



## COMMITTEE SESSION

# AGENDA DECEMBER 11, 2012 FORT WAYNE COMMON COUNCIL

5:30 P.M.

### COMMITTEE SESSION

ROOM 030 - COUNCIL DISCUSSION  
GARDEN LEVEL - CITIZENS SQUARE

5:30 P.M.

LEGAL PUBLIC HEARING  
ROOM 030 - COUNCIL DISCUSSION  
GARDEN LEVEL - CITIZENS SQUARE

PRESIDING OVER THE STANDING  
COMMITTEE OF THE COMMON COUNCIL

THOMAS E. SMITH  
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\_\_\_\_\_, CRAWFORD\_\_\_\_\_, DIDIER\_\_\_\_\_,

HARPER\_\_\_\_\_, HINES\_\_\_\_\_, JEHL\_\_\_\_\_,

PADDOCK\_\_\_\_\_, SHOAFF\_\_\_\_\_, SMITH\_\_\_\_\_,

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## **ORDER OF THE AGENDA**

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- 1. ROLL CALL**
- 2. ADOPTION OF THE AGENDA**
- 3. PUBLIC HEARINGS – PAGE 3**
- 4. DISCUSSION OF PENDING  
ORDINANCES AND RESOLUTIONS – PAGES 4 - 7**

## **PUBLIC HEARINGS FINANCE COMMITTEE**

### **ACTION**

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**R-12-11-23**

A CONFIRMING RESOLUTION designating an "Economic Revitalization Area" under I.C. 6-1.1-12.1 for property commonly known as 3201 Stelhorn Road, Fort Wayne, Indiana 46815 (Bio/Poly, LLC) **Will create three full-time, permanent jobs**

**Total Cost of \$111,675.00**

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**R-12-11-25**

A CONFIRMING RESOLUTION designating an "Economic Revitalization Area" under I.C. 6-1.1-12.1 for property commonly known as 6201 Discount Drive, Fort Wayne, Indiana 46818 (Cyclo Properties) **Will create four full-time and one part-time, permanent job**

**Total Cost of \$136,000.00**

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**R-12-11-27**

A RESOLUTION approving a Waiver of Noncompliance for a Late-Filed Application for the Economic Revitalization Area Deduction on Real Property Improvements (Form 322/RE) for Renaissance Pointe Community, LP and Ideal Suburban Homes, Inc.

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**A-12-11-33**

AN ORDINANCE appropriating monies into certain accounts for the 2012 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 2012

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# **ORDINANCES AND RESOLUTIONS UP FOR DISCUSSION**

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## **CITY UTILITIES COMMITTEE**

***Russ Jehl – Chair  
Glynn Hines – Co-Chair  
All Council Members***

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**No Ordinances or Regulations up for Discussion**

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## **FINANCE COMMITTEE**

***John Shoaff – Chair  
Mitch Harper Co-Chair  
All Council Members***

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### **ACTION**

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**R-12-11-23**

**A CONFIRMING RESOLUTION designating an “Economic Revitalization Area” under I.C. 6-1.1-12.1 for property commonly known as 3201 Stelhorn Road, Fort Wayne, Indiana 46815 (Bio/Poly, LLC) **Will create three full-time, permanent jobs****

**Total Cost of \$111,675.00**

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## FINANCE COMMITTEE CONTINUED

### ACTION

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R-12-11-25

A CONFIRMING RESOLUTION designating an "Economic Revitalization Area" under I.C. 6-1.1-12.1 for property commonly known as 6201 Discount Drive, Fort Wayne, Indiana 46818 (Cyco Properties) **Will create four full-time and one part-time, permanent job**

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A-12-11-33

AN ORDINANCE appropriating monies into certain accounts for the 2012 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 2012

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R-12-11-34

A RESOLUTION authorizing the transfer of funds between certain accounts within the 2012 budgets of certain City Departments.

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R-12-12-04

A DECLARATORY RESOLUTION designating an "Economic Revitalization Area" under I.C. 6-1.1-12.1 for property commonly known as 2424 West State Blvd., Fort Wayne, Indiana 46808 (Press-Seal Gasket Corporation) **Will create five full-time, permanent jobs**

**Project Cost is \$927,950.00**

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

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## **FINANCE COMMITTEE CONTINUED**

### **ACTION**

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R-12-12-01

A DECLARATORY RESOLUTION designating an "Economic Revitalization Area" under I.C. 6-1.1-12.1 for property commonly known as (unassigned, 4700 Block of Hillegas Road, Fort Wayne, Indiana 46818) (VOSS Automotive) **Will create 23 full-time, permanent jobs**

**Total Cost is \$5,250,000.00**

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

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R-12-12-15

A RESOLUTION APPROVING the distribution of funds from the Fort Wayne Community Trust Fund.

**Suspension of rules needed to discuss. Resolution to be introduced at Regular Session.**

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## **REGULATIONS COMMITTEE**

***Marty Bender – Chair  
John Crawford – Co-Chair  
All Council Members***

### **ACTION**

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R-12-11-28

A RESOLUTION confirming an approving order of the Fort Wayne Plan Commission and confirming Declaratory Resolution 2012-14 of the Fort Wayne Redevelopment Commission concerning the Coventry Lane Economic Development Area.

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## **REGULATIONS COMMITTEE CONTINUED**

### **ACTION**

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R-12-11-15

A RESOLUTION on the Transportation Planning Process

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## **PUBLIC WORKS COMMITTEE**

***Geoff Paddock – Chair***  
***Tom Didier Co-Chair***  
***All Council Members***

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No Ordinances or resolutions up for discussion

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## **REGULAR SESSION**

### **AGENDA**

## **FORT WAYNE COMMON COUNCIL**

**DECEMBER 11, 2012**

### **REGULAR SESSION**

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

PRESIDING OVER THE STANDING  
COMMITTEE OF THE COMMON COUNCIL

THOMAS E. SMITH  
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\_\_\_\_\_, CRAWFORD\_\_\_\_\_, DIDIER\_\_\_\_\_,

HARPER\_\_\_\_\_, HINES\_\_\_\_\_, JEHL\_\_\_\_\_,

PADDOCK\_\_\_\_\_, 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

THOMAS E. SMITH  
PRESIDENT

INTRODUCTION OF ORDINANCES AND RESOLUTIONS – PAGE 3 THRU 7

PASSAGE OF ORDINANCES AND RESOLUTIONS – PAGES 8 THRU 12

MISCELLANEOUS BUSINESS

CHAIR OPEN FOR COMMENTS – FROM CITIZENS AND COUNCIL MEMBERS

RETIREMENT OF COLORS

ADJOURNMENT

## **ORDINANCES AND RESOLUTIONS UP FOR INTRODUCTION**

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### **CITY UTILITIES COMMITTEE**

***Russ Jehl – Chair  
Glynn Hines Co-Chair  
All Council Members***

#### **ACTION**

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**S-12-12-06**

AN ORDINANCE APPROVING the awarding of ITB #3457 – Annual Contract for Clean Ups – Extension of 2012 Contract by the City of Fort Wayne, Indiana, by and through its Department of Purchasing and Lunz Excavating, Inc.

**Total Cost of \$155,000.00**

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**S-12-12-08**

AN ORDINANCE APPROVING Agreement for 2012 CIPP PKG #3-SMALL Diameter Res. #75809, W.O. #75809 between Insituform Technologies USA, LLC and the City of Fort Wayne, Indiana, in connection with the Board of Public Works.

**Total Cost of \$1,051,186.00**

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**S-12-12-10**

AN ORDINANCE APPROVING Professional Services Agreement for the Swift Relief Sewer Phase III Res. 75797, W.O. #75797 between Commonwealth Engineers, Inc. and the City of Fort Wayne, Indiana, in connection with the Board of Public Works.

**Total Cost of \$137,693.00**

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## **CITY UTILITIES COMMITTEE CONTINUED**

### ACTION

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S-12-12-12

AN ORDINANCE APPROVING sonar CCTV Inspection for Siphons and Sewers - W.O. #75635 between R & R Visual, Inc. and the City of Fort Wayne, Indiana, in connection with the Board of Public Works.

**Total Cost of \$212, 534.39**

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S-12-12-14

AN ORDINANCE of the City of Fort Wayne Common Council declaring Public Convenience and necessity require acquisition of certain Utility Assets and the addition of those assets and facilities to Fort Wayne City Utilities and authorizing the City of make an offer to the owner of those assets pursuant to I.C. 8-1.5-2 and authorizing the City to exercise its authority pursuant to I.C. 32-24-1 to condemn the assets if the offer is rejected and good faith negotiations fail.

**(Public Hearing 12-18-12)**

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## **FINANCE COMMITTEE**

***John Shoaff – Chair  
Mitch Harper Co-Chair  
All Council Members***

### ACTION

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R-12-12-01

A DECLARATORY RESOLUTION designating an “Economic Revitalization Area” under I.C. 6-1.1-12.1 for property commonly known as (unassigned, 4700 Block of Hillegas Road, Fort Wayne, Indiana 46818) (VOSS Automotive) **Will create 23 full-time, permanent jobs.**

**Total cost is \$5,250,00.00**

**To Be Passed This Evening.**

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## FINANCE COMMITTEE CONTINUED

### ACTION

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R-12-12-02

A CONFIRMING RESOLUTION designating an "Economic Revitalization Area" under I.C. 6-1.1-12.1 for property commonly known as (unassigned, 4700 Block of Hillegas Road, Fort Wayne, Indiana 46818) (VOSS Automotive) **Will create 23 full-time, permanent jobs.**  
**Total cost is \$5,250,00.00**

**(Public Hearing 01-08-13)**

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R-12-12-04

A DECLARATORY RESOLUTION designating an "Economic Revitalization Area: under I.C. 6-1.1-12.1 for property commonly known as 2424 West State Blvd., Fort Wayne, Indiana 46808 (press-Seal Gasket Corporation) **Will Create five full-time permanent jobs.**

**Total Cost is \$927,950**

**To Be Passed This Evening.**

### ACTION

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R-12-12-05

A CONFIRMING RESOLUTION designating an "Economic Revitalization Area: under I.C. 6-1.1-12.1 for property commonly known as 2424 West State Blvd., Fort Wayne, Indiana 46808 (press-Seal Gasket Corporation) **Will Create five full-time permanent jobs.**  
**Total Cost is \$927,950**

**(Public Hearing 01-08-13)**

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R-12-12-15

A RESOLUTION APPROVING the distribution of funds from the Fort Wayne Community Trust Fund.

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## **REGULATIONS COMMITTEE**

***Marty Bender – Chair  
John Crawford Co-Chair  
All Council Members***

### **ACTION**

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**G-12-12-07**

**AN ORDINANCE AMENDING Chapter 99: Streets and Sidewalks, of the City of Fort Wayne Code of Ordinances for the purpose of requiring certain maintenance and repair.**

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**S-12-12-09**

**AN ORDINANCE of the Common Council approving and ratifying the extending of the Collective Bargaining Agreements including all Memoranda Agreements and Letters of Agreement through December 31, 2013 for certain City employees of the City of Fort Wayne, Indiana, represented by Civil City and City Utilities Unions.**

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**G-12-12-11**

**AN ORDINANCE AMENDING Title 7, Chapter 72 of the City of Fort Wayne Code of Laws to establish Administrative Adjudication of Parking Citations.**

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**G-12-12-17**

**AN ORDINANCE AMENDING Chapter 39: Ordinance Violations Bureau, Section 39.09 Schedule of Penalties of the City of Fort Wayne, Indiana Code of Ordinances.**

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**G-12-12-16**

**AN ORDINANCE REPEALING and replacing section 41.07 The City of Fort Wayne, Indiana, Code of Ordinances in its entirety.**

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**S-12-12-13**

**AN ORDINANCE ESTABLISHING the City of Fort Wayne Community Trust Fund.**

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## **REGULATIONS COMMITTEE CONTINUED**

### ACTION

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G-12-12-18

AN ORDINANCE AMENDING Chapter 52: Water and Water Resources  
City of Fort Wayne, Code of Ordinances.

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## **PUBLIC WORKS COMMITTEE**

***Geoff Paddock – Chair***

***Tom Didier – Co-Chair***

***All Council Members***

### ACTION

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S-12-12-03

AN ORDINANCE APPROVING Fairfield Avenue Street Lighting  
Improvement Project; Resolution #51083, W.O. #51083 between City Lights  
and Signals and the City of Fort Wayne, Indiana, in connection with the  
Board of Public Works.

**Total Cost of \$223,285.00**

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## **ORDINANCES AND RESOLUTIONS UP FOR PASSAGE**

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### **CITY UTILITIES COMMITTEE**

***Russ Jehl – Chair  
Glynn Hines – Co-Chair  
All Council Members***

#### **ACTION**

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**Do Pass**      S-12-11-21  
AN ORDINANCE approving Reed Road – Tamarack Add-Storm Drainage Improvements – Res #83236, W.O. #83236 between API Construction Corp. and the City of Fort Wayne , Indiana, in connection with the Board of Public Works.

**Total Cost of \$203,845.00**

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**Do Pass**      S-12-11-29  
AN ORDINANCE approving the awarding of Extension of ITB #3365, ITB #3366, ITB #3368 and ITB #3369 by the City of Fort Wayne, Indiana, by and through its Department of Purchasing and Selking International for the Street Department and Water Pollution Control Maintenance Department.

**Total Cost of \$1,344,876.70**

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**Do Pass**      S-12-11-30  
AN ORDINANCE approving the awarding of Purchase of a Combination Catch Basin Sewer Cleaner by the City of Fort Wayne, Indiana, by and through its Department of Purchasing and Brown Equipment for the Water Pollution Control Maintenance Department.

**Total Cost of \$172,950.00**

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## **CITY UTILITIES COMMITTEE CONTINUED**

### ACTION

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**Do Pass** S-12-11-31

AN ORDINANCE approving the awarding of ITB #3560 - HVAC and BOILER MAINTENANCE AND REPAIR by the City of Fort Wayne, Indiana by and through its Department of Purchasing and Havel Brothers and Allied Mechanical for the various City of Fort Wayne Departments.

**Total Cost of \$201,388.00**

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**Do Pass** S-12-11-32

AN ORDINANCE approving Sewer Construction Connection Charge Assessment Contract and Management Services Agreement for Greater Cedar Creek Area - Contract A: 2112-S-11 between Allen County Regional Water and Sewer District and the City of Fort Wayne, Indiana, in connection with the Board of Public Works.

**Total Cost of \$1,935,580.00**

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## **FINANCE COMMITTEE**

***John Shoaff – Chair  
Mitch Harper Co-Chair  
All Council Members***

### ACTION

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**Do Pass** S-12-11-20

AN ORDINANCE approving the awarding of RFP #3539 - Self-Funded Health and Dental Plans (Administration & Reinsurance Coverage) and Group Life/AD&D insurance and Long Term Disability Insurance by the City of Fort Wayne, Indiana, by and through its Department of Purchasing and Automated Group Administration and Symetra Life Insurance Company.

**Total Cost of \$2,309,757.00**

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## FINANCE COMMITTEE CONTINUED

### ACTION

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**Do Pass**     S-12-11-26

AN ORDINANCE approving the purchase for three years (2014, 2015, 2016) of Computer Services for the separate and shared infrastructure utilized by the City of Fort Wayne and Allen County for an annual cost to the City of \$2,503,392.00 and a total cost of \$7,510,176.00; from and through Atos IT Solutions and services by the City of Fort Wayne, Indiana.

**Total Cost of \$7,510,176.00 over 3 years**

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R-12-11-23

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**Total Cost of \$111,675**

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R-12-11-25

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R-12-11-27

A RESOLUTION approving a Waiver of Noncompliance for a Late-Filed Application for the Economic Revitalization Area Deduction on Real Property Improvements (Form 322/RE) for Renaissance Pointe Community, LP and Ideal Suburban Homes, Inc.

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## FINANCE COMMITTEE CONTINUED

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AN ORDINANCE appropriating monies into certain accounts for the 2012 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 2012.

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A RESOLUTION authorizing the transfer of funds between certain accounts within the 2012 budgets of certain City Departments.

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**Total cost is \$927,950.00**

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## **REGULATIONS COMMITTEE**

***Marty Bender – Chair  
John Crawford Co-Chair  
All Council Members***

### **ACTION**

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**Do Pass**    R-12-10-19  
A RESOLUTION of the Common Council of the City of Fort Wayne, Indiana, approving the amended Interlocal Cooperation Agreement for the Operation of a Joint Communications Department Between the Board of Commissioners of the County of Allen, Indiana, and City of Fort Wayne, Indiana

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R-12-11-28  
A RESOLUTION confirming an approving order of the Fort Wayne City Plan Commission and confirming Declaratory Resolution 2012014 of the Fort Wayne Redevelopment Commission concerning the Coventry Lane Economic Development Area.

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R-12-11-15  
A RESOLUTION on the Transportation Planning Process.

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## **PUBLIC WORKS COMMITTEE**

***Geoff Paddock – Chair  
Tom Didier Co-Chair  
All Council Members***

### **ACTION**

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No Ordinances or resolutions up for passage

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**PREPARED BY THE OFFICE**

**SANDRA E. KENNEDY**

**OF THE CITY CLERK**

**CITY CLERK**