

COMMITTEE SESSION

AGENDA

FORT WAYNE COMMON COUNCIL

FEBRUARY 10, 2009

5:30 P.M. COMMITTEE SESSION
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. PRIOR APPROVAL REQUEST – PAGE 3

**3. DISCUSSION OF PENDING
ORDINANCES AND RESOLUTIONS – PAGES 4 THRU 6**

PRIOR APPROVAL REQUEST

PUBLIC WORKS COMMITTEE

KAREN E. GOLDNER - CHAIR

MARTY BENDER - CO-CHAIR

ALL COUNCIL MEMBERS

“PRIOR APPROVAL REQUEST” Harrison Square, Phase 2 – contract was awarded to Crosby Excavating in the amount of \$830,259.97

ORDINANCES AND RESOLUTIONS UP FOR DISCUSSION

FINANCE COMMITTEE

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

ACTION

R-09-02-04

A DECLARATORY RESOLUTION designating an “Economic Revitalization Area” under I.C. 6-1.1-12.1 for property commonly known as 3426 North Wells Street, Fort Wayne, Indiana 46808 (Dreyer’s Grand Ice Cream, Inc.)

**This Resolution is to be introduced and voted
Upon for passage tonight at the Regular Session**

R-09-02-06

A DECLARATORY RESOLUTION designating an “Economic Revitalization Area” under I.C. 6-1.1-12.1 for property commonly known as 5001 U.S. Highway 30 West, Fort Wayne, Indiana 46818 (North American Van Lines)

**This Resolution is to be introduced and voted
Upon for passage tonight at the Regular Session**

REGULATIONS COMMITTEE

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

ACTION

G-09-01-01

AN ORDINANCE repealing and replacing Chapter 152: Housing and Building Standards” of the City of Fort Wayne, Indiana, Code of Ordinances

G-09-01-02

**AN ORDINANCE repealing and replacing Chapter 150 of the City of Fort Wayne, Indiana, Code of Ordinances
Minimum conditions and maintenance of commercial, Industrial, and other property or premises**

PUBLIC WORKS COMMITTEE

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

No Ordinances or Resolutions up for discussion

CITY UTILITIES COMMITTEE

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

ACTION

No Ordinances or Resolutions up for discussion

REGULAR SESSION

AGENDA

FORT WAYNE COMMON COUNCIL

FEBRUARY 10, 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_____,

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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

THOMAS E. SMITH
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**

FINANCE COMMITTEE

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

ACTION

A-09-02-19

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 unbligated balance of the particular fund involved as required to meet obligations for the remainder of 2009

Total cost of \$2,774,029

PUBLIC HEARING - 2-24-09 - 5:30 P.M.

S-09-02-02

AN ORDINANCE approving contract for Professional Economic Development Services between Northeast Indiana Regional Partnership and the City of Fort Wayne, Indiana

Total cost of \$125,000

S-09-02-17

AN ORDINANCE approving the awarding of ITB #2166 - annual requirements for janitorial products by the City of Fort Wayne, Indiana, by and through its Department of Purchasing and HP Products for Various City Departments

Total cost of \$125,000

FINANCE COMMITTEE

CONTINUED

ACTION

S-09-02-20

**AN ORDINANCE approving the awarding of ITB #2978 –
Mowing of Residential & Commercial Properties by the City of
Fort Wayne, Indiana, by and through its Department of
Purchasing and Diamond Green, Galaxie Lawn Services,
Homescapes, Prolawn/Accent Lawn Manicure, Thrifty Mow, and
Yard Jobs for the Property Management, Neighborhood Code,
Flood Control, Parks & Recreation and Redevelopment
Departments
Total cost of \$400,635**

R-09-02-04

**A DECLARATORY RESOLUTION designating an “Economic
Revitalization Area” under I.C. 6-1.1-12.1 for property commonly
known as 3426 North Wells Street, Fort Wayne, Indiana 46808
(Dreyer’s Grand Ice Cream, Inc.)**

**Total cost of \$21,500,000 – 49 full-time jobs will be created
As a result of the project**

TO BE PASSED THIS EVENING

R-09-02-05

**A CONFIRMING RESOLUTION designating an “Economic
Revitalization Area” under I.C. 6-1.1-12.1 for property commonly
known as 3426 North Wells Street, Fort Wayne, Indiana 46808
(Dreyer’s Grand Ice Cream, Inc.)**

Total cost of \$21,500,000

PUBLIC HEARING 2-24-09 – 5:30 P.M.

R-09-02-06

**A DECLARATORY RESOLUTION designating an “Economic
Revitalization Area” under I.C. 6-1.1-12.1 for property commonly
known as 5001 U.S. Highway 30 West, Fort Wayne, Indian 46818
(North American Van Lines)**

**Total cost of \$16,100,000 – 240 full-time jobs will be created
And 437 full-time jobs will be retained**

TO BE PASSED THIS EVENING

FINANCE COMMITTEE

CONTINUED

ACTION

R-09-02-07

A CONFIRMING RESOLUTION designating an “Economic Revitalization Area” under I.C. 6-1.1-12.1 for property commonly known as 5001 U.S. Highway 30 West, Fort Wayne, Indiana 46818 (North American Van Lines)

Total cost of \$16,100,000

PUBLIC HEARING 2-24-09 - 5:30 P.M.

REGULATIONS COMMITTEE

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

G-09-02-08

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

A portion of right of way will be vacated to allow for construction of Charis House, a women’s help center

PUBLIC HEARING - 2-24-09 - 5:30 P.M.

G-09-02-15

AN ORDINANCE amending Policy And Procedure Number 704: Entitled “Vacation Time” of the City of Fort Wayne Policy and Procedures Manual

Policy 704: Vacation Time

G-09-02-18

AN ORDINANCE amending Section 97.21(A) possession, sale or consumption of Alcoholic Beverages of the City of Fort Wayne, Indiana, Code of Ordinances

**REGULATIONS COMMITTEE
CONTINUED**

ACTION

R-09-02-01

A RESOLUTION approving credit for past service with another Indiana Political Subdivision for Kiana Bojrab

PUBLIC WORKS COMMITTEE

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

S-09-02-09

AN ORDINANCE approving Agreement for Covington Road Bridge Rehabilitation (Covington Road & Dickie Road Intersection) between Indiana Department of Transportation and the City of Fort Wayne, Indiana, in connection with the Board of Public Works

Total cost of \$1,000,000

Federal Share \$800,000

City Share \$200,000

S-09-02-10

AN ORDINANCE certifying and approving the need for the services of a consultant to provide Professional Engineering Services for the State Boulevard Realignment and Widening - Spy Run Avenue to Cass Street Project

Total amount to be paid on an annual basis, will be in Excess of \$100,000

PUBLIC WORKS COMMITTEE CONTINUED

ACTION

S-09-02-11

AN ORDINANCE certifying and approving the need for the

**services of a consultant to provide Project Management Services
for the City's Transportation Improvement Program (TIP)
Total amount to be paid on an annual basis, will be in
Excess of \$100,000**

CITY UTILITIES COMMITTEE

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

S-09-02-03

**AN ORDINANCE approving Res. #1997-2008, W.O. #75204
between API Construction and the City of Fort Wayne, Indiana,
for sewer excavation/replacement
Total cost of \$167,300**

S-09-02-12

**AN ORDINANCE approving construction contract 2040-2008,
Lake Ave Feeder Main Phase III between Fleming Excavating,
Inc. and the city of Fort Wayne, Indiana, in connection with the
Board of Public Works
Total cost of \$442,401**

S-09-02-13

**AN ORDINANCE certifying and approving the need for the
services of a consultant to provide Professional Engineering
Services for the Construction Contract: 2158 - 2009, Subbasin
Q02006 Preliminary Design
Total amount to be paid on an annual basis will be in
Excess of \$100,000**

CITY UTILITIES COMMITTEE CONTINUED

ACTION

S-09-02-14

**AN ORDINANCE certifying and approving the need for the
services of a consultant to provide Professional Engineering**

**Services for Construction Contract: 2159-2009 Subbasin
R14033/R14075 Preliminary Design
Total amount to be paid will not exceed \$181,401**

**ORDINANCES AND RESOLUTIONS
UP FOR PASSAGE**

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

ACTION

R-09-02-04

A DECLARATORY RESOLUTION designating an “Economic Revitalization Area” 3426 North Wells Street (Dreyer’s Grand Ice Cream, Inc.)

**Total cost of \$21,500,000 - 49 full-time jobs will be created
As a result of the project**

R-09-02-06

A DECLARATORY RESOLUTION designating an “Economic Revitalization Area” 5001 U.S. Highway 30 West (North American Van Lines

**Total cost of \$16,100,000 – 240 full-time jobs will be created
And 437 full-time jobs will be retained as a result of the project**

DO PASS S-09-01-17

AN ORDINANCE approving Agreement for Proqa Interfaces to Spillman Cad for the TRAA Interface/Bridging Project for the Fort Wayne Communications Department

Total cost of \$273,225

DO PASS S-09-01-18

AN ORDINANCE approving Agreement for CAD2CAD Option 1 and Option 2 Software for the TRAA Interface/Bridging Project for the Fort Wayne Communications Department

Total cost of \$110,600

FINANCE COMMITTEE

CONTINUED

ACTION

DO PASS S-09-01-19

AN ORDINANCE approving Agreement for the purchase of software for the TRAAS Interface/Bridging Project for the Fort Wayne Communications Department

Total cost of \$278,671

DO PASS S-09-01-20
AN ORDINANCE approving Service Agreement – Fort Wayne Sexual Assault Treatment – for the Fort Wayne Police Department
Total cost of \$100,000

DO PASS S-09-01-21
AN ORDINANCE approving contract for Verizon Based Aircard Service for the Fort Wayne Police Department
Total cost of \$167,400

DO PASS S-09-01-24
AN ORDINANCE approving extension of I.T.B. 2455 – annual requirements for Uniform and Walk Off Mat Rental for various City Departments
Total cost of \$300,000
(2009 - \$150,000; 2010 – \$150,000)

DO PASS S-09-01-25
AN ORDINANCE approving increase of annual requirements for the purchase of bulk road salt for the Street Department
Total cost of \$250,000
(2009 total - \$600,000)

DO PASS S-09-01-27
AN ORDINANCE approving contract for Professional Economic Development Services – DBA “Downtown Improvement District” (“DID”) for the Division of Community Development
Total cost of \$150,000

FINANCE COMMITTEE CONTINUED

ACTION

DO PASS S-09-01-28
AN ORDINANCE certifying the need for the services of consultants to provide professional construction inspection services during 2009 to the Water Resources Department
Total amount to be paid on an annual basis will be in Excess of \$100,000

REGULATIONS COMMITTEE

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

G-09-01-01

AN ORDINANCE repealing and replacing Chapter 152: Housing and Building Standards” of the City of Fort Wayne, Indiana, Code of Ordinances

G-09-01-02

**AN ORDINANCE repealing and replacing Chapter 150 of the City of Fort Wayne, Indiana, Code of Ordinances
Minimum Conditions and Maintenance of Commercial, Industrial, and other property of premises**

DO PASS

G-09-01-16

AN ORDINANCE requiring monthly financial reports to Common Council

REGULATIONS COMMITTEE CONTINUED

ACTION

DO PASS

R-09-01-22

**A RESOLUTION approving credit for past service with another Indiana
Political Subdivision for James D. DeArmond**

DO PASS R-09-01-23

**A RESOLUTION approving credit for past service with another Indiana
Political Subdivision for Michelle Talamantes**

PUBLIC WORKS COMMITTEE

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

ACTION

No Ordinances or Resolutions up for passage

CITY UTILITIES COMMITTEE

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

ACTION

DO PASS S-09-01-26

**AN ORDINANCE approving contract for the purchase of aggregates
for the Street Department and other various City Departments
Total cost of \$573,700**

DO PASS S-09-01-29

**AN ORDINANCE approving City/County Utility Reimbursement
Agreement for Wayne Trace Water Main Replacement (Oxford to
McKee Street)
Total cost of \$190,086**

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

**SANDRA E. KENNEDY
CITY CLERK**

