

A RESOLUTION APPROVING THE PURCHASE OF CERTAIN REAL ESTATE LOCATED IN THE RIVERHAVEN ADDITION, SECTION B OF THE CITY OF FORT WAYNE, INDIANA (\$1,500.00)- Board of Public Works Resolution Number 105-8-28-18-4.

WHEREAS, the City of Fort Wayne desires to purchase certain real property, specifically three (3) VACANT LOTS IN THE RIVERHAVEN ADDITION, SECTION B, FORT WAYNE, INDIANA 46803, described as lots 285, 286 & 287 in Riverhaven Addition, Section B; and

WHEREAS the owner of the property, Allen County Community Development Corporation, wishes to sell said real property to the City; and

WHEREAS, the purchase of the property is necessary for the construction of a water main extension project for an area east of Maplecrest Road and near the southern bank of the Maumee River; and

WHEREAS, the purchase price for these three (3) properties is ONE THOUSAND FIVE HUNDRED AND 00/100 DOLLARS – (\$1,500.00); and

WHEREAS, the agreed purchase price for each lot is Five Hundred Dollars (\$500.00), for a total purchase price for all three lots of ONE THOUSAND FIVE HUNDRED AND 00/100 DOLLARS (\$1,500.00); and

WHEREAS, Sec. 37-25 of the City of Fort Wayne Code of Ordinances, requires the Common Council approval of any purchase or conveyance of real estate by the City.

NOW, THEREFORE, BE IT RESOLVED BY THE COMMON COUNCIL OF

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THE CITY OF FORT WAYNE, INDIANA:

SECTION 1. The purchase of property, specifically three (3) **VACANT LOTS IN THE RIVERHAVEN ADDITION, SECTION B, FORT WAYNE, INDIANA 46803**, by the City of Fort Wayne, Indiana is hereby approved and agreed to.

SECTION 2. This Resolution 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 T. Helton, City Attorney

**A RESOLUTION OF THE CITY OF FORT WAYNE, INDIANA,
BOARD OF PUBLIC WORKS
APPROVING THE PURCHASE OF RIVERHAVEN LOTS 285, 286, 287
FOR THE MAPLECREST: LAKE TO PARROT WATER MAIN EXTENSION**

RESOLUTION NUMBER 105-8-28-18-4

WHEREAS, the City of Fort Wayne (the "City") wishes to purchase three parcels of real estate, all located east of Maplecrest Road and near the southern bank of the Maumee River, in order to perform a water main extension project.

WHEREAS, it is in the best interests of the public health, safety, and welfare to increase water reliability and fire flow capabilities; and

WHEREAS, the City thus wishes to purchase from the Allen County Community Development Corporation ("ACCDC") certain vacant real properties designated as Riverhaven Addition Section B, lots 285, 286, and 287, the full legal descriptions of which are set forth in Exhibit "1" attached hereto, incorporated herein by this reference (collectively, the "Real Estate"); and

WHEREAS, ACCDC wishes to voluntarily sell the Real Estate to the City; and

WHEREAS, the agreed purchase price for each lot is Five Hundred Dollars (\$500.00), for a total purchase price for all three lots of One Thousand Five Hundred Dollars (\$1,500.00).

NOW THEREFORE, BE IT RESOLVED BY THE CITY OF FORT WAYNE, INDIANA, BOARD OF PUBLIC WORKS AS FOLLOWS:

The purchase of the Real Estate by the City of Fort Wayne, Indiana, for the total purchase price of One Thousand Five Hundred Dollars (\$1,500.00) is hereby approved.

(Remainder of the page intentionally left blank—signature page to follow.)

APPROVED this 28th day of August, 2018.

BOARD OF PUBLIC WORKS

BY: _____
Shan Gunawardena, Chair

BY: _____
Kumar Menon, Member

BY: _____
Mike Avila, Member

ATTEST: _____
Michelle Fulk, Clerk

Prepared by: Seth Weinglass, City of Fort Wayne, Program Manager, Capital Project Services

ACKNOWLEDGEMENT

STATE OF INDIANA)
) SS
COUNTY OF ALLEN)

Before me, a Notary Public, in and for said County and State personally appeared Shan Gunawardena, Kumar Menon, and Mike Avila, as Members of the Board of Public Works of the City of Fort Wayne, and Michelle Fulk, Clerk of the Board of Works, and acknowledged the execution of the foregoing contract as and for their voluntary act and deed for the uses and purposes therein contained.

WITNESS my hand and notarial seal this 28th day of August, 2018.

My Commission Expires:

Notary Public
Resident of _____ County

Printed Name of Notary

EXHIBIT 1

PROPERTY OWNER NAME AND MAILING ADDRESS:

Landowner: Allen County Community Development Corporation
Mailing Address: 200 East Berry Street, Suite 170
Fort Wayne, IN 46802

AFFECTED PROPERTIES:

Address: 6541 Beverly St., Fort Wayne, Indiana 46803
Last deed of record: Allen County Recorder's document number 2009034993
Tax parcel no.: 02-13-03-351-002.000-040
Legal description: Lot 285 in Riverhaven Addition, Section B

Address: 6551 Beverly St., Fort Wayne, Indiana 46803
Last deed of record: Allen County Recorder's document number 2009034992
Tax parcel no.: 02-13-03-351-001.000-040
Legal description: Lot 286 in Riverhaven Addition, Section B

Address: 620 Portola Ave., Fort Wayne, Indiana 46803
Last deed of record: Allen County Recorder's document number 2015009412
Tax parcel no.: 02-13-03-352-001.000-040
Legal description: Lot 287 in Riverhaven Addition, Section B

INTERESTS TO BE ACQUIRED: Fee simple in the entirety of each parcel.

Interoffice Memo

Date: September 5, 2018
To: Common Council Members
From: Seth Weinglass, Program Manager – Capital Project Services – Telephone: 427-1330
RE: **Purchase of Three Vacant Lots in the Riverhaven Addition Subdivision, Section B, in Fort Wayne, Indiana 46803**

Council Introduction Date: September 11, 2018 - Council District #: 5

Background & supporting information:

City Utilities is planning to install a 16-inch water transmission main along Maplecrest Road, crossing underneath the Maumee River. The project will increase system reliability and fire flow capabilities.

To facilitate the river crossing, City Utilities is seeking to purchase three vacant lots east of Maplecrest, at the intersection of Beverly Street and Portola Avenue. All three properties are owned by the Allen County Community Development Corporation (ACCDC). The purchase price for each lot is \$500, plus \$45 in closing fees, for a total cost of \$1,635.

The map attached to this memo shows the three lots that City Utilities intends to purchase, designated lots numbered 285, 286, and 287 in the Riverhaven Addition, section B.

Implications of not being approved:

Without the use of these properties, the river crossing will entail additional project cost and risk.

Justification if prior approval is being requested: Not applicable

Funding source: Water Revenue

Attachments:

- Map
- Resolution for purchase approved by Board of Public Works on August 28, 2018

CC: Matthew Wirtz
Andrew Schipper
Stacy Ackerman
Project file

Interoffice Memo

Date: August 31, 2018
To: Common Council Members
From: Seth Weinglass, Program Manager – Capital Project Services – Telephone: 427-1330
RE: **Purchase of Three Vacant Lots in the Riverhaven Addition Subdivision, Section B, in Fort Wayne, Indiana 46803**

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Project file



**A RESOLUTION OF THE CITY OF FORT WAYNE, INDIANA,
BOARD OF PUBLIC WORKS
APPROVING THE PURCHASE OF RIVERHAVEN LOTS 285, 286, 287
FOR THE MAPLECREST: LAKE TO PARROT WATER MAIN EXTENSION**

RESOLUTION NUMBER 105-8-28-18-4

WHEREAS, the City of Fort Wayne (the "City") wishes to purchase three parcels of real estate, all located east of Maplecrest Road and near the southern bank of the Maumee River, in order to perform a water main extension project.

WHEREAS, is in the best interests of the public health, safety, and welfare to increase water reliability and fire flow capabilities; and

WHEREAS, the City thus wishes to purchase from the Allen County Community Development Corporation ("ACCDC") certain vacant real properties designated as Riverhaven Addition Section B, lots 285, 286, and 287, the full legal descriptions of which are set forth in Exhibit "1" attached hereto, incorporated herein by this reference (collectively, the "Real Estate"); and

WHEREAS, ACCDC wishes to voluntarily sell the Real Estate to the City; and

WHEREAS, the agreed purchase price for each lot is Five Hundred Dollars (\$500.00), for a total purchase price for all three lots of One Thousand Five Hundred Dollars (\$1,500.00).

NOW THEREFORE, BE IT RESOLVED BY THE CITY OF FORT WAYNE, INDIANA, BOARD OF PUBLIC WORKS AS FOLLOWS:

The purchase of the Real Estate by the City of Fort Wayne, Indiana, for the total purchase price of One Thousand Five Hundred Dollars (\$1,500.00) is hereby approved.

(Remainder of the page intentionally left blank—signature page to follow.)

APPROVED this 28th day of August, 2018.

BOARD OF PUBLIC WORKS

BY: *Shan Gunawardena*
Shan Gunawardena, Chair

BY: *[Signature]*
Kumar Menon, Member

BY: ABSENT
Mike Avila, Member

ATTEST: *[Signature]* 8.28.18
Michelle Fulk, Clerk

Prepared by: Seth Weinglass, City of Fort Wayne, Program Manager, Capital Project Services

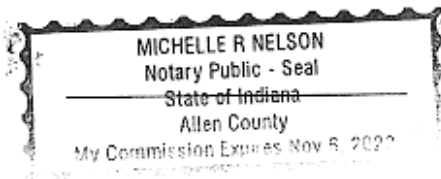
ACKNOWLEDGEMENT

STATE OF INDIANA)
) SS
COUNTY OF ALLEN)

Before me, a Notary Public, in and for said County and State personally appeared Shan Gunawardena, Kumar Menon, and ~~Mike Avila~~, as Members of the Board of Public Works of the City of Fort Wayne, and Michelle Fulk, Clerk of the Board of Works, and acknowledged the execution of the foregoing contract as and for their voluntary act and deed for the uses and purposes therein contained.

WITNESS my hand and notarial seal this 28th day of August, 2018.

My Commission Expires:



Michelle R. Nelson
Notary Public

Resident of *Allen* County
Michelle R. Nelson
Printed Name of Notary

EXHIBIT 1

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INTERESTS TO BE ACQUIRED: Fee simple in the entirety of each parcel.

Interoffice Memo

Date: September 5, 2018
To: Common Council Members
From: Seth Weinglass, Program Manager – Capital Project Services – Telephone: 427-1330
RE: Purchase of Three Vacant Lots in the Riverhaven Addition Subdivision, Section B, in Fort Wayne, Indiana 46803

Council Introduction Date: September 11, 2018 - Council District #: 5

Background & supporting information:

City Utilities is planning to install a 16-inch water transmission main along Maplecrest Road, crossing underneath the Maumee River. The project will increase system reliability and fire flow capabilities.

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The map attached to this memo shows the three lots that City Utilities intends to purchase, designated lots numbered 285, 286, and 287 in the Riverhaven Addition, section B.

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Justification if prior approval is being requested: Not applicable

Funding source: Water Revenue

Attachments:

- Map
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Andrew Schipper
Stacy Ackerman
Project file

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BOARD OF PUBLIC WORKS
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RESOLUTION NUMBER 105-8-28-18-4

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WHEREAS, is in the best interests of the public health, safety, and welfare to increase water reliability and fire flow capabilities; and

WHEREAS, the City thus wishes to purchase from the Allen County Community Development Corporation ("ACCDC") certain vacant real properties designated as Riverhaven Addition Section B, lots 285, 286, and 287, the full legal descriptions of which are set forth in Exhibit "1" attached hereto, incorporated herein by this reference (collectively, the "Real Estate"); and

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(Remainder of the page intentionally left blank—signature page to follow.)

APPROVED this 28th day of August, 2018.

BOARD OF PUBLIC WORKS

BY: *Shan Gunawardena*
Shan Gunawardena, Chair

BY: *[Signature]*
Kumar Menon, Member

BY: ABSENT
Mike Avila, Member

ATTEST: *[Signature]* 8.28.18
Michelle Fulk, Clerk

Prepared by: Seth Weinglass, City of Fort Wayne, Program Manager, Capital Project Services

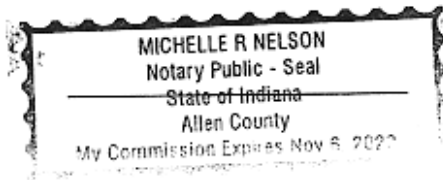
ACKNOWLEDGEMENT

STATE OF INDIANA)
) SS
COUNTY OF ALLEN)

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WITNESS my hand and notarial seal this 28th day of August, 2018.

My Commission Expires:



Michelle R. Nelson
Notary Public

Resident of *Allen* County
Michelle R. Nelson
Printed Name of Notary

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Tax parcel no.: 02-13-03-352-001.000-040
Legal description: Lot 287 in Riverhaven Addition, Section B

INTERESTS TO BE ACQUIRED: Fee simple in the entirety of each parcel.

BILL NO. R-18-09-01

REPORT OF COMMITTEE ON CITY UTILITIES

September 18, 2018

Russell Jehl Chair

Glynn Hines Co-Chair

All Council Members

A Resolution approving the purchase of certain real estate located in the Riverhaven Addition, Section B of the City of Fort Wayne, Indiana - Board of Public Works Resolution Number 105-8-28-18-4

Three vacant at a total purchase price of \$1,500.00 for a water main extension project east of Maplecrest Rd and near the southern bank of the Maumee River

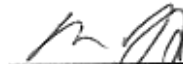

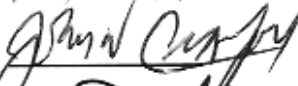
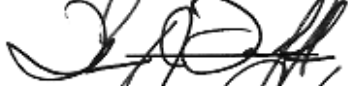
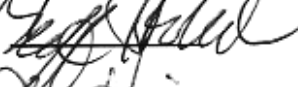

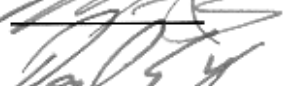
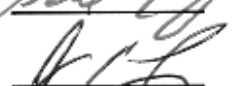

COMMITTEE ON CITY UTILITIES HAVE HAD SAID Ordinance under consideration and beg leave to report back to the Common Council that said Ordinance

DO PASS

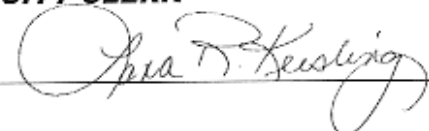
DO NOT PASS

ABSTAIN

NO REC

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**LANA R. KEESLING
CITY CLERK**



Public Hearing Date: N/A

Read the first time in full and on motion by Councilman Jehl.

Read the second time by title and referred to the City Utilities Committee.

Read the third time in full and on motion by Councilman Jehl, placed on passage by the following vote:

<u>TOTAL VOTES</u>	<u>AYES</u>	<u>NAYS</u>	<u>ABSTAINED</u>	<u>ABSENT</u>
ARP	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
BARRANDA	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
CRAWFORD	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
DIDIER	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
ENSLEY	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
FREISTROFFER	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
HINES	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
JEHL	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
PADDOCK	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

DATED: September 25, 2018

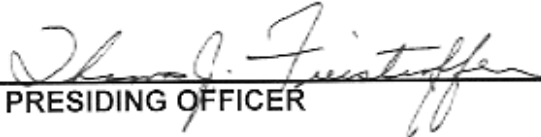
LANA R. KEESLING, CITY CLERK

Passed and adopted by the Common Council of the City of Fort Wayne, Indiana, as

Resolution No. R-18-09-01 on the 25th day of September, 2018



LANA R. KEESLING
CITY CLERK



PRESIDING OFFICER

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the 26th
of September 2018, at the hour of 9:00 o'clock A.M. E.S.T.

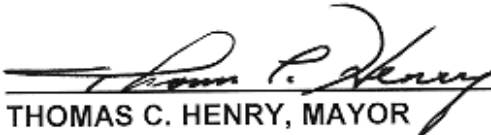


LANA R. KEESLING, CITY CLERK

Approved and signed by me this 26th day of September

2018, at the hour of 10:00 O'clock Am, E.S.T.

FORT WAYNE, INDIANA
RECEIVED
SEP 26 2018
LANA R. KEESLING
CITY CLERK



THOMAS C. HENRY, MAYOR