

COMMITTEE SESSION

AGENDA

FORT WAYNE COMMON COUNCIL

JUNE 14, 2011

5:30 P.M. **COMMITTEE SESSION**
ROOM 030 - COUNCIL DISCUSSION
GARDEN LEVEL - CITIZENS SQUARE

5:30 P.M. **LEGAL PUBLIC HEARING**
ROOM 030 - COUNCIL DISCUSSION
GARDEN LEVEL - CITIZENS SQUARE

PRESIDING OVER THE STANDING
COMMITTEE OF THE COMMON COUNCIL

MITCH HARPER
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. ADOPTION OF THE AGENDA**
- 3. LEGAL PUBLIC HEARING – PAGES 3 AND 4**
- 4. TO APPEAR BEFORE COMMON COUNCIL;
TIM HAFNER – CORPORATION COUNSEL
TOM OBERGFELL AND CASEY COX-
REDEVELOPMENT COMMISSIONERS**
- 5. DISCUSSION OF PENDING
ORDINANCES AND RESOLUTIONS – PAGES 5 THRU 8**

LEGAL PUBLIC HEARINGS

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

ACTION

**PLEASE NOTE THE FOLLOWING PUBLIC
HEARINGS IN THE FINANCE COMMITTEE
HAVE BEEN RESCHEDULED FOR**

**JUNE 28, 2011
5:30 P.M.
ROOM 030 - COUNCIL DISCUSSION
GARDEN LEVEL -CITIZENS SQUARE**

**Bill No. R-11-05-15
Bill No. R-11-05-17
Bill No. R-11-05-19
Bill No. R-11-05-21**

LEGAL PUBLIC HEARINGS CONTINUED

REGULATIONS COMMITTEE

JOHN SHOAFF - CHAIR
THOMAS F. DIDIER - CO-CHAIR
ALL COUNCIL MEMBERS

ACTION

G-11-05-11

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

The right-of-way is an alley located east of 1005

Harmar Street - the applicant has built a ramped

Entrance to her personal garage which overlaps

The public right-of-way

PUBLIC HEARING ONLY

**ORDINANCES AND RESOLUTIONS UP FOR
DISCUSSION**

CITY UTILITIES COMMITTEE

ACTION

No Ordinances or Resolutions up for discussion

FINANCE COMMITTEE

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

R-11-06-03

A DECLARATORY RESOLUTION designating an “Economic Revitalization Area” under I.C. 6-1.1-12.1 for property commonly known as 9403 Avionics Drive, Fort Wayne, Indiana 46809 (Vita Nonwovens)

Total cost of \$1,225,000 - they will make personal property improvements and purchase and install new manufacturing equipment - nine full-time jobs will be created as a result of the project

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

FINANCE COMMITTEE

CONTINUED

ACTION

R-11-06-05

A DECLARATORY RESOLUTION designating an “Economic Revitalization Area” under I.C. 6-1.1-12.1 for property commonly known as 5211 Industrial Road, Fort Wayne, Indiana 46825 (Pyromation, Inc.)

Total cost of \$3,325,000 - in order to expand they will construct a 15,000 square foot addition to its existing facility and purchase and install new manufacturing equipment - 39 full-time jobs
Will be created as a result of the project

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

R-11-06-07

A DECLARATORY RESOLUTION designating an “Economic Revitalization Area” under I.C. 6-1.1-12.1 for property commonly known as 3005 Commercial Road, Fort Wayne, Indiana 46809 (FXI, Inc.)

Total cost of \$7,000,000 - personal property improvements - in order to expand they will install new manufacturing equipment - 180 full-time jobs and one part-time job will be retained as a result of the project

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

FINANCE COMMITTEE

CONTINUED

ACTION

R-11-06-09

A DECLARATORY RESOLUTION designating an “Economic Revitalization Area” under I.C. 6-1.1-12.1 for property commonly known as 3625 Independence Drive, Fort Wayne, Indiana 46825 (Peg Perego USA, Inc.)

Total cost of \$4,000,000 - personal property improvements - in order to expand they will install new manufacturing equipment - 13 full-time jobs will be created and 67 full-time jobs will be retained as a result of the project

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-11-04-16 (AS AMENDED)

**AN ORDINANCE amending the Thoroughfare Plan of the City Comprehensive (“Master”) Plan by vacating public right-of-way
The right-of-way alley is located south of 132 East Berry Street - the alley no longer serves its original intent and creates a dangerous situation for tenants of 132 East Berry leaving the building and accessing the parking lot to the south**

REGULATIONS COMMITTEE

CONTINUED

ACTION

Z-11-04-14

AN ORDINANCE amending the City of Fort Wayne Zoning Map No. P-42 (Sec. 18 of St. Joseph Township)
Rezone approximately 3.542 acres of property from R1-Single Family Residential to R3-Multiple Family Residential - property is located at 6932 North Clinton Street, they would redevelop the property for senior housing

Z-11-04-15

AN ORDINANCE amending the City of Fort Wayne Zoning Map No. 0-46 - (Sec. 12 of Washington Township)
Rezone approximately 4.70 acres of property from R-1 Single Family Residential to RP-Planned Residential - property is located on the north side of the 1500 block of Cook Road, they would redevelop the property for apartments

PUBLIC WORKS COMMITTEE

No Ordinances or Resolutions up for discussion

REGULAR SESSION

AGENDA

FORT WAYNE COMMON COUNCIL

JUNE 14, 2011

REGULAR SESSION
IMMEDIATELY FOLLOWING COMMITTEE SESSION
ROOM 035 – COUNCIL COURTROOM
GARDEN LEVEL – CITIZENS SQUARE

PRESIDING OVER THE STANDING
COMMITTEE OF THE COMMON COUNCIL

MITCH HARPER
PRESIDENT

SECRETARY OF THE REGULAR
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_____

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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

ADOPTION OF THE AGENDA

PRESIDENT'S REPORT AND COMMENTS

MITCH HARPER
PRESIDENT

COMMUNICATION

BOARD OF PUBLIC SAFETY -
REGULATORY RESOLUTIONS - 9

INTRODUCTION OF ORDINANCES AND RESOLUTIONS – PAGES 3 THRU 8

PASSAGE OF ORDINANCES AND RESOLUTIONS – PAGES 9 THRU 12

MISCELLANEOUS BUSINESS

CHAIR OPEN FOR COMMENTS – FROM CITIZENS AND COUNCIL MEMBERS

RETIREMENT OF COLORS

ADJOURNMENT

**ORDINANCES AND RESOLUTIONS
UP FOR INTRODUCTION**

CITY UTILITIES COMMITTEE

*Glynn A. Hines - Chair
Marty Bender - Co-Chair
All Council Members*

ACTION

S-11-06-02

**AN ORDINANCE approving Zanesville Lift Station #3
Rehabilitation – Res. #2342-2010, W.O. #75493 between Robert E.
Crosby and the City of Fort Wayne, Indiana, in connection with
the Board of Public Works**

Total cost of \$110,775

S-11-06-11

**AN ORDINANCE approving Lasselle Street Sewer Separation
Res. #2362-2010, W.O. #75547 between All Star Construction and
the City of Fort Wayne, Indiana, in connection with the Board of
Public Works**

Total cost of \$632,114

FINANCE COMMITTEE

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

ACTION

A-11-06-12

AN ORDINANCE appropriating monies into certain accounts for the 2011 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 2011

Total amount:

Total General	\$1,866,000
Total Fire	\$ 252,000
Total Cedit	\$ 284,547

Public Hearing 6-28-11 - 5:30 P.M.

G-11-06-01

AN ORDINANCE to approve the purchase of Fort Wayne Fire Department's 800 MHZ Radios

Total cost of Fort Wayne Fire Department's Portion for the grant is twenty-seven point ninety-nine percent (27.99%) which is Two Hundred Fifty-Two Thousand and 97/100 Dollars (\$252,000.97 with the federal government assuming the difference

R-11-06-03

A DECLARATORY RESOLUTION designating an "Economic Revitalization Area" under I.C. 6-1.1-12.1 for property commonly known as 9403 Avionics Drive, Fort Wayne, Indiana 46809 (Vita Nonwovens)

Total cost of \$1,225,000 - personal property improvements and purchase of manufacturing equipment - nine full time

jobs will be created as a result of the project

To be passed this evening

FINANCE COMMITTEE CONTINUED

ACTION

R-11-06-04

A CONFIRMING RESOLUTION designating an “Economic Revitalization Area” under I.C. 6-1.1-12.1 for property commonly known as 9403 Avionics Drive, Fort Wayne, Indiana 46809 (Vita Nonwovens)

Total cost of \$1,225,000

Public Hearing 6-28-11 - 5:30 P.M.

R-11-06-05

A DECLARATORY RESOLUTION designating an “Economic Revitalization Area” under I.C. 6-1.1-12.1 for property commonly known as 5211 Industrial Road, Fort Wayne, Indiana 46825 (Pyromation, Inc.)

Total cost of \$3,325,000 - they will construct a 15,000 square foot addition to the existing facility and purchase new manufacturing equipment - 39 full-time jobs will be created as a result of the project

To be passed this evening

R-11-06-06

A CONFIRMING RESOLUTION designating an “Economic Revitalization Area” under I.C. 6-1.1-12.1 for property commonly known as 5211 Industrial Road, Fort Wayne, Indiana 46825 (Pyromation, Inc.)

Total cost of \$3,325,000

Public Hearing 6-28-11 - 5:30 P.M.

FINANCE COMMITTEE

CONTINUED

ACTION

R-11-06-07

A DECLARATORY RESOLUTION designating an “Economic Revitalization Area” under I.C. 6-1.1-12.1 for property commonly known as 3005 Commercial Road, Fort Wayne, Indiana 46809 (FXI, Inc.)

Total cost of \$7,000,000 - in order to expand they will purchase and install new manufacturing equipment - 180 full-time jobs and one part-time job will be retained as a result of the project

To be passed this evening

R-11-06-08

A CONFIRMING RESOLUTION designating an “Economic Revitalization Area” under I.C. 6-1.1-12.1 for property commonly known as 3005 Commercial Road, Fort Wayne, Indiana 46809 (FXI, Inc.)

Total cost of \$7,000,000

Public Hearing - 6-28-11 - 5:30 P.M.

R-11-06-09

A DECLARATORY RESOLUTION designating an “Economic Revitalization Area” under I.C. 6-1.1-12.1 for property commonly known as 3625 Independence Drive, Fort Wayne, Indiana 46825 (Peg Perego USA, Inc.)

Total cost of \$4,000,000 - they will make personal property improvements and install new manufacturing equipment - 13 full-time jobs will be created and 67 full-time jobs will be retained as a result of the project

To be passed this evening

FINANCE COMMITTEE

CONTINUED

ACTION

R-11-06-10

A CONFIRMING RESOLUTION designating an “Economic Revitalization Area” under I.C. 6-1.1-12.1 for property commonly known as 3625 Independence Drive, Fort Wayne, Indiana 46825 (Peg Perego USA, Inc.)

Total cost of \$4,000,000

Public Hearing 6-28-11 - 5:30 P.M.

REGULATIONS COMMITTEE

No Ordinances or Resolutions up for introduction

PUBLIC WORKS COMMITTEE

Karen E. Goldner, - Chair
Tim Pape - Co-Chair
All Council Members

S-11-06-13

AN ORDINANCE approving Improvement Resolution No. 7313 - 11 - Work Order No. 12233 Dupont Road E. Sidewalk and Trail Improvements between Hipskind Concrete and the City of Fort Wayne, Indiana in connection with the Board of Public Works

Total cost of \$172,211.75

PUBLIC WORKS COMMITTEE CONTINUED

ACTION

S-11-06-14

AN ORDINANCE approving Improvement Resolution No. 7326-11 – Work Order No. 12268 – Eagle Creek Concrete Street Repairs between Key Concrete and the City of Fort Wayne, Indiana, in connection with the Board of Public Works

Total cost of \$114,954.79

S-11-06-15

AN ORDINANCE approving Improvement Resolution No. 7306-11 – Work Order 12219 – Resurfacing Package A – 2011 between E & B Paving and the City of Fort Wayne, Indiana, in connection with the Board of Public Works

Total cost of \$688,899

**ORDINANCES AND RESOLUTIONS
UP FOR PASSAGE**

CITY UTILITIES COMMITTEE

*Glynn A. Hines - Chair
Marty Bender - Co-Chair
All Council Members*

ACTION

No Ordinances or Resolution up for passage

FINANCE COMMITTEE

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

ACTION

R-11-06-03

A DECLARATORY RESOLUTION designating an “Economic Revitalization Area” under I.C. 6-1.1-12.1 for property commonly known as 9403 Avionics Drive, Fort Wayne, Indiana 6802 (Vital Nonwovens)

Total cost of \$1,225,000

FINANCE COMMITTEE CONTINUED

ACTION

R-11-06-05

A DECLARATORY RESOLUTION designating an “Economic Revitalization Area” under I.C. 6-1.1-12.1 for property commonly known as 5211 Industrial Road, Fort Wayne, Indiana 6825 (Pyromation, Inc.)

Total cost of \$3,325,000

R-11-06-07

A DECLARATORY RESOLUTION designating an “Economic Revitalization Area” under I.C. 6-1.1-12.1 for property commonly known as 3005 Commercial Road, Fort Wayne, Indiana 46809 (FXI, Inc.)

Total cost of \$7,000,000

R-11-06-09

A DECLARATORY RESOLUTION designating an “Economic Revitalization Area” under I.C. 6-1.1-12.1 for property commonly known as 3625 Independence Drive, Fort Wayne, Indiana 46825 (Peg Perego USA, Inc.)

Total cost of \$4,000,000

REGULATIONS COMMITTEE

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

ACTION

Z-11-04-14

**AN ORDINANCE amending the City of Fort Wayne Zoning Map No. P-42 (Sec. 18 of St. Joseph Township)
Rezone approximately 3.542 acres of property at 6932 North Clinton Street - to redevelop the property for senior housing**

Z-11-04-15

**AN ORDINANCE amending the City of Fort Wayne Zoning Map No. 0-46 (Sec. 12 of Washington Township)
Rezone property on the 1500 block of Cook Road - to redevelop the property for apartments**

G-11-04-16 (AS AMENDED)

AN ORDINANCE amending the Thoroughfare Plan of the City Comprehensive ("Master") Plan by vacating public right-of-way 132 East Berry Street - the alley no longer

Right-of-way to be vacated is located south of serves its original intent

DO PASS R-11-05-22

RESOLUTION of Fort Wayne Common Council concerning the financing and refinancing of Economic Development Facilities by Allen County, Indiana, for Indiana Institute of Technology, Inc.

PUBLIC WORKS COMMITTEE

*Karen E. Goldner - Chair
Tim Pape - Co- Chair
All Council Members*

ACTION

DO PASS S-11-05-12

AN ORDINANCE approving RFP #7316-11 – W.O. #12258 – Rothermere Drive Concrete Reconstruction between Garcia Concrete and the City of Fort Wayne, Indiana, in connection with the Board of Public Works

Total cost of \$147,181

DO PASS S-11-05-13

AN ORDINANCE approving RFP #7314-2011 – Resurfacing Package B-2011 Work Order No. 12220 between E&B Paving and the City of Fort Wayne, Indiana, in connection with the Board of Public Works

Total cost of \$864,603

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

**SANDRA E. KENNEDY
CITY CLERK**

