

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 563 Veritas, LLC, to provide public water service improvements for 563 Verita's proposed development, as well as other existing properties in the area (MWS Project No. 23-WL-0080 and Proposal No. 2025M-018AG-001).

WHEREAS, pursuant to the terms of the participation agreement, attached hereto as Exhibit 1, 563 Veritas, LLC ("DEVELOPER") in compliance with all Metropolitan Government of Nashville and Davidson County ("METRO") requirements and specifications, will contract and oversee the construction of approximately 120 linear feet of four-inch water main (DIP), to serve the residents on Veritas Street, as shown in Exhibit 2 hereto attached, Project No. 23-WL-0080; 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 Twenty-Three Thousand Eight Hundred Twenty-Six Dollars (\$23,826.00); and,

WHEREAS, as part of this project DEVELOPER further agrees to improve the public water main from the westernmost property line to its terminus to the benefit of the general community and the public water system without benefit to DEVELOPER and be reimbursed by METRO not to exceed Forty-Nine Thousand Two Hundred Sixty-Six Dollars (\$49,266.00.00); 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 563 Veritas, LLC 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. Twenty-Three Thousand Eight Hundred Twenty-Six Dollars (\$23,826.00) from METRO is available in Fund No. 47410 to pay the lesser of fifty percent (50%) of the project costs that benefit both parties and Forty-Nine Thousand Two Hundred Sixty-Six Dollars (\$49,266.00.00) from METRO is available in Fund No. 47410 to reimburse DEVELOPER for the additional work being completed, for a total contribution of Seventy-Two Thousand Ninety-Two Dollars (\$72,092.00) 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:

Signed by:

Scott Potter/bf

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Scott A. Potter, Director
Water and Sewerage Services

INTRODUCED BY:

APPROVED AS TO THE AVAILABILITY
OF FUNDS:

FUND#: 47410

PIF 25-090

Council Member(s)

Signed by:

Jenneen Reed/mjw

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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

563 VERITAS PARTICIPATION AGREEMENT

THIS AGREEMENT is entered into by and between **563 Veritas, LLC.**, hereinafter known as "**DEVELOPER**", 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 **DEVELOPER** 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, **DEVELOPER** has been approved to serve its development 563 Veritas Street; known as Project No. 23-WL-0080, 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, THE DEVELOPER AND METRO AGREE AS FOLLOWS:

I. SCOPE OF WORK:

A project consisting of the Developer constructing approximately 120 LF of new four-inch water main (DIP) to serve the 563 Veritas development.

II. PAYMENT TERMS AND CONDITIONS:

- A. **DEVELOPER** will contract and oversee construction of this project, and water main 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 \$23,826.00 as a contribution towards these improvements. As a part of this project, **DEVELOPER** agrees to improve the public water main the remaining distance of 61 linear feet (from the westernmost property line to its terminus) which has been determined to benefit the general community and the public water system. This portion will be inspected and fully reimbursed by Metro not to exceed \$49,266.00. 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 July 1st, 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:

Signed by:

Scott Potter/bf

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Director Metropolitan Department of Water and Sewerage Services

APPROVED AS TO AVAILABILITY OF FUNDS:

Signed by:

Jennene 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:

Josh Silis

Developer

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

24 day of July 2024

by Josh Silis of

Developer and duly authorized to execute this instrument

~~on Developer's behalf.~~

[Signature]

Notary Public

My Commission Expires: _____

ATTEST:

Metropolitan Clerk

Date: _____





LEGEND

- Proposed 120 LF of 4-inch DIP Water Main
- Abandonment of 146 LF of 1-inch and 2-inch Water Main and Associated Easements

DATE: 2/21/2025

ENGINEERING FIRM: Dale and Associates
ENGINEER: Michael Garrigan, PE

COUNCIL DISTRICT: 16
PARCEL NUMBERS: 13305002500

----- 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 MVS KNOWLEDGE. IN ALL CASES WHERE PRECISE LOCATION AND MAIN SIZES ARE REQUIRED, FIELD VERIFICATION WILL BE NECESSARY.

0 100 Feet



ORIGINAL

METROPOLITAN COUNTY COUNCIL

Resolution No. _____

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Introduced _____

Amended _____

Adopted _____

Approved _____

By _____
Metropolitan Mayor



May 6, 2025

To: Peggy Deaner Metro Water Services

**Re: 563 Veritas Street Water Line Participation Agreement
Planning Commission Mandatory Referral 2025M-018AG-001
Council District # 16 Ginny Welsch, 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 of a participation agreement between 563 Veritas, LLC and The Metropolitan Government of Nashville and Davidson County acting through the Metropolitan Department of Water and Sewerage Services, for MWS Project No. 23-WL-0080.

The relevant Metro agencies (Metro Parks, Nashville Department of Transportation, Metro Water Services, Metro Emergency Communications, the Nashville Electric Service, General Services-Public 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 "Lisa Milligan".

Lisa Milligan
Assistant Director Land Development
Metro Planning Department
cc: Metro Clerk

**Re: 563 Veritas Street Water Line Participation Agreement
Planning Commission Mandatory Referral 2025M-018AG-001
Council District # 16 Ginny Welsch, Council Member**

A request for approval of a participation agreement between 563 Veritas, LLC and The Metropolitan Government of Nashville and Davidson County acting through the Metropolitan Department of Water and Sewerage Services, for MWS Project No. 23-WL-0080.



Tara Ladd, Assistant Director

Water and Sewerage Services
Nashville, TN 37208

July 28, 2026

TO: Vice Mayor Angie Henderson & Members of Metro Council

FROM: Tara Ladd, Assistant Director
Water and Sewerage Services

RE: **Suspension of Rule 11**

Signed by:

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Metro Water Services respectfully requests suspension of the rules to late file a resolution for a participation agreement that was previously approved and became null and void when the improvements weren't completed by the date in the agreement.