



# Metropolitan Nashville and Davidson County, TN

## Legislation Details (With Text)

**File #:** RS2024-464      **Name:**

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

**File created:** 5/9/2024      **In control:** Metropolitan Council

**On agenda:** 5/21/2024      **Final action:** 5/21/2024

**Title:** A resolution approving a sole source contract between the Metropolitan Government of Nashville and Davidson County and Transportation Control Systems, Inc. to provide McCain Traffic and Pedestrian Hardware at a 35% discount off manufacturer’s suggested retail price.

**Sponsors:** Delishia Porterfield, Sean Parker

**Indexes:**

**Code sections:**

**Attachments:** 1. Contract Exhibit

| Date      | Ver. | Action By                                   | Action   | Result |
|-----------|------|---|----------|--------|
| 5/22/2024 | 1    | Mayor                                       | approved |        |
| 5/21/2024 | 1    | Metropolitan Council                        | adopted  |        |
| 5/20/2024 | 1    | Transportation and Infrastructure Committee | approved |        |
| 5/20/2024 | 1    | Budget and Finance Committee                | approved |        |
| 5/14/2024 | 1    | Metropolitan Council                        | filed    |        |

A resolution approving a sole source contract between the Metropolitan Government of Nashville and Davidson County and Transportation Control Systems, Inc. to provide McCain Traffic and Pedestrian Hardware at a 35% discount off manufacturer’s suggested retail price.

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 to be provided by Transportation Control Systems, Inc. meet the requirements for the use of a sole source contract; and,

WHEREAS, the proposed total contract amount is in excess of two hundred fifty thousand dollars (\$250,000.00); and,

WHEREAS, Section 4.12.060 of the Metropolitan Code of Laws calls for Council approval by resolution of sole source contracts “with a total contract amount in excess of two hundred fifty thousand dollars (\$250,000.00);” and,

WHEREAS, approval of the sole source contract attached hereto will benefit the citizens of Nashville and Davidson County.

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

Section 1: That the sole source contract between the Metropolitan Government of Nashville and Davidson

County and Transportation Control Systems, inc., attached hereto and incorporated herein, is hereby approved.

Section 2: 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 approves a sole source contract between the Metropolitan Government and Transportation Control Systems, Inc. to provide McCain traffic and pedestrian hardware, including equipment, parts, and products. The sole source contract allows for a discount of 35% off the manufacturer's suggested retail price.

Sole source contracts may be awarded under the Metro procurement code when it is determined that there is only one source for the supply or services rendered. Section 4.12.060 of the Metro Code requires all sole source contracts having a total value in excess of \$250,000 to be approved by the Council by resolution.

This sole source contract is before the Council for consideration because the estimated value of the contract is \$2,500,000. The contract term begins upon approval of all parties and filing in the Metropolitan Clerk's Office and ends after 60 months.

According to the sole source justification form approved by the Metro Purchasing Agent, Transportation Control Systems, Inc. is the exclusive and authorized distributor in the State of Tennessee for McCain hardware products including transportation controllers and cabinets, battery back-up cabinets, testing equipment, auxiliary products, and traffic signal heads.

*Fiscal Note: The estimated value of this sole source contract number 6549100 with Transportation Control Systems, Inc. for McCain traffic and pedestrian hardware is \$2,500,000 to be paid from Fund 40220 and Business Unit 42400220. However, actual expenses may be paid from various department's fund and business unit when purchase orders are issued.*