

LEGISLATIVE TRACKING FORMFiling for Council Meeting Date: _____ ^{DS} PD X Resolution _____ Ordinance _____Contact/Prepared By: TLadd/PDeaner ^{DS} Date Prepared: 8/3/2026

Title (Caption): A resolution approving a participation agreement between the Metropolitan Government of Nashville and Davidson County, acting by and through the Metropolitan Department of Water and Sewerage Services, and James Morrison, to provide public water service improvements for James Morrison's proposed development, as well as other existing properties in the area (MWS Project No. 24-WL-0058 and Proposal No. 2026M-034AG-001).

Submitted to Planning Commission? _____ N/A _____ Yes-Date: _____ Proposal No. ^{DS} SPProposing Department: Metro Water Services Requested By: Scott PotterAffected Department(s): _____ Affected Council District(s): 11

Legislative Category (check one):

☐ Bonds	☐ Contract Approval	☐ Intergovernmental Agreement
☐ Budget – Pay Plan	☐ Donation	☐ Lease
☐ Budget – 4%	☐ Easement Abandonment	☐ Maps
☐ Capital Improvements	☐ Easement Accept/Acquisition	☐ Master List A&E
☐ Capital Outlay Notes	☐ Grant	☐ Settlement of Claims/Lawsuits
☐ Code Amendment	☐ Grant Application	☐ Street/Highway Improvements
☐ Condemnation	☐ Improvement Acc.	☒ Other: Participation Agreement

FINANCE ^{Initial} TV Amount+/-: \$87,352.50

Funding Source: _____
Fund 47410 _____
PIF – 26-140 _____
Capital Improvement Budget _____
Capital Outlay Notes _____
Departmental/Agency Budget _____
Funds to Metro _____
General Obligation Bonds _____
Grant _____

^{Initial} Increased Revenue Sources APApproved by OMB: DH

Approved by Finance/Accounts: _____

Approved by Div Grants Coordination: _____

Match: \$ \$ -0-

Judgment and Losses _____
Local Government Investment Project _____
Revenue Bonds _____
Self-Insured Liability _____
Solid Waste Reserve _____
Unappropriated Fund Balance _____
4% Fund _____
Other: _____

Date to Finance Director's Office: _____

APPROVED BY**FINANCE DIRECTOR'S OFFICE:** _____**ADMINISTRATION**

Council District Member Sponsors: _____

Council Committee Chair Sponsors: _____

Approved by Administration: _____ Date: _____

DEPARTMENT OF LAW

Date to Dept. of Law: _____ Approved by Department of Law: _____

Settlement Resolution/Memorandum Approved by: _____

Date to Council: _____ For Council Meeting: _____ E-mailed Clerk

All Dept. Signatures _____ Copies _____ Backing _____ Legislative Summary _____ Settlement Memo _____ Clerk Letter _____ Ready to File _____

Department of Law - White Copy

Administration - Yellow Copy

Finance Department - Pink Copy

RESOLUTION NO. _____

A resolution approving a participation agreement between the Metropolitan Government of Nashville and Davidson County, acting by and through the Metropolitan Department of Water and Sewerage Services, and James Morrison, to provide public water service improvements for James Morrison's proposed development, as well as other existing properties in the area (MWS Project No. 24-WL-0058 and Proposal No. 2026M-034AG-001).

WHEREAS, pursuant to the terms of the participation agreement, attached hereto as Exhibit 1, James Morrison ("OWNER") in compliance with all Metropolitan Government of Nashville and Davidson County ("METRO") requirements and specifications, will contract and oversee the construction of approximately 221 linear feet of eight-inch water main (DIP), to serve the residents on Riverside Road, as shown in Exhibit 2 hereto attached, Project No. 24-WL-0058; and,

WHEREAS, METRO will inspect the construction and upon acceptance, will be responsible for ongoing operation and maintenance; and,

WHEREAS, METRO agrees to pay the lesser of fifty percent (50%) of the actual project costs that benefit both parties, not to exceed Eighty-Seven Thousand Three Hundred Fifty-Two Dollars and Fifty Cents (\$87,352.50); and,

WHEREAS, BL2022-1214 authorizes the Metropolitan Department of Water and Sewerage Services to enter into participation agreements funding infrastructure with developers by resolution of the Metropolitan Council; and;

WHEREAS, the Project is deemed to benefit both parties and the general community.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE METROPOLITAN GOVERNMENT OF NASHVILLE AND DAVIDSON COUNTY.

Section 1. The participation agreement (Exhibit 1) between the Metropolitan Government of Nashville and Davidson County, acting by and through the Department of Water and Sewerage Services, and James Morrison to improve public water services in Davidson County, Tennessee, attached hereto and incorporated herein, is hereby approved, and the Director of Water and Sewer Services is authorized to execute the same.

Section 2. Eighty-Seven Thousand Three Hundred Fifty-Two Dollars and Fifty Cents (\$87,352.50) from METRO is available in Fund No. 47410 to pay the lesser of fifty percent (50%) of the actual project costs or Eighty-Seven Thousand Three Hundred Fifty-Two Dollars and Fifty Cents (\$87,352.50) as a maximum contribution toward the Project.

Section 3. This resolution shall take effect from and after its final passage, the welfare of The Metropolitan Government of Nashville and Davidson County requiring it.

RECOMMENDED BY:

DocuSigned by:

Scott Potter

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Scott A. Potter, Director
Water and Sewerage Services

INTRODUCED BY:

APPROVED AS TO THE AVAILABILITY
OF FUNDS:
FUND#: 47410
PIF 26-140

Council Member(s)

Signed by:

Jenneen Reed/mjr

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Jenneen Reed, Director
Department of Finance

APPROVED AS TO FORM AND
LEGALITY:

Signed by:

Hannah Zeitlin

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Assistant Metropolitan Attorney

1109 RIVERSIDE ROAD PARTICIPATION AGREEMENT

THIS AGREEMENT is entered into by and between **James Morrison**, hereinafter known as "**OWNER**", 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 **OWNER** 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, **OWNER** has been approved to serve its development 1109 Riverside Road; known as Project No. 24-WL-0058, 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, OWNER AND METRO AGREE AS FOLLOWS:

I. SCOPE OF WORK:

A project consisting of the construction of approximately 221 linear feet of new eight-inch water main (DIP).

II. PAYMENT TERMS AND CONDITIONS:

- A. **OWNER** will contract and oversee construction of this project, and OWNER'S 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 not to exceed \$87,352.50 as a contribution towards these improvements. This amount is based on the secured competitive bid prices of three 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 Resolution (one reading) of The Metropolitan Council of Nashville and Davidson County and will be null and void if the improvements are not operational by October 1, 2027.
- 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:

DocuSigned by:

Scott Potter

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Director Metropolitan Department of Water and Sewerage Services

APPROVED AS TO AVAILABILITY OF FUNDS:

Signed by:

Jenneneen Reed/mjw

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Director of Finance

APPROVED AS TO FORM AND LEGALITY:

Signed by:

Hannah Zeitlin

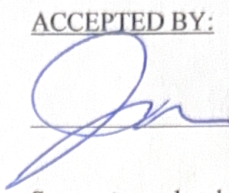
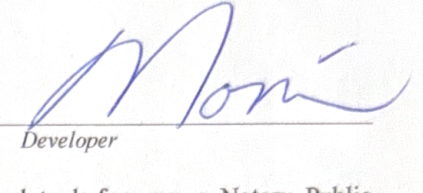
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Metropolitan Attorney

THE METROPOLITAN GOVERNMENT OF
NASHVILLE AND DAVIDSON COUNTY:

Metropolitan Mayor

ACCEPTED BY:

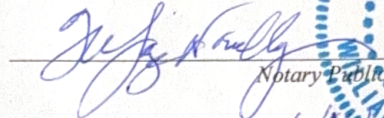
 
Developer

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

^{Aug 10th} day of Aug 2026

by James Merriam, owner, & wife of

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

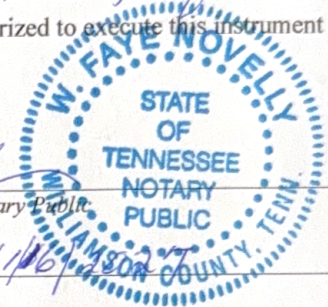

Notary Public

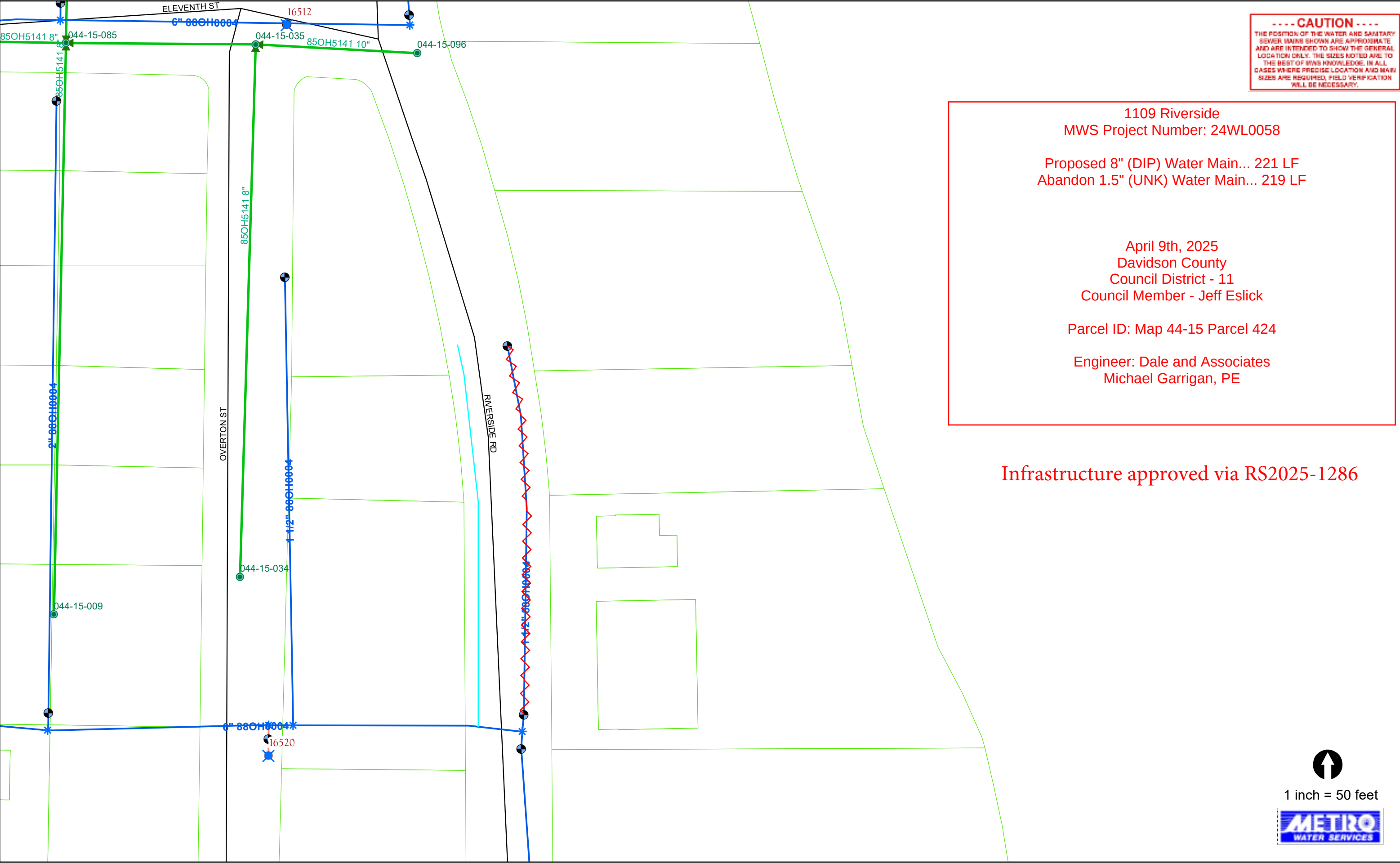
My Commission Expires: 11/06/2027

ATTEST:

Metropolitan Clerk

Date: _____





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

1109 Riverside
MWS Project Number: 24WL0058

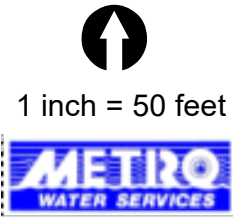
Proposed 8" (DIP) Water Main... 221 LF
Abandon 1.5" (UNK) Water Main... 219 LF

April 9th, 2025
Davidson County
Council District - 11
Council Member - Jeff Eslick

Parcel ID: Map 44-15 Parcel 424

Engineer: Dale and Associates
Michael Garrigan, PE

Infrastructure approved via RS2025-1286



ORIGINAL

METROPOLITAN COUNTY COUNCIL

Resolution No. _____

A resolution approving a participation agreement between the Metropolitan Government of Nashville and Davidson County, acting by and through the Metropolitan Department of Water and Sewerage Services, and James Morrison, to provide public water service improvements for James Morrison’s proposed development, as well as other existing properties in the area (MWS Project No. 24-WL-0058 and Proposal No. 2026M-034AG-001).

Introduced _____

Amended _____

Adopted _____

Approved _____

By _____
Metropolitan Mayor



July 24, 2026

To: Peggy Deaner Metro Water Services

**Re: 1109 Riverside Road Participation Agreement
Planning Commission Mandatory Referral 2026M-034AG-001
Council District # 11 Jeff Eslick, Council Member**

On behalf of the Metropolitan Planning Commission, the following item, referred to the Commission as required by the Metro Charter, has been recommended for *approval* to the Metropolitan Council:

A request for approval for a Participation Agreement between Metro Water Services and James Morrison for MWS Project No. 24-WL-0058. This is a financial participation agreement. The actual infrastructure has been reviewed and approved on June 4, 2025, via RS2025-1286 and 2025M-051ES-001.

The relevant Metro agencies (Metro Parks, Nashville Department of Transportation, Metro Water Services, Metro Emergency Communications, the Nashville Electric Service, General ServicesPublic Property and the Metro Historical Commission) have reviewed the proposal and concur in the recommendation for approval. This request must be approved by the Metro Council to become effective. A sketch showing the location of the request is attached to this letter.

Conditions that apply to this approval: none

This recommendation for approval is given as set forth in the Metropolitan Planning Commission Rules and Procedures. If you have any questions about this matter, please contact Delilah Rhodes at Delilah.Rhodes@nashville.gov or 615-862-7208

Sincerely,

A handwritten signature in blue ink that reads "Robert Leeman".

Robert Leeman, AICP
Assistant Director Land Development Metro
Planning Department
cc: Metro Clerk

**Re: 1109 Riverside Road Participation Agreement
Planning Commission Mandatory Referral 2026M-034AG-001
Council District # 11 Jeff Eslick, Council Member**

A request for approval for a Participation Agreement between Metro Water Services and James Morrison for MWS Project No. 24-WL-0058. This is a financial participation agreement. The actual infrastructure has been reviewed and approved on June 4, 2025, via RS2025-1286 and 2025M-051ES-001.

