

COMMITTEE SESSION

AGENDA

FORT WAYNE COMMON COUNCIL

NOVEMBER 25, 2008

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

PRESIDING OVER THE STANDING
COMMITTEE OF THE COMMON COUNCIL

THOMAS F. DIDIER
PRESIDENT

SECRETARY OF THE COMMITTEE
SESSION OF THE COMMON COUNCIL

SANDRA E. KENNEDY
CITY CLERK

LEGAL ADVISOR TO MEMBERS
OF THE COMMON COUNCIL

JOSEPH G. BONAHOOM
COUNCIL ATTORNEY

BENDER_____, BROWN_____, DIDIER_____,
GOLDNER_____, HARPER_____, HINES_____,
PAPE_____, SHOAFF_____, SMITH_____

ORDER OF THE AGENDA

1. ROLL CALL

**2. COURTESY PUBLIC HEARING IN REGARDS TO PROPOSED CHANGES TO
CITY CODE CHAPTER 153 – TAX ABATEMENTS – PAGE 3**

3. UPDATE FROM JIM IRWIN, HARDBALL CAPITAL

4. PRIOR APPROVAL REQUEST – PAGE 4

**5. DISCUSSION OF PENDING
ORDINANCES AND RESOLUTIONS – PAGES 5 THRU 8**

PRIOR APPROVAL REQUEST

FINANCE COMMITTEE

*Thomas E. Smith - Chair
Mitch Harper - Co-Chair
All Council Members*

“PRIOR APPROVAL REQUEST” Professional Services Agreement for Work Order #11723, Wayne Trace: Oxford Street to McKee Street - Professional Services Agreement was awarded to Engineering Technologies, Inc. in the not-to-exceed fee of \$240,693.95

COURTESY PUBLIC HEARING

REGULATIONS COMMITTEE

*Marty Bender - Chair
Tim Pape - Co-Chair
All Council Members*

G-08-10-19

**AN ORDINANCE amending Chapter 153:
Planning and Development, Designation of Economic Revitalization
Areas and the Granting of Tax Abatements, of the fort Wayne Municipal
Code of Ordinances**

R-08-10-20

**A RESOLUTION approving administrative procedures for processing
applications for designation of Economic Revitalization Areas**

**ORDINANCES AND RESOLUTIONS UP FOR
DISCUSSION**

FINANCE COMMITTEE

*Thomas E. Smith - Chair
Mitch Harper - Co-Chair
All Council Members*

ACTION

R-08-10-23

**A RESOLUTION approving the purchase of certain real estate for the City of Fort Wayne, Division of City Utilities
Total cost of \$29,500 – property located at 1332 Spy Run Avenue**

R-08-10-24

**A RESOLUTION approving the purchase of certain real estate (1916 Melbourne Court) for the City of Fort Wayne, Indiana
Total cost of 85,000 – property located at 1916 Melbourne Court**

R-08-10-25

**A RESOLUTION approving the purchase of certain real estate (2018 Melbourne Court) for the City of Fort Wayne, Indiana
Total cost of \$91,250 – property located at 2018 Melbourne Court**

R-08-11-02

**A RESOLUTION approving the purchase of certain real estate for the City of Fort Wayne, Division of Public Works
Total cost of purchase will exceed \$100,000 – property Located 3815 West Jefferson (in the Ardmore Avenue Parcel 17)**

FINANCE COMMITTEE

CONTINUED

ACTION

R-08-11-10

A DECLARATORY RESOLUTION designating an “Economic Revitalization Area” under I.C. 6-1.1-12.1 for property commonly known as unassigned address, northeast corner of Fernhill Avenue and Wells Street, Fort Wayne, Indiana 46808 (CanLan Ice Sports)

Total cost of \$10,075,000 – For both real and personal Property improvements. CanLan Ice Sports will construct a 100,000 square foot recreational ice facility – 15 full-time and 50 part-time jobs are expected to be created as a result of the redevelopment

This Resolution is to be introduced and Voted upon for passage tonight at the Regular Session

R-08-11-08

A DECLARATORY RESOLUTION designating an “Economic Revitalization Area” under I.C. 6-1.1-12.1 for property commonly known as 201 West Main Street, Fort Wayne, Indiana 46802 (Aptera Software, Inc.)

Total cost of \$508,425 – For both real and personal property improvements. They will make interior and exterior renovations to an existing downtown building. 15 full-time jobs will be created and 25 full-time jobs will be retained as a result of the project

This Resolution is to be introduced and Voted upon for passage tonight at the Regular Session

REGULATIONS COMMITTEE

Marty Bender - Chair

Tim Pape - Co-Chair

All Council Members

ACTION

G-08-10-19

AN ORDINANCE amending Chapter 153: Planning and Development, Designation of Economic Revitalization Areas and the Granting of Tax Abatements, of the Fort Wayne Municipal Code of Ordinances

Changes are made to Chapter 153 – Tax Abatements

R-08-10-20

A RESOLUTION approving administrative procedures for processing applications for designation of Economic Revitalization Areas

R-08-11-01

A RESOLUTION approving credit for past service with another Indiana Political Subdivision for Michelle Pongratz and Cindy Simmons within the Communications Department

Z-08-10-01

AN ORDINANCE amending the City of Fort Wayne Zoning Map No. S-7 (Sec. 17 of Adams Township)

Located in the 400 block of Meyer Road – Property will be zoned to allow for an auto salvage/resale business with the approval of a Special Use by the Board of Zoning Appeals

PUBLIC WORKS COMMITTEE

*Liz Brown - Chair
Glynn A. Hines - Co-Chair
All Council Members*

ACTION

No Ordinances or Resolutions up for discussion

CITY UTILITIES COMMITTEE

*Karen Goldner - Chair
John Shoaff - Co-Chair
All Council Members*

S-08-11-03

AN ORDINANCE approving construction contract #2148-2008, Flood Control Program; Woodhurst Area/River Greenway Pavement Restoration between Brooks Construction and the City of Fort Wayne, Indiana, in connection with the Board of Public Works

Total cost of \$140,859.50

S-08-11-04

AN ORDINANCE approving construction contract #1998-2008, Christian Avenue-Royal Drive-Schmucker Avenue Storm Drain Improvements between Geiger Developing and the City of Fort Wayne, Indiana, in connection with the Board of Public Works

Total cost of \$150,985

REGULAR SESSION

AGENDA

FORT WAYNE COMMON COUNCIL

NOVEMBER 25, 2008

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

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

THOMAS F. DIDIER
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
COUNCIL ATTORNEY

.....
BENDER_____, BROWN_____, DIDIER_____,
GOLDNER_____, HARPER_____, HINES_____,
PAPE_____, SHOAFF_____, SMITH_____,
.....

.....
ORDER OF THE AGENDA
.....

PRESENTATION OF NATIONAL COLORS

SERGEANT-AT-ARMS

ROLL CALL

SANDRA E. KENNEDY
CITY CLERK

PRESIDENT'S REPORT AND COMMENTS

THOMAS F. DIDIER
PRESIDENT

COMMUNICATIONS: **FROM THE DEPARTMENT OF PLANNING
SERVICES (1)**

INTRODUCTION OF ORDINANCES AND RESOLUTIONS – PAGES 3 THRU 10

PASSAGE OF ORDINANCES AND RESOLUTIONS – PAGES 11 THRU 14

MISCELLANEOUS BUSINESS

CHAIR OPEN FOR COMMENTS – FROM CITIZENS AND COUNCIL MEMBERS

RETIREMENT OF COLORS

ADJOURNMENT

**ORDINANCES AND RESOLUTIONS
UP FOR INTRODUCTION**

FINANCE COMMITTEE

*Thomas E. Smith - Chair
Mitch Harper - Co-Chair
All Council Members*

ACTION

A-08-11-29

AN ORDINANCE appropriating monies into certain accounts for the 2008 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 2008

PUBLIC HEARING 12-9-08 - 5:30 P.M.

R-08-11-30

A RESOLUTION authorizing the transfer of funds between certain accounts within the 2008 budgets of certain City Departments

S-08-11-15

**AN ORDINANCE approving increase in the leaf disposal purchase order between National Serv-All and the City of Fort Wayne, Indiana, in connection with the Board of Public Works
Total cost of \$124,000**

FINANCE COMMITTEE

CONTINUED

ACTION

S-08-11-26

AN ORDINANCE approving the awarding of ITB #2803 - Extension of Landfill Services by the City of Fort Wayne, Indiana, by and through its Department of Purchasing and National Serv-All for the Energy & Environmental Services Department

Total cost of \$100,000 (\$ 26.32 Ton)

S-08-11-14

AN ORDINANCE approving the fourth year of a four year contract for the Maintenance of Garbage Containers between Toter Inc. and the City of Fort Wayne, Indiana, in connection with the Board of Public Works

Total cost of \$165,673

S-08-11-12

AN ORDINANCE approving increase for the 2008 Garage and Recycling Services between National Serv-All and the City of Fort Wayne, Indiana, in connection with the Board of Public Works

Total cost of \$200,000

S-08-11-13

AN ORDINANCE approving the fourth year of a Four Year Contract for Garbage and Recycling Service between National Serv-All and the City of Fort Wayne, Indiana, in connection with the Board of Public Works

Total cost of \$8,807,646

Garbage	\$7,688,486
Recycling	\$1,119,160

S-08-11-20

AN ORDINANCE approving the awarding of ITB #2902 – purchase of passenger vehicles by the City of Fort Wayne, Indiana, by and through its Department of Purchasing and Kelley Chevrolet, Summit City Chevrolet, Dimension Ford, O’Daniel Motors, Ben Davis and Capitol City Ford for the Various City Departments

Total cost of in excess of \$100,000+

FINANCE COMMITTEE

CONTINUED

ACTION

S-08-11-21

AN ORDINANCE approving the awarding of ITB #2477 – contract for the purchase of diesel, no-lead and B-20 fuel through the Fort Wayne Community School System and the Cooperative

**Purchasing Association of Fort Wayne (CPAW) Bill Number
PB#9350 by the City of Fort Wayne, Indiana, by and through its
Department of Purchasing and AG Plus and Lassus Brothers BP
for the Fleet Management, WPC Plant and Parks Departments**

Total cost of \$4,386,958

AG PLUS \$1,624,224

LASSUS \$2,762,734

S-08-11-22

**AN ORDINANCE approving contract for Professional Engineering
Services Consultant – Wayne Trace: Oxford to McKee – Step –
0201064: WO# 11723 between Engineering Technologies Inc. and
the City of Fort Wayne, Indiana, in connection with the Board of
Public Works**

Total cost of \$240,693.95

R-08-11-10

**A DECLARATORY RESOLUTION designating an “Economic
Revitalization Area” under I.C. 6-1.1-12.1 for property commonly
known as unassigned address, northeast corner of Fernhill
Avenue and Wells Street, Fort Wayne, Indiana 46808 (CanLan Ice
Sports)**

**Total cost of \$10,075,000 – For both real and personal
Property improvements . CanLan Ice Sports will construct
a 100,000 square foot recreational ice facility – 15 full-time
and 50 part-time jobs are expected to be created as a result
of the redevelopment**

TO BE PASSED THIS EVENING

FINANCE COMMITTEE CONTINUED

ACTION

R-08-11-11

**A CONFIRMING RESOLUTION designating an “Economic
Revitalization Area” under I.C. 6-1.1-12.1 for property commonly
known as unassigned address, northeast corner of Fernhill
Avenue and Wells Street, Fort Wayne, Indiana 46808 (CanLan Ice**

Sports)

Total cost of \$10,075,000 – For both real and personal Property improvements. CanLan Ice Sports will construct a 100,000 square foot recreational ice facility – 15 full-time and 50 part-time jobs are expected to be created as a result of the redevelopment

PUBLIC HEARING 12-9-08 – 5:30 P.M.

R-08-11-08

A DECLARATORY RESOLUTION designating an “Economic Revitalization Area” under I.C. 6-1.1-12.1 for property commonly known as 201 West Main Street, Fort Wayne, Indiana 46802 (Aptera Software, Inc.)

Total cost of \$508,425 – For both real and personal property improvements. They will make interior and exterior renovations to an existing downtown building. 15 full-time jobs will be created and 25 full –time jobs will be retained as a result of the project

TO BE PASSED THIS EVENING

FINANCE COMMITTEE CONTINUED

ACTION

R-08-11-09

A CONFIRMING RESOLUTION designating an “Economic Revitalization Area” under I.C. 6-1.1-12.1 for property commonly known as 201 West Main Street, Fort Wayne, Indiana 46802 (Aptera Software, Inc.)

Total cost of \$508,425 – For both real and personal property Improvements. They will make interior and exterior renovations to an existing downtown building. 15 full-time jobs will be created and 25 full-time jobs will be retained as a result of the project

PUBLIC HEARING 12-9-08 – 5:30 P.M.

REGULATIONS COMMITTEE

***Marty Bender – Chair
Tim Pape – Co-Chair
All Council Members***

No Ordinances or Resolutions up for introduction

PUBLIC WORKS COMMITTEE

***Liz Brown – Chair
Glynn A. Hines – Co-Chair
All Council Members***

ACTION

No Ordinances or Resolutions up for introduction

CITY UTILITIES COMMITTEE

*Karen Goldner - Chair
John Shoaff - Co-Chair
All Council Members*

S-08-11-23

AN ORDINANCE approving the awarding of ITB #2798 - extension of price agreement for the purchase of Large Water Meters by the City of Fort Wayne, Indiana, by and through its Department of Purchasing and Elster Amco Water Inc. and E.J. Prescott, Inc. for the Water Maintenance & Service Department

Total cost of \$467,036

Elster	\$ 87, 085
E.J. Prescott, Inc.	\$376,951

S-08-11-24

AN ORDINANCE approving the awarding of ITB #2797 - extension of price agreement for the purchase of Positive Displacement Water Meters by the City of Fort Wayne, Indiana, by and through its Department of Purchasing and elster Amco Water Inc. for the Water Maintenance & Service Department

Total cost of \$361,800

CITY UTILITIES COMMITTEE CONTINUED

ACTION

S-08-11-25

AN ORDINANCE approving the awarding of ITB #2558 - extension of price agreement for the purchase of Fire Hydrants by the City of Fort Wayne, Indiana, by and through its Department of Purchasing and Underground Pipe & Valve for the Water

**Maintenance & Service Department
Total cost of \$130,800**

S-08-11-27

**AN ORDINANCE approving the increase of ITB #2759 –
purchase of Carbon Dioxide by the City of Fort Wayne, Indiana,
by and through its Department of Purchasing and Continental
Carbonic for the Three Rivers Filtration Plant**

**Total cost of \$ 14,000
Total 2008 Expenditure \$109,845**

S-08-11-28

**AN ORDINANCE approving the awarding of 2009 - extension of
ITB #2759 for the purchase of Liquid Carbon Dioxide by the City
of Fort Wayne, Indiana, by and through its Department of
Purchasing and Continental Carbonic for the Three Rivers
Filtration Plan**

Total cost of \$105,000

CITY UTILITIES COMMITTEE CONTINUED

ACTION

S-08-11-18

**AN ORDINANCE approving the awarding of ITB #2897 –
Purchase of Pebble Lime by the City of Fort Wayne, Indiana, by
and through its Department of Purchasing and Huron Lime for
the Three Rivers Filtration Plant**

Total cost of \$1,344,000

S-08-11-19

**AN ORDINANCE approving the awarding of ITB #2895 –
purchase of Sodium Chlorite by the City of Fort Wayne, Indiana,
by and through its Department of Purchasing and Siemens Corp.
for the Three Rivers Filtration Plant**

Total cost of \$245,440

S-08-11-16

**AN ORDINANCE approving the awarding of ITB #2896 –
purchase and delivery of Powdered Activated Carbon by the City
of Fort Wayne, Indiana, by and through its Department of
Purchasing and Agritec Sorbent, LLC for the Three Rivers
Filtration Plant**

Total cost of \$245,440

S-08-11-17

**AN ORDINANCE approving the awarding of ITB #2898 –
purchase of Liquid Ferric Sulfate by the City of Fort Wayne,
Indiana, by and through its Department of Purchasing and
Kemira for the Three Rivers Filtration Plant**

Total cost of \$630,000

ORDINANCES AND RESOLUTIONS UP FOR PASSAGE

FINANCE COMMITTEE
Thomas E. Smith - Chair
Mitch Harper - Co-Chair
All Council Members

ACTION

R-08-10-23

**A RESOLUTION approving the purchase of certain real estate for the City of Fort Wayne, Division of City Utilities
Total cost of \$29,500 – purchase of property 1332 Spy Run Avenue**

R-08-10-24

**A RESOLUTION approving the purchase of certain real estate (1916 Melbourne Court) for the City of Fort Wayne, Indiana
Total cost of \$85,000 – purchase of property 1916 Melbourne Court**

R-08-10-25

**A RESOLUTION approving the purchase of certain real estate (2018 Melbourne Court) for the City of Fort Wayne, Indiana
Total cost of \$91,250 – purchase of property 2018 Melbourne Court**

FINANCE COMMITTEE

CONTINUED

ACTION

R-08-11-10

**A DECLARATORY RESOLUTION designating an “Economic Revitalization Area” property commonly known as unassigned address, north east corner of Fernhill Avenue and Wells Street (CanLan Ice Sports)
Total cost of \$10,075,000**

R-08-11-08

A DECLARATORY RESOLUTION designating an “Economic Revitalization Area” property commonly known as 201 West Main Street (Aptera Software, Inc.)

Total cost of \$508,425

REGULATIONS COMMITTEE

Marty Bender - Chair

Tim Pape - Co-Chair

All Council Members

ACTION

G-08-10-19

AN ORDINANCE amending Chapter 153: Planning and Development, Designation of Economic Revitalization Areas and the Granting of Tax Abatements, of the Fort Wayne Municipal Code of Ordinances

REGULATIONS COMMITTEE CONTINUED

ACTION

R-08-10-20

A RESOLUTION approving administrative procedures for processing applications for Designation of Economic Revitalization Areas

R-08-11-01

A RESOLUTION approving credit for past service with another Indiana Political Subdivision for Michelle Pongratz and Cindy Simmons within the Communications Department

Z-08-10-01

AN ORDINANCE amending the City of Fort Wayne Zoning Map No. S-07 (Sec. 17 of Adams Township)

400 block of Meyer Road – Salvage/resale business

PUBLIC WORKS COMMITTEE

***Liz Brown – Chair
Glynn A. Hines – Co-Chair
All Council Members***

No Ordinances or Resolutions up for passage

CITY UTILITIES COMMITTEE

***Karen Goldner – Chair
John Shoaff – Co-Chair
All Council Members***

ACTION

S-08-11-03

AN ORDINANCE approving construction contract #2148-2008, Flood Control Program, Woodhurst Area/River Greenway Pavement Restoration – in connection with the Board of Public Works

Total cost of \$140,859.50

S-08-11-04

AN ORDINANCE approving construction contract #1998-2008,

**Christian Avenue-Royal Drive-Schmucker Avenue Storm Drain
Improvements – in connection with the Board of Public Works
Total cost of \$150,985**

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

**SANDRA E. KENNEDY
CITY CLERK**

