

**COMMITTEE SESSION**

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**AGENDA**

**FORT WAYNE COMMON COUNCIL**

**MAY 22, 2007**

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**5:30 P.M.**                    **COMMITTEE SESSION**  
**COUNTY COUNCIL CHAMBERS**  
**COMMISSIONERS COURT ROOM 200**

**5:30 P.M.**                    **LEGAL PUBLIC HEARINGS**  
**COUNTY COUNCIL CHAMBERS**  
**COMMISSIONERS COURT ROOM 200**

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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. LEGAL PUBLIC HEARINGS – PAGE 3**

**3. APPROVAL OF “JUSTICE ASSISTANCE GRANT”**  
**FOR FORT WAYNE/ALLEN COUNTY POLICE DEPARTMENT**

**4. PRIOR APPROVAL REQUESTS – PAGE 4**

**5. DISCUSSION OF PENDING**  
**ORDINANCES AND RESOLUTIONS – PAGES 5 THRU 7**

## **LEGAL PUBLIC HEARINGS**

### **FINANCE COMMITTEE**

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

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**R-07-04-17**

**A CONFIRMING RESOLUTION designating an “Economic Revitalization Area” under I.C. 6-1.1-12.1 for property commonly known as 200 Sixth Street, Fort Wayne, Indiana 46808 (JAMJ Properties, LLC and Advantage Document Solutions Corporation)**

**For both real and personal properties improvements in the amount of \$1,765,000 – four full-time and two part-time jobs will be created as a result of the project**

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### **REGULATIONS COMMITTEE**

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

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**G-07-04-15**

**AN ORDINANCE amending the Thoroughfare Plan of the City Comprehensive (“Master”) Plan by vacating public right-of-way and a dedicated utility easement – Councilmanic District #4**

**Oriole Circle and the 8 foot platted utility easement which Encumbers Lots 1-13 and Lot 15, as established by the Plat of Ridgewood Addition – future development of a medical office park**

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## **PRIOR APPROVAL REQUESTS**

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### **PUBLIC WORKS COMMITTEE**

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

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**“PRIOR APPROVAL REQUEST” Jefferson Boulevard West: Illinois Road to Railroad Viaduct – contract was awarded to Brooks Construction in the amount of \$581,922.20**

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### **CITY UTILITIES COMMITTEE**

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

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**“PRIOR APPROVAL REQUEST” Limberlost Phase 2 Water Main Improvement – contract was awarded to Pyramid Excavating in the amount of \$311,914.05**

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**“PRIOR APPROVAL REQUEST” Lynhurst Drive Storm Drainage Improvements – contract was awarded to Crosby Excavating in the amount of \$122,024.25**

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**“PRIOR APPROVAL REQUEST” St. Joseph Dam Pump Station Electrical Project – contract was awarded to Weigand Construction Company, Inc. in the amount of \$6,594,000.00**

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**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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**R-07-04-17**

**A CONFIRMING RESOLUTION designating an “Economic Revitalization Area” under I.C. 6-1.1-12.1 for property commonly known as 200 Sixth Street, Fort Wayne, Indiana 46808 (JAMJ Properties, LLC and Advantage Document Solutions Corporation)**

**For both real and personal property improvements in the amount of \$1,765,000 – four full-time and two part time -jobs will be created as a result of the project**

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**REGULATIONS COMMITTEE**

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

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**G-07-04-21**

**AN ORDINANCE amending Chapter 154: “Signs,” of the City of Fort Wayne, Indiana, Code of Ordinances**

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**REGULATIONS COMMITTEE**

**CONTINUED**

**ACTION**

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**Z-07-04-01**

**AN ORDINANCE amending the City of Fort Wayne Zoning Map No. CC-23 (Sec. 27 of Aboite Township) – Councilmanic District #4**

**10200 & 10300 Blks of Liberty Mills Road – approval  
Would allow for the development of a five (5) lot duplex residential subdivision**

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**Z-07-04-02**

**AN ORDINANCE amending the City of Fort Wayne Zoning Map No. B-11 (Sec. 13 of Aboite Township) – Councilmanic District #4  
7322 West Jefferson Boulevard – approval to allow for the development of a six (6) parcel medical park on 13.956 acres consisting of 80.500 square feet**

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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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**No Ordinances or Resolutions up for discussion**

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**REGULAR SESSION**

**AGENDA**

**FORT WAYNE COMMON COUNCIL**

**MAY 22, 2007**

**REGULAR SESSION**  
**IMMEDIATELY FOLLOWING COMMITTEE SESSION**  
**COUNTY COUNCIL CHAMBERS**  
**COMMISSIONER'S COURT ROOM 200**

**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

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PRESENTATION OF NATIONAL COLORS

SERGEANT-AT-ARMS

ROLL CALL

SANDRA E. KENNEDY  
CITY CLERK

PRESIDENT'S REPORT AND COMMENTS

DONALD J. SCHMIDT  
PRESIDENT

COMMUNICATIONS:

FROM BOARD OF PUBLIC SAFETY – REGULATORY RESOLUTIONS (4)  
FROM CE&D – ZONING AMENDMENTS (2)

INTRODUCTION OF ORDINANCES AND RESOLUTIONS – PAGES 3 THRU 9

PASSAGE OF ORDINANCES AND RESOLUTIONS – PAGES 10 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-07-05-21**

**AN ORDINANCE approving the awarding of annual purchase of protective clothing and bunker gear and replacement/repair of existing protective clothing and bunker gear by the City of Fort Wayne, Indiana, by and through its Department of Purchasing and T. J Nowak for the Fort Wayne Fire Department  
Total cost of \$134,480**

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**S-07-05-22**

**AN ORDINANCE approving the awarding of I.T.B. No. 2652 – purchase of two (2) single axle chassis by the City of Fort Wayne, Indiana, by and through its Department of Purchasing and Selking International for the Street Department  
Total cost of \$181,010**

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**S-07-05-23**

**AN ORDINANCE approving the awarding of I.T.B. No. 2653-purchase of two (2) two ton crew cab chassis by the City of Fort Wayne, Indiana, by and through its Department of Purchasing and Selking International for the Street Department  
Total cost of \$127,750**

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**FINANCE COMMITTEE**

**CONTINUED**

**ACTION**

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**S-07-05-07**

**AN ORDINANCE designating the Board of Public Works as**

**leasing agent for the City of Fort Wayne, Indiana; approving the lease of furniture and equipment items by the City of Fort Wayne Public Safety Academy; approving a form of lease; authorizing acceptance of a lessor; and approving other actions with respect thereto**

**Total cost should not exceed \$3,175,000**

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**S-07-05-02**

**AN ORDINANCE certifying and approving the need for the services of consultants to provide professional services to assist in the engineering and design for the Lawrence Drain – Westmoor Park Neighborhood Flood Control Project, through the Fort Wayne Board of Public Works**

**Amount to be paid will be in excess of \$100,000**

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**S-07-05-06**

**AN ORDINANCE approving the awarding of The Grant for the City of Fort Wayne Downtown Improvement District by the City of Fort Wayne, Indiana, by and through its Department of Purchasing and The Downtown Fort Wayne Economic Improvement District (DID) for the Department of Economic Development**

**Total cost of grant \$150,000**

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**R-07-05-18**

**A CONFIRMING RESOLUTION amending R-40-05 designation of an “Economic Revitalization Area” under I.C. 6-1.1-12.1 for property commonly known as 2520 East Dupont Road, Fort Wayne, Indiana 46825 (Dupont Hospital, LLC)**

**Total cost of \$4,230,000**

**TO BE PASSED THIS EVENING**

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**FINANCE COMMITTEE**

**CONTINUED**

**ACTION**

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**R-07-05-19**

**A DECLARATORY RESOLUTION designating an “Economic Revitalization Area” under I.C. 6-1.1-12.1 for property commonly known as 3320 East Boulevard, Fort Wayne, Indiana 46805**

**(Woodview Healthcare, Inc.)  
Total cost of \$7,675,000**

**TO BE PASSED THIS EVENING**

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**R-07-05-20**

**A CONFIRMING RESOLUTION designating an “Economic Revitalization Area” under I.C. 6-1.1-12.1 for property commonly known as 3320 East State Boulevard, Fort Wayne, Indiana 46805 (Woodview Healthcare, Inc.)  
Total cost of \$7,675,000**

**PUBLIC HEARING 6-12-07 – 5:30 P.M.**

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**R-07-05-16**

**A DECLARATORY RESOLUTION designating an “Economic Revitalization Area” under I.C. 6-1.1-12.1 for property commonly known as 1415, 1509 and 1617 Dividend Road, Fort Wayne, Indiana 46808 (JB Tool, Die & Engineering, Inc.)  
Total cost of \$2,300,000**

**TO BE PASSED THIS EVENING**

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**R-07-05-17**

**A CONFIRMING RESOLUTION designating an “Economic Revitalization Area” under I.C. 6-1.1-12.1 for property commonly known as 1415, 1509 and 1617 Dividend Road, Fort Wayne, Indiana 46808 (JB Tool, Die & Engineering, Inc.)  
Total cost of \$2,300,000**

**PUBLIC HEARING 6-12-07 – 5:30 P.M.**

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**FINANCE COMMITTEE**

**CONTINUED**

**ACTION**

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**R-07-05-14**

**A DECLARATORY RESOLUTION designating an “Economic Revitalization Area” under I.C. 6-1.1-12.1 for property commonly known as 700 Broadway, Fort Wayne, Indiana 46802 (Atlee Ft. Wayne, Ltd. / St. Joseph Health System, LLC)**

**Total cost of \$7,000,000**

**TO BE PASSED THIS EVENING**

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**R-07-05-15**

**A CONFIRMING RESOLUTION designating an “Economic Revitalization Area” under I.C. 6-1.1-12.1 for property commonly known as 700 Broadway, Fort Wayne, Indiana 46802 ( Atlee Ft. Wayne, Ltd. / St. Joseph Health System, LLC)**

**Total cost of \$7,000,000**

**PUBLIC HEARING 6-12-07 - 5:30 P.M.**

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## **REGULATIONS COMMITTEE**

**JOHN N. CRAWFORD - CHAIR**

**TIM PAPE - CO-CHAIR**

**ALL COUNCIL MEMBERS**

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**G-07-05-25**

**AN ORDINANCE amending Chapter 114: “Massage Therapy Practices and other Massage Establishments” of the Code of Ordinances of the City of Fort Wayne, Indiana**

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**REGULATIONS COMMITTEE**

**CONTINUED**

### **ACTION**

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**G-07-05-08**

**AN ORDINANCE amending Chapter 96: “Noise Control” of the City of Fort Wayne, Indiana, Code of Ordinances  
FIREWORKS**

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**G-07-05-01**

**AN ORDINANCE enacting and adopting a Merit System for the City of Fort Wayne Fire Department**

**Hiring, promotion, evaluation and discipline of the  
Firefighters**

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**S-07-05-03**

**AN ORDINANCE amending Ordinance Number G-10-84 dealing  
with Historic Preservation District  
Additional designations as Historic Districts**

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**R-07-05-09**

**A RESOLUTION approving credit for past service with another  
Indiana Political Subdivision for various employees within the  
Communications Department**

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**PUBLIC WORKS COMMITTEE**

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

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**S-07-05-11**

**AN ORDINANCE approving construction contract #7132-2007,  
Daveway Park Addition Street Improvements between Key Concrete  
and the City of Fort Wayne, Indiana, in connection with the Board of  
Public Works**

**Total cost of \$140,792**

**PUBLIC WORKS COMMITTEE CONTINUED**

**ACTION**

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**S-07-05-13**

**AN ORDINANCE approving construction contract Resolution  
#7119-2007, Manor Drive between Key Concrete and the City of  
Fort Wayne, Indiana, in connection with the Board of Public  
Works**

**Total cost of \$164,862.50**

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## CITY UTILITIES COMMITTEE

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

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**S-07-05-04**

**AN ORDINANCE approving contract for Limberlost Addition Phase II – Water Main Installation – Resolution #1947 -2007, W.O. #65680 between Pyramid Excavating and the City of Fort Wayne, Indiana, in connection with the Board of Public Works  
Total cost of \$311,914.05**

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**S-07-05-05**

**AN ORDINANCE approving construction contract for Motor Control Center “Q” Improvement Project, Resolution #1868-2006, W.O. #65631 between Engineered Systems, Inc. and the City of Fort Wayne, Indiana, in connection with the Board of Public Works  
Total cost of \$154,200**

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**S-07-05-24**

**AN ORDINANCE approving the awarding of I.T.B. No. 2654-purchase of two (2) tandem axle dump truck chassis by the City of Fort Wayne, Indiana, by and through its Department of Purchasing and Selking International for the Water Pollution Control Maintenance Departments  
Total cost of \$199,500**

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CITY UTILITIES COMMITTEE

CONTINUED

### **ACTION**

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**S-07-05-12**

**AN ORDINANCE approving construction contract #1650-2006, St. Joseph Dam Pump Station Electrical Project between Weigand Construction Company, Inc. and the City of Fort Wayne, Indiana, in connection with the Board of Public Works  
Total cost of \$6,594,000**

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**S-07-05-10**

**AN ORDINANCE approving Change Order #1 for contract #1538-2002, WPCP Primary Clarifiers And Other Plant Improvements**

**between Barton Malow Company and the City of Fort Wayne,  
Indiana, in connection with the Board of Public Works  
Total cost of \$411,969**

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**S-07-05-26**

**AN ORDINANCE of the Common Council of the City of Fort Wayne, Indiana, authorizing the acquisition and installation of certain improvements to the City's Sewage Works, the issuance and sale of additional revenue bonds to provide funds for the payment of the costs thereof, and the collection segregation and distribution of the revenues of such Sewage Works and other related matters**

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**ORDINANCES AND RESOLUTIONS  
UP FOR PASSAGE**

.....  
**FINANCE COMMITTEE**

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

**ACTION**

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**R-07-04-17**

**A CONFIRMING RESOLUTION designating an "Economic Revitalization Area" property 200 Sixth Street (JAMJ Properties. LLC**

and Advantage Document Solutions Corporation)  
Total cost of \$1,765,000

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**R-07-05-18**

A CONFIRMING RESOLUTION amending R-40-05 designation  
“Economic Revitalization Area” property 2520 East Dupont Road  
(Dupont Hospital, LLC)  
Total cost of \$4,230,000

---

**R-07-05-19**

A DECLARATORY RESOLUTION designating an “Economic  
Revitalization Area” property 3320 East Boulevard (Woodview  
Healthcare, Inc.)  
Total cost of \$7,675,000

---

**R-07-05-16**

A DECLARATORY RESOLUTION designating an “Economic  
Revitalization Area” property 1415, 1509, and 1617 Dividend Road, (JB  
Tool, Die & Engineering, Inc.)  
Total cost of \$2,300,000

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**FINANCE COMMITTEE**

**CONTINUED**

**ACTION**

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**R-07-05-14**

A DECLARATORY RESOLUTION designating an “Economic  
Revitalization Area” property 700 Broadway (Atlee Ft. Wayne, Ltd  
/ St. Joseph Health System, LLC)  
Total cost of \$7,000,000

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**DO PASS**

**S-07-04-19**

AN ORDINANCE approving the services of a consultant for St. Joe-  
Beckett Equalization Basin Project – Fort Wayne Board of Public  
Works  
Total cost to be paid will be in excess of \$100,000

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## REGULATIONS COMMITTEE

JOHN N. CRAWFORD - CHAIR

TIM PAPE - CO-CHAIR

ALL COUNCIL MEMBERS

---

**G-07-04-21**

AN ORDINANCE amending Chapter 154: "Signs" of the City of Fort Wayne, Indiana, Code of Ordinances

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**Z-07-04-01**

AN ORDINANCE amending the City of Fort Wayne Zoning Map No. CC-23 (Sec. 27 of Aboite Township) - Councilmanic District #4

**10200 & 10300 Blocks of Liberty Mills Road**

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REGULATIONS COMMITTEE

CONTINUED

### ACTION

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**Z-07-04-02**

AN ORDINANCE amending the City of Fort Wayne Zoning Map No. B-11 (Sec. 13 of Aboite Township) - Councilmanic District #4  
**7322 West Jefferson Boulevard**

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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 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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**DO PASS     S-07-04-18**  
**AN ORDINANCE approving Electrical Improvements for Ponds 2, 3**  
**and the Dechlorination Building – Board of Public Works**  
**Total cost of \$212,697**

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**CITY UTILITIES COMMITTEE                      CONTINUED**

**ACTION**

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**DO PASS     S-07-04-20**  
**AN ORDINANCE approving General Cipp 2007 – Board of Public**  
**Works**  
**Total cost of \$1,392,084**

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**DO PASS     S-07-04-22**  
**AN ORDINANCE approving purchase of a five yard loader for BIO**  
**Solids – for the WPC Plant**  
**Total cost of \$219,992**

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**PREPARED BY THE OFFICE**

**SANDRA E. KENNEDY**

**OF THE CITY CLERK**

**CITY CLERK**

