

A RESOLUTION AUTHORIZING THE MAYOR OR HIS DESIGNEE TO ENTER INTO APPROPRIATE CONTRACTUAL AGREEMENTS AND DOCUMENTS WITH MOTOROLA, INC. TO REFINANCE OUTSTANDING LOANS AND ACCRUED INTEREST FOR THE CITYWIDE PUBLIC SAFETY RADIO SYSTEM FOR A TERM OF FIVE (5) YEARS IN AN AMOUNT NOT TO EXCEED THE SUM OF TWENTY-FIVE MILLION, FIFTY-FIVE THOUSAND DOLLARS AND NO CENTS (\$25,055,000.00), SUBJECT TO ACCRUED INTEREST, AT A RATE OF TWO AND FORTY-FOUR ONE HUNDREDTHS PERCENT (2.44%); AND ALSO AUTHORIZING THE MAYOR OR HIS DESIGNEE TO EXECUTE AN ELECTRONIC DEBIT TRANSACTION AUTHORIZATION TO FACILITATE REPAYMENT OF SAID LOAN AGREEMENTS; ALL CONTRACTED REPAYMENTS TO BE CHARGED TO AND PAID FROM FUNDING NUMBERS LISTED HEREIN; AND FOR OTHER PURPOSES.

Review List:

Atlanta City Council	Completed	06/07/2013 3:24 PM
Public Safety & Legal Administration Committee	Pending	

HISTORY:

06/03/13	Atlanta City Council	REFERRED WITHOUT OBJECTION
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RESULT:	REFERRED WITHOUT OBJECTION
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Certified by Presiding Officer	Certified by Clerk
Mayor's Action <i>See Authentication Page Attachment</i>	

LEGISLATION HISTORY – BLUE BACK

CITY COUNCIL
ATLANTA, GEORGIA

13-R-3261

SPONSOR SIGNATURES


Clarence "C. T." Martin, Councilmember, District 10


H. Lamar Wilks, Councilmember, Post 3 At-Large


Keisha Lance Bottoms, Councilmember, District 11

RESOLUTION**BY COUNCILMEMBER(S) MARTIN, WILLIS, BOTTOMS**

A RESOLUTION AUTHORIZING THE MAYOR OR HIS DESIGNEE TO ENTER INTO APPROPRIATE CONTRACTUAL AGREEMENTS AND DOCUMENTS WITH MOTOROLA, INC. TO REFINANCE OUTSTANDING LOANS AND ACCRUED INTEREST FOR THE CITYWIDE PUBLIC SAFETY RADIO SYSTEM FOR A TERM OF FIVE (5) YEARS IN AN AMOUNT NOT TO EXCEED THE SUM OF TWENTY-FIVE MILLION, FIFTY-FIVE THOUSAND DOLLARS AND NO CENTS (\$25,055,000.00), SUBJECT TO ACCRUED INTEREST, AT A RATE OF TWO AND FORTY-FOUR ONE HUNDREDTHS PERCENT (2.44%); AND ALSO AUTHORIZING THE MAYOR OR HIS DESIGNEE TO EXECUTE AN ELECTRONIC DEBIT TRANSACTION AUTHORIZATION TO FACILITATE REPAYMENT OF SAID LOAN AGREEMENTS; ALL CONTRACTED REPAYMENTS TO BE CHARGED TO AND PAID FROM FUNDING NUMBERS LISTED HEREIN; AND FOR OTHER PURPOSES.

WHEREAS, the Atlanta City Council (“Council”) approved the upgrade and lease-purchase of the Citywide Public Safety Radio Communications System (hereinafter, “System”) from Motorola Inc. (“Motorola”) in the amount of \$41,602,035.00 creating a digital P25 radio communications system pursuant to Resolution 07-R-2163, adopted by Council and approved by the Mayor on November 5, 2007; and

WHEREAS, the City of Atlanta (“City”) entered into appropriate loan agreements with Motorola to finance a lease/purchase of the System in the amount of \$41,602,035.00 for a period of ten (10) years; and

WHEREAS, said loan bears \$22,842,146.21 remaining in principal amount at rate of interest of Three and Eleven One Hundredths percent (3.11%); and

WHEREAS, this Council approved upgrades and funding for the System through Motorola pursuant to Resolution 13-R-0415, adopted by Council on March 4, 2013 and approved as per City Charter Section 2-403 on March 13, 2013; and

WHEREAS, the cost of \$2,197,982.00 was financed through a funding facility through Motorola at a rate of Two and Sixty-Two One Hundredths percent (2.62%), which including accrued interest will require a payoff amount of \$2,212,379.00; and

WHEREAS, the Department of Finance and the Department of Information Technology have determined that it is in the best interests of the City to refinance the outstanding loan amounts such that the total combined balance of \$ 25,054,525.21 will bear a rate of interest at Two and Forty-Four One Hundredths percent (2.44%) for a term of five (5) years; and

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF ATLANTA, GEORGIA, that the Mayor or his designee be authorized to enter into appropriate contractual agreements and documents with Motorola to refinance outstanding loans and accrued interest for the citywide public safety radio system for a term of five (5) years and in an amount not to exceed the sum

of Twenty-Five Million, Fifty-Five Thousand Dollars and No Cents (\$25,055,000.00) at a rate of Two and Forty-Four One Hundredths percent (2.44%); and for other purposes.

BE IT FURTHER RESOLVED, that the Mayor or his designee is also authorized to execute an electronic debit transaction authorization to facilitate repayment of said loan agreements.

BE IT FURTHER RESOLVED, that all contracted Principal repayments shall be charged to and paid from the following Fund, Department Organization, Account, and Function Activity ("FDOA") sources and for other purposes: 1001 (GENERAL FUND) 200886 (ATLANTA PUBLIC SAFETY-MOTOROLA RADIO) 5812005 (LEASE/PURCHASE-EQUIPMENT) 8000000 (DEBT SERVICE).

BE IT FURTHER RESOLVED, that all contracted Interest repayments shall be charged to and paid from the following FDOA sources and for other purposes: 1001 (GENERAL FUND) 200886 (ATLANTA PUBLIC SAFETY-MOTOROLA RADIO) 5822005 (CAP. LEASE INTEREST-EQUIPMENT) 8000000 (DEBT SERVICE).

BE IT FURTHER RESOLVED, that the Chief Financial Officer or his designee, in consultation with the City Attorney, be hereby directed to prepare the appropriate contractual agreements and documents for execution by the Mayor or his designee.

BE IT FINALLY RESOLVED, that said contractual agreements shall not become binding upon the City, and the City shall incur no liability upon the same until such contract is approved by the City Attorney as to form, executed by the Mayor, attested to by the Municipal Clerk, and delivered to the contracting parties.