

THE MOSAIC AT JEFFERSON PARTICIPATION AGREEMENT

THIS AGREEMENT is entered into by and between **Split Rock Development**, 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 The Mosaic at Jefferson; known as Project No. 23WL0036, 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, DEVELOPER AND METRO AGREE AS FOLLOWS:

I. SCOPE OF WORK:

A project consisting of the construction of approximately 740 LF of 8-inch water main (DIP) and one fire hydrant (Unit) to serve the Mosaic at Jefferson development.

II. PAYMENT TERMS AND CONDITIONS:

- A. **DEVELOPER** will contract and oversee construction of this project, and water 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 \$520,000.00 as a contribution towards these improvements. This amount is based on the secured competitive bid prices of two 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 April 4, 2025.
- 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:

Jim Snyder for Scott Potter

Director Metropolitan Department of Water and Sewerage Services

APPROVED AS TO AVAILABILITY OF FUNDS:

DocuSigned by:

Kevin Crumbo/mjw

Director of Finance

APPROVED AS TO FORM AND LEGALITY:

DocuSigned by:

Tara Ladd

Metropolitan Attorney

**THE METROPOLITAN GOVERNMENT OF
NASHVILLE AND DAVIDSON COUNTY:**

Metropolitan Mayor

ACCEPTED BY:

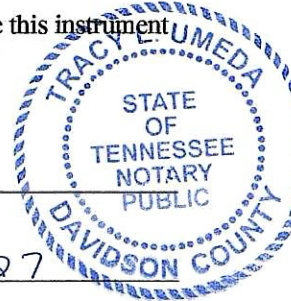
[Signature]

Developer

Sworn to and subscribed to before me, a Notary Public,
27th day of April 2024
by Bryan A. Talbert of
Developer and duly authorized to execute this instrument
on Developer's behalf.

Tracy L. Umada

Notary Public



My Commission Expires: 11/08/2027

ATTEST:

Metropolitan Clerk

Date: _____

The Mosaic at Jefferson
1036 & 1034 Jefferson Street
1025 Rev Enoch Jones Blvd.

Nashville, TN 37208

Map: 81-16 Parcels: 376, 377, 378

23-WL-0036

Proposed Water Main Improvement

Davidson County, TN

Council District #19

- Proposed 8-inch (DIP) Water Main - 740 LF

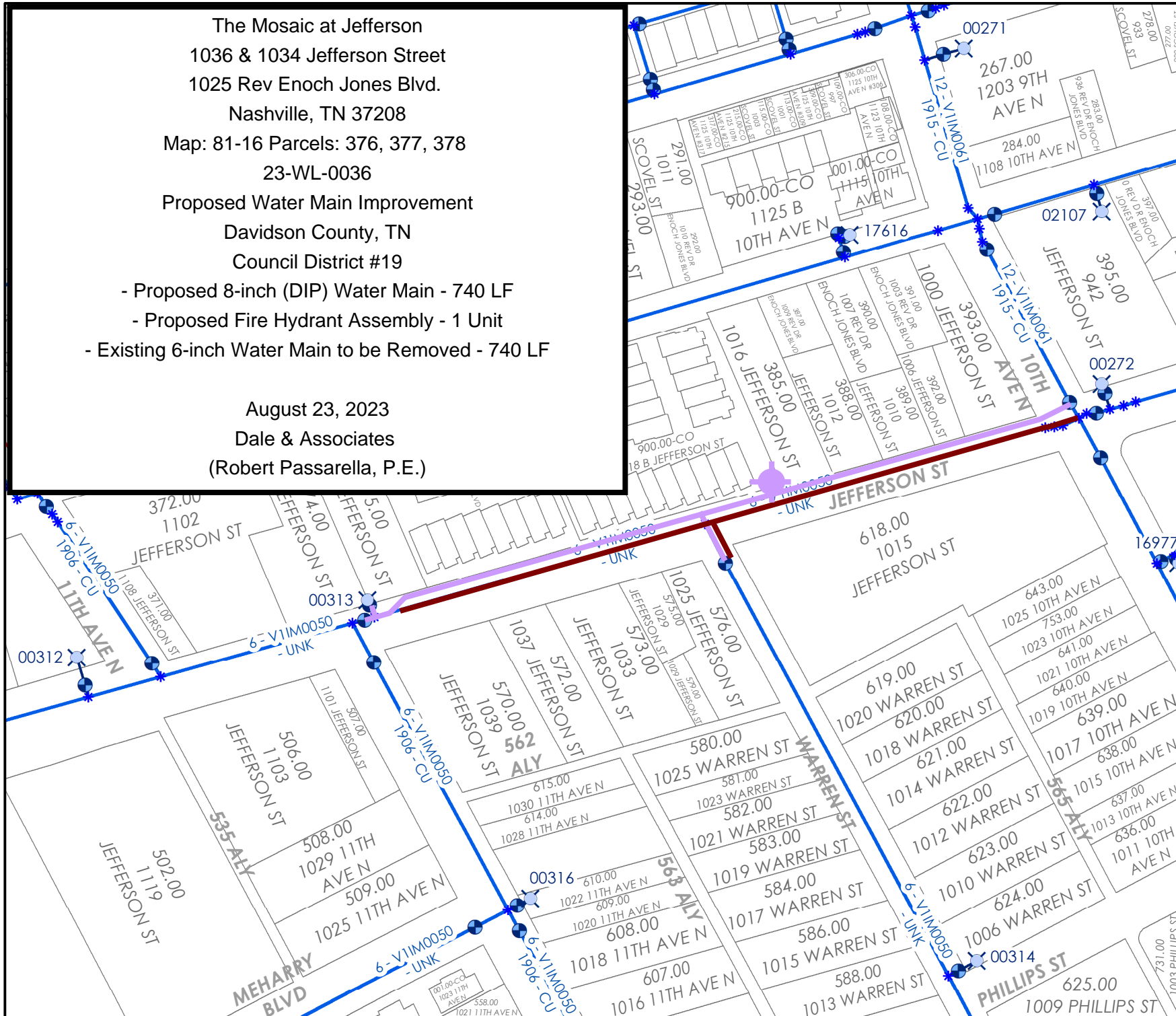
- Proposed Fire Hydrant Assembly - 1 Unit

- Existing 6-inch Water Main to be Removed - 740 LF

August 23, 2023

Dale & Associates

(Robert Passarella, P.E.)



N
Not to Scale
Date: 8/23/2023



--- CAUTION ---
THE POSITION OF THE
WATER AND SANITARY
SEWER MAINS SHOWN
ARE APPROXIMATE AND
ARE INTENDED TO
SHOW THE GENERAL
LOCATIONS 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.

Legend

Fitting STATUS

- Abandoned (Red star symbol)
- In Service (Blue star symbol)

Hydrant STATUS

- In Service (Blue hydrant symbol)

System Valve STATUS

- In Service (Blue valve symbol)

Main

- Abandoned (Red line)
- In Service (Blue line)

Hydrant Lead

- Hydrant Lead (Blue line with star)



May 22, 2024

To: Peggy Deaner Metro Water Services

Re: **The Mosaic at Jefferson Participation Agreement
Planning Commission Mandatory Referral 2024M-022AG-001
Council District #19 Jacob Kupin, 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 approving a participation agreement between The Metropolitan Government of Nashville and Davidson County acting through the Metropolitan Department of Water and Sewerage Services and Split Rock Development for MWS Project No. 23-WL-0036 (Proposal No. 2024M-022AG-001).

The relevant Metro agencies (Metro Parks, Nashville Department of Transportation, Metro Water Services, Metro Emergency Communications, the Nashville Electric Service, Metro Finance – 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: The Mosaic at Jefferson Participation Agreement
 Planning Commission Mandatory Referral 2024M-022AG-001
 Council District #19 Jacob Kupin, Council Member**

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