

CU
1
2 **BILL NO. S-15-11-18**

SPECIAL ORDINANCE NO. S- 96-15

3
4 AN ORDINANCE approving SEWER
5 CONSTRUCTION CONNECTION CHARGE
6 ASSESSMENT CONTRACT, AND
7 MANAGEMENT SERVICES AGREEMENT FOR
8 WALLEN COMMUNITY-WALLEN ROAD AREA
9 SANITARY, CONTRACT 2014-S-0049 between
10 ALLEN COUNTY REGIONAL WATER & SEWER
11 DISTRICT and the City of Fort Wayne, Indiana, in
12 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 WALLEN COMMUNITY-WALLEN ROAD
18 AREA SANITARY, CONTRACT 2014-S-0049 by and between ALLEN
19 COUNTY REGIONAL WATER & SEWER DISTRICT and the City of Fort
20 Wayne, Indiana, in connection with the Board of Public Works, is hereby
21 ratified, and 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 7,232 lineal feet of sanitary
25 sewer and will provide sanitary sewer service/septic
26 elimination to 46 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 SEVEN HUNDRED SIXTY-THREE THOUSAND ONE
30 HUNDRED FOURTEEN AND 00/100 DOLLARS - (\$763,114.00 - CITY
UTILITIES CONTRIBUTION - \$147,200.00). A copy of said Contract is on file

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28
29
30


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-0049

Title of Ordinance: Sewer Construction Connection Charge Assessment Contract, and Management Services Agreement for Wallen Community – Wallen Road Area Sanitary, Contract 2015-S-0049

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

Amount of Contract: Total Contract Value \$763,114; City Utilities contribution \$147,200

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 7,232 lineal feet of sanitary sewer and will provide sanitary sewer service/septic elimination to 46 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

DIGEST SHEET

Department: City Utilities, Utility Administration & Development Services

Resolution Number: Board of Works Contract 2014-S-0049

Title of Ordinance: Sewer Construction Connection Charge Assessment Contract, and Management Services Agreement for Wallen Community – Wallen Road Area Sanitary, Contract 2015-S-0049

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

Amount of Contract: Total Contract Value \$763,114; City Utilities contribution \$147,200

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 7,232 lineal feet of sanitary sewer and will provide sanitary sewer service/septic elimination to 46 properties. This project will extend Fort Wayne CU sanitary sewer system; CU will operate and maintain the sanitary sewer system.

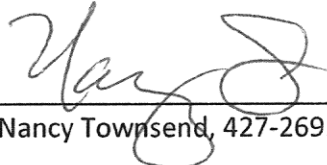
What Are The Implications If Not Approved:

- 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 WALLEN COMMUNITY – WALLEN ROAD AREA SANITARY

Sewer Contract # 2015-S-0049

Work Order # 76137

THIS AGREEMENT is made and entered into this ^{9th} 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 Wallen Community – Wallen Road 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 "Wallen Community – Wallen Road Area Sanitary Sewer System") in accordance with plans and specifications prepared by Jones Petrie Rafinski dated February 2015 and approved by Fort Wayne on August 28, 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:

Wallen Road / Front Street

Beginning by tapping an existing Manhole (H54 003) located 30± feet North of the Centerline of Wallen Road and 20± feet East of the West property line of 3512 W. Wallen Road; thence South and East along the North right of way of Wallen Road 1,826± L.F. of 3" HDPE DR 11 force main pipe to Str 1 at Sta 44+00; thence East 1,350± L.F. to Str 2 at Sta 57+50; thence East 528± L.F. to Str 3 at Sta 62+78; thence East 328± L.F. of 2" HDPE DR 11 force main pipe to Str 4 at Sta 66+06; thence North 630± L.F. to Str 11 at Sta 116+38 and terminating said Wallen Road / Front Street Sewer Main.

Wallen Road / Center Street / Easterday Road

Beginning at the aforementioned Str 3 located 5± feet North and 15± feet East of the Centerline of the Intersection of Wallen Road and Center Street and also being located at Sta 62+78 / 92+81; thence North 353± L.F. of 2" HDPE DR 11 force main pipe to Str 8 at Sta 89+28; thence West 401± L.F. to Str 7 at Sta 85+82; thence North 196± L.F. to Str 6 at Sta 83+75; thence North and West down Easterday Road 1,292± L.F. to Str 5 at Sta 70+84 and terminating said Wallen Road / Center Road / Easterday Road Sewer Main.

Center Street

Beginning at Str 9 located 145± feet North and 15± feet East of the Centerline of the Intersection of South Street and Center Street and being located at Sta 99+83; thence South 206± L.F. of 2" HDPE DR 11 force main pipe to Str 8 at Sta 101/ Sta 89+28 and terminating said Center Street Sewer Main.

Gardt Street at South Street

Beginning at the aforementioned Str 7 located 15± feet South and 8± feet East of the Centerline of the Intersection of South Street and Gardt Street and being located at Sta 106+50 / 85+62; thence South 122± L.F. of 2" HDPE DR 11 force main pipe to Str 10 at Sta 105+28 and terminating said Gardt Street at South Street Sewer Mai.

Said sewer to include: 3,528± L.F. of 2" HDPE DR 11 force main pipe and 3,704± L.F. of 3" HDPE DR 11 force main pipe; 5 (Five) Flushing Stations and 6 (Six) Hybrid Stations.

Project also includes the installation of individual grinder pump stations for each connected customer (anticipated to be 46). 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 Wallen Community – Wallen Road 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 Fifty three thousand two hundred dollars and no cents (\$53,200.00), and for materials, contractual labor, equipment, permits and/or licenses required for construction by Rothenberger Company Inc. for the Wallen Community - Wallen Road Area Sanitary Sewer System at a cost of Seven hundred forty eight thousand five hundred thirty four dollars and thirty five cents (\$748,534.35). 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 Fourteen thousand five hundred eighty dollars and zero cents (\$14,580.00). The total value of said sanitary sewer system is Seven hundred sixty three thousand one hundred and fourteen dollars and thirty five cents (\$763,114.35).
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 One hundred forty-seven thousand two hundred dollars (\$147,200.00) 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 Wallen Community – Wallen Road 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 Wallen Community – Wallen Road 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 Wallen Community – Wallen Road 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 Wallen Community – Wallen Road 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 Wallen Community – Wallen Road 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 \$187,133.59 (One hundred eighty seven thousand one hundred thirty three dollars and fifty nine cent).
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]

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

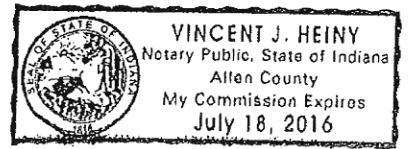


Exhibit "A"

Allen County Parcel No.: 02-07-04-483-004.000-065:

Lots 21 thru 24 Wallen Aka Village of Wallen
Address: 8910 Center Street
Current Owner: K C Spillers Jr

Allen County Parcel No.: 02-07-04-483-004.000-065:

Lots 21 thru 24 Wallen Aka Village of Wallen
Address: 8920 Center Street
Current Owner: K C Spillers Jr

Allen County Parcel No.: 02-07-04-482-006.000-065:

Wallen Aka Village of Wallen Lot 28
Address: 8921 Center Street
Current Owner: Cindy K. Smith & James C. Toy

Allen County Parcel No.: 02-07-04-482-004.000-065:

Wallen Aka Village of Wallen Lots 29 & 30
Address: 8933 Center Street
Current Owner: Daniel W. Young

Allen County Parcel No.: 02-07-04-479-004.000-065:

Wallen Aka Village of Wallen Lot 16
Address: 9014 Center Street
Current Owner: Kay R. Shinabery /est & Angela D. & Lawrence L. Kline

Allen County Parcel No.: 02-07-04-478-006.000-065:

Wallen Aka Village of Wallen Lots 31 thru 36 & Vac Sts Ajd
Address: 9021 Center Street
Current Owner: Daniel Young

Allen County Parcel No.: 02-07-04-478-006.000-065:

S 217.8 Ft N of North St of E 331 of W 1796.8 Ft S ½ SE ¼ Sec 4
Address: 2626 Easterday Road
Current Owner: Aubrey M. & Vernell Williams

Allen County Parcel No.: 02-07-04-476-004.000-065:

E 125 of W 1468.4 of Frl S 348.8 of N 615.88 Ft S ½ SE ¼ Sec 4
Address: 2702 Easterday Road
Current Owner: Mark Allen Haudenschild

Allen County Parcel No.: 02-07-04-452-006.000-065:

W 200 ft of E 1634.55 ft N of Wallen Rd & S of Easterday Rd SE ¼ Sec 4
Address: 2801 Easterday Road
Current Owner: Paul F. & Marlene R. Haudenschild

Allen County Parcel No.: 02-07-04-452-005.000-065:

E 6.79a W 16.79a S ½ SE ¼ S of Rd Sec 4
Address: 2905 Easterday Road
Current Owner: Hamid & Kelly Raffieed

Allen County Parcel No.: 02-07-04-452-003.000-065:

E 168.7 of W 506 of N 593 of S 857.5 Ft SW ¼ SE ¼ Sec 4

Address: 2927 Easterday Road

Current Owner: Phyllis A. Peters L/Est & Trs

Allen County Parcel No.: 02-07-04-401-002.000-065:

900 Ft N of Easterday Rd of W 423.6 Ft SE ¼ Sec 4

Address: 3022 Easterday Road

Current Owner: Allen County Police Reserve Inc.

Allen County Parcel No.: 02-07-04-483-012.000-65:

Wallen Lot 1 Aka Village of Wallen Lot 1

Address: 8903 Front Street

Current Owner: MetLife Home Loans

Allen County Parcel No.: 02-07-04-483-011.000-065:

Wallen Lot 2 Aka Village of Wallen Lot 2

Address: 8909 Front Street

Current Owner: Susan J. Tackett & Bobbi J. Hyser

Allen County Parcel No.: 02-07-04-483-010.000-065:

Wallen Lot 3 Aka Village of Wallen Lot 3

Address: 8915 Front Street

Current Owner: Edward Carper

Allen County Parcel No.: 02-07-04-483-008.000-065:

Wallen Lot 5 Aka Village of Wallen Lot 5

Address: 8927 Front Street

Current Owner: Xavier & Ana P. Quintana

Allen County Parcel No.: 02-07-04-479-012.000-065:

Lots 7 & 8 Wallen aka Village of Wallen

Address: 9003 Front Street

Current Owner: Donald Mettert Jr.

Allen County Parcel No.: 02-07-04-479-009.000-065:

Lots 11 & 12 Ex W 2.75' & N 4' Lot 10 Ex W 2.75' & Triangular Tract Adj on N

Address: 9011 Front Street

Current Owner: Padre Real Estate LLC

Allen County Parcel No.: 02-07-04-479-010.000-065:

Wallen Aka Village of Wallen Lot 9 & 10 Ex N 4 Ft

Address: 9015 Front Street

Current Owner: Theodore E. King

Allen County Parcel No.: 02-07-04-480-007.000-065:

E 110 Ft of Lots 20 & 21 & E 110 Ft of Lots 22 & 23 JK Edgerton Add North of Ditch Sec 4

Address: 8927 Gardt Street

Current Owner: TES Properties LLC

Allen County Parcel No.: 02-07-04-482-001.000-065:

Edgertons to Wallen Sec 4 Lots 3 thru 6

Address: 8932 Gardt Street

Current Owner: Timothy E. & Lynn M. Kane

Allen County Parcel No.: 02-07-04-477-006.000-065:

Edgertons 1st Lot 18

Address: 9003 Gardt Street

Current Owner: Clayton R. Counts

Allen County Parcel No.: 02-07-04-478-002.000-065:

Edgertons to Wallen Lots 8 & 9

Address: 9014 Gardt Street

Current Owner: Tony Steven Hendrickson

Allen County Parcel No.: 02-07-04-477-004.000-065:

Edgertons to Wallen Lot 16

Address: 9015 Gardt Street

Current Owner: Tony Steven Hendrickson

Allen County Parcel No.: 02-07-04-478-001.000-065:

Edgertons to Wallen Sec 4 Lots 10-12 & 12

Address: 9026 Gardt Street

Current Owner: Kerry Grant & Lisa Carol Grisham

Allen County Parcel No.: 02-07-04-477-002.000-065:

Edgertons to Wallen Lots 13 & 14

Address: 9033 Gardt Street

Current Owner: Lynn Matthew Fletter

Allen County Parcel No.: 02-07-04-478-003.000-065:

Edgertons to Wallen Lot 7

Address: 2420 South Street

Current Owner: Tony Steven Hendrickson

Allen County Parcel No.: 02-07-04-483-001.000-065:

Wallen Aka Village of Wallen Lots 19 & 20

Address: 2509 South Street

Current Owner: Tara Gresham

Allen County Parcel No.: 02-07-04-479-006.000-065:

Wallen Aka Village of Wallen Lot 18

Address: 2515 South Street

Current Owner: Charles C. & Charles M. Kinsey

Allen County Parcel No.: 02-07-09-200-004.000-065:

W 108.14 of E 571.24 of Fr1 N 403.22 Ft NE ¼ Sec 9

Address: 2501 W. Wallen Road

Current Owner: Russell Southwood

Allen County Parcel No.: 02-07-04-482-008.000-065:

Wallen Aka Village of Wallen Lot 26

Address: 2524 W. Wallen Road

Current Owner: Walter J. & Joy J. Metter

Allen County Parcel No.: 02-07-09-200-003.000-065:

E 133.08 of W 671.8 of N 408 Ft E ½ NE ¼ Sec 9

Address: 2533 W. Wallen Road

Current Owner: Russell Southwood

Allen County Parcel No.: 02-07-04-481-003.000-065:

Edgertons to Wallen Lot 24

Address: 2636 W. Wallen Road

Current Owner: Ronald L. & Connie S. Bashop

Allen County Parcel No.: 02-07-09-200-002.000-065:

Frl W 672.04 of N 408.4 Ft E $\frac{1}{2}$ NE $\frac{1}{4}$ Ex E 133.08 Ft Sec 9

Address: 2701 W. Wallen Road

Current Owner: Richard Eversole

Allen County Parcel No.: 02-07-04-480-001.000-065:

Lots 20 thru 23 Ex 110' Edgertons 1st & Vac Alley Adj on W & 167' x 261' Tract adj on W

Address: 2702 W. Wallen Road

Current Owner: Mariane Gordon

Allen County Parcel No.: 02-07-09-200-001.000-065:

E 435.6 of W 884.1 of N 300 Ft W $\frac{1}{2}$ NE $\frac{1}{4}$ Sec 9

Address: 2921 W. Wallen Road

Current Owner: Zions Glory Worship Center Inc.

Allen County Parcel No.: 02-07-04-452-004.000-065:

W 508.5 of S 264.5 Ft SE $\frac{1}{4}$ Sec 4

Address: 3016 W. Wallen Road

Current Owner: William D. & Beth E. Lovitt

Allen County Parcel No.: 02-07-04-300-023.000-065:

E 170 of Frl S 457.6 Ft SE $\frac{1}{4}$ Sec 4

Address: 3104 W. Wallen Road

Current Owner: William D. & Beth E. Lovitt

Allen County Parcel No.: 02-07-09-126-005.000-065:

N 87.35 a NW $\frac{1}{4}$ Ex Tracts Sold Sec 9

Address: 3109 W. Wallen Road

Current Owner: Maralissa A. Mallett

Allen County Parcel No.: 02-07-04-300-022.000-065:

W 120 of E 290 Of Frl S 465 Ft SW $\frac{1}{4}$ Sec 4

Address: 3110 W. Wallen Road

Current Owner: Christopher Burpee

Allen County Parcel No.: 02-07-04-300-021.000-065:

W 123.3 of E 413.3 of Frl S 471.8 ft SW $\frac{1}{4}$ Sec 4

Address: 3120 W. Wallen Road

Current Owner: Miles R. Combs & Diane K. Grischke

Allen County Parcel No.: 02-07-09-126-004.000-065:

W 165 of E 329.4 of N 267.2 ft NW $\frac{1}{4}$ Sec 9

Address: 3127 W. Wallen Road

Current Owner: Troy L. Grischke

Allen County Parcel No.: 02-07-09-126-003.000-065:

N 267.2 ft of W 163 of E 492.4 ft NE ¼ NW ¼ Sec 9

Address: 3203 W. Wallen Road

Current Owner: Sharron L. & Charles A. Houshoulder

Allen County Parcel No.: 02-07-04-300-020.000-065:

Frl S 492.5 of W 363.3 of E 776.6 Ft SW ¼ Ex W 180.8 of S 355.3 & Ex Other Trs Sec 4

Address: 3222 W. Wallen Road

Current Owner: Joseph M. & Bonnie A. Neumann

Allen County Parcel No.: 02-07-04-300-019.000-065:

W 180.8 of E 776.6 pf S 355.3 ft SW ¼ Sec 4

Address: 3226 W. Wallen Road

Current Owner: Brett W. Myers & Suzanne Dill

Allen County Parcel No.: 02-07-09-126-002.000-065:

W 200 of E 1033 of N 430 Ft NW ¼ Sec 9

Address: 3325 W. Wallen Road

Current Owner: Bradley W. Sordelet

**Property Owners part of project as reconnect only –
Current City Utilities Customers**

Allen County Parcel No.: 02-07-09-126-001.000-065:

W 150 of E 1183 of N 430 Ft NW ¼ Sec 9

Address: 3337 W. Wallen Road

Current Owner: Choi L. Holtzberg

Allen County Parcel No.: 02-07-04-300-017.000-065:

E 240 of W 505.4 of S 492.2 Ft of E 50a S ½ SW ¼ Sec 4

Address: 3410 W. Wallen Road

Current Owner: Charles F. Stambaugh

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-96-15 on the 24th day of
November, 2015

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

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

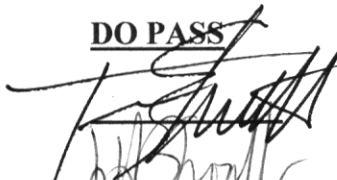

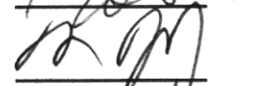

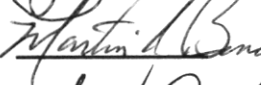
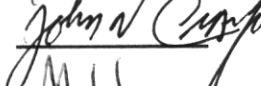
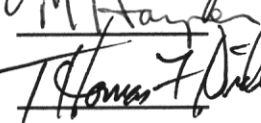
BILL NO. S-15-11-18

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 WALLEN COMMUNITY-WALLEN ROAD AREA SANITARY, CONTRACT #2014-S-0049-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 