

COMMITTEE SESSION

AGENDA

FORT WAYNE COMMON COUNCIL

MAY 26, 2009

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

5:30 P.M. **LEGAL PUBLIC HEARINGS**
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. PRESENTATION BY KUMAR MENON
DIRECTOR OF CITY UTILITIES
“AMENDMENT TO THE CITY CODE , CHAPTER 51

3. LEGAL PUBLIC HEARINGS – PAGES 3 AND 4

4. PRIOR APPROVAL REQUEST – PAGE 5

4. DISCUSSION OF PENDING
ORDINANCES AND RESOLUTIONS – PAGES 6 THRU 9

LEGAL PUBLIC HEARINGS

FINANCE COMMITTEE

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

R-09-05-07

A CONFIRMING RESOLUTION designating an “Economic Revitalization Area” under I.C. 6-1.1-12.1 for property commonly known as 3401 McArthur Drive, Fort Wayne, Indiana 46809 (Quoin Enterprises, LLC d/b/a Labeca LLC)

Total cost of \$2,300,000 – will make interior and exterior Improvements to an existing facility as well as purchase of new equipment – 10 full-time jobs and 10 part-times will be created as a result of the project

REGULATIONS COMMITTEE

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

G-09-05-01

AN ORDINANCE amending the Thoroughfare Plan of the City Comprehensive (“Master”) Plan by vacating public right-of-way Vacation of right-of-way will allow the single owner to develop the property with a commercial or office use Regarding unbuilt portions of Columbia Avenue and Artas Avenue located within an area of White Oak Park

REGULATIONS COMMITTEE

G-09-05-02

AN ORDINANCE amending the Thoroughfare Plan of the City Comprehensive (“Master”) Plan by vacating public right-of-way The right-of-way of Iroquois Court, located on the south side of Nuttman Avenue and west half of right-of-way of Cheyenne Drive – the Fort Wayne Housing Authority is continuing to redevelop this area as private drives to serve the apartments

G-09-05-03

**A GENERAL ORDINANCE amending Chapter 53: Stormwater Management Department Section 53.70 Enforcement of 53.10, 53.20, 53.30 and 53.40 of the City of Fort Wayne, Indiana Code of Ordinances
Adding Sub-Sections E and F are approved and added**

G-09-05-08

**AN ORDINANCE amending Chapter 51 of the City of Fort Wayne Code of Ordinances
Increasing rates to provide sufficient revenue to offset the cost of all treatment works operation and maintenance provided by the Utility**

PRIOR APPROVAL REQUEST

PUBLIC WORKS COMMITTEE

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

**“PRIOR APPROVAL REQUEST” Resurfacing Package A-2009
contract was awarded to Wayne Asphalt in the amount of \$948,843**

ORDINANCES AND RESOLUTIONS UP FOR

DISCUSSION

FINANCE COMMITTEE

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

ACTION

R-09-05-07

A CONFIRMING RESOLUTION designating an “Economic Revitalization Area” under I.C. 6-1.1-12.1 for property commonly known as 3401 McArthur Drive, (Quoin Enterprises, LLC d/b/a Labeca, LLC)

Total cost of \$2,300,000 – will make interior and exterior improvements to an existing facility and purchase new manufacturing equipment – ten full-time and ten part-time jobs will be created as a result of the project

R-09-05-16

A DECLARATORY RESOLUTION designating an “Economic Revitalization Area” under I.C. 6-1.1-12.1 for property commonly known as 4422 Airport Expressway, Fort Wayne, Indiana 46809 (GTA Acquisition, LLC d/b/a GT Automation Group)

Total cost of \$180,000

This Resolution is to be introduced and voted

Upon for passage tonight at the Regular Session

FINANCE COMMITTEE

CONTINUED

ACTION

R-09-05-23

**A DECLARATORY RESOLUTION designating an “Economic Revitalization Area” under I.C. 6-1.1-12.1 for property commonly known as 505 East Washington Boulevard, Fort Wayne, Indiana 46802 (Rothberg Realty, LLC)
Total cost of \$1,922,000**

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*

G-09-05-03

AN GENERAL ORDINANCE amending Chapter 53: Stormwater Management Department, Section 53.70 Enforcement of 53.10, 53.20, 53.30 and 53.40 of the City of Fort Wayne, Indiana Code of Ordinances

Adding Sub-Sections E and F and are approved

REGULATIONS COMMITTEE CONTINUED

ACTION

G-09-05-08

AN ORDINANCE amending Chapter 51 of the City of Fort Wayne Code of Ordinances

Increasing rates to provide sufficient revenue to offset the cost of all treatment works operation and maintenance provided to the Utility

R-09-04-29

A RESOLUTION of the Common Council of the City of Fort Wayne, Indiana, approving an Interlocal Agreement between the City of Fort Wayne, the Mayor, and the Allen County, Indiana, Board of Commissioners for the conveyance of Wheel Tax and Surtax Revenue

Approves Resolution approving Bridge Agreement with Allen County

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

S-09-05-25

AN ORDINANCE approving the awarding of the Purchase and Installations of a Computerized Maintenance Management System, (Infor EAM Business Edition v8.3) by the City of Fort Wayne, Indiana, By and through its Department of Purchasing and Global Solutions (Michigan), Inc. for City Utilities

Total cost of \$124,086

This Ordinance is to be introduced and voted

Upon for passage tonight at the Regular Session

REGULAR SESSION

AGENDA

FORT WAYNE COMMON COUNCIL

MAY 26, 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 11

MISCELLANEOUS BUSINESS

CHAIR OPEN FOR COMMENTS – FROM CITIZENS AND COUNCIL MEMBERS

RETIREMENT OF COLORS

ADJOURNMENT

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ORDINANCES AND RESOLUTIONS UP FOR INTRODUCTION

FINANCE COMMITTEE

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

ACTION

S-09-05-13

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

R-09-05-1 6

**A DECLARATORY RESOLUTION designating an "Economic Revitalization Area" under I.C. 6-1.1-12.1 for property commonly known as 4422 Airport Expressway, Fort Wayne, Indiana 46809 (GTA Acquisition, LLC d/b/a GT Automation Group)
Total cost of \$180,000 - 3 full time jobs will be created as a Result of the project**

To be passed this evening

R-09-05-17

**A CONFIRMING RESOLUTION designating an "Economic Revitalization Area" under I.C. 6-1.1-12.1 for property commonly known as 4422 (GTA Acquisition, LLC d/b/a GT Automation Group)
Total cost of \$180,000 - 3 full time jobs will be created as a Result of the project**

PUBLIC HEARING 6-9-09 - 5:30 P.M.

FINANCE COMMITTEE

CONTINUED

ACTION

R-09-05-23

A DECLARATORY RESOLUTION designating an “Economic Revitalization Area” under I.C. 6-1.1-12.1 for property commonly known as 505 East Washington Boulevard, Fort Wayne, Indiana 46802 (Rothberg Realty, LLC)

**Total cost of \$2,000,000 improvements – 42 full-time jobs
And seven part-time jobs will be retained**

To be passed this evening

R-09-05-24

A CONFIRMING RESOLUTION designating an “Economic Revitalization Area” under I.C. 6-1.1-12.1 for property commonly known as 505 East Washington Boulevard, Fort Wayne, Indiana 46802 (Rothberg Realty, LLC)

**Total cost of \$2,000,000 improvements – 42 full-time and
Seven part time-jobs will be retained**

Public Hearing – 6-9-09 -- 5:30 P.M.

REGULATIONS COMMITTEE

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

Z-09-05-09

**ORDINANCE amending the City of Fort Wayne Zoning Map No. J-38
(Sec. 15 of Washington Township)**

**2108 W. Washington Center Road - will be rezoned to IN1-Light
Industrial**

REGULATIONS COMMITTEE CONTINUED

ACTION

Z-09-05-10

AN ORDINANCE amending the City of Fort Wayne Zoning Map No. J-35 (Sec. 34 of Wayne Township)

1900 block of Reservation Drive – property will be downsized to RP-Planned Residential to allow for a single family subdivision

Z-09-05-11

AN ORDINANCE amending the City of Fort Wayne Zoning Map No. R-14 (Sec. 2 of St. Joseph Township)

3707 and 3737 Lake Avenue – property will be rezoned to CMI-Professional and Personal Service to bring existing businesses into compliance with the ordinance

Z-09-05-12

AN ORDINANCE amending the City of Fort Wayne Zoning Map No. R-14 (Sec. 32 of St. Joseph Township)

3609 through 3635 Lake Avenue – property will be rezoned to CMI- Professional and Personal Service to bring existing businesses into compliance with the ordinance

R-09-05-18

A RESOLUTION of the Common Council of the City of Fort Wayne, Indiana approving an Interlocal Cooperation Agreement between the City of Fort Wayne and the County of Allen

The Common Council hereby ratifies and approves the Interlocal Cooperation Agreement between the City and County of Allen for the shared use of GIS infrastructure and data

**REGULATIONS COMMITTEE
CONTINUED**

ACTION

G-09-05-14

AN ORDINANCE amending Chapter 37, Section 37.39 (A) of the City of Fort Wayne, Indiana, Code of Ordinances

There is hereby established a non-reverting Harrison Square Parking Garage Operation Fund for the City

G-09-05-15

AN ORDINANCE amending Chapter 37, Section 37.40 (A) of the City of Fort Wayne, Indiana, Code of Ordinances

There is hereby established a non-reverting Harrison Square Stadium Maintenance Fund for the City

PUBLIC WORKS COMMITTEE

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

S-09-05-20

**AN ORDINANCE certifying and approving the need for the services of a consultant, Bonar Group, to provide Professional services for the State Road 3 Utility Relocation Improvements
Total cost of \$197,500**

S-09-05-19

**AN ORDINANCE certifying and approving the need for the services of a consultant (HNTB Corporation) to provide Professional Services for the Northwest Pressure Zone Pumping Improvements
Total cost of \$192,480**

PUBLIC WORKS COMMITTEE CONTINUED

ACTION

S-09-05-22

**AN ORDINANCE approving Resolution #7224-2009, Chickasaw Drive/ Blackhawk Lane Concrete Street Repairs between Hipskind Concrete and the City of Fort Wayne, Indiana, in connection with the Board of Public Works
Total cost of \$101,692.50**

CITY UTILITIES COMMITTEE

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

S-09-05-25

**AN ORDINANCE approving the awarding of the Purchase and Installations of a Computerized Maintenance Management System, (Infor EAM Business Edition v8.3) by the City of Fort Wayne, Indiana, by and through its Department of Purchasing and Global Solutions (Michigan), Inc. for City Utilities
Total cost of \$124,086**

To be passed this evening

**ORDINANCES AND RESOLUTIONS
UP FOR PASSAGE**

FINANCE COMMITTEE

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

R-09-05-07

A CONFIRMING RESOLUTION designating an “Economic Revitalization Area” property 3401 McArthur Drive, (Quoin Enterprises, LLC d/b/a Labeca, LLC)

**Total cost of \$2,300,000 – 10 full-time and 10 part-time jobs
Will be created as a result of the project**

R-09-05-16

A DECLARATORY RESOLUTION designating an Economic Revitalization Area” property 4422 Airport Expressway, (GTA Acquisition, LLC d/b/a GT Automation Group)

**Total cost of \$180,000 – 3 full-time jobs will be created as a
result of the project**

R-09-05-23

A DECLARATORY RESOLUTION designating an “Economic Revitalization Area” property 505 East Washington Boulevard (Rothberg Realty, LLC)

**Total cost of \$2,000,000 – 4 2 full-time and seven part-time jobs
Will be retained**

REGULATIONS COMMITTEE

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

ACTION

G-09-05-03

AN GENERAL ORDINANCE amending Chapter 53: Stormwater Management Department, Section 53.70 Enforcement of 53.10, 53.20, 53.30 and 53.40 of the City of Fort Wayne, Indiana Code of Ordinances Adding Sub-Sections E and F and approved

G-09-05-08

**AN ORDINANCE amending Chapter 51 of the City of Fort Wayne Code of Ordinances
Increasing rates to provide sufficient revenue to offset the cost of all treatment works operation and maintenance provided by the Utility**

**REGULATIONS COMMITTEE
CONTINUED**

ACTION

R-09-04-29

A RESOLUTION of the Common Council of the City of Fort Wayne, Indiana, approving an Interlocal Agreement between the City of Fort Wayne, The Mayor, and the Allen County, Indiana, Board of Commissioners for the Conveyance of Wheel Tax and Surtax Revenue

The agreement is contingent upon the County Council Adopting an ordinance doubling the current Wheel Tax and Surtax rates for the Allen County

DO PASS R-09-05-04

A RESOLUTION that will amend the Maumee River Basin Commission's updated Flood Mitigation Plan to be the official plan of the City of Fort Wayne, so as to ensure public safety and awareness

PUBLIC WORKS COMMITTEE

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

No Ordinances or Resolutions up for passage

CITY UTILITIES COMMITTEE

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

ACTION

S-09-05-25

**AN ORDINANCE approving the awarding of the Purchase and Installations of a Computerized Maintenance Management System, (Infor EAM Business Edition v8.3) by the City of Fort Wayne, Indiana, by and through its Department of Purchasing and Global Solutions (Michigan). Inc. for City Utilities
Total cost of \$124,086**

DO PASS S-09-05-05

**AN ORDINANCE approving contract for Resolution #2094-2008 – CSO 052 Floatables Control between Robert E. Crosby and the City of Fort Wayne, Indiana, in connection with the Board of Public Works
Total cost of \$1,020,275**

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

**SANDRA E. KENNEDY
CITY CLERK**

