



## **COMMITTEE SESSION**

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### **AGENDA**

#### **Fort Wayne Common Council May 9, 2017**

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

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**Presiding over the Standing Committee  
of the Common Council**

**Thomas F. Didier  
President**

**Secretary of the Committee Session of the  
Common Council**

**Lana R. Keesling  
City Clerk**

**Legal Advisor to Members of the  
Common Council**

**Joseph G. Bonahoom  
Council Attorney**

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|---------------|--|-----------------|--|---------------------|--|
| <b>ARP</b>    |  | <b>BARRANDA</b> |  | <b>CRAWFORD</b>     |  |
| <b>DIDIER</b> |  | <b>ENSLEY</b>   |  | <b>FREISTROFFER</b> |  |
| <b>HINES</b>  |  | <b>JEHL</b>     |  | <b>PADDOCK</b>      |  |

## ORDER OF THE AGENDA

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|    | Item                                             | Page<br># |
|----|--------------------------------------------------|-----------|
| 1. | Roll Call                                        | 1         |
| 2. | Adoption of the Agenda                           |           |
| 3. | Public Hearings                                  | 3 - 4     |
| 4. | Discussion of Pending Ordinances and Resolutions | 5 - 8     |
| 5. | Adjournment                                      |           |
|    |                                                  |           |

# PUBLIC HEARINGS

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## FINANCE COMMITTEE

*Geoff Paddock, Chair*

*Jason Arp, Co-Chair*

*All Council Members*

### Action

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#### **R-17-04-14**

A Resolution approving a Waiver of Noncompliance for a Late-Filed Application for the Deduction from Assessed Valuation of Structures in Economic Revitalization Areas (Form 332/VBD) for 2801 W State Blvd

Randall Stevens Holdings, LLC/Press-Seal Gasket Corporation

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#### **R-17-04-15**

A Resolution approving a Waiver of Noncompliance for a Late-Filed Application for the Economic Revitalization Area Deduction on Real Property Improvements (Form CF-1/Real Property) for 9809 & 9811 Dawson's Creek under Confirming Resolution R-37-09

JJJA Investments, LLC/Experienced Office Solutions, LLC

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#### **R-17-04-16**

A Resolution approving a Waiver of Noncompliance for a Late-Filed Deduction Application for the Economic Revitalization Area Deduction on Real Property Improvements (CF-1/Real Property) for 5501 U.S. Highway 30 West under Confirming Resolution R-90-15

Sweetwater Holdings, LLC. /Sweetwater Sound, Inc.

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#### **R-17-04-17**

A Resolution approving a Waiver of Noncompliance for a Late-Filed Deduction Application for the Economic Revitalization Area Deduction on Real Property Improvements (Form CF-1/Real Property) for 642 Growth Avenue under Confirming Resolution R-25-15

Ward Corporation

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***PUBLIC HEARINGS - Finance Committee Continued***  
Action

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**R-17-04-18**

A Resolution approving a Waiver Noncompliance for Late-Filed Compliance with Statement of Benefits Real Estate Improvements (CF-1/Real Property) and determining Substantial Compliance/Non-Compliance for 9100 Airport Drive, Fort Wayne, IN 46809

Global Seal Logistics, Inc. for Pro Seal & Plastics, LLC

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**REGULATIONS COMMITTEE**

***John Crawford, Chair***

***Michael Barranda, Co-Chair***

***All Council Members***

Action

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**G-17-04-19**

An Ordinance amending the Thoroughfare Plan of the City Comprehensive ("Master") Plan by vacating public right-of-way

*Vacate the north-south 14foot wide alley located west of Lot 55 in Vordermarks Addition and east of lot 7 in Fenker's Addition – Diocese of Fort Wayne-South Bend*

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**G-17-04-20**

An Ordinance amending the Thoroughfare Plan of the City Comprehensive ("Master") Plan by vacating public right-of-way

*Vacate the east-west, 6 foot wide alley in Townley Place Addition (North of 2001, 2025, 2125 and 2151 E. Rudisill Blvd) – City of Fort Wayne*

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# ORDINANCES AND RESOLUTIONS FOR DISCUSSION

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## FINANCE COMMITTEE

*Geoff Paddock, Chair*

*Jason Arp, Co-Chair*

*All Council Members*

Action

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### **R-17-04-14**

A Resolution approving a Waiver of Noncompliance for a Late-Filed Application for the Deduction from Assessed Valuation of Structures in Economic Revitalization Areas (Form 332/VBD) for 2801 W State Blvd

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Ward Corporation

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***Finance Committee Continued***  
Action

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Global Seal Logistics, Inc. for Pro Seal & Plastics, LLC

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**REGULATIONS COMMITTEE**

***John Crawford, Chair***

***Michael Barranda, Co-Chair***

***All Council Members***

Action

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**G-17-01-26**

An Ordinance amending the Thoroughfare Plan of the City Comprehensive ("Master") Plan by vacating public right-of-way

*Figel's Addition – Parts of Norfolk and Figel Avenues*

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**Z-17-01-06**

An Ordinance amending the City of Fort Wayne Zoning Map No. F-03 (Sec. 8 of Wayne Township)

*Designating a C2 (Limited Retail) District at US Highway No. 24*

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**Z-17-03-19**

An Ordinance amending the City of Fort Wayne Zoning Map No. AA-02 (Sec. 11 of Aboite Township)

*Rezone from AR-Low Intensity Residential and R1-Single Family Residential to C1-Professional Office and Personal Services at 9307 and 9329 Illinois Rd*

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***Regulations Committee Continued***

**Action**

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**Z-17-03-20**

An Ordinance amending the City of Fort Wayne Zoning Map No. N-19 (Sec. 24 of Wayne Township)

*Rezone approx. 1.06 acres from I1 – Limited Industrial to I2- General Industrial at 5001 Avondale to allow for an automobile service facility and indoor salvage yard*

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**S-17-04-02**

An Ordinance approving the awarding of the 2017 Agreement for Economic Development Services between Fort Wayne – Allen County Economic Development Alliance, Inc. and the City of Fort Wayne, Indiana, by and through the Division of Community Development

*Total Cost of \$250,000.00*

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**PUBLIC WORKS COMMITTEE**

***Glynn Hines, Chair***

***Russ Jehl, Co-Chair***

***All Council Members***

**Action**

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No Ordinance or Resolution for Discussion

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# **CITY UTILITIES COMMITTEE**

***Paul Ensley, Chair***

***Tom Freistroffer, Co-Chair***

***All Council Members***

Action

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No Ordinance or Resolution for Discussion

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## **REGULAR SESSION**

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### **AGENDA**

#### **Fort Wayne Common Council May 9, 2017**

**REGULAR SESSION – 5:30 P.M.  
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 Committee Session of the  
Common Council**

**Lana R. Keesling  
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**Legal Advisor to Members of the  
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| <b>DIDIER</b> |  | <b>ENSLEY</b>   |  | <b>FREISTROFFER</b> |  |
| <b>HINES</b>  |  | <b>JEHL</b>     |  | <b>PADDOCK</b>      |  |

## **ORDER OF THE AGENDA**

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|     | <b>Items</b>                                    |                                | <b>Page</b> |
|-----|-------------------------------------------------|--------------------------------|-------------|
| 1.  | Presentation of National Colors                 | Sergeant-at-arms               |             |
| 2.  | Roll Call                                       | Lana R. Keesling<br>City Clerk | 9           |
| 3.  | Adoption of the Agenda                          |                                |             |
| 4.  | President's Report and Comments                 | Thomas F. Didier<br>President  |             |
| 5.  | Communications                                  |                                |             |
| 6.  | Introduction of Ordinances and Resolutions      |                                | 11 - 18     |
| 7.  | Passage Of Ordinances and Resolutions           |                                | 19 - 22     |
| 8.  | Miscellaneous Business                          |                                |             |
| 9.  | Open Comments from Citizens and Council Members |                                |             |
| 10. | Retirement of Colors                            |                                |             |
| 11. | Adjournment                                     |                                |             |

# ORDINANCES AND RESOLUTIONS FOR INTRODUCTION

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## FINANCE COMMITTEE

***Geoff Paddock, Chair***

***Jason Arp, Co-Chair***

***All Council Members***

### Action

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#### **R-17-05-24**

A Resolution approving the sale of certain real estate located at the Southwest corner of Ellison Rd and Liberty Mills Rd by the City of Fort Wayne, Indiana

*Approximately 2.147 acres of unimproved real property*

**Selling price of \$294,000.00**

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#### **S-17-05-04**

An Ordinance approving the awarding of RFP #4165, Promenade Park Playground Project, by the City of Fort Wayne, Indiana, by and through its Department of Purchasing and Countryside Play Structures, Inc., for the Parks and Recreation Department

*New park along St. Mary's River, between Superior and Wells Streets*

**Involving a total cost of \$199,999.00**

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#### **S-17-05-05**

An Ordinance approving the awarding of ITB #4167 Bid Package 1 and Alternates 13 and 15 by the City of Fort Wayne, Indiana, by and through its Department of Purchasing and Crosby Excavating for the Parks and Recreation Department

*Riverfront Development Phase I – all work associated with demolition, excavation and site work*

**Involving a total cost of \$2,427,740.00**

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## ***Finance Committee Continued***

### **Action**

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#### **S-17-05-06**

An Ordinance approving the awarding of ITB #4167 – Bid Package 2 – by the City of Fort Wayne, Indiana, by and through its Department of Purchasing and Dave Harlow Enterprises for the Parks and Recreation Department

*Riverfront Development Phase I – all work associated with landscaping including hardscape and softscape (plants)*

**Involving a total cost of \$2,498,906.00**

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#### **S-17-05-07**

An Ordinance approving the awarding of ITB #4167 – Bid Package 3 – by the City of Fort Wayne, Indiana, by and through its Department of Purchasing and Kenny Construction Company for the Parks and Recreation Department

*Riverfront Development Phase I – all work associated with the concrete dock wall and the tree canopy trail foundations*

**Involving a total cost of \$3,069,000.00**

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#### **S-17-05-08**

An Ordinance approving the awarding of ITB #4167 Bid Package 4 and 5 by the City of Fort Wayne, Indiana, by and through its Department of Purchasing and Hamilton Hunter Builders for the Parks and Recreation Department

*Riverfront Development Phase I – Bid Package 4 includes all work associated with the site concrete throughout the park; Bid Package 5 includes all work associated with any masonry installation*

**Involving a total cost of \$2,029,780.00**

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#### **S-17-05-09**

An Ordinance approving the awarding of ITB #4167 – Bid Package 6 – by the City of Fort Wayne, Indiana, by and through its Department of Purchasing and Almet, Inc. for the Parks and Recreation Department

*Riverfront Development Phase I - includes the fabrication and delivery of all structural steel required for the project, including the Tree Canopy Trail, Pavilion, Band Shell, along with other miscellaneous steel*

**Involving a total cost of \$1,966,000.00**

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## ***Finance Committee Continued***

### **Action**

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#### **S-17-05-10**

An Ordinance approving the awarding of ITB #4167 – Bid Package 7 – by the City of Fort Wayne, Indiana, by and through its Department of Purchasing and Don R. Fruchey, Inc. for the Parks and Recreation Department

*Riverfront Development Phase I - includes all work associated with the erection of all structural steel and miscellaneous steel in the park, including Tree Canopy Trail, Pavilion, Band Shell, hand railing, guard railings, etc*

**Involving a total cost of \$220,500.00**

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#### **S-17-05-11**

An Ordinance approving the awarding of ITB #4167 – Bid Package 8 and Alternate 15 – by the City of Fort Wayne, Indiana, by and through its Department of Purchasing and Feters Construction for the Parks and Recreation Department

*Riverfront Development Phase I - includes all work associated with General Trades which includes the Pavilion, Restroom Building, Tree Canopy Trail decking, Band Shell, etc*

**Involving a total cost of \$1,370,500.00**

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#### **S-17-05-12**

An Ordinance approving the awarding of ITB #4167 – Bid Package 9 – by the City of Fort Wayne, Indiana, by and through its Department of Purchasing and C.L. Schust Company, Inc. for the Parks and Recreation Department

*Riverfront Development Phase I - includes all work associated with Roofing which includes the Pavilion and Restroom Building*

**Involving a total cost of \$155,000.00**

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#### **S-17-05-13**

An Ordinance approving the awarding of ITB #4167 – Bid Package 10 – by the City of Fort Wayne, Indiana, by and through its Department of Purchasing and Hall Aluminum Products for the Parks and Recreation Department

*Riverfront Development Phase I - includes all work associated with aluminum storefront and glazing which includes the Pavilion*

**Involving a total cost of \$327,000.00**

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## ***Finance Committee Continued***

### **Action**

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#### **S-17-05-14**

An Ordinance approving the awarding of ITB #4167 – Bid Package 11 and Alternative 15 – by the City of Fort Wayne, Indiana, by and through its Department of Purchasing and Rosema Corporation for the Parks and Recreation Department

*Riverfront Development Phase I - includes all work associated with finishes including drywall, floor and wall tiles, ceilings, painting, and staining*

**Involving a total cost of \$259,600.00**

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#### **S-17-05-15**

An Ordinance approving the awarding of ITB #4167 – Bid Package 12 – by the City of Fort Wayne, Indiana, by and through its Department of Purchasing and VFP Fire Systems for the Parks and Recreation Department

*Riverfront Development Phase I - includes all work associates with fire protection and sprinkler system in the pavillion*

**Involving a total cost of \$49,947.00**

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#### **S-17-05-16**

An Ordinance approving the awarding of ITB #4167 – Bid Package 13 and Alternate 15 – by the City of Fort Wayne, Indiana, by and through its Department of Purchasing and Project Design and Piping for the Parks and Recreation Department

*Riverfront Development Phase I - includes all work associated with mechanical systems which includes plumbing and HVAC systems in the pavilion*

**Involving a total cost of \$890,400.00**

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#### **S-17-05-17**

An Ordinance approving the awarding of ITB #4167 – Bid Package 14 and Alternate 15 – by the City of Fort Wayne, Indiana, by and through its Department of Purchasing and Hambrock Electrical for the Parks and Recreation Department

*Riverfront Development Phase I - includes all work associated with electrical systems which includes the pavilion, band shell, Tree Canopy Trail, site lighting, outlets, etc*

**Involving a total cost of \$1,097,935.00**

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***Finance Committee Continued***  
**Action**

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**S-17-05-25**

An Ordinance approving the awarding of RFP # 4083 by the City of Fort Wayne, Indiana, by and through its Department of Purchasing and Hagerman Inc. for the Parks and Recreation Department

*Riverfront Development Phase I – General Conditions consist of all of the parts to build the park that are outside of the various bid packages, consisting of items like construction fencing, dence screening, temporary laydown and staging, storage trailers, temporary toilets and utilities, safety signage, dumpsters, permits, testing, surveys, etc*

**Involving a total cost of \$592,251.00**

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**REGULATIONS COMMITTEE**

***John Crawford, Chair***

***Michael Barranda, Co-Chair***

***All Council Members***

**Action**

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**G-17-05-18**

An Ordinance amending the Thoroughfare Plan of the City Comprehensive (“Master”) Plan by vacating public right-of-way

*All of the right-of-way of Willoughby Place for construction of apartments, daycare and community center*

**A Public Hearing will be held Tuesday May 23, 2017 at 5:30 PM**

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***Regulations Committee Continued***  
**Action**

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**G-17-05-19**

An Ordinance amending the Thoroughfare Plan of the City Comprehensive (“Master”) Plan by vacating public right-of-way

*All of the right-of-way for Billington Place for construction of apartments, day care and community center*

**A Public Hearing will be held Tuesday May 23, 2017 at 5:30 PM**

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**G-17-05-20**

An Ordinance amending §50.09 Garbage User Fee of the City of Fort Wayne, Indiana, Code of Ordinances

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**R-17-05-26**

A Resolution approving the Municipal Riverfront Development Downtown Dining District Liquor License

*126 West Columbia Street*

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**Z-17-05-27**

An Ordinance amending the City of Fort Wayne Zoning Map No. I-34 (Sec. 21 of Washington Township)

*Rezone approximately 2.32 acres from RP-Planned Residential to C2-Limited Retail at 3005 W. Washington Center Rd*

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## **PUBLIC WORKS COMMITTEE**

***Glynn Hines, Chair***

***Russ Jehl, Co-Chair***

***All Council Members***

### Action

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#### **S-17-05-03**

An Ordinance approving Construction Contract – 2017 Surface Milling for the Street Department – between Brooks Construction and the City of Fort Wayne, Indiana, in connection with the Board of Public Works

**Involving a total cost of \$311,523.00**

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#### **S-17-05-21**

An Ordinance approving contract for Solid Waste Collection between Red River Waste Solutions LP and the City of Fort Wayne, Indiana, in connection with the Board of Public Works

**Estimated total cost for Solid Waste Collection is \$5,000,000.00 per year**

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#### **S-17-05-22**

An Ordinance approving contract for Recycling Collection between Red River Waste Solutions LP and the City of Fort Wayne, Indiana, in connection with the Board of Public Works

**Estimated total cost for Recycling collection is \$2,000,000.00 per year**

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#### **S-17-05-23**

An Ordinance approving contract for Recycle Processing between Republic Services of Indiana LP, dba National Serv-All and the City of Fort Wayne, Indiana, in connection with the Board of Public Works

**Estimated total cost for Recycle Processing is \$886,000.00 per year**

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## **CITY UTILITIES COMMITTEE**

***Paul Ensley, Chair***

***Tom Freistroffer, Co-Chair***

***All Council Members***

### **Action**

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#### **S-17-05-01**

An Ordinance approving Construction Contract – WPCP Digesters 3 & 4 Improvements – between Ottenweller Contracting, LLC and the City of Fort Wayne, Indiana, in connection with the Board of Public works

**Involving a total cost of \$6,424,000.00**

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#### **S-17-05-02**

An Ordinance approving Contract for Professional Engineering Services – WPCP Digesters 3 & 4 Improvements CM/RPR Services – 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 \$377,281.00**

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# ORDINANCES AND RESOLUTIONS FOR PASSAGE

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## FINANCE COMMITTEE

*Geoff Paddock, Chair*

*Jason Arp, Co-Chair*

*All Council Members*

### Action

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Ward Corporation

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***Finance Committee Continued***  
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***Regulations Committee Continued***

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An Ordinance amending the City of Fort Wayne Zoning Map No. N-19 (Sec. 24 of Wayne Township)

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**S-17-04-02**

An Ordinance approving the awarding of the 2017 Agreement for Economic Development Services between Fort Wayne – Allen County Economic Development Alliance, Inc. and the City of Fort Wayne, Indiana, by and through the Division of Community Development

*Total Cost of \$250,000.00*

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**PUBLIC WORKS COMMITTEE**

***Glynn Hines, Chair***

***Russ Jehl, Co-Chair***

***All Council Members***

**Action**

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No Ordinance or Resolution for Passage

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## **CITY UTILITIES COMMITTEE**

***Paul Ensley, Chair***

***Tom Freistroffer, Co-Chair***

***All Council Members***

Action

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No Ordinance or Resolution for Passage

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**Prepared by the Office  
of the City Clerk**

**Lana R. Keesling  
City Clerk**