

ca

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28  
29  
30

**BILL NO. S-12-04-19**

**SPECIAL ORDINANCE NO. S- 52-12**

AN ORDINANCE approving PROFESSIONAL SERVICES AGREEMENT - FINANCIAL ADVISOR between CROWE HORWATH, LLC and the City of Fort Wayne, Indiana, in connection with the Board of Public Works.

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

**SECTION 1.** That the PROFESSIONAL SERVICES AGREEMENT - FINANCIAL ADVISOR by and between CROWE HORWATH, LLC and the City of Fort Wayne, Indiana, in connection with the Board of Public Works, is hereby ratified, and affirmed and approved in all respects, respectfully for:

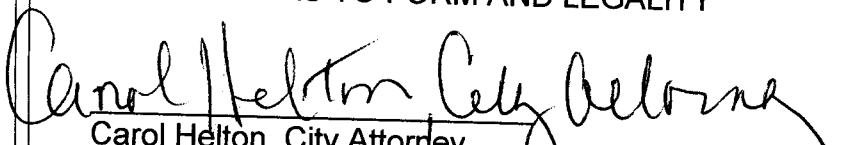
will provide certain professional services for the Utilities funding for the water rate and financing case (Exhibit "A" attached hereto and made a part hereof);


involving a total cost of ONE HUNDRED NINETY THOUSAND AND 00/100 DOLLARS - (\$190,000.00). A copy said Contract is on file with the Office of the City Clerk and made available for public inspection, according to law.

**SECTION 2.** That this Ordinance 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

  
\_\_\_\_\_  
Carol Helton, City Attorney



Read the first time in full and on motion by James and duly adopted, read the second time by title and referred to the Committee on City Utilities (and the City Plan Commission for recommendation) and Public Hearing to be held after due legal notice, at Room 030 - Council Discussion Garden Level - Citizens Square, Fort Wayne, Indiana, on \_\_\_\_\_, the \_\_\_\_\_ day of \_\_\_\_\_, 2012, at \_\_\_\_\_ o'clock \_\_\_\_\_ M.,E.S.T.

DATED: 4-24-12

Sandra E. Kennedy  
SANDRA E. KENNEDY, CITY CLERK

Read the third time in full and on motion by James PASSED ~~DEP~~ and duly adopted, placed on its passage. by the following vote:

	<u>AYES</u>	<u>NAYS</u>	<u>ABSTAINED</u>	<u>ABSENT</u>
<u>TOTAL VOTES</u>	<u>8</u>	<u>1</u>		
<u>BENDER</u>	<u>✓</u>			
<u>CRAWFORD</u>	<u>✓</u>			
<u>DIDIER</u>	<u>✓</u>			
<u>HARPER</u>		<u>✓</u>		
<u>HINES</u>	<u>✓</u>			
<u>JEHL</u>	<u>✓</u>			
<u>PADDOCK</u>	<u>✓</u>			
<u>SHOAFF</u>	<u>✓</u>			
<u>SMITH</u>	<u>✓</u>			

DATED: 5-8-12

Sandra E. Kennedy  
SANDRA E. KENNEDY, CITY CLERK

Passed and adopted by the Common Council of the City of Fort Wayne, Indiana, as (ANNEXATION) (APPROPRIATION) (GENERAL) (SPECIAL) (ZONING) ORDINANCE (RESOLUTION) NO. 8-52-12 on the 8<sup>th</sup> day of May, 2012

ATTEST:  
Sandra E. Kennedy  
SANDRA E. KENNEDY, CITY CLERK

SEAL  
[Signature]  
PRESIDING OFFICER

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the 9<sup>th</sup> day of May, 2012, at the hour of 11:30 o'clock A M.,E.S.T.

Sandra E. Kennedy  
SANDRA E. KENNEDY, CITY CLERK

Approved and signed by me this 9<sup>th</sup> day of May, 2012, at the hour of 4:30 o'clock \_\_\_\_\_ M.,E.S.T.

Thomas C. Henry  
THOMAS C. HENRY, MAYOR



**Crowe Horwath LLP**  
Independent Member Crowe Horwath International  
10 West Market Street, Suite 2000  
Indianapolis, Indiana 46204-2975  
Tel 317.632.1100  
Fax 317.635.6127  
www.crowehorwath.com

May 7, 2012

Mr. Kumar Menon, Director  
City Utilities  
City of Fort Wayne  
200 East Berry Street  
Fort Wayne, Indiana 46802-1804

Re: Proposed agreement ("Agreement") between the Fort Wayne Municipal Sewage Works, Municipal Stormwater Utility, and Municipal Water Utility ("Utilities") and Crowe Horwath LLP ("Crowe")

Dear Kumar:

The purpose of this letter is to clarify that the fee quoted in the Agreement dated February 3, 2012 between the Utilities and Crowe represents a not-to-exceed amount of \$190,000 for the calendar year 2012. The services provided by Crowe will be billed based on the actual number of hours worked and the actual out-of-pocket expenses incurred during the previous billing period. Crowe's invoices will include a breakdown of the cost of the individual projects that were worked on during the time period being billed.

The scope of services includes the following:

**Water Utility Projects**

Financial Consultant Engagements

- Waterworks Utility Revenue Bond Anticipation Notes - \$60,000
- Waterworks Utility Revenue Bonds of 2012 - \$25,000

Rate Consultant Engagements

- Indiana Utility Regulatory Commission (IURC) Rate and Financing Approval Process - \$75,000

**Sewage Works Projects**

Rate Consultant Engagements

- Assistance with Hometown Rates and Charges - \$30,000

Respectfully submitted,

John R. Skomp