



# Metropolitan Nashville and Davidson County, TN

## Legislation Details (With Text)

**File #:** BL2023-1794      **Name:**

**Type:** Bill (Ordinance)      **Status:** Passed

**File created:** 3/21/2023      **In control:** Metropolitan Council

**On agenda:** 5/2/2023      **Final action:** 5/2/2023

**Title:** An ordinance approving a contract between the Metropolitan Government of Nashville and Davidson County and Xylem Vue, Inc. to provide updates and maintenance of Water Network Optimization distribution system and treatment plant optimization platform.

**Sponsors:** Kevin Rhoten, Russ Pulley

**Indexes:**

**Code sections:**

**Attachments:** 1. Contract Exhibit

Date	Ver.	Action By	Action	Result
5/8/2023	1	Mayor	approved	
5/2/2023	1	Metropolitan Council	passed on third reading	
4/18/2023	1	Metropolitan Council	passed on second reading	
4/18/2023	1	Transportation and Infrastructure Committee	approved	
4/17/2023	1	Budget and Finance Committee	approved	
4/4/2023	1	Metropolitan Council	passed on first reading	
3/28/2023	1	Metropolitan Council	filed	

An ordinance approving a contract between the Metropolitan Government of Nashville and Davidson County and Xylem Vue, Inc. to provide updates and maintenance of Water Network Optimization distribution system and treatment plant optimization platform.

WHEREAS, Section 4.12.060 of the Metropolitan Code of Laws authorizes the Metropolitan Purchasing Agent to enter into sole source contracts when the Purchasing Agent determines in writing according to standards adopted by the Procurement Standards Board that there is only one source for the supply or services required; and,

WHEREAS, the Purchasing Agent has determined that the services and supplies to be provided by Xylem Vue, Inc. meet the requirements for the use of a sole source contract; and,

WHEREAS, the proposed contract term is five (5) years with the option to extend five (5) additional years; and,

WHEREAS, approval of the Contract will benefit the citizens of Davidson County.

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

Section 1. That the Contract between The Metropolitan Government of Nashville and Davidson County and Xylem Vue, Inc., attached hereto and incorporated herein, is hereby approved.

Section 2. Amendments to this ordinance shall be approved by resolution.

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

#### Analysis

This ordinance approves a contract between the Metropolitan Government and Xylem Vue, Inc. to provide updates and maintenance of Water Network Optimization distribution system and treatment plant optimization platform.

Section 4.12.060 of the Metropolitan Code of Laws authorizes the Metropolitan Purchasing Agent to enter into sole source contracts when the Purchasing Agent determines in writing according to standards adopted by the Procurement Standards Board that there is only one source for the supply or services required.

According to the sole source justification form attached to the agreement, Xylem Vue is the creator of the Water Network Optimization system and treatment plant optimization platform for Metro Water Services. The platform is proprietary and significant capital investment would be necessary to switch to another provider or developer, as no other vendor could use the existing platform.

The term of this contract is 60 months, with an option to extend the contract for an additional 60 months. The term of the contract begins upon approval by all required parties and filing with the Metropolitan Clerk's Office. The estimated contract value is \$15,000,000. Future amendments to this ordinance may be made by resolution.

*Fiscal Note: The estimated value of the 10-year life of this contract is \$15,000,000, to be paid from Fund 47335, Business Unit 65490106.*