

# COMMITTEE SESSION

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## AGENDA

### FORT WAYNE COMMON COUNCIL

JUNE 28, 2011

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

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

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**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**

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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. ADOPTION OF THE AGENDA**
- 3. LEGAL PUBLIC HEARINGS – PAGES 3 THRU 5**
- 4. APPOINTMENT TO THE INTERNAL AUDIT COMMITTEE**
- 5. DISCUSSION OF PENDING  
ORDINANCES AND RESOLUTIONS – PAGES 6 THRU 9**

# LEGAL PUBLIC HEARINGS

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## FINANCE COMMITTEE

*THOMAS E. SMITH - CHAIR  
ELIZABETH M. BROWN - CO-CHAIR  
ALL COUNCIL MEMBERS*

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### **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

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### **R-11-05-15**

**A CONFIRMING RESOLUTION designating an “Economic Revitalization Area” under I.C. 6-1.1-12.1 for property commonly known as 642 Growth Avenue, Fort Wayne, Indiana 46808 ((Ward Corporation)**

**Total cost of \$2,650,000 - for personal property improvements - they will also purchase and install technology equipment. Three full-time jobs will be created as a result of the project**

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### **R-11-05-17**

**A CONFIRMING RESOLUTION designating an “Economic Revitalization Area” under I.C. 6-1.1-12.1 for property commonly known as 6230 Innovation Boulevard, Fort Wayne, Indiana 46818 (CK Products, LLC)**

**Total cost of \$6,801,150 - for both real and personal property improvements - they will build a new facility to accommodate their current operations and also provide opportunities for future growth. 40 full-time jobs will be created and 88 full-time jobs will be retained**

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# LEGAL PUBLIC HEARINGS CONTINUED

## ACTION

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**R-11-05-19**

**A CONFIRMING RESOLUTION designating an “Economic Revitalization Area” under I.C. 6-1.1-12.1 for property commonly known as 5021 Investment Drive, Fort Wayne, Indiana 46808 (AccuTemp Products, Inc.)**

**Total cost of \$8,800 - for personal property improvements - they will purchase new technology equipment. One full-time job will be created as a result of the project**

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**R-11-05-21**

**A CONFIRMING RESOLUTION designating an “Economic Revitalization Area” under I.C. 6-1.1-12.1 for property commonly known as 8415 North Clinton Park Drive, Fort Wayne, Indiana 46825 (AccuTemp Products, Inc.)**

**Total cost of \$36,080 - for personal property improvements - they will purchase new technology equipment. 39 full-time jobs and one part-time job will be retained as a result of the project**

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**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 - for personal property improvements - they will purchase new manufacturing equipment. Nine full-time jobs will be created as a result of the project**

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**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 - for both real and personal property improvements - they will construct a 15,000 square foot addition to its existing facility. They will also install new**

manufacturing technology equipment. 39 full-time jobs will be created as a result of the project

## **LEGAL PUBLIC HEARINGS CONTINUED**

### **ACTION**

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#### **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 - for personal property improvements - they will purchase new manufacturing equipment. 180 full-time jobs and one part-time job will be retained as a result of the project**

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#### **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 - for personal property improvements - 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**

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**ORDINANCES AND RESOLUTIONS UP FOR  
DISCUSSION**

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**CITY UTILITIES COMMITTEE**

**ACTION**

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No Ordinances or Resolutions up for discussion

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**FINANCE COMMITTEE**

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

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**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**

<b>Total amount:</b>	
<b>Total General</b>	<b>\$1,866,000</b>
<b>Total Fire</b>	<b>\$ 252,000</b>
<b>Total Cedit</b>	<b>\$ 284,547</b>

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## FINANCE COMMITTEE

## CONTINUED

### ACTION

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**R-11-05-15**

**A CONFIRMING RESOLUTION designating an “Economic Revitalization Area” under I.C. 6-1.1-12.1 for property commonly known as 642 Growth Avenue, Fort Wayne, Indiana 46808 (Ward Corporation)**

**Total cost of \$2,650,000**

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**R-11-05-17**

**A CONFIRMING RESOLUTION designating an “Economic Revitalization Area” under I.C. 6-1.1-12.1 for property commonly known as 6230 Innovation Boulevard, Fort Wayne, Indiana 46818 (CK Products, LLC)**

**Total cost of \$6,801,150**

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**R-11-05-19**

**A CONFIRMING RESOLUTION designating an “Economic Revitalization Area” under I.C. 6-1.1-12.1 for property commonly known as 5021 Investment Drive, Fort Wayne, Indiana 46808 (AccuTemp Products, Inc.)**

**Total cost of \$8,800**

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**R-11-05-21**

**A CONFIRMING RESOLUTION designating an “Economic Revitalization Area” under I.C. 6-1.1-12.1 for property commonly known as 8415 North Clinton Park Drive, Fort Wayne, Indiana 46825 (AccuTemp Products, Inc.)**

**Total cost of \$36,080**

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**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

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**FINANCE COMMITTEE                      CONTINUED**

**ACTION**

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**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**

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**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**

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**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**

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## REGULATIONS COMMITTEE

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

### **ACTION**

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**Z-11-05-10**

**AN ORDINANCE amending the City of Fort Wayne Zoning Map  
No. N-02 (Sec. 12 of Wayne)**

**To rezone approximately 1.15 acres to IN1-  
Light Industrial at 435 East Brackenridge  
Street - they would like to expand an  
existing industrial building**

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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

JUNE 28, 2011

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

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**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**

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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**

**ADOPTION OF THE AGENDA**

**PRESIDENT'S REPORT AND COMMENTS**

**MITCH HARPER**  
**PRESIDENT**

**INTRODUCTION OF ORDINANCES AND RESOLUTIONS – PAGES 3 THRU 6**

**PASSAGE OF ORDINANCES AND RESOLUTIONS – PAGES 7 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*  
*Marty Bender - Co-Chair*  
*All Council Members*

**ACTION**

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**S-11-06-20**

**AN ORDINANCE approving the purchase of five (5) 6" Water Pumps through GSA Contract #GS-07F-9491G by the City of Fort Wayne, Indiana, by and through its Department of Purchasing and Godwin Pumps for the Storm Water Maintenance Department and the Water Pollution Control Plant**  
**Total cost of \$185,700**

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**S-11-06-21**

**AN ORDINANCE approving Professional Engineering Services Combined Sewer Pump Station (CSPS) and Screening Building Improvements, Designer Services during construction - Res. #2283-2010, W.O. #75449 between Donohue and Associates and the City of Fort Wayne, Indiana, in connection with the Board of Public Works**  
**Total cost of \$767,336**

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**FINANCE COMMITTEE**

**ACTION**

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**No Ordinances or Resolutions up for introduction**

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**REGULATIONS COMMITTEE**

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

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**G-11-06-16**

**AN ORDINANCE amending Chapter 153 of the City of Fort Wayne Municipal Code**

The ordinance update project is part of the continued implementation of the Plan-It Allen Comprehensive Plan

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**G-11-06-17**

**AN ORDINANCE amending Chapter 157 of the City of Fort Wayne Municipal Code**

The current Zoning Code Chapter 157, Section 157.040 through 157. 226 is hereby repealed; the Code is being revised as necessary and replaced in a reorganized format

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**G-11-06-18**

**AN ORDINANCE repealing Chapter 154 of the City of Fort Wayne Municipal Code**

The ordinance update project is part of the continued implementation of the Plan-It-Allen Comprehensive Plan

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**REGULATIONS COMMITTEE  
CONTINUED**

## **ACTION**

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**G-11-06-24**

**AN ORDINANCE modifying Section 37.17 of the Fort Code of Ordinances**

Section 37.17 of the Fort Wayne Code of Ordinances: "APPROVAL OR RATIFICATION REQUIRED" shall be amended, deleted in its entirety, and restated

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**G-11-06-25**

**AN ORDINANCE amending Chapter 38, City Policies, of the City of Fort Wayne, Indiana Code of Ordinances**

This ordinance ensures that the agreements signed between the City of Fort Wayne and its City contractors are free of ethical concerns

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**R-11-06-22**

**A RESOLUTION of the Common Council of the City of Fort Wayne, Indiana, approving an Interlocal Cooperation Agreement for the operation of a Joint Oversight Permitting Board for a the County of Allen and the City of Fort Wayne, Indiana**

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**Z-11-06-19**

**AN ORDINANCE amending the City of Fort Wayne Zoning Map No. N-31 (Sec. 36 of Wayne)**

Rezone approximately 20.5 acres of property to RP-Planned Residential - 8200 block of South Hanna Street - to develop a 49-lot single family subdivision

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**PUBLIC WORKS COMMITTEE**

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

**ACTION**

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**S-11-06-23**

**AN ORDINANCE approving construction contract: 200 E. Berry St. Parking Lot Reconstruction and Improvements – Res. #2400-2011, W.O. #75624 between Wayne Asphalt Construction Co. Inc. and the City of Fort Wayne, Indiana, in connection with the Board of Public Works**

**Total cost of \$309,921.60**

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**ORDINANCES AND RESOLUTIONS  
UP FOR PASSAGE**

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**CITY UTILITIES COMMITTEE**

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

**ACTION**

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**DO PASS S-11-06-02**

**AN ORDINANCE approving Zanesville Lift Station #3  
Rehabilitation -Res. #2342-2010 W.O. #75403 between Robert E.  
Crosby and the City of Fort Wayne, Indiana, in connection with  
the Board of Public Works  
Total cost of \$110,775**

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**DO PASS 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**

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**FINANCE COMMITTEE**

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

**ACTION**

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**A-11-06-12**

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<b>Total amount:</b>		
	<b>Total General</b>	<b>\$1,866,000</b>
	<b>Total Fire</b>	<b>\$</b>
<b>252,000</b>	<b>Total Cedit</b>	<b>\$ 284, 547</b>

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**Total cost of \$2,650,000**

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**Total cost of \$6,801,150**

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**Total cost of \$8,800**

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**FINANCE COMMITTEE CONTINUED**

**ACTION**

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**R-11-05-21**

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**Total cost of \$36,080**

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**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**

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**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**

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**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**

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**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**

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## **FINANCE COMMITTEE CONTINUED**

### **ACTION**

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**DO PASS G-11-06-01**

**AN ORDINANCE to approve the purchase of Fort Wayne Fire  
Department's 800 MHZ Radios  
Total cost of \$252,000.97**

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**REGULATIONS COMMITTEE**

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

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**Z-11-05-10**

**AN ORDINANCE amending the City of Fort Wayne Zoning Map  
No. N-02 (Sec. 12 of Wayne)  
Rezone to expand an existing industrial  
building  
at 435 East Brackenridge**

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**PUBLIC WORKS COMMITTEE**

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

**ACTION**

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**DO PASS S-11-06-13**

**AN ORDINANCE approving Improvement Resolution No. 7313-  
11 - Work Order No. 12233 Dupont Road E. Sidewalk and Trail  
Improvements between Hipkind Concrete and the City of Fort  
Wayne, Indiana in connection with the Board of Public Works  
Total cost of \$172,211.75**

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**PUBLIC WORKS COMMITTEE CONTINUED**

**ACTION**

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**DO PASS 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 \$114,954.70**

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**DO PASS 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**

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

**SANDRA E. KENNEDY  
CITY CLERK**

