SEPTEMBER 14, 2010

THE COMMON COUNCIL OF THE CITY OF FORT WAYNE, INDIANA, MET IN THE COMMON COUNCIL CHAMBERS, ROOM 126, TUESDAY EVENING, SEPTEMBER 14, 2010, IN REGULAR SESSION. PRESIDENT MARTY BENDER, IN THE CHAIR, COUNCIL ATTORNEY JOSEPH BONAHOOM, SANDRA E. KENNEDY, CITY CLERK, AT THE DESK, PRESENTS THE FOLLOWING EIGHT VIZ:

BENDER, BROWN, DIDIER, GOLDNER, HARPER, HINES, SHOAFF, SMITH

ABSENT: ONE PAPE

THE FOLLOWING ORDINANCES AND RESOLUTIONS WERE VOTED BY THE COMMON COUNCIL AT THE REGULAR SESSION OF SEPTEMBER 14, 2010

ORDINANCES AND RESOLUTIONS UP FOR PASSAGE

CITY UTILITIES COMMITTEE

Glynn A. Hines - Chair Thomas F. Didier - Co-Chair All Council Members

ACTION

DO PASS S-10-08-14

SPECIAL ORDINANCE NO. S-90-10

AN ORDINANCE approving contract for Old Lantern Trail Lift Station Improvements: Resolution 2178-2009; Work Order #75375 between Bercot, Inc. and the City of Fort Wayne, Indiana, in connection with the Board of Public Works Total cost of \$228,434

EIGHT AYES - ONE ABSENT (PAPE)

DO PASS S-10-08-16

SPECIAL ORDINANCE NO. S-91-10

AN ORDINANCE approving the awarding of increase of ITB #2929 – purchase and delivery of Liquid Sodium Hypochlorite by the City of Fort Wayne, Indiana, by and through its Department of Purchasing and Brenntag for the Water Pollution Control Plant Total cost of \$157,000 (total amount for 2010 - \$342,000)

EIGHT AYES - ONE ABSENT

AN ORDINANCE approving the awarding of increase of ITB #2941-purchase and delivery of Liquid Sodium Bisulfite by the City of Fort Wayne, Indiana, by and through its Department of Purchasing and PVS for the Water Pollution Control Plant Total cost of \$75,000 (total amount for 2010 - \$150,000)

EIGHT AYES - ONE ABSENT

DO PASS S-10-08-23

SPECIAL ORDINANCE NO. S-93-10

AN ORDINANCE approving the awarding of Resolution #2304-2010 by the City of Fort Wayne, Indiana, by and through its Department of Purchasing and MaCallister Power System for the Three Rivers Filtration Plant

Total cost of \$735,400

SIX AYES (BENDER, DIDER, GOLDNER, HINES, SHOAFF, SMITH) TWO NAYS (BROWN, HARPER) ONE ABSENT (PAPE)

FINANCE COMMITTEE

Thomas E. Smith - Chair Tim Pape - Co-Chair All Council Members A CONFIRMING RESOLUTION designating an "Economic Revitalization Area" under I.C. 6-1.1-12.1 for property commonly known as 300 East Washington Boulevard, Fort Wayne, Indiana 46802 (LL Fort Wayne Realty, LLC and LL Fort Wayne, LLC d/b/a Lamplight Inn at Fort Wayne

Total cost of \$686,000 - they will make improvements to a former downtown hotel to convert it to a residential facility for seniors - 35 full-time and 15 part-time jobs will be created as a result of the project

EIGHT AYES - ONE ABSENT

DO PASS S-10-08-12

SPECIAL ORDINANCE NO. S-94-10

AN ORDINANCE approving the awarding of ITB #3215 – Taylor's Dream Boundless Playground Project – Kreager Park Phase I: Site Construction by the City of Fort Wayne, Indiana, by and through its Department of Purchasing and Fetter's Construction

Total cost of \$834,900

EIGHT AYES - ONE ABSENT

DO PASS S-10-08-13

SPECIAL ORDINANCE NO. S-95-10

AN ORDINANCE approving the awarding of Award of RFP #3222 – the Kreager Park Splash Pad by the City of Fort Wayne, Indiana, by and through its Department of Purchasing and Spear Corporation

Total cost of \$125,000

EIGHT AYES - ONE ABSENT

DO PASS S-10-08-15

SPECIAL ORDINANCE NO. S-96-10

AN ORDINANCE approving the awarding of ITB #229 -

Demolitions and Lot Restorations for properties throughout the City of Fort Wayne by the City of Fort Wayne, Indiana, by and through its Department of Purchasing and Oxendine, Leininger Excavating, Martin's, and Lunz for the Neighborhood Code Enforcement

Total cost of \$189,750 (Oxendine (13) - \$108,067; Leininger (2) - \$27,085; Martin's (4) - \$13,389; Lunz (11) - \$41,209)

EIGHT AYES - ONE ABSENT

DO PASS R-10-09-05

DECLARATORY RESOLUTION NO. R-36-10

A DECLARATORY 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 Voss Automotive, Inc.)

Total cost of \$350,000 --- will construct an Addition to the facility - 13 full-time jobs

Be created

will

EIGHT AYES - ONE ABSENT

REGULATIONS COMMITTEE

Mitch Harper - Chair Karen E. Goldner - Co-Chair All Council Members

DO PASS Z-10-07-16

ZONING MAP ORDINANCE NO. Z-10-10

AN ORDINANCE amending the City of Fort Wayne Zoning Map No. N- 62 (Sec. 33 of Perry Township)

227 East Dupont Road - to allow for the development plan of a medical service office with related supply sales

EIGHT AYES - ONE ABSENT

DO PASS G-10-07-26 (AS AMENDED) GENERAL ORDINANCE NO. G-16-10

AN ORDINANCE amending Chapter 37, Finance and Revenue Code, and Chapter 38: "City Policies"; of the city of Fort Wayne, Indiana Code of Ordinance

Chapter 37 "Finance and Revenue" shall be amended to delete Section 37.17 with the following

All such purchases and/or leases and such

Contracts entered into without such prior approval or subsequent ratification shall be null and void

SEVEN AYES - ONE NAY (GOLDNER) ONE ABSENT (PAPE)

DO PASS G-10-08-06 (AS AMENDED) GENERAL ORDINANCE NO. G-14-10

AN ORDINANCE amending Chapter 38, of the fort Wayne Municipal Code of Ordinances

Chapter 38 of the Code is hereby amended to add Section 38.05 which section shall read:

Section 38.05 - Disclosure requires by all purchasers or sellers

EIGHT AYES ONE ABSENT

DO PASS R-10-08-18

RESOLUTION NO. R-35-10

A RESOLUTION approving Compliance with Statement of Benefits (CF-1) form filings for 2010 for properties with approved "Economic Revitalization Areas" under I.C. 6-1.1-12.1

Will allow property owners with existing economic revitalization area designations To continue to receive their tax abatement Benefits

EIGHT AYES - ONE ABSENT

DO PASS G-10-08-24 (AS AMENDED)

GENERAL ORDINANCE NO. G-15-10

AN ORDINANCE amending Chapter 38 of the City of Fort Wayne, Indiana, Code of Ordinances that establishes a requirement for Publication of Contracts for Goods and Services and a listing of City and City Utility Expenditures for Goods and Services by the City of Fort Wayne, Indiana

Added to Section 38:

38:05 Publication of Contracts for Goods

And Services and City Expenditures

EIGHT AYES - ONE ABSENT

PUBLIC WORKS COMMITTEE

John Shoaff - Chair Elizabeth M. Brown - Co- Chair All Council Members

DO PASS S-10-08-19

SPECIAL ORDINANCE NO. S-99-10

AN ORDINANCE approving contract for Solid Waste Collection between Republic Services of Indiana, LP, D/B/A National Serv-All and the City of Fort Wayne, Indiana, in connection with the Board of Public Works

Total estimated cost per year is SOLID WASTE COLLECTION: \$4,083,972 \$4.35 PER MONTH PER OCCUPIED SINGLE, FAMILY AND MULTI-FAMILY DWELLING

SEVEN AYES - ONE NAY (BROWN) ONE ABSENT (PAPE)

DO PASS S-10-08-20

SPECIAL ORDINANCE NO. S-97-10

AN ORDINANCE approving contract for Solid Waste Disposal Between Republic Services of Indiana, LP, D/B/A National Serv-All and the City of Fort Wayne, Indiana, in connection with the Board of Public Works

Total estimated cost per year is SOLID WASTE DISPOSAL: \$2,420,600 \$24.70 PER TON

SIX AYES (BENDER, DIDIER, GOLDNER, HINES, SHOAFF, SMITH) TWO NAYS (BROWN, HARPER) ONE ABSENT (PAPE)

DO PASS S-10-08-21

SPECIAL ORDINANCE NO. S-98-10

AN ORDINANCE approving contract for Recycling Collection between Republic Services of Indiana, LP, D/B/A National Serv-All and the City of Fort Wayne, Indiana, in connection with the Board of Public Works

> Total estimated cost per year is \$1,304,992 \$1.39 PER OCCUPIED SINGLE-FAMILY AND MULTI-FAMILY DWELLING

SEVEN AYES (BENDER, DIDIER, GOLDNER, HARPER, HINES, SHOAFF, SMITH) ONE NAY (BROWN) ONE ABSENT (PAPE)

DO PASS S-10-08-22

SPECIAL ORDINANCE NO. S-100-10

AN ORDINANCE approving contract for Recycling Processing between Republic Services of Indiana, LP, D/B/A National Serv-All and the City of Fort Wayne, Indiana, in connection with the Board of Public Works

Total estimated cost per year is \$198,860 \$19.87 PER TON

EIGHT AYES - ONE ABSENT

PREPARED BY THE OFFICE OF THE CITY CLERK

SANDRA E. KENNEDY CITY CLERK

THE FOLLOWING DAYS:

TUESDAY AFTER MEETING 9:00 P.M.

WEDNESDAY 7:00 P.M.
THURSDAY 1:00 P.M.
SATURDAY 10:00 A.M.
SUNDAY 7:00 P.M.
MONDAY 10:00 A.M.

ALSO, TAPES OF OUR COUNCIL MEETINGS MAY BE VIEWED AT THE CLERK'S OFFICE. APPOINTMENT TO VIEW TAPES, PLEASE CALL ANGIE AT 427-1221