



City of San Antonio

Contract Summary Sheet

Date: 6/18/15
Agenda Item: 15-3413

Name/Title (Caption as shown on agenda): Annual Contract for Public Performance Site License for the San Antonio Public Library – 6100005831 VF	
Brief Description of Item(s) and Use: This contract will provide the San Antonio Public Library (SAPL) with continuation of Public Performance Annual Site License # 188819001 which legally allows an unlimited number of exhibitions of copyrighted movies within the SAPL facilities. The Federal Copyright Act governs how copyrighted materials, such as movies, may be used. Neither the rental nor the purchase of a movie carries with it an inherent right to show the movie publicly, outside the home, unless the site where the movie is used is properly licensed for public exhibition. Continuation of this license will allow SAPL to exhibit any movies secured from a legal source such as a video rental store, an online rental store, or from SAPL’s collection to use as part of the summer reading programs, educational programs, and senior programs. Some of the studios covered include Walt Disney Pictures, Touchstone Pictures, Hollywood Pictures, Columbia Pictures, Tri-Star Pictures, Paramount Pictures, Metro-Goldwyn-Mayer, United Artists, Miramax Films, Warner Bros., Sony Pictures as well as any studios added in the future. These items are being purchased as Sole Source according to the provisions of Texas Statutes Local Government Code 252.022.07. No other source can supply the items listed nor can any comparable item fulfill the same requirements. Vendor acknowledges, with his/her signature, that all items offered are considered a sole source.	
Total \$:	\$18,000.00 annually; \$90,000.00 contract period
Contract Period:	June 1, 2015 through September 30, 2016 with four, one year renewal options
Method of Procurement:	Sole Source
Price Trend:	27% due to increase in production and distribution costs
Contract Info:	Formal ___ Annual <u>X</u> Support/Maintenance ___ Lease ___
Recommended Contractor(s):	Swank Motion Pictures, Inc. d/b/a Movie Licensing USA, 10795 Watson Road, St. Louis, MO. 63127-1012 (NON-LOCAL)
Previous Contractor(s):	Swank Motion Pictures, Inc., d/b/a Movie Licensing USA, 10795 Watson Road, St. Louis, MO 63127-1012
Comments:	N/A
Anticipated Future Requirements and Action:	N/A
Procurement Alternative:	Should this contract not be approved, the San Antonio Public Library staff and patrons would not be able to legally allow for an unlimited number of movie showings throughout the SAPL system. Instead, SAPL would be required to purchase a license for each movie showing as required at the current cost of \$150 per movie/per showing.
Using Department (s):	Library