

**A RESOLUTION APPROVING THE RELEASE OF THE
SECOND \$1 MILLION OF THE \$3 MILLION IN FUNDING
FOR TRAA PER FUNDING AGREEMENT**

WHEREAS, on March 28, 2023, R-23-03-14 approved a funding agreement between the City and Three Rivers Ambulance Authority (TRAA);

WHEREAS, per the agreement, 3.(B), the County's response and TRAA's request for the second \$1 million in funding shall be forwarded to Common Council;

WHEREAS, funding will not be released without approval by a vote of the majority-elect of Common Council.

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

SECTION 1. That the second \$1 million of funding to TRAA is approved.

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

**FUNDING AGREEMENT BETWEEN
THE CITY OF FORT WAYNE
AND
THE THREE RIVERS AMBULANCE AUTHORITY**

The City of Fort Wayne, Indiana (the "City") and the Three Rivers Ambulance Authority ("TRAA") enter into this Funding Agreement and state;

WHEREAS, TRAA was created pursuant to an interlocal cooperation agreement between the City and the Board of Commissioners of Allen County, Indiana (the "County") dated July 9, 1981; and

WHEREAS, the purpose of the establishment of TRAA was for TRAA to administer the provision of ambulance and related life-support services for the City and the County, pursuant to a public utility model in which TRAA administered such services in contract with a series of companies which operated and staffed the ambulances and dispatch; and

WHEREAS, based on the costs associated with contracting with an operator, including but not limited to the retention of employees sufficient to operating this ambulance system in accordance with applicable staffing and response standards, TRAA concluded its most recent operations contract and assumed operations effective September 1, 2022; and

WHEREAS, in order to attract and retain staff sufficient to sustain and improve ambulance services, TRAA committed funds outside the scope of its originally-approved budget to pay appropriate wages and cover costs associated with the improvements to the provision of ambulance services, which in turn required TRAA to draw on cash reserves, a course of action which was disclosed in advance to the City and the County; and

WHEREAS, TRAA now requires an infusion of funds to stabilize and sustain operations, even as it is in the process of demonstrating improvement in performance; and

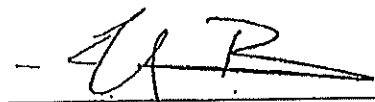
WHEREAS, supporting TRAA and assisting it in maintaining the successful and reliable implementation of ambulance services is in the best interests of the City and the County;

NOW, THEREFORE, the City and TRAA agree as follows:

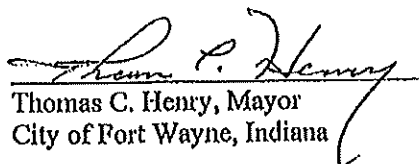
1. The City is committing to fund TRAA an amount up to Three Million Dollars (\$3,000,000.00) (the "Funding Limit") following the completion of all necessary approvals, as stated below;
2. TRAA will provide to the City TRAA's monthly cash flow statements so that the City may monitor TRAA's fiscal performance and need for funding;

3. TRAA will request payments on a monthly incremental basis based on its needs. Once properly appropriated, the City Controller has discretion to approve such requests and issue payments up to the Funding Limit with the following criteria:
 - a. Up to One Million Dollars (\$1,000,000.00) in funds may be released to TRAA upon the effective date of this Agreement once properly appropriated;
 - b. Up to One Million Dollars (\$1,000,000.00) in funds (the second million) of the Funding Limit) may be released after the earlier of:
 1. The submission by the County of a formal response to TRAA and the City of Fort Wayne to the funding request submitted by TRAA; or
 2. Thirty (30) days after the effective date of this Agreement. The County's response and TRAA's request for the second One Million Dollars (\$1,000,000.00) in funding shall be forwarded to Common Council and Common Council shall vote regarding the release of the second One Million Dollars (\$1,000,000.00) in funding. Funding will not be released without approval by a vote of the majority-elect of Common Council.
 - c. Up to One Million Dollars (\$1,000,000.00) in funding (the final million) of the Funding Limit) may be released to TRAA with a formal written request from the City Controller to Common Council and the presentation by TRAA and acceptance by Common Council of the long-term financial plan, including a viability analysis presented by TRAA. Funding will not be released without approval by a vote of the majority-elect of Common Council.
4. TRAA will reimburse the City for the amounts funded pursuant to this Agreement as it is reasonably able to do so, as directed by written notice from the City Controller. Reimbursement will be required to be made with zero interest accrued no less than two years from the date of the written notice. The City must issue the written notice within five years from the date of the final disbursement of funds to TRAA or waive its right to recover the remaining unreimbursed amounts.
5. TRAA has also requested funding from the County; and
6. This Agreement is conditioned upon approval by the Common Council of the City and by the Board of Directors of TRAA.
7. After approval by Common Council and the Board of Directors of TRAA, the effective date of this Agreement shall be the date the Agreement is signed by all parties hereto.

Dated this 29 day of April, 2023.



Joel M. Benz, Executive Director
Three Rivers Ambulance Authority



Thomas C. Henry, Mayor
City of Fort Wayne, Indiana