CITY OF ATLANTA
OFFICE OF THE INSPECTOR GENERAL
LADAWN BLACKETT
INTERIM INSPECTOR GENERAL

INDEPENDENT PROCUREMENT REVIEW DIVISION

Independent Procurement Review Report

TO: Atlanta City Council

DATE: September 14, 2026

The purpose of this report is to communicate the results of the following solicitation.

Procurement Type: Cooperative Agreement

The Department of Public Works requested to enter into a **cooperative agreement** for the project and scope shown below. Cooperative agreements join the City of Atlanta with the terms and conditions of agreements conducted by or on behalf of another public procurement unit. This procurement piggybacks on a Sourcewell agreement.

Solicitation#	CP-AM-DPW-2511-1260075
Project Name:	Construction and General Rental Equipment Solutions
Estimated Dollar Amount:	$8,732,000
Term:	One year with no renewal options
Recommended Awardee:	Sunbelt Rentals New Way Fleet Force
DOP Responsive Bidders:	Sunbelt Rentals New Way Fleet Force
All Bidders:	Caterpillar Inc Herc Rentals Joe Johnson Equipment (Federal Signal Corporation) Sunbelt Rentals United Rentals JAPA Equipment New Way Fleet Force

Observations and Responses

Award

Observation 1: *Vendor Entity in City File Does Not Align with the Supplier Identified in the Cooperative Agreement*

Division 15, Section 2-1602 of the Atlanta Procurement Code authorizes the Chief Procurement Officer to participate in cooperative purchasing agreements only when the procurement aligns "with an agreement entered into between the participants."

The IPro review shows that Sourcewell Contract #040924 was executed with Scranton Manufacturing Co., Inc. dba New Way Trucks, yet the City's procurement file identifies Fleet Force, LLC. as the vendor for the cooperative agreement. Fleet Force is listed on the Secretary of State filing, the IIREA affidavit, and the Conflict-of-Interest form. The Eligibility for Award letter, however, lists New Way Fleet Force as the proposed awardee. Nowhere is Scranton Manufacturing Co., Inc., dba New Way Trucks mentioned.

Although Sourcewell proposal materials suggest Fleet Force, LLC may operate as a subsidiary or division of New Way Trucks, the procurement file lacks any documentation demonstrating that either Fleet Force, LLC is an authorized participant or a delegated entity under the cooperative agreement. Consequently, the vendor information in the City's file does not clearly correspond to *"the agreement entered into between the part*icipants."

These inconsistencies create uncertainty about the proper contracting entity, elevate the risk of improper contract execution, compromise the City's position in the event of disputes, increases the risk of cost misrepresentation, collusive bidding, and exposes the City to award challenges or protests due to unclear or inaccurate vendor identification.

> DOP Response: Upon receipt of the observation, the Project Manager obtained documentation confirming that Sourcewell issued an amendment to the contract formally changing the contracting entity's name. This amendment aligns the entity identified in the City's procurement file with the entity listed in the cooperative agreement. The amendment has been attached herein for your record.

Observation 2: *Incomplete State-Mandated Immigration Compliance Affidavit*

Georgia Code § 13-10-91(b)(1)(B) states in pertinent part:

> *(b)(1) A public employer shall not enter into a contract for the physical performance of services unless the contractor registers and participates in the federal work authorization program. Before a bid for any such service is considered by a public employer, the bid shall include a signed, notarized affidavit from the contractor attesting to the following:*
>
> > *(A) The affiant has registered with, is authorized to use, and uses the federal work authorization program;*
> >
> > ***(B) The user identification number and date of authorization for the affiant;***
> >
> > *(C) The affiant will continue to use the federal work authorization program throughout the contract period; and*
> >
> > *(D) The affiant will contract for the physical performance of services in satisfaction of such contract only with subcontractors who present an affidavit to the contractor with the same information required by subparagraphs (A), (B), and (C) of this paragraph.*

Division 4, Section 2-1187.1(a) of the Atlanta Procurement Code states that before an offer for the physical performance of services in response to solicitation under Division 4 is considered, a potential offeror, through a signed, notarized contractor affidavit, must attest to the following:

> ***(1)*** *That the potential offeror has registered with, is authorized to use, and uses the Federal Work Authorization Program; and*
> ***(2)*** *That the potential offeror's user identification number issued by the Federal Work Authorization Program and date of authorization to use the program are disclosed on the contractor affidavit.*

The IPro review found that the IIREA affidavit submitted for Fleet Force, LLC did not include the required Federal Work Authorization Program user identification number. The omission rendered the affidavit incomplete and noncompliant with both state law and the City's procurement requirements.

The lack of the authorization number limits the City's ability to verify the firm's compliance with immigration requirements established under state law, creating a risk of improperly qualifying vendors who may not meet statutory eligibility criteria. This deficiency also increases the likelihood of bid challenges and delays in the procurement process.

> DOP Response: Upon receipt of the observation, the Project Manager obtained a signed and notarized E-Verify Exemption Affidavit from the supplier, attesting that the firm has no employees and therefore qualifies for the exemption under Georgia Code § 13-10-91. The completed exemption affidavit has been attached for the record.

The review yielded no additional findings.

Alternative Procurement Timeline	Date
Solicitation Requested	7/1/2025
Designation Memo Date	11/5/2025
IPro Review Requested	11/18/2025
IPro Auditor Assigned	11/18/2025
DOP Awarded Project	3/13/2026
Award Letter Sent to IPro	4/2/2026
IPro Draft Report Shared	4/22/2026
DOP Responses Received	7/13/2026
IPro Final Report Shared	7/15/2026
IPro Report Attached to Legislation	9/15/2026
Legislation Passed	9/21/2026

Methodology

The Independent Procurement Division reviews the following stages of the procurement process:

- Initiation
- Solicitation
- Responsive Review
- Evaluation
- Award

In accordance with Atlanta City Charter Article 8, Section 8-107, and Section 2-1604 of the Atlanta Code of Ordinances, the Independent Procurement Review Division of the Office of the Inspector General must review all solicitations with an aggregate value of $1,000,000 or greater seeking approval by the Atlanta City Council, for file completeness, conflicts of interest, and other areas of perceived deficiency; must review all cooperative purchase agreements and piggyback contracts with an aggregate value greater than $1,000,000; and may conduct discretionary reviews of any value.