



## COMMITTEE SESSION

# AGENDA APRIL 22, 2014 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

MARTIN A. BENDER  
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 – PAGE 4 – 7**

**5. ADJOURNMENT**

# PUBLIC HEARINGS

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## FINANCE COMMITTEE

*Russell Jehl, Chair  
John Crawford, Co-Chair  
All Council Members*

### ACTION

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R-14-04-02

A CONFIRMING RESOLUTION designating an "Economic Revitalization Area" under I.C. 6-1.1-12.1 for property commonly known as 613 High Street, Fort Wayne, Indiana 46808 (CPI Card Group, Inc.)

**Project will create 14 full-time, permanent job.**

**Total estimated project cost is \$3,384,500.00**

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# ORDINANCES AND RESOLUTIONS UP FOR DISCUSSION

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## PUBLIC WORKS COMMITTEE

*Tom Smith, Chair  
Glynn Hines, Co-Chair  
All Council Members*

### ACTION

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S-14-04-12

AN ORDINANCE approving Construction Contract – Resolution 12368, 2014 – Public Sidewalk Curb Ramp Package A between Malott Contracting and the City of Fort Wayne, Indiana, in connection with the Board of Public Works.

**Involving a total cost of \$268,184.07**

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

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S-14-04-13

AN ORDINANCE approving Construction Contract – Resolution 12375 – Fourth Street Brick Replacement between Key Concrete and the City of Fort Wayne, Indiana, in connection with the Board of Public Works.

**Involving a total cost of \$308,372.00**

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

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## **PUBLIC WORKS COMMITTEE CONTINUED**

### **ACTION**

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S-14-04-14

AN ORDINANCE approving Construction Contract – Resolution 12369, 2014 – Public Sidewalk Curb Ramp Package B between Malott Contracting and the City of Fort Wayne, Indiana, in connection with the Board of Public Works.

**Involving a total cost of \$251,920.48**

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

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S-14-04-15

AN ORDINANCE approving Construction Contract – Resolution 12379, Crown Colony Addition Concrete Street Improvements between Hipkind Concrete and the City of Fort Wayne, Indiana, in connection with the Board of Public Works.

**Involving a total cost of \$2,164,860.00**

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

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S-14-04-16

AN ORDINANCE approving Construction Contract – Resolution 12400, Airport Drive Concrete Street Repairs between Primco, Inc. and the City of Fort Wayne, Indiana in connection with the Board of Public Works.

**Involving a total cost of \$640,942.69**

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

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## **REGULATIONS COMMITTEE**

***Tom Didier, Chair  
Mitch Harper, Co-Chair  
All Council Members***

### **ACTION**

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**G-11-05-11**

AN ORDINANCE amending the Thoroughfare Plan of the City Comprehensive ("Master") Plan by vacating public right-of-way. The location of the vacation is the fourteen-foot wide, north-south alley, between East Washington Boulevard and Maumee Avenue, located east of 1005 Harmar Street.

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## **CITY UTILITIES COMMITTEE**

***Geoff Paddock, Chair  
John Shoaff, Co-Chair  
All Council Members***

### **ACTION**

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**S-14-04-17**

AN ORDINANCE approving Construction Contract – Ewing Street East-West Storm Sewer Extension Phase II – RES. #75877, W.O. #75877 between Atlas Excavating, Inc. and the City of Fort Wayne, Indiana, in connection with the Board of Public Works.

**Involving a total cost of \$1,699,246.00**

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

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**S-14-04-18**

AN ORDINANCE approving Construction Contract – Barr Street Storm Sewer – RES. #75975, W.O. #75975 between Crosby Excavating and the City of Fort Wayne, Indiana, in connection with the Board of Public Works.

**Involving a total cost of \$339,707.75**

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

## **FINANCE COMMITTEE**

***Russell Jehl, Chair***

***John Crawford, Co-Chair***

***All Council Members***

### **ACTION**

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**R-14-04-02**

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**Project will create 14 full-time, permanent job.**

**Total estimated project cost is \$3,384,500.00**

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

**SANDRA E. KENNEDY  
CITY CLERK**



## **REGULAR SESSION**

### **AGENDA**

## **FORT WAYNE COMMON COUNCIL**

**APRIL 22, 2014**

### **REGULAR SESSION**

ROOM 035 - COUNCIL COURTROOM

GARDEN LEVEL - CITIZENS SQUARE

PRESIDING OVER THE STANDING  
COMMITTEE OF THE COMMON COUNCIL

MARTIN A. BENDER  
PRESIDENT

SECRETARY OF THE REGULAR  
SESSION OF THE COMMON COUNCIL

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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**

**MARTIN A. BENDER**  
**PRESIDENT**

**INTRODUCTION OF ORDINANCES AND RESOLUTIONS – PAGE 3 THRU 6**

**PASSAGE OF ORDINANCES AND RESOLUTIONS – PAGE 7 THRU 11**

**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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## **PUBLIC WORKS COMMITTEE**

*Tom Smith, Chair  
Glynn Hines, Co-Chair  
All Council Members*

### **ACTION**

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**S-14-04-12**

AN ORDINANCE approving Construction Contract – Resolution 12368, 2014 – Public Sidewalk Curb Ramp Package A between Malott Contracting and the City of Fort Wayne, Indiana, in connection with the Board of Public Works.

**Involving a total cost of \$268,184.07**

**Request to be passed this evening.**

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**S-14-04-13**

AN ORDINANCE approving Construction Contract – Resolution 12375 – Fourth Street Brick Replacement between Key Concrete and the City of Fort Wayne, Indiana, in connection with the Board of Public Works.

**Involving a total cost of \$308,372.00**

**Request to be passed this evening.**

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**S-14-04-14**

AN ORDINANCE approving Construction Contract – Resolution 12369, 2014 – Public Sidewalk Curb Ramp Package B between Malott Contracting and the City of Fort Wayne, Indiana, in connection with the Board of Public Works.

**Involving a total cost of \$251,920.48**

**Request to be passed this evening.**

## **PUBLIC WORKS COMMITTEE CONTINUED**

### **ACTION**

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S-14-04-15

AN ORDINANCE approving Construction Contract – Resolution 12379, Crown Colony Addition Concrete Street Improvements between Hipkind Concrete and the City of Fort Wayne, Indiana, in connection with the Board of Public Works.

**Involving a total cost of \$2,164,860.00**

**Request to be passed this evening.**

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S-14-04-16

AN ORDINANCE approving Construction Contract – Resolution 12400, Airport Drive Concrete Street Repairs between Primco, Inc. and the City of Fort Wayne, Indiana in connection with the Board of Public Works.

**Involving a total cost of \$640,942.69**

**Request to be passed this evening.**

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## **REGULATIONS COMMITTEE**

***Tom Didier, Chair  
Mitch Harper, Co-Chair  
All Council Members***

### **ACTION**

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G-14-04-19

AN ORDINANCE amending Section 97.21 (A) Possession, Sale or Consumption of Alcoholic Beverages of the City of Fort Wayne, Indiana, Code of Ordinances.

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## **CITY UTILITIES COMMITTEE**

***Geoff Paddock, Chair***  
***John Shoaff, Co-Chair***  
***All Council Members***

### **ACTION**

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**S-14-04-17**

AN ORDINANCE approving Construction Contract – Ewing Street East-West Storm Sewer Extension Phase II – RES. #75877, W.O. #75877 between Atlas Excavating, Inc. and the City of Fort Wayne, Indiana, in connection with the Board of Public Works.

**Involving a total cost of \$1,699,246.00**

**Request to be passed this evening.**

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**S-14-04-18**

AN ORDINANCE approving Construction Contract – Barr Street Storm Sewer – RES. #75975, W.O. #75975 between Crosby Excavating and the City of Fort Wayne, Indiana, in connection with the Board of Public Works.

**Involving a total cost of \$339,707.75**

**Request to be passed this evening.**

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## **CITY UTILITIES COMMITTEE CONTINUED**

### **ACTION**

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G-14-04-20

AN ORDINANCE of the City of Fort Wayne authorizing the issuance of waterworks revenue bonds for the purpose of providing funds to pay the costs of the settlement of all ongoing legal issues pertaining to the acquisition of the northern territory of Utility Center, Inc. d/b/a/ Aqua Indiana, Inc. ("Aqua") and the acquisition and integration of the water assets of the southwest territory Aqua, together with all necessary additions, improvements, equipment and appurtenances in connection therewith, providing for the safeguarding of the interests of the owners of said bonds, other matters connected therewith, including the issuance of notes in anticipation of bonds and repealing ordinances inconsistent herewith.

**Involving an aggregate principal amount not to exceed  
\$63,000,000.00.**

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S-14-04-21

AN ORDINANCE of the City of Fort Wayne Common Council declaring Public Convenience and necessity require acquisition of certain utility Assets, approval of an asset acquisition Agreement and other related Matters.

**Involving a total cost of \$67,000,000.00**

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## **FINANCE COMMITTEE**

***Russell Jehl, Chair  
John Crawford, Co-Chair  
All Council Members***

### **ACTION**

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**No Ordinances of Resolutions up for Introduction**

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# **ORDINANCES AND RESOLUTIONS UP FOR PASSAGE**

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## **PUBLIC WORKS COMMITTEE**

*Tom Smith, Chair  
Glynn Hines, Co-Chair  
All Council Members*

### **ACTION**

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#### **Do Pass S-14-04-04**

AN ORDINANCE approving Construction Contract – Lake Pointe Villas – Resolution #12372 between Key Concrete, Inc. and the City of Fort Wayne, Indiana, in connection with the Board of Public Works.

**Involving a total cost of \$314,651.00**

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#### **Do Pass S-14-04-05**

AN ORDINANCE approving Construction Contract – 2014 Resurfacing Package A – Resolution #12366 between Brooks Construction and the City of Fort Wayne, Indiana, in connection with the Board of Public Works.

**Involving a total cost of \$1,041,533.00**

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#### **Do Pass S-14-04-06**

AN ORDINANCE approving Construction Contract – 2014 – Resurfacing Package D between E&B Paving and the City of Fort Wayne, Indiana, in connection with the Board of Public Works.

**Involving a total cost of \$1,427,926.42**

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#### **Do Pass S-14-04-08**

AN ORDINANCE approving Construction Contract – 2014 – Resurfacing Package C between Wayne Asphalt and the City of Fort Wayne, Indiana, in connection with the Board of Public Works.

**Involving a total cost of \$1,210,531.55**

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## **PUBLIC WORKS COMMITTEE CONTINUED**

### ACTION

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**Do Pass** S-14-04-09

AN ORDINANCE approving Construction Contract – 2014 – Resurfacing Package B between Wayne Asphalt and the City of Fort Wayne, Indiana, in connection with the Board of Public Works.

**Involving a total cost of \$1,005,082.08**

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S-14-04-12

AN ORDINANCE approving Construction Contract – Resolution 12368, 2014 – Public Sidewalk Curb Ramp Package A between Malott Contracting and the City of Fort Wayne, Indiana, in connection with the Board of Public Works.

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## **REGULATIONS COMMITTEE**

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## **CITY UTILITIES COMMITTEE**

***Geoff Paddock, Chair***  
***John Shoaff, Co-Chair***  
***All Council Members***

### **ACTION**

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**Do Pass S-14-04-10**

AN ORDINANCE approving Southwick Village Water Main Replacement – RES. #66272, W.O. #66272 between Key Concrete and the City of Fort Wayne, Indiana, in connection with the Board of Public Works.

**Involving a total cost of \$566, 314.00**

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**Do Pass S-14-04-11**

AN ORDINANCE approving Construction Contract – Southwick Village Concrete Street Repairs between Key Concrete, Inc. and the City of Fort Wayne, Indiana, in connection with the Board of Public Works.

**Involving a total cost of \$857,775.50**

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**S-14-04-17**

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### **ACTION**

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