

COMMITTEE SESSION

AGENDA

FORT WAYNE COMMON COUNCIL

SEPTEMBER 11, 2007

5:30 P.M.

COMMITTEE SESSION
COMMON COUNCIL CONFERENCE ROOM 128

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

CRAWFORD_____, DIDIER_____, HAYHURST_____,
HINES_____, PAPE_____, SCHMIDT_____,
SHOAFF_____, SMITH_____, TALARICO, JR._____,

ORDER OF THE AGENDA

1. ROLL CALL

2. PRIOR APPROVAL REQUEST – PAGE 3

**3. NO PENDING ORDINANCES OR
RESOLUTIONS UP FOR DISCUSSION**

PRIOR APPROVAL REQUEST

PUBLIC WORKS COMMITTEE

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

**"PRIOR APPROVAL REQUEST" Blackhawk Forest Addition Concrete
Street
Repairs - contract was awarded to Key Concrete in the amount of \$213,952**

CITY UTILITIES COMMITTEE

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

**"PRIOR APPROVAL REQUEST" Huestis-Maple Area Partial Sewer
Separation - contract was awarded to Kreager Brothers in the amount of
\$1,347,206.15**

REGULAR SESSION

AGENDA

FORT WAYNE COMMON COUNCIL

SEPTEMBER 11, 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 12

PASSAGE OF ORDINANCES AND RESOLUTIONS – PAGES 13 THRU 15

MISCELLANEOUS BUSINESS

CHAIR OPEN FOR COMMENTS – FROM CITIZENS AND COUNCIL MEMBERS

RETIREMENT OF COLORS

ADJOURNMENT

**ORDINANCES AND RESOLUTIONS
UP FOR INTRODUCTION**

FINANCE COMMITTEE

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

ACTION

A-07-09-30

AN ORDINANCE appropriating monies into certain accounts for the 2007 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 2007

PUBLIC HEARING - 9-25-07 - 5:30 P.M.

R-07-09-31

A RESOLUTION authorizing the transfer of funds between certain accounts within the 2007 budgets of certain City Departments

S-07-09-23

AN ORDINANCE approving the awarding of ITB #2613 - West Swinney Park Japanese Pavilion by the City of Fort Wayne, Indiana, by and through its Department of Purchasing and Hamilton Hunter Builders for the Parks and Recreation Department

Total cost of \$365,830

FINANCE COMMITTEE CONTINUED

ACTION

R-07-09-27

A DECLARATORY RESOLUTION designating an “Economic Revitalization Area” under I.C. 6-1.1-12.1 for property commonly known as 7625 Disalle Boulevard, Fort Wayne, Indiana 46825 (S&W Investments, LLC for Voss Automotive, Inc.)

Total cost of \$800,000

TO BE PASSED THIS EVENING

R-07-09-28

A CONFIRMING RESOLUTION designating an “Economic Revitalization Area” under I.C. 6-1.1-12.1 for property commonly known as 7625 Disalle Boulevard, Fort Wayne, Indiana 46825 (S&W Investments, LLC for Voss Automotive, Inc.)

Total cost of \$800, 000

PUBLIC HEARING 9-25-07 – 5:30 P.M.

R-07-09-29

A CONFIRMING RESOLUTION amending R-28-05 designation of an “Economic Revitalization Area” under I.C. 6-1.1-12.1 for property commonly known as 6601 Innovation Boulevard, Fort Wayne, Indiana 46818 (JAC Real Estate, LLC and Ceruti Catering, Inc.)

Total amended cost of \$2,725,000

TO BE PASSED THIS EVENING

FINANCE COMMITTEE

CONTINUED

ACTION

R-07-09-32

A RESOLUTION of the Common Council of the City of Fort Wayne, Indiana authorizing the City Controller to execute Federal Department of Housing and Urban Development Note, Contract and Supporting Documents for the acquisition of a Section 108 Loan in support of the City of Fort Wayne, IN. Renaissance Point Project

R-07-09-35

A RESOLUTION of the Common Council of the City of Fort Wayne, Indiana, approving the issuance of certain City of Fort Wayne Redevelopment District Tax Increment Revenue Bonds and Bans

REGULATIONS COMMITTEE

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

S-07-09-21

AN ORDINANCE approving all actions necessary for the formation and award of Contract between the Northeast Indiana Public Safety Foundation, Inc. and the City of Fort Wayne, Indiana, in conformance with and filling the duties and obligations associated with the attached Letter of Intent, dated and in support of the Northeast Indiana Public Safety Academy

REGULATIONS COMMITTEE CONTINUED

ACTION

R-07-09-22

A RESOLUTION approving credit for past service with another

**Indiana Political Subdivision for Lynda Larue, Craig Berndt and
Jon C. Smith**

G-07-09-04

**AN ORDINANCE for the purpose of vacating a dedicated utility
and surface drainage easement – Councilmanic District #3
Liberty Industrial Park**

PUBLIC HEARING 9-25-07 – 5:30 P.M.

G-07-09-05

**AN ORDINANCE amending the Thoroughfare Plan of the City
Comprehensive (“Master”) Plan by vacating public right-of-way –
Councilmanic District #5**

**A 14’ wide alley running east and west between Fairfield
Avenue and Ewing Street**

PUBLIC HEARING 9-25-07 – 5:30 P.M.

G-07-09-06

**AN ORDINANCE amending the Thoroughfare Plan of the City
Comprehensive (“Master”) Plan by vacating public right-of-way –
Councilmanic District #5**

**Right of way of Webster Street from the south right-of-way
Of Jefferson Boulevard to north right-of-way of Douglas
Street**

PUBLIC HEARING 9-25-07 - 5:30 P.M.

**REGULATIONS COMMITTEE
CONTINUED**

ACTION

G-07-09-07

AN ORDINANCE amending the Thoroughfare Plan of the City

**Comprehensive (“Master”) Plan by vacating public right-of-way
Councilmanic District #5**

**A 10’ to 12’ wide alley running from East to West from the
South 1400 block of McClellan Street to the South 1400
block of Ewing Street**

PUBLIC HEARING 9-25-07 – 5:30 P.M.

G-07-09-08

**AN ORDINANCE amending the Thoroughfare Plan of the City
Comprehensive (“Master”) Plan by vacating public right-of-way –
Councilmanic District #5**

**A segment of 200 to 300 block of West Lewis Street, 40 feet
in width, running from East to West, from Harrison Street
to Ewing Street**

PUBLIC HEARING 9-25-07 – 5:30 P.M.

G-07-09-09

**AN ORDINANCE amending the Thoroughfare Plan of the City
Comprehensive (“Master”) Plan by vacating public right-of-way –
Councilmanic District #5**

**A 10 wide alley that runs from East to West, from the 1200
block of South Harrison Street to the 1200 block of South
Webster Street**

PUBLIC HEARING 9-25-07 – 5:30 P.M.

**REGULATIONS COMMITTEE
CONTINUED**

ACTION

G-07-09-10

**AN ORDINANCE amending the Thoroughfare Plan of the City
Comprehensive (“Master”) Plan by vacating public right-of-way –
Councilmanic District #5**

**A segment of the 300 block of West Douglas Avenue 60 feet
in width, running from East to West, from Webster Street to**

McClellan Street

PUBLIC HEARING 9-25-07 - 5:30 P.M.

G-07-09-11

AN ORDINANCE amending the Thoroughfare Plan of the City Comprehensive (“Master”) Plan by vacating public right-of-way – Councilmanic District #5

A segment of 1200 to 1300 block of McCellan Street, running from North to South, from West Lewis Street to West Brackenridge Street

PUBLIC HEARING 9-25-07 - 5:30 P.M.

G-07-09-12

AN ORDINANCE amending the Thoroughfare Plan of the City Comprehensive (“Master”) Plan by vacating public right-of-way – Councilmanic District #5

A segment of 1400 block McClellan Street 39 ½ feet in width, West Brackenridge Street to West Baker Street

PUBLIC HEARING 9-25-07 - 5:30 P.M.

G-07-09-13

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

- Councilmanic District #5

North-south alley right of way between Baker Street and Brackenridge Street located in the 300 block of West Baker Street

PUBLIC HEARING 9-25-07 - 5:30 P.M.

**REGULATIONS COMMITTEE
CONTINUED**

ACTION

G-07-09-14

AN ORDINANCE amending the Thoroughfare Plan of the City Comprehensive (“Master”) Plan by vacating public right-of-way – Councilmanic District #5

10’ wide alley running from the 300 block of Lewis Street to

the West 300 block of Brackenridge Street

PUBLIC HEARING 9-25-07 - 5:30 P.M.

G-07-09-15

AN ORDINANCE amending the Thoroughfare Plan of the City Comprehensive (“Master”) Plan by vacating public right-of-way – Councilmanic District #5

10’ wide alley running from East to West from the South 1400 block of Webster Street to the to the South 1400 block of McCellan Street

PUBLIC HEARING 9-25-07 - 5:30 P.M.

G-07-09-16

AN ORDINANCE amending the Thoroughfare Plan of the City Comprehensive (“Master”) Plan by vacating public right-of-way – Councilmanic District #5

10’ wide alley running from East to West south 1300 block of Webster Street to south 1300 block of McClellan Street

PUBLIC HEARING 9-25-07 - 5:30 P.M.

Z-07-09-17

AN ORDINANCE amending the City of Fort Wayne Zoning Map No. K-38 (Sec. 15 of Washington Township) – Councilmanic District #3

1500 Block of West Washington Center Road

REGULATIONS COMMITTEE CONTINUED

ACTION

Z-07-09-18

AN ORDINANCE amending the City of Fort Wayne Zoning Map

**No. K-38 (Sec. 15 of Washington Township) – Councilmanic
District #3
5938 Lima Road**

Z-07-09-19

**AN ORDINANCE amending the City of Fort Wayne Zoning Map
No. B-11 & C-11 (Sec. 13 of Aboite Township) – Councilmanic
District 4
Northwest corner of Aboite Center Road and West
Jefferson Boulevard**

G-07-09-20

**AN ORDINANCE amending the Code of the City of Fort Wayne,
Indiana
Amendment to the Comprehensive Plan for the City of
Fort Wayne and Allen County (Plan-it-Allen) to add the
Around to Square Sub-Area Plan**

PUBLIC WORKS COMMITTEE

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

ACTION

S-07-09-24

**AN ORDINANCE approving construction contract #312-2007, St.
Peters/Zion Area Street Light Improvement between Lights &
Signals, Inc. and the City of Fort Wayne, Indiana, in connection**

**with the Board of Public Works
Total cost of \$119,550**

S-07-09-25

**AN ORDINANCE approving project management contract for work order #11294, St. Joseph Center Road: St. Joe Road to Reed Road between Indiana Department of Transportation (INDOT) and the City of Fort Wayne, Indiana, in connection with the Board of Public Works
Total cost of \$1,374,941**

CITY UTILITIES COMMITTEE

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

S-07-09-26

**AN ORDINANCE approving Pine Mills Rd – Chanterelle Drive Storm Sewer Improvements Res. #1909-2007, W.O. #83034 between Bercot, Inc. and the City of Fort Wayne, Indiana, in connection with the Board of Public Works
Total cost of \$157,826**

CITY UTILITIES COMMITTEE CONTINUED

ACTION

S-07-09-33

**AN ORDINANCE approving Renaissance Pointe Storm Sewer Phase 1A Res. #2008-2007, ITB #2686 between Land, Inc. and the City of Fort Wayne, Indiana, in connection with the Board of Public Works
Total cost of \$1,547,250**

S-07-09-34

AN ORDINANCE approving contract for the construction and

**transfer of Renaissance Pointe, Phase 1A, Sanitary Sewer
Facilities #2007-S-10 between Housing and Neighborhood
Services and the City of Fort Wayne, Indiana, in connection with
the Board of Public Works
Total cost of \$2,100,000**

**ORDINANCES AND RESOLUTIONS
UP FOR PASSAGE**

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FINANCE COMMITTEE

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

ACTION

DO PASS R-07-08-25

**A RESOLUTION finding, determining and approving an
Inducement Resolution of the Fort Wayne Economic authorizing
the issuance and sale of Economic Development Revenue Bonds**

**- applicant Eastern Sleep-Fort Wayne, LLC
Total cost of \$4,738,000**

DO PASS R-07-08-26

**A RESOLUTION approving the purchase of certain real estate for
the City of Fort Wayne, Division of City Utilities
646 Wagner – total cost of \$14,000**

REGULATIONS COMMITTEE

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

DO PASS G-07-08-21

**AN ORDINANCE to amend Chapter 99: “Streets and Sidewalks;
Trees and Shrubs” in the Fort Wayne Code of Ordinances**

REGULATIONS COMMITTEE CONTINUED

ACTION

DO PASS R-07-08-24

**A RESOLUTION approving credit for past service with another
Indiana Political Subdivision for Nishantha “Shan” R.
Gunawardena**

DO PASS R-07-08-27

**A RESOLUTION of the Common Council of the City of Fort
Wayne, Indiana, approving an Interlocal Agreement between the
City of Fort Wayne and the Allen County, Indiana for financing
of a portion of the Dupont Road Public Trail Improvement
Project**

DO PASS Z-07-06-01

**AN ORDINANCE amending the City of Fort Wayne Zoning Map
No. AA-2 (Sec. 11 of Aboite Township – Councilmanic District #4
9121 Illinois Road**

DO PASS Z-07-08-02

**AN ORDINANCE amending the City of Fort Wayne Zoning Map
No. G-42 (Sec. 17 of Washington Township) – Councilmanic
District #3
6901 Huguenard Road**

DO PASS G-07-08-03

**AN ORDINANCE for the purpose of vacating a portion of a
dedicated utility easement – Councilmanic District #4
A 64 square foot portion of a utility easement in the
amended Plat of Covington Lake Estates Section A**

PUBLIC WORKS COMMITTEE

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

ACTION

No Ordinances or Resolutions up for passage

CITY UTILITIES COMMITTEE

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

DO PASS S-07-08-22

**AN ORDINANCE approving construction contract #1838-2007,
Hickory Grove Addition Storm Drainage – Board of Public Works
Total cost of \$604,705**

DO PASS S-07-08-23

**AN ORDINANCE approving contract A-Aeration Blower #5
Replacement; contract B-Digester #6 Upgrade; and contract C-
Filter Valve Replacement Phase 1 – Board of Public Works
Total cost of \$6,476,700**

DO PASS S-07-08-28

**AN ORDINANCE approving purchase of ductile iron pipe for the
Water Maintenance and Service Department
Total cost of \$189,461.57**

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

**SANDRA E. KENNEDY
CITY CLERK**

