



BOARD OF COMMISSIONERS OF THE COUNTY OF ALLEN  
Citizens Square Suite 410 · 200 East Berry Street · Fort Wayne, IN 46802  
Phone: 260.449.7555 FAX: 260.449.7568

LINDA K. BLOOM    THERESE M. BROWN    NELSON PETERS

AGENDA

Commissioners' Legislative Session  
10:00 AM Friday, February 10<sup>th</sup>, 2012  
Council Chambers Courtroom – Citizens Square

1. Approval of the minutes of February 3<sup>rd</sup>, 2012.
2. Contract for Additional Support Services between the Board of Commissioners and Atos on behalf of the Department of Health.
3. Supplemental #1 between Engineering Resources, Inc. and the Board of Commissioners for additional engineering services required on the Bull Rapids Road over Black Creek, Bridge #401, Project #0100110.

The Current PE Contract Amount	\$48,410.00
<u>This Supplemental No. 1 Amount</u>	<u>1,800.00 (Increase)</u>
Total Contract Amount to Date	\$50,210.00

4. Approval of Posting Secondary Stop Sign placement at Abernathy Court and Chapmans Boulevard, located in Chapmans Bridge Subdivision, requested by Orrin Sessions.
5. Approval of Posting Speed Limit 30 MPH Sign placement on Bowlander Way between Wethersfield Cove to south Cul-De-Sac, located in Acacia Creek Subdivision, requested by Neighborhood Association.
6. Approval of Posting Secondary Stop Sign placement at Queenboro Court and Chapmans Boulevard, located in Chapmans Bridge Subdivision, requested by Orrin Sessions.
7. Approval of Posting Speed Limit 30 MPH Sign placement on Acacia Passage between Wheelock Road and Wethersfield Cove, located in Acacia Creek Subdivision, requested by Neighborhood Association
8. Warranty Deed from Thomas P. Tippmann II and Suzanne Tippmann to Allen County, Parcel #77, Flutter Road, Project #05-276.
9. Ratification of Employee Vacation Bank on behalf of Community Corrections.
10. Other Business:
  - a. Approval of Posting Speed Limit 40 MPH Sign on Covington road from city limits to West Hamilton Road.
11. Approval to waive the 2<sup>nd</sup> Reading on any matter approved today and for which it may be deemed necessary for the Legislative Session of February 10<sup>th</sup>, 2012.
12. Comments from the Public.

### **13. Motion to Adjourn.**

*Allen County does not discriminate because of disability in the admission to, or treatment or employment in, its programs or activities. The Human Resources Director has been designated to coordinate compliance with nondiscrimination requirements contained in Section 35.107 of the Department of Justice regulations. Information concerning the provisions of the Americans with Disabilities Act, and the rights provided therein, and Allen County's ADA policy is available from the ADA Coordinator. Suggestions on how the County can better meet the needs of persons with disabilities may be submitted to the ADA coordinator at: Human Resources Department, 200 East Berry Street, Suite 380, Fort Wayne, IN 46802, or by phone at (260) 449-7217.*





## BOARD OF COMMISSIONERS OF THE COUNTY OF ALLEN

Citizens Square Building Suite 410 · 200 E. Berry Street · Fort Wayne, IN 46802

Phone: 260.449.7555 FAX: 260.449.7568

NELSON PETERS LINDA K. BLOOM THERESE BROWN

### MINUTES

**Commissioners' Legislative Session  
10:00 a.m. Friday, February 3, 2012  
Council Chambers Courtroom – Citizens Square**

Commissioners Present: Nelson Peters, Linda Bloom and Therese Brown

Others Present:	Mike Green	Commissioners Office
	Chris Cloud	Commissioners Office
	Bill Fishing	County Attorney
	Dave Estes	County IT/GIS
	Bill Hartman	Highway Director
	Vivian Sade	Journal Gazette
	Kevin Leininger	News Sentinel

Commissioner Peters called the meeting to order at 10:04 AM. Commissioner Peters led the meeting with the Pledge of Allegiance and a moment of silence.

Commissioner Bloom read a Proclamation regarding heart disease in women and proclaimed February 2012 as Heart Health Awareness Month in Allen County.

- 1. Approval of the minutes of January 27, 2012.** Commissioner Brown made a motion to approve the minutes. Commissioner Bloom seconded the motion. Motion carried 3-0.
- 2. GIS membership agreement between the Board of Commissioners and Fort Wayne Community Schools.** Dave Estes, County IT/GIS, presented a membership contract with FWCS and stated this contract eliminates the fees for the membership agreement. This is the first one we have done this way. We have eliminated the fees for all schools and the agreements automatically renew every year unless the parties terminate it in December or prior to December. This year, the two agreements that were in place with the schools, which would be EACS and the SWACS, automatically renewed at no charge. This is the first agreement after that. Commissioner Brown asked if the intent of the GIS Board was that 501c3's, or some level of caveat, all governmental units would be done in the same manner at no charge. Dave replied yes and pursuant to that the Fort Wayne/Allen County Airport and the City of New Haven also renewed at the first of the year at no cost. Commissioner Peters asked about for-profits. Dave stated that they haven't addressed a membership relationship with for-profits within the iMap Board so he is hesitant to say. They do currently have ordinances in place with a fee structure for providing data on 4 of our base layers of GIS data. This will be an item on the next iMap agenda. Commissioner Bloom made a motion to approve the GIS membership agreement between the Board of Commissioners and Fort Wayne Community Schools. Commissioner Brown seconded the motion. Motion carried 3-0.
- 3. Supplemental #2 to the INDOT-LPA Project Coordination Contract for PE on the Bethel-Till-Huguenard Project. (The supplemental adjusts the federal aid amount to reflect updated PE costs on the project.)** Bill Hartman, Highway Director, stated this item also relates to item #6. This adds the money to our agreement with INDOT so that we can use it for additional services with A&Z Engineering for additional geo-technical investigation, storm water design and IDEM permitting. This is just the regular process that INDOT has you go through. Contracts are done increments. Commissioner Brown made a motion to approve the Supplemental #2 to the INDOT-LPA Project Coordination Contract for PE on the Bethel-Till-Huguenard Project. Commissioner Bloom seconded the motion. Motion carried 3-0.

**4. Special Warranty Deeds – Parkview Health Campus**

- a. **Special Warranty Deed from the County to I&M for portions of the original dedication of Parkview Plaza Drive that are now going back to I&M (These are for two stub streets that go off to the East of Parkview Plaza toward the Parkview Family Park- these are to be replaced with access easements) (DELETED)**
- b. **Special Warranty Deed from I&M to the County for the portion of Norarrow Drive on I&M property and for the portion of Parkview Plaza Drive on the I&M property North of New Vision.**
- c. **Special Warranty Deed from I&M to the County for the new location of Parkview Plaza Drive.**
- d. **Grant of Storm Sewer Easements from I&M to the County and Parkview.**
- e. **Warranty Deed from Parkview to the County for the portion of Norarrow Drive on the Parkview property.**
- f. **Warranty Deed from Parkview to the County for the portion of Parkview Plaza Drive on the PRMC campus north of New Vision and south of Norarrow.**

Bill Hartman, Highway Director, stated that the only exception on the above Warranty Deeds is item 4a which is being DELETED. Parkview has decided possibly not to dedicate that back but we'd like to act today on items b, c, d, e and f. Commissioner Brown made a motion to approve the Special Warranty Deeds – Parkview Health Campus to include items 4b, 4c, 4d, 4e and 4f. Commissioner Bloom seconded the motion. Motion carried 3-0.

- 5. Warranty Deed and Right of Entry from Gail Schlatter to Allen County, Parcel #4, Bull Rapids Road over Black Creek, Bridge #401, Project #0100110.** Commissioner Bloom made a motion to approve Warranty Deed as read. Commissioner Brown seconded the motion. Motion carried 3-0.

- 6. Supplemental #1 between A&Z Engineering and the Board of Commissioners for additional engineering services required on the Bethel-Till-Huguenard Project. The supplemental will provide for roadway geotechnical investigation, additional storm sewer water design and IDEM Permitting.**

<b>The Current PE Contract Amount</b>	<b>\$243,050.00</b>
<b><u>This Supplemental No. 1 Amount</u></b>	<b><u>21,750.00 (Increase)</u></b>
<b>Total Contract Amount to Date</b>	<b>\$264,800.00</b>

Bill Hartman, Highway Director, explained that this additional supplement is \$21,750 of which our 20% share is \$4,350. Commissioner Bloom made a motion to approve Supplemental #1 as read. Commissioner Brown seconded the motion. Motion carried 3-0.

- 7. Project Coordination Contract between INDOT and the Board of Commissioners to provide federal funding for right of way services on the Bass Road and Hadley Road Intersection Project.** Bill Hartman stated this is similar to what we did in item #3 above but it's for the Bass and Hadley intersection. The plans have progressed to the design point that they have allowed us to start right of way services to acquire right of way to construct this intersection. The dollar amount will come from American Consulting at a later time. Commissioner Bloom made a motion to approve contract as read. Commissioner Brown seconded the motion but asked how this correlate's to the intersection of Yellow River Road since there is that split. Bill explained that the railroad crossing on Yellow River will be incorporated into this and there are trails to work out coming up Hadley. There are possibly 4 phases in the whole project. Motion carried 3-0.
- 8. Appointment to Allen County Redevelopment Commission.** Chris Cloud, Executive Assistant, stated the name before the Commissioners today is Steve Bercot. Commissioner Brown made a motion to approve the appointment of Mr. Bercot. Commissioner Bloom seconded the motion. Motion carried 3-0.
- 9. Contract for legal services between the Board of Commissioners and G. William Fishing.** Bill Fishing, County Attorney, briefly commented on the Parkview matter that was before them earlier with Mr. Hartman regarding the withdrawal of item 4a on that list. In consultation it was determined that the

appropriate way to do that was through the vacation process and that we could not just deed the land back to I & M. They had originally given it to us as part of the original plan for the roadways. They then moved the roadways around a little bit and it ended up with us having ground that is now not going to be used for roadways but the only way to get it back to them is through vacation.

Mr. Fishing stated that before the Commissioners today is a new contract with him. The last contract was signed by Commissioner Bloom, Commissioner Rousseau and Commissioner Irving so it has been a while since this has been reviewed. He stated there are very few changes. The real reason for this is that it adds the new e-verify requirement at the end that now all contractors with the County have to affirm that they are going through an e-verify process to make sure that none of their employees are non-resident aliens. Other than that there are very few minor changes. This contract is still terminable with very short notice which means in essence that he is still an employee at will which he has been since 1977. He stated the major changes are they no longer represent the Human Resources department and they are also being reimbursed for federally reimbursed highway costs and finally certain matters of the Board of Health have been taken over outside of this contract at the request of the Board of Health. Mr. Fishing stated that they do some work for them but not to the extent they did before. Commissioner Bloom noted that the hourly rate has stayed the same. Commissioner Brown made a motion to approve the contract for legal services between the Board of Commissioners and G. William Fishing. Commissioner Bloom seconded the motion. Motion carried 3-0.

**10. Other Business:**

**11. Approval to waive the 2<sup>nd</sup> Reading on any matter approved today and for which it may be deemed necessary for the Legislative Session of February 3<sup>rd</sup>, 2012.** Commissioner Brown made a motion to approve waiving the 2<sup>nd</sup> Reading on any matter approved today and for which it may be deemed necessary for the Legislative Session of February 3<sup>rd</sup>, 2012. Commissioner Bloom seconded the motion. Motion carried 3-0.

**12. Comments from the Public.**

**13. Motion to Adjourn.** There being no further business, the meeting was adjourned at 10:22 a.m.

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Allen County  
DOH Additional Desktop Support Services



#2

**Project: Service Enhancement – DOH Additional Desktop Support Services**

**Purpose:**

As requested by the Mindy Waldron of the Department of Health (DOH) Allen County, Atos has provided an option to add this service enhancement to the scope of our existing IT support services contract. The additional support services defined in this document are to be coterminous with the existing City/County Master Services Agreement (MSA).

**Scope:**

The scope of this service enhancement would to provide a dedicated Desktop Support technician to be on DOH sites providing additional support needs 8AM-12PM Monday thru Friday. DOH sites include Citizens Square, Medical Annex, Vector Control, and Storage Building. DOH will provide space for the assigned desktop technician while he is working within the department. Below is an outline of roles and responsibilities.

**DOH Additional Desktop Support Roles and Responsibilities**

Description	SP	C/C
Maintain communication with customers and users	✓	
Troubleshoot general IT issues on a daily basis as they roll in from all 4 sites	✓	
Act as a liaison for DOH when working with other ATOS support teams on issues and IT service request.	✓	
Installations of software and hardware as needed on an ongoing basis (as well as coordination among all necessary ATOS resources when these items arrive after our purchase	✓	
Assistance with inventory of equipment – i.e.—updating the departments IT hardware inventory when items are refreshed, newly-purchased, etc.	✓	✓
Mentor new staff or less IT savvy staff on how to use DOH IT computers and systems.	✓	
Identify and resolve problems	✓	
Interface with vendors and other service providers	✓	✓
Install, move, and change equipment	✓	
Test, install, and tune workstations and Desktop software	✓	
Provide technical assistance as requested	✓	



Allen County  
DOH Additional Desktop Support Services



**Assumptions:**

- Similar to other City-County Projects any project which requires greater than 40 hours of labor outside of the defined M-F 8AM-12PM working period or requires skill sets outside of scope of a Field Service Technician could be considered billable.
- Billing will be issued directly to the DOH on a monthly basis for the cost outlined in the Pricing section of this document.
- While onsite the Desktop technician can and will leverage the USD ticketing system to relay the request and needs of the department to other onsite Atos teams when possible. DOH will still have the ability and are encouraged to call the ServiceDesk for critical needs or if the Desktop technician is unavailable
- Atos will cross train this position with other Field Services staff and work with DOH to handle the absence of the primary Field Service Technician due to employee sick time and vacations days.
- While the Desktop technician is onsite any IMAC performed would not be charged per City/County IMAC billing. IMAC Definitions table is listed below.
- The first year a COLA increase would be eligible is in 2013

**Table 11 IMAC Definitions**

Hardware	Counts
Install PC	1
Install Monitor	1
Install Laptop	1
Install Desktop Printer (local)	1
Install Network Device (Printer, Scanner, Etc.)	1
Install Peripherals (local, per piece)	1
Install Handheld Devices (Blackberry, PDA's) <sup>2</sup>	1
Move PC	1
Move Monitor	1
Move Laptop	1
Move Desktop Printer (local)	1
Move Network Device (Printer, Scanner, Etc.)	1
Software	Counts
Image Install or Re-image <sup>1</sup>	1
Install Application (per app.) <sup>4</sup>	1
Install Network Printer Driver (per pc)	1
End-user Data Transfer	1
Other	Counts
Disposal (including paperwork, per piece)	1
Hard Drive Wipe - Non disposal only	1
Non-Install - Delivery Only Software <sup>2</sup>	1
Non-Install Delivery Only Hardware (per piece)	1
Creation of Automated Software Deployment Package	1





Allen County  
DOH Additional Desktop Support Services



**Pricing:**

This Service Enhancement for additional dedicated Desktop Service Support is priced with a monthly fixed management fee of \$2,889 per month. This new monthly service charge is subject to yearly COLA adjustments starting in 2013 for the labor portion as described in the City-County MSA.

Service Category	# Units	Unit Cost	Total
Additional Field Services Support (Monthly)	1	\$2,889	\$2,889

**Sign Off:**

**Allen County – Department of Health**

Mindy Waldron  
DOH Department Administrator

\_\_\_\_\_  
Signature

\_\_\_\_\_  
Date

**Allen County**

Linda K. Bloom, Nelson Peters, Therese M. Brown  
The Board of Commissioners of the County of Allen, Indiana

\_\_\_\_\_  
Signature *Linda K. Bloom Nelson Peters Therese M. Brown*

\_\_\_\_\_  
Date

**Atos Origin**

Paul Stewart  
Executive Vice President and Chief Operating Officer Atos North America

\_\_\_\_\_  
Signature

\_\_\_\_\_  
Date

#3

# ENGINEERING *Resources, Inc.*

STRUCTURAL · CIVIL / SITE · TRANSPORTATION  
STORMWATER MANAGEMENT · LANDSCAPE DESIGN

9835 Auburn Rd  
Fort Wayne, IN 46825  
Phone: (260)490-1025  
Fax: (260)490-1026

www.engineeringresourcesinc.com

January 26, 2012

*Transmitted by e-mail:* dan.allen@co.allen.in.us

Mr. Dan Allen  
Allen County Highway Department  
200 E. Berry St. Ste 280  
Fort Wayne, IN 46802-2736

Subject: Bull Rapids Road over Black Creek  
ACHD Bridge #401  
Supplemental Agreement No. 1 Request

Dear Mr. Allen,

In accordance with your phone conversation with Troy Larkins on January 24, 2012, I am sending this request for contract modification based on additional services requested for the above referenced project.

Final construction documents (certified plans, detailed specifications, and engineer's estimate) for the bridge replacement at Bull Rapids Road over Black Creek were submitted on July 11, 2011. Since the bridge replacement was considered a spot improvement, the intent of the project was to avoid any additional impacts other than those necessary to replace the bridge. Therefore, the original design contained no changes to the northwest corner of the intersection of Bull Rapids Road and Darling Road. Title research did not reveal the existence of any existing right-of-way in the area. Therefore, right-of-way acquisition was required throughout the project limits, including the northwest corner of Bull Rapids Road and Darling Road. During negotiations with the owner of the northwest parcel, a substandard turning radius at the intersection was discussed, and he requested intersection improvements as part of the project. There is an existing drainage structure at this location, which is connected to a 36" pipe that runs under Darling road and outlets into Black Creek. Increasing the turning radius will require the replacement of the drainage structure and pipe, as well as ditch improvements.

The time anticipated to complete the additional design and drafting work are indicated in the table below along with the appropriate billing rate. The additional services will be billed on a lump sum basis with a fee of \$1,800. The additional services will be completed upon approval and execution of this supplemental agreement.

	Hours	Rate	Total
Design Engineering Services	24	\$75	\$ 1,800
<b>TOTAL ADDITIONAL SERVICES FEE</b>			<b>\$ 1,800</b>

# ENGINEERING *Resources, Inc.*

STRUCTURAL · CIVIL / SITE · TRANSPORTATION  
STORMWATER MANAGEMENT · LANDSCAPE DESIGN

9835 Auburn Rd  
Fort Wayne, IN 46825  
Phone: (260)490-1025  
Fax: (260)490-1026

[www.engineeringresourcesinc.com](http://www.engineeringresourcesinc.com)

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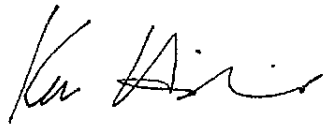
## SUPPLEMENTAL AGREEMENT NO. 1 ACCEPTANCE

IN TESTIMONY WHEREOF, the parties hereto have executed this Supplemental Agreement on the

\_\_\_\_\_ day of \_\_\_\_\_, 2012.

### CONSULTANT

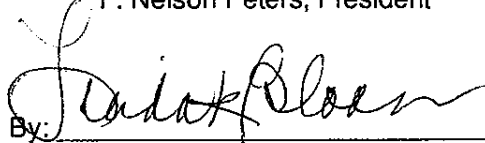
Engineering Resources, Inc.

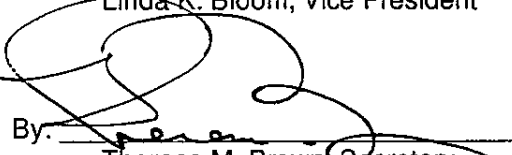
By:   
\_\_\_\_\_  
Kurt Heidenreich, P.E., S.E.  
President

### BOARD

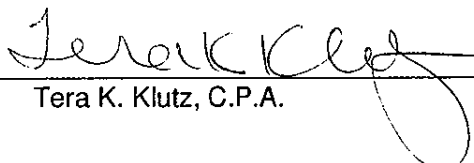
Allen County Board of Commissioners

By:   
\_\_\_\_\_  
P. Nelson Peters, President

By:   
\_\_\_\_\_  
Linda K. Bloom, Vice President

By:   
\_\_\_\_\_  
Therese M. Brown, Secretary

Attest: Allen County Auditor

By:   
\_\_\_\_\_  
Tera K. Klutz, C.P.A.

ALLEN COUNTY HIGHWAY DEPARTMENT  
OFFICE OF TRAFFIC ENGINEER  
TRAFFIC CONTROL AUTHORIZATION FORM CTE-13

#4

NAME OF ROAD: Abernathy Court @  
Chapmans Blvd

TOWNSHIP: St Joe

LOCATION:

FROM WHERE:

TO WHERE:

NAME OF SUBDIVISION: Chapmans Bridge

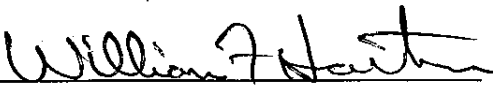
REQUESTED BY: Orrin Sessions


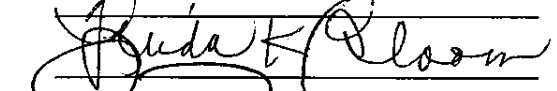

NATURE OF SIGNAGE: Post Stop

REMARKS OF TRAFFIC ENGINEER: Post secondary for primary

APPROVED BY:   
TRAFFIC ENGINEER

APPROVED BY: BOARD OF COMMISSIONERS,  
COUNTY OF ALLEN, INDIANA

APPROVED BY:   
EXECUTIVE DIRECTOR

ORIGINAL TO COMMISSIONERS RECORD

CC: ALLEN COUNTY SHERIFF  
ALLEN COUNTY TRAFFIC DEPARTMENT

DATE OF APPROVAL: 2-10-12

#5

ALLEN COUNTY HIGHWAY DEPARTMENT  
OFFICE OF TRAFFIC ENGINEER  
TRAFFIC CONTROL AUTHORIZATION FORM CTE-13

NAME OF ROAD: Bowlander Way

TOWNSHIP: St Joe

LOCATION:

FROM WHERE: Wethersfield Co TO WHERE: South to  
Cul-De-Sac

NAME OF SUBDIVISION: Acacia Creek

REQUESTED BY: Neighborhood Association

NATURE OF SIGNAGE: Speed Limit 30 MPH

REMARKS OF TRAFFIC ENGINEER:

APPROVED BY: [Signature]  
TRAFFIC ENGINEER

APPROVED BY: BOARD OF COMMISSIONERS,  
COUNTY OF ALLEN, INDIANA

APPROVED BY: [Signature]  
EXECUTIVE DIRECTOR

[Signature]  
[Signature]  
[Signature]

ORIGINAL TO COMMISSIONERS RECORD

CC: ALLEN COUNTY SHERIFF  
ALLEN COUNTY TRAFFIC DEPARTMENT

DATE OF APPROVAL: 2-10-12

ALLEN COUNTY HIGHWAY DEPARTMENT  
OFFICE OF TRAFFIC ENGINEER  
TRAFFIC CONTROL AUTHORIZATION FORM CTE-13

# 6

NAME OF ROAD: Queenboro Court @  
Chapmans Blvd

TOWNSHIP:

LOCATION:

FROM WHERE:

TO WHERE:

NAME OF SUBDIVISION: Chapmans Bridge

REQUESTED BY: Orrin Sessions

NATURE OF SIGNAGE: Post Stop

REMARKS OF TRAFFIC ENGINEER: Post secondary for primary

APPROVED BY: [Signature]  
TRAFFIC ENGINEER

APPROVED BY: BOARD OF COMMISSIONERS,  
COUNTY OF ALLEN, INDIANA

APPROVED BY: [Signature]  
EXECUTIVE DIRECTOR

[Signature]  
[Signature]  
[Signature]

DATE OF APPROVAL: 2-10-12

ORIGINAL TO COMMISSIONERS RECORD

CC: ALLEN COUNTY SHERIFF  
ALLEN COUNTY TRAFFIC DEPARTMENT

ALLEN COUNTY HIGHWAY DEPARTMENT  
OFFICE OF TRAFFIC ENGINEER  
TRAFFIC CONTROL AUTHORIZATION FORM CTE-13

#7

NAME OF ROAD: Acacia Passage

TOWNSHIP: St Joe

LOCATION:

FROM WHERE: Wheelock Rd

TO WHERE: Wethersfield  
Cove

NAME OF SUBDIVISION: Acacia Creek

REQUESTED BY: Neighborhood Association

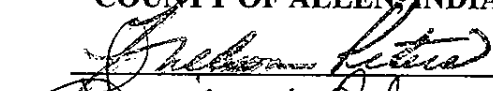
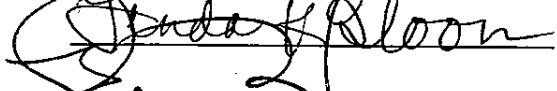
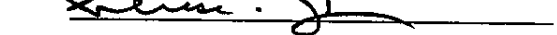
NATURE OF SIGNAGE: Speed Limit 30 MPH

REMARKS OF TRAFFIC ENGINEER:

APPROVED BY:   
TRAFFIC ENGINEER

APPROVED BY: BOARD OF COMMISSIONERS,  
COUNTY OF ALLEN, INDIANA

APPROVED BY:   
EXECUTIVE DIRECTOR

DATE OF APPROVAL: 2-10-12

ORIGINAL TO COMMISSIONERS RECORD

CC: ALLEN COUNTY SHERIFF  
ALLEN COUNTY TRAFFIC DEPARTMENT

#8

### WARRANTY DEED

Project: 0400583  
Code: NA  
Parcel: 77  
Page: 1 of 3

**THIS INDENTURE WITNESSETH**, That Thomas P. Tippmann II and Suzanne L. Tippmann, husband and wife

the Grantor(s), of Allen County, State of Indiana Convey(s) and Warrant(s) to **The Board of Commissioners of the County of Allen, Indiana**, the Grantee, for and in consideration of the sum of Fifteen thousand six hundred eighty Dollars (\$ 15,680.00 ) (of which said sum \$ 10,050.00 represents land and improvements acquired and \$ 5,630.00 represents damages) and other valuable consideration, the receipt of which is hereby acknowledged, certain Real Estate situated in the County of Allen, State of Indiana, and which is more particularly described in the legal description(s) attached hereto as Exhibit "A" and depicted upon the Right of Way Parcel Plat attached hereto as Exhibit "B", both of which exhibits are incorporated herein by reference.

This conveyance is subject to any and all easements, conditions and restrictions of record.

The Grantor(s) hereby specifically acknowledge(s) and agree(s) that the Real Estate conveyed herein is conveyed in fee simple and that no reversionary rights whatsoever shall remain with the Grantor(s), or any successors in title to the abutting lands of the Grantor(s), notwithstanding any subsequent abandonment, vacation, disuse, nonuse, change of use, conveyance, lease and/or transfer by the Grantee or its successors in title, of a portion or all of the said Real Estate or any right of way, roadway or roadway appurtenances established thereupon. This acknowledgement and agreement is a covenant running with the land and shall be binding upon the Grantor(s) and all successors and assigns.



IN WITNESS WHEREOF, the said Grantor(s) have executed this instrument this 17th day of November, 2011.

Signature	<u>[Signature]</u>	Signature	<u>[Signature]</u>
Printed Name	Thomas P. Tippmann II, husband	Printed Name	Suzanne L. Tippmann, wife

STATE OF INDIANA  
COUNTY OF ALLEN

SS:

Before me, a Notary Public in and for said State and County, personally appeared Thomas P. Tippmann II and Suzanne L. Tippmann, husband and wife in the above conveyance, and acknowledged the execution of the same on the date aforesaid to be their voluntary act and deed and who, being duly sworn, stated that any representations contained therein are true.

Witness my hand and Notarial Seal this 17th day of November, 2011.



Signature [Signature]  
Printed Name William D Jones

My Commission expires 10-24-15  
I am a resident of La Grange County.

This instrument prepared by: G. William Fishing (6854-02), Beers Malters Backs & Salm, LLP  
200956  
110 W. Berry Street, Suite 1100, Fort Wayne, IN 46802

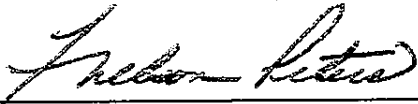
I affirm under the penalties of perjury, that I have taken reasonable care to redact each Social Security number in this document, unless required by law G. William Fishing.

Grantor Mailing Address  
City-Co. Bldg. Room 200  
1 East Main Street  
Fort Wayne, IN 46802


Project: 0400583  
Code: NA  
Parcel: 77  
Page: 3 of 3

The foregoing Warranty Deed is hereby accepted by:

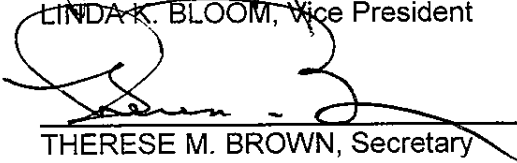
THE BOARD OF COMMISSIONERS OF  
THE COUNTY OF ALLEN, INDIANA



F. NELSON PETERS, President

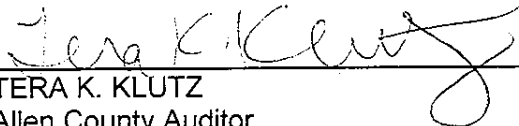


LINDA K. BLOOM, Vice President



THERESE M. BROWN, Secretary

ATTEST:



TERA K. KLUTZ  
Allen County Auditor

Date: \_\_\_\_\_

# RIGHT-OF-WAY PARCEL PLAT **Karst Surveying Services, Inc.**

1310 Progress Road  
Fort Wayne, IN 46808  
Phone: (260) 426-3336  
Fax: (260) 426-3337

PARCEL 77  
EXHIBIT A

RICHARD K. KARST, PLS No. LS80040561

St. JOSEPH TOWNSHIP

## Right-of-Way Description

Part of the Northeast Quarter and Northwest Quarter of Section 11, Township 31 North, Range 13 East, Saint Joseph Township in Allen County, Indiana, more particularly described as follows:

Beginning at a Harrison Marker marking the Northwest corner of said Northeast Quarter; thence North 87 degrees 44 minutes 06 seconds East (assumed bearing and basis of bearings to follow), a distance of 224.88 feet along the North line of said Northeast Quarter and within the right-of-way of Flutter Road to the East line of an existing tract described in Document Number 205073122 in the Office of the Recorder of Allen County, Indiana; thence South 02 degrees 22 minutes 38 seconds East, a distance of 55.61 feet along said East line; thence South 87 degrees 14 minutes 06 seconds West, a distance of 54.28 feet; thence South 87 degrees 44 minutes 06 seconds West, a distance of 170.60 feet parallel with the North line of said Northeast Quarter; thence South 87 degrees 29 minutes 40 seconds West, a distance of 114.11 feet parallel with the North line of said Northwest Quarter to the West line of said existing tract; thence North 02 degrees 22 minutes 38 seconds West, a distance of 32.26 feet along said West line to the South right-of-way of Flutter Road as described in Document Number 70-8607 in the Office of the Recorder of Allen County, Indiana; thence North 80 degrees 05 minutes 15 seconds East, a distance of 52.91 feet along said South right-of-way line; thence North 02 degrees 30 minutes 20 seconds West, a distance of 17.00 feet along said South right-of-way line to the North line of said Northwest Quarter; thence North 87 degrees 29 minutes 40 seconds East, a distance of 61.69 feet along said North line and within the right-of-way of said Flutter Road to the Point of Beginning. Containing 0.411 acres (17,928.133 square feet) more or less. Subject to rights-of-way and easements of record. The portion of the above described real estate which is not already embraced within the public right-of-way contains 0.319 Acres (13,916.376 square feet), more or less.



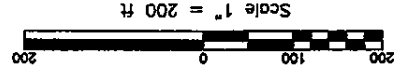
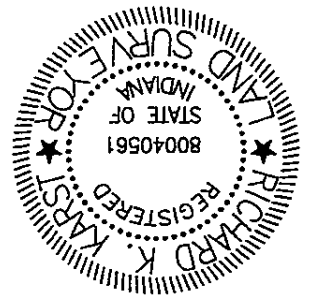
To the best of my knowledge and belief, this plat, together with the "Location Control Route Survey" recorded as Doc.No. 2010043032 in

IN WITNESS WHEREOF, I hereunto place my hand and seal this 10th day of September, 2010.

Richard K. Karst, PLS No. 80040561

"I affirm, under the penalties for perjury, that I have taken reasonable care to redact each Social Security number in this document, unless required by law." Richard K. Karst

To the best of my knowledge and belief, this plat, together with the "Location Control Record Survey" recorded as Doc. No. 2010043032 in the Office of the Recorder of Allen County, Indiana, incorporated and made a part hereof by reference, comprise a Route Survey in accordance with Indiana Administrative Code Title 865, Article 1, Rule 12, Sections 20-25.



Note  
Proposed Right-of-way lines were established from line "A"

Township: 31 N  
Range: 13 E

Sections: 11  
County: Allen

Project No. STF-9902(066)

Fort Wayne, IN 46835

8530 Flutter Road

Thomas P. II & Suzanne L. Tippmann

Property of:

**FEE SIMPLE RIGHT-OF-WAY TAKING**

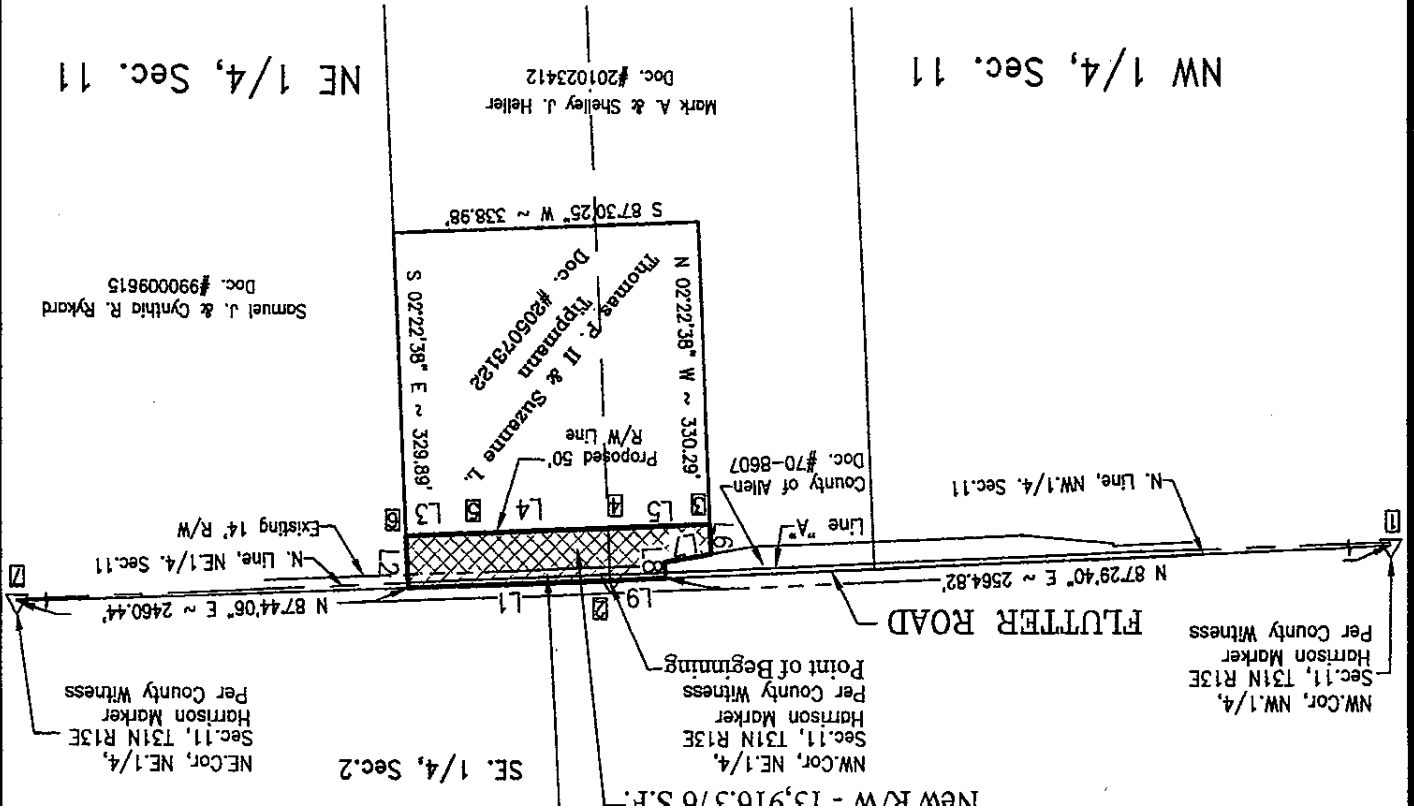
Total Right-of-Way required: 17,928.133 Sq. Ft.  
Existing Right-of-Way: 4,011.757 Sq. Ft.  
Right-of-Way, current taking: 13,916.376 Sq. Ft.

POINT	CENTERLINE STATION	OFFSET	NORTHING	EASTING
1	LINE "A" 93+31.80	1.75 RT.	1065.007	5054.425
2	LINE "A" 119+58.28	6.08 LT.	1179.830	7678.434
3	LINE "A" 118+44.08	50.0 RT.	1118.807	7566.759
4	LINE "A" 119+58.40	50.0 RT.	1123.795	7680.756
5	LINE "A" 121+28.56	50.0 RT.	1130.537	7851.219
6	LINE "A" 121+82.84	50.0 RT.	1133.156	7905.435
7	LINE "A" 146+43.63	0.0	1285.952	10361.642

Parcel Coordinate Table

NUMBER	DIRECTION	DISTANCE
L1	N 87°44'06" E	224.88'
L2	S 02°22'38" E	55.61'
L3	S 87°14'06" W	54.28'
L4	S 87°44'06" W	170.60'
L5	S 87°29'40" W	114.11'
L6	N 02°22'38" W	32.26'
L7	N 80°05'15" E	52.91'
L8	N 02°30'20" W	17.00'
L9	N 87°29'40" E	61.69'

Line Table



NW Cor, NW 1/4, Sec. 11, T31N R13E  
Harrison Marker  
Per County Witness

NW Cor, NE 1/4, Sec. 11, T31N R13E  
Harrison Marker  
Per County Witness

NE Cor, NE 1/4, Sec. 11, T31N R13E  
Harrison Marker  
Per County Witness

ALLEN COUNTY HIGHWAY DEPARTMENT  
OFFICE OF TRAFFIC ENGINEER  
TRAFFIC CONTROL AUTHORIZATION FORM CTE-13

#10

NAME OF ROAD: Covington Road

TOWNSHIP: Aboite

LOCATION:

FROM WHERE: City Limits TO WHERE: W. Hamilton Rd  
( 140' w/o Braemer )

NAME OF SUBDIVISION:

REQUESTED BY:

NATURE OF SIGNAGE: Post 40 MPH

REMARKS OF TRAFFIC ENGINEER: Coordinate Speed Limit with City of Fort Wayne Section to east.

APPROVED BY: [Signature]  
TRAFFIC ENGINEER

APPROVED BY: BOARD OF COMMISSIONERS,  
COUNTY OF ALLEN, INDIANA

APPROVED BY: [Signature]  
EXECUTIVE DIRECTOR

[Signature]  
[Signature]  
[Signature]

ORIGINAL TO COMMISSIONERS RECORD

CC: ALLEN COUNTY SHERIFF  
ALLEN COUNTY TRAFFIC DEPARTMENT

DATE OF APPROVAL: 2-10-12