

1 BILL NO. S-22-09-12

2 SPECIAL ORDINANCE NO. S422-22

3 AN ORDINANCE approving the financing of garbage carts  
4 by the City of Fort Wayne; authorizing acceptance of a  
5 lessor; and approving other actions with respect thereto.

6 WHEREAS, the City of Fort Wayne needs to acquire garbage carts for use by  
7 the Solid Waste department of the City of Fort Wayne for continued effective operations; and

8 WHEREAS, various bids have been let for the acquisition of garbage carts and  
9 Common Council approval of the acquisition of said garbage carts has either been received or is  
10 pending; and

11 WHEREAS, this Common Council now deems it in the public interest to finance  
12 said garbage carts rather than outright purchase said items; and

13 WHEREAS, enough net revenues are available from the City to make lease  
14 financing debt payments on a timely basis as required for the financing of garbage carts; and

15 WHEREAS, an informal request for quotes for lease financing in accordance  
16 with IC 5-22-6-1 from lessors was made to acquire the garbage carts and to lease same to the  
17 City; and

18 WHEREAS, the proposed financing provides for fair and reasonable rental and  
19 other equitable terms and conditions and, further, that the execution of said financing will permit  
20 the use and acquisition of said garbage carts within the present financial capabilities of the City  
21 and therefore same is in the public interest.

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

24 SECTION 1. The Common Council of the City of Fort Wayne hereby authorizes  
25 the City to lease, as lessee, those garbage carts. It is understood that the exact lessor purchase  
26 costs for such garbage carts shall be determined in accordance with bidding procedures of this  
27 City and accordingly subject to approval by this Common Council; however, the gross cost for  
28 such purchases excluding financing costs shall not exceed One Million and no/100 Dollars  
29 (\$1,000,000).  
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**SECTION 2.** The Common Council of the City of Fort Wayne hereby authorizes the City to enter the lease financing upon the determination by the City Attorney.

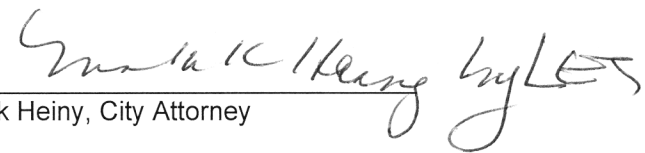
**SECTION 3.** The City is hereby empowered and authorized to award lessor rights to the most responsive and responsible quoter as it determines in its sole judgment and based on its criteria.

**SECTION 4.** The Mayor, the City Controller and the City Deputy Controller are empowered and authorized to execute, on behalf of the City, leases and other documents as contemplated herein with lessor so selected.

**SECTION 5.** This ordinance shall be in full force and in effect from and after its passage and approval by the Mayor.

  
\_\_\_\_\_  
Council Member

APPROVED AS TO FORM AND LEGALITY

  
\_\_\_\_\_  
Malak Heiny, City Attorney

**BILL NO. S-22-09-12**

**REPORT OF COMMITTEE ON FINANCE**

**September 27, 2022**

***Russ Jehl Chair***

***Sharon Tucker Co-Chair***

***All Council Members***

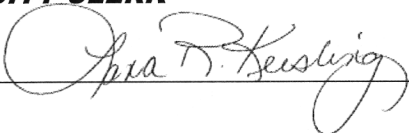
An Ordinance approving the financing of garbage carts by the City of Fort Wayne; authorizing acceptance of a lessor; and approving other actions with respect thereto

*Gross cost for such purchases excluding financing costs shall not exceed \$1,000,000.00*

**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>
<u>ARP</u>	<u>                    </u>	<u>                    </u>	<u>                    </u>
<u>CHAMBERS</u>	<u>                    </u>	<u>                    </u>	<u>                    </u>
<u>DIDIER</u>	<u>                    </u>	<u>                    </u>	<u>                    </u>
<u>ENSLEY</u>	<u>                    </u>	<u>                    </u>	<u>                    </u>
<u>FREISTROFFER</u>	<u>                    </u>	<u>                    </u>	<u>                    </u>
<u>HINES</u>	<u>                    </u>	<u>                    </u>	<u>                    </u>
<u>JEHL</u>	<u>                    <i>RM</i></u>	<u>                    </u>	<u>                    </u>
<u>PADDOCK</u>	<u>                    </u>	<u>                    </u>	<u>                    </u>
<u>TUCKER</u>	<u>                    </u>	<u>                    </u>	<u>                    </u>

**LANA R. KEESLING  
CITY CLERK**



**BILL NO. S-22-09-12 Held from 09-27-22**

**REPORT OF COMMITTEE ON FINANCE**

**October 4, 2022**

***Russ Jehl Chair***


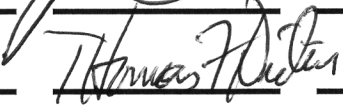





***Sharon Tucker Co-Chair***

***All Council Members***

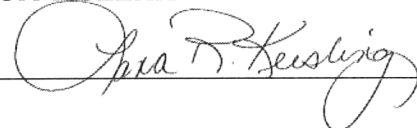
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PADDOCK			
TUCKER			

**LANA R. KEESLING  
CITY CLERK**



Public Hearing Date: N/A

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

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

Read the third time in full and on motion by Councilperson Jehl, 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 type="checkbox"/>	<input checked="" 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 checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
PADDOCK	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
TUCKER	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

DATED: October 11, 2022


  
 \_\_\_\_\_  
 LANA R. KEESLING, CITY CLERK

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

Special Ordinance No. S-22-09-12 on the 11th day of October, 2022

ATTEST:

  
 \_\_\_\_\_  
 LANA R. KEESLING  
 CITY CLERK

  
 \_\_\_\_\_  
 PRESIDING OFFICER

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the 12th of October 2022, at the hour of 10:35 o'clock A.M. E.S.T.

  
 \_\_\_\_\_  
 LANA R. KEESLING, CITY CLERK

Approved and signed by me this 12<sup>TH</sup> day of OCTOBER 2022, at the hour of 11:30 o'clock Am E.S.T.

  
 \_\_\_\_\_  
 THOMAS C. HENRY, MAYOR

