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6 **A RESOLUTION concerning the application of the**  
7 **Competitive Sealed Proposal Process set forth in §§ 37.17 –**  
8 **37.28 in Chapter 37: Finance and Revenue of the Fort Wayne**  
9 **Code of Ordinances to the Redevelopment Commission**

10  
11  
12 WHEREAS, the City of Fort Wayne Code of Ordinances (“FWCO”) §§ 37.17 – 37.28  
13 promulgates a Competitive Sealed Proposal Process for entities bidding for professional services  
14 contracts with the City;

15  
16 WHEREAS, FWCO § 37.19 states that the City shall use one of the selection processes  
17 defined in § 37.17 for the procurement of professional services if the estimated cost for the  
18 professional services for the contract is greater than \$100,000.00;

19 WHEREAS, the Redevelopment Commission routinely contracts for professional  
20 services in which the estimated cost for the contract is greater than \$100,000.00;

21 WHEREAS, Ind. Code § 36-7-14-3(b) states that a redevelopment commission and a  
22 department of redevelopment are subject to oversight by the legislative body of the City and Ind.  
23 Code § 36-7-14-13(f) states that a redevelopment commission is expressly subject to the “same  
24 laws, rules, and ordinances of a general nature that apply to all other commissions or  
25 departments of the [City]”;

26 WHEREAS, many of the Redevelopment Commission’s contracts and agreements for  
27 professional services do not meet any of the exceptions to the Competitive Sealed Proposal  
28 Process identified in § 37.19 (B);

29 WHEREAS, Common Council has requested (via letters to the City’s Legal Department  
30 dated June 28, 2017 and April 25, 2019) that the Redevelopment Commission follow the  
31 Competitive Sealed Proposal Process or provide justifiable support for the position that  
32 Redevelopment Commission is not subject to the Competitive Seal Proposal Process;

33 WHEREAS, Common Council is obligated and desires to ensure all processes, rules,  
34 ordinances and requirements governing actions that come under its purview are followed by all  
35 entities subject to the terms controlling said actions, including the process outlined by the  
36 Competitive Sealed Proposal Process.

37  
38 NOW THEREFORE, BE IT RESOLVED BY THE COMMON COUNCIL OF THE  
39 CITY OF FORT WAYNE, INDIANA:



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7 **Competitive Sealed Proposal Process set forth in §§ 37.17 –**  
8 **37.28 in Chapter 37: Finance and Revenue of the Fort Wayne**  
9 **Code of Ordinances to the Redevelopment Commission**

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18 professional services for the contract is greater than \$100,000.00;

19 WHEREAS, the Redevelopment Commission routinely contracts for professional  
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24 laws, rules, and ordinances of a general nature that apply to all other commissions or  
25 departments of the [City]”;

26 WHEREAS, many of the Redevelopment Commission’s contracts and agreements for  
27 professional services do not meet any of the exceptions to the Competitive Sealed Proposal  
28 Process identified in § 37.19 (B);

29 WHEREAS, Common Council has requested (via letters to the City’s Legal Department  
30 dated June 28, 2017 and April 25, 2019) that the Redevelopment Commission follow the  
31 Competitive Sealed Proposal Process or provide justifiable support for the position that  
32 Redevelopment Commission is not subject to the Competitive Seal Proposal Process;

33 WHEREAS, to date, neither the City nor Redevelopment Commission has provided  
34 Common Council or its attorney with a response to said requests; and,

35 WHEREAS, Common Council is obligated and desires to ensure all processes, rules,  
36 ordinances and requirements governing actions that come under its purview are followed by all  
37 entities subject to the terms controlling said actions, including the process outlined by the  
38 Competitive Sealed Proposal Process.

39 NOW THEREFORE, BE IT RESOLVED BY THE COMMON COUNCIL OF THE  
40 CITY OF FORT WAYNE, INDIANA:



**BILL NO. R-19-06-36**

**REPORT OF COMMITTEE ON REGULATIONS**  
**July 9, 2019**




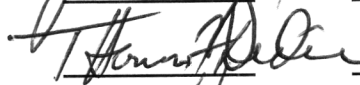


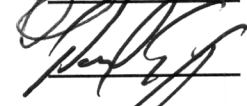
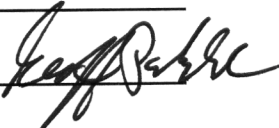
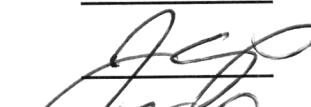
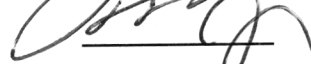
***Tom Freistroffer Chair***

***Michael Barranda Co-Chair***

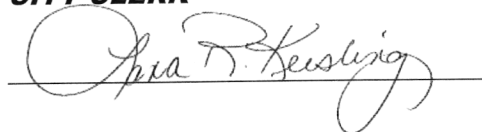
***All Council Members***

A Resolution concerning the application of the Competitive Sealed Proposal Process set forth in §§ 37.17 – 37.28 in Chapter 37: Finance and Revenue of the Fort Wayne Code of Ordinances to the Redevelopment Commission

**COMMITTEE ON REGULATIONS HAVE HAD SAID Ordinance under consideration and beg leave to report back to the Common Council that said Ordinance**

<u>DO PASS</u>	<u>DO NOT PASS</u>	<u>ABSTAIN</u>	<u>NO REC</u>
	_____	_____	_____
	_____	_____	_____
	_____	_____	_____
	_____	_____	_____
		_____	_____
	_____	_____	_____
_____		_____	_____
	_____	_____	_____
	_____	_____	_____

**LANA R. KEESLING**  
**CITY CLERK**



Public Hearing Date: N/A

Read the first time in full and on motion by Councilman Barranda.

Read the second time by title and referred to the Regulations Committee.

Read the third time in full and on motion by Councilman Freistroffer, placed on passage by the following vote:

<u>TOTAL VOTES</u>	<u>AYES</u>	<u>NAYS</u>	<u>ABSTAINED</u>	<u>ABSENT</u>
ARP	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
BARRANDA	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
CRAWFORD	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
DIDIER	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
ENSLEY	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
FREISTROFFER	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
HINES	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
JEHL	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
PADDOCK	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

DATED: July 9, 2019

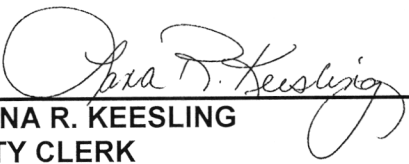


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LANA R. KEESLING, CITY CLERK

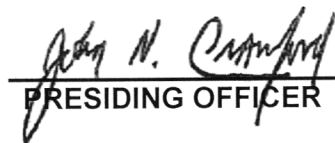
Passed and adopted by the Common Council of the City of Fort Wayne, Indiana, as

Resolution No. R-19-06-36AA on the 9th day of July, 2019



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LANA R. KEESLING  
CITY CLERK



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JOHN N. CRAWFORD  
PRESIDING OFFICER