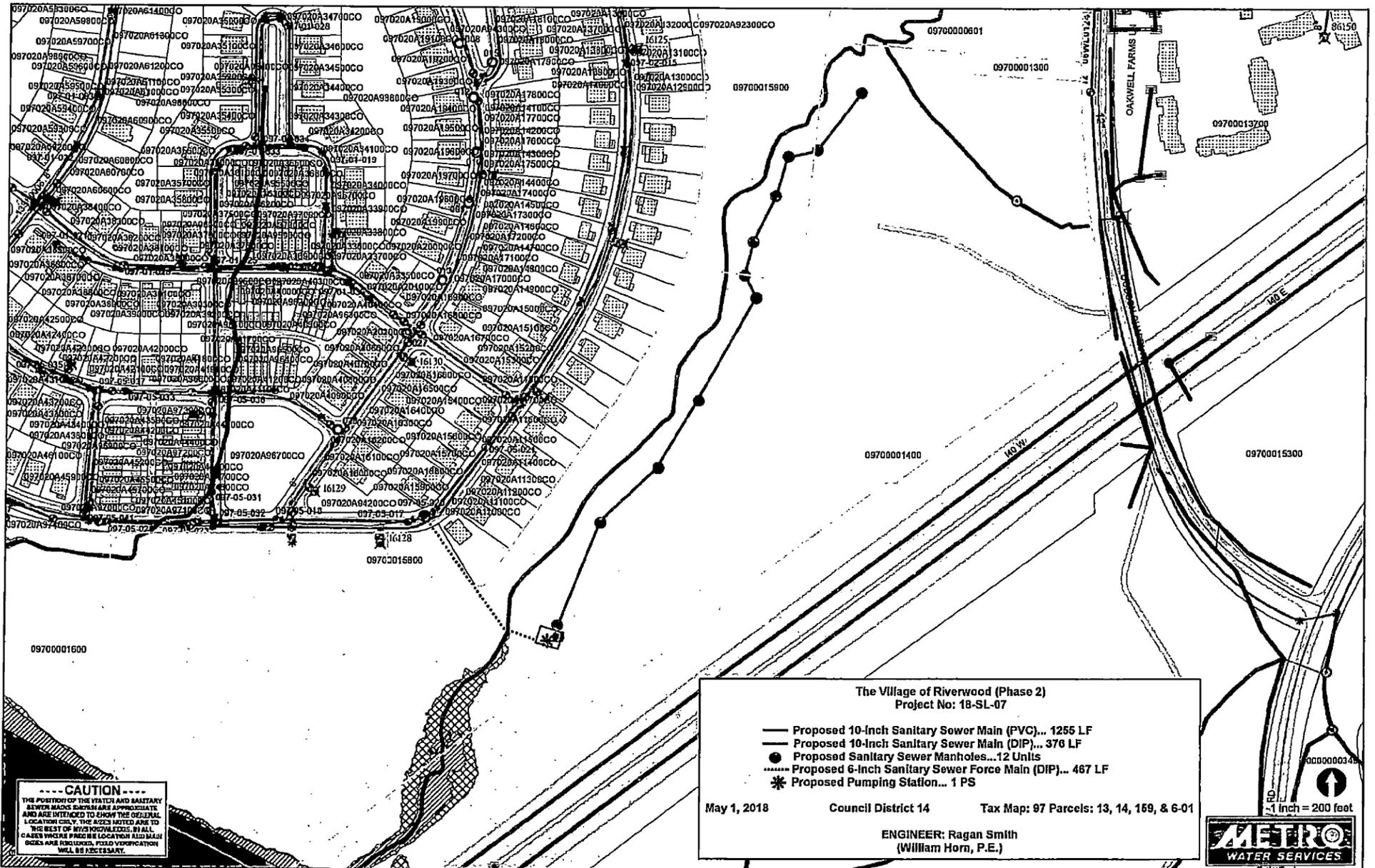
My Commission Expires: 7-11-21

ATTEST:

Metropolitan Clerk

Date: \_\_\_\_\_





**The Village of Riverwood (Phase 2)**  
Project No: 18-SL-07

- Proposed 10-Inch Sanitary Sewer Main (PVC)... 1255 LF
- - - Proposed 10-Inch Sanitary Sewer Main (DIP)... 376 LF
- Proposed Sanitary Sewer Manholes...12 Units
- ..... Proposed 6-Inch Sanitary Sewer Force Main (DIP)... 467 LF
- \* Proposed Pumping Station... 1 PS

May 1, 2018      Council District 14      Tax Map: 97 Parcels: 13, 14, 169, & 6-01

ENGINEER: Ragan Smith  
(William Horn, P.E.)



**-----CAUTION-----**  
THE POSITION OF THE WATER AND SANITARY SEWER MAINS SHOWN ARE APPROXIMATE AND ARE INTENDED TO SHOW THE GENERAL LOCATION ONLY. THE AGES NOTED ARE TO THE BEST OF OUR KNOWLEDGE. IN ALL CASES WHERE PRECISE LOCATION AND MAIN DEPTH ARE REQUIRED, FIELD VERIFICATION WILL BE NECESSARY.