

COMMITTEE SESSION

AGENDA

FORT WAYNE COMMON COUNCIL

DECEMBER 8, 2009

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

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

PRESIDING OVER THE STANDING
COMMITTEE OF THE COMMON COUNCIL

THOMAS E. SMITH
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. LEGAL PUBLIC HEARING PAGE - 3

**3. DISCUSSION OF PENDING
ORDINANCES AND RESOLUTIONS – PAGES 4 THRU 7**

LEGAL PUBLIC HEARING

FINANCE COMMITTEE

*Elizabeth Brown - Chair
Glynn Hines - Co-Chair
All Council Members*

A-09-11-21

AN ORDINANCE appropriating monies into certain accounts for the 2009 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 2009

Appropriate additional monies for the remainder of 2009

**ORDINANCES AND RESOLUTIONS UP FOR
DISCUSSION**

FINANCE COMMITTEE

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

ACTION

A-09-11-21

AN ORDINANCE appropriating monies into certain accounts for the 2009 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 2009

Appropriate additional monies for the remainder of 2009

R-09-11-22

A RESOLUTION authorizing the transfer of funds between certain accounts within the 2009 budgets of certain City Departments

Transfer of funds to certain accounts

FINANCE COMMITTEE

CONTINUED

ACTION

R-09-12-01

A RESOLUTION of the Common Council of the City of Fort Wayne, Indiana, approving the proposed budgets of the Fort Wayne -Allen County Convention and Tourism Authority (d.b.a. Grand Wayne Center) and Fort Wayne -Allen County Convention Visitors Bureau for the calendar year 2010

This Resolution is to be introduced and voted

Upon for passage tonight at the Regular Session

R-09-12-04

A DECLARATORY RESOLUTION designating an “Economic Revitalization Area” under I.C. 6-1.1-12.1 for property commonly known as 8727 Clinton Park Drive, Fort Wayne, Indiana 46825 (Nemcomed FW, LLC)

Total cost of \$8,400,000

This Resolution is to be introduced and voted

Upon for passage tonight at the Regular Session

R-09-12-06

A DECLARATORY RESOLUTION designating an “Economic Revitalization Area” under I.C. 6-1.1-12.1 for property commonly known as 2042 Broadway, Fort Wayne, Indiana 46802 (Metro Real Estate, Inc.)

Total cost of \$250,000

This Resolution is to be introduced and voted

Upon for passage tonight at the Regular Session

REGULATIONS COMMITTEE

*Thomas F. Didier - Chair
John Shoaff - Co-Chair
All Council Members*

ACTION

Z-09-10-18

**AN ORDINANCE amending the City of Fort Wayne Zoning Map
No. T-46 (Sec. 9 of St. Joseph Township)
7401 St. Joe Road**

Z-09-10-19

**AN ORDINANCE amending the City of Fort Wayne Zoning Map
No. R-27 (Sec. 29 of Adams Township)
7127 Hessen Cassel Road**

Z-09-10-20

**AN ORDINANCE amending the City of Fort Wayne Zoning Map
No. G-03 (Sec. 8 of Wayne Township)
4203 West Jefferson Boulevard**

PUBLIC WORKS COMMITTEE

*Marty A. Bender - Chair
Karen E. Goldner - Co-Chair
All Council Members*

No Ordinances or Resolutions up for discussion

CITY UTILITIES COMMITTEE

Tim Pape - Chair
Mitch Harper - Co-Chair
All Council Members

ACTION

No Ordinances or Resolutions up for discussion

REGULAR SESSION

AGENDA

FORT WAYNE COMMON COUNCIL

DECEMBER 8, 2009

REGULAR SESSION
IMMEDIATELY FOLLOWING COMMITTEE SESSION
COMMON COUNCIL CHAMBERS ROOM 126

PRESIDING OVER THE STANDING
COMMITTEE OF THE COMMON COUNCIL

THOMAS E. SMITH
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 E. SMITH
PRESIDENT

INTRODUCTION OF ORDINANCES AND RESOLUTIONS – PAGES 3 THRU 7

PASSAGE OF ORDINANCES AND RESOLUTIONS – PAGES 8 THRU 13
ELLANEIOUS BUSINESS

CHAIR OPEN FOR COMMENTS – FROM CITIZENS AND COUNCIL MEMBERS

RETIREMENT OF COLORS

ADJOURNMENT

**ORDINANCES AND RESOLUTIONS
UP FOR INTRODUCTION**

FINANCE COMMITTEE

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

ACTION

S-09-12-14

AN ORDINANCE of the Common Council of the City of Fort Wayne, Indiana, supplementing and amending Ordinance No. S-134-07 authorizing the acquisition by the City of Fort Wayne, Indiana, of certain improvements and extensions to the City's Waterworks, the issuance and sale of revenue bonds to provide funds for the payment.

R-09-12-01

A RESOLUTION of the Common Council of the City of Fort Wayne, Indiana, approving the proposed budgets of the Fort Wayne-Allen County Convention and Tourism Authority (d.b.a. Grand Wayne Center) and Fort Wayne-Allen County Convention Visitors Bureau for the calendar year 2010

To be passed this evening

FINANCE COMMITTEE CONTINUED

ACTION

R-09-12-04

A DECLARATORY RESOLUTION designating an “Economic Revitalization Area” under I.C. 6-1.1-12.1 for property commonly known as 8727 Clinton Park Drive, Fort Wayne, Indiana 46825 (Nemomed FW,LLC)

Total cost of \$8,400,000

To be passed this evening

R-09-12-05

A CONFIRMING RESOLUTION designating an “Economic Revitalization Area” under I.C. 6-1.1-12.1 for property commonly known as 8727 Clinton Park Drive, Fort Wayne, Indiana 46825 (Nemcomed FW,LLC)

Total cost of \$8,400,000

Public Hearing to be held 1-12-10 - 5:30 p.m.

R-09-12-06

A DECLARATORY RESOLUTION designating an “Economic Revitalization Area” under I.C. 6-1.1-12.1 for property commonly known as 2042 Broadway, Fort Wayne, Indiana 46802 (Metro Real Estate, Inc.)

Total cost of \$250,000

To be passed this evening

R-09-12-07

A CONFIRMING RESOLUTION designating an “Economic Revitalization Area” under I.C. 6-1.1-12.1 for property commonly known as 2042 Broadway, Fort Wayne, Indiana 46802 (Metro Real Estate, Inc.)

Total cost of \$250,000

Public Hearing to be held 1-12-10 - 5:30 P.M.

REGULATIONS COMMITTEE

*Thomas F. Didier - Chair
John Shoaff - Co-Chair
All Council Members*

ACTION

R-09-12-11

A RESOLUTION approving the Fort Wayne/Allen County Joint Ledge Agreement between the Allen County Redevelopment Commission, the Board of Commissioners of the City of Fort Wayne, the Fort Wayne Common Council, the Allen County Council and General Motors, LLC

G-09-12-13

AN ORDINANCE amending Section 73.42 Sunset Provision: Ardmore Avenue and Freeman Street, of the City of Fort Wayne, Indiana, Code of Ordinances

PUBLIC WORKS COMMITTEE

*Marty Bender - Chair
Karen E. Goldner-Co-Chair
All Council Members*

S-09-12-03

AN ORDINANCE approving construction contract and Change Order for #2030-2007; Work Order 80541 – Flood Control Program: Woodhurst Area between Michael Kinder & Sons, Inc. and the City of Fort Wayne, Indiana, in connection with the Board of Public Works

Total cost of \$2,979,988.42

CITY UTILITIES COMMITTEE

Tim Pape - Chair
Mitch Harper - Co-Chair
All Council Members

ACTION

S-09-12-12

AN ORDINANCE approving extension of Cart Maintenance Contract - Bid #2263-May 2005 between Toter Inc. and the City Fort Wayne, Indiana, in connection with the Board of Public Works

Total cost of \$170,607

S-09-12-08

AN ORDINANCE approving the awarding of ITB #3119-annual requirement for the purchase of small (Residential) Water Meters by the City of Fort Wayne, Indiana, by and through its Department of Purchasing and Elster Amco for the Water Maintenance & Service Department

Total cost of \$353,864.75

S-09-12-02

AN ORDINANCE approving the awarding of increase RFQ #2917-purchase and delivery of fluoride by the City of Fort Wayne, Indiana, by and through its Department of Purchasing and LCI, LTD for the Three Rivers Filtration Plant

Total cost of \$130,000

CITY UTILITIES COMMITTEE CONTINUED

ACTION

S-09-12-10

AN ORDINANCE approving construction contract for Resolution #2108-2008 – State Road 1 (Martin Ditch to Tonkel Road) – Water Main Relocation between Scheidleman Excavating, Inc. and the City of Fort Wayne, Indiana, in connection with the Board of Public Works

Total cost of \$379,772.61

S-09-12-09

AN ORDINANCE approving the awarding of increase of RFQ #2994 – annual requirements for the purchase of concrete in 2009 by and through its Department of Purchasing and Erie Haven for the WPC Maintenance and Stormwater Maintenance Departments

Total cost of \$128,000

**ORDINANCES AND RESOLUTIONS
UP FOR PASSAGE**

FINANCE COMMITTEE

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

ACTION

A-09-11-21

AN ORDINANCE appropriating monies into certain accounts for the 2009 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 2009

Appropriate additional monies for remainder of 2009

R-09-11-22

**A RESOLUTION authorizing the transfer of funds between certain accounts within the 2009 budgets of certain City Departments
Transfer of funds to certain account**

R-09-12-01

A RESOLUTION of the Common Council of the City of Fort Wayne, Indiana, approving the proposed budgets of the Fort Wayne-Allen County Convention and Tourism Authority (d.b.a. Grand Wayne Center) and Fort Wayne-Allen County Convention Visitors Bureau for the calendar year 2010

FINANCE COMMITTEE

CONTINUED

ACTION

R-09-12-04

A DECLARATORY RESOLUTION designating an "Economic Revitalization Area" property 8727 Clinton Park Drive, (Nemcomed FW,LLC)

Total cost of \$8,400,000

R-09-12-06

A DECLARATORY RESOLUTION designating an “Economic Revitalization Area” property 2042 Broadway, (Metro Real Estate, Inc.)

Total cost of \$250,000

DO PASS S-09-11-17

AN ORDINANCE ratifying a collective bargaining agreement for police officers represented by The Fraternal Order of Police, Indiana Wayne Lodge #14 , Inc. for the years 2010, 2011 and 2012

DO PASS S-09-11-19

AN ORDINANCE amending Ordinance S-108-09 fixing the salaries of Civil City and City Utilities of the City of Fort Wayne, Indiana for the year 2010

DO PASS S-09-11-24

AN ORDINANCE approving the need for a consultant (VS Engineering) to provide professional engineering services for the Downtown Fort Wayne Stormwater/Sewer Masterplan
Total cost of \$327,400

DO PASS S-09-11-27

AN ORDINANCE approving the need for a consultant (The Secant Group, Inc.) to provide professional engineering services for program and project management assistance for the City Utilities

Total cost of \$147,272

FINANCE COMMITTEE CONTINUED

ACTION

DO PASS S-09-11-33

AN ORDINANCE awarding contract for the purchase of diesel no-lead and B-20 fuel purchase of diesel no-lead and B-20 fuel through the Fort Wayne Community School System, for the Fleet Department, WPC Plant and Parks and Recreation Department

Total cost of \$4,023,338

REGULATIONS COMMITTEE

*Thomas F. Didier - Chair
John Shoaff - Co-Chair
All Council Members*

Z-09-10-18

**AN ORDINANCE amending the City of Fort Wayne Zoning Map
No. T-46 (Sec. 9 of St. Joseph Township)
7401 St. Joe Road**

Z-09-10-19

**AN ORDINANCE amending the City of Fort Wayne Zoning Map
No. R-27 (Sec. 29 of Adams Township)
7127 Hessen Cassel Road**

Z-09-10-20

**AN ORDINANCE amending the City of Fort Wayne Zoning Map
No. G-03 (Sec. 8 of Wayne Township)
4203 West Jefferson Boulevard**

DO PASS G-09-11-20

**GENERAL ORDINANCE repealing and replacing Sections 91.050
through 91.062 of Chapter 91 Animal Control of the City of Fort
Wayne Code of Ordinances**

**REGULATIONS COMMITTEE
CONTINUED**

ACTION

DO PASS G-09-11-23

**GENERAL ORDINANCE amending Chapter 72. Stopping,
Standing and Parking Section 72.99 penalty of the City of Fort
Wayne Code of Ordinances**

PUBLIC WORKS COMMITTEE

*Marty Bender - Chair
Karen E. Goldner - Co- Chair
All Council Members*

No Ordinances or Resolutions up for passage

CITY UTILITIES COMMITTEE

*Tim Pape - Chair
Mitch Harper - Co- Chair
All Council Members*

DO PASS S-09-11-25
AN ORDINANCE approving construction contract – Plant 3 North
Sludge Pumps PH2 – Board of Public Works
Total cost of \$209,080

CITY UTILITIES COMMITTEE CONTINUED

ACTION

DO PASS S-09-11-26
AN ORDINANCE approving construction contract - Spy Run
Interceptor Cipp – Board of Public Works
Total cost of \$557,078

DO PASS S-09-11-28

**AN ORDINANCE awarding purchase and delivery of powdered activated carbon for the Three Rivers Filtration Plant
Total cost of \$245,440**

**DO PASS S-09-11-29
AN ORDINANCE approving annual requirements for the purchase of pebble lime – Department of Purchasing and Huron Lime
Total cost of \$1,048,759.60**

**DO PASS S-09-11-30
AN ORDINANCE awarding annual requirements for the purchase of liquid ferric sulfate – Three Rivers Filtration Plant
Total cost of \$331,000**

**DO PASS S-09-11-31
AN ORDINANCE awarding purchase and delivery of fluoride – Three Rivers Filtration Plant
Total cost of \$125,000**

**DO PASS S-09-11-32
AN ORDINANCE awarding annual requirements for the purchase of sodium chlorite – Three Rivers Filtration Plant
Total cost of \$261,000**

CITY UTILITIES COMMITTEE CONTINUED

ACTION

**DO PASS S-09-11-34
AN ORDINANCE awarding annual requirements for the purchase of liquid carbon dioxide - Three Rivers Filtration Plant
Total cost of \$105,000**

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

**SANDRA E. KENNEDY
CITY CLERK**

