



Metropolitan Nashville and Davidson County, TN

Legislation Details (With Text)

File #: BL2024-295 **Name:**

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

File created: 3/7/2024 **In control:** Metropolitan Council

On agenda: 4/16/2024 **Final action:** 4/16/2024

Title: An ordinance approving Amendment Number 1 to the contract between the Metropolitan Government of Nashville and Davidson County (“Metro”) and AT&T Corp. (“AT&T”), for managed and unmanaged telecommunications services.

Sponsors: Delishia Porterfield, Russ Bradford

Indexes:

Code sections:

Attachments: 1. Contract Amendment Number 1 Exhibit

Date	Ver.	Action By	Action	Result
4/18/2024	1	Mayor	approved	
4/16/2024	1	Metropolitan Council	passed on third reading	
4/2/2024	1	Metropolitan Council	passed on second reading	
4/2/2024	1	Government Operations and Regulations Committee	approved	
4/1/2024	1	Budget and Finance Committee	approved	
3/19/2024	1	Metropolitan Council	passed on first reading	
3/12/2024	1	Metropolitan Council	filed	

An ordinance approving Amendment Number 1 to the contract between the Metropolitan Government of Nashville and Davidson County (“Metro”) and AT&T Corp. (“AT&T”), for managed and unmanaged telecommunications services.

WHEREAS, on or about April 25, 2018, following a competitive bidding process (RFQ # 1020705), Metro notified AT&T and Level 3 Communications, LLC (“Level 3”), among others, of its intent to award contracts to them for the provision of managed and unmanaged telecommunications services, contingent upon successful contract negotiations; and,

WHEREAS, Metro’s contract negotiations with AT&T and Level 3 were successful but concluded at different times, which resulted in different expiration dates for each contract; and,

WHEREAS, Metro’s contract with AT&T for managed and unmanaged telecommunications services (Contract No. 6516090) began on April 17, 2022, and expires on April 16, 2024 (“AT&T Contract”); and,

WHEREAS, Metro’s contract with Level 3 for managed and unmanaged telecommunications services (Contract No. 435304) began on August 22, 2023 and expires on August 21, 2028 (“Level 3 Contract”); and,

WHEREAS, to allow for the efficient management of Metro’s telecommunications systems and services, the parties wish to amend the AT&T Contract to extend the term to the same end date as the Level 3 Contract, to increase the value of the AT&T Contract accordingly, and to make other modifications, as set forth in Amendment Number 1, attached hereto; and,

WHEREAS, extension of the AT&T Contract will cause the contract term to exceed 60 months; and,

WHEREAS, Section 4.12.160(B) of the Metropolitan Code of Laws calls for Council approval of contracts for supplies or services "with terms exceeding a period of sixty months, either initially or by virtue of amendments, renewals or extensions thereof"; and,

WHEREAS, it is in the best interest of the Metropolitan Government of Nashville and Davidson County that Amendment Number 1 to the AT&T Contract be approved.

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

Section 1: That Amendment Number 1 to the contract between the Metropolitan Government of Nashville and Davidson County and AT&T Corp., for managed and unmanaged telecommunications services, attached hereto and incorporated herein, is hereby approved.

Section 2: 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 the first amendment to a contract between the Metropolitan Government and AT&T Corp. ("AT&T") for managed and unmanaged telecommunications services.

In April 2018, Metro issued a request for proposals for managed and unmanaged telecommunications services. AT&T and Level 3 Communications, LLC ("Level 3"), among others, were notified of Metro's intent to award contracts to them, contingent upon successful contract negotiations. Contract negotiations with each company concluded at different times and resulted in different expiration dates.

Metro's contract with AT&T began on April 17, 2022, and expires on April 16, 2024. Metro's contract with Level 3 began on August 22, 2023, and expires on August 21, 2028. Metro and AT&T desire to amend this contract to have the same end date as the contract with Level 3 and to increase the value of the contract accordingly.

The amendment under consideration extends the end date of the contract from April 16, 2024, to August 21, 2028. Because the amended contract allows for a total term in excess of 60 months, Metropolitan Code of Laws Section 4.12.160.B requires Council approval. The estimated contract value would be increased by \$14,000,000, from \$6,000,000 to \$20,000,000. In addition, the heading would be amended to include references to reference a State of Tennessee agreement and affidavits. In addition, the contract would be amended to reference AT&T's contract with the State of Tennessee for NetTN 3.0, which replaced NetTN 2.0 in June 2023.

Fiscal Note: This amendment to contract number 6516090 will increase the estimated contract value by \$14,000,000 from \$6,000,000 to \$20,000,000 and extend the terms by 16 months from 60 months to 76 months.