

# COMMITTEE SESSION

# AGENDA Fort Wayne Common Council September 27, 2022

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

Presiding over the Standing Committee Jason Arp of the Common Council President

Secretary of the Committee Session of the Lana Keesling Common Council City Clerk

Legal Advisor to Members of the Joseph G. Bonahoom Common Council Council Attorney

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ARP	CHAMBERS	DIDIER	
ENSLEY	FREISTROFFER	HINES	
JEHL	PADDOCK	TUCKER	

# **ORDER OF THE AGENDA**

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# **PUBLIC HEARINGS**

#### FINANCE COMMITTEE

Russ Jehl, Chair Sharon Tucker, Co-Chair All Council Members

# Action

#### R-22-09-15

A Confirming Resolution designating an "Economic Revitalization Area" under I.C. 6-1.1-12.1 for property commonly known as 310 West Cook Road, Fort Wayne, Indiana 46825

New Process Corporation/Didier-Coffman Real Estate Holdings, LLC/New Process Graphics, LLC

#### R-22-09-17

A Confirming Resolution designating an "Economic Revitalization Area" under I.C. 6-1.1-12.1 for property commonly known as 4321 Goshen Road, Fort Wayne, Indiana 46818

First Gear, Inc.

#### REGULATIONS COMMITTEE

# Paul Ensley, Chair Tom Freistroffer, Co-Chair All Council Members

#### Action

#### G-22-09-02

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

To vacate a portion of the right-of-way of Roxbury Drive within Southwood Park Addition, Section G, south of 5020 Southwood Avenue

#### G-22-09-03

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

To vacate all of Travers Place right-of-way, east of the 4300 block of Queen Street

#### G-22-09-04

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

To vacate all of Maverick Place right-of-way, east of the 4200 block of Queen Street

#### G-22-09-05

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

To vacate the north-south alley between Lots 161 and 162 in Swinney's Addition, along with the east-west alley on the north side of Lot 161, along the east and north boundaries of 1506 Wall Street

# **PRESENTATION**

# **Presentation of the 2023 Civil City Budget**

A Public Hearing will be held on Tuesday October 4, 2022 at 5:30 PM

# ORDINANCES AND RESOLUTIONS FOR DISCUSSION

#### **PUBLIC WORKS COMMITTEE**

Michelle Chambers, Chair Geoff Paddock, Co-Chair All Council Members

Action

No Ordinance or Resolution for Discussion

#### **CITY UTILITIES COMMITTEE**

Thomas Didier, Chair Glynn Hines, Co-Chair All Council Members

# Action

#### S-22-09-19

An Ordinance of the City of Fort Wayne authorizing the issuance of waterworks revenue bonds for the purpose of providing funds to pay the cost of certain additions, extensions and improvements to the municipal waterworks of said City, 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

The estimated cost of construction of the Project will not exceed the sum of \$13,000,000

Councilmembers' Votes					Total Y -
ARP	CHAMBERS	DIDIER	ENSLEY	FREISTROFFER	Total N -
HINES	JEHL	PADDOCK	TUCKER		Total A -

#### FINANCE COMMITTEE

# Russ Jehl, Chair Sharon Tucker, Co-Chair All Council Members

#### Action

#### R-22-08-03 Held from 09-13-22

A Resolution approving the Fort Wayne American Rescue Plan Act (ARPA) Payment of Eligible Solid Waste Department Expenses

Councilmembers' Votes					Total Y -
ARP	CHAMBERS	DIDIER	ENSLEY	FREISTROFFER	Total N -
HINES	JEHL	PADDOCK	TUCKER		Total A -

#### S-22-09-07

An Ordinance approving the awarding of ITB #8275853 - Demolitions and Lot Restorations - by the City of Fort Wayne, Indiana, by and through its Department of Purchasing and Kreager Group Inc. for Neighborhood Code Compliance

Involving a total cost of \$113,063.00

Councilmembers' Votes					Total Y -
ARP	CHAMBERS	DIDIER	ENSLEY	FREISTROFFER	Total N -
HINES	JEHL	PADDOCK	TUCKER		Total A -

#### R-22-09-15

A Confirming Resolution designating an "Economic Revitalization Area" under I.C. 6-1.1-12.1 for property commonly known as 310 West Cook Road, Fort Wayne, Indiana 46825

New Process Corporation/Didier-Coffman Real Estate Holdings, LLC/New Process Graphics, LLC

Councilmembers' Votes					Total Y -
ARP	CHAMBERS	DIDIER	ENSLEY	FREISTROFFER	Total N -
HINES	JEHL	PADDOCK	TUCKER		Total A -

# Action

#### R-22-09-17

A Confirming Resolution designating an "Economic Revitalization Area" under I.C. 6-1.1-12.1 for property commonly known as 4321 Goshen Road, Fort Wayne, Indiana 46818

First Gear, Inc.

Councilmembers' Votes					Total Y -
ARP	CHAMBERS	DIDIER	ENSLEY	FREISTROFFER	Total N -
HINES	JEHL	PADDOCK	TUCKER		Total A -

#### S-22-09-12

An Ordinance approving the financing of garbage carts by the City of Fort Wayne; authorizing acceptance of a lessor; and approving other actions with respect thereto

Gross cost for such purchases excluding financing costs shall not exceed \$1,000,000.00

Councilmembers' Votes					Total Y -
ARP	CHAMBERS	DIDIER	ENSLEY	FREISTROFFER	Total N -
HINES	JEHL	PADDOCK	TUCKER		Total A -

#### S-22-09-13

An Ordinance establishing the Riverfront Phase II Bond Fund

Councilmembers' Votes					Total Y -
ARP	CHAMBERS	DIDIER	ENSLEY	FREISTROFFER	Total N -
HINES	JEHL	PADDOCK	TUCKER		Total A -

#### **REGULATIONS COMMITTEE**

# Paul Ensley, Chair Tom Freistroffer, Co-Chair All Council Members

# Action

#### G-22-08-04 Held from 09-13-22

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

Councilmembers' Votes					Total Y -
ARP	CHAMBERS	DIDIER	ENSLEY	FREISTROFFER	Total N -
HINES	JEHL	PADDOCK	TUCKER		Total A -

#### G-22-08-18 Held from 09-13-22

An Ordinance amending Chapter 34: Police Department - § 34.03 "Eligibility for Promotion" of the City of Fort Wayne, Indiana, Code of Ordinances

Councilmembers' Votes					Total Y -
ARP	CHAMBERS	DIDIER	ENSLEY	FREISTROFFER	Total N -
HINES	JEHL	PADDOCK	TUCKER		Total A -



# **REGULAR SESSION**

# **AGENDA**

# Fort Wayne Common Council September 27, 2022

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

Presiding over the Standing Committee Jason Arp

of the Common Council President

Secretary of the Regular Session of the Lana Keesling Common Council City Clerk

Legal Advisor to Members of the Joseph G. Bonahoom Common Council Council Attorney

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ARP	CHAMBERS	DIDIER	
ENSLEY	FREISTROFFER	HINES	
JEHL	PADDOCK	TUCKER	

# **ORDER OF THE AGENDA**

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# ORDINANCES AND RESOLUTIONS FOR INTRODUCTION

#### **PUBLIC WORKS COMMITTEE**

Michelle Chambers, Chair Geoff Paddock, Co-Chair All Council Members

Action

No Ordinance or Resolution for Introduction

# **CITY UTILITIES COMMITTEE**

Thomas Didier, Chair Glynn Hines, Co-Chair All Council Members

# Action

#### S-22-09-23

An Ordinance approving Service Agreement – Water Pollution Control Plant Pond Capacity Restoration Phase IV – between Republic Services of IN, LP and the City of Fort Wayne, Indiana, by and through its Board of Public Works

Involving a total cost of \$723,600.00

Councilmembers' Votes					Total Y -
ARP	CHAMBERS	DIDIER	ENSLEY	FREISTROFFER	Total N -
HINES	JEHL	PADDOCK	TUCKER		Total A -

# **City Utilities Committee Continued**

# Action

#### S-22-09-31

An Ordinance approving Construction Contract – Riverwood Drive Septic Elimination Project - Work Order #76935 - between Pinpoint Directional Drilling, Inc. and the City of Fort Wayne, Indiana, by and through its Board of Public Works

# Involving a total cost of \$164,998.50

Councilmembers' Votes					Total Y -
ARP	CHAMBERS	DIDIER	ENSLEY	FREISTROFFER	Total N -
HINES	JEHL	PADDOCK	TUCKER		Total A -

#### S-22-09-32

An Ordinance approving Construction Contract – Willshire Estates/Oakhurst Park Stormwater Improvements - Work Order #83454 - between Krafft Water Solutions, LLC and the City of Fort Wayne, Indiana, by and through its Board of Public Works

#### Involving a total cost of \$220,662.00

Councilmembers' Votes					Total Y -
ARP	CHAMBERS	DIDIER	ENSLEY	FREISTROFFER	Total N -
HINES	JEHL	PADDOCK	TUCKER		Total A -

#### **FINANCE COMMITTEE**

# Russ Jehl, Chair Sharon Tucker, Co-Chair All Council Members

#### Action

#### A-22-09-24

An Ordinance appropriating monies for the purpose of defraying the expenses of the several departments of the City Government of the City of Fort Wayne, Indiana, for the Fiscal Year beginning January 1, 2023, and ending December 31, 2023, including all outstanding claims and obligations and fixing a time when the same shall take effect

#### A Public Hearing will be held Tuesday October 4, 2022 at 5:30 PM

	Councilmembers' Votes				
ARP	CHAMBERS	DIDIER	ENSLEY	FREISTROFFER	Total N -
HINES	JEHL	PADDOCK	TUCKER		Total A -

#### A-22-09-25

An Ordinance appropriating monies for the purpose of defraying the expenses of Fort Wayne Public Transportation, for the fiscal year beginning January 1, 2023, and ending December 31, 2023, including all outstanding claims and obligations and fixing a time when the same shall take effect

#### A Public Hearing will be held Tuesday October 11, 2022 at 5:30 PM

Councilmembers' Votes					Total Y -
ARP	CHAMBERS	DIDIER	ENSLEY	FREISTROFFER	Total N -
HINES	JEHL	PADDOCK	TUCKER		Total A -

#### R-22-09-22

A Resolution of the Common Council of the City of Fort Wayne, Indiana, approving the preliminary findings of the City of Fort Wayne Economic Development Commission with respect to the issuance of Taxable Economic Development Revenue Bonds for the financing of certain Economic Development Facilities to be undertaken by House Investments, LLP, And authorizing and committing the City of Fort Wayne, Indiana, to proceed with such financing, subject to final action by this Common Council with respect to the terms and conditions of such financing

	Councilmembers' Votes				
ARP	CHAMBERS	DIDIER	ENSLEY	FREISTROFFER	Total N -
HINES	JEHL	PADDOCK	TUCKER		Total A -

#### Action

#### S-22-09-21

An Ordinance approving the awarding of purchase of diesel fuel at Lassus Stores for 2023 by the City of Fort Wayne, Indiana, by and through its Department of Purchasing and Lassus Brothers Inc. for the Fleet Maintenance Department

Involving a total cost of not to exceed \$160,000.00

Councilmembers' Votes					Total Y -
ARP	CHAMBERS	DIDIER	ENSLEY	FREISTROFFER	Total N -
HINES	JEHL	PADDOCK	TUCKER		Total A -

#### R-22-09-26

Resolution approving the 2023 Budget for the Consolidated Communications Partnership of Allen County, Indiana and the City of Fort Wayne (CCP)

	Councilmembers' Votes				
ARP	CHAMBERS	DIDIER	ENSLEY	FREISTROFFER	Total N -
HINES	JEHL	PADDOCK	TUCKER		Total A -

#### S-22-09-27

An Ordinance fixing the salaries of each and every appointed officer, employee, deputy assistant, departmental and institutional head of the Civil City and City Utilities of the City of Fort Wayne, Indiana for the year 2023

Councilmembers' Votes					Total Y -
ARP	CHAMBERS	DIDIER	ENSLEY	FREISTROFFER	Total N -
HINES	JEHL	PADDOCK	TUCKER		Total A -

#### S-22-09-28

An Ordinance fixing the salaries of all members of the Division of Public Safety of the City of Fort Wayne, Indiana for the year 2023

Councilmembers' Votes					Total Y -
ARP	CHAMBERS	DIDIER	ENSLEY	FREISTROFFER	Total N -
HINES	JEHL	PADDOCK	TUCKER		Total A -

# Action

#### S-22-09-29

An Ordinance fixing the Compensation of elected officials For the City of Fort Wayne, Indiana, for the year 2023

Councilmembers' Votes					Total Y -
ARP	CHAMBERS	DIDIER	ENSLEY	FREISTROFFER	Total N -
HINES	JEHL	PADDOCK	TUCKER		Total A -

# **REGULATIONS COMMITTEE**

Paul Ensley, Chair
Tom Freistroffer, Co-Chair
All Council Members

# Action

#### G-22-09-30

An Ordinance amending Chapter 51: Sewers City of Fort Wayne, Code of Ordinances

Councilmembers' Votes						
ARP	ARP CHAMBERS DIDIER ENSLEY FREISTROFFER					
HINES	JEHL	PADDOCK	TUCKER		Total A -	

# ORDINANCES AND RESOLUTIONS FOR PASSAGE

### **PUBLIC WORKS COMMITTEE**

Michelle Chambers, Chair Geoff Paddock, Co-Chair All Council Members

Action

No Ordinance or Resolution for Passage

# **CITY UTILITIES COMMITTEE**

Thomas Didier, Chair Glynn Hines, Co-Chair All Council Members

# Action

#### S-22-09-01 Do Pass

An Ordinance approving St. Joseph Dam Screens 1, 2, And 3 Rebuild Material Procurement – Material Number 67248 - Between Evoqua Water Technologies LLC and the City of Fort Wayne, Indiana, as a Special Procurement under I.C. 5-22-10 by and through its Department of Purchasing for the City Utilities Engineering Department

Involving a total cost of \$195,810.00

Councilmembers' Votes					Total Y -
ARP CHAMBERS DIDIER ENSLEY FREISTROFFER					
HINES	JEHL	PADDOCK	TUCKER		Total A -

### City Utilities Committee Continued

# Action

#### S-22-09-06 Do Pass

An Ordinance approving Construction Contract – Wildwood Area Water Main Replacement – Work Order #67121 - Between VTF Excavation, LLC and the City of Fort Wayne, Indiana, by and through its Board of Public Works

Involving a total cost of \$2,228,995.04

	Councilmembers' Votes				
ARP	ARP CHAMBERS DIDIER ENSLEY FREISTROFFER 1				
HINES	JEHL	PADDOCK	TUCKER		Total A -

#### S-22-09-10 Do Pass

An Ordinance approving Construction Contract – Brown Street CSO 007/056 Consolidation Sewer - Work Order #76696 between Thieneman Construction, Inc. and the City of Fort Wayne, Indiana, by and through its Board of Public Works

Involving a total cost of \$3,756,500.00

Councilmembers' Votes					Total Y -
ARP	ARP CHAMBERS DIDIER ENSLEY FREISTROFFER 1				
HINES	JEHL	PADDOCK	TUCKER		Total A -

#### S-22-09-18 Do Pass

An Ordinance approving Peerless Midwest, Inc. Construction Agreement between Peerless Midwest, Inc. and the City of Fort Wayne, Indiana, by and through its Board of Public Works

Involving a total cost of \$173,504.00

Councilmembers' Votes					Total Y -
ARP	CHAMBERS DIDIER ENSLEY FREISTROFFER				Total N -
HINES	JEHL	PADDOCK	TUCKER		Total A -

# City Utilities Committee Continued

#### Action

#### S-22-09-19

An Ordinance of the City of Fort Wayne authorizing the issuance of waterworks revenue bonds for the purpose of providing funds to pay the cost of certain additions, extensions and improvements to the municipal waterworks of said City, 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

The estimated cost of construction of the Project will not exceed the sum of \$13,000,000

Councilmembers' Votes					Total Y -
ARP	ARP CHAMBERS DIDIER ENSLEY FREISTROFFER 7				
HINES	JEHL	PADDOCK	TUCKER		Total A -

### FINANCE COMMITTEE

Russ Jehl, Chair Sharon Tucker, Co-Chair All Council Members

# Action

#### R-22-08-03 Held from 09-13-22

A Resolution approving the Fort Wayne American Rescue Plan Act (ARPA) Payment of Eligible Solid Waste Department Expenses

Councilmembers' Votes					Total Y -
ARP	ARP CHAMBERS DIDIER ENSLEY FREISTROFFER 1				
HINES	JEHL	PADDOCK	TUCKER		Total A -

#### R-22-08-21 No Recommendation - Passage vote held from 09-13-22

A Resolution confirming the approving order of the Fort Wayne Plan Commission and Fort Wayne Redevelopment Commission Resolution 2022-04 concerning repeal of the North River Urban Renewal Area

Councilmembers' Votes					Total Y -
ARP	ARP CHAMBERS DIDIER ENSLEY FREISTROFFER 1				
HINES	JEHL	PADDOCK	TUCKER		Total A -

#### R-22-08-22 No Recommendation - Passage vote held from 09-13-22

A Resolution confirming the approving order of the Fort Wayne Plan Commission and Fort Wayne Redevelopment Commission Resolution 2022-05 concerning Amendment I to the Lima-Wells-Fernhill Economic Development Area

Councilmembers' Votes					Total Y -
ARP	ARP CHAMBERS DIDIER ENSLEY FREISTROFFER 7				
HINES	JEHL	PADDOCK	TUCKER		Total A -

#### R-22-09-11 Do Pass

A Resolution approving projects and funding included in the Fort Wayne American Rescue Plan Act (ARPA) Approved Plan

Councilmembers' Votes					Total Y -
ARP	CHAMBERS	DIDIER	ENSLEY	FREISTROFFER	Total N -
HINES	JEHL	PADDOCK	TUCKER		Total A -

#### R-22-09-15

A Confirming Resolution designating an "Economic Revitalization Area" under I.C. 6-1.1-12.1 for property commonly known as 310 West Cook Road, Fort Wayne, Indiana 46825

New Process Corporation/Didier-Coffman Real Estate Holdings, LLC/New Process Graphics, LLC

Councilmembers' Votes					Total Y -	
ARP	ARP CHAMBERS DIDIER ENSLEY FREISTROFFER					
HINES	JEHL	PADDOCK	TUCKER		Total A -	

#### Action

#### R-22-09-17

A Confirming Resolution designating an "Economic Revitalization Area" under I.C. 6-1.1-12.1 for property commonly known as 4321 Goshen Road, Fort Wayne, Indiana 46818

First Gear, Inc.

Councilmembers' Votes					Total Y -
ARP	ARP CHAMBERS DIDIER ENSLEY FREISTROFFER 7				
HINES	JEHL	PADDOCK	TUCKER		Total A -

#### S-22-09-07

An Ordinance approving the awarding of ITB #8275853 - Demolitions and Lot Restorations - by the City of Fort Wayne, Indiana, by and through its Department of Purchasing and Kreager Group Inc. for Neighborhood Code Compliance

Involving a total cost of \$113,063.00

Councilmembers' Votes					Total Y -
ARP	ARP CHAMBERS DIDIER ENSLEY FREISTROFFER				
HINES	JEHL	PADDOCK	TUCKER		Total A -

#### S-22-09-09 Do Pass

Preliminary resolution of the Common Council of the City of Fort Wayne, Indiana, approving request for an amended ordinance authorizing the issuance of taxable Economic development revenue bonds (Electric Works Project Phase II), and authorizing and approving other actions in respect thereto

Increasing the maximum principal amount of the Bonds to a combined aggregate principal amount not to exceed \$46,000,000.00

Councilmembers' Votes					Total Y -
ARP	ARP CHAMBERS DIDIER ENSLEY FREISTROFFER				
HINES	JEHL	PADDOCK	TUCKER		Total A -

#### Action

#### S-22-09-12

An Ordinance approving the financing of garbage carts by the City of Fort Wayne; authorizing acceptance of a lessor; and approving other actions with respect thereto

Gross cost for such purchases excluding financing costs shall not exceed \$1,000,000

Councilmembers' Votes					Total Y -
ARP	ARP CHAMBERS DIDIER ENSLEY FREISTROFFER				
HINES	JEHL	PADDOCK	TUCKER		Total A -

#### S-22-09-13

An Ordinance establishing the Riverfront Phase II Bond Fund

Councilmembers' Votes					Total Y -
ARP	ARP CHAMBERS DIDIER ENSLEY FREISTROFFER '				
HINES	JEHL	PADDOCK	TUCKER		Total A -

# **REGULATIONS COMMITTEE**

# Paul Ensley, Chair Tom Freistroffer, Co-Chair All Council Members

# Action

#### G-22-08-04 Held from 09-13-22

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

Councilmembers' Votes					Total Y -
ARP	ARP CHAMBERS DIDIER ENSLEY FREISTROFFER				
HINES	JEHL	PADDOCK	TUCKER		Total A -

# Regulations Committee Continued

#### Action

#### G-22-08-18 Held from 09-13-22

An Ordinance amending Chapter 34: Police Department - § 34.03 "Eligibility for Promotion" of the City of Fort Wayne, Indiana, Code of Ordinances

Councilmembers' Votes					Total Y -
ARP	ARP CHAMBERS DIDIER ENSLEY FREISTROFFER				
HINES	JEHL	PADDOCK	TUCKER		Total A -

#### R-22-09-08 Do Pass

A Resolution of The Common Council of The City of Fort Wayne, Indiana, regarding the approval of an amended and restated Interlocal Cooperation Agreement for the operation of a Joint Land Use Department for the County of Allen and the City of Fort Wayne ("2022 Interlocal Agreement")

	Councilmembers' Votes				
ARP	RP CHAMBERS DIDIER ENSLEY FREISTROFFER				
HINES	JEHL	PADDOCK	TUCKER		Total A -

#### R-22-09-20 Do Pass

A Resolution authorizing Fort Wayne Public Transportation Corporation to expand Joblink Vanpool Program outside its operational boundaries

Councilmembers' Votes					Total Y -
ARP CHAMBERS DIDIER ENSLEY FREISTROFFER					Total N -
HINES	JEHL	PADDOCK	TUCKER		Total A -