

COMMITTEE SESSION

AGENDA Fort Wayne Common Council July 25, 2023

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

Presiding over the Standing Committee Tom Freistroffer of the Common Council Vice President

Secretary of the Committee Session of the Common Council

Lana Keesling
City Clerk

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

ARP CHAMBERS DIDIER

ENSLEY FREISTROFFER HINES

JEHL PADDOCK TUCKER

ORDER OF THE AGENDA

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	Item	Page #
1.	Roll Call	1
2.	Adoption of the Agenda	
3.	Announcement	2
4.	Discussion of Pending Ordinances and Resolutions	3 - 6
5.	Adjournment	

ANNOUNCEMENT

Application for Justice Assistance Grant (JAG) - FWPD

ORDINANCES AND RESOLUTIONS FOR DISCUSSION

PUBLIC WORKS COMMITTEE

Thomas Didier, Chair
Michelle Chambers, Co-Chair
All Council Members

Action

S-23-07-01

An Ordinance approving Construction Contract – North Triangle Neighborhood Concrete Street Repairs - Work Order #0514C – between Hipskind Concrete Corp. and the City of Fort Wayne, Indiana, by and through its Board of Public Works

Involving a total cost \$1,690,056.00

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

CITY UTILITIES COMMITTEE

Russ Jehl, Chair
Paul Ensley, Co-Chair
All Council Members

Action

S-23-07-02

An Ordinance certifying and approving the need for the services of a consultant to provide professional On-Call Resident Project Representative/Inspection Services – August 1, 2023 – July 31, 2025 to the Division of City Utilities through its Board of Public Works

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

FINANCE COMMITTEE

Geoff Paddock, Chair Jason Arp, Co-Chair All Council Members

Action

No Ordinance or Resolution for Discussion

REGULATIONS COMMITTEE

Sharon Tucker, Chair
Tom Freistroffer, Co-Chair
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Action

G-23-03-32 Held from 4/25/23, held again from 5/23/23

An Ordinance amending Chapter 112: Emergency Medical Services of the Fort Wayne Municipal Code of Ordinances

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G-23-07-03

An Ordinance amending § 95.02: Beehives in the Fort Wayne Municipal Code of Ordinances

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Regulations Committee Continued

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Z-23-06-01

An Ordinance amending the City of Fort Wayne Zoning Map No. Q-07 (Sec. 18 of Adams Township)

To rezone approximately 0.76 acres from C2/Limited Commercial to C3/General Commercial with a Written Commitment to limit uses at 3418 Wayne Trace to allow for the use of the existing business as a food product importer/wholesaler

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To rezone approximately 5.22 acres from R1/Single Family to R3/Multiple Family Residential at 6737 and 6749 Maplecrest Road to allow for a 46-unit apartment development

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An Ordinance amending the City of Fort Wayne Zoning Map No. P-11 (Sec. 18 of Adams Township)

To rezone approximately 1.84 acres from R1/Single Family to RP/Planned Residential at 2205, 2225 and 2235 McKinnie Avenue to allow for a 22-unit duplex townhome development

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REGULAR SESSION AGENDA Fort Wayne Common Council July 25, 2023 REGULAR SESSION - 5:30 P.M. **ROOM 035 – COUNCIL CHAMBERS COURTROOM** GARDEN LEVEL - CITIZENS SQUARE Presiding over the Standing Committee **Tom Freistroffer** of the Common Council Vice 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 ARP **CHAMBERS DIDIER**

HINES

TUCKER

FREISTROFFER

PADDOCK

ENSLEY

JEHL

ORDER OF THE AGENDA

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	Items		Page #
1.	Presentation of National Colors	Sergeant-at-arms	
2.	Roll Call	Lana Keesling City Clerk	7
3.	Adoption of the Agenda		
4.	President's Report and Comments	Tom Freistroffer Council Vice President	
5.	Communications		
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8.	Miscellaneous Business		
9.	Open Comments from Citizens and Council Members		
10.	Retirement of Colors		
11.	Adjournment		

ORDINANCES AND RESOLUTIONS FOR INTRODUCTION

PUBLIC WORKS COMMITTEE

Thomas Didier, Chair Michelle Chambers, Co-Chair All Council Members

Action

S-23-07-26

An Ordinance approving Construction Contract – Swinney Avenue Brick Street Repair – Work Order #0737B – between Key Concrete Inc. and the City of Fort Wayne, Indiana, by and through its Board of Public Works

Involving a total cost \$272,845.00

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

S-23-07-27

An Ordinance approving Construction Contract – 2023 Bridge Deck Overlay - Work Order #0779X – between Ram Construction Services of Michigan, Inc. and the City of Fort Wayne, Indiana, by and through its Board of Public Works

Involving a total cost of \$852,255.01

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

Public Works Committee Continued

Action

S-23-07-28

An Ordinance approving Construction Contract – Anthony Blvd & McKinnie Ave Signal Upgrade - Work Order #0770T – between Michiana Contracting, Inc. and the City of Fort Wayne, Indiana, by and through its Board of Public Works

Involving a total cost of \$199,500.00

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

CITY UTILITIES COMMITTEE

Russ Jehl, Chair Paul Ensley, Co-Chair All Council Members

Action

S-23-07-29

An Ordinance approving Services Agreement – City Utilities St Joe Dam Sediment Removal Services - between Solomon Diving Inc. and the City of Fort Wayne, Indiana, by and through its Board of Public Works

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

FINANCE COMMITTEE

Geoff Paddock, Chair Jason Arp, Co-Chair All Council Members

Action

A-23-07-24

An Ordinance appropriating money into certain accounts for the 2023 Budgets of various funds and departments of the City of Fort Wayne, reducing the unappropriated and unobligated balance of the fund involved as required to meet obligations for the remainder of 2023

A Public Hearing will be held Tuesday, August 8, 2023 at 5:30 PM

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

R-23-07-25

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

Fund for the approved plan for CyberVault in the amount of \$828,094.00

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

R-23-07-03

A Resolution determining SUBSTANTIAL COMPLIANCE OR NON-COMPLIANCE with Statement of Benefits (CF-1) form filing for 2023 for Accugear, Inc. for property at 6710 Innovation Boulevard, Fort Wayne, IN 46818 under Confirming Resolution R-10-19 with an "Economic Revitalization Area" approved under I.C. 6-1.1-12.1

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

R-23-07-04

A Resolution determining SUBSTANTIAL COMPLIANCE OR NON-COMPLIANCE with Statement of Benefits (CF-1) form filing for 2023 for Accutech Mold and Machine, Inc. for property at 2817 Goshen Road, Fort Wayne, IN 46808 under Confirming Resolution R-12-17 with an "Economic Revitalization Area" approved under I.C. 6-1.1-12.1

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

R-23-07-05

A Resolution determining SUBSTANTIAL COMPLIANCE OR NON-COMPLIANCE with Statement of Benefits (CF-1) form filing for 2023 for Accutech Mold and Machine, Inc. for property at 2817 Goshen Road, Fort Wayne, IN 46808 under Confirming Resolution R-12-17 with an "Economic Revitalization Area" approved under I.C. 6-1.1-12.1

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

R-23-07-06

A Resolution determining SUBSTANTIAL COMPLIANCE OR NON-COMPLIANCE with Statement of Benefits (CF-1) form filing for 2023 for Accutech Mold and Machine, Inc. for property at 2817 Goshen Road, Fort Wayne, IN 46808 under Confirming Resolution R-55-19 with an "Economic Revitalization Area" approved under I.C. 6-1.1-12.1

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

R-23-07-07

A Resolution determining SUBSTANTIAL COMPLIANCE OR NON-COMPLIANCE with Statement of Benefits (CF-1) form filing for 2023 for Alconex Specialty Products, Inc. for property at 7255 Chalfant Road, Fort Wayne, IN 46818 under Confirming Resolution R-34-18 with an "Economic Revitalization Area" approved under I.C. 6-1.1-12.1

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

R-23-07-08

A Resolution determining SUBSTANTIAL COMPLIANCE OR NON-COMPLIANCE with Statement of Benefits (CF-1) form filing for 2023 for Hoffmaster Group, Inc. for property at 7310 Innovation Boulevard, Fort Wayne, IN 46818 under Confirming Resolution R-112-18 with an "Economic Revitalization Area" approved under I.C. 6-1.1-12.1

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

R-23-07-09

A Resolution determining SUBSTANTIAL COMPLIANCE OR NON-COMPLIANCE with Statement of Benefits (CF-1) form filing for 2023 for All America City Investors, LLC for property at 7310 Innovation Boulevard, Fort Wayne, IN 46818 under Confirming Resolution R-117-18 with an "Economic Revitalization Area" approved under I.C. 6-1.1-12.1

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

R-23-07-10

A Resolution determining SUBSTANTIAL COMPLIANCE OR NON-COMPLIANCE with Statement of Benefits (CF-1) form filing for 2023 for ElringKlinger Manufacturing of Indiana, Inc. for property at 2677 Persistence Drive, Fort Wayne, IN 46808 under Confirming Resolution R-15-18 with an "Economic Revitalization Area" approved under I.C. 6-1.1-12.1

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

R-23-07-11

A Resolution determining SUBSTANTIAL COMPLIANCE OR NON-COMPLIANCE with Statement of Benefits (CF-1) form filing for 2023 for 2677 Persistence Dr. Investors, LLC. for property at 2677 Persistence Drive, Fort Wayne, IN 46808 under Confirming Resolution R-14-18 with an "Economic Revitalization Area" approved under I.C. 6-1.1-12.1

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

Action

R-23-07-12

A Resolution determining SUBSTANTIAL COMPLIANCE OR NON-COMPLIANCE with Statement of Benefits (CF-1) form filing for 2023 for Indiana Oxygen Company, Inc./Fort Brant Limited Partnership for property at 3806 Option Pass, Fort Wayne, IN 46818 under Confirming Resolution R-49-16 with an "Economic Revitalization Area" approved under I.C. 6-1.1-12.1

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

R-23-07-13

A Resolution determining SUBSTANTIAL COMPLIANCE OR NON-COMPLIANCE with Statement of Benefits (CF-1) form filing for 2023 for LH Carbide Corporation/LH Tool & Die Corporation for property at 4420 Clubview Drive, Fort Wayne, IN 46818 under Confirming Resolution R-21-14 with an "Economic Revitalization Area" approved under I.C. 6-1.1-12.1

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

R-23-07-14

A Resolution determining SUBSTANTIAL COMPLIANCE OR NON-COMPLIANCE with Statement of Benefits (CF-1) form filing for 2023 for Tippman Engineering, LLC/TBD Properties, LLC for property at 6340 Innovation Boulevard, Fort Wayne, IN 46818 under Confirming Resolution R-48-18 with an "Economic Revitalization Area" approved under I.C. 6-1.1-12.1

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

R-23-07-15

A Resolution determining SUBSTANTIAL COMPLIANCE OR NON-COMPLIANCE with Statement of Benefits (CF-1) form filing for 2023 for CT Financial Berry St, LLC for property at 113 West Berry Street, Fort Wayne, IN 46802 under Confirming Resolution R-73-17 with an "Economic Revitalization Area" approved under I.C. 6-1.1-12.1

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

Action

R-23-07-16

A Resolution determining SUBSTANTIAL COMPLIANCE OR NON-COMPLIANCE with Statement of Benefits (CF-1) form filing for 2023 for CT Financial Berry St, LLC for property at 113 West Berry Street, Fort Wayne, IN 46802 under Confirming Resolution R-73-17 with an "Economic Revitalization Area" approved under I.C. 6-1.1-12.1

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

R-23-07-17

A Resolution determining SUBSTANTIAL COMPLIANCE OR NON-COMPLIANCE with Statement of Benefits (CF-1) form filing for 2023 for Randall Lofts, LP for property at 220 Pearl Street, Fort Wayne, IN 46802 under Confirming Resolution R-58-12 with an "Economic Revitalization Area" approved under I.C. 6-1.1-12.1

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

R-23-07-18

A Resolution determining SUBSTANTIAL COMPLIANCE OR NON-COMPLIANCE with Statement of Benefits (CF-1) form filing for 2023 for Sipe Steel Rule Die, Inc. for property at 2703 Corrinado Court, Fort Wayne, IN 46808 under Confirming Resolution R-26-22 with an "Economic Revitalization Area" approved under I.C. 6-1.1-12.1

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

R-23-07-19

A Resolution Considering a Waiver of Non-Compliance for Late-Filed Compliance with Statement of Benefits (Form CF-1/Real Property) and Determination of Substantial Compliance or Non-Compliance with Statement of Benefits Approved under R-13-15 for 9403 Avionics Drive, Fort Wayne, Indiana 46809 (TWE Nonwovens US, Inc.)

A Public Hearing will be held Tuesday August 8, 2023 at 5:30 PM

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

Action

R-23-07-20

A Resolution Considering a Waiver of Non-Compliance for Late-Filed Compliance with Statement of Benefits (Form CF-1/Real Property) and Determination of Substantial Compliance or Non-Compliance with Statement of Benefits Approved under R-35-18 for 9403 Avionics Drive, Fort Wayne, Indiana 46809 (TWE Nonwovens US, Inc.)

A Public Hearing will be held Tuesday August 8, 2023 at 5:30 PM

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

R-23-07-21

A Resolution Considering a Waiver of Non-Compliance for Late-Filed Compliance with Statement of Benefits (Form CF-1/Real Property and Form CF-1/Personal Property) and Determination of Substantial Compliance or Non-Compliance with Statement of Benefits Approved under R-21-21 for 3955 West Washington Center Road, Fort Wayne, Indiana 46818 (Acadia Fort Wayne JV Holdings, LLC/FWBH, LLC/Acadia Healthcare Co. Inc.)

A Public Hearing will be held Tuesday August 8, 2023 at 5:30 PM

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

R-23-07-22

A Resolution Considering a Waiver of Non-Compliance for Late-Filed Compliance with Statement of Benefits (Form CF-1/Real Property and Form CF-1/Personal Property) and Determination of Substantial Compliance or Non-Compliance with Statement of Benefits Approved under R-49-18 for 3702 Vanguard Drive, Fort Wayne, Indiana 46809 (Pro Seal & Plastics, LLC/PSP Seals, LLC)

A Public Hearing will be held Tuesday August 8, 2023 at 5:30 PM

Councilmembers' Votes					Total Y -
ARP	CHAMBERS	DIDIER	ENSLEY	FREISTROFFER	Total N -
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Action

R-23-07-23

A Resolution terminating a designation for "Economic Revitalization Area" and real property tax phase-in approved under Resolution R-32-10 for property commonly known as 5503 Distribution Drive, Fort Wayne, Indiana 46825 (Trelleborg Sealing Solutions, Inc.)

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

REGULATIONS COMMITTEE

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No Ordinance or Resolution for Introduction

ORDINANCES AND RESOLUTIONS FOR PASSAGE

PUBLIC WORKS COMMITTEE

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G-23-06-42 Vote to Override Veto

An Ordinance adding 33.004: "Mayoral Appointee Term Limits" in Chapter 33: Departments, Boards, and other Administrative Bodies of the Fort Wayne Municipal Code of Ordinances to include term limits for appointments

This will require 2/3 vote in favor in order to override the veto

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Z-23-06-06

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HINES	JEHL	PADDOCK	TUCKER		Total A -