



# Metropolitan Nashville and Davidson County, TN

## Legislation Text

---

**File #:** RS2024-416, **Version:** 1

---

A resolution approving the first amendment to an agreement between the Metropolitan Government of Nashville and Davidson County and Bode Cellmark Forensics, Inc. dba Bode Technology to provide testing of forensic biological evidence.

WHEREAS, The Metropolitan Government of Nashville and Davidson County (“Metro”) previously entered into Contract 6489776 with Bode Cellmark Forensics, Inc. dba Bode Technology; and,

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, 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”; and,

WHEREAS, the parties desire to amend Section 4.1 of Contract Number 6489776 to increase the value of the contract for a total of \$1,000,000.00, a copy of which amendment is attached hereto and incorporated herein; and,

WHEREAS, the parties desire to insert a Boycott of Israel clause as 8.18 and renumber each subsequent clause, a copy of which amendment is attached hereto and incorporated herein; and,

WHEREAS, it is to the benefit of the citizens of The Metropolitan Government of Nashville and Davidson County that the amendment to the contract be approved.

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

Section 1: That this first amendment to the Contract between The Metropolitan Government of Nashville and Davidson County and Bode Cellmark Forensics, Inc. dba Bode Technology, attached hereto and incorporated herein, is hereby approved, and the Metropolitan Mayor is authorized to execute the same.

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 the first amendment to a sole source contract between the Metropolitan Nashville Police Department and Bode Cellmark Forensics, Inc., d/b/a Bode Technology, to provide forensic biological evidence testing.

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 contract amendment is before the Council for consideration because the estimated value of the contract would increase from \$250,000 to \$1,000,000. The amendment also adds language required by Tenn. Code Ann. § 12-4-119 prohibiting the contractor from engaging in a boycott of Israel for the duration of the contract. The agreement is set to expire on March 9, 2027.

According to the sole source justification form attached to the original agreement, Bode Technology was identified as an outsourcing vendor to test forensic biological evidence. This vendor has been vetted by the FBI and MNPD Crime Lab and meets international forensic accreditation standards. The original contract used funding from a federal DNA Capacity Enhancement and Backlog Reduction Grant, which was approved by the Metropolitan Council through Resolution No. RS2020-662.

*Fiscal Note: This amendment to the sole source contract number 6489776 with Bode Cellmark Forensics, Inc. dba Bode Technology increases the contract value by \$750,000 to a new estimated contract life value of \$1,000,000 to be paid from Fund 10101, Business Unit 31121760.*