



# Metropolitan Nashville and Davidson County, TN

## Legislation Details (With Text)

<b>File #:</b>	BL2024-257	<b>Name:</b>	
<b>Type:</b>	Bill (Ordinance)	<b>Status:</b>	Passed
<b>File created:</b>	2/22/2024	<b>In control:</b>	Metropolitan Council
<b>On agenda:</b>	4/2/2024	<b>Final action:</b>	4/2/2024
<b>Title:</b>	An ordinance approving Amendment Number 1 to Contract number 450613 between the Metropolitan Government of Nashville and Davidson County ("Metro") and Election Systems and Software, LLC, to extend the contract term an additional 60 months and to increase the value of the contract.		
<b>Sponsors:</b>	Delishia Porterfield, Sandra Sepulveda, Jordan Huffman		
<b>Indexes:</b>			
<b>Code sections:</b>			
<b>Attachments:</b>	1. 11984-Ordinance-contract 450613-amendment number 1-Election Systems and Software LLC		

Date	Ver.	Action By	Action	Result
4/4/2024	1	Mayor	approved	
4/2/2024	1	Metropolitan Council	passed on third reading	
3/19/2024	1	Metropolitan Council	passed on second reading	
3/19/2024	1	Rules, Confirmations, and Public Elections Committee	approved	
3/18/2024	1	Budget and Finance Committee	approved	
3/7/2024	1	Metropolitan Council	passed on first reading	
2/27/2024	1	Metropolitan Council	filed	

An ordinance approving Amendment Number 1 to Contract number 450613 between the Metropolitan Government of Nashville and Davidson County ("Metro") and Election Systems and Software, LLC, to extend the contract term an additional 60 months and to increase the value of the contract.

WHEREAS, Metro previously entered into contract number 450613 with Election Systems and Software, LLC., to provide voting equipment; and,

WHEREAS, the parties desire to amend the contract to add an additional 60 month renewal term, and increase the overall value, among other things; and,

WHEREAS, Section 4.12.160 of the Metropolitan Code of Laws limits the term of contracts for supplies to sixty (60) months, unless otherwise authorized by Metropolitan Council; and,

WHEREAS, it is essential that Metropolitan Election Commission has State approved and updated voter registration database software; and,

WHEREAS, it is in the best interest of the Metropolitan Election Commission to extend the term of contract number 450613.

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

Section 1. That Amendment Number 1 to contract number 450613 between Election Systems and Software, LLC., and the Metropolitan Government of Nashville and Davidson County, a copy of which is attached hereto

and incorporated herein, is hereby approved, and the Metropolitan Mayor is authorized to execute same.

Section 2. That further amendments to contract number 450613 shall be approved by resolution of the Metropolitan Council receiving at least twenty-one (21) affirmative votes.

Section 3. 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 the first amendment to Contract number 450613 between Metropolitan Government and Election Systems and Software, LLC. Contract number 450613 was previously entered into to replace Metro's previous voting system with the most recent State-approved voting system offered by Election Systems and Software, LLC, supporting a voter verified paper audit trail. The term of the contract was 60 months, beginning May 2, 2019. The original estimated contract value was \$9,878,000.

Section 4.12.160 of the Metropolitan Code of Laws limits the term of contracts for supplies to 60 months, unless otherwise authorized by the Metropolitan Council.

The ordinance under consideration approves an amendment to Contract number 450613 to extend the term for an additional 60 months, for a total term of 120 months or ten years. The contract expiration date would be May 1, 2029. The amendment also increases the estimated contract value by \$3,620,000, for a total estimated contract value of \$13,489,000. 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.

*Fiscal Note: This amendment, to the contract number 450613 with the Election Systems & Software, LLC for the voting system, increases the contract value by \$3,620,000 to a new estimated contract life value of \$13,498,000 to be paid from Fund 10101, Business Unit 05100410. However, actual expenses may be paid from various department's fund and business unit when purchase orders are issued.*