



COMMITTEE SESSION

AGENDA

FORT WAYNE COMMON COUNCIL

DECEMBER 13, 2011

5:30 P.M.

COMMITTEE SESSION

ROOM 030 - COUNCIL DISCUSSION ROOM
GARDEN LEVEL - CITIZENS SQUARE

PRESIDING OVER THE STANDING
COMMITTEE OF THE COMMON COUNCIL

MITCH HARPER
PRESIDENT

SECRETARY OF THE COMMITTEE
SESSION OF THE COMMON COUNCIL

SANDRA E. KENNEDY
CITY CLERK

LEGAL ADVISOR TO MEMBERS
OF THE COMMON COUNCIL

JOSEPH G. BONAHOOM
COUNCIL ATTORNEY

BENDER_____, BROWN_____, DIDIER_____,
GOLDNER_____, HARPER_____, HINES_____,
PAPE_____, SHOAFF_____, SMITH_____

ORDER OF THE AGENDA

1. ROLL CALL

2. ADOPTION OF THE AGENDA

3. LEGAL PUBLIC HEARINGS – PAGE 3

**4. DISCUSSION OF PENDING
ORDINANCES AND RESOLUTIONS – PAGES 4 THRU 9**

LEGAL PUBLIC HEARINGS

FINANCE COMMITTEE

ELIZABETH M. BROWN – CHAIR
THOMAS E. SMITH – CO-CHAIR
ALL COUNCIL MEMBERS

A-11-11-24

AN ORDINANCE appropriating monies into certain accounts for the 2011 Budgets of various funds and departments of the City of Fort Wayne, reducing the unappropriated and unobligated balance of the particular fund involved as required to meet obligations for the remainder of 2011

Total General Fund	\$ 1,780,006
Total MVH Fund	\$ 650,000
Total Appropriations	\$ 2,430,006

R-11-11-18

A CONFIRMING RESOLUTION designating an “Economic Revitalization Area” under I.C. 6-1.1-12.1 for property commonly known as 1300 South Clinton Street, Fort Wayne, Indiana 46802 (**Lincoln National Life Insurance Company**)

Total cost of \$951,977 – Personal property improvements and purchase new equipment – ten full-time and two part-time jobs will be created as a result of the project

R-11-11-20

A CONFIRMING RESOLUTION designating an “Economic Revitalization Area” under I.C. 6-1.1-12.1 for property commonly known as 4041 Parnell Avenue, Fort Wayne, Indiana 46805 (**David M. Allen D.D.S. and Associates, P.C. dba Afdent Dental**)

Total cost of \$601,682 – Personal property improvements and purchase new equipment – ten full-time and two part-time jobs will be created as a result of the project

**ORDINANCES AND RESOLUTIONS UP FOR
DISCUSSION**

CITY UTILITIES COMMITTEE

ACTION

No Ordinances or Resolutions up for discussion

FINANCE COMMITTEE

***Elizabeth M. Brown – Chair
Thomas E. Smith – Co-Chair
All Council Members***

A-11-11-24

AN ORDINANCE appropriating monies into certain accounts for the 2011 Budgets of various funds and departments of the City of Fort Wayne, reducing the unappropriated and unobligated balance of the particular fund involved as required to meet obligations for the remainder of 2011

Total amount \$2,430,006

R-11-11-23

A RESOLUTION authorizing the transfer of funds between certain accounts within the 2011 budgets of certain City Departments

**Total amount is hereby authorized by the
Controller to transfer stipulated sum within the
2011 budgets**

FINANCE COMMITTEE CONTINUED

ACTION

R-11-11-18

A CONFIRMING RESOLUTION designating an "Economic Revitalization Area" under I.C. 6-1.1-12.1 for property commonly known as 1300 South Clinton Street, Fort Wayne, Indiana 46802
(Lincoln National Life Insurance Company)

Total cost of \$951,977 – Improvements will be Made – 10 full-time and two part-time jobs will Be created

R-11-11-20

A CONFIRMING RESOLUTION designating an "Economic Revitalization Area" under I.C. 6-1.1-12.1 for property commonly known as 4041 Parnell Avenue, Fort Wayne, Indiana 46805
(David M. Allen D.D.S. and Associates, P.C. dba Afdent Dental)

Total cost of \$601,682 – Improvements will be made – 10 full-time and two part-time jobs will be created

R-11-12-11

A DECARATORY RESOLUTION designating an "Economic Revitalization Area" under I.C. 6-1.1-12.1 for property commonly known as 2704 Goshen Road, Fort Wayne, Indiana 46808 **(RMO Resources, LLC)**

Total cost of \$674,000 – Real and personal property improvements – also purchase new manufacturing equipment –five full-time jobs will be created as a result of the project

This Resolution is to be introduced and voted upon for passage this evening at the Regular Session

FINANCE COMMITTEE CONTINUED

ACTION

R-11-12-13

A DECLARATORY RESOLUTION designating an "Economic Revitalization Area" under I.C. 6-1.1-12.1 for property commonly known as 4716 Speedway Drive, Fort Wayne, Indiana 46825
(Precision Die Technologies, Inc.)

Total cost of \$34,750 – Personal property improvements – in order to expand they will purchase new manufacturing equipment – 65 full-time and two part-time jobs will be retained as a result of the project

This Resolution is to be introduced and voted upon for passage this evening at the Regular Session

R-11-12-15

A DECLARATORY RESOLUTION designating an "Economic Revitalization Area" under I.C. 6-1.1-12.1 for property commonly known as 2623 Camino Court, Fort Wayne, Indiana 46808
(Excell Color Graphics, Inc.)

Total cost of \$371,940 – Personal property improvements – they will also purchase and install manufacturing equipment – one full-time job will be created as a result of the project

This Resolution is to be introduced and voted upon for passage this evening at the Regular Session

FINANCE COMMITTEE CONTINUED

ACTION

R-11-12-04

A RESOLUTION of the Common Council of the City of Fort Wayne, Indiana, approving the proposed budgets of the Allen County Fort Wayne Capital Improvement Board of Managers - Capital Improvement Board only (CIB) Allen County Fort Wayne Capital Improvement Board of Managers (d.b.a Grand Wayne Center) and Visit Fort Wayne for the year 2012

Proposed budgets (d.b.a. Grand Wayne Center)

**This Resolution is to be introduced and voted
Upon for the passage this evening at the
Regular Session**

R-11-12-05

RESOLUTION approving the 2012 Budget for the Downtown Fort Wayne Economic Improvement District

**Proposed budget for the 2012 Downtown
Improvement District**

**This Resolution is to be introduced and voted
upon for the passage this evening at the
Regular Session**

R-11-12-07

RESOLUTION approving the 2012 Budget for the Consolidated Communications Partnership of Allen County, Indiana and the City of Fort Wayne (CCP)

**Proposed budget of the Consolidated
Communications Partnership ("CCP") 2012**

**This Resolution is to be introduced and voted
upon for the passage this evening at the
Regular Session**

REGULATIONS COMMITTEE

Thomas F. Didier – Chair
John Shoaff – Co-Chair
All Council Members

ACTION

G-11-03-12 (as amended)

AN ORDINANCE amending the Thoroughfare Plan of the City Comprehensive (“Master”) Plan by vacating public right-of-way
The right-of-way for Monroe Street will be vacated and fenced off from public access for security and expansion reasons

G-11-03-13 (as amended)

AN ORDINANCE amending the Thoroughfare Plan of the City Comprehensive (“Master”) Plan by vacating public right-of-way
The right-of-way for Clay Street will be vacated to allow for additional parking and truck access

Z-11-11-01

AN ORDINANCE amending the City of Fort Wayne Zoning Map No. U-34 (Sec. 21 of St. Joseph Township)
Property will be rezoned to CMI – Professional Office and Personal Services, which will allow the development of a recreation center

Z-11-11-02

AN ORDINANCE amending the City of Fort Wayne Zoning Map No. U-34 (Sec. 21 of St. Joseph Township)
Property will be rezoned to CM2 – Limited Retail and Commercial, which will allow the development of commercial outlets

REGULATIONS COMMITTEE CONTINUED

ACTION

Z-11-11-03

AN ORDINANCE amending the City of Fort Wayne Zoning Map No. U-34 (Sec. 21 of St. Joseph Township)

Property will be rezoned to RP-Planned Residential which will allow the development of multi-family complexes, as well as senior living facilities

Z-11-11-04

AN ORDINANCE amending the City of Fort Wayne Zoning Map No. R-38 (Sec. 17 of St. Joseph Township)

Limited Commercial and Retail which allow a public bar or tavern, as well all other permitted CM2 uses

PUBLIC WORKS COMMITTEE

No Ordinances or Resolutions up for discussion



REGULAR SESSION

AGENDA

FORT WAYNE COMMON COUNCIL

DECEMBER 13, 2011

REGULAR SESSION

IMMEDIATELY FOLLOWING COMMITTEE SESSION
ROOM 035 – COUNCIL COURTROOM
GARDEN LEVEL - CITIZENS SQUARE

PRESIDING OVER THE STANDING
COMMITTEE OF THE COMMON COUNCIL

MITCH HARPER
PRESIDENT

SECRETARY OF THE REGULAR
SESSION OF THE COMMON COUNCIL

SANDRA E. KENNEDY
CITY CLERK

LEGAL ADVISOR TO MEMBERS
OF THE COMMON COUNCIL

JOSEPH G. BONAHOOM
COUNCIL ATTORNEY

BENDER_____, BROWN_____, DIDIER_____,
GOLDNER_____, HARPER_____, HINES_____,
PAPE_____, SHOAFF_____, SMITH_____

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ORDER OF THE AGENDA

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PRESENTATION OF NATIONAL COLORS

SERGEANT-AT-ARMS

ROLL CALL

SANDRA E. KENNEDY
CITY CLERK

ADOPTION OF THE AGENDA

PRESIDENT'S REPORT AND COMMENTS

MITCH HARPER
PRESIDENT

INTRODUCTION OF ORDINANCES AND RESOLUTIONS – PAGES 3 THRU 8

PASSAGE OF ORDINANCES AND RESOLUTIONS – PAGES 9 THRU 14

MISCELLANEOUS BUSINESS

CHAIR OPEN FOR COMMENTS – FROM CITIZENS AND COUNCIL MEMBERS

RETIREMENT OF COLORS

ADJOURNMENT

ORDINANCES AND RESOLUTIONS UP FOR INTRODUCTION

CITY UTILITIES COMMITTEE

Marty Bender – Chair
Glynn A. Hines – Co-Chair
All Council Members

ACTION

S-11-12-06

AN ORDINANCE approving Adams Center Road – Res. #2435-2011, W.O. #75685 between American Structure Point, Inc. and the City of Fort Wayne, Indiana, in connection with the Board of Public Works

Total cost of \$209,200

S-11-12-18

AN ORDINANCE approving Professional Services Agreement for Construction Management and Resident Project Representative Services for Three Rivers Filtration Plant UV Disinfection Project Res. #2304-2010, W.O. #65942 between CH2M Hill and the City of Fort Wayne, Indiana, in connection with the Board of Public Works

Total cost of \$749,750

S-11-12-19

AN ORDINANCE approving Construction Contract for Three Rivers Filtration Plant (TRFP) UV Disinfection Project (Cost-Plus) and (Guaranteed Savings Contract) between Kokosing Construction Company and the City of Fort Wayne, Indiana, in connection with the Board of Public Works

Total cost of \$19,236,310

FINANCE COMMITTEE

Elizabeth M. Brown – Chair
Thomas E. Smith – Co-Chair
All Council Members

R-11-12-04

A RESOLUTION of the Common Council of the City of Fort Wayne, Indiana, approving the proposed budgets of the Allen County Fort Wayne Capital Improvement Board of Managers – Capital Improvement Board Only (CIB); Allen County Fort Wayne Capital Improvement Board of Managers (d.b.a. Grand Wayne Center); and Visit Fort Wayne for the year 2012

Total cost of (d.b.a. Grand Wayne Center for Year 2012)

TO BE PASSED THIS EVENING

R-11-12-05

RESOLUTION approving the 2012 Budget for the Downtown Fort Wayne Economic Improvement District

Total cost of 2012 Downtown Improvement District budget

TO BE PASSED THIS EVENING

R-11-12-07

RESOLUTION approving the 2012 budget for the Consolidated Communications Partnership of Allen County , Indiana and the City of Fort Wayne (CPP)

A joint Operations Board shall be established

TO BE PASSED THIS EVENING

FINANCE COMMITTEE CONTINUED

ACTION

S-11-12-08

AN ORDINANCE establishing Three Separate Funds for Barrett Law

**Barrett Law Commercial Fund
Barrett Law Surplus Fund
Barrett Law Revolving Improvement Fund**

S-11-12-09

AN ORDINANCE establishing the Citizens Square Parking Fund
Established for the purpose of accounting for the receipts and payments related to the rental of the CSQ parking options

S-11-12-20

AN ORDINANCE of the Common Council ratifying a Collective Bargaining Agreement for Police Officers represented by the Fort Wayne Patrolmen's Benevolent Association, Inc. for the years 2010, 2011 and 2012

Approval of the agreement and the compensation packages for the years 2010 and 2011

R-11-12-11

A DECLARATORY RESOLUTION designating an "Economic Revitalization Area" under I.C. 6-1.1-12.1 for property commonly known as 2704 Goshen Road, Fort Wayne, Indiana 46808 (**RMD Resources, LLC**)

Total cost of \$674,000 – Real and personal Property improvements and purchase new manufacturing equipment – five full-time jobs will be created as a result of the project

TO BE PASSED THIS EVENING

FINANCE COMMITTEE CONTINUED

ACTION

R-11-12-12

A CONFIRMING RESOLUTION designating an "Economic Revitalization Area" under I.C. 6-1.1-12.1 for property commonly known as 2704 Goshen Road, Fort Wayne, Indiana 46808 **(RMD Resources, LLC)**

Total cost of \$674,000 – improvements will be Made – new jobs will be created

PUBLIC HEARING 1-10-12 – 5:30 P.M.

R-11-12-13

A DECLARATORY RESOLUTION designating an "Economic Revitalization Area" under I.C. 6-1.1-12.1 for property commonly known as 4716 Speedway Drive, Fort Wayne, Indiana 46825 **(Precision Die Technologies, Inc.)**

Total cost of \$34,750 – personal property improvements and purchase new equipment – 65 full-time and two part-time will be retained as a result of the project

TO BE PASSED THIS EVENING

R-11-12-14

A CONFIRMING RESOLUTION designating an "Economic Revitalization Area" under I.C. 6-1.1-12.1 for property commonly known as 4716 Speedway Drive, Fort Wayne, Indiana 46825 **(Precision Die Technologies, Inc.)**

Total cost of \$34,750 – improvements will be made – new jobs will be created

PUBLIC HEARING 1-10-12 – 5:30 P.M.

FINANCE COMMITTEE CONTINUED

ACTION

R-11-12-15

A DECLARATORY RESOLUTION designating an "Economic Revitalization Area" under I.C. 6-1.1-12.1 for property commonly known as 2623 Camino Court, Fort Wayne, Indiana 46808

(Excell Color Graphics, Inc.)

Total cost of \$371,940 – personal property improvements will be made and also purchase of new equipment – one full-time job will be created as a result of the project

TO BE PASSED THIS EVENING

R-11-12-16

A CONFIRMING RESOLUTION designating an "Economic Revitalization Area" under I.C. 6-1.1-12.1 for property commonly known as 2623 Camino Court, Fort Wayne, Indiana 46808

(Excell Color Graphics, Inc.)

Total cost of \$371,940 – improvements will be made – one job will be created

PUBLIC HEARING 1-10-12 – 5:30 P.M.

REGULATIONS COMMITTEE

Thomas F. Didier – Chair

John Shoaff – Co-Chair

All Council Members

G-11-12-10

AN ORDINANCE amending Chapter 153: Planning and Development, Designation of Economic Revitalization Areas and the Granting of Tax Abatements, of the Fort Wayne Municipal Code of Ordinances

REGULATIONS COMMITTEE CONTINUED

ACTION

Z-11-12-01

AN ORDINANCE amending the City of Fort Wayne Zoning Map No. P-58 (Sec. 6 of St. Joseph Township)

**Rezone approximately 2.11 acres of property -
9816 Auburn Road**

Z-11-12-02

AN ORDINANCE amending the City of Fort Wayne Zoning Map No. 0-66 (Sec. 34 of Perry Township)

**Rezone approximately 4.9 acres of property
11500 to 11600 blocks of Coldwater Road**

G-11-12-03

AN ORDINANCE amending the Thoroughfare Plan of the City Comprehensive ("Master") Plan by vacating public right-of-way

**Vacate public alley right-of-way – alley will be
vacated and land will be incorporated into the
parking lots for the YMCA and the Lamplight**

PUBLIC HEARING 1-10-12 – 5:30 P.M.

PUBLIC WORKS COMMITTEE

***Tim Pape – Chair
Karen E. Goldner – Co-Chair
All Council Members***

ACTION

S-11-12-17

AN ORDINANCE approving Second Amendment to the Garbage and Recycle Cart Maintenance Agreement between Toter, Inc. and the City of Fort Wayne, Indiana, in connection with the Board of Public Works

Total cost of \$260,000

ORDINANCES AND RESOLUTIONS UP FOR PASSAGE

CITY UTILITIES COMMITTEE

ACTION

No Ordinances or Resolutions up for passage

FINANCE COMMITTEE

Elizabeth M. Brown – Chair
Thomas E. Smith – Co-Chair
All Council Members

A-11-11-24

AN ORDINANCE appropriating monies into certain accounts for the 2011 Budgets of various funds and departments of the City of Fort Wayne, reducing the unappropriated and unobligated balance of the particular fund involved as required to meet obligations for the remainder of 2011

Total appropriations \$2,430,006

R-11-11-23

A RESOLUTION authorizing the transfer of funds between certain accounts within the 2011 budgets of certain City Departments

Transfer of funds within the 2011 budget

FINANCE COMMITTEE CONTINUED

ACTION

R-11-11-18

A CONFIRMING RESOLUTION designating an "Economic Revitalization Area" under I.C. 6-1.1-12.1 for property commonly known as 1300 South Clinton Street, Fort Wayne, Indiana 46802
(Lincoln National Life Insurance Company)
Total cost of \$951,977

R-11-11-20

A CONFIRMING RESOLUTION designating an "Economic Revitalization Area" under I.C. 6-1.1-12.1 for property commonly known as 4041 Parnell Avenue, Fort Wayne, Indiana 46805
(David M. Allen D.D.S. and Associates, P.C. dba Afdent Dental)
Total cost of \$601,682

R-11-12-11

A DECLARATORY RESOLUTION designating an "Economic Revitalization Area" under I.C. 6-1..1-12.1 for property commonly known as 2704 Goshen Road, Fort Wayne, Indiana 46808 **(RMD Resources, LLC)**
Total cost of \$674,000

R-11-12-13

A DECLARATORY RESOLUTION designating an "Economic Revitalization Area" under I.C. 6-1.1-12.1 for property commonly known as 4716 Speedway Drive, Fort Wayne, Indiana 46825
(Precision Die Technologies, Inc.)
Total cost of \$34,750

FINANCE COMMITTEE CONTINUED

ACTION

R-11-12-15

A DECLARATORY RESOLUTION designating an "Economic Revitalization Area" under I.C. 6-1.1-12.1 for property commonly known as 2623 Camino Court, Fort Wayne, Indiana 46808
(Excell Color Graphics, Inc.)
Total cost of \$371,940

R-11-12-04

A RESOLUTION of the Common Council of the City of Fort Wayne, Indiana, approving the proposed budgets of the Allen County Fort Wayne Capital Improvement Board of Managers - Capital Improvement Board Only (CIB): Allen County Fort Wayne Capital Improvement Board of Managers (d.b.a. Grand Wayne Center): and Visit Fort Wayne for the year 2012
Passage of the Grand Wayne Center Budget

R-11-12-05

RESOLUTION approving the 2012 Budget for the Downtown Fort Wayne Economic Improvement District
**Passage of the Downtown Fort Wayne
Economic Improvement District for the
calendar years 2006 through 2015**

R-11-12-07

RESOLUTION approving the 2012 Budget for the Consolidation Communications Partnership of Allen County Indiana and the City of Fort Wayne (CCP)
**Approving the budget Consolidated
Communications Partnership ("CCP")
2012**

FINANCE COMMITTEE CONTINUED

ACTION

DO PASS S-11-11-26

AN ORDINANCE approving Professional Services Contract for the City and County Joint Land Use Management Committee: Program Management between Briljent, LLC and the City of Fort Wayne, Indiana, in connection with the Board of Public Works
Total cost of 142,710 – City Share; Total cost of Contract not to exceed \$285,420

DO PASS S-11-11-27

AN ORDINANCE approving Professional Services Contract for City and County Joint Land Use Permitting Committee: Legislative Streamlining between Clarion Associates and the City of Fort Wayne, Indiana, in connection with the Board of Public Works
Total cost of \$84,880 – City Share; Total Project amount not to exceed \$169,760

DO PASS R-11-11-25

A RESOLUTION approving the purchase of certain real estate (1118 W. Till Road) for the City of Fort Wayne, Indiana
Total cost of \$252,575

REGULATIONS COMMITTEE

***Thomas F. Didier – Chair
John Shoaff – Co-Chair
All Council Members***

G-11-03-12 (AS AMENDED)

AN ORDINANCE amending the Thoroughfare Plan of the City Comprehensive (“Master”) Plan by vacating public right-of-way
Right-of-way for Monroe Street

REGULATIONS COMMITTEE CONTINUED

ACTION

G-11-03-13 (AS AMENDED)

AN ORDINANCE amending the Thoroughfare Plan of the City Comprehensive ("Master") Plan by vacating public right-of-way

Right-of-way for Clay Street

Z-11-11-01

AN ORDINANCE amending the City of Fort Wayne Zoning Map No. U-34 (Sec. 21 of St. Joseph Township)

Rezone approximately 20 acres of property - to allow for the development of a Northeast branch of the YMCA

Z-11-11-02

AN ORDINANCE amending the City of Fort Wayne Zoning Map No. U-34 (Sec. 21 of St. Joseph Township)

Rezone approximately 5.01 acres of property - to allow future commercial outlots on the north side of the proposed Northeast branch of the YMCA

Z-11-11-03

AN ORDINANCE amending the City of Fort Wayne Zoning Map No. U-34 (Sec. 21 of St. Joseph Township)

Rezone approximately 47.45 acres of property which will allow the development of multi-family complexes

Z-11-11-04

AN ORDINANCE amending the City of Fort Wayne Zoning Map No. R-38 (Sec. 17 of St. Joseph Township)

Rezone approximately 6.3 acres of property - limited commercial and retail uses

PUBLIC WORKS COMMITTEE

ACTION

No Ordinances or Resolutions up for passage

**PREPARED BY THE OFFICE
OF THE CITY CLERK**

**SANDRA E. KENNEDY
CITY CLERK**

