

**ORDINANCES AND RESOLUTIONS
UP FOR INTRODUCTION
MARCH 22, 2011**

CITY UTILITIES COMMITTEE

ACTION

No Ordinances or Resolutions up for introduction

FINANCE COMMITTEE

*Thomas E. Smith - Chair
Elizabeth M. Brown - Co-Chair
All Council Members*

S-11-03-14

**AN ORDINANCE approving the awarding of ITB #3175 -
purchase of 129 Mobile Data Computers by the City of Fort
Wayne, Indiana, by and through its Department of Purchasing
and OEM Micro Solutions, Inc. for the Fort Wayne Police
Department**

Total cost of \$722,271

S-11-03-15

**AN ORDINANCE approving the awarding of RFP #2831 -
purchase of 72 DVD Digital in Car Video Cameras by the City of
Fort Wayne, Indiana, by and through its Department of
Purchasing and Enforcement Video LLC for the Fort Wayne
Police Department**

Total cost of \$420,264

FINANCE COMMITTEE

CONTINUED

ACTION

S-11-03-16

AN ORDINANCE approving the awarding of ITB #3332 – purchase of Diesel, No.-Lead and B-20 Fuel by the City of Fort Wayne, Indiana, by and through its Department of Purchasing and AG Plus Diesel and Petroleum Traders Corporation Gas through the Fort Wayne Community School System for the City Fleet Department, WPC Plant and Parks and Recreation Department

Total cost of \$3,696,263

S-11-03-17

AN ORDINANCE approving the awarding of RFP #3334 – contract for Custodial Services at 200 E. Berry Street by the City of Fort Wayne, Indiana, by and through its Department of Purchasing and Ciocca Cleaning and Restoration

Total cost of \$235,264

S-11-03-20

AN ORDINANCE of the Common Council fixing, establishing and ratifying compensation for the 2011 for certain City employees of the City of Fort Wayne, Indiana, represented by the International, Association of Machinists and Aerospace Workers #2569 – Civil City Of Fort Wayne/Allen County

Agreement is for (3) years, but pursuant to Indiana law, must be annually ratified

FINANCE COMMITTEE

CONTINUED

ACTION

S-11-03-21

AN ORDINANCE of the Common Council fixing, establishing and ratifying compensation for the year 2011 for certain City employees of the City of Fort Wayne, Indiana, represented by the American Federation of State, County and Municipal Employees, FL-CIO

Agreement is for (3) years, but pursuant to Indiana law, must be annually ratified

S-11-03-22

AN ORDINANCE of the Common Council fixing, establishing and ratifying compensation for the year 2011 for certain City employees of the City of Fort Wayne, Indiana, represented by the National Conference of Firemen & Oilers AFL-CIO Local No. 7

Agreement is for (3) years, but pursuant to Indiana law, must be annually ratified

REGULATIONS COMMITTEE

John Shoaff - Chair

Thomas F. Didier - Co-Chair

All Council Members

Z-11-03-08

AN ORDINANCE amending the City of Fort Wayne Zoning Map No. K-19 (Sec. 22 of Wayne Township)

Rezone approximately 7.4 acres of property from RP-Planned Residential to AR-Low Intensity Residential near 5470 Winchester Road

REGULATIONS COMMITTEE CONTINUED

ACTION

Z-11-03-09

AN ORDINANCE amending the City of Fort Wayne Zoning Map No. K-50 (Sec. 10 of Washington Township)

Rezone approximately 9.6 acres of property from SC2-Community Shopping Center to CM3-General Commercial at 1414 Northland Boulevard - site of Crazy Pinz Entertainment Center

Z-11-03-10

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

Rezone approximately 5.45 acres of property from R-1 Single Family Residential to R3-Multiple Family Residential - 1800 block of Laverne Avenue - site of the former Keystone School

G-11-03-11

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

The applicant is proposing an addition to the Nursing home facility located at 5544 East State Street - Miller's Merry Manor

Public Hearing 4-12-11 -- 5:30 P.M.

REGULATIONS COMMITTEE CONTINUED

ACTION

G-11-03-12

AN ORDINANCE amending the Thoroughfare Plan of the City Comprehensive (“Master”) Plan by vacating public right-of-way Right-of-way to be vacated is Monroe Street - the City owns all of the ground surrounding this portion of Monroe Street and wishes to vacate for security of the Fleet Management for parking and for a possible expansion

Public Hearing 4-12-11 -- 5:30 P.M.

G-11-03-13

AN ORDINANCE amending the Thoroughfare Plan of the City Comprehensive (“Master”) Plan by vacating public right-of-way Right-of-way to be vacated is a portion of Clay Street, to allow for additional parking and truck access

Public Hearing 4-12-11 -- 5:30 P.M.

R-11-03-18

A RESOLUTION of the Common Council of the City of Fort Wayne, Indiana, approving a Joint Ledge Agreement between the City of Fort Wayne, the Allen County Redevelopment Commission, the Allen County Council, the Board of Commissioners of Allen County, Indiana, and Precimed, Inc. D/B/A Greatbatch Medical

S-11-03-19

Joint Ordinance of the Common Council of the City of Fort Wayne and the Board of Commissioners of the County of Allen Assigning the Jurisdiction of certain tracts of Real Estate to the Allen County Redevelopment Commission

PUBLIC WORKS COMMITTEE

ACTION

No Ordinances or Resolutions up for introduction

BILL NO. S-11-03-14

SPECIAL ORDINANCE NO. S-_____

AN ORDINANCE approving the awarding of ITB #3175 - PURCHASE OF 129 MOBILE DATA COMPUTERS by the City of Fort Wayne, Indiana, by and through its Department of Purchasing and OEM MICRO SOLUTIONS, INC. for the FORT WAYNE POLICE DEPARTMENT.

NOW, THEREFORE, BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT WAYNE, INDIANA;

SECTION 1. That ITB #3175 - PURCHASE OF 129 MOBILE DATA COMPUTERS between the City of Fort Wayne, by and through its Department of Purchasing and OEM MICRO SOLUTIONS, INC. for the FORT WAYNE POLICE DEPARTMENT, respectfully for:

purchase of 129 Mobile Data Computers for the Fort Wayne Police Department;

involving a total cost of SEVEN HUNDRED TWENTY-TWO THOUSAND, TWO HUNDRED SEVENTY-ONE AND NO/100 DOLLARS - (\$722,271.00) all as more particularly set forth in said ITB #3175 - PURCHASE OF 129 MOBILE DATA COMPUTERS which is on file in the Office of the Department of Purchasing, and is by reference incorporated herein, made a part hereof, and is hereby in all things ratified, confirmed and approved.

SECTION 2. That this Ordinance shall be in full force and effect from and after its passage and any and all necessary approval by the Mayor.

Council Member

APPROVED AS TO FORM AND LEGALITY

Carol Helton, City Attorney

BILL NO. S-11-03-15

SPECIAL ORDINANCE NO. S-_____

AN ORDINANCE approving the awarding of RFP #2831 - PURCHASE OF 72 DVD DIGITAL IN CAR VIDEO CAMERAS by the City of Fort Wayne, Indiana, by and through its Department of Purchasing and ENFORCEMENT VIDEO LLC for the FORT WAYNE POLICE DEPARTMENT.

NOW, THEREFORE, BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT WAYNE, INDIANA;

SECTION 1. That RFP #2831 - PURCHASE OF 72 DVD DIGITAL IN CAR VIDEO CAMERAS between the City of Fort Wayne, by and through its Department of Purchasing and ENFORCEMENT VIDEO LLC for the FORT WAYNE POLICE DEPARTMENT, respectfully for:

purchase of 72 in-car video camers for the Fort Wayne Police Department; involving a total cost of FOUR HUNDRED TWENTY THOUSAND, TWO HUNDRED SIXTY-FOUR AND NO/100 DOLLARS - (\$420,264.00) all as more particularly set forth in said RFP #2831 - PURCHASE OF 72 DVD DIGITAL IN CAR VIDEO CAMERAS which is on file in the Office of the Department of Purchasing, and is by reference incorporated herein, made a part hereof, and is hereby in all things ratified, confirmed and approved.

SECTION 2. That this Ordinance shall be in full force and effect from and after its passage and any and all necessary approval by the Mayor.

Council Member

APPROVED AS TO FORM AND LEGALITY

Carol Helton, City Attorney

BILL NO. S-11-03-16

SPECIAL ORDINANCE NO. S-_____

AN ORDINANCE approving the awarding of ITB #3332 - PURCHASE OF DIESEL, NO-LEAD AND B-20 FUEL by the City of Fort Wayne, Indiana, by and through its Department of Purchasing and AG PLUS DIESEL AND PETROLEUM TRADERS CORPORATION GAS THROUGH THE FORT WAYNE COMMUNITY SCHOOL SYSTEM for the CITY FLEET DEPARTMENT, WPC PLANT AND PARKS AND RECREATION DEPARTMENT.

NOW, THEREFORE, BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT WAYNE, INDIANA;

SECTION 1. That ITB #3332 - PURCHASE OF DIESEL, NO-LEAD AND B-20 FUEL between the City of Fort Wayne, by and through its Department of Purchasing and AG PLUS DIESEL AND PETROLEUM TRADERS CORPORATION GAS THROUGH THE FORT WAYNE COMMUNITY SCHOOL SYSTEM for the CITY FLEET DEPARTMENT, WPC PLANT AND PARKS AND RECREATION DEPARTMENT, respectfully for:

purchase of various fuels through the Fort Wayne Community School Systems for the City Fleet Department, WPC Plant and Parks and Recreation Department

involving a total cost of THREE MILLION, SIX HUNDRED NINETY-SIX THOUSAND, TWO HUNDRED SIXTY-THREE AND NO/100 DOLLARS - (\$3,696,263.00)-(AG PLUS-B-5 DIESEL AND B20 DIESEL - \$1,350,830.00; AG PLUS - UNLEADED 89 OCTANE - \$200,000.00; PETROLEUM TRADERS - UNLEADED 87 OCTANE - \$2,145,433.00) all as more particularly set forth in said ITB #3332 - PURCHASE OF DIESEL, NO-LEAD AND B-20 FUEL which is on file in the Office of the Department of Purchasing, and is by reference incorporated herein, made a part hereof, and is hereby in all things ratified, confirmed and approved.

SECTION 2. That this Ordinance shall be in full force and effect from and after its passage and any and all necessary approval by the Mayor.

Council Member

APPROVED AS TO FORM AND LEGALITY

Carol Helton, City Attorney

BILL NO. S-11-03-17

SPECIAL ORDINANCE NO. S-_____

AN ORDINANCE approving the awarding of RFP #3334 - CONTRACT FOR CUSTODIAL SERVICES AT 200 E. BERRY STREET by the City of Fort Wayne, Indiana, by and through its Department of Purchasing and CIOCCA CLEANING AND RESTORATION for the .

NOW, THEREFORE, BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT WAYNE, INDIANA;

SECTION 1. That RFP #3334 - CONTRACT FOR CUSTODIAL SERVICES AT 200 E. BERRY STREET between the City of Fort Wayne, by and through its Department of Purchasing and CIOCCA CLEANING AND RESTORATION for the , respectfully for:

custodial services at 200 E. Berry Street;:

involving a total cost of TWO HUNDRED THIRTY-FIVE THOUSAND, TWO HUNDRED SIXTY-FOUR AND NO/100 DOLLARS - (\$235,264.00)

SECTION 2. Prior Approval has been requested from Common Council on MARCH 22, 2011. Said copy is on file in the Office of the City Clerk and made available for public inspection, according to law.

SECTION 3. That this Ordinance shall be in full force and effect from and after its

passage and any and all necessary approval by the Mayor.

Council Member

APPROVED AS TO FORM AND LEGALITY

Carol Helton, City Attorney

BILL NO. S-11-03-20

SPECIAL ORDINANCE NO. S-_____

AN ORDINANCE of the Common Council fixing, establishing and ratifying compensation for the year 2011 for certain City employees of the City of Fort Wayne, Indiana, represented by the INTERNATIONAL ASSOCIATION OF MACHINISTS AND AEROSPACE WORKERS #2569 – CIVIL CITY.

WHEREAS, Common Council previously passed Special Ordinance No.S-105-10 approving collective bargaining agreement for employees of the City of Fort Wayne, Indiana, represented by the INTERNATIONAL ASSOCIATION OF MACHINISTS AND AEROSPACE WORKERS #2569 – CIVIL CITY; and

WHEREAS, said agreement is for three (3) years, but pursuant to Indiana law, the compensation provided for therein must be annually ratified; and

WHEREAS, this ordinance is necessary to ratify, fix and establish such compensation for the year 2011 for said employees of the City of Fort Wayne, Indiana represented by the INTERNATIONAL ASSOCIATION OF MACHINISTS AND AEROSPACE WORKERS #2569 – CIVIL CITY,

NOW, THEREFORE, BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT WAYNE, INDIANA:

SECTION 1. The 2011 Wage Agreement by between the INTERNATIONAL ASSOCIATION OF MACHINISTS AND AEROSPACE WORKERS #2569 – CIVIL CITY and the City of Fort Wayne, a copy of which is on file in the Office of the City Clerk and available for public inspection, is hereby approved and ratified in all respects

SECTION 2. This Ordinance shall be in full force and effect from and after its passage and any and all necessary approvals by the Mayor.

Council Member

APPROVED AS TO FORM AND LEGALITY

Carol Helton, City Attorney

BILL NO. S-11-03-21

SPECIAL ORDINANCE NO. S-_____

AN ORDINANCE of the Common Council fixing, establishing and ratifying compensation for the year 2011 for certain City employees of the City of Fort Wayne, Indiana, represented by the AMERICAN FEDERATION OF STATE, COUNTY AND MUNICIPAL EMPLOYEES, AFL-CIO.

WHEREAS, Common Council previously passed Special Ordinance No.S-109-10 approving collective bargaining agreement for employees of the City of Fort Wayne, Indiana, represented by the AMERICAN FEDERATION OF STATE, COUNTY AND MUNICIPAL EMPLOYEES, AFL-CIO; and

WHEREAS, said agreement is for three (3) years, but pursuant to Indiana law, the compensation provided for therein must be annually ratified; and

WHEREAS, this ordinance is necessary to ratify, fix and establish such compensation for the year 2011 for said employees of the City of Fort Wayne, Indiana represented by the AMERICAN FEDERATION OF STATE, COUNTY AND MUNICIPAL EMPLOYEES, AFL-CIO,

NOW, THEREFORE, BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT WAYNE, INDIANA:

SECTION 1. The 2011 Wage Agreement by between the AMERICAN FEDERATION OF STATE, COUNTY AND MUNICIPAL EMPLOYEES, AFL-CIO and the City of Fort Wayne, a copy of which is on file in the Office of the City Clerk and available for public inspection, is hereby approved and ratified in all respects

SECTION 2. This Ordinance shall be in full force and effect from and after its passage and any and all necessary approvals by the Mayor.

Council Member

APPROVED AS TO FORM AND LEGALITY

Carol Helton, City Attorney

BILL NO. S-11-03-22

SPECIAL ORDINANCE NO. S-_____

AN ORDINANCE of the Common Council fixing, establishing and ratifying compensation for the year 2011 for certain City employees of the City of Fort Wayne, Indiana, represented by the NATIONAL CONFERENCE OF FIREMEN & OILERS AFL-CIO LOCAL NO. 7.

WHEREAS, Common Council previously passed Special Ordinance No.S-110-10 approving collective bargaining agreement for employees of the City of Fort Wayne, Indiana, represented by the NATIONAL CONFERENCE OF FIREMEN & OILERS AFL-CIO LOCAL NO. 7; and

WHEREAS, said agreement is for three (3) years, but pursuant to Indiana law, the compensation provided for therein must be annually ratified; and

WHEREAS, this ordinance is necessary to ratify, fix and establish such compensation for the year 2011 for said employees of the City of Fort Wayne, Indiana represented by the NATIONAL CONFERENCE OF FIREMEN & OILERS AFL-CIO LOCAL NO. 7.

NOW, THEREFORE, BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT WAYNE, INDIANA:

SECTION 1. The 2011 Wage Agreement by between the NATIONAL CONFERENCE OF FIREMEN & OILERS AFL-CIO LOCAL NO. 7 and the City of Fort Wayne, a copy of which is on file in the Office of the City Clerk and available for public inspection, is hereby approved and ratified in all respects

SECTION 2. This Ordinance shall be in full force and effect from and after its passage and any and all necessary approvals by the Mayor.

Council Member

APPROVED AS TO FORM AND LEGALITY

Carol Helton, City Attorney

#1233

BILL NO. Z-11-03-08

ZONING MAP ORDINANCE NO. Z-_____

AN ORDINANCE amending the City of Fort Wayne
Zoning Map No. K-19 (Sec. 22 of Wayne Township)

BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT WAYNE, INDIANA:

SECTION 1. That the area described as follows is hereby designated an AR (Low Intensity Residential) District under the terms of Chapter 157 Title XV of the Code of the City of Fort Wayne, Indiana:

A parcel of land situated within and being a part of Lot Number 2 of a Subdivision by Archange Godfrey and John R. Godfrey, her husband, in the year 1870, a portion of Richardville Reserve on the West bank of the St. Mary's River, in Township 30 North, Range 12 East, Allen County, Indiana, in particular described as follows, to wit:

Commencing at a point of intersection of the Southeasterly boundary of said Lot Number 2 by the centerline of the public highway known as the Winchester Road; thence in accordance with a survey by A. W. Grosvenor, County Surveyor, March 29, 1917, as recorded in Surveyor Record "C", page 670, in the Office of the Allen County Surveyor, running Northwestward along the said road centerline 300 feet; thence continuing Northwestward along the said road centerline, a distance of 71 feet to a point of deflection; thence continuing Northwestward and along the said road centerline by a deflection left of 9 degrees 35 minutes (Deed and A.W.G. survey) 11 degrees 11 minutes (computed this survey), a distance of 71.03 feet; thence Southwesterly by a deflection left of 80 degrees 56 minutes, a distance of 460 feet to the True Point of Beginning; thence Northwestward and parallel to the said Winchester Road centerline by a deflection right of 81 degrees 02 minutes, a distance of 255.0 feet to the centerline of the vacated Mianquea Street as in the Plat of Ketonga Park recorded in Plat Book 9, pages 50-51, in the Office of the Recorder of Allen County; thence Southwestward along the aforesaid vacated street centerline, by a deflection left of 81 degrees 02 minutes, a distance of 484.2 feet to the Southwesterly boundary line of the vacated plat of said Ketonga Park; thence Southwestward along the line aforesaid, a distance of 640.0 feet; thence Northeastward, by a deflection left of 90 degrees 03 minutes, a distance of 505.0 feet; thence Northwestward, by a deflection left of 87 degrees 40 minutes, a distance of 380.0 feet to the True Point of Beginning, containing 7.421 acres of land, subject to all easements and limitations.

and the symbols of the City of Fort Wayne Zoning Map No. K-19 (Sec. 22 of Wayne Township), as established by Section 157.082 of Title XV of the Code of the City of Fort Wayne, Indiana is hereby changed accordingly.

SECTION 2. That this Ordinance shall be in full force and effect from and after its passage and approval by the Mayor.

Council Member

APPROVED AS TO FORM AND LEGALITY:

Carol T. Taylor, City Attorney

#1235

BILL NO. Z-11-03-09

ZONING MAP ORDINANCE NO. Z-_____

**AN ORDINANCE amending the City of Fort Wayne
Zoning Map No. K-50 (Sec. 10 of Washington Township)**

BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT WAYNE, INDIANA:

SECTION 1. That the area described as follows is hereby designated a CM3 (General Commercial)

District under the terms of Chapter 157 Title XV of the Code of the City of Fort Wayne, Indiana:

A part of the Plat of Northland, Phase 1, lying North of Northland Boulevard, as same is recorded in Plat Cabinet "A" page 174, as Document #89-021166, being a part of Section 10, Township 31 North, Range 12 East, Washington civil Township, Allen County, Indiana, more fully described as follows:

Commencing at the Northwest Corner of the Plat of Northland, Phase 1, as recorded in Plat Cabinet "A" page 174 in the Allen County, Recorder's office; thence South 89 deg. 40 min. 14 sec. East (Platted and Basis of bearings) along the North line of said Northland, Phase 1 Plat and also being the South line of the Plat of Beverly Heights Addition, as recorded in Plat Book 11 at pages 16 and 17, a distance of 478.45 feet to the Northeastern corner of a 3.32 acre parcel as described in Document #201062909, and being the POINT OF BEGINNING, for the tract herein described;

Thence continuing South 89 deg. 40 min. 14 sec. East, along the North line of said Northland, Phase 1, Plat a distance of 513.94 feet to the Northeast corner of said Northland, Phase 1, and also being the Northwest corner of the plat of Millstone Village, Section III, as same is recorded in Plat Cabinet "B" at page 94; thence South 00 deg. 12 min. 01 sec. West along the East line of said Northland, Phase 1 and the West line of said Millstone Village Section III, a distance of 825.06 feet to a point on a non-tangent curve to the left and being on the North right-of-way line of Northland Boulevard; thence along said curve to the left, having a radius of 72.00 feet, a chord length of 20.89 feet and bearing South 57 deg. 11 min. 54 sec. West, an arc length of 20.97 feet to a point on a non-tangent curve to the left; thence along said curve, having a radius of 2992.11 feet, a chord length of 496.90 feet and a chord bearing North 85 deg. 07 min. 51 sec. West, an arc length of 497.47 feet to the P.C. of said curve and being the Southeast corner of a 3.14 acres parcel as described in Document #970029158; thence North 00 deg. 06 min. 22 sec. East, along the east line of 3 separate parcels as described in Documents #970029158, #201086666 and #201062909, a total distance of 797.16 feet to the POINT OF BEGINNING, containing 9.552 acres, more or less, together with and subject to any and all platted or recorded easements and rights-of-way of record, and to a non-exclusive easement for ingress, egress, utility and drainage purposes over the following:

INGRESS-EGRESS, UTILITY & DRAINAGE EASEMENT

Commencing at the Northeast Corner of the Plat of Northland, also being the Northwest Corner of the Plat of Millstone Village, Section III (Plat Cabinet "B", page 94); thence North 89 deg. 40 min. 14 sec. West (assumed bearing and basis for all bearings this description) along the North line of said Northland, Phase 1, a distance of 513.94 feet; thence South 00 deg. 06 min. 22 sec. West, a distance of 250.00 feet to the true POINT OF BEGINNING for this description; thence North 89 deg. 53 min. 38 sec. West, a distance of 25.00 feet to a point; thence South 00 deg. 06 min. 22 sec. West a distance of 547.16 feet to a point on the north right-of-way line of Northland Boulevard; thence South 89 deg. 53 min. 38 sec. East along said right-of-way, a distance of 50.00 feet to a point; thence North 00 deg. 06 min. 22 sec. East a distance of 547.16 feet to a point; thence North 89 deg. 53 min. 38 sec. West, a distance of 25.00 feet to the POINT OF BEGINNING all as described in Document #970029160.

SUBJECT ALSO to the following described Utility and Storm Drainage Easement:

Commencing at the Southeast corner of the Plat of Northland, Phase 1, also being the Southwest corner of the Plat of Millstone Village, Section IV, as recorded in Plat Cabinet "B", page 105; the basis of all bearings to follow being the East line of said Northland, Phase 1, plat (south 00 deg. 12 min. 01 sec. West); thence North 89 deg. 10 min. 17 sec. West (North 89 deg. 07 min. 45 sec. West by Northland Plat), along the South line of said Northland Phase 1, being the North line of the Plat of Mayfield Place (Plat Book 16, page 140), a distance of 1014.37 feet to the East right-of-way of Indiana State Road No. 3; thence along the limited access right-of-way of said State Road No. 3, North 00 deg. 49 min. 43 sec. East (North 00 deg. 44 min. 53 sec. East by Northland, Phase 1, Plat), a distance of 129.96 feet to the P.C. of a 312,445.44 foot radius curve to the right; thence along said curve and the State Road No. 3 right-of-way an arc length of 376.12 feet, the chord bearing North 00 deg. 49 min. 47 sec. East, a chord length of 376.12 feet to a point on the North right-of-way of Northland Boulevard at platted in Northland, Phase 1; thence along the North line of Northland Boulevard, North 87 deg. 01 min. 35 sec. East, a distance of 186.26 feet; thence continuing along said North right-of-way of Northland Boulevard, South 89 deg. 53 min. 38 sec. East, a distance of 310.00 feet to the centerline of an existing platted easement and being the Southeast corner of a 3.14 acre parcel as described in Document #970029158; thence North 00 deg. 06 min. 22 sec. East along the East line of said 3.14 acre parcel, a distance of 241.73 feet to the POINT OF BEGINNING of the centerline of this 20 foot drainage easement, being 10 foot east side of said centerline; thence South 89 deg. 53 min. 38 sec. East, a distance of 87.05 feet to the centerline of an existing Storm sewer inlet; thence South 09 deg. 21 min. 24 sec. West, a distance of 245.45 feet to the North right-of-way of Northland Boulevard and the terminus of this easement. All as described in Document #970029159.

and the symbols of the City of Fort Wayne Zoning Map No. K-50 (Sec. 10 of Washington Township), as established by Section 157.082 of Title XV of the Code of the City of Fort Wayne, Indiana is hereby changed accordingly.

SECTION 2. That this Ordinance shall be in full force and effect from and after its passage and approval by the Mayor.

Council Member

APPROVED AS TO FORM AND LEGALITY:

Carol T. Taylor, City Attorney

#1236

BILL NO. Z-11-03-10

ZONING MAP ORDINANCE NO. Z-_____

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

BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT WAYNE, INDIANA:

SECTION 1. That the area described as follows is hereby designated an R3 (Multiple Family Residential) District under the terms of Chapter 157 Title XV of the Code of the City of Fort Wayne, Indiana:

Part of Lots Numbered 10, 11 and 12 of the J.H. Feichter's Garden View Addition to Fort Wayne, according to the plat thereof on Plat Record 7, page 3, more particularly described as follows:

Beginning 18 feet West of the Southwest corner of the Northeast Quarter of the Southwest Quarter of Section 32, Township 31 North, Range 13 East, St. Joseph Township, Allen County, Indiana; thence South 02 degrees 36 minutes 40 seconds East (GPS grid bearing and basis of bearings to follow), a distance of 626.95 feet along the West right-of-way line of Laverne Avenue, also being parallel with and 18.00 feet West of the East line of said Lot Numbered 12; thence South 86 degrees 50 minutes 58 seconds West, a distance of 210.18 feet; thence South 46 degrees 50 minutes 58 seconds West, a distance of 59.48 feet; thence South 86 degrees 50 minutes 58 seconds West, a distance of 164.21 feet; thence North 03 degrees 09 minutes 02 seconds West, a distance of 669.70 feet to the North line of said Lot Numbered 10; thence North 87 degrees 27 minutes 42 seconds East, a distance of 425.88 feet along said North line and along the North line of Lots Numbered 11 and 12 to the Point of Beginning. Containing 6.273 acres, more or less. Subject to easements of record.

and the symbols of the City of Fort Wayne Zoning Map No. R-14 (Sec. 32 of St. Joseph Township), as established by Section 157.082 of Title XV of the Code of the City of Fort Wayne, Indiana is hereby changed accordingly.

SECTION 2. That this Ordinance shall be in full force and effect from and after its passage and approval by the Mayor.

Council Member

APPROVED AS TO FORM AND LEGALITY:

Carol T. Taylor, City Attorney

#1237

BILL NO. G-11-03-11

Plat Book: 28, Page No: 110-112
Plat Book: 17, Page 120
Plat Book: 18, Page 70

GENERAL ORDINANCE NO. G-_____

**AN ORDINANCE amending the Thoroughfare
Plan of the City Comprehensive ("Master")
Plan by vacating public right-of-way.**

WHEREAS, a petition to vacate public right-of-way within the City of Fort Wayne, Indiana, (as more specifically described below) was duly filed with the City Clerk of the City of Fort Wayne, Indiana; and

WHEREAS, Common Council of the City of Fort Wayne, Indiana, duly held a public hearing and approved said petition, as provided in I.C. 36-7-3-12.

NOW THEREFORE, BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT WAYNE, INDIANA:

SECTION 1. That the petition filed herein to vacate a public right-of-way within the City of Fort Wayne, Indiana, more specifically described as follows, to-wit:

Part of the South Half of Section 33, Township 31 North, Range 13 East, Allen County, Indiana, more particularly described as follows:

Beginning at the intersection of the South right-of-way line of East State Boulevard (formally Hicksville Road) and the centerline of Voors Drive, said point being 50.0 feet South of the center of Section 33, Township 31 North, Range 13 East, Allen County, Indiana; thence South 00 degrees 00 minutes East (South 01 degrees 20 minutes 59 seconds West, recorded) along the West line of Lot 8 in Monarch Heights (Plat Book 39, page 63) a distance of 128.94 feet to the Southwest corner of Lot 8 ; thence south 89 degrees 09 minutes East along the South line of Lot 8 a distance of 25.0 feet to the Northwest corner of Lot 12 in Monarch Park, Section A Amended (Plat Book 28, Page 110); thence South 00 degrees 00 minutes East along the East right-of-way line of Voors Drive and along the West line of Lots 12, 13, 14 and 20 a distance of 475.9 feet to a point on the North right-of-way line of Monarch Drive; thence South 81 degrees 22 minutes 54 seconds West along the North right-of-way line of Monarch Drive a distance of 50.57 feet to the Southeast corner of Lot 80 in Statewood Park, Section B (Plat Book 18, page 70); thence North 00 degrees 00 minutes East along the West right-of-way line of Voors Drive and the East line of Lot 80 and the East line of Lot 32 and 33 in Statewood Park, Section A (Plat Book 17, page 120) a distance of 612.48 feet to a point on the South right-of-way line of East State Boulevard; thence North 89 degrees 17 minutes 10 seconds East a distance of 25.0 feet to the Point of Beginning, containing 0.625 acres.

and which vacating amends the Thoroughfare Plan of the City Comprehensive ("Master") Plan

and is hereby approved in all respects.

SECTION 2. That this Ordinance shall be in full force and effect from and after its passage, any and all necessary approval by the Mayor.

COUNCILMEMBER

APPROVED AS TO FORM AND LEGALITY:

Carol T. Taylor, City Attorney

#1238

BILL NO. G-11-03-12

Deed Book 0 Page No: 73

GENERAL ORDINANCE NO. G-_____

**AN ORDINANCE amending the Thoroughfare
Plan of the City Comprehensive ("Master")
Plan by vacating public right-of-way.**

WHEREAS, a petition to vacate public right-of-way within the City of Fort Wayne, Indiana, (as more specifically described below) was duly filed with the City Clerk of the City of Fort Wayne, Indiana; and

WHEREAS, Common Council of the City of Fort Wayne, Indiana, duly held a public hearing and approved said petition, as provided in I.C. 36-7-3-12.

NOW THEREFORE, BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT WAYNE, INDIANA:

SECTION 1. That the petition filed herein to vacate a public right-of-way within the City of Fort Wayne, Indiana, more specifically described as follows, to-wit:

Monroe Street:

A 30 foot wide area being the right-of-way of South Monroe Street in Fort Wayne, Indiana, bounded on the South by the extended south line of Lot 185 in Lewis Addition to Fort Wayne as recorded in Deed Book 0, Page 73 in the Office of the Recorder of Allen County, Indiana, also being the North right-of-way line of Wallace Street, bounded on the West by a line from the Southeast corner of said Lot 185 extending North along the East line of Lot 152 and 141 extended in said Lewis Addition to the North right-of-way line of Toledo Street, being the West right-of-way line of South Monroe Street, extending East 30 Feet, containing 16,087 square feet.

Toledo Street:

A 14 foot wide area being the right-of-way of Toledo Street in Fort Wayne, Indiana, bounded on the North by the North right-of-way of Toledo Street in Lewis Addition to Fort Wayne as recorded in Deed Book 0, page 73 in the Office of the Recorder of Allen County, Indiana, extending South 14 feet, bounded on the West by a line 30 feet east of the West right-of-way line of South Monroe Street, bounded on the East by the East line of Lot 146 of said Lewis Addition extended North to the North right-of-way line of Toledo Street, containing 4,248 square feet.

Alley:

A 14 foot wide area being the right-of-way of an alley West of Monroe Street in Fort Wayne, Indiana, bounded on the North by the South lines of Lots 152 and 153 in Lewis Addition to Fort Wayne as recorded in Deed Book 0, page 73 in the Office of the Recorder of Allen County, Indiana; bounded on the South by the North lines of Lots 184 and 185 in said Lewis Addition; bounded on the West by a line connecting the Northwest corner of said Lot 184 to the Southwest corner of said Lot 153; and bounded on the East by a line connecting the Northeast corner of said Lot 185 to the Southeast corner of said Lot 152.

and which vacating amends the Thoroughfare Plan of the City Comprehensive ("Master") Plan and is hereby approved in all respects.

SECTION 2. That this Ordinance shall be in full force and effect from and after its passage, any and all necessary approval by the Mayor.

COUNCILMEMBER

APPROVED AS TO FORM AND LEGALITY:

Carol T. Taylor, City Attorney

#1239

BILL NO. G-11-03-13

Deed Book 0
Page No: 73

GENERAL ORDINANCE NO. G-_____

**AN ORDINANCE amending the Thoroughfare
Plan of the City Comprehensive ("Master")
Plan by vacating public right-of-way.**

WHEREAS, a petition to vacate public right-of-way within the City of Fort Wayne, Indiana, (as more specifically described below) was duly filed with the City Clerk of the City of Fort Wayne, Indiana; and

WHEREAS, Common Council of the City of Fort Wayne, Indiana, duly held a public hearing and approved said petition, as provided in I.C. 36-7-3-12.

NOW THEREFORE, BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT WAYNE, INDIANA:

SECTION 1. That the petition filed herein to vacate a public right-of-way within the City of Fort Wayne, Indiana, more specifically described as follows, to-wit:

The area to be vacated is a sixty (60.0) foot wide area of public right-of-way, being the following described area of Clay Street within the City of Fort Wayne, Indiana: bounded on the South by a line from the Southwest corner of Lot 202 in the Plat of Lewis Addition to the City of Fort Wayne as shown in Deed Book 0, page 73 within the Office of the Recorder of Allen County, Indiana, to the Southeast corner of Lot 203 in said plat, bounded on the West side by the East line of said Lot 203, bounded on the North by a line from the Northeast corner of said Lot 203 to the Northwest corner of said Lot 202, bounded on the East by the West line of said Lot 202.

and which vacating amends the Thoroughfare Plan of the City Comprehensive ("Master") Plan and is hereby approved in all respects.

SECTION 2. That this Ordinance shall be in full force and effect from and after its passage, any and all necessary approval by the Mayor.

COUNCILMEMBER

APPROVED AS TO FORM AND LEGALITY:

Carol T. Taylor, City Attorney

A RESOLUTION OF THE COMMON COUNCIL OF THE CITY OF FORT WAYNE, INDIANA, APPROVING A JOINT LEDGE AGREEMENT BETWEEN THE CITY OF FORT WAYNE, THE ALLEN COUNTY REDEVELOPMENT COMMISSION, THE ALLEN COUNTY COUNCIL, THE BOARD OF COMMISSIONERS OF ALLEN COUNTY, INDIANA, AND PRECIMED, INC. D/B/A GREATBATCH MEDICAL

WHEREAS, Precimed, Inc. d/b/a Greatbatch Medical will be a significant employer in the City and the County; and

WHEREAS, the City deems it beneficial to support local economic development to attract business by providing certain assistance in order to encourage the expansion of job opportunities in the community; and

WHEREAS, Indiana Code 36-7-14-33 authorizes the City of Fort Wayne to enter into a joint agreement with other agencies to provide financial and other assistance for a redevelopment project; and

WHEREAS, the Allen County Redevelopment Commission, the Allen County Council and the Board of Commissioners of Allen County, Indiana, have entered into a Joint Ledge Agreement (a copy of which is attached hereto and made a part hereof as "Exhibit 1"), which will contribute to local economic development; and

WHEREAS, the Common Council of the City of Fort Wayne, Indiana, the fiscal body of the municipality, shall approve the agreement either prior or subsequent to the execution of the agreement by the respective parties.

NOW, THEREFORE, BE IT RESOLVED BY THE COMMON COUNCIL OF THE CITY OF FORT WAYNE, INDIANA:

SECTION 1. The Common Council of the City of Fort Wayne, Indiana, hereby ratifies and approves the Fort Wayne/Allen County Joint Ledge Agreement between and among Allen County, the Redevelopment Commission of Allen County, the Allen County

Council, the Board of Commissioners of Allen County, Indiana and the City of Fort Wayne.

SECTION 2. That, this Resolution shall be in full force and effect from and after its passage and any and all necessary approval by the Mayor.

Member of Council

APPROVED AS TO FORM AND LEGALITY

Carol Helton, City Attorney

**JOINT ORDINANCE OF THE COMMON
COUNCIL OF THE
CITY OF FORT WAYNE AND THE
BOARD OF COMMISSIONERS OF THE
COUNTY OF ALLEN ASSIGNING THE
JURISDICTION OF CERTAIN TRACTS OF REAL ESTATE
TO THE ALLEN COUNTY REDEVELOPMENT COMMISSION**

THIS ORDINANCE, adopted on the day set forth hereinafter, by the Board of Commissioners of the County of Allen, Indiana (the "Board") and the Common Council of the City of Fort Wayne, Indiana (the "Common Council").

WHEREAS, the Allen County Redevelopment Commission (the "County Redevelopment Commission"), pursuant to its authority under I.C. §36-7-14, *et seq.*, and the Board intend to designate certain property described in Exhibit A and B attached hereto and incorporated herein as an economic development and tax allocation area (the "Kroemer Road TIF Area") and

WHEREAS, the Common Council may hereafter adopt an Ordinance that approves the annexation of the Kroemer Road TIF Area into the City of Fort Wayne; and

WHEREAS, the County Redevelopment Commission has commenced the planning of certain improvements which will serve the Kroemer Road TIF Area (the "Project") described in Exhibit C attached hereto and incorporated herein and the repayment to the Board and the City of Fort Wayne ("City") for costs associated with the Project:

WHEREAS, the continuation of such designation is anticipated to generate sufficient funds, to complete the Project, as well as to fund future projects to serve the Kroemer Road TIF Area, all of which will encourage local economic development and will benefit the

citizens of the City and Allen County.

NOW, THEREFORE, in accordance with I.C. §36-7-25-14, the Board and the Common Council resolve that:

1. The Common Council cedes future jurisdiction of the Fort Wayne Redevelopment Commission over the Kroemer Road TIF Area to the Board and the County Redevelopment Commission *ab initio*.

2. The Board, on behalf of the County Redevelopment Commission, accepts continuing jurisdiction over the Kroemer Road TIF Areas pursuant to and in accordance with I.C. §36-7-25-14, *et seq.*

3. This Ordinance shall remain in effect until the completion of and payment for the Project and any cost incurred by either party hereto in furtherance thereof. Thereafter, if amended, the ceding of this jurisdiction may be terminated at any time by either legislative body.

4. If so terminated by the Common Council, to the extent funds generated in the Kroemer Road TIF Area exceed the amount not required to complete the Project, such excess funds shall be paid to a fund established by the Fort Wayne Redevelopment Commission and expended as determined solely by the Fort Wayne Redevelopment Commission in accordance with I.C. §36-7-14, *et seq.*

5. The ceding of jurisdiction to the Kroemer Road TIF Area as provide herein is solely for redevelopment and economic development purposes and no other. Except as specifically provided herein, the City will retain authority over the Kroemer Road TIF Area for all purposes.

IN WITNESS WHEREOF, the parties set their hands and seals this _____ day of _____, 2011.

The Board of Commissioners of the County of Allen Common Council of the City of Fort
Wayne

By: _____, President

F. Nelson Peters

Linda K. Bloom

Therese M. Brown

ATTEST:

Terry K. Klutz, Auditor

ATTEST:

Sandra E. Kennedy, City Clerk

APPROVED AS TO FORM:

G. William Fishing, County Attorney

Carol Helton, City Attorney

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