



03-O-0104

**AN ORDINANCE BY COUNCILMEMBER DERRICK BOAZMAN
AS SUBSTITUTED BY FINANCE/EXECUTIVE**

**AN ORDINANCE TO AMEND PART II,
ARTICLE X, DIVISION 4, SECTION 2-1191 OF
THE CODE OF ORDINANCES SO AS TO
PROHIBIT THE ASSIGNMENT OF SOLE
SOURCE CONTRACTS TO ANY ENTITY
OTHER THAN THE ORIGINAL SOLE
SOURCE AWARDEE; AND FOR OTHER
PURPOSES.**

**THE COUNCIL OF THE CITY OF ATLANTA, GEORGIA HEREBY
ORDAINS AS FOLLOWS**

Section One: That the City of Atlanta Code of Ordinances Part II, Article X, Division 4, Section 2-1191 be amended by designating the existing language as sub-paragraphs "a" and "b" and creating a new sub-paragraph "c," so that when amended Section 2-1191 shall read as follows:

Section 2-1191 Sole Source Procurement

- (a) Under this article, a contract or purchase order for a supply service, construction item or professional or consultant service may be awarded without competition when the chief procurement officer determines in writing, after conducting a good-faith due diligence review of available sources, that there is only one source for the required supply, service, construction item or professional or consultant service. The due diligence review shall include, but not be limited to, research of available sources throughout the United States and contact with professional and trade associations related to the required supply, service, construction item or professional or consultant service. The determination in writing shall also state the sources reviewed.

- (b) The chief procurement officer shall conduct negotiations, as appropriate, as to price, delivery and terms. A record of sole



source procurements shall be maintained that lists each contractor's name, the name and type of each contract, a listing of the item procured under each contract and the identification number of each contract file.

- (c) After the Chief Procurement Officer's sole source determination, the original sole source designee may not assign the procurement awarded to any other entity or individual. The original using department must make a request for assignment to the Chief Procurement Officer. Upon the Chief Procurement Officer's finding that the sole source determination still meets the criteria of subparagraph (a) above, an assignment may only become effective upon approval by resolution of the council.

Section Two: All ordinances in conflict herewith are hereby repealed.

A true copy,

Rhonda Daughkin Johnson
Municipal Clerk, CMC

ADOPTED by the Council
RETURNED WITHOUT SIGNATURE OF THE MAYOR
APPROVED as per City Charter Section 2-403

June 2, 2003

June 11, 2003

RCS# 4761
6/02/03
2:42 PM

Atlanta City Council

Regular Session

CONSENT I Pgs.1-11 Except:03-O-0767; 03-O-0706

ADOPT

YEAS: 13
NAYS: 0
ABSTENTIONS: 0
NOT VOTING: 2
EXCUSED: 1
ABSENT 0

Y Smith	Y Archibong	Y Moore	Y Mitchell
Y Starnes	E Fauver	Y Martin	NV Norwood
Y Young	Y Shook	Y Maddox	Y Willis
Y Winslow	Y Muller	Y Boazman	NV Woolard

CONSENT I

06/02/03 Council Meeting

**ITEMS ADOPTED ON CONSENT
AGENDA**

1. 03-O-0705
2. 03-O-0837
3. 03-O-0717
4. 03-O-0104
5. 03-O-0663
6. 03-O-0711
7. 03-O-0835
8. 03-O-0836
9. 03-O-0840
10. 03-O-0721
11. 03-O-0786
12. 03-O-0587
13. 03-O-0781
14. 02-R-1351
15. 03-R-0822
16. 03-R-0823
17. 03-R-0825
18. 03-R-0828
19. 03-R-0829
20. 03-R-0832
21. 03-R-0833
22. 03-R-0820
23. 03-R-0821
24. 03-R-0845
25. 03-R-0846
26. 03-R-0789
27. 03-R-0790
28. 03-R-0791
29. 03-R-0792
30. 03-R-0793
31. 03-R-0794

**ITEMS ADVERSED
ON CONSENT
AGENDA**

32. 02-R-1076
33. 02-R-1077
34. 02-R-1078
35. 02-R-1079
36. 02-R-1080
37. 02-R-1081
38. 02-R-1082
39. 02-R-1083
40. 02-R-1084
41. 02-R-1085
42. 02-R-1086
43. 02-R-1087
44. 02-R-1088
45. 02-R-1089
46. 02-R-1090
47. 02-R-1091
48. 02-R-1092
49. 02-R-1093
50. 02-R-1094
51. 02-R-1095
52. 02-R-1096
53. 02-R-1097
54. 02-R-1098
55. 02-R-1099

Consent I Vote: 13Yeas; 0Nays: (See RCS #4761)
Items Removed from the Consent Agenda: 03-O-0767; 03-O-0706

03-0 -0104

(Do Not Write Above This Line)

AN ORDINANCE

BY: COUNCIL MEMBER DERRICK BOAZMAN

[Signature]

AN ORDINANCE TO AMEND PART II CODE OF ORDINANCES PROCUREMENT AND REAL ESTATE CODE DIVISION 4, SOLE SOURCE SELECTION AND CONTRACT FORMATION, PROHIBITING THE ASSIGNMENT OF SOLE SOURCE CONTRACTS TO ANY ENTITY OTHER THAN THE ORIGINAL SOLE SOURCE AWARD; AND FOR OTHER PURPOSES.

ADOPTED BY
JUN 0 2 2003
COUNCIL

SUBSTITUTE

- CONSENT REFER
- REGULAR REPORT REFER
- ADVERTISE & REFER
- 1st ADOPT 2nd READ & REFER
- PERSONAL PAPER REFER

Date Referred 1/21/03

Referred To: Finance/Executive

Date Referred

Referred To:

Date Referred

Referred To:

First Reading

Committee _____
 Date _____
 Chair _____
 Referred to _____

Committee Finance/Executive

Date 1/29/03

Chair

Action: Fav, Adv, Hold (see rev. side)

Other: Qther

Members

Refer To

Committee Fin/Exec

Date 5-28-03

Chair Felicia A. [Signature]

Action: Fav, Adv, Hold (see rev. side)

Other: Substitute

Members King, [Signature]

Refer To

FINAL COUNCIL ACTION
 2nd 1st & 2nd 3rd
 Readings
 Consent V Vote RC Vote

CERTIFIED

CERTIFIED

JUN 0 2 2003

ATLANTA CITY COUNCIL PRESIDENT

Catherine W. Woodard

CERTIFIED

JUN 0 3 2003

Rhonda Doughton Johnson
MUNICIPAL CLERK

MAYOR'S ACTION

APPROVED

JUN 1 1 2003

WITHOUT SIGNATURE
BY OPERATION OF LAW

Committee

Date

Chair

Action: Fav, Adv, Hold (see rev. side)

Other:

Members

Refer To

Committee

Date

Chair

Action: Fav, Adv, Hold (see rev. side)

Other:

Members

Refer To