

1 **BILL NO. S-23-03-12**

2 **SPECIAL ORDINANCE NO. S-37-23**

3 **AN ORDINANCE approving the financing of various vehicles**
4 **and equipment items by the City of Fort Wayne City Utility;**
5 **authorizing acceptance of a lessor; and approving other**
6 **actions with respect thereto.**

7 **WHEREAS**, the City of Fort Wayne City Utility needs to acquire various vehicles
8 and equipment items for use by several departments of the City of Fort Wayne City Utility for
9 continued effective operations; and

10 **WHEREAS**, various bids have been let for the acquisition of various vehicles and
11 equipment items and Common Council approval of the acquisition of said various vehicles and
12 equipment items has either been received or is pending; and

13 **WHEREAS**, this Common Council now deems it in the public interest to finance
14 said various vehicles and equipment items rather than outright purchase said items; and

15 **WHEREAS**, sufficient net revenues are available from the Utility to make lease
16 financing debt payments on a timely basis as required for the financing of various vehicles and
17 equipment items; and

18 **WHEREAS**, an informal request for quotes for lease financing in accordance
19 with IC 5-22-6-1 from lessors was made to acquire the various vehicles and equipment items and
20 to lease same to the Utility, pursuant to the terms and conditions contained in Exhibit "B"; and

21 **WHEREAS**, the proposed financing provides for fair and reasonable rental and
22 other equitable terms and conditions and, further, that the execution of said financing will permit
23 the use and acquisition of said various vehicles and equipment items within the present financial
24 capabilities of the Utility and therefore same is in the public interest.

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

27 **SECTION 1.** The Common Council of the City of Fort Wayne hereby authorizes
28 the Utility to lease, as lessee, those various vehicles and equipment items listed on the attached
29 Exhibit "B", made a part hereof. It is understood that the exact lessor purchase costs for such
30 various vehicles and equipment items listed on the Exhibit "B" shall be determined in accordance
with bidding procedures of this City and accordingly subject to approval by this Common Council;

1 however, the gross cost for such purchases excluding financing costs shall not exceed Two
2 Million Three Hundred Fifty Thousand and no/100 Dollars (\$2,350,000).

3 **SECTION 2.** The Common Council of the City of Fort Wayne hereby authorizes
4 the Utility to enter into the lease financing upon the determination by the City Attorney.

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

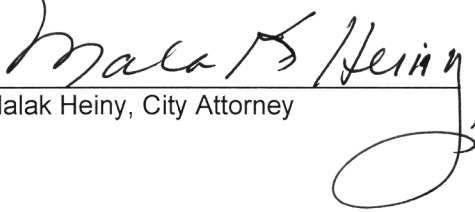
8 **SECTION 4.** The Mayor, the City Controller and the Utility Financial Officer are
9 empowered and authorized to execute, on behalf of the Utility leases and other documents as
10 contemplated herein with lessor so selected.

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

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Council Member

15 APPROVED AS TO FORM AND LEGALITY

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17 _____
18 Malak Heiny, City Attorney

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City of Fort Wayne City Utilities
 2023 Passenger Vehicle, Heavy Equipment & Equipment Lease Financing
 Expected Purchases

Exhibit B

Department	Vehicle/Equipment Description	Sub - Department	Amount
Water	Forklift, LPG, 6000lb capacity	FLP	48,000.00
	Diesel ATV Replacements (1) for Maintenance (replace Kubotas)	FLP	30,000.00
	Trailer for moving Large equipment w/ winch	FLP	9,000.00
	High Reach fork truck (replace current)	WMS	45,000.00
	Backhoe (Replace 57401)	WMS	125,000.00
	Backhoe (Replace 58402)	WMS	125,000.00
	Backhoe Trailer 20,000lbs (2 each year)	WMS	35,000.00
	1/2 ton 4x4 Pickup, regular cab, 8'ft bed, w cap (decom 20226)	WMS	45,000.00
	1/2 ton 4x4 Pickup, extended cab,bed cover (decom 25541)	WMS	55,000.00
	Tandem Dump Truck, SS Body (decom highest point unit 48121)	WMS	200,000.00
	Mini Excavator (new unit) Kobelco SK55SRX-7 Cab	WMS	90,000.00
	Contingency		<u>7,000.00</u>
		Total Water	<u>814,000.00</u>
Sewer	Diesel ATV Replacement (1) for Maintenance (replace Kubotas)	WPC PLANT	30,000.00
	F150 Pickup, 4X4, super Crew Cab, 6-ft bed, w bed liner	WPC PLANT	55,000.00
	Ford Transit (replace 22848) -no shelves	WPC PLANT	49,000.00
	Excavator - 340	WPC PLANT	470,000.00
	Flusher Truck (replace 33867)	WPCM	300,000.00
	Tri Axle Dump Truck (replace 43842)	WPCM	250,000.00
	Excavator - mini (replace 53896)	WPCM	90,000.00
	Zero-Turn mower (for 186's crew)	WPCM	28,000.00
	Small SUV 4X4, for KM -new	WPCM	50,000.00
	Crew Truck 4300 w crane (replace 44885)	WPCM	150,000.00
Contingency		<u>14,000.00</u>	
	Total Sewer	<u>1,486,000.00</u>	
Admin	Engineering Vehicle Replacement - 2023		<u>50,000.00</u>
		Total Admin	<u>50,000.00</u>
	TOTAL	Total 2023 Lease	<u><u>2,350,000</u></u>

BILL NO. S-23-03-12

REPORT OF COMMITTEE ON FINANCE

March 28, 2023

Jason Arp Chair


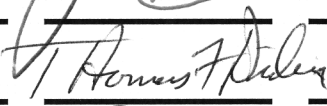

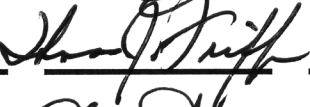
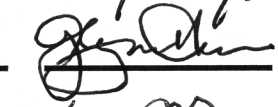

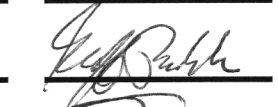

Geoff Paddock Co-Chair

All Council Members

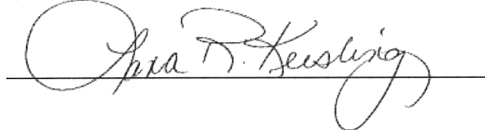
An Ordinance approving the financing of various vehicles and equipment items by the City of Fort Wayne City Utility; authorizing acceptance of a lessor; and approving other actions with respect thereto

Gross Cost excluding financing costs shall not exceed \$2,350,000.00

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"/>
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: March 28, 2023



LANA R. KEESLING, CITY CLERK

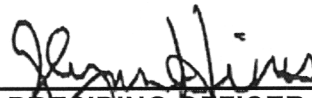
Passed and adopted by the Common Council of the City of Fort Wayne, Indiana, as

Special Resolution No. S-23-03-12 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.



THOMAS C. HENRY, MAYOR

