



WATER AND/OR WASTEWATER OVERSIZING AGREEMENT

THIS AGREEMENT TO BE COMPLETED PRIOR TO APPROVAL OF PLANS BY GRU

Applicant Name: NP International USA, L.L.C **Date:** 9/17/13
Development Name: Village Point Roadway and Utility Improvements
(The Project)

Description of Oversizing Requirements: (Please Be Specific)

Water Wastewater Reclaimed Water

See Attached Oversizing Estimate Summary

Oversizing Reimbursement Amount: \$99,339.00

The Applicant named above, is the developer of certain water distribution, wastewater pumping and/or wastewater collection facilities serving the above named project.

The City of Gainesville/Gainesville Regional Utilities, (GRU) has established policies within its Code of Ordinances including, but not limited to the provisions of Chapter 27 thereof to ensure the development of water distribution and wastewater collection systems which serve the public in a coordinated and efficient manner. The Ordinances prescribe the mechanisms to provide for necessary oversizing of developer constructed facilities.

The City through its utility system, Gainesville Regional Utilities (GRU), has requested the oversizing of certain of those water and/or wastewater facilities.

In consideration of the foregoing and the mutual promises set out below the parties agree to the following:

Applicant's initials RW
GRU Representative initials RDI

A) **APPLICANT'S OBLIGATIONS:**

1. **Oversizing Cost Estimate:** The Applicant shall provide GRU a written itemized cost estimate covering the minimum facilities required to serve the subject project and a written itemized cost estimate covering the actual facilities to be constructed. These estimates shall identify the incremental construction, engineering and interest costs (subject to restrictions) associated with the requested oversizing. The estimates shall be signed and sealed by a Professional Engineer registered in the State of Florida attesting to the fact that the cost estimates are based upon the best available and most recent cost information for similar work. Interest cost estimates shall be based upon the incremental oversizing cost estimates referenced above, the Applicant's current borrowing rate, and the expected time to complete the project. This estimate must be submitted to and approved by GRU prior to approval of plans by GRU or its designated engineer.
2. **Installation:** The Applicant agrees to construct all oversized facilities in accordance with the plans approved by GRU or its designated engineer.
3. **Invoicing:** The Applicant shall invoice GRU for the approved oversizing amount following completion of that portion of the water and/or wastewater facilities to be oversized within six months of the completion letter. The invoice shall not exceed the oversizing reimbursement amount agreed upon and shall be based upon the Contractor's actual final prices and quantities. The invoice shall be signed and sealed by a Professional Engineer registered in the State of Florida certifying to the validity of the contract prices and quantities, and actual interest costs shall be certified by the lender. The final invoice amount will be subject to GRU concurrence.
4. **Reimbursement:** The Applicant understands that reimbursement for change orders or additions shall only be made for items which have received prior written approval from GRU. The Applicant agrees that there will be no compensation, monetary or otherwise, for the connection of additional properties to facilities installed by the Applicant and conveyed to GRU.

B) **GAINESVILLE REGIONAL UTILITIES OBLIGATIONS:**

1. **Utilization:** GRU in its sole discretion may, without restriction, utilize the water distribution and/or wastewater pumping and collection facilities in whatever manner necessary, in accordance with the GRU's policies, to provide and/or improve utility service to the subject project or the surrounding areas.
2. **Estimate:** GRU shall review the oversizing estimate and establish an eligible amount for reimbursement. The reimbursement amount is subject to the approval of GRU. The amount of the oversizing reimbursement may be adjusted by GRU in accordance with the procedures contained in the City of Gainesville Code of Ordinances.
3. **Reimbursement:** Following completion and acceptance by GRU of the water distribution and/or wastewater pumping and collection facilities constructed on the above named project(s) and upon receipt from the Applicant of an original written invoice to GRU, the engineer's certified cost estimate and the Contractor's final signed contract unit prices and quantities, and provided that all conditions of this Agreement have been satisfactorily met, GRU shall within 30 days of receipt of the request issue an approval for payment to GRU accounting.

DATED this 9 day of OCT, 2013.

APPLICANT OR AUTHORIZED REPRESENTATIVE

Letter of Authorization to GRU required

if not signed by Applicant

NP International USA, L.L.C.

By: Brent Reynolds

(Please Print)

Signature: [Signature]

Title: Manager

CITY OF GAINESVILLE

GAINESVILLE REGIONAL UTILITIES

By: Russ Ingram
(Please Print)

Signature: [Signature]

Title: M/W SUPERVISING ENGINEER

GRU Water & Wastewater System Oversizing Estimate Summary Sheet

Village Point Roadway and Utility Improvements

Project Name:

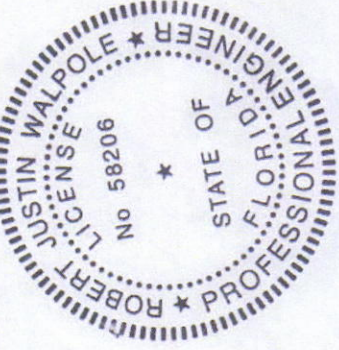
Description:

In order to provide potable water, and wastewater facilities to adjacent offsite properties, the proposed utility systems must be oversized beyond the minimum facilities required to serve just the proposed development. A summary of estimated costs for providing minimum facilities and for additional oversizing is presented below.

No.	Utility System	Minimum Facilities to Serve Development				Additional Facilities for Oversizing				Net Increase to Oversize	
		Qty	Unit	Unit Cost	Total Cost	Qty	Unit	Unit Cost	Total Cost		
1	Water System	1	ls	\$ 3,980	\$ 3,980	1	ls	\$ 5,925	\$ 5,925	\$ 1,945	
2	Wastewater System	1	ls	\$ 27,793	\$ 27,793	1	ls	\$ 120,174	\$ 120,174	\$ 92,382	
3	Lift Station	1	ls	\$ 33,562	\$ 33,562	1	ls	\$ 38,575	\$ 38,575	\$ 5,012	
				\$ -	\$ -			\$ -	\$ -	\$ -	
				\$ -	\$ -			\$ -	\$ -	\$ -	
				\$ -	\$ -			\$ -	\$ -	\$ -	
				\$ -	\$ -			\$ -	\$ -	\$ -	
				\$ -	\$ -			\$ -	\$ -	\$ -	
				\$ -	\$ -			\$ -	\$ -	\$ -	
				\$ -	\$ -			\$ -	\$ -	\$ -	
				Total Estimate for Minimum Facilities:	\$ 65,335	Total Est for Oversized Facilities:				\$ 164,674	\$ 99,339

Robert J. Walpole, PE (FL Registration No. 58206)
 Causseaux, Hewett, & Walpole, Inc., (Certification of Authorization No. 5075)

Handwritten signature and date: 2/16/13



GRU Water System Oversizing Estimate

Village Point Roadway and Utility Improvements

Project Name:

Description: In order to provide potable water to adjacent offsite properties, the proposed utility systems must be oversized beyond the minimum facilities required to serve just the proposed development. A cost estimate for providing minimum facilities and for providing oversizing is presented below.

No.	Description of Itemized Cost	Minimum Facilities to Serve Development				Additional Facilities for Oversizing				Net Increase to Oversize		
		Item	Qty	Unit	Unit Cost	Extended Cost	Item	Qty	Unit		Unit Cost	Extended Cost
1	12" Water Main Stubout	12"x12"x8" DI Tee	1	EA	\$ 660	\$ 660	12"x12"x8" DI Tee	1	EA	\$ 660	\$ 660	\$ -
		12" Gate Valve & Box	1	EA	\$ 770	\$ 770	12" Gate Valve & Box	2	EA	\$ 770	\$ 1,540	\$ 770
		8" Gate Valve & Box	1	EA	\$ 550	\$ 550	12"x12"x6" DI Tee	1	EA	\$ 900	\$ 900	\$ 350
		12"x6" Reducer	1	EA	\$ 500	\$ 500	12" DIP WM	10	FT	\$ 28	\$ 275	\$ (225)
2	8" Water Main Stubout	8" x 3" Tapped Tee	1	EA	\$ 150	\$ 150	8" Anchor Tee	1	EA	\$ 750	\$ 750	\$ 600
		8" Gate Valve & Box	2	EA	\$ 550	\$ 1,100	8" Gate Valve & Box	3	EA	\$ 550	\$ 1,650	\$ 550
3		3" Gate Valve & Box	1	EA	\$ 250	\$ 250	8"x3" Tapped Plug	1	EA	\$ 150	\$ 150	\$ (100)
4					\$ -	\$ -				\$ -	\$ -	\$ -
5					\$ -	\$ -				\$ -	\$ -	\$ -
6					\$ -	\$ -				\$ -	\$ -	\$ -
7					\$ -	\$ -				\$ -	\$ -	\$ -
8					\$ -	\$ -				\$ -	\$ -	\$ -
9					\$ -	\$ -				\$ -	\$ -	\$ -
10					\$ -	\$ -				\$ -	\$ -	\$ -
11					\$ -	\$ -				\$ -	\$ -	\$ -
Total Estimate for Minimum Facilities:						\$ 3,980						
Total Estimate for Oversized Facilities:						\$ 5,925						
Total Estimate for Oversized Facilities:						\$ 1,945						

GRU Wastewater System Oversizing Estimate

Project Name: Village Point Roadway and Utility Improvements

Description:

In order to provide wastewater facilities to adjacent offsite properties, the proposed utility systems must be oversized beyond the minimum facilities required to serve just the proposed development. A cost estimate for providing minimum facilities and for providing oversized is presented below.

No.	Description of Itemized Cost	Minimum Facilities to Serve Development				Additional Facilities for Oversizing				Net Increase to Oversize		
		Item	Qty	Unit	Unit Cost	Extended Cost	Item	Qty	Unit		Unit Cost	Extended Cost
1	Force Main	6" PVC Forecmain	1213	FT	\$ 20	\$ 24,025	16" PVC Forecmain	1892.7	FT	\$ 39	\$ 72,868.95	\$ 48,844
		6" ELDI Tee	1	EA	\$ 358	\$ 358	16"x16"x6" ELDI Tee	1	EA	\$ 1,210	\$ 1,210.00	\$ 853
		6" ELDI PLUG Valve & Box	2	EA	\$ 330	\$ 660	16" ELDI Plug Valve & Box	2		\$ 1,375	\$ 2,750.00	\$ 2,090
		6" ELDI 45° Bend	10	EA	\$ 275	\$ 2,750	16" ELDI 45° Bend	10		\$ 990	\$ 9,900.00	\$ 7,150
2	Gravity Sewer						8" PVC Main	937.4	FT	\$ 20	\$ 18,560.52	\$ 18,561
							48" Dia. Manhole	3	EA	\$ 1,650	\$ 4,950.00	\$ 4,950
							8"x6" PVC WYE& Bend	4	EA	\$ 440	\$ 1,760.00	\$ 1,760
							6" PVC Lateral	155.5	FT	\$ 17	\$ 2,565.75	\$ 2,566
							6" PVC C/O	6	EA	\$ 165	\$ 990.00	\$ 990
							8" PVC cap	2	EA	\$ 110	\$ 220.00	\$ 220
Estimate for Minimum Facilities:						Estimate for Oversized Facilities:						
\$ 27,793						\$ 115,775						
Engineering Design Services (5%)						Total						
\$ 4,399						\$ 120,174						
\$ 92,382												

GRU Lift Station Oversizing Estimate

Village Point Roadway and Utility Improvements

Project Name:

Description: In order to provide wastewater facilities to adjacent offsite properties, the proposed utility systems must be oversized beyond the minimum facilities required to serve just the proposed development. A cost estimate for providing minimum facilities and for providing oversized is presented below.

No.	Description of Itemized Cost	Minimum Facilities to Serve Development					Additional Facilities for Oversizing					Net Increase to Oversize	
		Item	Qty	Unit	Unit Cost	Extended Cost	Item	Qty	Unit	Unit Cost	Extended Cost		
1	Wetwell	8' Dia. Wetwell	1	EA	\$ 33,000	\$ 33,000	10' Dia. Wetwell	1	EA	\$ 37,950	\$ 37,950	\$ 4,950	
2	Force Main	6" PVC Forcemain	28.4	FT	\$ 20	\$ 562	8" PVC Forcemain	28.4	FT	\$ 22	\$ 625	\$ 62	
3													
4													
5													
6													
7													
8													
9													
10													
11													
12													
Total Estimate for Minimum Facilities:						\$ 33,562	Total Estimate for Oversized Facilities:						\$ 38,575
													\$ 5,012



September 17, 2013
Russ Ingram, P.E.
Water / Wastewater Engineering
Gainesville Regional Utilities
304 SE 4th Avenue
Gainesville, FL 32601

RE: Village Point Roadway & Infrastructure Improvements
Reimbursement of Work

Dear Mr. Ingram,

NP International USA, LLC has been aware that the reimbursement fees for the oversizing of utilities for the Village Point Roadway & Infrastructure Improvements will be approximately \$99,339.00 and understands that any reimbursable over \$50,000 must be approved by the City Commission prior to the Utility Construction Permit being issued.

Subsequently, given the time constraints and deadlines associated with the Project, NP International USA, LLC is unable to delay the commencement of construction any longer. Therefore, NP International USA, LLC is willing to assume the potential financial risks for the associated works performed prior to receiving City Commission approval of the suggested reimbursement, in order for GRU to issue the Utility Construction Permit.

Sincerely,

A handwritten signature in black ink, appearing to read 'B.M. Reynolds', is written over a faint, larger version of the same signature.

Brent M. Reynolds