

STATE OF GEORGIA

COUNTY OF CLAYTON

RESOLUTION NO. 2012 – 196

A RESOLUTION AUTHORIZING CLAYTON COUNTY TO ENTER INTO AN AGREEMENT WITH NCOURT LLC, PROVIDING FOR THE TERMS AND CONDITIONS UNDER WHICH AN ONLINE PAYMENT PROGRAM WILL BE DEVELOPED FOR CLAYTON COUNTY STATE COURT; TO AUTHORIZE THE CHAIRMAN TO EXECUTE THE AGREEMENT AND OTHERWISE TO PERFORM ALL ACTS NECESSARY TO ACCOMPLISH THE INTENT OF THIS RESOLUTION; TO AUTHORIZE THE FINANCE DIRECTOR TO AMEND THE BUDGET WHERE NECESSARY TO REFLECT AN APPROPRIATE REVENUE SOURCE AND EXPENSE; TO PROVIDE AN EFFECTIVE DATE OF THIS RESOLUTION; AND FOR OTHER PURPOSES.

WHEREAS, nCourt LLC (“nCourt”) is a government services technology company that, among other things, provides software that permits citizens to pay their financial obligations online with a credit or debit card; and

WHEREAS, nCourt wishes to build, host and maintain a type-specific website for Clayton County State Court; and

WHEREAS, all payments collected through the online payment program will be deposited daily into a custodial account and transferred to Clayton County on a predetermined basis; and

WHEREAS, all costs for development, hosting, application, processing, customer service and merchant fees related to the program will be underwritten by a user fee included in the payment transaction; and

WHEREAS, the Board of Commissioners deems it in the best interest of Clayton County, and the County will be best served by entering into an Agreement with nCourt, which will be effective October 1, 2012, for the reasons contemplated herein.

NOW THEREFORE, BE IT RESOLVED BY THE BOARD OF COMMISSIONERS

OF CLAYTON COUNTY, GEORGIA, AND IT IS HEREBY RESOLVED

Section 1. The Board of Commissioners hereby authorizes Clayton County to enter into an Agreement with nCourt LLC, providing for the terms and conditions under which an online payment program will be developed for Clayton County State Court. The Board of Commissioners hereby authorizes the Chairman to execute the Agreement and to perform all other acts necessary to accomplish the intent of this Resolution. The Board of Commissioners further authorizes the Finance Director to amend the budget where necessary to reflect an appropriate revenue source and expense, all as may be required under the terms of the agreement. The Agreement, in its substantially completed form, is attached hereto.

Section 2. This Resolution shall be effective on the date of its approval by the Board of Commissioners.

SO RESOLVED, this the 15th day of September, 2012.

CLAYTON COUNTY BOARD OF COMMISSIONERS


ELDRIN BELL, CHAIRMAN

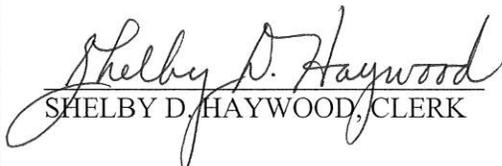

WOLE RALPH, VICE-CHAIRMAN


GAIL B. HAMBRICK, COMMISSIONER


SONNA SINGLETON, COMMISSIONER


MICHAEL EDMONDSON, COMMISSIONER

ATTEST:


SHELBY D. HAYWOOD, CLERK