



COMMITTEE SESSION

AGENDA JUNE 11, 2013 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 F. DIDIER
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

REGULATIONS - PAGE 3

FINANCE - PAGE 4

**4. DISCUSSION OF PENDING ORDINANCES
AND RESOLUTIONS – PAGES 6 THRU 8**

5. ADJOURNMENT

PUBLIC HEARINGS

REGULATIONS COMMITTEE

*Glynn Hines, Chair
Russell Jehl, Co-Chair
All Council Members*

ACTION

G-13-05-20

AN ORDINANCE for the purpose of vacating a portion of a dedicated utility easement. To vacate the 14 foot platted utility easement to the east of the existing residence.

The property is located in Hacienda Place, also known as 8210 Corto Calle.

G-13-05-32

AN ORDINANCE establishing Variable Conveyance Charges for Contract Sewer Customers, Ratifying Conveyance Charges for Contract Sewer Customers and amending Chapter 51 of the City of Fort Wayne Code of Ordinances.

PUBLIC HEARINGS

FINANCE COMMITTEE

John Crawford, Chair

Tom Smith, Co-Chair

All Council Members

ACTION

R-13-05-26

A CONFIRMING RESOLUTION designating an “Economic Revitalization Area” under I.C. 6-1.1-12.1 for property commonly known as 3706 Transportation Drive, Fort Wayne, Indiana 46818 (Advanced Machine & Tool Corp)

S-13-05-30

AN ORDINANCE approving a Lease Agreement for 202 West Berry Street between the City of Fort Wayne and Metro Venture, LLC. By and through its Board of Public Works.

ANNUAL LEASE PAYMENT IS \$52,129.00

S-13-05-22

AN ORDINANCE of the City of Fort Wayne establishing a Cumulative Capital Development Fund under I.C. 36-9-15.5

R-13-05-23

PROPOSING AN ORDINANCE to the Allen County Income Tax Council to provide property tax relief by imposing an additional County Option Income Tax Rate and casting the City of Fort Wayne’s votes in favor of the Ordinance.

R-13-05-24

PROPOSING ORDINANCES TO THE Allen County Income Tax Council to provide property tax relief by imposing an additional County Option Income Tax Rate and to provide additional funding for Public Safety and casting the City of Fort Wayne’s votes in favor of the Ordinances.

**ORDINANCES AND RESOLUTIONS
UP FOR DISCUSSION**

CITY UTILITIES COMMITTEE

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

No Ordinances or Resolutions up for Discussion

PUBLIC WORKS COMMITTEE

*Martin Bender - Chair
Geoff Paddock - Co-Chair
All Council Members*

No Ordinances or Resolutions up for Discussion

REGULATIONS COMMITTEE

*Glynn Hines, Chair
Russell Jehl, Co-Chair
All Council Members*

ACTION

G-13-05-13

AN ORDINANCE amending Chapter 36: Personnel Policies of the City of Fort Wayne, Indiana, Code of Ordinances.

G-13-05-14

AN ORDINANCE amending 40.01 of Chapter 40: Collective Bargaining of the City of Fort Wayne, Indiana, Code of Ordinances.

G-13-05-15

AN ORDINANCE amending Chapter 40: Collective Bargaining of the City of Fort Wayne, Indiana, Code of Ordinances adding 40:13 and 40:36.

G-13-05-16

AN ORDINANCE amending 40:35 of Chapter 40: Collective Bargaining of the City of Fort Wayne Fort Wayne, Indiana, Code of Ordinances.

G-13-05-17

AN ORDINANCE repealing Special Ordinance S-137-99 of the City of Fort Wayne, Indiana, Code of Ordinances.

G-13-05-18

AN ORDINANCE repealing 36.31: Prohibition Against Caps On Active Rate Increases regarding Health Insurance Premiums of the City of Fort Wayne, Indiana, Code of Ordinances.

REGULATIONS COMMITTEE CONTINUED

G-13-05-19

AN ORDINANCE amending 40.03: Ratification of Present Recognition of the City of Fort Wayne, Indiana, Code of Ordinances.

G-13-02-32

AN ORDINANCE amending Section 51.074 Wholesale Contract Customers – Unit and Other Charges City of Fort Wayne, Code of Ordinances.

G-13-05-32

AN ORDINANCE establishing variable conveyance charges for contract Sewer customers, ratifying conveyance charges for contract sewer customers

Amending Chapter 51 of City Code

FINANCE COMMITTEE

***John Crawford, Chair
Tom Smith, Co-Chair
All Council Members***

ACTION

R-13-05-26

A CONFIRMING RESOLUTION designating an “Economic Revitalization Area” under I.C. 6-1.1-12.1 for property commonly known as 3706 Transportation Drive, Fort Wayne, Indiana 46818 (Advanced Machine & Tool Corp)

S-13-05-22

AN ORDINANCE of the City of Fort Wayne establishing a Cumulative Capital Development Fund under I.C. 36-9-15.5

2nd Public Hearing 6-18 @ 5:30 p.m.

R-13-05-23

PROPOSING AN ORDINANCE to the Allen County Income Tax Council to provide property tax relief by imposing an additional County Option Income Tax Rate and casting the City of Fort Wayne’s votes in favor of the Ordinance.

2nd Public Hearing 6-18 @ 5:30 p.m.

R-13-05-24

PROPOSING ORDINANCES TO THE Allen County Income Tax Council to provide property tax relief by imposing an additional County Option Income Tax Rate and to provide additional funding for Public Safety and casting the City of Fort Wayne’s votes in favor of the Ordinances.

2nd Public Hearing 6-18 @ 5:30 p.m.



REGULAR SESSION

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AGENDA
FORT WAYNE COMMON COUNCIL
JUNE 11, 2013

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REGULAR SESSION
ROOM 035 – COUNCIL COURTROOM
GARDEN LEVEL – CITIZENS SQUARE

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PRESIDING OVER THE STANDING
COMMITTEE OF THE COMMON COUNCIL

THOMAS F. DIDIER
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
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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 F. DIDIER
PRESIDENT

1. FROM THE BOARD OF PUBLIC SAFETY
(6 REGULATORY RESOLUTIONS)

INTRODUCTION OF ORDINANCES AND RESOLUTIONS – PAGES 3 THRU 5

PASSAGE OF ORDINANCES AND RESOLUTIONS – PAGES 6 THRU 10

MISCELLANEOUS BUSINESS

CHAIR OPEN FOR COMMENTS – FROM CITIZENS AND COUNCIL MEMBERS

RETIREMENT OF COLORS

ADJOURNMENT

**ORDINANCES AND RESOLUTIONS
UP FOR INTRODUCTION**

CITY UTILITIES COMMITTEE

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

ACTION

S-13-06-02

AN ORDINANCE approving Contract For Plant 3 Northwest Clarifier – RES #66190, W.O. #66190 between Robert E. Crosby, Inc. and the City of Fort Wayne, Indiana, in connection with the Board of Public Works.

Involving a total cost of \$174,700.00

S-13-06-05

AN ORDINANCE approving Contract Agreement for Deer Hollow Forcemain - Res. #75798, W.O. #75798 between Selge Construction Co., Inc. and the City of Fort Wayne, Indiana, in connection with the Board of Public Works.

Involving a total cost of \$348,457.42

PUBLIC WORKS COMMITTEE

*Martin Bender – Chair
Geoff Paddock – Co-Chair
All Council Members*

ACTION

S-13-06-03

AN ORDINANCE approving Contract For Improvement Resolution No. 12318 – Progress Road Improvements – W.O. #12318 between Wayne Asphalt and the City of Fort Wayne, Indiana, in connection with the Board of Public Works.

Involving a total cost of \$396,849.19

S-13-06-06

AN ORDINANCE approving Contract for Resolution #12324, 2013 Resurfacing Package A between E & B Paving and the City of Fort Wayne, Indiana, in connection with the Board of Public Works.

Involving a total cost of \$384,387.42

REGULATIONS COMMITTEE

*Glynn Hines, Chair
Russell Jehl, Co-Chair
All Council Members*

ACTION

G-13-06-07

AN AMENDMENT to the Fort Wayne Code of Ordinances Chapter 32, Common Council, Boards and Commissions adding new section 32.87

“Procedures for Appointment to Common Construction

Wage Committee”

FINANCE COMMITTEE

*John Crawford, Chair
Tom Smith, Co-Chair
All Council Members*

ACTION

R-13-06-01

A RESOLUTION of the Common Council of the City of Fort Wayne, Indiana, approving a Joint Ledge Agreement between the City of Fort Wayne, Indiana, approving a Joint Ledge Agreement between the City of Fort Wayne, the Allen County Redevelopment Commission, the Allen County Council, the Board of Commissioners of Allen County, Indiana, and Franklin Electric.

S-13-06-04

AN ORDINANCE approving the awarding of ITB #3617 – 2013 Annual Maintenance Contract for Street Pruning by the City of Fort Wayne, Indiana, by and through its Department of Purchasing and Mudrack Tree Care Inc. for the Parks and Recreation Department.

Involving a total cost of \$149,599.99

**ORDINANCES AND RESOLUTIONS
UP FOR PASSAGE**

CITY UTILITIES COMMITTEE

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

ACTION

Do Pass S-13-05-23

AN ORDINANCE improving Design Services during Construction Professional Services Contract for WPCP Effluent Pump Station and Pond Improvements – RES. #75824, W.O. #75824 between Arcadis U.S. Inc. and the City of Fort Wayne, Indiana, in connection with the Board of Public

**Works.
Involving a total cost of \$729,868.00**

Do Pass S-13-05-31

AN ORDINANCE clarifying intent of Bill No. G-09-05-08 (Ordinance No. G-12-09), Adopted by Common Council of Fort Wayne May 26, 2009, and G-12-02-02 (Ordinance No G-6-12), adopted by Common Council of Fort Wayne February 28, 2012.

Do Pass S-13-05-33

AN ORDINANCE approving Contract For WPCP Effluent Pump Station and Pond Improvements – RES. #75824, W.O. #75824 between Walsh Construction Company II LLC and the City of Fort Wayne, Indiana, in connection with the Board of Public Works.

Involving a total cost of \$11,656,000.00

Do Pass S-13-05-34

AN ORDINANCE approving Construction Management/Resident Project Representative Professional Services Contract For WPCP Effluent Pump Station and Pond Improvements – RES. #75824, W.O. #75824 between CH2M Hill and the City of Fort Wayne, Indiana, in connection with the Board of Public Works.

Involving a total cost of \$899,294.00

PUBLIC WORKS COMMITTEE

***Martin Bender, Chair
Geoff Paddock, Co-Chair
All Council Members***

ACTION

Do Pass R-13-05-28

A RESOLUTION approving the Acquisition of Certain Real Estate located at 3404 South Lafayette Street for the City of Fort Wayne, by and through the Division of Public Works.

**Do Not
Pass
located at**

R-13-05-29

A RESOLUTION approving the Purchase of certain Real Estate

4834 South Lafayette Street for the City of Fort Wayne, Division of Public Works.

The purchase price of the Real Estate is \$36,500.00

REGULATIONS COMMITTEE

***Glynn Hines, Chair
Russell Jehl, Co-Chair
All Council Members***

ACTION

Do Pass R-13-05-35

A RESOLUTION authorizing submission of an Application to the Foreign-Trade Zones Board to expand Foreign-Trade Zone Number 182 Service Area under the alternative site framework.

G-13-05-13

AN ORDINANCE amending Chapter 36: Personnel Policies of the City of Fort Wayne, Indiana, Code of Ordinances

G-13-05-14

AN ORDINANCE amending Section 40.01 of Chapter 40: Collective Bargaining of the City of Fort Wayne, Indiana, Code of Ordinances

G-13-05-15

AN ORDINANCE amending Chapter 40: Collective Bargaining of the City of Fort Wayne, Indiana, Code of Ordinances adding Sections 40.13 and 40.36

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AN ORDINANCE amending Section 40.35 of Chapter 40: Collective Bargaining of the City of Fort Wayne, Indiana, Code of Ordinances

G-13-05-17

AN ORDINANCE repealing Special Ordinance S-137-99 of the City of Fort Wayne, Indiana, Code of Ordinances

REGULATIONS COMMITTEE CONTINUED

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AN ORDINANCE repealing Section 36.31: Prohibition Against Caps on Active Rate Increases Regarding Health Insurance premiums of the City of Fort Wayne, Indiana, Code of Ordinances

G-13-05-19

**AN ORDINANCE Amending Section 40.03:
Ratification of Present Recognition of the City of Fort Wayne, Indiana,
Code of Ordinances**

G-13-02-32

**AN ORDINANCE Amending Section 51.074 Wholesale Contract
Customers Unit and other Charges - City of Fort Wayne Code of
Ordinances**

G-13-05-32

**AN ORDINANCE establishing Variable Conveyance Charges for Contract
Sewer Customers, Ratifying Conveyance Charges for Contract Sewer
Customers and amending Chapter 51 of the City of Fort Wayne Code of
Ordinances.**

FINANCE COMMITTEE

***John Crawford, Chair
Tom Smith, Co-Chair
All Council Members***

ACTION

Do Pass S-13-05-27

AN ORDINANCE approving the awarding of ITB #3639 – Demolitions/Lot

Restoration of Properties throughout the City of Fort Wayne by the City of Fort Wayne, Indiana, by and through its Department of Purchasing and Oxendine, Martins, and Lunz for the Department of Neighborhood Code Enforcement.

Involving a total cost of \$130,791.00

R-13-05-26

A CONFIRMING RESOLUTION designating an “Economic Revitalization Area” under I.C. 6-1.1-12.1 for property commonly known as 3706 Transportation Drive, Fort Wayne, Indiana 46818 (Advanced Machine & Tool Corp)

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

**SANDRA E. KENNEDY
CITY CLERK**