

(Do Not Write Above This Line)  
**10-0-1875**

**AN ORDINANCE BY COUNCILMEMBER YOLANDA ADREAN**

AN ORDINANCE AUTHORIZING THE MAYOR, ON BEHALF OF THE CITY, TO ACCEPT A DONATION FROM THE ATLANTA HAWKS OF A COMPUTER APPLICATION BY NOVOLOGIC, INC., VALUED AT APPROXIMATELY ONE HUNDRED THOUSAND DOLLARS AND NO CENTS (\$100,000.00), TO BE USED BY THE DEPARTMENT OF PARKS, RECREATION, AND CULTURAL AFFAIRS FOR ON-LINE REGISTRATION FOR PROGRAMS OFFERED TO THE PUBLIC AND FOR CAMP BEST FRIENDS; AND TO UTILIZE THE SPECIAL PROCUREMENT PROVISIONS CONTAINED IN THE CITY OF ATLANTA CODE OF ORDINANCES ARTICLE X, PROCUREMENT AND REAL ESTATE CODE SO AS TO PROCURE ADDITIONAL NOVOLOGIC MODULES VALUED AT APPROXIMATELY SEVENTY-FIVE THOUSAND DOLLARS AND NO CENTS (\$75,000.00) TO EXPAND THE FUNCTIONALITY OF THE DONATED REGISTRATION SYSTEM IN A MANNER THAT IS COMPATIBLE WITH THE DONATED APPLICATION; AND FOR OTHER PURPOSES.

**SUBSTITUTE**

- CONSENT REFER
- REGULAR REPORT REFER
- ADVERTISE & REFER
- 1<sup>ST</sup> ADOPT 2<sup>ND</sup> READ & REFER
- PERSONAL PAPER REFER

Date Referred: 10/18/10  
 Referred To: Finance Executive  
 Date Referred: \_\_\_\_\_  
 Referred To: \_\_\_\_\_  
 Date Referred: \_\_\_\_\_  
 Referred To: \_\_\_\_\_

**First Reading**

Committee \_\_\_\_\_  
 Date \_\_\_\_\_  
 Chair \_\_\_\_\_  
 Referred To \_\_\_\_\_

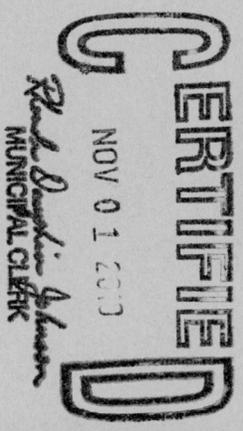
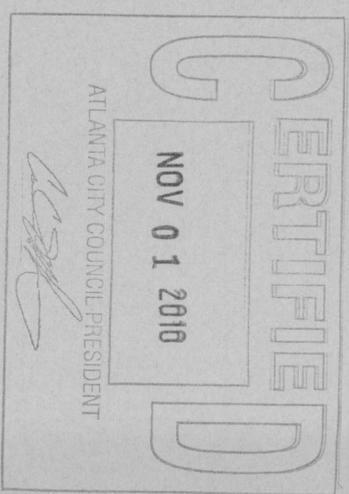
Committee Finance  
 Date 10/27/10  
 Chair Adrean  
 Action Refer  
 Fav, Adv, Hold (see rev. side) \_\_\_\_\_  
 Other \_\_\_\_\_  
 Members Dr. S. Substitute  
 Refer To \_\_\_\_\_

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 \_\_\_\_\_  
**ADOPTED BY**  
NOV 01 2010  
 Refer To  
**COUNCIL**

Committee \_\_\_\_\_  
 Date \_\_\_\_\_  
 Chair \_\_\_\_\_  
 Action \_\_\_\_\_  
 Fav, Adv, Hold (see rev. side) \_\_\_\_\_  
 Other \_\_\_\_\_  
 Members \_\_\_\_\_  
 Refer To \_\_\_\_\_

**FINAL COUNCIL ACTION**  
 2<sup>nd</sup>       1<sup>st</sup> & 2<sup>nd</sup>       3<sup>rd</sup>  
 Readings  
 Consent     V Vote     RC Vote



**APPROVED**  
 NOV 10 2010  
 WITHOUT SIGNATURE  
 BY OPERATION OF LAW

MAYOR'S ACTION



CITY COUNCIL  
ATLANTA, GEORGIA

**AN ORDINANCE**

**BY: COUNCILMEMBER YOLANDA ADREAN**

**10-O-1875**

**AS SUBSTITUTED BY THE FINANCE/EXECUTIVE COMMITTEE**

**AN ORDINANCE AUTHORIZING THE MAYOR, ON BEHALF OF THE CITY, TO ACCEPT A DONATION FROM THE ATLANTA HAWKS OF A COMPUTER APPLICATION BY NOVOLOGIC, INC., VALUED AT APPROXIMATELY ONE HUNDRED THOUSAND DOLLARS AND NO CENTS (\$100,000.00), TO BE USED BY THE DEPARTMENT OF PARKS, RECREATION, AND CULTURAL AFFAIRS FOR ON-LINE REGISTRATION FOR PROGRAMS OFFERED TO THE PUBLIC AND FOR CAMP BEST FRIENDS; AND TO UTILIZE THE SPECIAL PROCUREMENT PROVISIONS CONTAINED IN THE CITY OF ATLANTA CODE OF ORDINANCES ARTICLE X, PROCUREMENT AND REAL ESTATE CODE SO AS TO PROCURE ADDITIONAL NOVOLOGIC MODULES VALUED AT APPROXIMATELY SIXTY-FOUR THOUSAND, SEVEN HUNDRED FORTY-EIGHT DOLLARS AND NO CENTS (\$64,748.00) TO EXPAND THE FUNTIONALITY OF THE DONATED REGISTRATION SYSTEM IN A MANNER THAT IS COMPATIBLE WITH THE DONATED APPLICATION; AND FOR OTHER PURPOSES.**

**WHEREAS**, the Department of Parks, Recreation and Cultural Affairs (“DPRCA”) provides a number of amenities and recreational programs to City residents on behalf of the City of Atlanta (“City”); and

**WHEREAS**, registration for these programs and amenities is currently conducted via a paper format; and

**WHEREAS**, the Atlanta Hawks approached DPRCA with a proposal to donate a computer application created by NovoLogic, Inc. (“NovoLogic”) to the City, valued at One Hundred Thousand Dollars and No Cents (\$100,000.00) ; and

**WHEREAS**, the City will receive a system that will contain a computer application and database that will allow the public to register on the internet for all DPRCA programming, such as basketball, baseball, and Camp Best Friends; and

**WHEREAS**, use of the system will be free for anyone registering at a recreation center without a credit card. Use of the system at a recreation center with a credit card or from a remote location will have a convenience fee of Three Dollars and Fifty Cents (\$3.50) that will be billed to the customer and received by NovoLogic; and



**WHEREAS**, the Atlanta Hawks, in furtherance of the community's interest in youth basketball and physical health, have also offered to absorb the above-mentioned convenience fee for registrations for DPRCA basketball programming during the basketball season and remit the convenience fees to NovoLogic, as appropriate; and

**WHEREAS**, NovoLogic will provide on-going technical support to the City and users of the application; and

**WHEREAS**, DPRCA would also like to offer on-line reservations for its amenities, such as picnic pavilions and field rentals. Allowing these services to be handled electronically will greatly reduce the potential for human error and will diminish DPRCA's costs arising from scheduling; and

**WHEREAS**, the Department will require additional computer applications to create an on-line reservation system for amenities, it would be more efficient for DPRCA and its customers to have the reservation and additional applications established as compatible and integrated with the donated NovoLogic application; and

**WHEREAS**, DPRCA has researched a number of computer applications that will allow for the desired on-line reservation. None of the applications are compatible with the donated NovoLogic application, except for products offered by NovoLogic itself. Creation of a compatible application by the City is not a viable solution, as it would require the City to obtain NovoLogic's source code and other proprietary information; and

**WHEREAS**, the City may purchase the additional NovoLogic modules for Sixty-Four Thousand, Seven Hundred Forty-Eight Dollars and No Cents (\$64,748.00) which will allow for the desired expanded functionality in a fully integrated registration and reservation system. The additional modules will also make the entire computer application compatible with ATL Stats. This feature will allow DPRCA to easily monitor whether it is meeting its quantifiable performance goals; and

**WHEREAS**, DPRCA research has shown that the Sixty-Four Thousand, Seven Hundred Forty-Eight Dollars and No Cents (\$64,748.00) cost of the NovoLogic modules is both reasonable for the product being received, and is competitive with other products offering similar services; and

**WHEREAS**, accepting the donated registration application will restrict the sources from which compatible applications can be obtained. The City wishes to designate the procurement of the additional modules from NovoLogic as a Special Procurement under Chapter 2, Article X, Section 2-1191.1 of the Procurement and Real Estate Code of the City of Atlanta Code of Ordinances, for supply of computer equipment and programs for the expansion of the donated NovoLogic on-line registration system.



**NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF ATLANTA, GEORGIA,** as follows:

**SECTION 1:** The Mayor on behalf of the City is authorized to accept a donation from the Atlanta Hawks of a computer application by NovoLogic valued at One Hundred Thousand Dollars and No Cents (\$100,000.00) that will allow for on-line registration for programming offered to the public by the Department of Parks, Recreation and Cultural Affairs, including without limitation sports programming and Camp Best Friends.

**SECTION 2:** The Mayor or his designee, on behalf of the City, is authorized to execute all documents necessary to complete the acceptance of the Atlanta Hawks' donation ("Donation Documents"). In executing said Donation Documents, the Mayor or his designee, on behalf of the City, is authorized to accept a contract term that allows NovoLogic to charge a Three Dollars and Fifty Cents (\$3.50) convenience fee to customers for use of the on-line system, but only if the customer is using the system at a City-owned Recreation Center and is paying with a credit card, or if the customer is at a location other than a City-owned Recreation Center. Where the customer is using the system at a City-owned Recreation Center and is not paying with a credit card, no convenience fee shall be applied. This contract term must also provide that the City will receive on-going technical support from NovoLogic at no charge.

**SECTION 3:** The Donation Documents will not become binding on the City, and the City will incur no obligation therefrom until the Donation Documents have been approved by the City Attorney or her designee as to form, fully executed by the Mayor or his designee, attested to by the Municipal Clerk, and delivered to NovoLogic, Inc.

**SECTION 4:** The Mayor or his designee, on behalf of the City, is authorized to execute an Agreement ("Agreement") with NovoLogic in an amount not to exceed Sixty-Four Thousand, Seven Hundred Forty-Eight Dollars and No Cents (\$64,748.00) for the NovoLogic computer modules (the "Modules") needed for an on-line registration system for DPRCA amenities, such as ball fields and picnic pavilions. The procurement of the additional modules is consistent with the requirements of Atlanta City Code, Chapter 2, Article X, Procurement Code Section 2-1191.1, Special Procurements.

**SECTION 5:** The Agreement will not become binding on the City, and the City will incur no obligation therefrom until it has been approved by the City Attorney or her designee as to form, fully executed by the Mayor or his designee, attested to by the Municipal Clerk, and delivered to NovoLogic, Inc.

**SECTION 6:** All City costs associated with the purchase of the Modules shall be charged to and paid from FDOA 1001(General Fund) 140101 (Parks, Recreation and Cultural Affairs Commissioner of Department of Parks, Recreation and Cultural Affairs) 5212001 (Consulting/Professional Development) 1320000 (Chief Executive).



**SECTION 7:** All Ordinances and parts of Ordinances in conflict with this Ordinance are waived for purposes of this Ordinance only, and only to the extent of the conflict.

A true copy,

*Rhonda Dauphin Johnson*  
Municipal Clerk

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

NOV 01, 2010

NOV 10, 2010

RCS# 633  
11/01/10  
3:38 PM

Atlanta City Council

REGULAR SESSION

CONSENT I

EXCEPT 10-O-1872,10-R-1898,

ADOPT

YEAS: 13  
NAYS: 0  
ABSTENTIONS: 0  
NOT VOTING: 3  
EXCUSED: 0  
ABSENT 0

NV Smith	Y Archibong	Y Moore	Y Bond
NV Hall	Y Wan	Y Martin	Y Watson
Y Young	Y Shook	Y Bottoms	Y Willis
Y Winslow	Y Adrean	Y Sheperd	NV Mitchell

CONSENT I