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BILL NO. S-16-05-10

SPECIAL ORDINANCE NO. S- 6316

AN ORDINANCE approving the awarding of **PURCHASE AGREEMENTS FOR UNLEADED GAS FOR 2017 AND 2018 (\$2,827,500.00)** by the City of Fort Wayne, Indiana, by and through its Department of Purchasing and **LASSUS BROS. OIL, INC.** for the **FORT WAYNE PURCHASING DEPARTMENT.**

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

SECTION 1. That **PURCHASE AGREEMENTS FOR UNLEADED GAS FOR 2017 AND 2018** between the City of Fort Wayne, by and through its Department of Purchasing and **LASSUS BROS. OIL, INC.** respectfully for:

purchase of unleaded gas for 2017 and 2018:

involving a total cost of **TWO MILLION, EIGHT HUNDRED TWENTY-SEVEN THOUSAND, FIVE HUNDRED AND 00/100 DOLLARS – (\$2,827,500.00) - (2017 - \$1,462,500.00; 2018 - \$1,365,000.00)** all as more particularly set forth in said **PURCHASE AGREEMENTS FOR UNLEADED GAS FOR 2017 AND 2018** which are on file in the Office of the Department of Purchasing, and is by reference incorporated herein, made a part hereof, and is hereby in all things ratified, confirmed and approved.


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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

**LASSUS BROS. OIL, INC.
SALES PURCHASE AGREEMENT**

PURCHASER'S NAME: City of Fort Wayne, Indiana Attn: Steve Gillette
PLEASE RETURN ACCEPTANCE BY FAX TO: Todd Lassus @ 260-407-1420
CUSTOMER'S ADDRESS: 200 E. Beery Street, STE 490 Fort Wayne IN 46802
CUSTOMER'S TELEPHONE NUMBER: 260-427-1155
CUSTOMER'S FAX NUMBER: 260-427-1393

REFERENCE: Communication between Todd Lassus, an employee of LASSUS BROS. OIL, INC., and Steve Gillette, City Purchase from City of Fort Wayne, Indiana, on October 29, 2015.

Subject to the terms and conditions contained in this Sales Purchase Agreement ("Agreement"), the City of Fort Wayne, Indiana ("Purchaser") agrees to purchase, and LASSUS BROS. OIL, INC. ("Seller") agrees to sell the following product at the price and in the quantities (to be pulled ratably throughout the delivery period) as set forth in this Agreement.

PRODUCT: 87 Octane containing 10% Ethanol

PRICE PER GALLON: 1.950

U.S.GALLONS: 750,000 gallons (approximately 62,500. gallons per month)

DELIVERY PERIOD: January 1st, 2017 through December 31st, 2017

RACK: No DELIVERED: Yes F.O.B.: Delivered

NET OR GROSS GALLONS: Gross DELIVERY FEES: Included

TAXES: Included

Prices include all taxes and fees. However, please note that Purchaser is responsible for all applicable taxes and fees and purchaser will be billed for all taxes and fees as a separate line item. Seller will not be responsible for any taxes and fees associated with any changes or modification in Purchaser's tax status or tax rates. Purchaser acknowledges that taxes and fees are subject to change from time to time without notice and Purchaser shall be responsible for all taxes and fees whether existing at the time of execution of this Agreement or subsequently imposed.

FREIGHT IF BILLED SEPARATELY: Purchaser will be billed at Seller's freight cost. Freight rates are based on full transport loads of 7500 gallons minimum for diesel fuel and 8500 gallons minimum for gasoline. Prices per gallon will be adjusted as appropriate in cases where transport loads are less than the minimum gallon loads identified in this paragraph. In these cases, Purchaser will be billed the adjusted freight rate per gallon times the number of gross gallons received.

DELIVERY ADDRESS: Various Fort Wayne area locations

Purchaser's Initials: _____

**LASSUS BROS. OIL, INC.
SALES PURCHASE AGREEMENT**

PURCHASER'S NAME: City of Fort Wayne, Indiana Attn: Steve Gillette
PLEASE RETURN ACCEPTANCE BY FAX TO: Todd Lassus @ 260-407-1420
CUSTOMER'S ADDRESS: 200 E. Beery Street, STE 490 Fort Wayne IN 46802
CUSTOMER'S TELEPHONE NUMBER: 260-427-1155
CUSTOMER'S FAX NUMBER: 260-427-1393

REFERENCE: Communication between Todd Lassus, an employee of LASSUS BROS. OIL, INC., and Steve Gillette, City Purchase from City of Fort Wayne, Indiana, on March 30, 2016.

Subject to the terms and conditions contained in this Sales Purchase Agreement ("Agreement"), the City of Fort Wayne, Indiana ("Purchaser") agrees to purchase, and LASSUS BROS. OIL, INC. ("Seller") agrees to sell the following product at the price and in the quantities (to be pulled ratably throughout the delivery period) as set forth in this Agreement.

PRODUCT: 87 Octane containing 10% Ethanol

PRICE PER GALLON: **1.820**

U.S.GALLONS: 750,000 gallons (approximately 62,500. gallons per month)

DELIVERY PERIOD: January 1st, 2018 through December 31st, 2018

RACK: No DELIVERED: Yes F.O.B.: Delivered

NET OR GROSS GALLONS: Gross DELIVERY FEES: Included

TAXES: Included

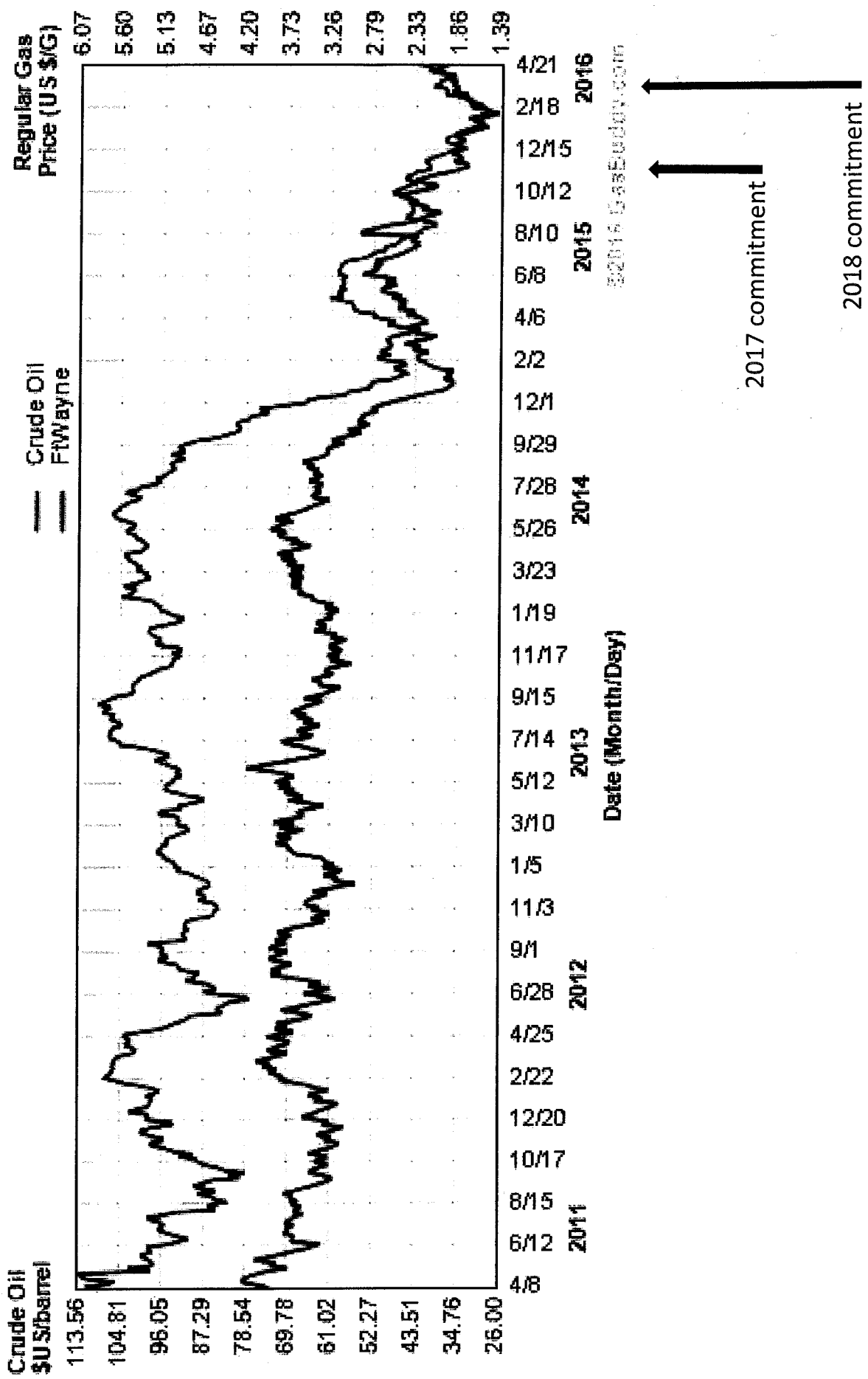
Prices include all taxes and fees. However, please note that Purchaser is responsible for all applicable taxes and fees and purchaser will be billed for all taxes and fees as a separate line item. Seller will not be responsible for any taxes and fees associated with any changes or modification in Purchaser's tax status or tax rates. Purchaser acknowledges that taxes and fees are subject to change from time to time without notice and Purchaser shall be responsible for all taxes and fees whether existing at the time of execution of this Agreement or subsequently imposed.

FREIGHT IF BILLED SEPARATELY: Purchaser will be billed at Seller's freight cost. Freight rates are based on full transport loads of 7500 gallons minimum for diesel fuel and 8500 gallons minimum for gasoline. Prices per gallon will be adjusted as appropriate in cases where transport loads are less than the minimum gallon loads identified in this paragraph. In these cases, Purchaser will be billed the adjusted freight rate per gallon times the number of gross gallons received.

DELIVERY ADDRESS: Various Fort Wayne area locations

Purchaser's Initials: _____

60 Month Average Retail Price Chart



COUNCIL DIGEST SHEET

Enclosed with this introduction form is a tab sheet and related material from the vendor(s) who submitted bid(s). Purchasing Department is providing this information to Council as an overview of this award.

RFPs , BIDS, OTHER PROJECTS

Bid/RFP#/Name of Project	2017 Unleaded Gas & 2018 Unleaded Gas
Awarded To	Lassus Bros, Inc.
Amount	\$1,462,500 for 2017 & \$1,365,000 for 2018
Conflict of interest on file?	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No
Number of Registrants	
Number of Bidders	NA
Required Attachments	Dept Memo

EXTENSIONS

Date Last Bid Out	
# Extensions Granted To Date	

SPECIAL PROCUREMENT

Contract #/ID <i>(State, Federal, Piggyback--Authority)</i>	
Sole Source/ Compatibility Justification	Unique Opportunity for savings

BID CRITERIA *(Take Buy Indiana requirements into consideration.)*

Most Responsible, Responsive Lowest	<input type="checkbox"/> Yes <input type="checkbox"/> No <i>If no, explain below</i>
If not lowest, explain	

COUNCIL DIGEST SHEET

COST COMPARISON

<i>Increase/decrease amount from prior years For annual purchase (if available).</i>	Decrease from \$1.99 /gal 2016 price to \$1.95/ gal resulting in a decrease of \$37,500 for 2017. Decrease from \$1.95/ gal 2017 price to \$1.82/ gal resulting in a decrease of \$97,500 for 2018
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DESCRIPTION OF PROJECT / NEED

<i>Identify need for project & describe project; attach supporting documents as necessary.</i>	Supplies City fleet with unleaded gas at City fueling stations or Lassus stores
	½ delivered to City stations
	½ consumed at Lassus stores

REQUEST FOR PRIOR APPROVAL

<i>Provide justification if prior approval is being requested.</i>	

FUNDING SOURCE

<i>Account Information.</i>	Fleet Maintenance budget line

REPORT OF COMMITTEE ON FINANCE

MAY 17, 2016

*Glynn Hines, Chair
John Crawford, Co-Chair
All Council Members*

AN ORDINANCE approving the awarding of PURCHASE AGREEMENTS FOR UNLEADED GAS FOR 2017 AND 2018 by the City of Fort Wayne, Indiana, by and through its Department of Purchasing and LASSUS BROS. OIL, INC. for the FORT WAYNE PURCHASING DEPARTMENT

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

DO PASS

DO NOT PASS

ABSTAIN

NO REC

<i>John W. Crawford</i>	_____	_____	_____
<i>John G. ...</i>	_____	_____	_____
<i>Paul ...</i>	_____	_____	_____
<i>Glynn Hines</i>	_____	_____	_____
<i>John ...</i>	_____	_____	_____
<i>Thomas ...</i>	_____	_____	_____
<i>Tom ...</i>	_____	_____	_____
_____	_____	_____	_____
_____	_____	_____	_____

**LANA R. KEESLING
CITY CLERK**

Lana R. Keesling

Public Hearing Date, if applicable N/A.


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

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

Read the third time in full and on motion by Councilman Hines, 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 checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input 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 checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
JEHL	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
PADDOCK	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

DATED: May 24, 2016




 LANA R. KEESLING, CITY CLERK

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

Special No. S-16-05-10 on the 24th day of May, 2016

ATTEST:



 LANA R. KEESLING
 CITY CLERK



 PRESIDING OFFICER

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the 25th of May 2016, at the hour of 10:00 o'clock A.M. E.S.T.



 LANA R. KEESLING, CITY CLERK

Approved and signed by me this 25TH day of MAY

2016, at the hour of 12:00 O'clock PM E.S.T.



 THOMAS C. HENRY, MAYOR