



COMMITTEE SESSION

AGENDA DECEMBER 10, 2013 FORT WAYNE COMMON COUNCIL

5:30 P.M.

COMMITTEE SESSION

ROOM 030 - COUNCIL DISCUSSION
GARDEN LEVEL - CITIZENS SQUARE

5:30 P.M.

PUBLIC HEARINGS

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_____

ORDER OF THE AGENDA

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1. ROLL CALL

2. ADOPTION OF THE AGENDA

3. NON-COMPLIANCE HEARINGS **EXHIBIT B**

4. PUBLIC HEARINGS – PAGE 4-5

5. DISCUSSION OF PENDING ORDINANCES **AND RESOLUTIONS – PAGES 6-9**

6. ADJOURNMENT

**NON-COMPLIANCE
HEARINGS**

(Re: Ordinance #R-13-09-25)

EXHIBIT B

COMPANY NAME	DESIGNATION ADDRESS
<i>1. Aptera Software</i>	<i>201 West Main Street</i>
<i>2. Aptimise Composites</i>	<i>8301 North Clinton Park Drive</i>
<i>3. Advantage Direct 365</i>	<i>200 Sixth Street</i>
<i>4. McDonalds Corporation</i>	<i>7640 South Anthony Blvd</i>
<i>5. CMA Steel & Fabrication, Inc. (filed under Updike Properties)</i>	<i>3436 Centennial Drive</i>
<i>6. Murray Equipment</i>	<i>2615 Charleston Place</i>

PUBLIC HEARINGS

FINANCE COMMITTEE

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

ACTION

R-13-11-18

A CONFIRMING RESOLUTION designating an "Economic Revitalization Area" under I.C. 6-1.1-12.1 for property commonly known as unassigned portion of the 4300 block of Airport Expressway, Fort Wayne, Indiana 46809 (Scannell Properties #156, LLC/BAE Systems Controls, Inc.)

Project will retain 1,000 full-time, permanent jobs.

Total estimated project cost is \$42,220,000.00

R-13-11-20

A CONFIRMING RESOLUTION designating an "Economic Revitalization Area" under I.C. 6-1.1-12.1 for property commonly known as 4717 Clubview, Fort Wayne, Indiana 46804 (Phoenix America, Inc.)

Project will create 2 full-time, permanent jobs.

Total estimated project cost is \$469,000.00

A-13-11-23

AN ORDINANCE appropriating monies into certain accounts for the 2013 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 2013.

Total Appropriations will be \$3,160,672.00

PUBLIC HEARINGS CONTINUED:

REGULATIONS COMMITTEE

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

ACTION

G-13-11-08

AN ORDINANCE amending the Thoroughfare Plan of the City Comprehensive ("Master") Plan by vacating public right-of-way. The location of the property is east of 2836 South Clinton and 2819 James Street.

G-13-11-12

AN ORDINANCE amending Chapter 51 of the City of Fort Wayne Code of Laws. **User Charge System**

ORDINANCES AND RESOLUTIONS UP FOR DISCUSSION

FINANCE COMMITTEE

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

ACTION

R-13-11-18

A CONFIRMING RESOLUTION designating an “Economic Revitalization Area” under I.C. 6-1.1-12.1 for property commonly known as unassigned, portion of the 4300 block of Airport Expressway, Fort Wayne, Indiana 46809 (Scannell Properties #156, LLC/BAE Systems Controls, Inc.)

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Total Appropriations will be \$3,160.672

R-13-11-24

A RESOLUTION authorizing the transfer of funds between certain accounts within the 2013 budgets of certain City Departments.

FINANCE COMMITTEE CONTINUED

ACTION

R-13-11-26

A RESOLUTION supporting funding towards an Environmental Impact Study for Passenger Rail.

R-13-12-04

A DECLARATORY RESOLUTION designating an "Economic Revitalization Area" under I.C. 6-1.1-12.1 for property commonly known as 4528 Hillegas Road, Fort Wayne, Indiana 46818 (Midwest Salt of Fort Wayne LLC)

Project will create five full-time and one part-time, permanent jobs.

Total estimated project cost is \$40,000.00

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

R-13-12-06

A DECLARATORY RESOLUTION designating an "Economic Revitalization Area" under I.C. 6-1.1-12.1 for property commonly known as 4636 AND 4650 Newago Road, Fort Wayne, Indiana 46808 (GCG Industries, Inc.)

Project will create two full-time, permanent jobs.

Total estimated project cost is \$223,900.00

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

FINANCE COMMITTEE CONTINUED

ACTION

R-13-12-09

A DECLARATORY RESOLUTION designating an "Economic Revitalization Area" under I.C. 6-1.1-12.1 for property commonly known as 3310 W. Coliseum Blvd., Fort Wayne, Indiana 46808 (Vermeer of Indiana, Inc.)

Project will create three full-time and one part-time, permanent jobs.

Total estimated project cost is \$500,000

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

R-13-12-11

A RESOLUTION of the Common Council of the City of Fort Wayne, Indiana, approving the proposed budget of the Allen County Fort Wayne Capital Improvement Board of Managers and Visit Fort Wayne for the year 2014.

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

REGULATIONS

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

ACTION

G-13-10-06

AN ORDINANCE repealing and replacing Chapter 157 of the City of Fort Wayne Municipal Code. **Zoning Ordinance**

REGULATIONS COMMITTEE CONTINUED

ACTION

G-13-11-12

AN ORDINANCE amending Chapter 51 of the City of Fort Wayne Code of Laws. **User Charge System**

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

**SANDRA E. KENNEDY
CITY CLERK**



REGULAR SESSION

AGENDA

FORT WAYNE COMMON COUNCIL

DECEMBER 10, 2013

REGULAR SESSION

ROOM 035 - COUNCIL COURTROOM
GARDEN LEVEL - CITIZENS SQUARE

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
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 F. DIDIER
PRESIDENT

COMMUNICATIONS:

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

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

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

ACTION

S-13-12-12

AN ORDINANCE approving Purchase Agreement for Water Meter Radios and Radio Reading Equipment between Itron Incorporated and the City of Fort Wayne, Indiana, in connection with the Board of Public Works.

Involving a total cost of \$510,762.00

FINANCE COMMITTEE

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

ACTION

R-13-12-04

A DECLARATORY RESOLUTION designating an "Economic Revitalization Area" under I.C. 6-1.1-12.1 for property commonly known as 4528 Hillegas Road, Fort Wayne, Indiana 46818 (Midwest Salt of Fort Wayne LLC)

Project will create five full-time and one part-time, permanent jobs.

Total estimated project cost is \$40,000.00

To be passed this evening.

FINANCE COMMITTEE CONTINUED

ACTION

R-13-12-05

A CONFIRMING RESOLUTION designating an "Economic Revitalization Area" under I.C. 6-1.1-12.1 for property commonly known as 4528 Hillegas Road, Fort Wayne, Indiana 46818 (Midwest Salt of Fort Wayne LLC)

Project will create five full-time and one part-time, permanent jobs.

Total estimated project cost is \$40,000.00

PUBLIC HEARING TO BE HELD JANUARY 7, 2014 @5:30 P.M.

R-13-12-06

A DECLARATORY RESOLUTION designating an "Economic Revitalization Area" under I.C. 6-1.1-12.1 for property commonly known as 4636 AND 4650 Newaygo Road, Fort Wayne, Indiana 46808 (GCG Industries, Inc.)

Project will create two full-time, permanent jobs.

Total estimated project cost is \$223,900.00

To be passed this evening.

R-13-12-07

A CONFIRMING RESOLUTION designating an "Economic Revitalization Area" under I.C. 6-1.1-12.1 for property commonly known as 4636 AND 4650 Newaygo Road, Fort Wayne, Indiana 46808 (GCG Industries, Inc.)

Project will create two full-time, permanent jobs.

Total estimated project cost is \$223,900.00

PUBLIC HEARING TO BE HELD JANUARY 7, 2014 @5:30 P.M.

FINANCE COMMITTEE CONTINUED

ACTION

R-13-12-09

A DECLARATORY RESOLUTION designating an "Economic Revitalization Area" under I.C. 6-1.1-12.1 for property commonly known as 3310 W. Coliseum Blvd., Fort Wayne, Indiana 46808 (Vermeer of Indiana, Inc.).

Project will create three full-time and one part-time, permanent positions.

Total estimated project cost is \$500,000.00

To be passed this evening.

R-13-12-10

A CONFIRMING RESOLUTION designating an "Economic Revitalization Area" under I.C. 6-1.1-12.1 for property commonly known as 3310 W. Coliseum Blvd., Fort Wayne, Indiana 46808 (Vermeer of Indiana, Inc.).

Project will create three full-time and one part-time, permanent positions.

Total estimated project cost is \$500,000.00

PUBLIC HEARING TO BE HELD JANUARY 7, 2014 @5:30 P.M.

R-13-12-11

A RESOLUTION of the Common Council of the City of Fort Wayne, Indiana, approving the proposed budget of the Allen County Fort Wayne Capital Improvement Board of Managers and Visit Fort Wayne for the year 2014.

To be passed this evening.

G-13-12-13

AN ORDINANCE of the Common Council of the City of Fort Wayne, Indiana amending General Ordinance G-35-12 amending the "City of Fort Wayne Community Trust"

FINANCE COMMITTEE CONTINUED

ACTION

R-13-12-14

A RESOLUTION terminating an "Economic Revitalization Area" deduction under I.C. 6-1.1-12.1 for Progressive Hospital of Fort Wayne for property at 2626 Fairfield Avenue under Confirming Resolution Number 88-06.

R-13-12-15

A RESOLUTION terminating an "Economic Revitalization Area" deduction under I.C. 6-1.1-12.1 for SWS Trimac Indiana, Inc. for property at 6712 High Point Drive under Confirming Resolution Number 66-07.

R-13-12-16

A RESOLUTION terminating an "Economic Revitalization Area" deduction under I.C. 6-1.1-12.1 for Keefer Printing for property at 3824 Transportation Drive under Confirming Resolution Number 10-08.

R-13-12-17

A RESOLUTION terminating an "Economic Revitalization Area" deduction under I.C. 6-1.1-12.1 for RMD Resources, LLC/Gerig-Ottenweller Contracting property at 2704-2720 Goshen Road under Confirming Resolution Number 59-11.

R-13-12-18

A RESOLUTION terminating an "Economic Revitalization Area" deduction under I.C. 6-1.1-12.1 for Aptera Software for property at 201 West Main Street under Confirming Resolution Number 17-11.

R-13-12-19

A RESOLUTION terminating an "Economic Revitalization Area" deduction under I.C. 6-1.1-12.1 for Aptimise Composites for property at 8301 North Clinton Park Drive Confirming Resolution Number 29-08.

R-13-12-20

A RESOLUTION terminating an "Economic Revitalization Area" deduction under I.C. 6-1.1-12.1 for Advantage Direct 365 for property at 200 Sixth Street under Confirming Resolution Number 7-11.

FINANCE COMMITTEE CONTINUED

ACTION

R-13-12-21

A RESOLUTION terminating an "Economic Revitalization Area" deduction under I.C. 6-1.1-12.1 for McDonalds Corporation for property at 7640 South Anthony Boulevard under Confirming Resolution Number 80-07.

R-13-12-22

A RESOLUTION terminating an "Economic Revitalization Area" deduction under I.C. 6-1.1-12.1 for CMA Steel & Fabrication, Inc. (filed under Updike Properties) for property at 3436 Centennial Drive under Confirming Resolution Number 46-06.

R-13-12-23

A RESOLUTION terminating an "Economic Revitalization Area" deduction under I.C. 6-1.1-12.1 for Murray Equipment for property at 2515 Charleston Place under Confirming Resolution Number 16-07.

REGULATIONS COMMITTEE

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

G-13-12-01

AN ORDINANCE for the purpose of Vacating portions of dedicated Utility Easement. The location is Nine (9) distinct portions of platted utility easements along the east and west sides of Maplecrest Road, located within the right-of-way on Lots 63, 78 and 79 of Lofton Woods, Section III, Lot 118 in Valley Park Forest, Section C, Lots 51 and 52 in Lofton Woods, Section II, Lots 15 and 16 in Lofton Woods, Section I, and Lot 1 in Valley Park Forest, Section A.

G-13-12-08

AN ORDINANCE amending Section 31.03 Residence Requirements, of the City of Fort Wayne Code of Ordinances.

REGULATIONS COMMITTEE CONTINUED

ACTION

Z-13-12-02

AN ORDINANCE amending the City of Fort Wayne Zoning Maps to create an Airport Overlay District, including specific Airport Overlay areas, around Fort Wayne International Airport.

Z-13-12-03

AN ORDINANCE amending the City of Fort Wayne Zoning Maps to create an Airport Overlay District, including specific Airport Overlay Areas, around Smith Field Airport.

ORDINANCES AND RESOLUTIONS UP FOR PASSAGE

CITY UTILITIES COMMITTEE

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

ACTION

Do Pass S-13-11-22

AN ORDINANCE approving Fairfield, Hollis & Millside - RES. #66233, W.O. #66233 between Rothenberger Co., Inc. and the City of Fort Wayne Indiana, in connection with the Board of Public Works.

Involving a total cost of \$210,229.10

FINANCE COMMITTEE

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

ACTION

Do Pass S-13-11-13

AN ORDINANCE approving the awarding of ITB #3678-Demolitions/Lot Restorations 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.

Oxendine-\$44,424.00; Martins-\$55,648.00; Lunz-\$7,375.00

Do Pass R-13-11-14

A RESOLUTION accepting a U.S. Department of Justice Community Oriented Policing Services Grant.

Total amount of grant is \$1,250,000.00

FINANCE COMMITTEE CONTINUED

ACTION

Do Pass S-13-11-25

AN ORDINANCE amending Special Ordinance No. S-84-13 fixing the salaries of all members of the Division of Public Safety of the City of Fort Wayne, Indiana for the year 2014.

Do Pass R-13-11-27

A RESOLUTION approving the Distribution of Funds from the City of Fort Wayne Community Legacy Fund. **Embassy Theatre**

R-13-11-18

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TOTAL APPROPRIATIONS \$3,160,672.00

FINANCE COMMITTEE CONTINUED

ACTION

R-13-11-24

A RESOLUTION authorizing the transfer of funds between certain accounts within the 2013 budgets of certain City Departments.

R-13-12-04

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FINANCE COMMITTEE CONTINUED

ACTION

R-13-12-09

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R-13-12-11

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REGULATIONS COMMITTEE

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

ACTION

Do Pass G-13-10-09

AN ORDINANCE for the purpose of Vacating a portion of a dedicated utility easement. The location runs north-south, on the east property line of Lot 13, which is located at the intersection of Lima and Dupont Roads.

Do Pass Z-13-10-10

AN ORDINANCE amending the City of Fort Wayne Zoning Map No. R-02 (Sec. 8 of Adams Township). The location of the property is 3730 East Washington Boulevard, just west of the Coliseum/Washington Boulevard "Cloverleaf," the current location of the Hallmark Inn.

REGULATIONS COMMITTEE CONTINUED

ACTION

Do Pass Z-13-10-11

AN ORDINANCE amending the City of Fort Wayne Zoning Map No. H-42 (Sec. 16 of Washington Township). The location is the parcel east of 3621 West Cook Road.

Do Pass Z-13-10-13

AN ORDINANCE amending the City of Fort Wayne Zoning Map No. K-62 (Sec. 32 of Perry Township). The location of the property is on the northeast corner of Lima and Dupont Roads, Lots 11, 12 and 13 in Kehr's Addition, Section A.

Do Pass G-13-11-21

AN ORDINANCE deleting and replacing a portion of Section 153.07 of Chapter 153 "Planning and Development" of the City of Fort Wayne Municipal Code.

PUBLIC WORKS COMMITTEE

Geoff Paddock

Martin Bender

All Council Members

ACTION

Do Pass S-13-11-15

AN ORDINANCE approving Construction Coordination Agreement for Maplecrest Widening From Lake Avenue to State Blvd between Indiana Department of Transportation and the City of Fort Wayne, Indiana, in connection with the Board of Public Works.

Involving a total cost of \$4,600,000.00 – 80% by Federal Grant Funds

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

**SANDRA E. KENNEDY
CITY CLERK**