

#8

11-R-0536

(Do Not Write Above This Line)

A RESOLUTION
BY COUNCILMEMBERS FELICIA A. MOORE and JOYCE M. SHEPERD

10-R-

A RESOLUTION AUTHORIZING THE MAYOR OR HIS DESIGNEE TO ENTER INTO A COOPERATIVE PURCHASING AGREEMENT PURSUANT TO SECTION 2-1601 ET. SEQ. OF ARTICLE X OF THE CITY OF ATLANTA CODE OF ORDINANCES, UTILIZING THE NORTH CENTRAL TEXAS COUNCIL OF GOVERNMENTS CONTRACT WITH UNITED SERVICE UTILITY PARTNERS PRIVATE LABEL, INC. DOING BUSINESS AS SERVICE LINE WARRANTIES OF AMERICA TO LICENSE THE USE OF THE CITY OF ATLANTA TRADEMARK IN CONJUNCTION WITH ADVERTISEMENT TO CITY OF ATLANTA RESIDENTS OF WARRANTY PLANS FOR REPAIR OF WATER AND SEWER LINES ON RESIDENTIAL PROPERTY; AND **ADOPTED BY THE COUNCIL**

SUBSTITUTE

MAY 02 2011

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

Date Referred 3/21/11

Referred To: City Utilities

Date Referred

Referred To:

Date Referred

Referred To: 189536-1

Committee _____
Date _____
Chair _____
Referred To _____

First Reading

Committee City Utilities
Date 3/21/11
Chair Michael...

Action Other
Fav, Adv, Hold (see rev. side)
Other _____
Members _____

Refer To _____

Committee _____
Date _____
Chair _____

Action Other
Fav, Adv, Hold (see rev. side)
Other _____
Members _____

Refer To _____

Committee City Utilities
Date 3/21/11
Chair Michael...

Action Other
Fav, Adv, Hold (see rev. side)
Other _____
Members _____

Refer To _____

Committee _____
Date _____
Chair _____

Action _____
Fav, Adv, Hold (see rev. side)
Other _____
Members _____

Refer To _____

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

CERTIFIED
MAY 02 2011

ATLANTA CITY COUNCIL PRES.

[Signature]

CERTIFIED
MAY 02 2011
Municipal Clerk

MAYOR'S ACTION

APPROVED

MAY 11 2011

WITHOUT SIGNATURE BY OPERATION OF LAW



**CITY COUNCIL
ATLANTA, GEORGIA**

11-R-0536

**A RESOLUTION
BY COUNCILMEMBERS FELICIA A. MOORE
AND JOYCE M. SHEPERD**

**AS SUBSTITUTED
BY CITY UTILITIES COMMITTEE**

A RESOLUTION AUTHORIZING THE MAYOR OR HIS DESIGNEE TO ENTER INTO A COOPERATIVE PURCHASING AGREEMENT PURSUANT TO SECTION 2-1601 ET. SEQ. OF ARTICLE X OF THE CITY OF ATLANTA CODE OF ORDINANCES, UTILIZING THE NORTH CENTRAL TEXAS COUNCIL OF GOVERNMENTS CONTRACT WITH UNITED SERVICE UTILITY PARTNERS PRIVATE LABEL, INC. DOING BUSINESS AS SERVICE LINE WARRANTIES OF AMERICA TO LICENSE THE USE OF THE CITY OF ATLANTA TRADEMARK IN CONJUNCTION WITH ADVERTISEMENT TO CITY OF ATLANTA RESIDENTS OF WARRANTY PLANS FOR REPAIR OF WATER AND SEWER LINES ON RESIDENTIAL PROPERTY; TO RECEIVE TRADEMARK LICENSING FEES; AND FOR OTHER PURPOSES.

WHEREAS, residents of the City of Atlanta ("City") are responsible for the maintenance and repair of water and sewer service lines that are on their property and not within the City's right of way; and

WHEREAS, water and sewer lines on private property can vary widely in age and condition, resulting in substantial cost to residents when there is a malfunction on residential property; and

WHEREAS, the National League of Cities ("NLC") has introduced United Service Utility Partners Private Label, Inc. ("USP") doing business as Service Line Warranties Of America ("SLWA") as a resource for residential property owners to obtain warranties to cover water and sewer line repair or maintenance; and

WHEREAS, the Mayor and members of the Atlanta City Council recognize the need for residents to have access to various tools to reduce the costs of their water and sewer line repairs and maintenance and want to bring the NLC program to the attention of City residents; and

WHEREAS, after conducting a competitive selection process, the North Central Texas Council Of Governments entered into a contract with USP d/b/a SLWA for municipalities to announce the availability of water and sewer line warranties to their residents; and



WHEREAS, the Chief Procurement Officer recommends the execution of a cooperative agreement with USP d/b/a SLWA to announce the availability SLWA's sewer and water service lines warranty program, pursuant to Article X, Section 2-1601 *et seq.* of the City of Atlanta Code of Ordinances; and

WHEREAS, the Mayor and City Council have agreed to provide USP d/b/a/ SLWA with a limited license to use the City's trademark on pre-approved advertisements to alert City residents of the availability of the sewer and water service lines warranty program; and

WHEREAS, USP d/b/a/ SLWA will remit to the City an annual fee equal to ten percent (10%) of the program subscriptions by City residents, as consideration for the license to use the City's trademark; and

WHEREAS, the Mayor and City Council have agreed that the appropriate application of the license fee is to the City's Care and Conserve fund to further assist low-income residents with various plumbing repairs and with the installation of water conservation devices.

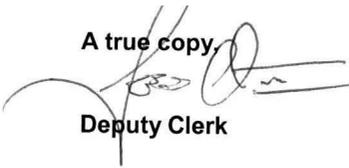
NOW, THEREFORE BE IT RESOLVED BY THE COUNCIL OF THE CITY OF ATLANTA, GEORGIA, enter into a cooperative purchasing agreement pursuant to Section 2-1601 *et seq.* of Article X of the City Of Atlanta Code of Ordinances, utilizing the North Central Texas Council Of Governments contract with United Service Utility Partners Private Label, Inc. d/b/a Service Line Warranties Of America to license the use of the City Of Atlanta trademark in conjunction with advertisement to City Of Atlanta residents of warranty plans for repair of water and sewer lines on residential property for a period of one (1) year, with two (2) one-year renewal options.

BE IT FURTHER RESOLVED, that the Mayor is authorized to issue a limited license to USP d/b/a SLWA for the use of the City's trademark in conjunction with SLWA's advertisements of the water and sewer line warranty program, the fee for which shall be anticipated and appropriated by a separate ordinance.

BE IT FURTHER RESOLVED, that the Chief Procurement Officer in consultation with the City Attorney is directed to prepare the appropriate agreement for execution by the Mayor.

BE IT FINALLY RESOLVED, that the agreement will not become binding upon the City, and the City shall incur no liability upon same until contract has been approved by the City Attorney as to form, executed by the Mayor, attested to by the Municipal Clerk, and delivered to USP d/b/a SLWA.

A true copy,


Deputy Clerk

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

MAY 02, 2011

MAY 11, 2011

RCS# 989
5/02/11
2:44 PM

Atlanta City Council

REGULAR SESSION

11-R-0536

ENTER INTO COOPERATIVE PURCHASING AGREE.
W/UNITED SERVICES UTILITY PARTNERS INC
ADOPT ON SUB

YEAS: 12
NAYS: 1
ABSTENTIONS: 0
NOT VOTING: 3
EXCUSED: 0
ABSENT 0

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

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