

**COMMITTEE SESSION**

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**AGENDA**

**FORT WAYNE COMMON COUNCIL  
SEPTEMBER 28, 2010**

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

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<b><u>PRESIDING OVER THE STANDING COMMITTEE OF THE COMMON COUNCIL</u></b>	<b><u>MARTY A. BENDER PRESIDENT</u></b>
<b><u>SECRETARY OF THE COMMITTEE SESSION OF THE COMMON COUNCIL</u></b>	<b><u>SANDRA E. KENNEDY CITY CLERK</u></b>
<b><u>LEGAL ADVISOR TO MEMBERS OF THE COMMON COUNCIL</u></b>	<b><u>JOSEPH G. BONAHOOM COUNCIL ATTORNEY</u></b>

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BENDER\_\_\_\_\_, BROWN \_\_\_\_\_, DIDIER\_\_\_\_\_,  
GOLDNER\_\_\_\_\_, HARPER \_\_\_\_\_, HINES \_\_\_\_\_,  
PAPE\_\_\_\_\_, SHOAFF\_\_\_\_\_, SMITH\_\_\_\_\_

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**ORDER OF THE AGENDA**

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**1. ROLL CALL**

**2. LEGAL PUBLIC HEARINGS – PAGE 3**

**3. PRIOR APPROVAL REQUEST – PAGE 4**

**4. PAT ROLLER – CONTROLLER**  
**2011 BUDGET PRESENTATION**

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

## LEGAL PUBLIC HEARINGS

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### FINANCE COMMITTEE

THOMAS E. SMITH - CHAIR - CHAIR  
TIM PAPE - CO-CHAIR  
ALL COUNCIL MEMBERS

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**R-10-09-06**

**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 \$350,000 - they will construct a 12,000 square foot addition in order to remain competitive in its industry. Seven full-time jobs will be created and 13 full-time jobs will be retained as a result of the project**

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### REGULATIONS COMMITTEE

MITCH HARPER - CHAIR  
KAREN E. GOLDNER - CO-CHAIR  
ALL COUNCIL MEMBERS

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**G-10-09-09**

**AN ORDINANCE for the purpose of vacating a portion of a dedicated utility easement**

**A request to vacate a 4-foot wide utility easement - Southview Addition - intends to redevelop the site with a convenience store**

**PUBLIC HEARING ONLY**

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## **PRIOR APPROVAL REQUEST**

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### **FINANCE COMMITTEE**

***THOMAS E. SMITH - CHAIR  
TIM PAPE - CO-CHAIR  
ALL COUNCIL MEMBERS***

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**“PRIOR APPROVAL REQUEST” - Purchasing Department respectfully requests a “Prior Approval Request” for the purchase of trees for the annual street tree plant contract. The Parks Department would like to begin planting as early as possible –**

**Shade Trees Unlimited      \$106,796**

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**ORDINANCES AND RESOLUTIONS UP FOR  
DISCUSSION**

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**CITY UTILITIES COMMITTEE**

*GLYNN A. HINES- CHAIR  
THOMAS F. DIDIER - CO-CHAIR  
ALL COUNCIL MEMBERS*

**ACTION**

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**S-10-09-13**

**AN ORDINANCE approving amendment A to Professional Services Agreement for Three Rivers Filtration Plant Ultraviolet Disinfection – Res. #2304-2010, W.O. #65942 between Black and Veatch and the City of Fort Wayne, Indiana, in connection with**

the

**Board of Public Works  
Total cost of \$759,500**

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**S-10-09-14**

**AN ORDINANCE approving General Cipp 2010 Package #1 2010, W.O. #75482 between Reynolds Inliner and the City of Fort Wayne, Indiana, in connection with the Board of Public Works  
Total cost of \$1,435,769**

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**#2338-**

**S-10-09-19**

**AN ORDINANCE approving Professional Services Agreement to Provide construction management and resident project representatives for additional raw wastewater pumps and Secondary clarifier hydraulic improvements project at the Water Pollution Control Plant/Res. #2202-2209, W.O. #75397 between GAI Consultants, Inc. and the City of Fort Wayne, Indiana, in Connection with the Board of Public Works**

**Total cost of \$222,300**

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**CITY UTILITIES COMMITTEE**

**CONTINUED**

**ACTION**

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**S-10-09-20**

**AN ORDINANCE approving Professional Services Agreement Amendment #1 to provide additional design services for the WPCP Digester Electrical Building and Structural Improvements - Resolution #2187-2009, W.O. #7386 between Greeley and Hansen, LLC and the City of fort Wayne, Indiana, in connection with the Board of Public Works**  
Total cost of \$654,000

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**FINANCE COMMITTEE**

*THOMAS E. SMITH - CHAIR*  
*TIM PAPE - CO-CHAIR*  
*ALL COUNCIL MEMBERS*

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**S-10-09-02**

**AN ORDINANCE approving Agreement for Fire Protection Services between the City of Fort Wayne, Indiana, and the Fort Wayne Community School Corporation**  
Total annual fee of \$4,031.75 - the fee shall increase annually during the term of the Agreement by the three percent (3%) - The  
term will commence August 1, 2010 and continue until July 31, 2020

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**S-10-09-21**

**AN ORDINANCE approving Agreement for Fire Protection Between the City of Fort Wayne, Indiana and Fort Wayne Community School Corporation**  
Total annual fee of (\$6,050) (A fee of  
\$3,025.00  
Per school year) - the fee shall increase annually during the term of the Agreement  
will commence August 1, 2010 and continue

**until**

**July 31, 2020**

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## FINANCE COMMITTEE

## CONTINUED

### ACTION

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#### **S-10-09-04**

**AN ORDINANCE approving the awarding of ITB#3169 by the City of Fort Wayne, Indiana, by and through its Department of Purchasing and K-Tech for the Fort Wayne Street Department**

**Total cost of (\$250,000) -  
(year to date total - \$919,000)**

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#### **R-10-09-06**

**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 \$350,000 - will construct a 12,000 square foot addition, in order to remain competitive in its industry. Seven full-time jobs will be created and 13 full-time jobs will be retained as a result of the project**

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## REGULATIONS COMMITTEE

***MITCH HARPER - CHAIR  
KAREN E. GOLDNER - CO-CHAIR  
ALL COUNCIL MEMBERS***

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#### **Z-10-08-07**

**AN ORDINANCE amending the City of Fort Wayne Zoning Map No. J-58 (Sec. 3 of Washington Township)**

**9821 Lima Road, within the Lima Marketplace Shopping Center - to allow for the development plan of a tire sales facility**

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**REGULATIONS COMMITTEE  
CONTINUED**

**ACTION**

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**Z-10-08-09**

**AN ORDINANCE amending the City of Fort Wayne Zoning Map  
Nos. N-14 and O-14 (Sec. 36 of Washington Township)  
Northside Neighborhood Association - this  
petition is a Residential Downzoning**

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**PUBLIC WORKS COMMITTEE**

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**No Ordinances or Resolutions up for discussion**

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**REGULAR SESSION**

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**AGENDA**

**FORT WAYNE COMMON COUNCIL**

**SEPTEMBER 28, 2010**

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

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

**MARTY A. BENDER**  
**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**

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**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 5**

**PASSAGE OF ORDINANCES AND RESOLUTIONS – PAGES 6 THRU 11**

**MISCELLANEOUS BUSINESS**

**CHAIR OPEN FOR COMMENTS – FROM CITIZENS AND COUNCIL MEMBERS**

**RETIREMENT OF COLORS**

**ADJOURNMENT**

**ORDINANCES AND RESOLUTIONS**  
**UP FOR INTRODUCTION**

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**CITY UTILITIES COMMITTEE**

*GLYNN A. HINES - CHAIR*  
*THOMAS F. DIDIER - CO-CHAIR*  
*ALL COUNCIL MEMBERS*

**ACTION**

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**S-10-09-24**

**AN ORDINANCE certifying and approving Amendment No. 1 to Professional Services Agreement with Donohue and Associates for the WPCP Combined Sewer Pump Station Improvements Project/Res #2283-2010, W.O. #75449**  
**Total cost of \$1,186,854**

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**S-10-09-25**

**AN ORDINANCE certifying and approving Amendment No. 2 to Professional Services Agreement with CDM Corporation for WPCP Combined Sewer Pump Station Improvements/Res. #2283-2010, W.O. #75449**  
**Total cost of \$578,327**

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# FINANCE COMMITTEE

*THOMAS E. SMITH - CHAIR  
TIM PAPE - CO-CHAIR  
ALL COUNCIL MEMBERS*

## ACTION

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### **S-10-09-26**

**AN ORDINANCE approving construction contract for Res. #97-8-4-10-1, 200 E. Berry Energy Grant Renovations, Package A. between Current Mechanical and the City of Fort Wayne, Indiana, in connection with the Board of Public Works  
Total cost of (\$1,721,000) - (Federal Energy Grant = \$1,300,000: City Portion = \$421,000)**

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### **S-10-09-27**

**AN ORDINANCE approving construction contract for Res. #97-8-18-10-03, 200 E. Berry Street Renovations between CCI Commercial Construction and the City of Fort Wayne, Indiana, in connection with the Board of Public Works  
Total cost of \$4,554,000**

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### **A-10-09-28**

**AN ORDINANCE appropriating monies the purpose of defraying the expenses of the several departments of the City Government of the City of Fort Wayne, Indiana, for the fiscal year beginning January 1, 2011, and ending December 31, 2011, including all outstanding claims and obligations and fixing a time when the same shall take effect**

**BUDGET ORDINANCE FOR THE YEAR 2011**

**PUBLIC HEARING - 10-12-10 - 5:30 P.M.**

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## **REGULATIONS COMMITTEE**

**MITCH HARPER - CHAIR  
KAREN E. GOLDNER- CO-CHAIR  
ALL COUNCIL MEMBERS**

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**R-10-09-22**

**A RESOLUTION authorizing submission of an application to reorganize General-Purpose Foreign Trade Zone Number 182 to the Foreign-Trade Zones Board under the Alternative Site Framework**

The City of Fort Wayne is a Grantee of the Foreign-Trade Zone #182 with four designated general-purpose site. Two of the four sites belonged to the companies presently out of business. Two remaining sites provide limited possibilities for the potential users.

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**G-10-09-23**

**AN ORDINANCE amending Chapter 130, Offenses Against City Regulations, of the City of Fort Wayne, Indiana Code of Ordinances**

That Section 130.02 is hereby repealed and that as such Chapter 130 "Offenses Against City Regulations" shall be amended to delete Section 130.02 "BEGGING" in its entirety

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## **PUBLIC WORKS COMMITTEE**

**No Ordinances or Resolutions up for introduction**

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**ORDINANCES AND RESOLUTIONS**  
**UP FOR PASSAGE**

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**CITY UTILITIES COMMITTEE**

**GLYNN A. HINES- CHAIR**  
**THOMAS F. DIDIER - CO-CHAIR**  
**ALL COUNCIL MEMBERS**

**ACTION**

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**S-10-09-13**

**AN ORDINANCE approving amendment A to Professional Services Agreement for Three Rivers Filtration Plant Ultraviolet Disinfection – Res. #2304-2010, W.O. #65942 between Black and Veatch and the City of Fort Wayne, Indiana, in connection with the Board of Public Works**

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**AN ORDINANCE approving General CIPP 2010 Package #1 #2338-2010, W.O. #75482 between Reynolds Inliner and the City of Fort Wayne, Indiana, in connection with the Board of Public Works**

**Total cost of \$1,435,769**

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**Total cost of \$222,300**

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# CITY UTILITIES COMMITTEE

CONTINUED

## ACTION

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**S-10-09-20**

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## FINANCE COMMITTEE

*THOMAS E. SMITH - CHAIR  
TIM PAPE- CO-CHAIR  
ALL COUNCIL MEMBERS*

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**DO PASS S-10-09-01**

**AN ORDINANCE of the Common Council fixing, establishing and ratifying compensation for certain Civil City employees of the City of Fort Wayne, Indiana, represented by the International Association of Machinists and Aerospace Workers Local Lodge #2569**

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**DO PASS S-10-09-03**

**AN ORDINANCE of the Common Council ratifying a collective bargaining agreement for employees of the City of Fort Wayne represented by the International Union of Operating Engineers Local 399 Civil City - for the years 2010-2012**

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## FINANCE COMMITTEE

## CONTINUED

### ACTION

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**DO PASS S-10-09-10**

**AN ORDINANCE of the Common Council fixing, establishing and ratifying compensation for certain employees of the City of Fort Wayne, Indiana, represented by the American Federation of State, County and Municipal Employees, AFL-CIO, Council 62**

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**DO PASS S-10-09-11**

**AN ORDINANCE of the Common Council fixing, establishing and ratifying compensation for certain employees of the City of Fort Wayne, Indiana, represented by the N.C.F.O. #7 – Water Maintenance & Service Department**

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**DO PASS S-10-09-12**

**AN ORDINANCE of the Common Council fixing, establishing and ratifying compensation for certain employees of the City of Fort Wayne, Indiana, represented by the Chauffeurs, Teamsters, and Helpers Local No. 414-Water Pollution Control Maintenance**

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**DO PASS S-10-09-17**

**AN ORDINANCE fixing the salaries of each and every appointed officer, employee, deputy assistant, departmental and institutional head of the Civil City and City Utilities of the City for the year 2011**

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**DO PASS S-10-09-18**

**AN ORDINANCE fixing the salaries of all members of the Division of Public Safety of the City of Fort Wayne, Indiana for the year 2011**

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**FINANCE COMMITTEE**

**CONTINUED**

**ACTION**

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**S-10-09-02**

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**term**

**Will commence August 1, 2010 and until July 31, 2020**

**continue**

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**per**

**annually**

**during the term of the Agreement will commence August 1, 2010 and continue**

**until**

**July 31, 2020**

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**S-10-09-04**

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**Year to date total \$919,000**

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## FINANCE COMMITTEE

## CONTINUED

### **ACTION**

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**Foot facility - Seven full-time jobs will be created and 13 full-time jobs will be retained as a result of the project**

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## REGULATIONS COMMITTEE

***MITCH HARPER - CHAIR  
KAREN E. GOLDNER - CO-CHAIR  
ALL COUNCIL MEMBERS***

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**Northside Neighborhood Association - petition for a Residential Downzoning**

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## **PUBLIC WORKS COMMITTEE**

**JOHN SHOAFF - CHAIR  
ELIZABETH M. BROWN - CO-CHAIR  
ALL COUNCIL MEMBERS**

### **ACTION**

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**DO PASS S-10-09-15**

**AN ORDINANCE approving construction contract: 7286-10 –  
Reindeer Road Concrete Street Repairs / Work Order: 12204  
Between Garcia Concrete and the City of Fort Wayne, Indiana  
in connection with the Board of Public Works  
Total cost of \$153,517**

**PRIOR APPROVAL WAS RECEIVED 8-24-10**

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**DO PASS S-10-09-16**

**AN ORDINANCE approving construction contract: 7278-10 &  
7279-10: Tacoma Avenue, Phases 2 and 3: Work Order 12216 &  
12218 between Garcia Concrete and the City of Fort Wayne,  
Indiana, in connection with the Board of Public Works  
Total cost of \$141,624.50**

**PRIOR APPROVAL WAS RECEIVED 8-24-10**

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

**SANDRA E. KENNEDY  
CITY CLERK**



