



# Fulton County

## Legislation Details (With Text)

**File #:** 23-0184 **Version:** 1 **Name:**  
**Type:** Consent - Arts and Libraries **Status:** Agenda Ready  
**File created:** 2/13/2023 **In control:** Board of Commissioners  
**On agenda:** 3/15/2023 **Final action:**  
**Title:** Request approval to award a contract without competition, Fulton County Library System, 23SSN137406B-RT, Public Performance Licensing in an amount not to exceed \$16,166.00 with Swank Motion Pictures, Inc., to provide for federal copyright licensing. effective upon BOC approval. (APPROVED UPON ADOPTION OF THE CONSENT AGENDA)

**Sponsors:**

**Indexes:**

**Code sections:**

**Attachments:** 1. SOLE SOURCE JUSTIFICATION FORM, 2. Professional Services CPR Form Swank - 2023, 3. LIB Sole Source Letter 2023

Date	Ver.	Action By	Action	Result
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### Department

Library

### Requested Action *(Identify appropriate Action or Motion, purpose, cost, timeframe, etc.)*

Request approval to award a contract without competition, Fulton County Library System, 23SSN137406B-RT, Public Performance Licensing in an amount not to exceed \$16,166.00 with Swank Motion Pictures, Inc., to provide for federal copyright licensing. effective upon BOC approval. (APPROVED UPON ADOPTION OF THE CONSENT AGENDA)

### Requirement for Board Action *(Cite specific Board policy, statute or code requirement)*

In accordance with Purchasing Code Section 102-384, after conducting a good faith review, and the Purchasing Department has determined there is only one source available for the required supply, service, or construction item, the request shall be forwarded to the Board of Commissioners for approval.

### Strategic Priority Area related to this item *(If yes, note strategic priority area below)*

Arts and Libraries

### Commission Districts Affected

All Districts ☒  
District 1 ☐  
District 2 ☐  
District 3 ☐  
District 4 ☐  
District 5 ☐  
District 6 ☐

## Is this a purchasing item?

Yes

**Summary & Background** Fulton County is seeking to purchase Public Performance Licensing to be used throughout the Fulton County Library System. Swank Motion Pictures, Inc. is a sole source supplier of Public Performance Licensing products. Approval of this item will satisfy federal copyright requirements to show movies inside of the library building.

**Scope of Work:** This action allows the library to show new releases and throwback favorites to Fulton County citizens. The product listing includes the following licenses: Walt Disney Pictures, Touchstone Pictures, Hollywood Pictures, Columbia Pictures, Tri-Star Pictures, Paramount Pictures, Metro-Goldwyn-Mayer, United Artist, Miramax Films, Warner Bros. NBC Universal, Sony Pictures, Lionsgate, Summit Entertainment, New Line Cinema, Focus Features, Warner Independent Pictures, Fine Line Features, Paramount Vantage, and Screen Gems licensed for Home Use Only.

**Community Impact:** Fulton County citizens can have access to view movies at the libraries.

**Department Recommendation:** The Fulton County Library System recommends approval of the extension.

**Project Implications:** Fulton County is the largest county in Georgia. Not providing this service negatively impacts a wide range of Fulton County citizens in every Fulton area *code*.

**Community Issues/Concerns:** There are no Community Issues/Concerns.

**Department Issues/Concerns:** There are no Department Issues/Concerns.

**Contract Modification:** This is a new procurement.

## Contract & Compliance Information *(Provide Contractor and Subcontractor details.)*

Not Applicable

## Exhibits Attached *(Provide copies of originals, number exhibits consecutively, and label all exhibits in the upper right corner.)*

Exhibit 1: Sole Source Justification Form

Exhibit 2: Contractor Performance Report

Exhibit 3: Sole Source Letter Notification

## Contact Information *(Type Name, Title, Agency and Phone)*

Jamar Parker, Financial Systems Manager 404-771-7578

## Contract Attached

No

## Previous Contracts

No

## Total Contract Value

Original Approved Amount: \$0.00  
Previous Adjustments: \$0.00  
This Request: 16,166.00  
TOTAL: 16,166.00

## Grant Information Summary

Amount Requested: ☐ Cash  
Match Required: ☐ In-Kind  
Start Date: ☐ Approval to Award  
End Date: ☐ Apply & Accept  
Match Account \$:

## Fiscal Impact / Funding Source

### Funding Line 1:

100-650-6565-1312: General Fund - Library - Library-Public Service Operations- Books-Library

Key Contract Terms	
Start Date: Upon BOC approval	End Date: 12 months
Cost Adjustment: N/A	Renewal/Extension Terms: No extension/No Renewals

Overall Contractor Performance Rating: 4.0

Would you select/recommend this vendor again?

Yes

Report Period Start: 6/16/2022  
Report Period End: 12/31/2022