



COMMITTEE SESSION

AGENDA

Fort Wayne Common Council August 13, 2019

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

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

**John Crawford
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**

ARP		BARRANDA		CRAWFORD	
DIDIER		ENSLEY		FREISTROFFER	
HINES		JEHL		PADDOCK	

ORDER OF THE AGENDA

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3.	Discussion of Pending Ordinances and Resolutions	3 - 5
4.	Adjournment	

ORDINANCES AND RESOLUTIONS FOR DISCUSSION

PUBLIC WORKS COMMITTEE

Paul Ensley, Chair

Glynn Hines, Co-Chair

All Council Members

Action

No Ordinance or Resolution for Discussion

CITY UTILITIES COMMITTEE

Geoff Paddock, Chair

Thomas Didier, Co-Chair

All Council Members

Action

No Ordinance or Resolution for Discussion

FINANCE COMMITTEE

Russ Jehl, Chair

Jason Arp, Co-Chair

All Council Members

Action

R-19-07-25

A Resolution determining SUBSTANTIAL COMPLIANCE OR NON-COMPLIANCE with Statement of Benefits (CF-1) form filing for 2019 for Coram USA, LLC/JD Summit Associates for property at 6911 Innovation Boulevard, Fort Wayne, IN 46818 under Confirming Resolution R-98-13 with an “Economic Revitalization Area” approved under I.C. 6-1.1-12.1

R-19-08-23

A Declaratory Resolution designating an “Economic Revitalization Area” under I.C. 6-1.1-12.1 for property commonly known as 2817 Goshen Road, Fort Wayne, Indiana 46808 (Accutech Mold & Machine, Inc./Keldar Properties, LLC)

This is to be Introduced, Discussed and voted for Passage this evening

R-19-08-25

A Declaratory Resolution designating an “Economic Revitalization Area” under I.C. 6-1.1-12.1 for property commonly known as 101 Three Rivers North, Fort Wayne, Indiana 46802 (Three Rivers Apartments LLC)

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Tom Freistroffer, Chair

Michael Barranda, Co-Chair

All Council Members

Action

R-19-07-37

A Non-Binding Resolution to recognize and support the 100TH Anniversary of the Ratification of the 19TH Amendment to the United States Constitution granting women the right to vote

G-19-07-34

An Ordinance amending Title XI Business Regulations of the City of Fort Wayne Code of Ordinances to add a new Chapter 122 Live Sex Act Businesses

G-19-07-35

An Ordinance amending Title XI Business Regulations of the City of Fort Wayne Code of Ordinances to add a new Chapter 121 Sexually Oriented Businesses



REGULAR SESSION

AGENDA

Fort Wayne Common Council August 13, 2019

**REGULAR SESSION – 5:30 P.M.
ROOM 035 – COUNCIL COURTROOM
GARDEN LEVEL – CITIZENS SQUARE**

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

**John Crawford
President**

**Secretary of the Committee Session of the
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**Lana R. Keesling
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**Legal Advisor to Members of the
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Council Attorney**

ARP		BARRANDA		CRAWFORD	
DIDIER		ENSLEY		FREISTROFFER	
HINES		JEHL		PADDOCK	

ORDER OF THE AGENDA

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9.	Open Comments from Citizens and Council Members		
10.	Retirement of Colors		
11.	Adjournment		

ORDINANCES AND RESOLUTIONS FOR INTRODUCTION

PUBLIC WORKS COMMITTEE

Paul Ensley, Chair

Glynn Hines, Co-Chair

All Council Members

Action

S-19-08-04

An Ordinance approving Construction Contract – Woodhurst Assition Concrete Street Repairs - Resoution/W.O. #0354C - between Hipskind Concrete Corp. and the City of Fort Wayne, Indiana, in connection with the Board of Public Works

Involving a total cost of \$2,537,600.00

CITY UTILITIES COMMITTEE

Geoff Paddock, Chair

Thomas Didier, Co-Chair

All Council Members

Action

R-19-08-01

A Resolution approving the sale of certain real estate located at 7305 Lewis Road – Resolution #106-7-23-19-1 for the City of Fort Wayne, Division of City Utilities

Involving a total cost of \$69,300.00

S-19-08-02

An Ordinance approving Construction Contract – Hurshtown Reservoir Slope Repair – Resoution/W.O. #66642 - between Fleming Excavating, Inc. and the City of Fort Wayne, Indiana, in connection with the Board of Public Works

Involving a total cost of \$556,908.20

City Utilities Committee Continued
Action

S-19-08-03

An Ordinance approving Construction Contract – Stone Lake Stormwater Outfall - Resolution/W.O. #83484 - between Bunn, Inc. and the City of Fort Wayne, Indiana, in connection with the Board of Public Works

Involving a total cost of \$791,746.15

FINANCE COMMITTEE

Russ Jehl, Chair

Jason Arp, Co-Chair

All Council Members

Action

A-19-08-06

An Ordinance appropriating monies into certain accounts for the 2019 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 2019

Total Appropriations of \$3,250.00

A Public Hearing will be held on Tuesday August 27, 2019 at 5:30 PM

S-19-08-05

An Ordinance approving the awarding of ITB #4468 - 2019 Street Tree Purchases/Planting Services - by the City of Fort Wayne, Indiana, by and through its Department of Purchasing and Shade Trees Unlimited, Inc. for the Parks and Recreation Department

Involving a total cost of \$207,685.00

Finance Committee Continued
Action

R-19-08-07

A Resolution approving a Waiver of Noncompliance for a Late-Filed Statement of Benefits Real Estate Improvements (Form CF-1/Personal Property) for 3810 Fournier Drive, Fort Wayne, Indiana 46818 (CNC Industries, Inc.)

A Public Hearing will be held Tuesday August 27, 2019 at 5:30 PM

R-19-08-08

A Resolution approving a Waiver of Noncompliance for a Late-Filed Statement of Benefits Real Estate Improvements (Form CF-1/Real Property) for 1211 Progress Road, Fort Wayne, Indiana 46808 (Calico Precision Molding, LLC)

A Public Hearing will be held Tuesday August 27, 2019 at 5:30 PM

R-19-08-09

A Resolution approving a Waiver of Noncompliance for a Late-Filed Statement of Benefits Real Estate Improvements (Form CF-1/Real Property and CF-1/Personal Property) for 613 High Street, Fort Wayne, Indiana 46808 (CPI Card Group, Inc./Didier Limited Partnership & DNG LLC)

A Public Hearing will be held Tuesday August 27, 2019 at 5:30 PM

R-19-08-10

A Resolution approving a Waiver of Noncompliance for a Late-Filed Statement of Benefits Real Estate Improvements (Form CF-1/Real Property) for 4041 Parnell Avenue, Fort Wayne, Indiana 46805 (David M. Allen, D.D.S. & Associates, PC dba Afdent)

A Public Hearing will be held Tuesday August 27, 2019 at 5:30 PM

R-19-08-11

A Resolution approving a Waiver of Noncompliance for a Late-Filed Statement of Benefits Real Estate Improvements (Form CF-1/Real Property) for 4510 Airport Expressway, Fort Wayne, Indiana 46809 (HBC Realty Corp/Royce & Janice Carville/Faurecia Emission Control Technologies USA LLC)

A Public Hearing will be held Tuesday August 27, 2019 at 5:30 PM

Finance Committee Continued
Action

R-19-08-12

A Resolution approving a Waiver of Noncompliance for a Late-Filed Statement of Benefits Real Estate Improvements (Form CF-1/Personal Property) for 3015 Cannongate Drive, Fort Wayne, Indiana 46808 (Home Reserve, LLC)

A Public Hearing will be held Tuesday August 27, 2019 at 5:30 PM

R-19-08-13

A Resolution approving a Waiver of Noncompliance for a Late-Filed Statement of Benefits Real Estate Improvements (Form CF-1/Real Property and CF-1/Personal Property) for 3869 Ice Way, Fort Wayne, Indiana 46808 (Ice Sports Fort Wayne, LLC/CanLan Ice Sports (filed under Silverado Properties, LLC fka 3 Sheets Development))

A Public Hearing will be held Tuesday August 27, 2019 at 5:30 PM

R-19-08-14

A Resolution approving a Waiver of Noncompliance for a Late-Filed Statement of Benefits Real Estate Improvements (Form CF-1/Real Property) for 7601 South Anthony Boulevard, Fort Wayne, Indiana 46805 (Live Wire-Fort Wayne, LLC)

A Public Hearing will be held Tuesday August 27, 2019 at 5:30 PM

R-19-08-15

A Resolution approving a Waiver of Noncompliance for a Late-Filed Statement of Benefits Real Estate Improvements (Form CF-1/Real Property) for 9403 Avionics Drive, Fort Wayne, Indiana 46809 (Vita Nonwovens/HBC Realty Corp.)

A Public Hearing will be held Tuesday August 27, 2019 at 5:30 PM

R-19-08-16

A Resolution approving a Waiver of Noncompliance for a Late-Filed Statement of Benefits Real Estate Improvements (Form CF-1/Real Property) for 9403 Avionics Drive, Fort Wayne, Indiana 46809 (Vita Nonwovens/HBC Realty Corp.)

A Public Hearing will be held Tuesday August 27, 2019 at 5:30 PM

Finance Committee Continued
Action

R-19-08-17

A Resolution approving a Waiver of Noncompliance for a Late-Filed Statement of Benefits Real Estate Improvements (Form CF-1/Real Property) for 9403 Avionics Drive, Fort Wayne, Indiana 46809 (Vita Nonwovens/HBC Realty Corp.)

A Public Hearing will be held Tuesday August 27, 2019 at 5:30 PM

R-19-08-18

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 322/RE) for 4725 Arden Drive, Fort Wayne, Indiana 46809 (Paul A. Walters LLC/Quality Engineering, Inc./PAW International, Inc.)

A Public Hearing will be held Tuesday August 27, 2019 at 5:30 PM

R-19-08-19

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 322/RE) and Statement of Benefits Real Estate Improvements (Form CF-1/Real Property) for 3702 Vanguard Drive, Fort Wayne, Indiana 46809 (Pro Seal & Plastics, LLC/Global Seal Logistics, LLC)

A Public Hearing will be held Tuesday August 27, 2019 at 5:30 PM

R-19-08-20

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 322/RE) for 4202 Piper Drive, Fort Wayne, Indiana 46809 (Fort Wayne Metals Research Products Corp./Quoin Enterprises, LLC)

A Public Hearing will be held Tuesday August 27, 2019 at 5:30 PM

R-19-08-21

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 322/RE) for 9609 Ardmore Drive, Fort Wayne, Indiana 46809 (Fort Wayne Metals Research Products Corp./TEG Investments, LLC)

A Public Hearing will be held Tuesday August 27, 2019 at 5:30 PM

Finance Committee Continued

Action

R-19-08-22

A Resolution determining SUBSTANTIAL COMPLIANCE OR NON-COMPLIANCE with Statement of Benefits (CF-1) form filing for 2019 for Ash Brokerage Corporation for property at 888 South Harrison Street Fort Wayne, IN 46802 under Confirming Resolution R-19-15 with an “Economic Revitalization Area” approved under I.C. 6-1.1-12.1

R-19-08-23

A Declaratory Resolution designating an “Economic Revitalization Area” under I.C. 6-1.1-12.1 for property commonly known as 2817 Goshen Road, Fort Wayne, Indiana 46808 (Accutech Mold & Machine, Inc./Keldar Properties, LLC)

This was originally Introduced in the Committee Session this evening

R-19-08-24

A Confirming Resolution designating an “Economic Revitalization Area” under I.C. 6-1.1-12.1 for property commonly known as 2817 Goshen Road, Fort Wayne, Indiana 46808 (Accutech Mold & Machine, Inc./Keldar Properties, LLC)

A Public Hearing will be held Tuesday August 27, 2019 at 5:30 PM

R-19-08-25

A Declaratory Resolution designating an “Economic Revitalization Area” under I.C. 6-1.1-12.1 for property commonly known as 101 Three Rivers North, Fort Wayne, Indiana 46802 (Three Rivers Apartments LLC)

This was originally Introduced in the Committee Session this evening

R-19-08-26

A Confirming Resolution designating an “Economic Revitalization Area” under I.C. 6-1.1-12.1 for property commonly known as 101 Three Rivers North, Fort Wayne, Indiana 46802 (Three Rivers Apartments LLC)

A Public Hearing will be held Tuesday August 27, 2019 at 5:30 PM

Finance Committee Continued
Action

R-19-08-28

A Resolution approving a Waiver of Noncompliance for a Late-Filed Statement of Benefits Real Estate Improvements (Form CF-1/Personal Property) for 3810 Fournier Drive, Fort Wayne, Indiana 46818 (CNC Industries, Inc.)

A Public Hearing will be held Tuesday August 27, 2019 at 5:30 PM

REGULATIONS COMMITTEE

Tom Freistroffer, Chair

Michael Barranda, Co-Chair

All Council Members

Action

G-19-08-29

An Ordinance amending “§ 99.010 Prohibiting Use Of Public Right- Of- Way For The Purpose Of Selling Goods And Solicitations” in Chapter 99: Streets and Sidewalks; Trees and Shrubs, of the Fort Wayne Municipal Code of Ordinances

ORDINANCES AND RESOLUTIONS FOR PASSAGE

PUBLIC WORKS COMMITTEE

Paul Ensley, Chair

Glynn Hines, Co-Chair

All Council Members

Action

S-19-07-13 Do Pass

An Ordinance approving Construction Contract - Alley R01755/R01747/R01746 E/W, N/S: E Pontiac St, Colerick St, Reed St, Lillie St - Resolution #0334D - between Malott Contracting, INC. and the City of Fort Wayne, Indiana, in connection with the Board of Public Works

Involving a total cost of \$275,285.00

S-19-07-14 Do Pass

An Ordinance approving Construction Contract - 2019 Public Sidewalk Curb Ramp Package North - Resolution #0325U - between Key Concrete, INC. and the City of Fort Wayne, Indiana, in connection with the Board of Public Works

Involving a total cost of \$305,475.00

CITY UTILITIES COMMITTEE

Geoff Paddock, Chair

Thomas Didier, Co-Chair

All Council Members

Action

S-19-07-12 Do Pass

An Ordinance approving Professional Engineering Services Contract - St. Joe Dam Pump #2 Improvements CCM/RPR Services – Resolution/Work Order #66451 - between Jacobs Engineering Group, INC. and the City of Fort Wayne, Indiana, in connection with the Board of Public Works

Involving a total cost of \$143,385.00

S-19-07-15 Do Pass

An Ordinance approving Construction Contract – Schele and Raymond Water Main Replacement – Resolution/Work Order #66810 - between Hank's Plumbing and Heating Co., INC. and the City of Fort Wayne, Indiana, in connection with the Board of Public Works

Involving a total cost of \$456,435.00

S-19-07-16 Do Pass

An Ordinance approving Construction Contract – Crestwood Colony Water Main Replacement Phase 2 – Resolution/Work Order #66848 - between Rothenberger Company, INC. and the City of Fort Wayne, Indiana, in connection with the Board of Public Works

Involving a total cost of \$2,204,881.75

S-19-07-17 Do Pass

An Ordinance approving Construction Contract – Wet Weather Pump Station Coarse Screen Cleaning Improvements – Resolution/Work Order #76547 - between Cornerstone Stewards, INC. and the City of Fort Wayne, Indiana, in connection with the Board of Public Works

Involving a total cost of \$425,000.00

City Utilities Committee Continued
Action

S-19-07-18 Do Pass

An Ordinance approving Construction Contract – Three Rivers Filtration Plant Orthosphosphate Feed Improvements – Resolution/Work Order #66795 - between Ottenweller Contracting, LLC and the City of Fort Wayne, Indiana, in connection with the Board of Public Works

Involving a total cost of \$442,000.00

FINANCE COMMITTEE

Russ Jehl, Chair

Jason Arp, Co-Chair

All Council Members

Action

R-19-07-20 Motion 2B - Continue

A Resolution determining SUBSTANTIAL COMPLIANCE OR NON-COMPLIANCE with Statement of Benefits (CF-1) form filing for 2019 for Deister Concentrator, LLC/AOA Realty, LLC for property at 9205 Aviation Drive Fort Wayne, IN 46809 under Confirming Resolution R-61-17 with an “Economic Revitalization Area” approved under I.C. 6-1.1-12.1

R-19-07-21 Motion 2B - Continue

A Resolution determining SUBSTANTIAL COMPLIANCE OR NON-COMPLIANCE with Statement of Benefits (CF-1) form filing for 2019 for Long Term Care Investments III, LLC for property at 4180 Sage Bluff Crossing Fort Wayne, IN 46804 under Confirming Resolution R-71-13 with an “Economic Revitalization Area” approved under I.C. 6-1.1-12.1

R-19-07-22 Motion 2B-Continue

A Resolution determining SUBSTANTIAL COMPLIANCE OR NON-COMPLIANCE with Statement of Benefits (CF-1) form filing for 2019 for 817 S. Calhoun LLC for property at 817 S. Calhoun Street under Confirming Resolution R-34-12 with an “Economic Revitalization Area” approved under I.C. 6-1.1-12.1

Finance Committee Continued

Action

R-19-07-23 Motion 2B - Continue

A Resolution determining SUBSTANTIAL COMPLIANCE OR NON-COMPLIANCE with Statement of Benefits (CF-1) form filing for 2019 for Brooks Construction Company, Inc. for property at 2711 Banks Avenue, Fort Wayne, IN 46802 under Confirming Resolution R-30-10 with an "Economic Revitalization Area" approved under I.C. 6-1.1-12.1

R-19-07-24 Motion 2B - Continue

A Resolution determining SUBSTANTIAL COMPLIANCE OR NON-COMPLIANCE with Statement of Benefits (CF-1) form filing for 2019 for CK Products, LLC for property at 6230 Innovation Boulevard, Fort Wayne, IN 46818 under Confirming Resolution R-35-11 with an "Economic Revitalization Area" approved under I.C. 6-1.1-12.1

R-19-07-25

A Resolution determining SUBSTANTIAL COMPLIANCE OR NON-COMPLIANCE with Statement of Benefits (CF-1) form filing for 2019 for Coram USA, LLC/JD Summit Associates for property at 6911 Innovation Boulevard, Fort Wayne, IN 46818 under Confirming Resolution R-98-13 with an "Economic Revitalization Area" approved under I.C. 6-1.1-12.1

R-19-07-26 Motion 2B - Continue

A Resolution determining SUBSTANTIAL COMPLIANCE OR NON-COMPLIANCE with Statement of Benefits (CF-1) form filing for 2019 for Craftline Graphics, Inc. for property at 3522 W. Ferguson Road, Fort Wayne, IN 46809 under Confirming Resolution R-4-11 with an "Economic Revitalization Area" approved under I.C. 6-1.1-12.1

R-19-07-27 Motion 2A - Terminate

A Resolution determining SUBSTANTIAL COMPLIANCE OR NON-COMPLIANCE with Statement of Benefits (CF-1) form filing for 2019 for FXI, Inc. for property at 3005 Commercial Road, Fort Wayne, IN 46809 under Confirming Resolution R-40-11 with an "Economic Revitalization Area" approved under I.C. 6-1.1-12.1

R-19-07-28 Motion 2A - Terminate

A Resolution determining SUBSTANTIAL COMPLIANCE OR NON-COMPLIANCE with Statement of Benefits (CF-1) form filing for 2019 for Heritage Food Service Group for property at 5130 Executive Blvd. Fort Wayne, IN 46809 under Confirming Resolution R-12-10 with an "Economic Revitalization Area" approved under I.C. 6-1.1-12.1

Finance Committee Continued

Action

R-19-07-29 Motion 2B - Continue

A Resolution determining SUBSTANTIAL COMPLIANCE OR NON-COMPLIANCE with Statement of Benefits (CF-1) form filing for 2019 for JH Specialty, Inc./Hilltrans, LLC for property at 6030 Huguenard Road Fort Wayne, IN 46802 under Confirming Resolution R-53-09 with an "Economic Revitalization Area" approved under I.C. 6-1.1-12.1

R-19-07-30 Motion 2B - Continue

A Resolution determining SUBSTANTIAL COMPLIANCE OR NON-COMPLIANCE with Statement of Benefits (CF-1) form filing for 2019 for Pyromation, Inc. for property at 5211 Industrial Road Fort Wayne, IN 46802 under Confirming Resolution R-39-11 with an "Economic Revitalization Area" approved under I.C. 6-1.1-12.1

R-19-07-31 Motion 2B - Continue

A Resolution determining SUBSTANTIAL COMPLIANCE OR NON-COMPLIANCE with Statement of Benefits (CF-1) form filing for 2019 for Pyromation, Inc. for property at 5211 Industrial Road Fort Wayne, IN 46802 under Confirming Resolution R-17-14 with an "Economic Revitalization Area" approved under I.C. 6-1.1-12.1

R-19-07-33 Motion 2B - Continue

A Resolution determining SUBSTANTIAL COMPLIANCE OR NON-COMPLIANCE with Statement of Benefits (CF-1) form filing for 2019 for Tuthill Corporation, Inc. for property at 8825 Aviation Drive Fort Wayne, IN 46809 under Confirming Resolution R-41-12 with an "Economic Revitalization Area" approved under I.C. 6-1.1-12.1

R-19-08-23

A Declaratory Resolution designating an "Economic Revitalization Area" under I.C. 6-1.1-12.1 for property commonly known as 2817 Goshen Road, Fort Wayne, Indiana 46808 (Accutech Mold & Machine, Inc./Keldar Properties, LLC)

R-19-08-25

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REGULATIONS COMMITTEE

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