

FINANCE DEPARTMENT
Certificate of Exemption Form

Date: 10/28/2014

Originating Department: Library

The City is authorized under limited conditions to make procurements outside of the competitive solicitation process. Chapter 252 of the Local Government Code provides guidance regarding sixteen general exemptions from the competitive solicitation. Please select one exemption.

- a procurement made because of a public calamity that requires funds to relieve the needs of the residents or to preserve city property
- a procurement to preserve or protect the public health or safety of the city's residents
- a procurement necessary because of unforeseen damage to machinery, equipment or other property
- a procurement for personal, professional or planning services
- a procurement for work that is performed and paid for by the day as the work progresses
- a purchase of land or right-of-way
- a procurement of items available from only one source
- a purchase of rare books, papers and other materials for a public library
- paving, drainage, street widening and other public improvements or related matter where at least one-third of the costs are paid by special assessments
- a public improvement project which has been authorized but for which there is deficiency of funds to complete in accordance with the plans as authorized
- a payment under a contract by which a developer participates in the construction of a public improvement as provided by subchap. c, ch 212.
- personal property sold
- services performed by blind or severely disabled persons
- goods purchased by a municipality for subsequent retail sale by the municipality
- electricity
- advertising, other than legal notices

This Certificate of Exemption is executed and filed with the Finance Department as follows:

1. The undersigned is authorized to approve an exemption.
2. An exemption according to Section 252.022 of the Local Government Code exists. More specifically, the following event has occurred:

San Antonio Public Library is requesting a three (3) year contract with Overdrive for downloadable e-books, e-audio, e-music, streaming videos and software maintenance for OverDrive Media Stations. Overdrive offers more than 1,800,000 titles representing 5,000 publishers. Titles range from best sellers to business and educational subjects. All materials are suitable for public library customers including children and teens. Overdrive is the only provider of e-books, e-audio, e-music and streaming videos that are available to public library customers that can be downloaded/streamed to all mobile devices including Kindle. The annual contract values will be: Year 1 - \$1M, Year 2 - \$1.15M and Year 3 - \$1.3.

3. Because the exemption stated above exists, the City of San Antonio intends to contract with OverDrive which will cost approximately \$ 3,450,000.00.

Michal D. Flanagan
Originator

[Signature] 10-29-14
Department Director Approval

[Signature] 11/14/14
Procurement Administrator Approval

[Signature]
City Manager
(approval required only for ratification by City Council)