

**A SUBSTITUTE RESOLUTION  
BY FINANCE/ EXECUTIVE COMMITTEE**

09-R-0470

**A RESOLUTION AUTHORIZING THE MAYOR TO EXECUTE RENEWAL AGREEMENT NO. 1 WITH INVESTMENT MANAGEMENT ADVISORY GROUP AND WOODWARD PEACHTREE CAPITAL PARTNERS, FOR FC-6005007964, SWAP ADVISOR, ON BEHALF OF THE DEPARTMENT OF FINANCE, IN AN AMOUNT NOT TO EXCEED \$100,000 FOR ONE YEAR PLUS ONE BASIS POINT OF YIELD ON EACH SWAP UP TO \$100,000 PER SWAP COMPLETED FOR A MAXIMUM OF \$200,000 FOR SWAP TRANSACTIONS WITH TWO OR MORE COUNTERPARTIES; ALL CONTRACTED WORK TO BE CHARGED TO AND PAID FROM VARIOUS FUNDS, DEPARTMENTS ORGANIZATIONS, AND ACCOUNT NUMBERS; AND FOR OTHER PURPOSES.**

**WHEREAS**, the City of Atlanta ("City") entered into an Agreement with Investment Management Advisory Group and Woodward Peachtree Capital Partners, for FC-6005007964, Swap Advisor, on October 2, 2006, pursuant to Resolution 06-R-1636; 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**, Investment Management Advisory Group and Woodward Peachtree Capital Partners 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 Investment Management Advisory Group and Woodward Peachtree Capital Partners, for FC-6005007964, Swap Advisor.

**THE CITY COUNCIL OF THE CITY OF ATLANTA, GEORGIA, HEREBY RESOLVES**, that the Mayor is hereby authorized to execute Renewal Agreement No. 1 with Investment Management Advisory Group and Woodward Peachtree Capital Partners for FC-6005007964, Swap Advisor, in an amount not to exceed \$100,000 for one year, plus one basis point of yield on each SWAP up to \$100,000 per SWAP completed for a maximum of \$200,000 for SWAP transactions with two or more counterparties.

**BE IT FURTHER RESOLVED**, that all contracted work shall be charged to and paid from various Funds, Departments, Organizations and Account numbers.

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

**BE IT FURTHER RESOLVED**, that the City Attorney/ CPO 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.

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**THE CITY COUNCIL OF THE CITY OF ATLANTA, GEORGIA, HEREBY RESOLVES**, that the Mayor is hereby authorized to execute Renewal Agreement No. 1 with Investment Management Advisory Group and Woodward Peachtree Capital Partners for FC-6005007964, Swap Advisor, in an amount not to exceed \$100,000 for one year, plus one basis point of yield on each SWAP up to \$100,000 per SWAP completed for a maximum of \$200,000 for SWAP transactions with two or more counterparties.

**BE IT FURTHER RESOLVED**, that all contracted work shall be charged to and paid from Finance Fund, Department Organization and Account numbers.

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

**BE IT FURTHER RESOLVED**, that the City Attorney/ CPO 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.

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**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 INVESTMENT MANAGEMENT ADVISORY GROUP AND WOODWARD PEACHTREE CAPITAL PARTNERS, FOR FC-6005007964, SWAP ADVISOR, ON BEHALF OF THE DEPARTMENT OF FINANCE, IN AN AMOUNT NOT TO EXCEED \$100,000 FOR ONE YEAR PLUS ONE BASIS POINT OF YIELD ON EACH SWAP UP TO \$100,000 PER SWAP COMPLETED FOR A MAXIMUM OF \$200,000 FOR SWAP TRANSACTIONS WITH TWO OR MORE COUNTERPARTIES; ALL CONTRACTED WORK TO BE CHARGED TO AND PAID FROM FINANCE FUND, DEPARTMENT ORGANIZATION AND ACCOUNT NUMBERS; 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 intent of this legislation is to exercise a one-year renewal option with Investment Banking Advisory Group (IMAGE)/Woodward Peachtree Capital Partners for SWAP Advisory Services for the Department of Aviation, contract #6005007964.

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

As the current contract with Investment Banking Advisory Group (IMAGE)/Woodward Peachtree Capital Partners for SWAP Advisory Services for the Department of Aviation is set to expire 10/1/2009, the City of Atlanta would like to exercise the option to renew said contract for one year, to expire 10/2/2010.

**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:** 1 year

**4. Fund Account Center (Ex. Name and number):** Finance Fund Department Organization and Account numbers

**5. Fiscal Impact:** This legislation will result in a reduction in the Airport Operating Fund revenue in the amount of \$100,000 for one year, plus one basis point of yield on each SWAP up to \$100,000 per SWAP completed (if applicable) for a maximum of \$200,000 for SWAP transactions with two or more counterparties.

**7. Method of Cost Recovery:**

**This Legislative Request Form Was Prepared By:** Maria Runnels

**Department of Procurement  
Legislative Summary**

**Committee of Purview:** Finance/Executive

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

**Legislation Title:** Renewal No. 1 Contract Agreement between Investment Management Advisory Group, Inc. and Woodward Peachtree Capital Partners, and the City FC-6005007964

**Requesting Dept.:** Finance

**Contract Type:** SWAP Advisor

**Source Selection:** N/A

**Bids/Proposals Due:** 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 perform analyses of the City's current swaps,  
as well as, future swaps as proposed by underwriting firms  
or other financial institutions.

**Fund Account Center:** N/A

**Source of Funds:** N/A

**Fiscal Impact:**

**Term of Contract:** Three (3) years with one (1) year renewal options 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**

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FINANCIAL IMPACT (if any): \$100,000 FOR ONE YEAR PLUS ONE BASIS POINT OF YIELD ON EACH SWAP UP TO \$100,000 PER SWAP COMPLETED FOR A MAXIMUM OF \$200,000 FOR SWAP TRANSACTIONS WITH TWO OR MORE COUNTERPARTIES

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)