

**COMMITTEE SESSION**

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**AGENDA**

**FORT WAYNE COMMON COUNCIL**

**FEBRUARY 13, 2007**

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**5:30 P.M.**

**COMMITTEE SESSION**  
**COMMON COUNCIL CONFERENCE ROOM 128**

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

**DONALD J. SCHMIDT**  
**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. DISCUSSION OF PENDING  
ORDINANCES AND RESOLUTIONS – PAGES 3 THRU 5**

# **ORDINANCES AND RESOLUTIONS UP FOR DISCUSSION**

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## **FINANCE COMMITTEE**

**THOMAS E. SMITH - CHAIR  
SAMUEL J. TALARICO, JR - CO-CHAIR  
ALL COUNCIL MEMBERS**

### **ACTION**

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**S-07-01-21**

**AN ORDINANCE certifying and approving the need for consultant services to provide professional engineering services and program management to the Water Resources Department of Fort Wayne City Utilities through the Board of Public Works**

**City Utilities does not have the capability or expertise to Perform these services – a need for a consultant to provide Professional engineering services – to be paid on an annual Basis will be in excess of \$100,000**

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**S-07-01-28**

**AN ORDINANCE approving the awarding of purchase of police equipment to outfit the 2007 police vehicles by the City of Fort Wayne, Indiana, by and through its Department of Purchasing and Motorola OEM Micor and Barney's Electric for the Fort Wayne Police Department**

**Total cost of \$768,285**

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**S-07-01-30**

**AN ORDINANCE approving the awarding of the contract with Affiliated Computer Services (ACS) by the City of Fort Wayne, Indiana, by and through its Department of Purchasing for the City of Fort Wayne**

**Approving shared costs between the City and Allen County for shared costs for the use of the Data Processing Facility**

**Total cost of \$259,092**

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## **REGULATIONS COMMITTEE**

**JOHN N. CRAWFORD - CHAIR  
TIM PAPE - CO-CHAIR  
ALL COUNCIL MEMBERS**

### **ACTION**

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**R-07-01-03**

**A RESOLUTION that will adopt the Maumee River Basin Commission's updated Floodplain Mitigation Plan to be the official plan of the City of Fort Wayne, so as to ensure public safety**

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**G-07-01-19**

**AN ORDINANCE repealing Chapter 151 "Historic Preservation and Protection Districts" of the Code of Ordinances of the City of Fort Wayne, Indiana**

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**G-06-05-11**

**AN ORDINANCE amending the Thoroughfare Plan of the City Comprehensive ("Master") Plan by vacating public right-of-way Councilmanic District #5  
North-South alley running between Lots #49 and Lots #25, 26 and 27 in Nindes Addition, lying just north of Kinnaird Ave.**

**TO BE WITHDRAWN**

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## **PUBLIC WORKS COMMITTEE**

**JOHN SHOAFF - CHAIR  
THOMAS F. DIDIER - CO-CHAIR  
ALL COUNCIL MEMBERS**

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**No Ordinances or Resolutions up for discussion**

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## **CITY UTILITIES COMMITTEE**

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

### **ACTION**

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**S-07-01-24**

**AN ORDINANCE approving the awarding of ITB #2263-96 – purchase of 96 and 48 gallon garbage containers by the City of Fort Wayne, Indiana, by and through its Department of Purchasing and Toter for the Solid Waste Department**

**Total cost of \$130,480**

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**S-07-01-25**

**AN ORDINANCE approving the awarding of ITB #2263-maintenance of garbage containers by the City of Fort Wayne, Indiana, by and through its Department of Purchasing and Toter for the Solid Waste Department**

**Total cost of \$155,700**

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**S-07-01-06**

**AN ORDINANCE amending Chapter 51 of the City of Fort Wayne Code of Ordinance**

**Sewer rate increased by 25%**

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**REGULAR SESSION**

**AGENDA**

**FORT WAYNE COMMON COUNCIL**

**FEBRUARY 13, 2007**

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

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

**DONALD J. SCHMIDT**  
**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. \_\_\_\_\_,

**ORDER OF THE AGENDA**

**PRESENTATION OF NATIONAL COLORS**

**SERGEANT-AT-ARMS**

**ROLL CALL**

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

**PRESIDENT'S REPORT AND COMMENTS**

**DONALD J. SCHMIDT**  
**PRESIDENT**

**INTRODUCTION OF ORDINANCES AND RESOLUTIONS – PAGES 3 THRU 8**

**PASSAGE OF ORDINANCES AND RESOLUTIONS – PAGES 9 THRU 13**

**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**

**THOMAS E. SMITH - CHAIR  
SAMUEL J. TALARICO, JR. - CO-CHAIR  
ALL COUNCIL MEMBERS**

### **ACTION**

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#### **S-07-02-11**

**AN ORDINANCE approving the awarding of ITB #2583-demolition of Lakeside Apartment Complex by the City of Fort Wayne, Indiana, by and through its Department of Purchasing and Palermo Construction for the Parks and Recreation Department  
Total cost of \$109,000**

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#### **S-07-02-10**

**AN ORDINANCE approving the awarding of ITB #2582-E, Swinney Tennis Court Reconstruction by the City of Fort Wayne, Indiana, by and through its Department of Purchasing and E&B Paving for the Parks and Recreation Department  
Total cost of \$255,633**

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#### **S-07-02-08**

**AN ORDINANCE approving the awarding of ITB #2578 – contract to replace the Irrigation System at McMillen and Shoaff Park Golf Courses, and repair piping of the Foster Park Golf Course Irrigation System by the City of Fort Wayne, Indiana, by and through its Department of Purchasing and Midwest Irrigation, Inc. for the Parks and Recreation Department  
Total cost of \$574,000**

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**FINANCE COMMITTEE**

**CONTINUED**

### **ACTION**

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#### **S-07-02-09**

**AN ORDINANCE approving the awarding of ITB #2165-contract for HVAC and Boiler Maintenance and Repair by the City of Fort Wayne, Indiana, by and through its Department of Purchasing**

**and GenereX, Industrial Piping and Havel Brothers  
Total cost of \$155,832+/-**

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**S-07-02-07**

**AN ORDINANCE approving the awarding of ITB#2584 -  
purchase of Asphalt Paver by the City of Fort Wayne, Indiana, by  
and through its Department of Purchasing and Brandeis  
Equipment for the Street Department  
Total cost of \$298,353**

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**S-07-02-06**

**AN ORDINANCE approving the awarding of Grant Agreement  
by the City of Fort Wayne, Indiana, by and through its  
Department of Purchasing and Arts United of Greater Fort  
Wayne for the Community Development Division - Credit  
Marketing Fund  
Total set forth in Grant Agreement \$100,000**

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**R-07-02-15**

**A DECLARATORY RESOLUTION designating an "Economic  
Revitalization Area" under I.C. 6-1.1-12.1 for property commonly  
known as 2515 Charleston Place, Fort Wayne, Indiana 46808  
(Murray Equipment, Inc.)  
Improvements in the amount of \$2,185,000**

**TO BE PASSED THIS EVENING**

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**FINANCE COMMITTEE**

**CONTINUED**

**ACTION**

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**R-07-02-16**

**A CONFIRMING RESOLUTION designating an "Economic  
Revitalization Area" under I.C. 6-1.1-12.1 for property commonly  
known as 2515 Charleston Place, Fort Wayne, Indiana 46808**

**(Murray Equipment, Inc.)  
Improvements in the amount of \$2,185,000**

**PUBLIC HEARING 2-27-07 - 5:30 P.M.**

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**R-07-02-13**

**A DECLARATORY RESOLUTION designating an “Economic Revitalization Area” under I.C. 6-1.1-12.1 for property commonly known as 6602 Innovation Boulevard and Tract 9, Summit Park II, Fort Wayne, Indiana 46818 (Ludwig Investments, LLC and The Trane Company)**

**Improvements in the amount of \$3,383,000**

**TO BE PASSED THIS EVENING**

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**R-07-02-14**

**A CONFIRMING RESOLUTION designating an “Economic Revitalization Area” under I.C. 6-1.1-12.1 for property commonly known as 6602 Innovation Boulevard and Tract 9, Summit Park II, Fort Wayne, Indiana 46818 (Ludwig Investments, LLC and The Trane Company)**

**Improvements in the amount of \$3,383,000**

**PUBLIC HEARING 2-27-07 - 5:30 P.M.**

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**FINANCE COMMITTEE**

**CONTINUED**

**ACTION**

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**R-07-02-12**

**AN ORDINANCE authorizing the issuance of Economic Development Revenue Bonds, Series 2007 (Concordia Theological Seminary, Inc. Project) of the City of Fort Wayne, Indiana, in an aggregate principal amount not to exceed**

**\$4,200,000, the proceeds of which shall be loaned to Concordia Theological Seminary, Inc., an Indiana Nonprofit Public Benefit Corporation, to finance the acquisition, construction, installation and equipping of an Economic Development Facility located in the City of Fort Wayne, Indiana**

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**R-07-02-04**

**A RESOLUTION of the Common Council of the City of Fort Wayne, Indiana, confirming the approving order of the Fort Wayne City Plan Commission and confirming Declaratory Resolution 2007-04 of the Fort Wayne Redevelopment Commission concerning the Lima-Wells-Fernhill Economic Development Area**

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## **REGULATIONS COMMITTEE**

**JOHN N. CRAWFORD - CHAIR  
TIM PAPE - CO-CHAIR  
ALL COUNCIL MEMBERS**

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**G-07-02-17**

**AN ORDINANCE amending the Code of the City of Fort Wayne, Indiana, Section 153.10 which adopted the General Plan for the City of Fort Wayne as approved by Council on May 11, 1982**

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**REGULATIONS COMMITTEE**

**CONTINUED**

## **ACTION**

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**R-07-02-18**

**A RESOLUTION proposing a study between the political subdivisions of Allen County and the City of Fort Wayne, which will study how to create maximum efficiencies on a cost effective basis up to and including the formation of one unit of government**

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**Z-07-02-01**

**AN ORDINANCE amending the City of Fort Wayne Zoning Map  
No. K-14 (Sec. 34 of Washington Township) Councilmanic  
District #4  
914 Maragret Avenue**

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**Z-07-02-02**

**AN ORDINANCE amending the City of Fort Wayne Zoning Map  
No. K-14 (Sec. 34 Of Washington Township) – Councilmanic  
District #4  
1036 Huffman Street & 1704 St Marys Avenue**

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**Z-07-02-03**

**AN ORDINANCE amending the City of Fort Wayne Zoning Map  
No. L-7 (Sec. 14 of Wayne Township) – Councilmanic District  
#04&05  
Property lying between Savilla Avenue, Cottage Avenue,  
Beaver Avenue & South Wayne Avenue**

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**PUBLIC WORKS COMMITTEE**

**JOHN N. SHOAFF – CHAIR  
THOMAS F. DIDIER – CO-CHAIR  
ALL COUNCIL MEMBERS**

**ACTION**

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No Ordinances or Resolutions up for introduction

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**CITY UTILITIES COMMITTEE**

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

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**S-07-02-05**

**AN ORDINANCE approving contract for a 1 year extension of  
Biosolids Processing, Handling and Marketing Operations Assistance  
between Fox Contractors Corporation and the City of Fort Wayne,  
Indiana, in connection with the Board of Public Works  
Total cost of \$411,475+/-**

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**ORDINANCES AND RESOLUTIONS  
UP FOR PASSAGE**

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**FINANCE COMMITTEE**

**THOMAS E. SMITH - CHAIR  
SAMUEL J. TALARICO, JR. - CO-CHAIR  
ALL COUNCIL MEMBERS**

**ACTION**

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**S-07-01-21**

**AN ORDINANCE approving the need consultant services for the  
Water Resources Department  
Total cost on annual basis will be in excess of \$100,000**

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**S-07-01-28**

**AN ORDINANCE approving purchase of police equipment to outfit the  
2007 police vehicles  
Total cost of \$768,285**

---

**S-07-01-30**

**AN ORDINANCE awarding contract with Affiliated Computer Services  
for the City of Fort Wayne  
Total cost of \$259,092**

---

**R-07-02-15**

**A DECLARATORY RESOLUTION designating an “Economic  
Revitalization Area” property 2515 Charleston Place (Murray  
Equipment, Inc.)**

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**R-07-02-13**

**A DECLARATORY RESOLUTION designating an “Economic  
Revitalization Area” property 6602 Innovation Boulevard and Tract 9,  
Summit Park II (Ludwig Investments, LLC and Trane Company)**

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**FINANCE COMMITTEE**

**CONTINUED**

**ACTION**

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**DO PASS**

**S-07-01-27**

**AN ORDINANCE approving annual funding commitment for the Fort  
Wayne Allen County Economic Development  
Total cost of \$200,000**

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**DO PASS**

**R-07-01-22**

**A RESOLUTION approving the issuance of bonds for the purpose of  
providing financing for the Concordia Theological Seminary, Inc.**

Revenue bonds in an amount not to exceed \$4,200,000

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**DO PASS R-07-01-23**

**A RESOLUTION approving the purchase of real estate, Division of City Utilities – 536 -538 Wagner Street  
Total cost of \$30,500**

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**REGULATIONS COMMITTEE**

**JOHN N. CRAWFORD – CHAIR  
TIM PAPE – CO-CHAIR  
ALL COUNCIL MEMBERS**

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**R-07-01-03**

**A RESOLUTION adopting the Maumee River Basin Commission’s updated Floodplain Mitigation Plan so as to ensure public safety**

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**G-07-01-19**

**AN ORDINANCE repealing Chapter 151 “Historic Preservation and Protection Districts”**

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**REGULATIONS COMMITTEE**

**CONTINUED**

**ACTION**

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**G-06-05-11**

**AN ORDINANCE amending the Thoroughfare Plan of the City Comprehensive (“Master”) Plan by vacating public right-of-way**

**TO BE WITHDRAW**

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**DO PASS Z-06-11-14**

**AN ORDINANCE amending the City of Fort Wayne Zoning Map No. Q-46 (Sec. 7 of St. Joseph Township)  
8133 North Clinton Street**

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**DO NOT PASS**

**Z-06-11-12**

**AN ORDINANCE amending the City of Fort Wayne Zoning Map  
No. K-50 (Sec. 10 of Washington Township)  
1225 West Wallen Road**

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**DO NOT PASS**

**Z-06-11-13**

**AN ORDINANCE amending the City of Fort Wayne Zoning Map  
No. K-50 (Sec. 10 of Washington Township)  
1225 West Wallen Road**

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**DO PASS**

**Z-06-11-15**

**AN ORDINANCE amending the City of Fort Wayne Zoning Map  
No. V-34 (Sec. 22 of St. Joseph Township)  
6500 through 6600 block of St. Joe Center Road**

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**DO PASS**

**R-07-01-20**

**A RESOLUTION approving credit for past service with another  
Indiana Political Subdivision for Linda Meyer**

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## **PUBLIC WORKS COMMITTEE**

**JOHN SHOAFF - CHAIR  
THOMAS F. DIDIER - CO-CHAIR  
ALL COUNCIL MEMBERS**

**ACTION**

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**No Ordinances or Resolutions up for passage**

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## **CITY UTILITIES COMMITTEE**

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

**ACTION**

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**S-07-01-24**

**AN ORDINANCE approving the awarding of ITB #2263-96 – purchase of 96 and 48 gallon garbage containers by the City of Fort Wayne, Indiana, by and through its Department of Purchasing and Toter for the Solid Waste Department  
Total cost of \$130,480**

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**S-07-01-25**

**AN ORDINANCE approving the awarding of ITB #2263-maintenance of garbage containers by the City of Fort Wayne, Indiana, by and through its Department of Purchasing and Toter for the Solid Waste Department  
Total cost of \$155,700**

---

**G-07-01-06**

**AN ORDINANCE amending Chapter 51 of the City of Fort Wayne Code of Ordinances  
Sewer rate increased by 25%**

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**CITY UTILITIES COMMITTEE**

**CONTINUED**

**ACTION**

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**DO PASS**

**S-07-01-26**

**AN ORDINANCE approving purchase of liquid ferrous sulfate/chloride for the Water Pollution Control Plant  
Total cost of \$228,960**

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**DO PASS**

**S-07-01-31**

**AN ORDINANCE approving purchase and delivery of liquid sodium hypochloride for the Water Pollution Control Plant  
Total cost of \$180,225**

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

**SANDRA E. KENNEDY  
CITY CLERK**



