



# Metropolitan Nashville and Davidson County, TN

## Legislation Details (With Text)

**File #:** RS2024-371      **Name:**

**Type:** Resolution      **Status:** Passed

**File created:** 4/3/2024      **In control:** Metropolitan Council

**On agenda:** 4/16/2024      **Final action:** 4/16/2024

**Title:** A resolution authorizing the Metropolitan Government of Nashville and Davidson County, through Department of Water and Sewerage Services, to fund an increase to the agreement between the United States Department of the Army and the Metropolitan Government of Nashville and Davidson County, for the Mill Creek Flood Risk Management Project in Davidson County, Tennessee. (MWS Project No.18-SWC-136)

**Sponsors:** Delishia Porterfield, Kyonzte Toombs, Sean Parker, Quin Evans-Segall, Brenda Gadd

**Indexes:**

**Code sections:**

**Attachments:** 1. Agreement Exhibit

Date	Ver.	Action By	Action	Result
4/18/2024	1	Mayor	approved	
4/16/2024	1	Metropolitan Council	adopted	
4/15/2024	1	Transportation and Infrastructure Committee	approved	
4/15/2024	1	Budget and Finance Committee	approved	
4/9/2024	1	Metropolitan Council	filed	

A resolution authorizing the Metropolitan Government of Nashville and Davidson County, through Department of Water and Sewerage Services, to fund an increase to the agreement between the United States Department of the Army and the Metropolitan Government of Nashville and Davidson County, for the Mill Creek Flood Risk Management Project in Davidson County, Tennessee. (MWS Project No.18-SWC-136)

WHEREAS, The Metropolitan Government of Nashville and Davidson County “Metro,” acting by and through the Department of Water and Sewerage Services, previously entered into an agreement with the United States Department of the Army “Government,” approved by RS2017-976 for Mill Creek Flood Risk Management Project in Davidson County, TN (“Agreement”); and,

WHEREAS, RS2020-191 approved amendment one to the Agreement between Metro and Government; and,

WHEREAS, Government has approved an increase to the estimated budgeted amount of \$9,772,000.00 of the nonstructural component of the project to complete acquisition of the final properties (Exhibit 1); and,

WHEREAS, Government and Metro will jointly fund the \$512,000.00 increase in accordance with the provisions of Agreement; and,

WHEREAS, it is to the benefit of the citizens of The Metropolitan Government of Nashville and Davidson County that the increase to the agreement be accepted.

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

Section 1. That the Metropolitan Government of Nashville and Davidson County, through Department of

Water and Sewerage Services, is hereby authorized to fund an increase to the agreement between the United States Department of the Army and the Metropolitan Government of Nashville and Davidson County, for the Mill Creek Flood Risk Management Project in Davidson County, Tennessee, as further explained in Exhibit 1, attached and incorporated herein.

Section 2. The Director of Water and Sewerage Services is hereby authorized to execute such documents as may be deemed necessary and appropriate to effectuate this resolution.

Section 3. That this resolution shall take effect from and after its adoption, the welfare of the Metropolitan Government of Nashville and Davidson County requiring it.

### Analysis

This resolution would authorize the Metropolitan Government to increase funding for an agreement between the U.S. Department of the Army (“the Army”) and the Department of Water and Sewerage Services for the Mill Creek Flood Risk Management Project.

The initial project agreement, approved by Resolution No. RS2017-976, provides for bridge modifications and channel improvements where Briley Parkway crosses Mill Creek near Curry Road, and for the buyout of 44 flood-prone properties in the Mill Creek, Sorghum Branch, and Whittemore Branch watersheds.

The resolution under consideration would increase the agreement amount by \$512,000. The Army approved an increase of \$512,000 to the estimated budget amount of \$9,722,000, for a total estimated budget amount of \$10,234,000, to complete the acquisition of the final properties. The Army and Metro would jointly fund the \$512,000 increase. Metro is required to pay a minimum of 35%, up to a maximum of 50%, of construction costs allocated by the U.S. Government to structural flood risk management, and 35% of construction costs allocated to non-structural flood risk management.

*Fiscal Note: Metro and the Army would jointly fund the \$512,000 increase cost of the project.*