



COMMITTEE SESSION

AGENDA JUNE 10, 2014 FORT WAYNE COMMON COUNCIL

5:30 P.M. **PUBLIC HEARING**
ROOM 030 – COUNCIL DISCUSSION
GARDEN LEVEL – CITIZENS SQUARE

5:30 P.M. **COMMITTEE SESSION**
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 HEARING – PAGE 3

4. DISCUSSION OF PENDING ORDINANCES AND RESOLUTIONS – PAGE 4 – 7

5. ADJOURNMENT

PUBLIC HEARING

REGULATIONS COMMITTEE

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

ACTION

G-14-05-28

AN ORDINANCE amending Chapter 51 of the City of Fort Wayne Code of Ordinances. A User Charge System and a Sewer Use Ordinance.

ORDINANCES AND RESOLUTIONS UP FOR DISCUSSION

PUBLIC WORKS COMMITTEE

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

ACTION

No Ordinances or Resolutions are up for Discussion

CITY UTILITIES COMMITTEE

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

ACTION

No Ordinances or Resolutions are up for Discussion.

FINANCE COMMITTEE

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

ACTION

R-13-07-06

A DECLARATORY RESOLUTION designating an "Economic Revitalization Area" under I.C. 6-1.1-12.1 for properties commonly known as 7614 and 7720 Opportunity Drive, Fort Wayne, Indiana 46825(Shambaugh & Son, LP/PNC Equipment Finance) (omission of Company's Name was a Scrivener's Error)

FINANCE COMMITTEE CONTINUED

ACTION

R-13-07-07

A CONFIRMING RESOLUTION designating an "Economic Revitalization Area" under I.C. 6-1.1-12.1 for properties commonly known as 7614 and 7720 Opportunity Drive, Fort Wayne, Indiana 46825(Shambaugh & Son, **LP/PNC Equipment Finance**) *(omission of Company's Name was a Scrivner's Error)*

R-14-05-29

A RESOLUTION determining substantial compliance with Statement of with Statement of Benefits (CF-1) form filing for 2014 for 1100 Airport North Partnership, LLC for property at 8414 Clinton Park Drive under Confirming Resolution R-47-07 with an "Economic Revitalization Area" approved under I.C. 6-1.1-12.1.

R-14-05-30

A RESOLUTION determining substantial non-compliance with a Statement of Benefits (SB-1) for 2014 for 1100 Airport North Partnership, LLC for property at 8414 Clinton Park Drive under Confirming Resolution R-47-07 with an "Economic Revitalization Area" approved under I.C. 6-1.1-12.1.

R-14-05-31

A RESOLUTION determining substantial compliance with Statement of Benefits (CF-1) form filing for 2014 for BioPoly, LLC for property at 3201 Stellhorn Road under Confirming Resolution R-86-12 with an "Economic Revitalization Area" approved under I.C. 6-1.1-12.1.

R-14-05-32

A RESOLUTION determining substantial non-compliance with a Statement of Benefits (SB-1) for 2014 for BioPoly, LLC for property at 3201 Stellhorn Road under Confirming Resolution R-86-12 with an "Economic Revitalization Area" approved under I.C. 6-1.1-12.1.

FINANCE COMMITTEE CONTINUED

ACTION

R-14-05-33

A RESOLUTION determining substantial compliance with Statement of Benefits (CF-1) form filing for 2014 for Old Mill Properties, LLC for property at 1305 - 1309 Broadway under Confirming Resolution R-67-08 with an "Economic Revitalization Area" approved under I.C. 6-1.1-12.1.

R-14-05-34

A RESOLUTION determining substantial non-compliance with a Statement of Benefits (SB-1) for 2014 for Old Mills Properties, LLC for property at 1305-1309 Broadway under Confirming Resolution R-67-08 with an "Economic Revitalization Area" approved under I.C. 6-1.1-12.1.

R-14-05-35

A RESOLUTION determining substantial compliance with Statement of Benefits (CF-1) form filings for 2014 for Wayne Pipe & Supply, Inc. for property at 6040 Innovation Boulevard under Confirming Resolution R-78-08 with an "Economic Revitalization Area" approved under I.C. 6-1.1-12.1.

R-14-05-36

A RESOLUTION determining substantial non-compliance with Statement of Benefits (CF-1) form filings for 2014 for Wayne Pipe & Supply, Inc. for property at 6040 Innovation Boulevard under Confirming Resolution R-78-08 with an "Economic Revitalization Area" approved under I.C. 6-1.1-12.1.

REGULATIONS COMMITTEE

Tom Didier, Chair
Mitch Harper, 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 Vacation is east of 2836 South Clinton and 2819 James Street.

G-13-10-03

AN ORDINANCE amending the Thoroughfare Plan of the City Comprehensive ("Master") Plan by vacating public right-of-way. The location of the vacation is West and South of Lot 1 and north of Lot 21 in McAdams Highland Grove Addition, between Union Chapel Road and Laddie Lane.

G-14-05-28

AN ORDINANCE amending Chapter 51 of the City of Fort Wayne Code of Ordinances. A User Charge System and Sewer Use Ordinance.

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

**SANDRA E. KENNEDY
CITY CLERK**



REGULAR SESSION

AGENDA

FORT WAYNE COMMON COUNCIL

JUNE 10, 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

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

MARTIN A. BENDER
PRESIDENT

COMMUNICATIONS:

INTRODUCTION OF ORDINANCES AND RESOLUTIONS – PAGE 3 THRU 7

PASSAGE OF ORDINANCES AND RESOLUTIONS – PAGE 8 THRU 12

MISCELLANEOUS BUSINESS

CHAIR OPEN FOR COMMENTS – FROM CITIZENS AND COUNCIL MEMBERS

RETIREMENT OF COLORS

ADJOURNMENT

ORDINANCES AND RESOLUTIONS UP FOR INTRODUCTION

PUBLIC WORKS COMMITTEE

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

ACTION

No Ordinances or Resolutions up for Introduction.

REGULATIONS COMMITTEE

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

ACTION

G-14-06-07

AN ORDINANCE Repealing and Replacing Chapter 91 – Animal Care and Control of the City of Fort Wayne Code of Ordinance.

CITY UTILITIES COMMITTEE

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

ACTION

S-14-06-03

AN ORDINANCE approving Construction Contract – Lenox Ave. – Fairfax Ave. Sewer Separation-Phase II – RES./WO. #75801 between API Construction Corp. and the City of Fort Wayne, Indiana, in connection with the Board of Public Works.

Involving a total cost of \$762,211.85

S-14-06-04

AN ORDINANCE approving Construction Contract – 2014 CIPP Pkg #1 – Small Diameter – RES./WO. #75994 between Miller Pipeline and the City of Fort Wayne, Indiana, in connection with the Board of Public Works.

Involving a total cost of \$1,871,879.20

S-14-06-05

AN ORDINANCE approving Construction Contract – Tillman Road and South Calhoun Street Storm Drainage/Flood Control Improvements – RES./W.O. #83334 between Ironclad Excavating and the City of Fort Wayne, Indiana, in connection with the Board of Public Works.

Involving a total cost of \$245,662.70

S-14-06-41

AN ORDINANCE approving Sanitary Sewer Service Agreement – General Motors between General Motors and the City of Fort Wayne, Indiana, in connection with the Board of Public Works.
Twenty (20) year Sanitary Service Agreement

FINANCE COMMITTEE

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

ACTION

S-14-06-01

AN ORDINANCE approving the creation of a Revolving Loan Fund from the City of Fort Wayne Community Legacy Fund.

Revolving Loan Fund in the amount of \$5,000,000.00

S-14-06-02

AN ORDINANCE approving the creation of a Debt Service Reserve Fund from the City of Fort Wayne Community Legacy Fund.

S-14-06-06

AN ORDINANCE establishing the Civic Center Urban Renewal Area (CCUR) Parking Garage Project Fund.

S-14-06-08

AN ORDINANCE approving a lease for certain local Public Improvements between the Fort Wayne Redevelopment Commission and the Fort Wayne Redevelopment Authority and matters related thereto

S-14-06-09

AN ORDINANCE approving the purchase of one (1) 100' platform, rear Mounted Ladder Truck by the City of Fort Wayne, Indiana, by and through its Department of Purchasing and Pierce Manufacturing, Inc. for the Fort Wayne Fire Department.

Involving a total cost of \$914,571.00

FINANCE COMMITTEE CONTINUED

ACTION

R-14-06-10

A RESOLUTION concerning Compliance with Statement of Benefits (CF-1) Form filings for 2014 for properties with approved "Economic Revitalization Areas" under I.C. 6-1.1-12.1

Bill Numbers listed below:

A RESOLUTION determining Substantial Compliance with Statement of Benefits (CF-1) form filing for 2014 for Companies and properties listed below: under Confirming Resolutions that were passed, R-11-12, R-30-10, R-44-12, R-4-11, R-41-13, R-18-09, R-30-09, R-32-12, R-37-09, R-02-10, R-08-09, R-58-04, R-32-10, R-33-11 with an "Economic Revitalization Area" approved under I.C. 6-1.1-12.1.

<u>Bill No.</u>	<u>Company</u>	<u>Property Address</u>
R-14-06-11	Anthony Wayne Vending Company	530 Wolfe Drive
R-14-06-13	Brooks Construction Company	2711 Banks Avenue
R-14-06-15	Conestoga, LLC	3404 Conestoga Drive
R-14-06-17	Craftline Graphics, Inc.	3522 West Ferguson Road
R-14-06-19	EFFT Equities, LLC	4429 Allen Martin Drive
R-14-06-21	GCG Industries, Inc.	4636 Newaygo Drive
R-14-06-23	GTA Enterprises, Inc.	4422 Airport Expressway
R-14-06-25	GTA Enterprises, Inc.	4422 Airport Expressway
R-14-06-27	JJJA Investments, LLC/ Experienced Office Solutions/Safe House	9809 and 9811 Dawson's Creek Blvd.
R-14-06-29	Nemcomed FW, LLC/Avalign	8727 Clinton Park Drive
R-14-06-31	North American Van Lines	5001 US Highway 30 West
R-14-06-33	Seavac USA, LLC	9304 Yeager Lane
R-14-06-35	Trelleborg Sealing Solutions, Inc.	5503 Distribution Drive
R-14-06-37	Ward Corporation	642 Growth Avenue
R-14-06-39	WM Acquisitions, LLC dba Wayne Metals	4202 Piper Drive

FINANCE COMMITTEE CONTINUED

ACTION

Bill Numbers listed below:

A RESOLUTION determining Substantial Non-Compliance with a Statement of Benefits (SB-1) for 2014 for Companies and Properties listed below: under Confirming Resolutions that were passed, R-11-12, R-30-10, R-44-12, R-4-11, R-41-13, R-18-09, R-30-09, R-32-12, R-37-09, R-02-10, R-08-09, R-58-04, R-32-10, R-33-11, R-14-11 with an "Economic Revitalization Area" approved under I.C. 6-1.1-12.1.

<u>Bill No.</u>	<u>Company</u>	<u>Property Address</u>
R-14-06-12	Anthony Wayne Vending Company	530 Wolfe Drive
R-14-06-14	Brooks Construction Company	2711 Banks Avenue
R-14-06-16	Conestoga, LLC	3404 Conestoga Drive
R-14-06-18	Craftline Graphics, Inc.	3522 West Ferguson Road
R-14-06-20	EFFT Equities, LLC	4429 Allen Martin Drive
R-14-06-22	GCG Industries, Inc.	4636 Newaygo Drive
R-14-06-24	GTA Enterprises, Inc.	4422 Airport Expressway
R-14-06-26	GTA Enterprises, Inc.	4422 Airport Expressway
R-14-06-28	JJJA Investments, LLC/Experienced Office Solutions/Safe House, LLC	9809 & 9811 Dawson's Creek Blvd.
R-14-06-30	Nemcomed FW, LLC/Avalign Technologies	8727 Clinton Park Drive
R-14-06-32	North American Van Lines	5001 US Highway 30 West
R-14-06-34	Seavac USA, LLC	9304 Yeager Lane
R-14-06-36	Trelleborg Sealing Solutions, Inc.	5503 Distribution Drive
R-14-06-38	Ward Corporation	642 Growth Avenue
R-14-06-40	WM Acquisitions, LLC dba Wayne Metals, LLC	4202 Piper Drive

S-14-06-42

AN ORDINANCE of the Fort Wayne Common Council approving a Lease Agreement Related to the Financing of Road Improvements.

Public Hearing to be held 6/24/14 @5:30 p.m.

ORDINANCES AND RESOLUTIONS UP FOR PASSAGE

PUBLIC WORKS COMMITTEE

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

ACTION

Do Pass S-14-05-22

AN ORDINANCE approving Construction Contract for the Butler Street Brick Street Replacement – Resolution #12374 between Key Concrete and the City of Fort Wayne, Indiana, in connection with the Board of Public Works.

Involving a total cost of \$184,910.00

Do Pass S-14-05-24

AN ORDINANCE approving Construction Contract for Haverhill, Plantation of Aboite, Aboite Lake Estates, North Shore Concrete Street Repairs – Resolution #12384 between Garcia Concrete and the City of Fort Wayne, Indiana, in connection with the Board of Public Works.

Involving a total cost of \$1,884,156.50

CITY UTILITIES COMMITTEE

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

ACTION

Do Pass S-14-05-21

AN ORDINANCE approving Northwest Feeder Main Phase 4 Improvements – RES. #66207 – Work Order #66207 between Dunigan Brothers, Inc. and the City of Fort Wayne, Indiana, in connection with the Board of Public Works.

Involving a total cost of \$2,091,506.50

CITY UTILITIES COMMITTEE CONTINUED

ACTION

Do Pass S-14-05-25

AN ORDINANCE approving Professional Services Agreement for the Taylor - Hale Sewer Separation Phase II - W.O. #75954 between A&Z Engineering and the City of Fort Wayne, Indiana, in connection with the Board of Public Works.

Involving a total cost of \$117,820.00

Do Pass S-14-05-26

AN ORDINANCE approving Purchase Agreement for Sensus Endpoint Radio Units - W.O. #66360 between E.J. Prescottt, Inc. and the City of Fort Wayne, Indiana, in connection with the Board of Public Works.

Involving a total cost of \$243,000.00

Do Pass S-14-05-27

AN ORDINANCE approving Change Order #1 for Contract - North Area Meter Installation - RES. #66274 & 75959 between Vanguard Utility Service, Inc. and the City of Fort Wayne, Indiana, in connection with the Board of Public Works.

Involving a total cost of \$332,251.90

FINANCE COMMITTEE

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

ACTION

R-14-05-29

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FINANCE COMMITTEE CONTINUED

ACTION

R-14-05-30

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FINANCE COMMITTEE CONTINUED

ACTION

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REGULATIONS COMMITTEE

***Tom Didier, Chair
Mitch Harper, 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 Vacation is located on the east of 2836 South Clinton and 2819 James Street.

G-13-10-03

AN ORDINANCE amending the Thoroughfare Plan of the City Comprehensive ("Master") Plan by vacating public right-of-way.
The location of the vacation is West and South of Lot 1 and north of Lot 21 in McAdams Highland Grove Addition, between Union Chapel Road and Laddie Lane.

REGULATIONS COMMITTEE CONTINUED

ACTION

G-14-05-28

AN ORDINANCE amending Chapter 51 of the City of Fort Wayne Code of Ordinances. A User Charge System and a Sewer Use Ordinance.

G-14-05-15

AN ORDINANCE for the amendment of Sec. 40.02 for 40.12 of the Code of Fort Wayne. (Collective Bargaining with City Employees who are not Public Safety Employees).

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

**SANDRA E. KENNEDY
CITY CLERK**