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BILL NO. S-15-11-14

SPECIAL ORDINANCE NO. S-92-15

AN ORDINANCE approving SEWER CONSTRUCTION CONNECTION CHARGE ASSESSMENT CONTRACT, AND MANAGEMENT SERVICES AGREEMENT FOR GOSHEN - COOK - FRITZ - STEELE DRIVE AREA SANITARY - SEWER CONTRACT #2015-S-0073 - WORK ORDER #76147 between ALLEN COUNTY REGIONAL WATER & SEWER DISTRICT and the City of Fort Wayne, Indiana, in connection with the Board of Public Works.

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

SECTION 1. That the SEWER CONSTRUCTION CONNECTION CHARGE ASSESSMENT CONTRACT, AND MANAGEMENT SERVICES AGREEMENT FOR GOSHEN - COOK - FRITZ - STEELE DRIVE AREA SANITARY - SEWER CONTRACT #2015-S-0073 - WORK ORDER #76147 by and between ALLEN COUNTY REGIONAL WATER & SEWER DISTRICT and the City of Fort Wayne, Indiana, in connection with the Board of Public Works, is hereby ratified, and affirmed and approved in all respects, respectfully for:

All labor, insurance, material, equipment, tools, power, transportation, miscellaneous equipment, etc., necessary for construction of approximately 15,798 lineal feet of sanitary sewer and will provide sanitary sewer service/septic elimination to 85 properties. This project will extend Fort Wayne CU sanitary sewer system; CU will operate and maintain the sanitary sewer:

involving a total cost of ONE MILLION TWO HUNDRED FORTY THOUSAND

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SEVENTY AND 00/100 DOLLARS - (\$1,240,070.00 // CITY UTILITIES CONTRIBUTION - \$272,000.00). A copy of said Contract is on file with the Office of the City Clerk and made available for public inspection, according to law.

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

DIGEST SHEET

Department: City Utilities, Utility Administration & Development Services

Resolution Number: Board of Works Contract 2014-S-0073

Title of Ordinance: Sewer Construction Connection Charge Assessment Contract, and Management Services Agreement for Goshen – Cook – Fritz – Steele Drive Area Sanitary, Contract 2015-S-0073

Contractee: Allen County Regional Water & Sewer District ("District")

Amount of Contract: Total Contract Value \$1,240,070; City Utilities contribution \$272,000

Number of Bidders: City Utilities (CU) contribution is based on number of septic systems to be eliminated. District implemented public work bidding process as set forth in Indiana Code.

Description of Project (Be Specific):

This Agreement calls for the construction of approximately 15,798 lineal feet of sanitary sewer and will provide sanitary sewer service/septic elimination to 85 properties. This project will extend Fort Wayne CU sanitary sewer system; CU will operate and maintain the sanitary sewer system.

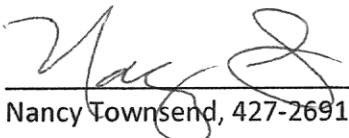
What Are The Implications If Not Approved:

- Properties in this area with failed/failing septic systems will not have access to public sanitary sewer system; public health and safety and quality of life impacts will not be mitigated.

If Prior Approval Is Being Requested, Justify:

Not Applicable.

Additional Comments: City Utilities contributing toward the cost of the project, in line with existing Board of Public Works septic elimination policy, in order to promote and facilitate the elimination of failed/failing septic systems and to mitigate threats to the general health and safety of the area.



Nancy Townsend, 427-2691

Nov 4, 2015

Date

SEWER CONSTRUCTION
CONNECTION CHARGE ASSESSMENT CONTRACT,
AND MANAGEMENT SERVICES AGREEMENT
FOR GOSHEN – COOK – FRITZ – STEELE DRIVE AREA SANITARY

Sewer Contract # 2015-S-0073

Work Order # 76147

THIS AGREEMENT is made and entered into this ^{8th} day of ~~September~~ ^{September} 2015, by and between the Allen County Regional Water and Sewer District (the "Sewer District") and the City Utilities of the City of Fort Wayne, by and through the Board of Public Works of the City of Fort Wayne ("Fort Wayne").

WHEREAS, the Real Estate described herein is outside the City limits of the City of Fort Wayne; and

WHEREAS, this Agreement is made and entered into by the Sewer District and Fort Wayne pursuant to both IND. CODE §§ 13-26-5-2(15) and (16) and 36-9-23;

WHEREAS, the Sewer District shall issue the Sewage Works Revenue Bonds of 2015, (the "Bonds") to the Indiana Finance Authority to finance the construction of the Goshen – Cook – Fritz – Steele Drive Area Sanitary Sewer System ("Project");

NOW, THEREFORE, in consideration of the mutual covenants and agreements contained herein, and for other good and valuable consideration, the receipt and sufficiency of which is hereby acknowledged, the Sewer District and Fort Wayne agree as follows:

1. The Sewer District shall proceed, dependent upon procurement of materials and labor and award of a contract, to construct a 2" (two-inch), 3" (three-inch) and 4" (four-inch) underground sanitary sewer line and individual grinder pump stations (hereinafter the "Goshen – Cook – Fritz – Steele Drive Area Sanitary Sewer System") in accordance with plans and specifications prepared by Wessler Engineering dated August 24, 2015 approved by Fort Wayne in September 2015 (hereinafter the "Project"). The Project shall be constructed in accordance with said plans and specifications prepared by Wessler Engineering and are now on file in the office of Development Services of Fort Wayne, and are incorporated herein and made a part hereof by reference. Said sewer is described as follows:

Goshen Road

Beginning at Str A-1 at Sta 0+00 located 22± feet West of the East right of way line of Goshen Road and being located across from 6021 Goshen Road; thence Southeasterly 950± L.F. of 2" HDPE DR 11 force main pipe to Str A-2 at Sta 9+50; thence Southeasterly 1,182± L.F. to Str A-3 at Sta 21+32; thence South 16± L.F. to Str C-1 at Sta 21+48; thence Southeasterly 1,254± L.F. to Str A-4 at Sta 34+02 and terminating said Goshen Road Sewer Main.

W. Cook Road – B Line

Beginning at Str B1 at Sta 0+00 located 10± feet South of the North right of way of W. Cook Road and being located across from 6707 W. Cook Road; thence East 1,000± L.F. of 3" HDPE DR 11 force main pipe to Str B-2 at Sta 10+00; thence South 1,058± L.F. to Str B-3 at Sta 20+58; thence East 1,052± L.F. to Str B-4 at Sta 31+10; thence East 1,001± L.F. to Str B-5 at Sta 41+11; thence East and Northeast crossing Goshen Road; 519± L.F. to Str A-3 at Sta 46+30 (Sta 21+32) and terminating said W. Cook Road – B Line Sewer Main.

W. Cook Road – C Line

Beginning at Str C-1 at Sta 0+00 located 40± feet North and 35± feet East of the Centerline of the Intersection of Goshen Road and W. Cook Road; thence East 993± L.F. of 3" HDPE DR 11 force main pipe to Str C-2 at Sta 9+93; thence East 25± L.F. to Str D-1 at Sta 10+18; thence East 1,095± L.F. of 4" HDPE DR 11 force main pipe to Str C-3 at Sta 21+13; thence East 887± L.F. to Str C-4 at Sta 30+00; thence East 1,100± L.F. to Str C-5 at Sta 41+00; thence East 825± L.F. and tying into an Existing Manhole G42 021 at Sta 49+25 and terminating said W. Cook Road – C Line Sewer Main.

Fritz Road – E Line

Beginning at Str D-1 at Sta 0+00 (Sta 10+18) located 25± feet North and 15± feet East of the Centerline of the Intersection of W. Cook Road and Fritz Road; thence North 1,089± L.F. of 2" HDPE DR 11 force main pipe to Str E-2 at Sta 10+89; thence North 231± L.F. to Str D-2 at Sta 13+20 and terminating said Fritz Road – E Line Sewer Main.

Steele Drive

Beginning at Str E-1 at Sta 0+00 located 8± feet South of the North right of way of Steel Drive and being located 55± feet West of the East property line of 5526 Steel Drive; thence East 693± L.F. of 2" HDPE DR 11 force main pipe to Str E-2 at Sta 6+93 (Sta 10+89) and terminating said Steele Drive Sewer Main.

Fritz Road – F Line

Beginning at Str F-1 at Sta 0+00 located 20± feet East of the West right of way Fritz Road and being located across from 7206 Fritz Road; thence North 828± L.F. of 2" HDPE DR 11 force main pipe to Str C-2 at Sta 8+28 (Sta 9+93) and terminating said Fritz Road – F Line Sewer Main.

Said sewer to include: 6,243± L.F. of 2" HDPE DR 11 force main pipe, 5,648± L.F. of 3" HDPE DR 11 force main pipe and 3,907± L.F. of 4" HDPE DR 11 force main pipe; 8 (Eight) Flushing cleanout / ARV Combo, 8 (Eight) Inline flushing cleanouts and 4 (Four) Terminal flushing cleanouts.

Project also includes the installation of individual grinder pump stations for each connected customer (anticipated to be 85). The individual grinder pump stations will remain under the ownership, operation and maintenance of the District until December 31, 2040, and Fort Wayne will not be responsible for the operation, repair, maintenance, replacement, etc. of the grinder pump stations at any time.

2. Upon completion of the Project, Fort Wayne shall accept sewage therefrom, in accordance with the rules and regulations of Fort Wayne, and the laws, ordinances, and regulations applicable thereto, now in force, or that may hereafter be adopted; however, it is understood and agreed that Fort Wayne shall not accept any sewage from any part or parts of the Goshen – Cook – Fritz – Steele Drive Area Sanitary Sewer System covered hereunder unless and until the entire sewer system shall have been tested and accepted for maintenance, repair, and replacement by Fort Wayne.
3. It is further understood that Fort Wayne may approve the extension of additional sanitary sewer lines from the sanitary sewer system(s) covered in this contract without incurring financial obligations to the Sewer District under this contract. Public sanitary sewer lines are sewers that are installed by Fort Wayne or by others in the future that are or will be owned, operated and maintained by Fort Wayne upon acceptance.
4. It is understood and agreed that the Sewer District shall furnish and pay for all design services by Wessler Engineering at a cost of **One hundred twenty five thousand two hundred fifty dollars and no cents (\$125,250.00)**, and for materials, contractual labor, equipment, permits and/or licenses required for construction by Underground Contractors for the Goshen – Cook – Fritz – Steele Drive Area Sanitary Sewer System at a cost of **One million two hundred ten thousand six hundred ten dollars and no cents (\$1,210,610.00)**. It is also agreed that said Sewer District shall hold the Fort Wayne harmless from any liability for claims connected therewith, and that said Sewer District shall pay all expenses in connection with necessary inspection, and testing services estimated a cost of **Twenty nine thousand four hundred sixty dollars and zero cents (\$29,460)**. The total value of said sanitary sewer system is **One million two hundred forty thousand seventy dollars and zero cents (\$1,240,070.00)**.
5. It is further agreed that in consideration of the environmental and community benefits resulting from the elimination of failed and/or failing septic systems, the City shall contribute a not to exceed amount of **Two hundred seventy two thousand dollars (\$272,000.00)** to the District toward the cost of the project. Said contribution shall be paid to the District based in an amount of **Three thousand two hundred dollars and no cents (\$3,200.00)** for each connection to the sewer system described in paragraph 1 that results in the elimination of a septic system. City shall make payments to the District on a monthly basis for those connections to the Project. The monthly payment shall be determined and begin based on the Acceptance Date of this contract. Payments shall be made forty-five (45) days following the end of the month in which a connection resulting in the elimination of a septic system is made.

6. The Goshen – Cook – Fritz – Steele Drive Area Sanitary Sewer System once installed and accepted by the Sewer District and Fort Wayne will immediately serve the parcels of Real Estate identified in attached Exhibit A (hereinafter the “Real Estate”). During the term of this Agreement, the Sewer District may, in its discretion, permit additional direct private sewer lateral connections to the Project facilities which additional connections are allowed and subject to the approval of Fort Wayne (such approval not to be unreasonably withheld or delayed) and shall be customers of the Sewer District during the term of this Agreement. The real estate being served by any such additional direct private sewer lateral connections to the Project during the term of this Agreement shall be subject to the rates and charges, including connection fees imposed by the Sewer District via the Sewer District’s rate ordinance that is in effect at the time of the connection.
7. Prior to connection, any lot, parcel, or building connecting to the Goshen – Cook – Fritz – Steele Drive Area Sanitary Sewer System, that does not result in the decommissioning and elimination of an existing septic system, shall be required to pay Fort Wayne its then applicable area connection charge (the “Area Connection Fee”). The Area Connection Fees shall be paid on or before building sewer connections are made to the sewer system in accordance with the applicable fee in effect at the time of connection. The City has agreed to and does hereby waive the Area Connection Fees associated with the elimination of an existing septic system for the Real Estate described on Exhibit A.
8. The Sewer District currently has enacted a rate ordinance imposing a Debt Service Charge, Replacement Charge and a monthly User Charge associated with the Project. Commencing upon issuance of a notice to proceed for the Project and for the remainder of the term of this Agreement, Fort Wayne will monthly bill each customer as agent for the Sewer District for the User Charge, Replacement Charge and Debt Service Charge, and shall remit the Replacement Charge, Debt Service Charge and the Sewer District’s portion of the User Charge directly to the Sewer District on a monthly basis. Except as provided in paragraph 10, nothing contained herein shall prohibit the Sewer District from modifying its rate ordinance applicable to the Project customers from time to time during the term of this Agreement up to the Transition Period as defined in paragraph 10, as may be necessary to reflect changes in the Sewer District User Charge, Replacement Charge or the Debt Service Charge, changes in the applicable Fort Wayne rate ordinances, changes when a connection is metered or located within the city limits of Fort Wayne, and charges of the Sewer District for the Sewer District’s cost of operations. It shall be the obligation of the Sewer District to advise Fort Wayne of changes in its rate ordinances as it relates to the Goshen – Cook – Fritz – Steele Drive Area Sanitary Sewer System.
9. Notwithstanding the terms of paragraph 8, during the period commencing January 1, 2036, and ending December 31, 2040 (the “Transition Period”), the Sewer District agrees, to the extent lawfully allowable, to enact a Rate Ordinance in effect during the Transition Period limited to:
 - (a) Fort Wayne’s then applicable User Charges that Fort Wayne will retain as its portion of the User Charge;
 - (b) reasonable rates and charges for Sewer District administrative costs and expenses in an amount equal to the then prevailing Sewer District-wide administrative charges;
 - (c) reasonable rates and charges for Sewer District costs and expenses for operating, maintaining, repairing, rehabilitating or replacing the grinder system and its components in the Project, including any capital or debt charge allocated solely to grinder system replacement; and
 - (d) a monthly Capital Charge of \$10.00 (ten dollars and zero cents) per EDU per month in the Project.

At midnight on December 31, 2040, ownership of the grinder system in the Project will transfer to the property owner in normal working condition and repair.

10. Upon completion of the Project (which shall include testing and acceptance), the City of Fort Wayne will accept all responsibility and liability for maintenance, repair, and replacement of the sanitary sewer main lines installed as part of this Project. Fort Wayne shall not accept liability of any kind including maintenance, repair and replacement of the private building sewer laterals or grinder pump stations serving the real estate that connects to the sanitary sewer main lines. Upon completion and acceptance of the Project as provided in paragraph 2 of this Agreement with the exception of the individual grinder pump stations, the Sewer District shall transfer rights and responsibilities to access the sanitary sewer main lines in

the Project to Fort Wayne, as it may require, to affect such maintenance, repair or replacement of the sanitary sewer main lines.

11. Upon completion of the Project, the City of Fort Wayne shall perform all inspections of customer tap-ins, and charge the customer its usual and customary tap-in inspection fee, currently in the amount of \$75.00 (Seventy five dollars and no cents) per sanitary sewer lateral installed and inspected by City Utilities.
12. The Goshen – Cook – Fritz – Steele Drive Area Sanitary Sewer System shall be constructed for disposal of sanitary sewage only, and no one shall be permitted to discharge or flow into the sanitary sewer any water runoff caused by natural precipitation, or permit anything other than sanitary sewer to be discharged into the Goshen – Cook – Fritz- Steele Drive Area Sanitary Sewer System in violation of the ordinances of Fort Wayne now in effect, and as may be amended from time to time hereafter. All use of the sanitary sewer shall be subject to the ordinances of Fort Wayne upon completion and acceptance of the project.
13. It is further understood and agreed that, upon completion of the Project, the Sewer District or its contractor shall file a Completion Affidavit, a Maintenance Bond and Certified Record Drawings with the Board of Public Works of Fort Wayne. The Maintenance Bond shall run for a minimum period of one (1) year from the date that Fort Wayne accepts said sewer system and shall be in the minimum amount of Three hundred two thousand six hundred fifty two dollars and fifty cents (\$302,652.50).
14. Upon completion of the Project and the acceptance thereof by Fort Wayne, Fort Wayne shall issue a "Letter of Acceptance" of the Project and the sanitary sewer main lines installed pursuant to this contract and described in paragraph 1 shall be accepted by Fort Wayne for all repair, replacement, and maintenance. However, ownership of the sanitary sewer Project infrastructure including the main lines shall not transfer to or be a part of the sewer system of the City of Fort Wayne until December 31, 2040. At midnight on December 31, 2040, ownership of the Project infrastructure including the main lines shall automatically transfer to Fort Wayne and upon transfer of ownership, all rights, title and interest whatsoever in the said sanitary sewer main lines shall forever remain in Fort Wayne ownership.
15. The Sewer District's imposition of the monthly Replacement Charge, Debt Service Charge and User Charge pursuant to its rate ordinance to be adopted is made pursuant to IND. CODE § 13-26-11-7(b) and shall be a lien upon any customers of the Sewer District that connects to the Project during the term of this Agreement.
16. This Agreement is binding upon the parties hereto and their successors and assigns. This Agreement shall be governed by the laws of the State of Indiana in effect from time to time during the term of this Agreement.

DATED this 8th day of September, 2015

[Signature Page to Follow]

ALLEN COUNTY REGIONAL WATER AND
SEWER DISTRICT

By: [Signature]
Ric Zehr, President

By: [Signature]
MJ Klinker, Secretary

ACKNOWLEDGEMENT

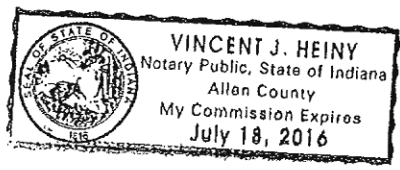
STATE OF INDIANA)
) SS:
COUNTY OF ALLEN)

Before me, a Notary Public, in and for said County and State personally appeared Ric Zehr as President and MJ Klinker as Secretary of the Allen County Regional Water and Sewer District 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 8th day of September, 2015.

My Commission Expires:
July 18, 2016

[Signature]
Notary Public
Resident of Allen County
Vincent J. Heiny
Printed Name of Notary



CITY OF FORT WAYNE
BY AND THROUGH ITS BOARD
OF PUBLIC WORKS

By: [Signature]
Robert P. Kennedy, Chairman

By: [Signature]
Mike Avila, Member

By: [Signature]
Kumar Menon, Member

Attest: [Signature]
Lyndsey Richards, Clerk

ACKNOWLEDGEMENT

STATE OF INDIANA)
) SS:
COUNTY OF ALLEN)

Before me, a Notary Public, in and for said County and State personally appeared Robert P. Kennedy, Chair, Mike Avila and Kumar Menon as Members of the Board of Public Works of the City of Fort Wayne, and Lyndsey Richards, 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 9 day of September, 2015.

My Commission Expires:
12/02/2020

[Signature]
Notary Public
Resident of Allen County
Printed Name of Notary Lindsay K Haggerty

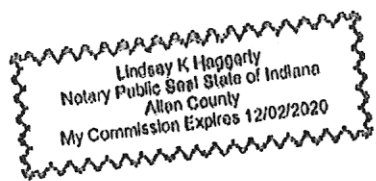


Exhibit "A"

Allen County Parcel No.: 02-07-08-400-004.000-065:

E 260 of S 1675.4 Ft W ½ W ½ SE ¼ Sec 8 Ex .15 Ac Strip on S
Address: 4420 W. Cook Road
Current Owner: Dale Silvers

Allen County Parcel No.: 02-07-08-400-001.000-065:

S 1295 of W 168 Ft SE ¼ Sec 8 Ex .096 Ac Strip on S
Address: 4530 W. Cook Road
Current Owner: Tina M. & Jackie R. Wilkes

Allen County Parcel No.: 02-07-08-376-010.000-065:

Fayette Acres Lot 1
Address: 4636 W. Cook Road
Current Owner: Richard E. & Sharon Kay Smith

Allen County Parcel No.: 02-07-08-376-009.000-065:

Fayette Acres Lot 2
Address: 4708 W. Cook Road
Current Owner: Eric & Christine Davis

Allen County Parcel No.: 02-07-08-376-008.000-065:

Fayette Acres Lot 3
Address: 4726 W. Cook Road
Current Owner: Richard III & Sarah Jo Short

Allen County Parcel No.: 02-07-08-376-007.000-065:

Fayette Acres Lot 4
Address: 4808 W. Cook Road
Current Owner: James A. Jr. & Charlotte A. Smith

Allen County Parcel No.: 02-07-08-376-006.000-065:

Fayette Acres Lot 5 145 x 200 Ft SE Corner
Address: 4826 W. Cook Road
Current Owner: Elizabeth J. Mazakis & Richard Winston

Allen County Parcel No.: 02-07-08-376-005.000-065:

Fayette Acres Lot 5 Ex N 538 & Ex E 145 of S 200 Ft & Lot 6 E20 Ft Ex N 538 Ft
Address: 4830 W. Cook Road
Current Owner: Ronnie R. & Raelene C. Baker

Allen County Parcel No.: 02-07-08-376-002.000-065:

Fayette Acres Add W 150 of S 435.6 Lot 7
Address: 4920 W. Cook Road
Current Owner: Hanna E. Fetting

Allen County Parcel No.: 02-07-08-351-013.000-065:

Fayette Acres Lot 9
Address: 5026 W. Cook Road
Current Owner: Hira S. Sonani

Allen County Parcel No.: 02-07-08-376-001.000-065:

Fayette Acres Lot 8

Address: 5028 W. Cook Road

Current Owner: Richard L. & Donna D. Lockhart

Allen County Parcel No.: 02-07-08-351-012.000-065:

Fayette Acres Lot 10

Address: 5030 W. Cook Road

Current Owner: Erland J. Jacqueline L. Maki

Allen County Parcel No.: 02-07-08-351-009.000-065:

Fayette Acres Add Lots 13 & 14 E 232.32

Address: 5230 W. Cook Road

Current Owner: Lois A. Boersma

Allen County Parcel No.: 02-07-18-227-010.000-073:

Dewalds Sub Lot 8

Address: 5425 W. Cook Road

Current Owner: Donna C. Slone

Allen County Parcel No.: 02-07-18-22-008.000-073:

Dewalds Sub Lot 10

Address: 5503 W. Cook Road

Current Owner: Leonard & Anne Marie Wall

Allen County Parcel No.: 02-07-07-476-007.000-065:

S ½ SE ¼ E of G Rd Ex Steels Sub & Ex NW Meadows & Ex S 1070 of Frl E 778.8 Ft & Ex Pt to

Address: 5608 W. Cook Road

Current Owner: Brian Koontz

Allen County Parcel No.: 02-07-07-476-006.000-065:

Steeles Suburban Lot 15 Ex R/W

Address: 5614 W. Cook Road

Current Owner: Golden Rule Mobile Home Park LLC

Allen County Parcel No.: 02-07-07-451-012.000-065:

Hoffmans Suburban Place Lot 1 Ex R/W

Address: 5814 W. Cook Road

Current Owner: Jeanne M. Robinson

Allen County Parcel No.: 02-07-07-451-012.000-065:

Hoffmans Suburban Place Lot 1 Ex R/W

Address: 5834 W. Cook Road

Current Owner: Jeanne M. Robinson

Allen County Parcel No.: 02-07-18-201-002.000-065:

E 140 of W 815.11 of N 140 Ft NE ¼ Sec 18 Ex R/W

Address: 5901 W. Cook Road

Current Owner: Joseph R. DeCamp

Allen County Parcel No.: 02-07-04-451-012.000-065:

Hoffmans Suburban Place Lot 1 Ex R/W

Address: 5926 W. Cook Road

Current Owner: Jeanne M. Robinson

Allen County Parcel No.: 02-07-07-451-008.000-065:

Hoffmans Sub Place Lot 8

Address: 5928 W. Cook Road

Current Owner: Thomas F. Quinn

Allen County Parcel No.: 02-07-07-451-007.000-065:

Hoffmans Sub Pl Ex W 180 ft Lot 7

Address: 6006 W. Cook Road

Current Owner: Joel F. Kartholl

Allen County Parcel No.: 02-07-07-451-006.000-065:

Hoffman Sub Place W 180 Ft Lot 7

Address: 6028 W. Cook Road

Current Owner: Patricia A. & David W. Daugherty

Allen County Parcel No.: 02-07-07-300-008.000-065:

S 264 ft of E 165 ft S $\frac{1}{2}$ SW $\frac{1}{4}$ Sec 7

Address: 6036 W. Cook Road

Current Owner: Paul Dean & Kimberly Joy Keller

Allen County Parcel No.: 02-07-07-300-007.000-065:

W 163 of E 328 of S 264 Ft SW $\frac{1}{4}$ Sec 7

Address: 6122 W. Cook Road

Current Owner: Steven Mark & Kay Elaine Saunders

Allen County Parcel No.: 02-07-07-300-006.000-065:

E 165 of W 855 of S 290.4 Ft Frl SW $\frac{1}{4}$ Sec 7

Address: 6202 W. Cook Road

Current Owner: James P. Robinson

Allen County Parcel No.: 02-07-18-100-002.000-065:

N 728 of E 316 of W 800 Ft NW $\frac{1}{4}$ Sec 18

Address: 6205 W. Cook Road

Current Owner: Timothy A. & Christa K. Olson

Allen County Parcel No.: 02-07-07-300-005.000-065:

S 208.7 of E 208.7 of W 420.4 SW $\frac{1}{4}$ Sec 7

Address: 6312 W. Cook Road

Current Owner: Russel L. & Janis G. Burroughs Trs

Allen County Parcel No.: 02-07-07-300-004.000-065:

W 211.7 of S 273.7 Frl SW $\frac{1}{4}$ Sec 7

Address: 6324 W. Cook Road

Current Owner: James Steven & Judy Ann Degitz

Allen County Parcel No.: 02-07-07-300-003.000-065:

W 112 of N 639 of S 912.7 S of Smith Ditch SW $\frac{1}{4}$ Sec 7

Address: 6342 W. Cook Road

Current Owner: Candace A. Hensler & Cynthia A. Romano Trs of the Ralph H. Maldeney Irrevocable Trust dated 10/11/13

Allen County Parcel No.: 02-06-13-200-005.000-049:

S 16 of N 36 of E 10 Rds Sec 13

Address: 6403 W. Cook Road

Current Owner: Frances F. Stuckey

Allen County Parcel No.: 02-06-12-400-007.000-049:

1 A Tr 789 Ft W of SE Corner SE ¼ Sec 12

Address: 6532 W. Cook Road

Current Owner: Alan W. & Cynthia A. Kuehnert

Allen County Parcel No.: 02-06-13-200-004.000-049:

N 220 of W 198 Ft NE ¼ NE ¼ Sec 13

Address: 6707 W. Cook Road

Current Owner: Dean E. & Nancy J. Riesterer

Allen County Parcel No.: 02-07-17-101-002.000-073:

W 200 of S 300 of N 575 Ft NW ¼ Sec 17

Address: 7236 Fritz Road

Current Owner: Michael J. Doyle & Cassandra J. Hauptert

Allen County Parcel No.: 02-07-17-101-001.000-073:

S 100 of N 274 of W 200 Ft NW ¼ Sec 17

Address: 7324 Fritz Road

Current Owner: Corey B. & Danielle L. Springer

Allen County Parcel No.: 02-07-18-227-011.000-073:

N 145 of E 204.6 Ft NE ¼ Ex Pt to County Sec 18

Address: 7331 Fritz Road

Current Owner: Richard A. Martin & Hanna E. Fettig

Allen County Parcel No.: 02-07-07-478-010.002-065:

.606 A Irr Tract SE Cor SE ¼ Sec 7

Address: 7409 Fritz Road

Current Owner: Dee Wideman

Allen County Parcel No.: 02-07-07-478-010.002-065:

.606 A Irr Tract SE Cor SE ¼ Sec 7

Address: 7415 Fritz Road

Current Owner: Dee Wideman

Allen County Parcel No.: 02-07-08-351-007.000-065:

Fayette Acres Lot 14 Ex E 232.32

Address: 7418 Fritz Road

Current Owner: Robert R. Jr. & Betty L. Gilbert

Allen County Parcel No.: 02-07-07-0478-009.000-065:

N 785 of S 1070 of Frl E 778.8 Ft SE ¼ Ex E 200 of N 600 Ft & Ex N 200 Ft Sec 7

Address: 7421 Fritz Road

Current Owner: Thomas R. & Karen S. Evans

Allen County Parcel No.: 02-07-08-351-006.000-065:

Fayette Acres Lot 15

Address: 7506 Fritz Road

Current Owner: Michael G. Grube

Allen County Parcel No.: 02-07-07-478-008.000-065:

E 200 of N 350 of S 820 Ft SE ¼ Ex N 132.2 ft Sec 7

Address: 7515 Fritz Road

Current Owner: George R. & Robin G. Price

Allen County Parcel No.: 02-07-08-351-005.000-065:

Fayette Acres Lots 16-17 & 18

Address: 7608 Fritz Road

Current Owner: Donald J. & Martha Jane Ryan

Allen County Parcel No.: 02-07-07-478-006.000-065:

E 200 of N 125 of S 945 Ft SE ¼ Sec 7

Address: 7615 Fritz Road

Current Owner: Kenneth M. Baker & Cynthia S. Hicks

Allen County Parcel No.: 02-07-08-351-003.000-065:

Fayette Acres Lot 20

Address: 7630 Fritz Road

Current Owner: Wilbur & Julia E. Weber

Allen County Parcel No.: 02-07-07-478-005.000-065:

E 200 of N 125 of S 1070 Ft SE ¼ Sec 7

Address: 7631 Fritz Road

Current Owner: Tommy M. & Debra A. Smith

Allen County Parcel No.: 02-07-08-351-001.000-065:

Fayette Acres Lot 22

Address: 7718 Fritz Road

Current Owner: Debra M. Clark & Scott E. Cox

Allen County Parcel No.: 02-07-07-426-003.000-065:

S 165 NE ¼ SE ¼ Sec 7

Address: 7801 Fritz Road

Current Owner: Bruce E. & Carol J. Matten

Allen County Parcel No.: 02-07-18-227-012.000-073:

E 204.6 Ft N of Goshen Rd NW ¼ Ex N 145 Ft Sec 18 Ex R/W

Address: 5424 Goshen Road

Current Owner: SJW Investments LLP

Allen County Parcel No.: 02-07-18-227-007.000-073:

Dewalds Sub Lot 7 Ex NW-Ly 10 Ft

Address: 5450 Goshen Road

Current Owner: Roger Grate

Allen County Parcel No.: 02-07-18-227-006.000-073:

Dewalds Sub Lot 6 & Lot 7 NW-Ly 10 Ft

Address: 5518 Goshen Road

Current Owner: John M. & Debra J. Didion

Allen County Parcel No.: 02-07-18-227-005.000-073:

Dewalds Sub Lot 5

Address: 5526 Goshen Road

Current Owner: Mark T. & Rebecca M. Wells

Allen County Parcel No.: 02-07-18-227-004.000-073:

Dewalds Sub Lot 4 Ex Pt to St
Address: 5538 Goshen Road
Current Owner: SJW Investments LLP

Allen County Parcel No.: 02-07-18-227-003.000-073:

Dewalds Sub Lot 3 Ex Pt to Rd
Address: 5548 Goshen Road
Current Owner: Leland M. & Frances I. Hobeck L/Ests & Christina Lynn Ruch 1/5 Int et al

Allen County Parcel No.: 02-07-18-227-002.000-073:

Dewalds Sub Lot 2 Ex R/W
Address: 5608 Goshen Road
Current Owner: SJW Investments LLP

Allen County Parcel No.: 02-07-18-227-001.000-073:

Dwalds Sub Lot 1 Ex R/W
Address: 5622 Goshen Road
Current Owner: Rick J. Reed

Allen County Parcel No.: 02-07-07-476-005.000-065:

Steeles Suburban Lot 14 Ex R/W
Address: 5728 Goshen Road
Current Owner: Hugh W. Johnston Sr.

Allen County Parcel No.: 02-07-07-476-003.000-065:

Steeles Suburban Lot 12
Address: 5738 Goshen Road
Current Owner: Hugh W. Johnston Sr.

Allen County Parcel No.: 02-07-07-476-002.000-065:

Steeles Suburban Lot 11
Address: 5742 Goshen Road
Current Owner: Lawrence G. Bowers Jrs. & Ilene Zefra

Allen County Parcel No.: 02-07-07-451-011.000-065:

Hoffmans Suburban Place Lot 2 Ex R/W
Address: 5751 Goshen Road
Current Owner: Jacqueline A. Bender

Allen County Parcel No.: 02-07-07-451-010.000-065:

Hoffmans Sub Pl Lot 3 Ex N 87.3 ft Ex R/W
Address: 5803 Goshen Road
Current Owner: Latic Izet

Allen County Parcel No.: 02-07-07-476-001.000-065:

Steeles Sub Lots 9 & 10
Address: 5810 Goshen Road
Current Owner: Nishka Swift

Allen County Parcel No.: 02-07-07-452-008.000-065:

Steeles Suburban Lot 8

Address: 5826 Goshen Road

Current Owner: Diane L. Broyles

Allen County Parcel No.: 02-07-07-451-009.000-065:

Hoffmans Sub Place N 87.37 Ft Lt 3

Address: 5829 Goshen Road

Current Owner: Dion L. Gonzalez

Allen County Parcel No.: 02-07-07-452-007.000-065:

Steeles Sub Lot 7

Address: 5830 Goshen Road

Current Owner: William E. Shuttleworth Trs of the William E. Shuttleworth Loving Trust dated 6/4/1990

Allen County Parcel No.: 02-07-07-452-006.000-065:

Steeles Sub Lot 6

Address: 5842 Goshen Road

Current Owner: Jessie Jenkins

Allen County Parcel No.: 02-07-07-451-005.000-065:

Hoffmans Suburban Place Lot 4 E 292.7 of S 140

Address: 5847 Goshen Road

Current Owner: Daniel R. & Sheila K. Sheets

Allen County Parcel No.: 02-07-07-451-004.000-065:

Hoffmans Suburban Place Lot 4 Ex 292.7 of S 140

Address: 5849 Goshen Road

Current Owner: Daniel C. & Jessica L. Ankney

Allen County Parcel No.: 02-07-07-452-005.000-065:

Steeles Suburban Lot 5

Address: 5860 Goshen Road

Current Owner: Rodney C. & Anna M. Gibbs

Allen County Parcel No.: 02-07-07-452-004.000-065:

Steeles Suburban Lot 4

Address: 5902 Goshen Road

Current Owner: Larry Allen Matson Jr.

Allen County Parcel No.: 02-07-07-452-003.000-065:

Steeles Sub & Vac St Lot 3

Address: 5910 Goshen Road

Current Owner: Jeff & Jill Hoelle

Allen County Parcel No.: 02-07-07-452-002.000-065:

Steeles Suburban Lot 2 & Vac St

Address: 5920 Goshen Road

Current Owner: Naomi J. Bennett

Allen County Parcel No.: 02-07-07-452-001.000-065:

Steeles Sub & Vac St Lot 1

Address: 5940 Goshen Road

Current Owner: Michele L. Hunnicutt

Allen County Parcel No.: 02-07-07-451-001.000-065:

Hoffmans Suburban Place Lot 6 Ex .05 A Tr SE Cor
Address: 5951 Goshen Road
Current Owner: James Peter & Nancy J. Sweency

Allen County Parcel No.: 02-07-07-403-001.000-065:

NW ¼ SE ¼ S & W of Rd Sec 7
Address: 6007 Goshen Road
Current Owner: Markus Horstmeyer & David Forrester

Allen County Parcel No.: 02-07-07-403-001.000-065:

NW ¼ SE ¼ S & W of Rd Sec 7
Address: 6021 Goshen Road
Current Owner: Markus Horstmeyer & David Forrester

Allen County Parcel No.: 02-07-07-477-008.000-065:

Northwest Meadows Lot 1
Address: 5406 Steel Drive
Current Owner: Daniel S. & Phyllis A. Hensinger

Allen County Parcel No.: 02-07-07-477-007.000-065:

Northwest Meadows Lot 2
Address: 5416 Steele Drive
Current Owner: RA Property Management LLC

Allen County Parcel No.: 02-07-07-478-004.000-065:

W 135 of E 335 of N 200 of S 1070 S of Steele Dr SE ¼ Sec 7
Address: 5425 Steele Drive
Current Owner: Amber F. Muller

Allen County Parcel No.: 02-07-07-477-006.000-065:

Northwest Meadows Lot 3
Address: 5426 Steele Drive
Current Owner: Gary L. & Esther Lynn Lee

Allen County Parcel No.: 02-07-07-477-005.000-065:

Northwest Meadows Lot 4
Address: 5436 Steele Drive
Current Owner: Eric A. & Janelle E. Poper

Allen County Parcel No.: 02-07-07-477-004.000-065:

Northwest Meadows Lot 5
Address: 5506 Steele Drive
Current Owner: Ryan D. Stiffler

Allen County Parcel No.: 02-07-07-478-002.000-065:

W 135 of E 605 of N 200 of S 1070 Ft S ½ SE ¼ Sec 7
Address: 5511 Steele Drive
Current Owner: Philip A. McKinley

Allen County Parcel No.: 02-07-07-477-002.000-065:

Northwest Meadows Lots 7 & 8
Address: 5526 Steele Drive
Current Owner: Dennis D. & Shirley A. Sealscott

Public Hearing Date, if applicable _____

Read the first time in full and on motion by Councilman Thomas Smith,
Read the second time by title and referred to the City Utilities
Committee. Read the third time in full and on motion by Councilman
Thomas Smith, placed on passage by the following vote:

	<u>AYES</u>	<u>NAYS</u>	<u>ABSTAINED</u>	<u>ABSENT</u>
<u>TOTAL VOTES</u>	<u>7</u>	_____	_____	<u>2</u>
BENDER	<u>✓</u>	_____	_____	_____
CRAWFORD	<u>✓</u>	_____	_____	_____
DIDIER	<u>✓</u>	_____	_____	_____
HARPER	_____	_____	_____	<u>✓</u>
HINES	_____	_____	_____	<u>✓</u>
JEHL	<u>✓</u>	_____	_____	_____
PADDOCK	<u>✓</u>	_____	_____	_____
SHOAFF	<u>✓</u>	_____	_____	_____
SMITH	<u>✓</u>	_____	_____	_____

DATED: 11-24-15 Michelle D. Chambers
MICHELLE D. CHAMBERS, CITY CLERK

Passed and adopted by the Common Council of the City of Fort Wayne, Indiana, as
(ANNEXATION) (APPROPRIATION) (GENERAL) (SPECIAL) (ZONING) ORDINANCE
(RESOLUTION) NO. 92-15 on the 24th day of
November, 2015

ATTEST: Michelle D. Chambers John N. Crawford
MICHELLE D. CHAMBERS, CITY CLERK PRESIDING OFFICER

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the 30th day
of November, 2015, at the hour of 12:00 o'clock PM. E.S.T.

Michelle D. Chambers
MICHELLE D. CHAMBERS, CITY CLERK

Approved and signed by me this 1st day of December
2015, at the hour of 4:00 O'clock PM. E.S.T.

Thomas C. Henry
THOMAS C. HENRY, MAYOR

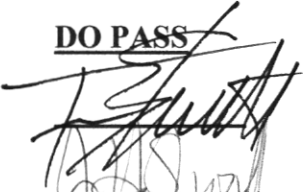



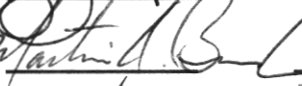



BILL NO. S-15-11-14

REPORT OF COMMITTEE ON CITY UTILITIES

NOVEMBER 17, 2015

*Thomas Smith, Chair
Martin Bender, Co-Chair
All Council Members*

AN ORDINANCE approving SEWER CONSTRUCTION CONNECTION CHARGE ASSESSMENT CONTRACT AND MANAGEMENT SERVICES AGREEMENT FOR GOSHEN-COOK-FRITZ-STEELE DRIVE AREA SANITARY-SEWER CONTRACT #2015-S-0073- WORK ORDER #76147 between ALLEN COUNTY REGIONAL WATER & SEWER DISTRICT and the City of Fort Wayne, Indiana, in connection with the Board of Public Works. **COMMITTEE ON CITY UTILITIES HAVE HAD SAID** Ordinance under consideration and beg leave to report back to the Common Council that said Ordinance

<u>DO PASS</u>	<u>DO NOT PASS</u>	<u>ABSTAIN</u>	<u>NO REC</u>
	_____	_____	_____
	_____	_____	_____
	_____	_____	_____
	_____	_____	_____
	_____	_____	_____
	_____	_____	_____
	_____	_____	_____
	_____	_____	_____

MICHELLE D. CHAMBERS
CITY CLERK 