



Request for City Council Committee Action

Date March 20, 2003

To Ways and Means Committee

Prepared by Nancy Larkey Phone 673-5494

Submitted by Karl Kaiser *Karl Kaiser*

Approved for Submittal John Moir *John Moir*

Subject: Issue Bill of Sale to Unisys for of transfer of specific technology assets/supplies

Presenter in Committee Nancy Larkey

Recommendation Provide Unisys Corporation "Bill of Sale" for transfer of technology equipment in accordance with the Unisys Corporation contract C-18881.

This is not a request for additional funding.

Financial Impact (Check those that apply)

No financial impact (If checked, go directly to Background/Supporting Information)

Action requires an appropriation increase to the Capital Budget

Action requires an appropriation increase to the Operating Budget

Action provides increased revenue for appropriation increase

Action requires use of contingency or reserves

Other financial impact (Explain):

Request provided to the Budget Office when provided to the Committee Coordinator

Background/Supporting Information

On December 31, 2002 the City of Minneapolis and Unisys Corporation engaged in a contract for outsourcing "break-fix" functions in order to focus ITS toward stronger strategic effort on behalf of customers with more emphasis on business analysis and information services.



Request for City Council Committee Action

Background/Supporting Information - continued

The Unisys/City contract C-18881 section 4. "Asset Transfer" calls for "transfer to Unisys by bill of sale, good and marketable title to the equipment...". To comply with this contract requirement, this action is needed.

The inventory of transferable technology equipment is complete. It will accompany the "Bill of Sale". Transfer includes "supplies" and "assets" as defined in the City's capitalization policy.

A copy of the "Bill of Sale" as written by the City Attorney is attached.

BILL OF SALE

The City of Minneapolis (the "Transferor"), for good and valuable consideration, enumerated in Agreement number 02120105 currently in effect between the parties, the receipt of which is hereby acknowledged, does hereby sell, assign, transfer, and set over to Unisys Corporation (the "Transferee") all equipment described on Exhibit A attached hereto (the "Equipment"). For the limited purposes of Minnesota Statutes § 471.345 said transfer of Equipment is not a "sale".

TO HAVE AND TO HOLD the Equipment is hereby transferred to the Transferee, its successors and assigns, for its respective ownership interest. The Transferor hereby warrants to the Transferee, its successors and assigns, that on the date of this Bill of Sale, the Transferor has legal title to the Equipment and good and lawful right to transfer the same, and the title to the Equipment is hereby duly vested in the Transferee free and clear of all claims, liens, encumbrances and rights of all others of any nature.

IN WITNESS HEREOF, the Transferor has caused this Bill of Sale to be executed and delivered in its name this 3rd day of January 2003.

City of Minneapolis

By: _____

Title: _____

Mayor

Countersigned: _____

Finance Officer

APPROVED AS TO FORM:

Assistant City Attorney

