

**A RESOLUTION  
BY FINANCE/ EXECUTIVE COMMITTEE**

**A RESOLUTION AUTHORIZING THE MAYOR TO EXECUTE RENEWAL AGREEMENT NO. 1 WITH FIRST SOUTHWEST ASSET MANAGEMENT, INC., FOR FC-6005007955, ARBITRAGE REBATE CALCULATION SERVICES, ON BEHALF OF THE DEPARTMENT OF FINANCE, AT A BASE FEE OF \$1,750 PER COMPUTATION YEAR PLUS ADDITIONAL CHARGES FOR SPECIAL SERVICES RELATED TO VARIOUS BOND ISSUES; ALL CONTRACTED WORK TO BE CHARGED TO AND PAID FROM VARIOUS CAPITAL FUNDS PER BOND ISSUE; AND FOR OTHER PURPOSES.**

**WHEREAS**, the City of Atlanta ("City") entered into an Agreement with First Southwest Asset Management, Inc., for FC-6005007955, Arbitrage Rebate Calculation Services, on August 29, 2006, pursuant to Resolution 06-R-0680; and

**WHEREAS**, the Agreement is for a period of three (3) years, with one (1) one-year renewal option at the sole discretion of the City; and

**WHEREAS**, First Southwest Asset Management, Inc. has performed the contracted services satisfactorily; and

**WHEREAS**, the Chief Financial Officer and the Chief Procurement Officer have recommended the execution of Renewal Agreement No. 1 with First Southwest Asset Management, Inc., for FC-6005007955, Arbitrage Rebate Calculation Services, at a base fee of \$1,750 per computation year plus additional charges for special services related to various bond issues.

**THE CITY COUNCIL OF THE CITY OF ATLANTA, GEORGIA, HEREBY RESOLVES**, that the Mayor is hereby authorized to execute Renewal Agreement No. 1 with First Southwest Asset Management, Inc., for FC-6005007955, Arbitrage Rebate Calculation Services, at a base fee of \$1,750 per computation year plus additional charges for special services related to various bond issues.

**BE IT FURTHER RESOLVED**, that all contracted work shall be charged to and paid from various capital funds per bond issue.

**BE IT FURTHER RESOLVED**, that the Agreement will be for a period of one (1) year.

**BE IT FURTHER RESOLVED**, that the City Attorney is hereby directed to prepare an appropriate contractual agreement for execution by the Mayor.

**BE IT FURTHER RESOLVED**, that the Agreement will not become binding on the City and the City will incur no obligation or liability under it until it has been executed by

the Mayor, attested to by the Municipal Clerk, approved as to form by the City Attorney and delivered to the contracting parties.

**Part II: Legislative White Paper:** (This portion of the Legislative Request Form will be shared with City Council members and staff)

**A. To be completed by Legislative Counsel:**

**Committee of Purview:** Finance/ Executive Committee

**Caption:** A RESOLUTION AUTHORIZING THE MAYOR TO EXECUTE RENEWAL AGREEMENT NO. 1 WITH FIRST SOUTHWEST ASSET MANAGEMENT, INC., FOR FC-6005007955, ARBITRAGE REBATE CALCULATION SERVICES, ON BEHALF OF THE DEPARTMENT OF FINANCE, AT A BASE FEE OF \$1,750 PER COMPUTATION YEAR PLUS ADDITIONAL CHARGES FOR SPECIAL SERVICES RELATED TO VARIOUS BOND ISSUES; ALL CONTRACTED WORK TO BE CHARGED TO AND PAID FROM VARIOUS CAPITAL FUNDS PER BOND ISSUE; AND FOR OTHER PURPOSES.

**Council Meeting Date:** March 16, 2009

**Requesting Dept.:** Department of Finance

**B. To be completed by the department:**

**1. Please provide a summary of the purpose of this legislation (Justification Statement).**

The purpose of the legislation is to extend the contract of First Southwest Asset Management for Arbitrage Calculation Service for another year to expire on 08/29/2010.

**2. Please provide background information regarding this legislation.**

The contract between the City of Atlanta Finance dept and First Southwest will need to be renewed for the current year. First Southwest Asset Mgmt were hired to do arbitrage calculations for the Departments of Aviation, General Fund and Watershed.

**3. If Applicable/Known:**

(a) **Contract Type (e.g. Professional Services, Construction Agreement, etc):** Professional Services

- (b) Source Selection:
- (c) Bids/Proposals Due:
- (d) Invitations Issued:
- (e) Number of Bids:
- (f) Proposals Received:
- (g) Bidders/Proponents:
- (h) Term of Contract:

4. Fund Account Center (*Ex. Name and number*): Arbitrage Rebate Account - 5730013

5. Source of Funds: *Example: Local Assistance Grant* Tax increments from the General Fund / Water & Wastewater Revenue funds

6. Fiscal Impact: Retainer is \$1,750 computation fee annually per bond, per computation plus; additional fees charged for complexities such as reserve fund allocations, transferred proceeds, debt service , residual, etc.

7. Method of Cost Recovery:

This Legislative Request Form Was Prepared By: Marlena Joseph

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**Department of Procurement  
Legislative Summary**

**Committee of Purview:** Finance/Executive

**Caption:** A RESOLUTION AUTHORIZING THE MAYOR TO EXECUTE RENEWAL AGREEMENT NO. 1 WITH FIRST SOUTHWEST ASSET MANAGEMENT, INC., FOR FC-6005007955, ARBITRAGE REBATE CALCULATION SERVICES, ON BEHALF OF THE DEPARTMENT OF FINANCE, AT A BASE FEE OF \$1,750 PER COMPUTATION YEAR PLUS ADDITIONAL CHARGES FOR SPECIAL SERVICES RELATED TO VARIOUS BOND ISSUES; ALL CONTRACTED WORK TO BE CHARGED TO AND PAID FROM VARIOUS CAPITAL FUNDS PER BOND ISSUE; AND FOR OTHER PURPOSES.

**Council Meeting Date:** March 16, 2009

**Legislation Title:** Renewal No. 1 Contract Agreement between First Southwest Asset Management, Inc., and the City FC-6005007955

**Requesting Dept.:** Finance

**Contract Type:** Arbitrage Rebate Calculation

**Source Selection:** N/A

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**Bids/Proposals Due:** N/A

**Invitations Issued:** N/A

**Number of Bids/  
Proposals Received:** N/A

**Bidders/Proponents:** N/A

**Justification Statement:** The Contractor has performed contracted services satisfactorily; and the Commissioner of the Department of Finance and the Chief Procurement Officer has recommended Renewal Agreement No. 1. for an additional one (1) year.

**Background:** Contractor will provide arbitrage rebate calculation services for reviewing all outstanding and future bond issues to determine the existing level of arbitrage compliance and future compliance needs.

**Fund Account Center:**

**Source of Funds:** N/A

**Fiscal Impact:**

**Term of Contract:** Three (3) years with one (1) year renewal option at the City's sole discretion.

**Approvals:**

**DOF: YES**

**DOL: YES**

**Prepared By:** Elsa D. Castro

**Contact Number:** x6426

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TRANSMITTAL FORM FOR LEGISLATION

TO: MAYOR'S OFFICE

ATTN: GREG PRIDGEON

Dept.'s Legislative Liaison: LaShawn Gardiner

Contact Number: 404-330-6449

Originating Department: Department of Finance

Committee(s) of Purview: Finance/ Executive Committee

Chief of Staff Deadline: February 24, 2009

Anticipated Committee Meeting Date(s): March 10-11, 2009

Anticipated Full Council Date: March 16, 2009

Legislative Counsel's Signature: [Signature]

Commissioner Signature: [Signature]

Chief Procurement Officer Signature: [Signature]

**CAPTION**

A RESOLUTION AUTHORIZING THE MAYOR TO EXECUTE RENEWAL AGREEMENT NO. 1 WITH FIRST SOUTHWEST ASSET MANAGEMENT, INC., FOR FC-6005007955, ARBITRAGE REBATE CALCULATION SERVICES, ON BEHALF OF THE DEPARTMENT OF FINANCE, AT A BASE FEE OF \$1,750 PER COMPUTATION YEAR PLUS ADDITIONAL CHARGES FOR SPECIAL SERVICES RELATED TO VARIOUS BOND ISSUES; ALL CONTRACTED WORK TO BE CHARGED TO AND PAID FROM VARIOUS CAPITAL FUNDS PER BOND ISSUE; AND FOR OTHER PURPOSES.

FINANCIAL IMPACT (if any): \$1,750 per computation year plus additional charges for special services related to various bond issues

Mayor's Staff Only

Received by CPO: \_\_\_\_\_ Received by LC from CPO: \_\_\_\_\_  
(date) (date)

Received by Mayor's Office: 2.24.09 Reviewed by: [Signature]  
(date) (date)

Submitted to Council: \_\_\_\_\_  
(date)