

13-13-0-1019

**First Reading**

Committee Fin / Exec  
 Date 5-1-13  
 Chair Lebara U. Moore  
 Referred 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

AN ORDINANCE  
 BY FINANCE/EXECUTIVE COMMITTEE

AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO AMENDMENT NO. 5 WITH FORMMAKER SOFTWARE, INC. FOR FC-6005007966, BILL PAYMENT PRINT SERVICES, ON BEHALF OF THE DEPARTMENT OF WATERSHED MANAGEMENT, TO EXTEND THE TERM OF THE AGREEMENT ON A MONTH-TO-MONTH BASIS FOR A PERIOD NOT TO EXCEED SIX (6) MONTHS; TO WAIVE THE ARTICLE X PROCUREMENT AND REAL ESTATE CODE OF CITY OF ATLANTA CODE OF ORDINANCES; AND FOR OTHER PURPOSES.

ADOPTED BY

- CONSENT REFER MAY 20 2013
  - REGULAR REPORT REFER
  - ADVERTISE & REFER COUNCIL
  - 1<sup>ST</sup> ADOPT 2<sup>ND</sup> READ & REFER
  - PERSONAL PAPER REFER
- Date Referred: 5-6-13  
 Referred To: Finance Executive  
 Date Referred: \_\_\_\_\_  
 Referred To: \_\_\_\_\_  
 Date Referred: \_\_\_\_\_  
 Referred To: \_\_\_\_\_

**Committee**  
Fin / Exec  
**Date**  
5-15-13  
**Chair**  
Lebara U. Moore  
**Action**  
 Fav/Adv, Hold (see rev. side)  
 Other  
as amended  
**Members**  
[Signatures]  
**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**  
 \_\_\_\_\_  
**Refer To**

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

**CERTIFIED**

MAY 20 2013

ATLANTA CITY COUNCIL PRESIDENT

[Signature]

**CERTIFIED**

MAY 20 2013

Rhonda Daughin Johnson  
 MUNICIPAL CLERK

**MAYOR'S ACTION**

**APPROVED**

MAY 29 2013

WITHOUT SIGNATURE  
 BY OPERATION OF LAW



**AN ORDINANCE BY  
FINANCE/EXECUTIVE COMMITTEE**

**AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO AMENDMENT NO. 5 WITH FORMMAKER SOFTWARE, INC. FOR FC-6005007966, BILL PAYMENT PRINT SERVICES, ON BEHALF OF THE DEPARTMENT OF WATERSHED MANAGEMENT, TO EXTEND THE TERM OF THE AGREEMENT ON A MONTH-TO-MONTH BASIS FOR A PERIOD NOT TO EXCEED SIX (6) MONTHS; TO WAIVE THE ARTICLE X PROCUREMENT AND REAL ESTATE CODE OF THE CITY OF ATLANTA CODE OF ORDINANCES; AND FOR OTHER PURPOSES.**

**WHEREAS**, the City of Atlanta ("City") entered into FC-6005007966, Bill Payment Print Services with Docucorp International, Inc. ("Agreement"), on behalf of the Department of Watershed Management ("Department"), pursuant to Resolution 05-R-1490; and

**WHEREAS**, the term of the agreement was for five (5) years with one (1) one (1) year renewal option to be exercised at the City's sole discretion, effective September 14, 2006 to September 13, 2011; and

**WHEREAS**, the City authorized Amendment No. 1 of the Agreement in an amount not to exceed One Million Dollars and No Cents (\$1,000,00.00), pursuant to Resolution 06-R-2641; and

**WHEREAS**, the City authorized Renewal No. 1 of the Agreement with a term of September 14, 2011 to September 13, 2012 in an amount not to exceed Five Hundred Ninety-Three Thousand, Eight Hundred Thirteen Dollars and Sixty-Nine Cents (\$593,813.69), pursuant to Resolution 10-R-1283; and

**WHEREAS**, the City executed a ninety (90) day extension that extended the term of the Agreement to December 22, 2012; and

**WHEREAS**, Docucorp International, Inc. assigned the Agreement to Formmaker Software, Inc., due to corporate acquisition; and

**WHEREAS**, the City entered into Amendment No. 2 of the Agreement to consent to the assignment of the Agreement to Formmaker Software, Inc. due to corporate acquisition; and

**WHEREAS**, the City entered into Amendment No. 3 of the Agreement to add additional funding in an amount not to exceed Four Hundred Six Thousand, One Hundred Eighty-Six Dollars and Forty Cents (\$406,186.40), pursuant to Resolution 11-R-0621; and

**WHEREAS**, the City entered into Amendment No. 4 of the Agreement to extend the term of the Agreement on a month-to-month basis for a period not to exceed six (6) months, pursuant to Ordinance No. 12-O-1243; and



**WHEREAS**, the Department has an ongoing need for Bill Payment Print Services; and

**WHEREAS**, the Commissioner of the Department of Watershed Management recommends entering into Amendment No. 5 for FC-6005007966, Bill Payment Print Services with Formmaker Software, Inc. until such services can be procured.

**THE CITY COUNCIL OF THE CITY OF ATLANTA, GEORGIA HEREBY ORDAINS, as follows:**

**SECTION 1:**

That the Mayor, or his authorized designee, is authorized to enter into Amendment No. 5 with Formmaker Software, Inc for FC-6005007966, Bill Payment Print Services, on behalf of the Department of Watershed Management, for the purpose of extending the term of the Agreement on a month-to-month basis for a period not to exceed six (6) months.

**SECTION 2:**

That Article X, Real Estate and Procurement Code, of the City of Atlanta Code of Ordinances, specifically including and without limitation, "Division 4. Source Selection and Contract Formation" is hereby waived to the extent applicable to meet the intent and purpose of this ordinance.

**SECTION 3:**

That the Chief Procurement Officer, in consultation with the City Attorney, is directed to prepare all appropriate documents for execution by the Mayor or his authorized designee.

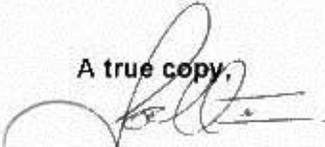
**SECTION 4:**

That Amendment No. 5 will not become binding on the City and the City will incur no obligation or liability under it until it has been executed by the Mayor, or his authorized designee, attested to by the Municipal Clerk, approved as to form by the City Attorney and delivered to Formmaker Software, Inc.

**SECTION 5:**

That all ordinances or parts of ordinances and sections of the City of Atlanta Code of Ordinances in conflict herewith are waived to the extent of the conflict.

A true copy,

  
Deputy Clerk

ADOPTED by the Atlanta City Council  
APPROVED as per City Charter Section 2-403

MAY 20, 2013  
MAY 29, 2013

RCS# 2701  
5/20/13  
3:17 PM

Atlanta City Council

CONSENT I

CONSENT AGENDA SECTION I: ALL ITEMS  
EXCEPT 13-O-1028 AND 12-O-0375  
ADOPT

YEAS: 11  
NAYS: 0  
ABSTENTIONS: 0  
NOT VOTING: 4  
EXCUSED: 0  
ABSENT 1

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

CONSENT I

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<b>ITEMS ADOPTED ON CONSENT</b>	<b>ITEMS ADOPDED ON CONSENT</b>	<b>05-20-13 ITEMS ADVERSED ON CONSENT</b>
1. 13-O-1017 2. 13-O-1019 3. 13-O-1020 4. 13-O-1029 5. 13-O-1000 6. 13-O-1001 7. 13-O-1002 8. 13-O-1003 9. 13-O-1022 10. 13-O-1030 11. 13-O-1031 12. 13-R-0631 13. 13-O-0426 14. 13-O-1004 15. 13-O-1025 16. 13-O-1026 17. 13-O-1032 18. 13-O-1034 19. 13-O-1014 20. 13-O-1015 21. 13-O-1016 22. 13-R-3113 23. 13-R-3114 24. 13-R-3116 25. 13-R-3117 26. 13-R-3118 27. 13-R-3119 28. 13-R-3108 29. 13-R-3107 30. 13-R-3109 31. 13-R-3149 32. 13-R-3112 33. 13-R-3120 34. 13-R-3121 35. 13-R-3122 36. 13-R-3123 37. 13-R-3124 38. 13-R-3125 39. 13-R-3126	40. 13-R-3127 41. 13-R-3128 42. 13-R-3129 43. 13-R-3130 44. 13-R-3131 45. 13-R-3132 46. 13-R-3133 47. 13-R-3134 48. 13-R-3135 49. 13-R-3136 50. 13-R-3137 51. 13-R-3138 52. 13-R-3139 53. 13-R-3140 54. 13-R-3141 55. 13-R-3142 56. 13-R-3143	57. 13-R-3144 58. 13-R-3145 59. 13-R-3146 60. 13-R-3147 61. 13-R-3148