



COMMITTEE SESSION

AGENDA JUNE 24, 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 HEARING – PAGE 3

4. DISCUSSION OF PENDING ORDINANCES AND RESOLUTIONS – PAGE 4 & 5

5. ADJOURNMENT

PUBLIC HEARING

.....

REGULATIONS COMMITTEE

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

ACTION

G-14-05-18

**AN ORDINANCE amending the Thoroughfare Plan of the City Comprehensive (“Master”) Plan by vacating public right-of-way.
Location: East of Lot 34 and West of Lots 1, 2, and 3 of Gandy’s Addition,
West of 3320 Wayne Trace.**

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

No Ordinances or Resolutions are up for Discussion.

REGULATIONS COMMITTEE

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

ACTION

Z-14-06-53

**AN ORDINANCE amending the City of Fort Wayne Zoning Map
No. I-02 (Sec. 9 of Wayne Township)**

G-14-05-10

**AN ORDINANCE for the purpose of Vacating a portion of a platted
utility easement. Location: running north-south, along the west line of
Section B of Engle Ridge Industrial Park, at 4420 Clubview Drive**

Z-14-03-15

**AN ORDINANCE amending the City of Fort Wayne Zoning Map
No. N-50 (Sec. 12 of Washington Township)
Location: 8600 block of Coldwater Road on the west side of the street**

Z-14-05-19

**AN ORDINANCE amending the City of Fort Wayne Zoning Map
No. I-07 (Sec. 16 of Wayne Township) Location: 2822 Nuttman Avenue**

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

**SANDRA E. KENNEDY
CITY CLERK**



REGULAR SESSION

AGENDA

FORT WAYNE COMMON COUNCIL

JUNE 24, 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_____,

.....

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:

VOTE ON MAYOR’S VETO – PAGE 3

INTRODUCTION OF ORDINANCES AND RESOLUTIONS – PAGE 4 THRU 9

PASSAGE OF ORDINANCES AND RESOLUTIONS – PAGE 10 THRU 16

MISCELLANEOUS BUSINESS

CHAIR OPEN FOR COMMENTS – FROM CITIZENS AND COUNCIL MEMBERS

RETIREMENT OF COLORS

ADJOURNMENT

REGULATIONS COMMITTEE

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

ACTION

VOTE TO OVER-RIDE MAYORS VETO

Do Pass 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).

The above ordinance G-14-05-15, was passed by City Council on Tuesday, June 10, 2014. The same ordinance, G-14-05-15, was vetoed by Mayor Henry on June 13, 2014. The above ordinance, G-14-05-15, is placed back on agenda tonight, June 24, 2014, for a vote to over-ride the Mayor's veto.

ORDINANCES AND RESOLUTIONS UP FOR INTRODUCTION

PUBLIC WORKS COMMITTEE

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

ACTION

S-14-06-47

AN ORDINANCE approving professional engineering services for the Maysville Rd. widening - Stellhorn Rd. to Meijer Drive - W.O. #12417 between Butler, Fairman & Seufert, Inc. and the City of Fort Wayne, Indiana in connection with the Board of Public Works.

Involving a total cost of \$555,075.00

R-14-06-52

A RESOLUTION approving the sale of certain real estate located at 5220 Value Drive, Fort Wayne, Indiana for the City of Fort Wayne, by and through the Division of Public Works.

Purchase price of property is \$40,000.00

S-14-06-53

AN ORDINANCE approving Construction Contract - Fairfield/Ewing/ Superior Roundabout Construction - RFP #12285 between Brooks Construction, Inc. and the City of Fort Wayne, Indiana, in connection with the Board of Public Works.

Involving a total cost of \$2,823,150.00

S-14-06-54

AN ORDINANCE approving Construction Contract - Crestwood Colony, North Sherwood Terrace and Silver Maples, Summerfield Concrete Street Repairs - RFP #12383 between Hipskind Concrete Corp. and the City of Fort Wayne, Indiana, in connection with the Board of Public Works.

Involving a total cost of \$2,636,900.00

REGULATIONS COMMITTEE

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

ACTION

Z-14-06-53

AN ORDINANCE amending the City of Fort Wayne Zoning Map
No. I-02 (Sec. 9 of Wayne Township)
Location: 2701 West Jefferson

S-14-06-61

AN ORDINANCE of the Common Council fixing, establishing and
ratifying compensation for certain City Utilities employees of the City
of Fort Wayne, Indiana, represented by the International Association
of Machinists and Aerospace Workers Local Lodge #2569.

Agreement is for (3) years (2014, 2015 and 2016)

S-14-06-62

AN ORDINANCE of the Common Council fixing, establishing and
Ratifying compensation for certain employees of the City of Fort Wayne,
Indiana, represented by the Chauffeurs, Teamsters, and Helpers Local
No. 414 - Water Pollution Control Maintenance.

Agreement is for (3) years (2014, 2015 and 2016)

S-14-06-63

AN ORDINANCE of the Common Council fixing, establishing and
ratifying compensation for certain employees of the City of Fort Wayne,
Indiana, represented by the SEIU, Local 1, Firemen & Oilers Division -
Water Maintenance & Service Department.

Agreement is for (3) years (2014, 2015 and 2016)

REGULATIONS COMMITTEE CONTINUED

ACTION

S-14-06-64

AN ORDINANCE of the Common Council fixing, establishing and ratifying compensation for certain City employees of the City of Fort Wayne, Indiana, represented by the American Federation of State, County And Municipal Employees, Indiana - Kentucky organizing Committee, #962.

Agreement is for (3) years (2014, 2015 and 2016)

S-14-06-65

AN ORDINANCE of the Common Council fixing, establishing and Ratifying compensation for certain City employees represented by the Fort Wayne Professional Fire Fighters Local Union #24, Inc.

Agreement is for (3) years (2014, 2015 and 2016)

CITY UTILITIES COMMITTEE

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

ACTION

S-14-06-48

AN ORDINANCE approving Construction Contract - Covington Road - Smith Road water main replacement - Res. #66269, W.O. #66269 between Lawnscape Land Management and the City of Fort Wayne, Indiana, in Connection with the Board of Public Works.

Involving a total cost of \$201,957.10

CITY UTILITIES COMMITTEE CONTINUED

ACTION

R-14-06-49

A RESOLUTION approving the Purchase of certain real estate (707 N. Coliseum Blvd.) for the City of Fort Wayne, Division of City Utilities.

Purchase Price of Property is \$79,900.00

R-14-06-50

A RESOLUTION approving the Purchase of certain real estate (804 Pemberton Drive) for the City of Fort Wayne, Division of City Utilities.

Purchase Price of Property is \$60,500.00

R-14-06-51

A RESOLUTION approving the Purchase of certain real estate (520 Wagner Street) for the City of Fort Wayne, Division of City Utilities.

Purchase Price of Property is \$41,000.00

S-14-06-59

AN ORDINANCE approving Professional Service Agreement for Development of the Water Pollution Control Plant SCADA Master Plan – W.O. #75964 between CDM Smith Inc. and the City of Fort Wayne, Indiana, in connection with the Board of Public Works

Involving a total cost of \$193,651.00

S-14-06-60

AN ORDINANCE approving Professional Service Agreement for Development of the Water Pollution Control Plant Aeration Control System improvement Project – W.O. #76007 between CH2M Hill Engineers, Inc. and the City of Fort Wayne, Indiana, in connection with the Board of Public Works.

Involving a total cost of \$193,185.00

FINANCE COMMITTEE

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

ACTION

S-14-06-43

AN ORDINANCE approving the purchase and installation of Yearly Maintenance for Accounting, Purchasing, and Payroll software at a total cost of \$144,568.00 from and through Tyler Technologies, Inc. by the City of Fort Wayne, Indiana.

S-14-06-44

AN ORDINANCE approving the purchase and installation of Yearly Maintenance for CIC Telephone software maintenance at a total cost of \$115,277.40 from and through North American Communications Resource, Inc. by the City of Fort Wayne, Indiana.

S-14-06-45

AN ORDINANCE approving the purchase and installation of Yearly Maintenance for Computer Aided Police Dispatch Mobile software at a total cost of \$121,806.00 from and through Spillman Technologies, Inc. by the City of Fort Wayne, Indiana.

S-14-06-46

AN ORDINANCE approving the annual payment of funds to Allen County for the utilization of computer equipment at a total cost of \$302,614.00 by the City of Fort Wayne, Indiana.

S-14-06-55

AN ORDINANCE approving the Creation of a Lease Rental Reserve Fund from the City of Fort Wayne Community Legacy Fund

FINANCE COMMITTEE CONTINUED

ACTION

R-14-06-56

A REOLSUTION determining Substantial Compliance with Statement of Benefits (CF-1) form filing for 2014 for Becky's Die Cutting, Inc. for property at 701 Sherman Blvd. under Confirming Resolution R-80-13 with an "Economic Revitalization Area" approved under I.C. 6-1.1.12.1.

R-14-06-57

A RESOLUTION determining Substantial Non-Compliance with a Statement of Benefits (SB-1) for 2014 for Becky's Die Cutting, Inc. for property at 701 Sherman Blvd. under Confirming Resolution R-80-13 With an "Economic Revitalization Area" approved under I.C. 6-1.1-12.1.

R-14-06-58

A RESOLUTION approving 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.

ORDINANCES AND RESOLUTIONS UP FOR PASSAGE

PUBLIC WORKS COMMITTEE

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

ACTION

No Ordinances or Resolutions up for Passage

CITY UTILITIES COMMITTEE

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

ACTION

Do Pass 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

Do Pass 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

CITY UTILITIES COMMITTEE CONTINUED

ACTION

Do Pass 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.

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

Do Not S-14-06-01

Pass 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

Do Pass S-14-06-02

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

Do Pass S-14-06-06

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

FINANCE COMMITTEE CONTINUED

ACTION

Do Pass 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.

Do Pass 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

Do Pass S-14-06-42

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

Do Pass 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

Do Pass R-14-06-11 (As Amended)

A RESOLUTION determining Substantial Compliance with Statement of Benefits (CF-1) form, filing for 2014 for Anthony Wayne Vending Company, Inc. for property at 530 Wolfe Drive under Confirming Resolution R-11-12 with an "Economic Revitalization Area" approved under I.C. 6-1.1-12.1

FINANCE COMMITTEE CONTINUED

ACTION

Do Pass R-14-06-19 (As Amended)

A RESOLUTION determining Substantial Compliance with Statement of Benefits (CF-1) form filing for 2014 for EFFT Equities, LLC for property at 4429 Allen Martin Drive under Confirming Resolution R-41-13 with an "Economic Revitalization Area" approved under I.C. 6-1.1-12.1

Do Pass R-14-06-21 (As Amended)

A RESOLUTION determining Substantial Compliance with Statement of Benefits (CF-1) form filing for 2014 for GCG Industries, Inc. for property at 4636 Newaygo Drive under Confirming Resolution R-18-09 with an "Economic Revitalization Area" approved under I.C. 6-1.1-12.1

Do Pass R-14-06-25 (As Amended)

A RESOLUTION determining Substantial Compliance with Statement of Benefits *CF-1) form filing for 2014 for GTA Enterprises, Inc. for property at 4422 Airport Expressway under Confirming Resolution R-32-12 with an "Economic Revitalization Area" approved under I.C. 6-1.1-12.1

Do Pass R-14-06-35 (As Amended)

A RESOLUTION determining Substantial Compliance with Statement of Benefits (CF-1) form filing for 2014 for Trelleborg Sealing Solutions, Inc. for property at 5503 Distribution Drive under Confirming Resolution R-32-10 with an "Economic Revitalization Area" approved under I.C. 6-1.1-12.1

Do Pass R-14-06-14

A RESOLUTION determining Substantial Non-Compliance with a Statement of Benefits (SB-1) for 2014 for Brooks Construction Company, Inc. for property at 2711 Banks Avenue under Confirming Resolution R-30-10 with an "Economic Revitalization Area" approved under I.C. 6-1.1-12.1

FINANCE COMMITTEE CONTINUED

ACTION

Do Pass R-14-06-18

A RESOLUTION determining Substantial Non-Compliance with a Statement of Benefits (SB-1) for 2014 Craftline Graphics, Inc. for property at 3522 West Ferguson Road under Confirming Resolution R-4-11 with an "Economic Revitalization Area" approved under I.C. 6-1.1-12.1

Do Pass R-14-06-24

A RESOLUTION determining Substantial Non-Compliance with a Statement of Benefits (SB-1) for 2014 for GTA Enterprises, Inc. for property at 4422 Airport Expressway under Confirming Resolution R-30-09 with an "Economic Revitalization Area" approved under I.C. 6-1.1-12.1

Do Pass R-14-06-30

A RESOLUTION determining Substantial Non-Compliance with a Statement of Benefits (SB-1) for 2014 for Nemcomed FW, LLC/Avalign Technologies, Inc. for property at 8727 Clinton Park Drive under Confirming Resolution R-02-10 with an "Economic Revitalization Area" under I.C. 6-1.1-12.1

Do Pass R-14-06-32

A RESOLUTION determining Substantial Non-Compliance with a Statement of Benefits (SB-1) for 2014 for North American Van Lines for Property at 5001 US Highway 30 West under Confirming Resolution R-08-09 with an "Economic Revitalization Area" approved under I.C. 6-1.1-12.1

Do Pass R-14-0-34

A RESOLUTION determining Substantial Non-Compliance with a Statement of Benefits (SB-1) for 2014 for Seavac USA, LLC for property at 9304 Yeager Lane under Confirming Resolution R-58-04 with an "Economic Revitalization Area" approved under I.C. 6-1.1-12.1

FINANCE COMMITTEE CONTINUED

ACTION

Do Pass R-14-06-38 A RESOLUTION determining Substantial Non-Compliance with a Statement of Benefits (SB-1) for 2014 for Ward Corporation for property at 642 Growth Avenue under Confirming Resolution R-33-11 with an "Economic Revitalization Area" approved under I.C. 6-1.1-12.1

Withdrawn	R-14-06-12	Anthony Wayne Vending Company
	R-14-06-13	Brooks Construction Company
	R-14-06-15	Conestoga, LLC
	R-14-06-16	Conestoga, LLC
	R-14-06-17	Craftline Graphics, Inc.
	R-14-06-20	EFFT Equities, LLC
	R-14-06-22	GCG Industries, Inc.
	R-14-06-23	GTA Enterprises, Inc.
	R-14-06-26	GTA Enterprises, Inc.
	R-14-06-27	JJJA Investments, LLC/Experienced Office Solutions/ Safe House, LLC
	R-14-06-28	JJJA Investments, LLC/Experienced Office Solutions/ Safe House
	R-14-06-29	Nemcomed FW, LLC/Avalign Technologies, Inc.
	R-14-06-31	North American Van Lines
	R-14-06-33	Seavac USA, LLC
	R-14-06-36	Trelleborg Sealing Solutions, Inc.
	R-14-06-37	Ward Corporation
	R-14-06-39	WM Acquisitions, LLC dba Wayne Metals, LLC
	R-14-06-40	WM Acquisitions, LLC dba Wayne Metals, LLC

REGULATIONS COMMITTEE

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

ACTION

Do Pass G-14-06-07

AN ORDINANCE Repealing and replacing Chapter 91 Animal Control, of the City of Fort Wayne Code of Ordinances

G-14-05-10

AN ORDINANCE for the purpose of vacating a portion of a platted utility easement. Location: Running North-south, along the west line of Section B of Engle Ridge Industrial Park, at 4420 Clubview Drive

Z-14-03-15

AN ORDINANCE amending the City of Fort Wayne Zoning Map No. N-50 (Sec. 12 of Washington Township)
Location: 8600 Block of Coldwater Road on the west side of the street

Z-14-05-19

AN ORDINANCE amending the City of Fort Wayne Zoning Map No. I-07 (Sec. 16 of Wayne Township)
Location: 2822 Nuttman Avenue

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

***SANDRA E. KENNEDY
CITY CLERK***