BILL NO. S-26-10-13

SPECIAL ORDINANCE NO. S-132-26

AN ORDINANCE approving AMENDMENT NO. 2 TO PROFESSIONAL SERVICES AGREEMENT FOR WATER POLLUTION CONTROL PLANT RENEWABLE NATURAL GAS - ($200,000.00) – between CDM SMITH, INC. and the City of Fort Wayne, Indiana, by and through its Board of Public Works.

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

SECTION 1. That the AMENDMENT NO. 2 TO PROFESSIONAL SERVICES AGREEMENT FOR WATER POLLUTION CONTROL PLANT RENEWABLE NATURAL GAS – between CDM SMITH, INC. and the City of Fort Wayne, Indiana, by and through its Board of Public Works, is hereby ratified, and affirmed and approved in all respects, respectfully to:

> PROVIDE PROJECT SPECIFIC COMMISSIONING AND TRAINING SUPPORT TO ENSURE RELIABLE STARTUP AND OPERATIONAL SUPPORT;

involving a total amount of TWO HUNDRED THOUSAND AND 00/100 DOLLARS - ($200,000.00). A copy of 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

Malak Heiny, City Attorney

CU 9.29.26

AMENDMENT NO. 2 TO
PROFESSIONAL SERVICES AGREEMENT
DATED MARCH 19, 2024 BETWEEN CITY OF FORT WAYNE BOARD OF PUBLIC WORKS (CITY) AND CDM SMITH (ENGINEER)

WPCP Renewable Natural Gas Facilities Design and Construction Services ("PROJECT")

Original PSA signed by BOW on 03-19-2024
Amendment No. 1 signed by BOW on 10-21-2025

Except to the extent modified herein, all terms and conditions of the Professional Services Agreement shall continue in full force and effect.

PART I A. GENERAL

PART I B. PROJECT DESCRIPTION

Add the following language: Engineer to provide engineering services for commissioning through warranty support.

PART I C. SCOPE OF SERVICES

Add the following Task:

Task 7 Commissioning Support and Warranty Assistance

7.1 Provide pre-commissioning support, including an interim site visit to verify equipment installation, system readiness, and constructability issues prior to commissioning activities, and coordinate with equipment vendors to align inspection efforts and minimize rework during startup and commissioning.

7.2 Process and Instrumentation and Control staff will visit the project site to witness start-up of major equipment and systems. Contractor shall submit equipment and system procedures for review by the Engineer prior to start-up of individual equipment or systems installed for the project.

a. Attend one coordination meeting with the City and the System Integrator to review functional control descriptions, system integration status, and next steps.
b. Process Control System I/O and Functional Testing Observation: Attend two days of field testing to witness the functional testing of the process control system. System Integrator shall provide I/O and functional control checkout worksheets. The functional testing will verify operation of the complete process control system for compliance with the established functional description of the system and design intent. Contractor and System Integrator shall confirm point to point I/O checkout and notify System Integrator and design team prior to testing.
c. Vendor and Utility Control System I/O and Functional Testing Observation: Attend three days of field testing to witness Contractor and Utility I/O and functional testing of their systems. Contractor and Utility shall provide I/O and functional control checkout worksheets. Contractor and System Integrator shall confirm point to point I/O checkout and notify design team when system is ready for testing.

7.3 Review vendor-submitted normal and emergency startup and shutdown procedures for biogas conditioning and waste gas burner systems.

7.4 Start-up Services: Engineer to provide the following start-up services. Up to four trips for three person days each is included.

a. Assist the Contractor in preparing plans to coordinate the responsibilities of the Contractor, System Integrator, and the City at the time when construction is complete on each individual component of the project and the facilities are ready for operation.
b. Startup plan shall include components related to the construction sequencing of the RNG project. The plan will outline how operations will evolve as the various components of the project are completed. Intermediate and final operational strategies will be discussed as part of the overall startup plan.
c. Provide startup operation services by the operations specialist to assist in the startup of the facilities.
d. Provide process control troubleshooting services during startup of improvements

7.5 Coordinate with vendors to ensure training includes operational protocols and response procedures for normal, emergency, startup, and shutdown conditions. Scheduling of training sessions is by Others.

7.6 Provide Process Overview Training describing the integration of the new process equipment and modifications to system operations. Training to be delivered three times; twice to the operations staff and once to the maintenance staff. Coordinate training to accommodate operational shifts. Training to be conducted during Engineer's time on site as part of other services under Task 7.

7.7 Conduct warranty inspections of major equipment and systems prior to expiration of the Contractor's correction period; identify deficiencies requiring corrective action; and review completed repairs for conformance with the Contract Documents.

7.8 Provide process, mechanical, electrical, and instrumentation and controls engineering support during warranty evaluations and coordination with the City, Contractor, and Equipment Suppliers as directed by the City. Up to four trips for three person days each is included.

7.9 Coordinate final turnover of project records and closeout materials and support project closeout through final acceptance and completion of warranty-related services.

PART I D. SCHEDULE

Modify Article D, SCHEDULE, to include the following:

SCHEDULE	DATE
Complete Commissioning Support and Warranty Assistance and Project Closeout	December 31, 2027

PART I E. OPTIONAL ADDITIONAL SERVICES

PART II

PART III COMPENSATION

Modify Article A, COMPENSATION, to increase the not-to-exceed amount by $200,000.00, resulting in a new total amount not-to-exceed $1,236,412.00.

Modify "Expenses" to include the following:

Flights	At cost

ATTACHMENT #1

Add the following after task 6:

Commissioning Support and Warranty Assistance and Project Closeout (Task 7)

For services outlined in Task 7 not to exceed fee of:	$200,000

APPROVALS

IN WITNESS WHEREOF, CITY and ENGINEER have executed this AMENDMENT.

APPROVED FOR CITY
BOARD OF PUBLIC WORKS

BY: _____
Shan Gunawardena, Chair

BY: _____
Kumar Menon, Member

BY: ABSENT
Chris Guerrero, Member

ATTEST: _____
Michelle Fulk-Vondran, Clerk

DATE: 9.29.2026

APPROVED FOR ENGINEER

BY: Amrou Atassi Digitally signed by Amrou Atassi DN: C=US, E=AtassiA@cdmsmith.com, O=CDM Smith Inc., CN=Amrou Atassi Date: 2026.09.24 07:46:05-05'00'

DATE: _____

City Utilities
Engineering

Interoffice Memo

Date: October 14, 2026

To: Common Council Members

From: Eric Ruppert, Manager, City Utilities Engineering

Eric W Ruppert 10/21/2026

RE: Water Pollution Control Plant Renewable Natural Gas – Amendment 02
W.O. #77202

Council District # City-wide

Engineer shall provide the City professional Engineering services in all phases of the Project to which the scope of services applies. These services will include serving as City's professional representative for the Project, providing professional Engineering consultation and advice, and other customary services incidental thereto. The Renewable Natural Gas project at the Water Pollution Control Plant is for the installation of new equipment to process Biogas at the facility to become Renewable Natural Gas. This amendment to the design and construction services will provide project specific commissioning and training support to ensure reliable startup and operational support.

Implications of not being approved: This project will provide additional methods to utilize the biogas that is produced during the Anaerobic Digestion process. When there is additional biogas that cannot be utilized, it would be flared. Without this amendment, City Utilities will not be able to provide the time for commissioning and training necessary for the project's intended performance.

If Prior Approval is being Requested, Justify: No

Selection and Approval Process:
The consultant was selected through the Competitive Sealed Proposal process. A Request for Qualifications was sent to over 100 firms with three firms responding. A Request for Proposals (RFP) was developed and sent to two shortlisted firms. A scoring matrix based on expertise, qualifications, proposed scope of work and fee was used to score each firm based on their responses. Using this process, City Utilities Engineering selected CDM Smith, Inc. for this project and finds their scope and fee to be the best value for this project. This amendment increases the fee by $200,000.00. The Board of Public Works approved this amendment to the contract on September 29, 2026.

The cost of said project funded by State Revolving Fund

Council Introduction Date: October 27, 2026

CC: Matthew Wirtz
Jill Helfrich
File

BILL NO. S-26-10-13

REPORT OF COMMITTEE ON CITY UTILITIES

November 10, 2026

Thomas Freistroffer Chair
Russ Jehl Co-Chair
All Council Members

An Ordinance approving Amendment No. 2 to Professional Services Agreement for Water Pollution Control Plant Renewable Natural Gas – between CDM Smith, Inc. and the City of Fort Wayne, Indiana, by and through its Board of Public Works

Involving a total cost $200,000.00

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

COUNCIL MEMBER	DO PASS	DO NOT PASS	ABSTAIN
BENDER			
BOOKER			
CHAMBERS			
ENSLEY			
FREISTROFFER			
HARTMAN			
JEHL			
MYERS			
PADDOCK			

JOHN D. MCGAULEY
CITY CLERK

Public Hearing Date: N/A
Read the first time in full and on motion by Councilperson Freistroffer.
Read the second time by title and referred to the City Utilities Committee.
Read the third time in full and on motion by Councilperson Freistroffer, placed on passage by the following vote:

TOTAL VOTES	AYES	NAYS	ABSTAINED	ABSENT
BENDER	☒	☐	☐	☐
BOOKER	☒	☐	☐	☐
CHAMBERS	☒	☐	☐	☐
ENSLEY	☒	☐	☐	☐
FREISTROFFER	☒	☐	☐	☐
HARTMAN	☒	☐	☐	☐
JEHL	☒	☐	☐	☐
MYERS	☒	☐	☐	☐
PADDOCK	☒	☐	☐	☐

DATED: November 10, 2026

JOHN D. MCGAULEY, CITY CLERK

Passed and adopted by the Common Council of the City of Fort Wayne, Indiana, as Special Ordinance No. S-26-10-13 on the 10th day of November , 2026

ATTEST:

JOHN D. MCGAULEY
CITY CLERK

PRESIDING OFFICER

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the 12th of November 2026, at the hour of 9:00 o'clock A.M. E.S.T.

JOHN D. MCGAULEY, CITY CLERK

Approved and signed by me this 14th day of November 2026, at the hour of 1:52 o'clock P.M. E. S.T.

SHARON TUCKER, MAYOR

Fort Wayne Indiana
Office of the City Clerk
NOV 12 2026
RECEIVED