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2 **BILL NO. S-15-11-16**

SPECIAL ORDINANCE NO. S-94-15

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4 AN ORDINANCE approving SEWER
5 CONSTRUCTION CONNECTION CHARGE
6 ASSESSMENT CONTRACT, AND
7 MANAGEMENT SERVICES AGREEMENT FOR
8 GERDINGS-KROEMER-LEESBURG AREA
9 SANITARY, CONTRACT 2014-S-0072 between
10 ALLEN COUNTY REGIONAL WATER & SEWER
11 DISTRICT and the City of Fort Wayne, Indiana,
12 in connection with the Board of Public Works.

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

15 **SECTION 1.** That the SEWER CONSTRUCTION
16 CONNECTION CHARGE ASSESSMENT CONTRACT, AND MANAGEMENT
17 SERVICES AGREEMENT FOR GERDINGS-KROEMER-LEESBURG AREA
18 SANITARY, CONTRACT 2014-S-0072 by and between ALLEN COUNTY
19 REGIONAL WATER & SEWER DDISTRICT and the City of Fort Wayne,
20 Indiana, in connection with the Board of Public Works, is hereby ratified, and
21 affirmed and approved in all respects, respectfully for:

22 All labor, insurance, material, equipment, tools, power,
23 transportation, miscellaneous equipment, etc., necessary for
24 construction of approximately 14,330 lineal feet of sanitary
25 sewer and will provide sanitary sewer service/septic
26 elimination to 65 properties. This project will extend Fort
27 Wayne CU sanitary sewer system; CU will operate and
28 maintain the sanitary sewer

29 involving a total cost of ONE MILLION ONE HUNDRED THIRTY-EIGHT
30 THOUSAND THREE HUNDRED TWELVE AND 00/100 DOLLARS -
\$1,138,312.00 - CITY UTILITIES CONTRIBUTION - \$208,000.00). A copy of

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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-0072

Title of Ordinance: Sewer Construction Connection Charge Assessment Contract, and Management Services Agreement for Gerdings – Kroemer – Leesburg Area Sanitary, Contract 2015-S-0072

Contractee: Allen County Regional Water & Sewer District (“District”)

Amount of Contract: Total Contract Value \$1,138,312; City Utilities contribution \$208,000

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 14,330 lineal feet of sanitary sewer and will provide sanitary sewer service/septic elimination to 65 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 GERDINGS – KROEMER - LEESBURG AREA SANITARY

Sewer Contract # 2015-S-0072

Work Order # 76141

THIS AGREEMENT is made and entered into this 4th day of 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 Gerdings – Kroemer – Leesburg 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) and 3" (three-inch) underground sanitary sewer line and individual grinder pump stations (hereinafter the "Gerdings – Kroemer - Leesburg Area Sanitary Sewer System") in accordance with plans and specifications prepared by Jones Petrie Rafinski dated February 2015 and approved by Fort Wayne on September 2015 (hereinafter the "Project"). The Project shall be constructed in accordance with said plans and specifications prepared by Jones Petrie Rafinski 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:

Buckner's Connection Point

Beginning by tapping existing Manhole E22 001 located 5± feet South and 10± feet East of the Northeast corner of Lot 15 of Buckner's Crossing Section I Subdivision, parcel also known as 3228 Foxfire Lane; thence North, within a proposed easement, 1,020± L.F. of 3" HDPE DR 11 force main pipe to Str 1 at Sta 160+20; thence North 465± L.F. to Str 2 at Sta 164+85; thence Southeast, along the South side of Leesburg Road, 1,036± L.F. to Str 3 at Sta 175+67; thence Easterly 581± L.F. to Str 4 at Sta 181+47; thence Easterly 240± L.F. to Str 5 at Sta 183+88; thence Easterly 1,388± L.F. to Str 6 at Sta 198+32; thence North, along the West side of Kroemer Road, 1,739± L.F. to Str 7 at Sta 215+71; thence North 735± L.F. to Str 8 at Sta 222+83; thence North 1,004± L.F. to Str 9 at Sta 232+85; thence North 426± L.F. of 2" HDPE DR 11 force main pipe to Str 10 at Sta 237+11 and terminating said Buckner's Crossing Point Sewer Main.

Evergreen Road / Leesburg Road

Beginning at the aforementioned Str 4 at Sta 262+13 (Sta 181+47) located 10± feet South and 25± feet East of the Centerline of the Intersection of Leesburg Road and Evergreen Road; thence South, along the East side of Evergreen and within an existing 45 foot sanitary easement, 493± L.F. of 2" HDPE DR 11 force main pipe to Str 14 at Sta 257+20; thence South 725± L.F. to Str 13 at Sta 250+08; thence West 535± L.F. to Str 12 at Sta 244+74; thence South, within a proposed easement, 274± L.F. to Str 11 at Sta 241+78 and terminating said Evergreen Road / Leesburg Road Sewer Main.

Mayapple Drive

Beginning at the aforementioned Str 5 at Sta 265+21 (Sta 183+88) located 30± feet North and 25± feet West of the Centerline of the Intersection of Leesburg Road and Mayapple Drive; thence North along the West side of Mayapple

Drive, 578± L.F. of 2" HDPE DR 11 force main pipe to Str 15 at Sta 270+99; thence Northeast 146± L.F. to Str 16 at Sta 272+39 and terminating said Mayapple Drive Sewer Main.

Gehring Lane / Foellinger Road

Beginning at the aforementioned Str 9 at Sta 275+21 (Sta 232+85) located 15± feet North and 20± feet East of the Centerline of the Intersection of Gehring Lane and Kroemer Road; thence East, along the North side of Gehring Lane, 423± L.F. of 2" HDPE DR 11 force main pipe to Str 16 at Sta 279+44; thence East 410± L.F. to Str 17 at Sta 283+53; thence North, along the West side of Foellinger Drive, 569± L.F. to Str 18 at Sta 289+48; thence North 359± L.F. to Str 19 at Sta 293+06; thence East, along the South side of West California Road, 327± L.F. to Str 20 at Sta 296+40 and terminating said Gehring Lane / Foellinger Road Sewer Main.

West California Road

Beginning at Str 21 at Sta 306+61 and being located 15± feet South and 60± feet West of the Centerline of the Intersection of W. California Road and Luzena Avenue; thence East, along the South side of W. California Road 485± L.F. of 2" HDPE DR 11 force main pipe to Str 19 at Sta 311+46 (Sta 293+06) and terminating said West California Road Sewer Main.

Luzena Lane

Beginning at Str 22 at Sta 318+82 and being located 380± feet North and 20± feet East of the Centerline of the Intersection of Luzena Lane and Gehring Lane; thence North along the East side of Luzena Lane, 372± L.F. of 2" HDPE DR 11 force main pipe and terminating said Luzena Lane Sewer Main.

Said sewer to include: 6,122± L.F. of 2" HDPE DR 11 force main pipe and 8,208± L.F. of 3" HDPE DR 11 force main pipe; 5 (Five) Air release valves, 6 (Six) Flushing stations and 11 (Eleven) Hybrid stations.

Project also includes the installation of individual grinder pump stations for each connected customer (anticipated to be 65). 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 Gerdings – Kroemer - Leesburg 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 Jones Petrie Rafinski at a cost of **One hundred five thousand five hundred seventy five dollars and no cents (\$105,575.00)**, and for materials, contractual labor, equipment, permits and/or licenses required for construction by CSU, Inc. for the Gerdings – Kroemer - Leesburg Area Sanitary Sewer System at a cost of **One million one hundred twelve thousand four hundred twelve dollars and sixty seven cents (\$1,112,412.67)**. 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 five thousand nine hundred dollars and zero cents (\$25,900.00)**. The total value of said sanitary sewer system is **One million one hundred thirty eight thousand three hundred and twelve dollars and sixty seven cents (\$1,138,312.67)**.
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 eight thousand dollars and zero cents (\$208,000.00)** 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 zero 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 Gerdings – Kroemer – Leesburg 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 Gerdings – Kroemer - Leesburg 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 Gerdings – Kroemer - Leesburg 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 **Seventy five dollars and no cents (\$75.00)** per sanitary sewer lateral installed and inspected by City Utilities.
12. The Gerdings – Kroemer - Leesburg 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 Gerdings – Kroemer - Leesburg 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 **Two hundred seventy eight thousand one hundred three dollars and seventeen cent (\$278,103.17)**.
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 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 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]

EXHIBIT "A"

Gerdings / Kroemer / Leesburg Area - ACRWSD Sanitary

6/5/2015

	Property Owner	Parcel Number	Address	City	State
1	Eugene T. Serwaska	02-07-29-103-003.000-066	5018 W. California Road	Ft. Wayne	In
2	Nicholas B. & Victoria L. Parsons	02-07-29-103-002.000-066	5021 W. California Road	Ft. Wayne	In
3	Guadalupe & Lydia A. Heredia	02-07-29-103-001.000-066	5105 W. California Road	Ft. Wayne	In
4	Michael K. & Tonia M. Cramer	02-07-29-102-001.000-066	5203 W. California Road	Ft. Wayne	In
5	Matthew McKee & Matthew Koogler	02-07-29-101-008.000-066	5225 W. California Road	Ft. Wayne	In
6	Edward B. & Dawn M. Henline	02-07-30-451-005.000-065	3003 Evergreen Road	Ft. Wayne	In
7	Glen R. Jr. & Kelly J. Crist	02-07-30-451-006.000-065	3008 Evergreen Road	Ft. Wayne	In
8	Stephen M. & Paula K. Burke L/Ests	02-07-30-451-002.000-065	3021 Evergreen Road	Ft. Wayne	In
9	Jerry & Dolly M. Schultz	02-07-30-451-007.000-065	3110 Evergreen Road	Ft. Wayne	In
10	Judith A. Creigh	02-07-30-476-008.000-065	3202 Evergreen Road	Ft. Wayne	In
11	Geraldine Burton Vest & M. Sean Creigh	02-07-30-476-007.000-065	3218 Evergreen Road	Ft. Wayne	In
12	Andrew N. Gebhard	02-07-30-476-001.000-065	3302 Evergreen Road	Ft. Wayne	In
13	James E. & Betty J. Hill	02-07-29-103-008.000-066	4102 Foellinger Drive	Ft. Wayne	In
14	James M. Davies	02-07-29-103-007.000-066	4110 Foellinger Drive	Ft. Wayne	In
15	Chad & Jodi Kahlenbeck	02-07-29-102-014.000-066	4121 Foellinger Drive	Ft. Wayne	In
16	Terence P. Howell	02-07-29-102-013.000-066	4207 Foellinger Drive	Ft. Wayne	In
17	Steven D. & Susan M. Sherburne	02-07-29-103-006.000-066	4208 Foellinger Drive	Ft. Wayne	In
18	Paul R. & Clara M. Rinehart & Vickie L. Kemerly	02-07-29-103-005.000-066	4210 Foellinger Drive	Ft. Wayne	In
19	Michael L. & Grace M. Kelly	02-07-29-103-004.000-066	4212 Foellinger Drive	Ft. Wayne	In
20	Marvin P. & Sammie S. Zelt	02-07-29-102-011.000-066	4307 Foellinger Drive	Ft. Wayne	In
21	Brandy K. Pontzius	02-07-29-102-016.000-066	5112 Gehring Lane	Ft. Wayne	In
22	Stephen D. & Susanne Drew	02-07-29-104-003.000-066	5115 Gehring Lane	Ft. Wayne	In
23	Abby D. Garrison & Zachary K. Schafer	02-07-29-102-007.000-066	5204 Gehring Lane	Ft. Wayne	In
24	John & Nancy A. Rivera	02-07-29-104-002.000-066	5205 Gehring Lane	Ft. Wayne	In
25	Mark A. Neu	02-07-29-101-015.000-066	5224 Gehring Lane	Ft. Wayne	In
26	Elvis J. & Delores J. Holt	02-07-30-427-008.000-065	3421 Kroemer Road	Ft. Wayne	In
27	Margaret R Braun	02-07-30-427-007.000-065	3429 Kroemer Road	Ft. Wayne	In
28	Margaret R Braun	02-07-30-427-006.000-065	3501 Kroemer Road	Ft. Wayne	In
29	Victor L. Getts	02-07-30-427-004.000-065	3603 Kroemer Road	Ft. Wayne	In
30	Doris I. Hagen	02-07-30-427-002.000-065	3613 Kroemer Road	Ft. Wayne	In
31	Helen M. Kuehnert	02-07-30-427-001.000-065	3627 Kroemer Road	Ft. Wayne	In
32	Ruth J. Hall Tr	02-07-29-151-005.000-066	3706 Kroemer Road	Ft. Wayne	In
33	Edwin & Edna H. Braun L/Est & Co-Trs	02-07-29-151-003.000-066	3810 Kroemer Road	Ft. Wayne	In
34	Edwin & Edna H. Braun L/Est & Co-Trs	02-07-29-151-002.000-066	3830 Kroemer Road	Ft. Wayne	In
35	James H. Braun	02-07-30-200-007.000-065	4005 Kroemer Road	Ft. Wayne	In
36	James H. Braun	02-07-30-200-004.000-065	4015 Kroemer Road	Ft. Wayne	In
37	Kelth M. Jordan	02-07-29-104-001.000-066	4020 Kroemer Road	Ft. Wayne	In
38	Timothy C. & Marsha L. Roth	02-07-29-101-007.000-066	4122 Kroemer Road	Ft. Wayne	In
39	Linda S. Schmidt	02-07-29-101-005.000-066	4130 Kroemer Road	Ft. Wayne	In
40	Rickey J. & Deborah K. Beyhan	02-07-29-101-003.000-066	4218 Kroemer Road	Ft. Wayne	In
41	Teresa S. Kage	02-07-30-476-005.000-065	5455 Leesburg Road	Ft. Wayne	In
42	Paul J. & Sheri Y. Smith	02-07-30-476-004.000-065	5511 Leesburg Road	Ft. Wayne	In
43	Kevin Jacobs	02-07-30-476-002.000-065	5533 Leesburg Road	Ft. Wayne	In
44	Jacob D. Myers	02-07-30-427-013.000-065	5546 Leesburg Road	Ft. Wayne	In
45	Donald D. Lake Jr.	02-07-30-427-012.000-065	5604 Leesburg Road	Ft. Wayne	In
46	Michael D. & Linda A. Grepke	02-07-30-427-011.000-065	5608 Leesburg Road	Ft. Wayne	In
47	Chad J. & Sandy Paltee	02-07-30-427-010.000-065	5616 Leesburg Road	Ft. Wayne	In
48	Jack C. Rollins	02-07-30-426-008.000-065	5628 Leesburg Road	Ft. Wayne	In
49	Equity Trust Co Fbo Arthur	02-07-30-426-002.000-065	5641 Leesburg Road	Ft. Wayne	In
50	Thomas Ray Kierspe	02-07-30-426-006.000-065	5646 Leesburg Road	Ft. Wayne	In
51	Susann R. Felger	02-07-30-401-004.000-065	5714 Leesburg Road	Ft. Wayne	In
52	Odie M. Hengst	02-07-30-401-003.000-065	5732 Leesburg Road	Ft. Wayne	In
53	Robert L. & Christine L. Straub	02-07-30-401-002.000-065	5748 Leesburg Road	Ft. Wayne	In
54	Robert J. & Phyllis Ann Morken	02-07-30-402-002.000-065	5811 Leesburg Road	Ft. Wayne	In
55	Robert S. & Julie E. VanDurmen	02-07-30-401-001.000-065	5814 Leesburg Road	Ft. Wayne	In

EXHIBIT "A"

Gerdings / Kroemer / Leesburg Area - ACRWSD Sanitary

6/5/2015

56	Greggory A. & Lisa K. Grahovac	02-07-30-402-003.000-065	5909 Leesburg Road	Ft. Wayne	In
57	William H. Stresemann	02-07-30-402-001.000-065	5941 Leesburg Road	Ft. Wayne	In
58	Ferdinand & Richard & Barbara Schneider	02-07-30-300-002.000-065	6017 Leesburg Road	Ft. Wayne	In
59	Michael E. Jackson	02-07-29-102-006.000-066	4130 Luzena Lane	Ft. Wayne	In
60	Barry L. & Anne M. Clark	02-07-29-102-005.000-066	4208 Luzena Lane	Ft. Wayne	In
61	Thomas L. & Vicki L. Spurling	02-07-30-426-007.000-065	3615 Mayapple Drive	Ft. Wayne	In
62	Christopher R. Barrell	02-07-30-427-009.000-065	3626 Mayapple Drive	Ft. Wayne	In
63	Ronald E. & Sally E. King	02-07-30-426-005.000-065	3727 Mayapple Drive	Ft. Wayne	In
64	Corbin J. & Leslie D. Gallmeier	02-07-30-427-003.000-065	3808 Mayapple Drive	Ft. Wayne	In
65	John M. Gipson	02-07-30-426-003.000-065	3809 Mayapple Drive	Ft. Wayne	In

DIGEST SHEET

Department: City Utilities, Utility Administration & Development Services

Resolution Number: Board of Works Contract 2014-S-0072

Title of Ordinance: Sewer Construction Connection Charge Assessment Contract, and Management Services Agreement for Gerdings – Kroemer – Leesburg Area Sanitary, Contract 2015-S-0072

Contractee: Allen County Regional Water & Sewer District (“District”)

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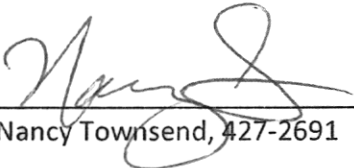
What Are The Implications If Not Approved:

- 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

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. S-94-15 on the 24th day of _____, 2015

ATTEST: Michelle D. Chambers John W. 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

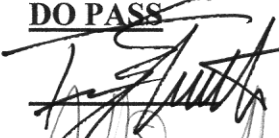
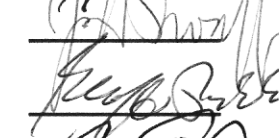
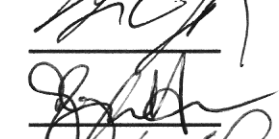
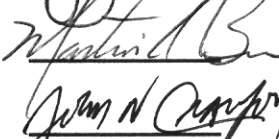
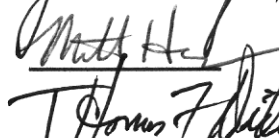


BILL NO. S-15-11-16

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 GERDINGS-KROEMER-LEESBURGH AREA SANITARY, CONTRACT #2014-S-0072-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 