



# Metropolitan Nashville and Davidson County, TN

## Legislation Details (With Text)

**File #:** BL2023-2117

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

**File created:** 7/5/2023 **In control:** Metropolitan Council

**On agenda:** 8/15/2023 **Final action:** 8/15/2023

**Title:** An ordinance approving a contract between the Metropolitan Government of Nashville and Davidson County and Nedrow and Associates, Inc. to provide Flygt and Boerger products, parts and services.

**Sponsors:** Kevin Rhoten, Russ Pulley

**Indexes:**

**Code sections:**

**Attachments:** 1. Contract Exhibit

Date	Ver.	Action By	Action	Result
8/28/2023	1	Mayor	approved	
8/15/2023	1	Metropolitan Council	passed on third reading	
8/1/2023	1	Metropolitan Council	passed on second reading	
8/1/2023	1	Transportation and Infrastructure Committee	approved	
7/31/2023	1	Budget and Finance Committee	approved	
7/18/2023	1	Metropolitan Council	passed on first reading	
7/11/2023	1	Metropolitan Council	filed	

An ordinance approving a contract between the Metropolitan Government of Nashville and Davidson County and Nedrow and Associates, Inc. to provide Flygt and Boerger products, parts and services.

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 Nedrow and Associates, 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 Nedrow and Associates, 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 sole source contract between the Metropolitan Government and Nedrow and Associates to provide Flygt and Boerger products, parts, and services.

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, Metro Water Services uses Flygt and Boerger products in its system. Only Flygt and Boerger parts and products are compatible with existing equipment. Nedrow and Associates is the sole source for these products in Tennessee.

The term of this agreement begins upon approval of all required parties and will end 60 months from the effective date. The contract may be extended for an additional 60 months, for a term not to exceed 120 months. The estimated contract value is \$15,000,000.

*Fiscal Note: The estimated value of this sole source contract is \$15,000,000 to be paid from Fund 67331, Business Unit 65557930. Flygt and Boerger's rate for services is \$125 per hour and is eligible for annual escalation/de-escalation adjustments but capped at 5% annually. The Flygt and Boerger products and parts minimum percentage discount off MSLP is 8% according to the Exhibit A of the agreement.*