



# Metropolitan Nashville and Davidson County, TN

## Legislation Text

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**File #:** RS2024-668, **Version:** 2

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An resolution approving a participation agreement between the Metropolitan Government of Nashville and Davidson County, through the Nashville Department of Transportation and Multimodal Infrastructure (“NDOT”), and CBR 300 2nd Avenue, LLC (“C.B. Ragland”), for reconstruction of a sidewalk located at and between the intersections of 2<sup>nd</sup> Avenue South and Korean Veterans Boulevard, and 2<sup>nd</sup> Avenue South and Molloy Street.

WHEREAS, C.B. Ragland is developing a piece of property in the vicinity of 2<sup>nd</sup> Avenue South and Korean Veterans Boulevard; and,

WHEREAS, pursuant to the participation agreement attached hereto and incorporated herein, NDOT and C.B. Ragland desire to reconstruct a sidewalk located at and between the intersections of 2<sup>nd</sup> Avenue South and Korean Veterans Boulevard, and 2<sup>nd</sup> Avenue South and Molloy Street, to bring it into compliance with American with Disabilities Act (“ADA”) standards (“the Project”); and,

WHEREAS, the Project is estimated to cost approximately \$304,275 (“Project Costs”); and,

WHEREAS, NDOT has agreed to contribute up to \$304,275 of the Project Costs to C.B. Ragland to complete the work; and,

WHEREAS, C.B. Ragland has agreed to pay for any costs beyond the Project Costs; and,

WHEREAS, the parties desire to work together to complete the Project, and,

WHEREAS, Metropolitan Code of Laws Section 13.21.020 allows the Metropolitan Council to approve participation agreements between NDOT and developers by resolution; and,

WHEREAS, it is in the best interest of the Metropolitan Government and the citizens of Davidson County that this participation agreement be approved.

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

Section 1. The participation agreement between CBR 300 2nd Avenue, LLC and the Metropolitan Government, by and through NDOT, attached hereto and incorporated herein by reference, is hereby approved.

Section 2. 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 approves a participation agreement between the Nashville Department of Transportation and Multimodal Infrastructure (“NDOT”) and CBR 300 2<sup>nd</sup> Avenue, LLC (“C.B. Ragland”).

Ordinance No. BL2023-137 allows NDOT to enter into participation agreements to fund the installation, operation, or maintenance of infrastructure projects and structures within the right-of-way by resolution of the

Metro Council.

Pursuant to the terms of this agreement, C.B. Ragland will be responsible for the design and construction of the reconstruction of a sidewalk located at and between the intersections of 2<sup>nd</sup> Avenue South and Korean Veterans Boulevard and 2<sup>nd</sup> Avenue South and Molloy Street to bring it into compliance with American with Disabilities Act standards. The estimated cost of the project is \$304,275. NDOT has agreed to contribute up to \$304,275 and C.B. Ragland has agreed to pay for any costs beyond this amount.

*Fiscal Note: NDOT will contribute up to \$304,275 of the project cost to C.B. Ragland for the reconstruction of a sidewalk located at and between the intersections of 2<sup>nd</sup> Avenue South and Korean Veterans Boulevard, and 2<sup>nd</sup> Avenue South and Molloy Street to bring it to ADA compliance.*