

November 11, 2013

City of Lewisburg Tennessee  
Mr. Randall D. Dunn  
City Manager  
131 East Church Street  
Lewisburg, Tennessee 37091

VIA ELECTRONIC MAIL

Dear Mr. Dunn:

Responsive to your inquiry regarding TCA §12-4-107 and whether the city may seek qualifications and experience data from a single architectural, engineering, or construction services firm when procuring these professional services, please be advised of the following response of MTAS Legal Consultant Josh Jones:

*The statute consistently uses the singular, firm, and the plural, firms. The plain language of the statute is unambiguous and I see no reason that more than a single firm be considered or negotiated with.*

*I suppose in the real world it may be common practice, even a good idea, to consider multiple architects or engineers, but the state law does not require it.*

The relevant section of the statute reads as follows:

TCA §12-4-107. Contracts for architectural, engineering, and construction services

(a)(1) In the procurement of architectural and engineering services, the selection committee or procurement official may seek qualifications and experience data from any firm or firms licensed in this state and interview such firm or firms. The selection committee or procurement official shall evaluate statements of qualifications and experience data regarding the procurement of architectural and engineering services, and shall conduct discussions with such firm or firms regarding the furnishing of required services and then shall select the firm deemed to be qualified to provide the services required.

Please let me know if you have any questions or require any additional assistance on this or any matter.

Very truly yours,



Jeffrey J. Broughton  
Municipal Management Consultant

Cc: Josh Jones