

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

**WHEREAS**, both STRATOS and METRO desire to provide improved public water service for both its proposed development as well as the existing properties in this area; and

**WHEREAS**, STRATOS has been approved to serve its development Carvell Avenue; known as Project No. 17WL0196 (2017067338), and

**WHEREAS**, the provision of such water service will directly benefit both parties and the general community of Nashville and Davidson County, Tennessee; and

NOW, THEREFORE, STRATOS AND METRO AGREE AS FOLLOWS:

**I. SCOPE OF WORK:**

A project consisting of abandonment of approximately 1000 linear feet of 2-inch water main and the construction of approximately 1000 linear feet of 8-inch water main (DIP) and 1 fire hydrant assembly, all existing service lines will be tied into the new water main, and trench repairs will be provided per plan in Carvell Avenue from Wedgewood Avenue to Southgate Avenue.

**II. PAYMENT TERMS AND CONDITIONS:**

- A. STRATOS will contract and oversee construction of this project, and the Carvell Avenue new public water main infrastructure improvements design shall meet all METRO specifications and requirements including telemetry and any required repeater sites.
- B. METRO will inspect the construction and will be responsible for ongoing operation and maintenance.
- C. METRO's level of participation is based on a determination by METRO utilizing a benefit/cost analysis to the project area's existing customer base and overall systemic operational needs. For this specific project, METRO's level of participation will be the lesser of 50% of the actual project costs that benefits both parties not to exceed \$91,045.00 as a contribution towards these improvements. As a part of this project, STRATOS agrees to improve the main the remaining distance down Carvell Avenue which has been determined to benefit the general community and the public water system without benefiting STRATOS. This portion will be inspected and fully reimbursed by Metro not to exceed \$90,900.00. This amount is based on the secured competitive bid prices of 3 licensed contractors. The awarded bid amount and unit prices are within range of recently bid public projects of similar scope and size.
- D. This agreement is subject to the approval through Ordinance (three readings) of The Metropolitan Council of Nashville and Davidson County and will be null and void if the improvements are not operational by May 13, 2020.
- E. 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:

[Signature]  
Director Metropolitan Department of Water and Sewerage Services

APPROVED AS TO AVAILABILITY OF FUNDS:

[Signature]  
Director of Finance

APPROVED AS TO FORM AND LEGALITY:

[Signature]  
Metropolitan Attorney

THE METROPOLITAN GOVERNMENT OF  
NASHVILLE AND DAVIDSON COUNTY:

\_\_\_\_\_  
Metropolitan Mayor

ACCEPTED BY:

[Signature]  
Developer

Sworn to and subscribed to before me, a Notary Public,

13 day of MARCH  
by Talita Scarborough

Developer and duly authorized to execute this instrument  
on Developer's behalf.

[Signature]  
Notary Public

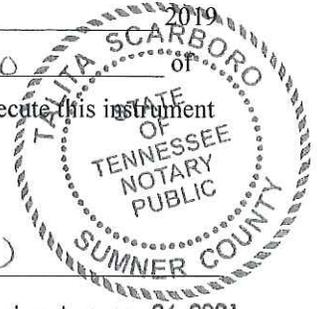
My Commission Expires January 26, 2021

My Commission Expires: \_\_\_\_\_

ATTEST:

\_\_\_\_\_  
Metropolitan Clerk

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

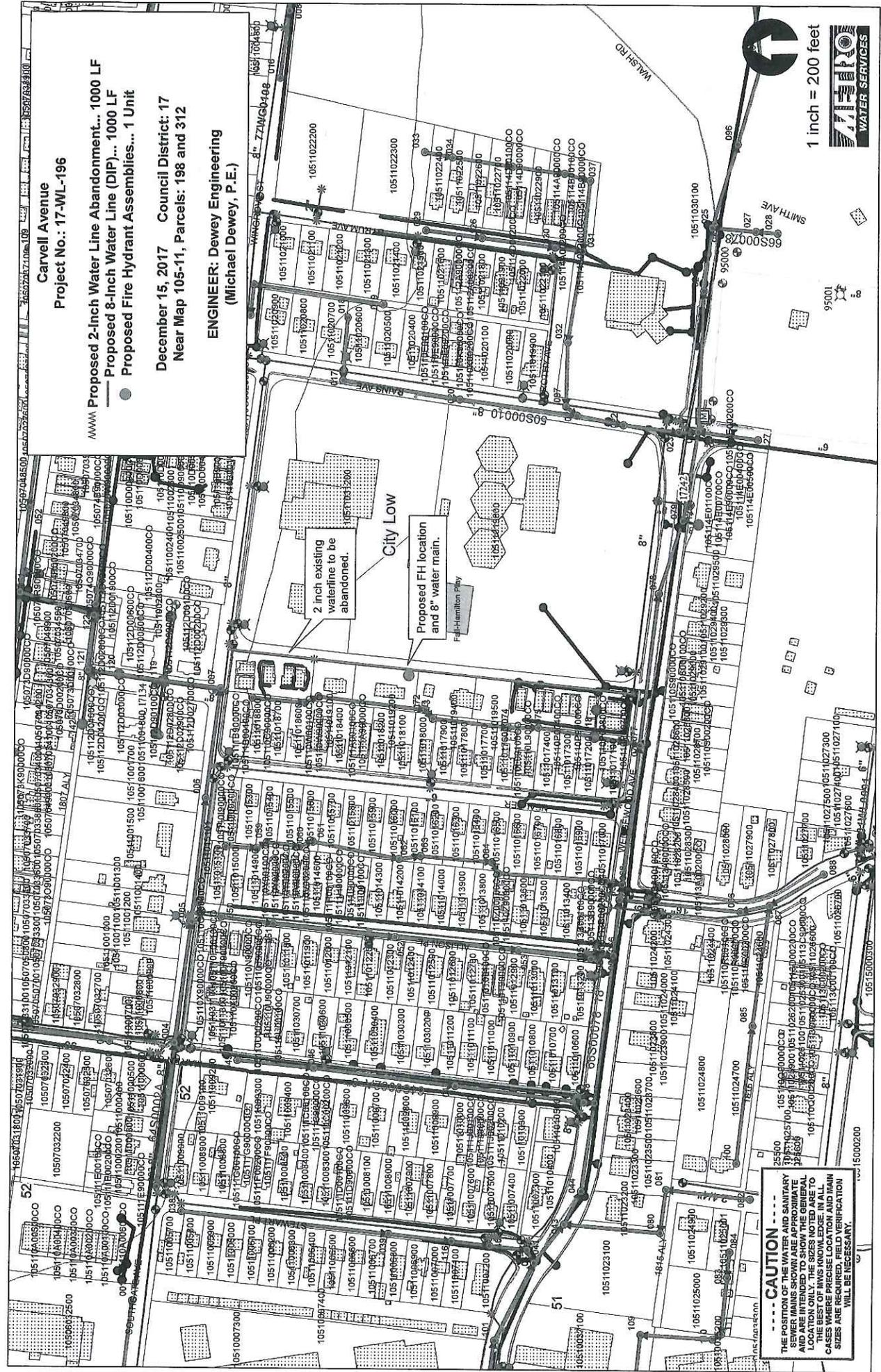


Carvell Avenue  
Project No.: 17-WL-196

Proposed 2-inch Water Line Abandonment... 1000 LF  
Proposed 8-inch Water Line (DIP)... 1000 LF  
Proposed Fire Hydrant Assemblies... 1 Unit

December 15, 2017 Council District: 17  
Near Map 105-11, Parcels: 198 and 312

ENGINEER: Dewey Engineering  
(Michael Dewey, P.E.)



1 inch = 200 feet  
**METRO**  
WATER SERVICES

2 inch existing  
waterline to be  
abandoned.

City Low  
Proposed FH location  
and 8" water main.

**CAUTION**  
--- THE POSITION OF THE WATER AND SANITARY  
SEWER MAINS SHOWN ARE APPROXIMATE  
AND ARE INTENDED TO SHOW THE GENERAL  
LAYOUT OF THE PROJECT. FIELD VERIFICATION  
IS REQUIRED TO CONFIRM THE EXACT  
LOCATIONS AND DEPTHS OF ALL  
UTILITIES. THE BEST OF HIS KNOWLEDGE IN ALL  
CASES WHERE PRECISE LOCATION AND MAIN  
SIZES ARE REQUIRED, FIELD VERIFICATION  
WILL BE NECESSARY.