

**A RESOLUTION APPROVING A FUNDING
AGREEMENT BETWEEN THE CITY AND
THREE RIVERS AMBULANCE AUTHORITY
("TRAA")**

WHEREAS, TRAA was created pursuant to an interlocal cooperation agreement between the City and the Board of Commissioners of Allen County, Indiana (the "County") dated July 9, 1981; and

WHEREAS, the purpose of the establishment of TRAA was for TRAA to administer the provision of ambulance and related life-support services for the City and the County, pursuant to a public utility model in which TRAA administered such services in contract with a series of companies which operated and staffed the ambulances and dispatch; and

WHEREAS, based on the costs associated with contracting with an operator, including but limited to the retention of employees sufficient to operating this ambulance system in accordance with applicable staffing and response standards, TRAA concluded its most recent operations contract and assumed operations effective September 1, 2022; and

WHEREAS, in order to attract and retain staff sufficient to sustain and improve ambulance services, TRAA committed funds outside the scope of its originally-approved budget to pay appropriate wages and cover costs associated with the improvements to the provision of ambulance services, which in turn required TRAA to draw on cash reserves, a course of action which was disclosed in advance to the City and the County; and

WHEREAS, TRAA now requires an infusion of funds to stabilize and sustain operations, even as it is in the process of demonstrating improvement in performance; and


WHEREAS, the City believes that supporting TRAA and assisting it in maintaining the successful and reliable implementation of ambulance services is in the best interests of the City and the County;

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

SECTION 1. The Common Council approves the City funding TRAA in an amount up to Three Million Dollars (\$3,000,000.00) pursuant to the terms and conditions listed in Exhibit A.

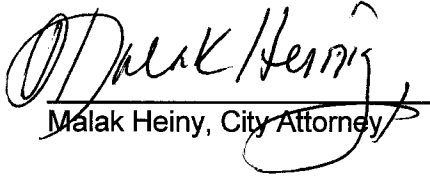
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SECTION 2. This Resolution shall be in full force and effect from and after its passage and any and all necessary approval by the Mayor.

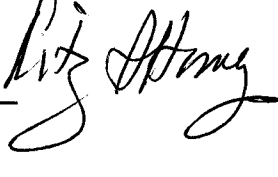


Council Member

APPROVED AS TO FORM AND LEGALITY



Malak Heiny, City Attorney



FUNDING AGREEMENT BETWEEN
THE CITY OF FORT WAYNE
AND
THE THREE RIVERS AMBULANCE AUTHORITY

The City of Fort Wayne, Indiana (the “City”) and the Three Rivers Ambulance Authority (“TRAA”) enter into this Funding Agreement and state:

WHEREAS, TRAA was created pursuant to an interlocal cooperation agreement between the City and the Board of Commissioners of Allen County, Indiana (the “County”) dated July 9, 1981; and

WHEREAS, the purpose of the establishment of TRAA was for TRAA to administer the provision of ambulance and related life-support services for the City and the County, pursuant to a public utility model in which TRAA administered such services in contract with a series of companies which operated and staffed the ambulances and dispatch; and

WHEREAS, based on the costs associated with contracting with an operator, including but limited to the retention of employees sufficient to operating this ambulance system in accordance with applicable staffing and response standards, TRAA concluded its most recent operations contract and assumed operations effective September 1, 2022; and

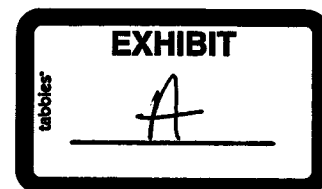
WHEREAS, in order to attract and retain staff sufficient to sustain and improve ambulance services, TRAA committed funds outside the scope of its originally-approved budget to pay appropriate wages and cover costs associated with the improvements to the provision of ambulance services, which in turn required TRAA to draw on cash reserves, a course of action which was disclosed in advance to the City and the County; and

WHEREAS, TRAA now requires an infusion of funds to stabilize and sustain operations, even as it is in the process of demonstrating improvement in performance; and

WHEREAS, supporting TRAA and assisting it in maintaining the successful and reliable implementation of ambulance services is in the best interests of the City and the County;

NOW, THEREFORE, the City and TRAA agree as follows:

1. The City is committing to fund TRAA an amount up to Three Million Dollars (\$3,000,000.00) (the “Funding Limit”) following the completion of all necessary approvals, as stated below;
2. TRAA will provide to the City TRAA’s monthly cash flow statements so that the City may monitor TRAA’s fiscal performance and need for funding;



3. TRAA will request payments on a monthly incremental basis based on its needs. The City Controller has sole discretion to approve such requests and issue payments up to the Funding Limit;
4. TRAA will reimburse the City for the amounts funded pursuant to this Agreement as it is reasonably able to do so, as directed by written notice from the City Controller. Reimbursement will be required to be made with zero interest accrued no less than two years from the date of the written notice. The City must issue the written notice within five years from the date of the final disbursement of funds to TRAA or waive its right to recover the remaining unreimbursed amounts.
5. TRAA has also requested funding from the County; and
6. This Agreement is conditioned upon approval by the Common Council of the City and by the Board of Directors of TRAA.

Dated this ____ day of _____, 2023.

Joel M. Benz, Executive Director
Three Rivers Ambulance Authority

Thomas C. Henry, Mayor
City of Fort Wayne, Indiana

Exhibit A - As Amended

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AND

THE THREE RIVERS AMBULANCE AUTHORITY

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NOW, THEREFORE, the City and TRAA agree as follows:

1. The City is committing to fund TRAA an amount up to Three Million Dollars (\$3,000,000.00) (the "Funding Limit") following the completion of all necessary approvals, as stated below;
2. TRAA will provide to the City TRAA's monthly cash flow statements so that the City may monitor TRAA's fiscal performance and need for funding;

3. TRAA will request payments on a monthly incremental basis based on its needs. Once properly appropriated the City Controller has discretion to approve such requests and issue payments up to the Funding Limit with the following criteria;

(A) Up to \$1 million in funds may be released to TRAA upon the effective date of this agreement once properly appropriated.

(B) Up to \$1 million in funds (the second million of the Funding Limit) may be released after the earlier of:

(1) the submission by the County of a formal response to TRAA and the City of Fort Wayne to the funding request submitted by TRAA or;

(2) thirty (30) days after the "Effective Date" of this agreement.

The County's response and TRAA's request for the second \$1 million in funding shall be forwarded to Common Council and Common Council shall vote regarding the release of the second \$1 million in funding. Funding will not be released without approval by a vote of the majority-elect of Common Council.

(C). Up to \$1 million in funding (the final million of the Funding Limit) may be released to TRAA with a formal written request from the City Controller to Common Council and the presentation by TRAA and acceptance by Common Council of the long-term financial plan, including a viability analysis presented by TRAA. Funding will not be released without approval by a vote of the majority-elect of Common Council.

4. TRAA will reimburse the City for the amounts funded pursuant to this Agreement as it is reasonably able to do so, as directed by written notice from the City Controller. Reimbursement will be required to be made with zero interest accrued no less than two years from the date of the written notice. The City must issue the written notice within five years from the date of the final disbursement of funds to TRAA or waive its right to recover the remaining unreimbursed amounts.

5. TRAA has also requested funding from the County;

6. This Agreement is conditioned upon approval by the Common Council of the City and by the Board of Directors of TRAA.

7. After approval by Common Council and the Board of Directors of TRAA The Effective Date of this agreement shall be the date the agreement is signed by all parties hereto.

BILL NO. R-23-03-14

REPORT OF COMMITTEE ON FINANCE

March 28, 2023

Jason Arp Chair

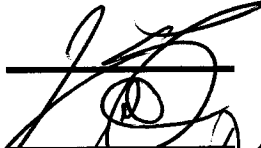




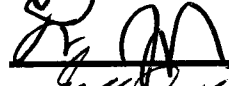


Geoff Paddock Co-Chair

All Council Members

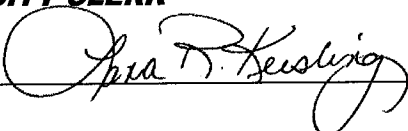
A Resolution approving a funding agreement between the City and Three Rivers Ambulance Authority ("TRAA")

Funding in an amount up to \$3,000,000.00

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

| <u>COUNCIL MEMBER</u> | <u>DO PASS</u> | <u>DO NOT PASS</u> | <u>ABSTAIN</u> |
|-----------------------|---|--------------------|----------------|
| ARP |  | | |
| CHAMBERS | | | |
| DIDIER |  | | |
| ENSLEY |  | | |
| FREISTROFFER |  | | |
| HINES |  | | |
| JEHL |  | | |
| PADDOCK |  | | |
| TUCKER |  | | |

**LANA R. KEESLING
CITY CLERK**



Public Hearing Date: N/A

Read the first time in full and on motion by Councilperson Arp.

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

Read the third time in full and on motion by Councilperson Arp, 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"/> |
| CHAMBERS | <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"/> |
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DATED: March 28, 2023



 LANA R. KEESLING, CITY CLERK

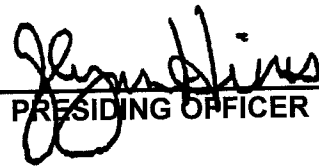
Passed and adopted by the Common Council of the City of Fort Wayne, Indiana, as

Resolution No. R-23-03-14-AA on the 28th day of March, 2023

ATTEST:



 LANA R. KEESLING
 CITY CLERK



 PRESIDING OFFICER

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the 29th of March 2023, at the hour of 10:50 o'clock A.M. E.S.T.

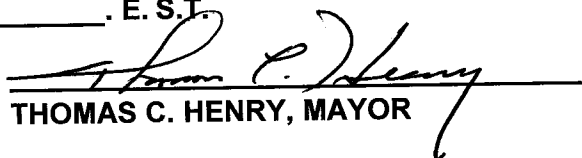


 LANA R. KEESLING, CITY CLERK

Approved and signed by me this 31ST day of MARCH 2023, at the

hour of 11:00 o'clock Am . E. S. T.

RECEIVED
 MAR 31 2023
 LANA R. KEESLING
 CITY CLERK



 THOMAS C. HENRY, MAYOR