

BILL NO. S-15-11-15

SPECIAL ORDINANCE NO. S-_____

AN ORDINANCE approving SEWER
CONSTRUCTION CONNECTION CHARGE
ASSESSMENT CONTRACT, AND
MANAGEMENT SERVICES AGREEMENT FOR
HURSH ROAD-TONKEL ROAD-CRAWFORD
ROAD AREA SANITARY - SEWER CONTRACT
#2015-S-0167 - WORK ORDER #76167 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 HURSH ROAD-TONKEL ROAD-
CRAWFORD ROAD AREA SANITARY - SEWER CONTRACT #2015-S-0167
- WORK ORDER #76167 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 14,774 lineal feet of sanitary
sewer and will provide sanitary sewer service/septic
elimination to 74 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 ONE HUNDRED NINETY-ONE

1 THOUSAND FOUR HUNDRED SIXTY AND 00/100 DOLLARS -
2 (\$1,191,460.00 - CITY UTILITIES CONTRIBUTION - \$41,600.00). A copy of
3 said Contract is on file with the Office of the City Clerk and made available for
4 public inspection, according to law.

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6 **SECTION 2.** That this Ordinance shall be in full force and effect
7 from and after its passage and any and all necessary approval by the Mayor.

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10 _____
11 Council Member

12 APPROVED AS TO FORM AND LEGALITY

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15 _____
16 Carol Helton, City Attorney
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SEWER CONSTRUCTION
CONNECTION CHARGE ASSESSMENT CONTRACT,
AND MANAGEMENT SERVICES AGREEMENT
FOR HURSH ROAD – TONKEL ROAD – CRAWFORD ROAD AREA SANITARY

Sewer Contract # 2015-S-0167

Work Order # 76167

THIS AGREEMENT is made and entered into this 8th 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 Hursh Road – Tonkel Road – Crawford 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), 3" (three-inch) and 8" (eight-inch) underground sanitary sewer line and individual grinder pump stations (hereinafter the "Hursh Road – Tonkel Road – Crawford Road Area Sanitary Sewer System") in accordance with plans and specifications prepared by VS Engineering Inc. dated July 16, 2015 approved by Fort Wayne on September 2015 (hereinafter the "Project"). The Project shall be constructed in accordance with said plans and specifications prepared by VS 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:

Hursh Road

Beginning by setting a Terminal cleanout Str 101 at Sta 0+00 located 5± feet North of the South right of way of Hursh Road and 90± feet East of the East property line of 3802 Hursh Road; thence Easterly, along the South right of way of Hursh Road, 395± L.F. of 2" HDPE DR 11 force main pipe to Str 102 at Sta 3+95; thence Easterly 405± L.F. to Str 103 at Sta 8+00; thence Easterly 45± L.F. to Str 104 at Sta 8+45; thence Easterly 755± L.F. to Str 105 at Sta 16+00; thence Easterly 150± L.F. to Str 106 at Sta 17+50; thence Easterly 595± L.F. to Str 107 at Sta 23+45; thence Easterly 871± L.F. to Str 108 at Sta 32+16; thence Easterly 859± L.F. to Str 109 at Sta 40+75; thence Easterly 113± L.F. to at Tee at Sta 41+88; thence Easterly 133± L.F. of 3" HDPE DR 11 force main pipe to Str 110 at Sta 43+21; thence Easterly 480± L.F. to Str 111 at Sta 48+01; thence Easterly 162± L.F. to Str 112 at Sta 49+63; thence Easterly 443± L.F. to Str 113 at Sta 54+06; thence Easterly 57± L.F. to a tee at Sta 54+63; thence Northeast 470± L.F. of 2" HDPE DR 11 force main pipe to Str 114 at Sta 59+33 and terminating said Hursh Road Sewer Main.

Tonkel Road (Force Main)

Beginning at a connection point at Sta 0+00 and being located 15± feet South and 70± feet West of the Centerline of the Intersection of Tonkel Road and Hursh Road; thence, South along the West right of way of Tonkel Road, 200± L.F. of 3" HDPE DR 11 force main pipe to Str 115 at Sta 2+00; thence South 355± L.F. to Str 116 at Sta 5+55; thence South 450± L.F. to Str 117 at Sta 10+05; thence South 255± L.F. to a connection point on Crawford Road at Sta 12+60 and terminating said Tonkel Road (Force Main) Sewer Main.

Tonkel Road (Gravity Main)

Beginning by removing an existing cleanout and installing a new MH Str 118 at 2± feet North and 45± feet East of the Centerline of the Intersection of Tonkel Road and Argiano Crossing; thence North, along the East right of way of

Tonkel Road, 61± L.F. of 8" PVC SDR 35 pipe to Str 119; thence North 328± L.F. to Str 120; thence North 397± L.F. to Str 121 and terminating said Tonkel Road (Gravity Main) Sewer Main.

Crawford Road

Beginning by tapping an existing Manhole S78 013 – Str 122 located 5± feet South of the South right of way of Crawford Road and 140± feet West of the East property line of Hawthorne Park Estates Subdivision; thence East 29± L.F. of 3" HDPE DR 11 force main pipe to a fitting and crossing Crawford Road and continuing East, within a proposed easement, 734± L.F. to Str 123 at Sta 8+00; thence East 640± L.F. to Str 124 at Sta 14+40; thence East 160± L.F. to Str 125 at Sta 16+00; thence East 694± L.F. to Str 126 at Sta 22+94; thence East 106± L.F. to Str 127 at Sta 24+00; thence East 322± L.F. to a tie in point on Tonkel Road at Sta 27+22 and terminating said Crawford Road Sewer Main.

Chesswood Drive / N. Cedar Lake Drive

Beginning at a tie in point on Hursh Road at Sta 0+00 and being located 20± feet South and 15± feet West of the Centerline of Hursh Road and Chesswood Drive; thence South along the West right of way of Chesswood Drive and the North right of way of N. Cedar Lake Drive, 601± L.F. of 2" HDPE DR 11 force main pipe to Str 128 at Sta 6+01; thence West 49± L.F. to Str 129 at Sta 6+50; thence South along the West right of way of West Cedar Lake Drive, 638± L.F. to Str 130 at Sta 12+88 and terminating said Chesswood Drive / N. Cedar Lake Drive Sewer Main.

Ramona Lane

Beginning at a tie in point on Hursh Road at Sta 0+00 and being located 20± feet South and 15± feet West of the Centerline of the Intersection of Hursh Road and Ramona Lane; thence South, along the West right of way of Ramona Lane, 382± L.F. of 2" HDPE DR 11 force main pipe to Str 131 at Sta 3+82; thence West 395± L.F. to Str 132 at Sta 7+77 and terminating said Ramona Lane Sewer Main.

Valley Road

Beginning at a tie in point on Hursh Road at Sta 0+00 and being located 30± feet South and 15± feet East of the Centerline of the Intersection of Hursh Road and Valley Road; thence North, along the East right of way of Valley Road, 800± L.F. of 2" HDPE DR 11 force main pipe to Str 133 at Sta 8+00; thence North 179± L.F. to Str 134 at Sta 9+79; thence Easterly, along the South right of way of Hickory Lane, 685± L.F. to Str 135 at Sta 16+64 and terminating said Valley Road Sewer Main.

Lake Road

Beginning at a tie in point on Hursh Road at Sta 0+00 and being located 15± feet South and 20± feet West of the Centerline of the Intersection of Hursh Road and Lake Road; thence North, along the West right of way of Lake Road, 344± L.F. of 2" HDPE DR 11 force main pipe to Str 136 at Sta 3+44 and terminating said Lake Road Sewer Main.

Said sewer to include: 8,731± L.F. of 2" HDPE DR 11 force main pipe, 5,257± L.F. of 3" HDPE DR 11 force main pipe and 786± L.F. of 8" PVC SDR 35 pipe; 12 (Twelve) Air release valves, 13 (Thirteen) Inline flushing cleanouts, 6 (Six) Terminal flushing cleanouts and 4 (Four) Manholes.

Project also includes the installation of individual grinder pump stations for each connected customer (anticipated to be 74). 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 Hursh Road – Tonkel Road – Crawford Road 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 VS Engineering at a cost of \$121,500.00 (One hundred twenty one thousand five hundred dollars and no cents), and for materials, contractual labor, equipment, permits and/or licenses required for construction by Rothenberger Company Inc. for the Hursh Road – Tonkel Road – Crawford Road Area Sanitary Sewer System at a cost of \$1,160,905.10 (One million one hundred sixty thousand nine hundred five dollars and ten cents). 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 Thirty thousand five hundred fifty five dollars and fifty cents (\$30,555.50). The total value of said sanitary sewer system is One million one hundred ninety one thousand four hundred sixty dollars and sixty cents (\$1,191,460.60).
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 Forty one thousand six hundred dollars (\$41,600.00) 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 Hursh Road – Tonkel Road – Crawford 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 Hursh Road – Tonkel Road – Crawford 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 Hursh Road – Tonkel Road – Crawford 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 \$75.00 (Seventy five dollars and no cents) per sanitary sewer lateral installed and inspected by City Utilities.
- 12. The Hursh Road – Tonkel Road – Crawford 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 Hursh Road – Tonkel Road – Crawford 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 \$290,226.28 (Two hundred ninety thousand two hundred twenty six dollars and twenty eight 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 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)

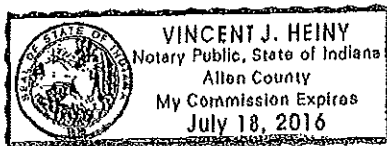
Before me, a Notary Public, in and for said County and State personally appeared Ric Zehr as President and MJ Klinker as Secretary of the Allen County Regional Water and Sewer District and acknowledged the execution of the foregoing Contract as and for their voluntary act and deed for the uses and purposes 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 9th day of September, 2015.

My Commission Expires:
12/02/2020

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

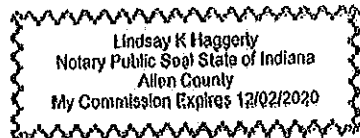


EXHIBIT "A"
Hunsh Rd / Tonkel Rd / Crawford Rd Area - ACRWSD Sanitary
09/06/15

Order Number	Property Owner	Property Legal	Address	City	State	Zip	Mailing Address	Gender/Gravity	Comment
1	Stanley R. & Jeff L. Thomsen	02-02-24-232-000-000-057 Cedar Heights Lot 26 Pt N 450.31 of S 2881.81 of Pt W 222.56 of E 1081.59 Pt SE 1/4 Sec 24	4804 Cedar Lake Drive 4918 Cedar Lake Drive	Fort Wayne	IN	46845	Same	Gender	
2	John R. & Angela M. Marshall	02-02-24-401-000-000-057 Cedar Heights Lot 21 Cedar Heights Lot 21	4716 N. Cedar Lake Drive 4716 N. Cedar Lake Drive	Fort Wayne	IN	46845	Same	Gender	
3	Jeffrey L. Yoder	02-02-24-253-000-000-057 Cedar Heights Lot 8 Cedar Heights Lot 8	4920 N. Cedar Lake Drive 4920 N. Cedar Lake Drive	Fort Wayne	IN	46845	Same	Gender	
4	Adam W. & Sheryl Baker	02-02-24-401-000-000-057 Cedar Heights Lot 15 Cedar Heights Lot 15	4936 N. Cedar Lake Drive 4936 N. Cedar Lake Drive	Fort Wayne	IN	46845	Same	Gender	
5	Michael D. & April D. Pedersen	02-02-24-232-000-000-057 Cedar Heights Lot 15 Cedar Heights Lot 15	14729 N. Cedar Lake Drive 14729 N. Cedar Lake Drive	Fort Wayne	IN	46845	Same	Gender	
6	Timothy Douglas & Karen L. Dinkler	02-02-24-232-000-000-057 Cedar Heights Lot 23 Cedar Heights Lot 23	14333 W. Cedar Lake Drive 14333 W. Cedar Lake Drive	Fort Wayne	IN	46845	Same	Gender	
7	John L. Doctor	02-02-24-232-000-000-057 Cedar Heights Lot 17 Cedar Heights Lot 17	14709 W. Cedar Lake Drive 14709 W. Cedar Lake Drive	Fort Wayne	IN	46845	Same	Gender	
8	Carrie C. & Linda K. Hargit	02-02-24-451-000-000-057 W 324.47 Pt S 1/2 SE 1/4 Sec 24 W 324.47 Pt S 1/2 SE 1/4 Sec 24	4714 Crawford Road 4714 Crawford Road	Fort Wayne	IN	46845	Same	Gender	
9	Thomas Lynn & Keith R. Ernst	02-02-24-451-000-000-057 W 324.47 Pt S 1/2 SE 1/4 Sec 24 W 324.47 Pt S 1/2 SE 1/4 Sec 24	4908 Crawford Road 4908 Crawford Road	Fort Wayne	IN	46845	Same	Gender	
10	Angel Soto	02-02-24-451-000-000-057 W 324.47 Pt S 1/2 SE 1/4 Sec 24 W 324.47 Pt S 1/2 SE 1/4 Sec 24	5014 Crawford Road 5014 Crawford Road	Fort Wayne	IN	46845	Same	Gender	
11	Timothy R. & Carol E. Fehn	02-02-24-451-000-000-057 W 180.00 Pt S 1/2 SE 1/4 Sec 24 W 180.00 Pt S 1/2 SE 1/4 Sec 24	5102 Crawford Road 5102 Crawford Road	Fort Wayne	IN	46845	Same	Gender	
12	Henry H. & Edith Louise Perrow	02-02-24-451-000-000-057 W 180.00 Pt S 1/2 SE 1/4 Sec 24 W 180.00 Pt S 1/2 SE 1/4 Sec 24	5116 Crawford Road 5116 Crawford Road	Fort Wayne	IN	46845	Same	Gender	
13	Larry L. & Suzanne C. Lukes	02-02-24-478-000-000-057 W 180.00 Pt S 1/2 SE 1/4 Sec 24 W 180.00 Pt S 1/2 SE 1/4 Sec 24	5202 Crawford Road 5202 Crawford Road	Fort Wayne	IN	46845	Same	Gender	
14	Kenneth R. & Kathleen L. Margen	02-02-24-478-000-000-057 W 227.00 Pt S 1/2 SE 1/4 Sec 24 W 227.00 Pt S 1/2 SE 1/4 Sec 24	5223 Crawford Road 5223 Crawford Road	Fort Wayne	IN	46845	Same	Gender	
15	Jeffrey M. & Emily M. Shalvey	02-02-24-478-000-000-057 W 227.00 Pt S 1/2 SE 1/4 Sec 24 W 227.00 Pt S 1/2 SE 1/4 Sec 24	5234 Crawford Road 5234 Crawford Road	Fort Wayne	IN	46845	Same	Gender	
16	Theresa L. Jr. & Gerald M. Haynes	02-02-24-478-000-000-057 W 227.00 Pt S 1/2 SE 1/4 Sec 24 W 227.00 Pt S 1/2 SE 1/4 Sec 24	5306 Crawford Road 5306 Crawford Road	Fort Wayne	IN	46845	Same	Gender	
17	Joseph M. DeGennaro	02-02-24-478-000-000-057 W 227.00 Pt S 1/2 SE 1/4 Sec 24 W 227.00 Pt S 1/2 SE 1/4 Sec 24	14404 Chasswood Drive 14404 Chasswood Drive	Fort Wayne	IN	46845	Same	Gender	
18	Janet A. & Jennifer S. Bower	02-02-24-478-000-000-057 W 227.00 Pt S 1/2 SE 1/4 Sec 24 W 227.00 Pt S 1/2 SE 1/4 Sec 24	5017 Hickory Lane 5017 Hickory Lane	Fort Wayne	IN	46845	Same	Gender	
19	Carl W. Moshe	02-02-24-478-000-000-057 W 227.00 Pt S 1/2 SE 1/4 Sec 24 W 227.00 Pt S 1/2 SE 1/4 Sec 24	5017 Hickory Lane 5017 Hickory Lane	Fort Wayne	IN	46845	Same	Gender	
20	Diana M. & Stuart L. Tronk	02-02-24-478-000-000-057 W 227.00 Pt S 1/2 SE 1/4 Sec 24 W 227.00 Pt S 1/2 SE 1/4 Sec 24	5017 Hickory Lane 5017 Hickory Lane	Fort Wayne	IN	46845	Same	Gender	
21	Philip L. & Sandra A. Moshe	02-02-24-478-000-000-057 W 227.00 Pt S 1/2 SE 1/4 Sec 24 W 227.00 Pt S 1/2 SE 1/4 Sec 24	5017 Hickory Lane 5017 Hickory Lane	Fort Wayne	IN	46845	Same	Gender	
22	Fred W. & Yvonne Tompkins	02-02-24-478-000-000-057 W 227.00 Pt S 1/2 SE 1/4 Sec 24 W 227.00 Pt S 1/2 SE 1/4 Sec 24	5017 Hickory Lane 5017 Hickory Lane	Fort Wayne	IN	46845	Same	Gender	
23	Clifton E. & Margaret Jane McCormick	02-02-24-277-000-000-057 W 227.00 Pt S 1/2 SE 1/4 Sec 24 W 227.00 Pt S 1/2 SE 1/4 Sec 24	5306 Crawford Road 5306 Crawford Road	Fort Wayne	IN	46845	Same	Gender	
24	Jeffrey & Brenda A. Hansen	02-02-24-277-000-000-057 W 227.00 Pt S 1/2 SE 1/4 Sec 24 W 227.00 Pt S 1/2 SE 1/4 Sec 24	3713 Blum Road 3713 Blum Road	Fort Wayne	IN	46845	Same	Gender	
25	Marion W. Jr. & Jean M. Fehling	02-02-24-277-000-000-057 W 227.00 Pt S 1/2 SE 1/4 Sec 24 W 227.00 Pt S 1/2 SE 1/4 Sec 24	3802 Blum Road 3802 Blum Road	Fort Wayne	IN	46845	Same	Gender	
26	David F. & John A. Kipp	02-02-24-277-000-000-057 W 227.00 Pt S 1/2 SE 1/4 Sec 24 W 227.00 Pt S 1/2 SE 1/4 Sec 24	3831 Blum Road 3831 Blum Road	Fort Wayne	IN	46845	Same	Gender	
27	Philip L. & Sharon S. Patterson	02-02-24-277-000-000-057 W 227.00 Pt S 1/2 SE 1/4 Sec 24 W 227.00 Pt S 1/2 SE 1/4 Sec 24	3935 Blum Road 3935 Blum Road	Fort Wayne	IN	46845	Same	Gender	
28	Terry & Rita Reinberg	02-02-24-277-000-000-057 W 227.00 Pt S 1/2 SE 1/4 Sec 24 W 227.00 Pt S 1/2 SE 1/4 Sec 24	4005 Blum Road 4005 Blum Road	Fort Wayne	IN	46845	Same	Gender	
29	Doreen L. Soabe	02-02-24-277-000-000-057 W 227.00 Pt S 1/2 SE 1/4 Sec 24 W 227.00 Pt S 1/2 SE 1/4 Sec 24	4022 Blum Road 4022 Blum Road	Fort Wayne	IN	46845	Same	Gender	
30	Fred L. & Mary Ann Ryan	02-02-24-277-000-000-057 W 227.00 Pt S 1/2 SE 1/4 Sec 24 W 227.00 Pt S 1/2 SE 1/4 Sec 24	4106 Blum Road 4106 Blum Road	Fort Wayne	IN	46845	Same	Gender	
31	David L. & Betty L. Steenholder	02-02-24-277-000-000-057 W 227.00 Pt S 1/2 SE 1/4 Sec 24 W 227.00 Pt S 1/2 SE 1/4 Sec 24	4138 Blum Road 4138 Blum Road	Fort Wayne	IN	46845	Same	Gender	
32	Marion K. & Mark Leach	02-02-24-277-000-000-057 W 227.00 Pt S 1/2 SE 1/4 Sec 24 W 227.00 Pt S 1/2 SE 1/4 Sec 24	4222 Blum Road 4222 Blum Road	Fort Wayne	IN	46845	Same	Gender	

EXHIBIT "A"									
Hursh Rd / Tonkel Rd / Crawford Rd Area - ACRWSD Sanitary									
09/04/15									
Grinder									
33	Ralph R. Jr. & Felecia V. Gentry	02-02-24-177-003.000-057	Greuters Subr Add Lot 3 & 50 ft Spc Adj on S	4232 Hursh Road	Fort Wayne	In	46845	Same	Grinder
34	Scott A. & Maricela M. Stroud	02-02-24-177-004.000-057	Greuters Subr Add Lot 4 & 50 Ft Spc Adj on S	4306 Hursh Road	Fort Wayne	In	46845	Same	Grinder
35	Richard J. Jr. & Theresa A. Roth	02-02-24-177-005.000-057	Greuters Sub Lot 5	4316 Hursh Road	Fort Wayne	In	46845	Same	Grinder
36	Janis S. Badgion	02-02-24-177-006.000-057	Lot 6 Greuters Sub Ex 50 Ft Spc Adj on S Sec 24	4326 Hursh Road	Fort Wayne	In	46845	Same	Grinder
37	Micela R. Shippe	02-02-24-177-007.000-057	Greuters Subr Add Lot 7 & 50 Ft Spc Adj on S	4336 Hursh Road	Fort Wayne	In	46845	Same	Grinder
38	Walker A. & Charlene M. Girm	02-02-24-177-008.000-057	Greuters Sub Lots 8 & 9	4410 Hursh Road	Fort Wayne	In	46845	Same	Grinder
39	David L. & Mary L. Cummings	02-02-24-178-001.000-057	4.12 a SE cor N of Rd E 1/2 NW 1/4 Sec 24	4433 Hursh Road	Fort Wayne	In	46845	1432 E. Gump Road Fort Wayne, In 46845	Grinder
40	Betty A. Click	02-02-24-177-014.000-057	Ft W 283.5 of W 315.8 of N 388 Ft From Int of E Lt NW 1/4 & Hursh Rd C/L Sec 24	4520 Hursh Road	Fort Wayne	In	46845	Same	Grinder
41	John H. III & Krista J. Tipton	02-02-24-177-015.000-057	1.33 A Tr E Pt S of Hursh Rd NW 1/4 Sec 24 & Lot 15 Cedar Heights	4534 Hursh Road	Fort Wayne	In	46845	Same	Grinder
42	Arthur H. & Birdie S. Corwin	02-02-24-177-010.000-057	Greuters Lot 10 & 50 ft Spc Adj on S	4624 Hursh Road	Fort Wayne	In	46845	Same	Grinder
43	Randall L. & Torosa M. Brown	02-02-24-252-002.000-057	Cedar Heights Lot 14	4704 Hursh Road	Fort Wayne	In	46845	Same	Grinder
44	Gary Leo & Marlene L. Carpenter	02-02-24-252-003.000-057	Cedar Heights Lot 13	4728 Hursh Road	Fort Wayne	In	46845	Same	Grinder
45	William D. & Mary Anne Denton	02-02-24-252-004.000-057	Cedar Heights Lot 12	4732 Hursh Road	Fort Wayne	In	46845	Same	Grinder
46	Ronna Loo Blackman	02-02-24-253-001.000-057	Cedar Heights Lot 11	4808 Hursh Road	Fort Wayne	In	46845	Same	Grinder
47	Kenneth J. Sr. & Shari R. Schaab	02-02-24-251-003.000-057	S 300 of W 142 of E 864.8 ft W 1/2 N of Rd Sec 24	4809 Hursh Road	Fort Wayne	In	46845	Same	Grinder
48	Dano M. & Carol J. Dittke	02-02-24-253-002.000-057	Cedar Heights Lot 10	4812 Hursh Road	Fort Wayne	In	46845	Same	Grinder
49	Dale L. & Claudette M. Estabrook	02-02-24-253-003.000-057	Cedar Heights Lot 9	4834 Hursh Road	Fort Wayne	In	46845	Same	Grinder
50	Michael A. Lytle	02-02-24-251-005.000-057	Ft W 221.8 of E 377.8 of S 355.5 Ft N of Rd Ct & Tr Spc Adj on NW W 1/2 NE 1/4 Sec 24	4909 Hursh Road	Fort Wayne	In	46845	Same	Grinder
51	Brian E. Blauer	02-02-24-251-008.000-057	Tr Spc N of Hursh Rd on E Line W 1/2 NE 1/4 Ex W 221.8 Ft Sec 24	4929 Hursh Road	Fort Wayne	In	46845	Same	Grinder
52	Jeffrey R. & Barbara J. Studebaker	02-02-24-279-001.000-057	W 110 of E 1308.9 of Ft N 232.4 NE 1/4 Sec 24	5108 Hursh Road	Fort Wayne	In	46845	Same	Grinder
53	Janice M. Schlegel	02-02-24-279-008.000-057	W 318.5 of E 1089.5 S of Hursh Rd NE 1/4 Sec 24	5118 Hursh Road	Fort Wayne	In	46845	Same	Grinder
54	Brandon A. & Rebekah J. McCoel	02-02-24-279-007.000-057	W 305 of E 774.4 Ft S of Hursh Rd E 1/2 NE 1/4 Sec 24	5208 Hursh Road	Fort Wayne	In	46845	Same	Grinder
55	Dale O. & Brenda S. Stayton	02-02-24-278-012.000-057	Hidden Valleys Sec A Lot 5	5311 Hursh Road	Fort Wayne	In	46845	Same	Grinder
56	Joseph P. III & Michelle L. Leahy	02-02-24-428-007.000-057	N Ft 110 of S 2571.60 of Ft E 522.72 Ft S of Hursh Rd E 1/2 Sec 24	5380 Hursh Road	Fort Wayne	In	46845	Same	Grinder
57	Pranger Properties LLC	02-02-24-280-001.000-057	Hidden Valley Sec A Lot 4	5405 Hursh Road	Fort Wayne	In	46845	P.O. Box 366 Ashley, In 46705	Grinder
58	Bruce K. & Brando D. Sowore	02-03-19-300-001.000-042	Ft W 1/2 SW 1/4 Ex S 1588.37 Ft & Ex E 412.7 Ft & Ex W 287.3 of E 700 of N 804.1 Sec 10	5612 Hursh Road	Fort Wayne	In	46845	5830 Hursh Road Fort Wayne, In 46845	Grinder
59	Sharon R. Howard	02-02-24-278-004.000-057	Hidden Valleys Sec A Lot 10	14331 Lake Road	Fort Wayne	In	46845	Same	Grinder
60	Christian D. & Emily A. Neuhouser	02-02-24-278-008.000-057	Hidden Valleys Sec A Lot 8	14336 Lake Road	Fort Wayne	In	46845	Same	Grinder
61	Stefan M. & Jennifer M. Thill	02-02-24-253-013.000-057	Cedar Heights Lot 7	14307 Ramona Lane	Fort Wayne	In	46845	Same	Grinder
62	William A. & Susan F. Collins	02-02-24-279-003.000-057	W 220 of E 1308.9 of N 100 of S 260 S of Rd NE 1/4 Sec 24	14310 Ramona Lane	Fort Wayne	In	46845	Same	Grinder
63	Thomas Leo & Myra M. Arnold	02-02-24-253-012.000-057	Cedar Heights Lot 8	14315 Ramona Lane	Fort Wayne	In	46845	Same	Grinder
64	Dorothy J. Mondlar & Betty J. Niedermayer Etal	02-03-30-100-044.000-042	S 100 of N 850 of W 322.25 Ft W 1/2 NW 1/4 Sec 30	13210 Tonkel Road	Fort Wayne	In	46845	Same	Gravety

EXHIBIT "A"										
Hursh Rd / Tonkel Rd / Crawford Rd Area - ACRWSD Sanitary										
09/04/15										
Grinder										
45	Richard Hackbarth	02-03-30-100-003.000-042	W 672.25 of S 340 of N 880 Ft NW 1/4 Ex S 100 of W 322.5 & Ex E 281.25 Ft Sec 30	13216 Tonkel Road	Fort Wayne	In	46845	13206 Tonkel Road Fort Wayne, In 46845	Gravity	1 Parcel - 2 taps (13216 & 13218 Tonkel Road)
66	Richard Hackbarth	02-03-30-100-003.000-042	W 672.25 of S 340 of N 880 Ft NW 1/4 Ex S 100 of W 322.5 & Ex E 281.25 Ft Sec 30	13218 Tonkel Road	Fort Wayne	In	46845	13206 Tonkel Road Fort Wayne, In 46845	Gravity	1 Parcel - 2 taps (13216 & 13218 Tonkel Road)
67	Philip J. Winkler	02-03-30-100-002.000-042	W 672.5 of S 80 of N 320 Ft W 1/2 NW 1/4 Sec 30 Ex E 260 Ft	13318 Tonkel Road	Fort Wayne	In	46845	Same	Gravity	
68	Laurie A. Badger	02-03-30-100-001.000-042	N 240 of W 672.5 Ft NW 1/4 Sec 30	13330 Tonkel Road	Fort Wayne	In	46845	Same	Gravity	
69	Richard L. & Lela L. Rosenback	02-02-24-478-004.000-057	N 429.8 of S 1923.8 of E 508.7 Ft SE 1/4 Sec 24	13525 Tonkel Road	Fort Wayne	In	46845	Same	Grinder	
70	Randolph & Tracy Brown	02-02-24-428-012.000-057	S 184.5 of E 508 Ft N 1/2 SE 1/4 Sec 24	13811 Tonkel Road	Fort Wayne	In	46845	Same	Grinder	
71	Julio S. & Michael D. Platt	02-02-24-428-011.000-057	N 184.5 of S 388 of E 508 Ft N 1/2 SE 1/4 Sec 24	13831 Tonkel Road	Fort Wayne	In	46845	Same	Grinder	
72	Katie A. Sherman	02-02-24-428-010.000-057	N 184.5 of S 553 of E 508 Ft N 1/2 SE 1/4 Sec 24	13919 Tonkel Road	Fort Wayne	In	46845	Same	Grinder	
73	Bruce E. & Mary C. Exner	02-02-24-428-009.000-057	N 398.7 of S 890.21 of E 505.99 Ft N 1/2 SE 1/4 Sec 24	14001 Tonkel Road	Fort Wayne	In	46845	Same	Grinder	
74	Carl W. & Martha J. Moehle	02-02-24-277-001.000-057	Hidden Valleys Sec A Lot 14	14520 Valley Drive	Fort Wayne	In	46845	Same	Grinder	

DIGEST SHEET

Department: City Utilities, Utility Administration & Development Services

Resolution Number: Board of Works Contract 2014-S-0167

Title of Ordinance: Sewer Construction Connection Charge Assessment Contract, and Management Services Agreement for Hursh Road – Tonkel Road – Crawford Road Area Sanitary, Contract 2015-S-0167

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

Amount of Contract: Total Contract Value \$1,191,460; City Utilities contribution \$41,600

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 14,774 lineal feet of sanitary sewer and will provide sanitary sewer service/septic elimination to 74 properties. This project will extend Fort Wayne CU sanitary sewer system; CU will operate and maintain the sanitary sewer system.

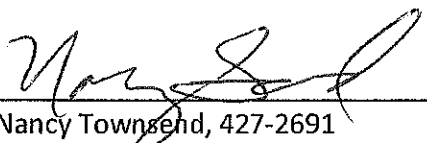
What Are The Implications If Not Approved:

- 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