

**COMMITTEE SESSION**

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**AGENDA**

**FORT WAYNE COMMON COUNCIL**

**SEPTEMBER 12, 2006**

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**5:30 P.M.**                    **COMMITTEE SESSION**  
**COMMON COUNCIL CONFERENCE ROOM 128**

**5:30 P.M.**                    **LEGAL PUBLIC HEARINGS**  
**COMMON COUNCIL CONFERENCE ROOM 128**

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**PRESIDING OVER THE STANDING**  
**COMMITTEE OF THE COMMON COUNCIL**

**JOHN N. CRAWFORD**  
**PRESIDENT**

**SECRETARY OF THE COMMITTEE**  
**SESSION OF THE COMMON COUNCIL**

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

**LEGAL ADVISORS TO MEMBERS**  
**OF THE COMMON COUNCIL**

**JOSEPH G. BONAHOOM**  
**PHILIP H. LARMORE**  
**COUNCIL ATTORNEYS**

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**CRAWFORD \_\_\_\_\_, DIDIER \_\_\_\_\_, HAYHURST \_\_\_\_\_,**

**HINES \_\_\_\_\_, PAPE \_\_\_\_\_, SCHMIDT \_\_\_\_\_,**

**SHOAFF \_\_\_\_\_, SMITH \_\_\_\_\_, TALARICO, JR. \_\_\_\_\_,**

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**ORDER OF THE AGENDA**

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**1. ROLL CALL**

**2. LEGAL PUBLIC HEARINGS – PAGES 3 AND 4**

**3. PRIOR APPROVAL REQUEST – PAGE 5**

**4. DISCUSSION OF PENDING  
ORDINANCES AND RESOLUTIONS – PAGES 6 THRU 9**

# LEGAL PUBLIC HEARINGS

5:30 P.M.

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## FINANCE COMMITTEE

**SAMUEL J. TALARICO, JR. - CHAIR**  
**DONALD J. SCHMIDT - CO-CHAIR**  
**ALL COUNCIL MEMBERS**

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**R-06-08-33**

**A CONFIRMING RESOLUTION designating an “Economic Revitalization Area” under I.C. 6-1.1-12.1 for property commonly known as 7505 Freedom Way, Fort Wayne, Indiana 46818 (FHH Properties, LLC/Creative Coatings, Inc.)**

**For both real and personal property improvements in the amount of \$2,900,000. In order to expand they will construct a 42,000 square foot expansion as well as new manufacturing equipment. 25 full-time jobs will be created as a result of the project.**

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**R-06-08-35**

**A CONFIRMING RESOLUTION designating an “Economic Revitalization Area” under I.C. 6-1.1-12.1 for property commonly known as 5227 Industrial Road, Fort Wayne, Indiana 46825 (Pyromation, Inc.)**

**For personal property improvements in the amount of \$1,380,000. In order to expand they will purchase new manufacturing and information technology equipment. 22 full-time jobs will be created as a result of the project.**

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**R-06-08-37**

**A CONFIRMING RESOLUTION designating an “Economic Revitalization Area” under I.C. 6-1.1-12.1 for property commonly known as 5211 Industrial Road, Fort Wayne, Indiana 46825 (Pyromation, Inc.)**

**For personal property improvements in the amount of \$2,552,100. In order to expand they will purchase new manufacturing and information technology equipment. 47 full-time jobs will be created as a result of the project**

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**LEGAL PUBLIC HEARINGS**

**CONTINUED**

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**FINANCE COMMITTEE**

**CONTINUED**

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**ACTION**

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**A-06-09-01**

**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, 2007, and ending December 31, 2007, including all outstanding claims and obligations and fixing a time when the same shall take effect**

**Sets new tax rate and makes new appropriations for 2007**

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## **PRIOR APPROVAL REQUEST**

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### **PUBLIC WORKS COMMITTEE**

**GLYNN A. HINES - CHAIR  
THOMAS E. HAYHURST - CO-CHAIR  
ALL COUNCIL MEMBERS**

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**“PRIOR APPROVAL REQUEST” Anthony Boulevard: Gardendale Avenue to Gable Road. The contract was awarded to Newell Construction in the amount of \$203,649.00. Prior Approval was requested in order to take advantage of the construction season.**

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**ORDINANCES AND RESOLUTIONS UP FOR  
DISCUSSION**

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**FINANCE COMMITTEE**

**SAMUEL J. TALARICO, JR. - CHAIR  
DONALD J. SCHMIDT - CO-CHAIR  
ALL COUNCIL MEMBERS**

**ACTION**

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**R-06-08-33**

**A CONFIRMING RESOLUTION designating an “Economic Revitalization Area” under I.C. 6-1.1-12.1 for property commonly known as 7505 Freedom Way, Fort Wayne, Indiana 46818 (FHH Properties, LLC/Creative Coatings, Inc.)**

**For both real and personal property improvements in the amount of \$2,900,000. In order to expand they will construct a 42,600 square foot expansion as well as purchase new manufacturing equipment. 25 full-time jobs will be created as a result of the project.**

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**R-06-08-35**

**A CONFIRMING RESOLUTION designating an “Economic Revitalization Area” under I.C. 6-1.1-12.1 for property commonly known as 5227 Industrial Road, Fort Wayne, Indiana 46825 (Pyromation, Inc.)**

**For personal property improvements in the amount of \$1,380,000. In order to expand they will purchase new manufacturing and information technology equipment. 22 full-time jobs will be created as a result of the project**

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**FINANCE COMMITTEE**

**CONTINUED**

**ACTION**

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**R-05-08-37**

**A CONFIRMING RESOLUTION designating an “Economic Revitalization Area” under I.C. 6-1.1-12.1 for property commonly known as 5211 Industrial Road, Fort Wayne, Indiana 46825 (Pyromation, Inc.) For personal property improvements in the amount of \$2,552,100. In order to expand they will purchase new manufacturing and information technology equipment. 47 full-time jobs will be created as a result of the project**

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**R-06-08-15**

**A CONFIRMING RESOLUTION designating an “Economic Revitalization Area” under I.C. 6-1.1-12.1 for property commonly known as NE corner of Wayne Trace and McKinnie, Fort Wayne, Indiana 46806 (4531) Village At Wayne Trace for real property improvements in the amount of \$4,075,687. They will build 50 single family duplex homes consisting of 2, 3 and 4 bedrooms. Property tax abatement is an incentive that will encourage private investment**

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**A-06-09-01**

**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, 2007, and ending December 31, 2007, including all outstanding claims and obligations and fixing a time when the same shall take effect**

**Discussion immediately following Committee & Regular Session:**

<b>Mayor</b>	<b>Parking Enforcement</b>
<b>City Clerk/City Council</b>	<b>Law</b>

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## **REGULATIONS COMMITTEE**

**JOHN H. SHOAFF - CHAIR  
THOMAS E. SMITH - CO-CHAIR  
ALL COUNCIL MEMBERS**

**ACTION**

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**Z-06-08-01**

**AN ORDINANCE amending the City of Fort Wayne Zoning Map No. P-58 (Sec. 6 of St. Joe Township) Councilmanic District #2  
Southwest corner of East Dupont Road and Auburn Road –  
Would allow construction of a 5,230 square foot Star Financial Bank and Starbucks Coffee Shop**

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**Z-06-08-02**

**AN ORDINANCE amending the City of Fort Wayne Zoning Map No. K-50 Sec. 10 of Washington Township) Councilmanic District #3  
1623 West Wallen Road – approval to construct a 6,786 square foot Auto Zone Store on this site**

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**Z-06-08-03**

**AN ORDINANCE amending the City of Fort Wayne Zoning Map No. F-2 (Sec. 8 of Wayne Township) Councilmanic District #4  
5129 Illinois Road – approval for construction of a commercial and office development on this site**

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**PUBLIC WORKS COMMITTEE**

**GLYNN A. HINES - CHAIR  
THOMAS E. HAYHURST - CO-CHAIR  
ALL COUNCIL MEMBERS**

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**No Ordinances or Resolutions up for discussion**

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**CITY UTILITIES COMMITTEE**

**TIM PAPE - CHAIR  
THOMAS F. DIDIER - CO-CHAIR  
ALL COUNCIL MEMBERS**

**ACTION**

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**No Ordinances or Resolutions up for discussion**

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**REGULAR SESSION**

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**AGENDA**

**FORT WAYNE COMMON COUNCIL**

**SEPTEMBER 12, 2006**  
.....

**REGULAR SESSION**  
**IMMEDIATELY FOLLOWING COMMITTEE SESSION**  
**COMMON COUNCIL CHAMBERS ROOM 126**

.....  
**PRESIDING OVER THE STANDING**  
**COMMITTEE OF THE COMMON COUNCIL**

**JOHN N. CRAWFORD**  
**PRESIDENT**

**SECRETARY OF THE REGULAR**  
**SESSION OF THE COMMON COUNCIL**

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

**LEGAL ADVISORS TO MEMBERS**  
**OF THE COMMON COUNCIL**

**JOSEPH H. BONAHOOM**  
**PHILIP H. LARMORE**  
**COUNCIL ATTORNEYS**

.....  
CRAWFORD \_\_\_\_\_, DIDIER \_\_\_\_\_, HAYHURST \_\_\_\_\_,  
HINES \_\_\_\_\_, PAPE \_\_\_\_\_, SCHMIDT \_\_\_\_\_,  
SHOAFF \_\_\_\_\_, SMITH \_\_\_\_\_, TALARICO, JR. \_\_\_\_\_,  
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**ORDER OF THE AGENDA**  
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**PRESENTATION OF NATIONAL COLORS**

**SERGEANT-AT-ARMS**

**ROLL CALL**

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

**PRESIDENT'S REPORT AND COMMENTS**

**JOHN N. CRAWFORD**  
**PRESIDENT**

**COMMUNICATIONS:**

**FROM CE&D – ZONING AMENDMENTS (3)**  
**FROM BOARD OF PUBLIC SAFETY –**  
**REGULATORY RESOLUTIONS (4)**

**INTRODUCTION OF ORDINANCES AND RESOLUTIONS – PAGES 3 THRU 7**

**PASSAGE OF ORDINANCES AND RESOLUTIONS – PAGES 8 THRU 11**

**MISCELLANEOUS BUSINESS**

**CHAIR OPEN FOR COMMENTS – FROM CITIZENS AND COUNCIL MEMBERS**

**RETIREMENT OF COLORS**

**ADJOURNMENT**

**ORDINANCES AND RESOLUTIONS**  
**UP FOR INTRODUCTION**

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**FINANCE COMMITTEE**

**SAMUEL J. TALARICO, JR. – CHAIR**

**DONALD J. SCHMIDT – CO-CHAIR  
ALL COUNCIL MEMBERS**

**ACTION**

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**A-06-09-09**

**AN ORDINANCE appropriating monies into certain accounts for the 2006 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 2006**

**PUBLIC HEARING 9-26-06 – 5:30 P.M.**

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**A-06-09-10**

**AN ORDINANCE appropriating monies into certain accounts for the 2006 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 2006**

**PUBLIC HEARING 9-26-06 – 5:30 P.M.**

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**FINANCE COMMITTEE**

**CONTINUED**

**ACTION**

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**S-06-09-13**

**AN ORDINANCE approving the awarding of RFP #2482-Cultural Landscape Reports for Foster, Shoaff, McMillen and Weisser Parks and Rudisill Boulevard by the City of Fort Wayne, Indiana, by and through its Department of Purchasing and Heritage Landscapes for the Parks & Recreation Department – amount \$167,892**

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**S-06-09-23**

**AN ORDINANCE approving contract for Professional Economic Development Services between Northeast Indiana Regional Marketing Partnership and the City of Fort Wayne, Indiana – amount \$125,000**

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**R-06-09-08**

**A RESOLUTION approving the purchase of certain real estate (2542 Thompson Avenue) for the City of Fort Wayne, Indiana – amount \$592,250**

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**R-06-09-11**

**A RESOLUTION authorizing the transfer of funds between certain accounts within the 2006 budgets of certain City Departments**

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**R-06-09-18**

**A DECLARATORY RESOLUTION designating an “Economic Revitalization Area” under I.C. 6-1.1-12.1 for property commonly known as 3904 Ferguson Road, Fort Wayne, Indiana 46809 (International Paper Company) amount \$385,000**

**TO BE PASSED THIS EVENING**

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**R-06-09-19**

**A CONFIRMING RESOLUTION designating an “Economic Revitalization Area” under I.C. 6-1.1-12.1 for property commonly known as 3904 Ferguson Road, Fort Wayne, Indiana 46809 (International Paper Company) amount \$385,000**

**PUBLIC HEARING 9-26-06 – 5:30 P.M.**

**FINANCE COMMITTEE**

**CONTINUED**

**ACTION**

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**R-06-09-16**

**A DECLARATORY RESOLUTION designating an “Economic Revitalization Area” under I.C. 6-1.1-12.1 for property commonly known as Lot 15 in Huguenard Industrial Park, Fort Wayne, Indiana 46818 (LTHS, LLC) –amount \$331,000**

**TO BE PASSED THIS EVENING**

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**R-06-09-17**

**A CONFIRMING RESOLUTION designating an “Economic Revitalization Area” under I.C. 6-1.1-12.1 for property commonly known as Lot 15 in Huguenard Industrial Park, Fort Wayne, Indiana 46818**

(LTHS, LLC) – amount \$331,000

**PUBLIC HEARING 9-26-06 – 5:30 P.M.**

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**R-06-09-14**

**A DECLARATORY RESOLUTION designating an “Economic Revitalization Area” under I.C. 6-1.1-12.1 for property commonly known as 302 Constitution Drive, Fort Wayne, Indiana 46804 (K&L Holdings, LLC for Medical Informatics Engineering, Inc/NoMoreClipboard, LLC) \$430,000**

**TO BE PASSED THIS EVENING**

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**R-06-09-15**

**A CONFIRMING RESOLUTION designating an “Economic Revitalization Area” under I.C. 6-1.1-12.1 for property commonly known as 6302 Constitution Drive, Fort Wayne, Indiana 46804 (K&L Holdings, LLC for Medical Informatics Engineering, Inc/NoMoreClipboard, LLC) – amount \$430,000**

**PUBLIC HEARING 9-26-06 – 5:30 P.M.**

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## **REGULATIONS COMMITTEE**

**JOHN H. SHOAFF - CHAIR  
THOMAS E. SMITH - CO-CHAIR  
ALL COUNCIL MEMBERS**

### **ACTION**

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**R-06-09-21**

**A RESOLUTION approving the designation and establishing the boundaries of a “Municipal Riverfront Development Project” for the City of Fort Wayne**

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**R-06-09-22**

**A RESOLUTION approving the Interlocal Agency Agreement between the Common Council of the City of Fort Wayne, Indiana, and the Allen County Regional Water and Sewer District for a nonnegotiable**

**unsecured subordinated note**

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**Z-06-09-05**

**AN ORDINANCE amending the City of Fort Wayne Zoning Map No. R-14 (Sec. 32 of St Joe Township) – Councilmanic District #1  
3318 and 3320 East State Boulevard**

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**Z-06-09-04**

**AN ORDINANCE amending the City of Fort Wayne Zoning Map No. G-22 (Sec. 29 of Washington Township) – Councilmanic District #3  
3707 Hillegas Road**

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**PUBLIC WORKS COMMITTEE**

**GLYNN A. HINES - CHAIR  
THOMAS E. HAYHURST - CO-CHAIR  
ALL COUNCIL MEMBERS**

**ACTION**

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**S-06-09-06**

**AN ORDINANCE approving construction contract #7103-2006, Old Mill Road & Rudisill Boulevard between Concrete Services and the City of Fort Wayne, Indiana, in connection with the Board of Public Works – amount \$170,093.60**

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**S-06-09-20**

**AN ORDINANCE approving construction contract #7105-2006, Anthony Boulevard: Gardendale Avenue to Gable Road between Newell Construction and the City of Fort Wayne, Indiana, in connection with the Board of Public Works – amount \$203,649**

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**CITY UTILITIES COMMITTEE**

**TIM PAPE - CHAIR  
THOMAS F. DIDIER - CO-CHAIR  
ALL COUNCIL MEMBERS**

**ACTION**

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**S-06-09-07**

**AN ORDINANCE approving Sewer Inspection & Cleaning Service Contract (15) –Res. #87-43-15(15) between Reynolds Inliner and the City of Fort Wayne, Indiana, in connection with the Board of Public Works – amount \$216,856.70**

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**ORDINANCES AND RESOLUTIONS  
UP FOR PASSAGE**

.....  
**FINANCE COMMITTEE**

**SAMUEL J. TALARICO, JR. - CHAIR  
DONALD J. SCHMIDT - CO-CHAIR  
ALL COUNCIL MEMBERS**

**ACTION**

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**R-06-08-33**

**A CONFIRMING RESOLUTION designating an “Economic Revitalization Area” property 7505 Freedom Wayne (FHH Properties, LLC/Creative Coatings, Inc.)  
Amount \$2,900,000 – 25 full-time jobs will be created**

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**R-06-08-35**

**A CONFIRMING RESOLUTION designating an “Economic Revitalization Area” property 5227 Industrial Road (Pyromation, Inc.)  
Amount \$1,380,000 – 22 full-time jobs will be created**

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**R-06-08-37**

**A CONFIRMING RESOLUTION designating an “Economic Revitalization Area” 5211 Industrial Road (Pyromation, Inc.)  
Amount \$2,552,100 – 47 full-time jobs will be created**

---

**R-06-08-15**

**A CONFIRMING RESOLUTION designating an “Economic Revitalization Area” property NE corner of Wayne Trace and McKinnie  
Amount \$4,075,687 – 50 affordable units to provide housing to Service workers employed in the area, also encourages private Investment where it is unlikely or impossible**

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**FINANCE COMMITTEE**

**CONTINUED**

**ACTION**

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**R-06-09-18**

**A DECLARATORY RESOLUTION designating an “Economic Revitalization Area” property 3904 Ferguson Road (International Paper Company) – amount \$385,000 – 112 full-time jobs will be retained as a result of the project**

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**R-06-09-16**

**A DECLARATORY RESOLUTION designating an “Economic Revitalization Area” property Lot 15 in Huguenard Industrial Park (LTHS, LLC) – amount \$331,000 – 4 full-time jobs will be created as a result of the project**

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**R-06-09-14**

**A DECLARATORY RESOLUTION designating an “Economic Revitalization Area” property 6302 Constitution Drive (K&L Holdings, LLC for Medical Informatics Engineering, Inc/NoMoreClipboard, LLC) – amount \$430,000 – 30 full time jobs will be created as a result of the project**

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**DO PASS**

**S-06-08-25**

**AN ORDINANCE approving Splash Pads for Waynedale and McCormick Parks – for the Parks and Recreation Department**

Amount \$200,000

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**DO PASS S-06-08-26**  
**AN ORDINANCE approving Salomon Roadway/Trail Project for the Parks and Recreation Department – amount \$246,293**

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**DO PASS S-06-08-27**  
**AN ORDINANCE approving Tennis Court Improvements for various parks for the Parks and Recreation Department – amount \$112,728**

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**DO PASS S-06-08-30**  
**AN ORDINANCE approving the need for a consultant to develop traffic improvements at the Time Corners Intersections – to be paid on an annual basis, will be in excess of \$100,000**

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## **FINANCE COMMITTEE**

## **CONTINUED**

### **ACTION**

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**DO PASS S-06-08-38**  
**AN ORDINANCE approving Fleet Maintenance Repairs and Fuel Services for the Fleet Management – amount \$2,394,267**

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**DO PASS R-06-08-29**  
**A RESOLUTION approving the conveyance of certain real estate to the City of Fort Wayne, Indiana - convey a parcel of land for the Towpath Trail located east of Engle Road and south of Taylor Street**

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## **REGULATIONS COMMITTEE**

**JOHN H. SHOAFF - CHAIR**  
**THOMAS E. SMITH - CO-CHAIR**  
**ALL COUNCIL MEMBERS**

### **ACTION**

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**Z-06-08-01**  
**AN ORDINANCE amending the City of Fort Wayne Zoning Map No.**

**P-58 (Sec. 6 of St Joe Township – Councilmanic District #2  
Southwest corner of East Dupont Road and Auburn Road**

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**Z-06-08-02**

**AN ORDINANCE amending the City of Fort Wayne Zoning Map No.  
K-50 (Sec. 10 of Washington Township – Councilmanic District #3  
1623 West Wallen Road**

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**Z-06-08-03**

**AN ORDINANCE amending the City of Fort Wayne Zoning Map No.  
F-2 (Sec. 8 of Wayne Township) – Councilmanic District #4  
5129 Illinois Road**

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## **PUBLIC WORKS COMMITTEE**

**GLYNN A. HINES - CHAIR  
THOMAS E. HAYHURST - CO-CHAIR  
ALL COUNCIL MEMBERS**

### **ACTION**

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**No Ordinances or Resolutions up for passage**

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## **CITY UTILITIES COMMITTEE**

**TIM PAPE - CHAIR  
THOMAS DIDIER - CO-CHAIR  
ALL COUNCIL MEMBERS**

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**DO PASS      S-06-08-28  
AN ORDINANCE approving Combination Jet Flusher Truck for the  
Water Pollution Control Maintenance Department – amount  
\$211,659.60**

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**DO PASS      S-06-08-31  
AN ORDINANCE approving construction contract Lillian and Trinity  
Water Main Replacement – in connection with the Board of Public**

**Works – amount \$236,345.50**

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

**SANDRA E. KENNEDY  
CITY CLERK**

