MEMORANDUM OF UNDERSTANDING BETWEEN THE DIVISION OF CITY UTILITIES AND THE PARKS AND RECREATION DEPARTMENT CITY OF FORT WAYNE, INDIANA

This Memorandum of Understanding (MOU) is made and entered into this _____ day of _____, 2025, by and between the Division of City Utilities by and through its Board of Stormwater Management and the Parks and Recreation Department by and through its Board of Park Commissioners regarding the Franke Park Off-Site Riparian Mitigation at the former Lakeside Golf Course. This agreement is to remain in effect for a period of 4 years from execution.

WHEREAS, the Parks and Recreation Department is required to provide off-site riparian mitigation for floodway impacts at Franke Park under IDNR Permit #FW-31588-0; and,

WHEREAS, the Division of City Utilities owns the property of the former Lakeside Golf Course and is providing riparian mitigation for three other projects at this site; and,

WHEREAS, the Division of City Utilities and the Parks and Recreation Department agree that combining all four mitigation areas into one construction project provides a greater ecological benefit, and efficiency and cost savings in construction; and,

WHEREAS, the Division of City Utilities has prepared bid documents incorporating the construction of the Franke Park Off-Site Riparian Mitigation, and the Parks and Recreation Department staff have reviewed the bid documents and agree that the construction plans meet the permit requirements.

NOW THEREFORE, the Board of Stormwater Management and the Board of Park Commissioners for the City of Fort Wayne do hereby resolve the following agreements and understandings with respect to the Franke Park Off-Site Riparian Mitigation at the former Lakeside Golf Course.

Division of City Utilities Obligations:

- City Utilities will bid the project and enter into a construction contract for the project.
- City Utilities will manage the construction of the Franke Park Off-Site Mitigation in conjunction with the other riparian mitigation areas comprising the project.
- City Utilities will allow Parks and Recreation Department staff and representatives to access the site for monitoring and plant replacement as required per the permit.
- City Utilities will ensure the long-term protection of the mitigation site. The mitigation area will be protected by a deed restriction that will prevent future development/encroachment into the mitigation area.

Parks and Recreation Department Obligations:

- Parks and Recreation Department will reimburse City Utilities for the actual cost of construction as shown in Exhibit A upon final completion and acceptance of the project.
- Parks and Recreation Department will be responsible for conducting the mitigation monitoring requirements for Franke Park Off-Site Riparian Mitigation.

BOARD OF STORMWATER MANAGEMENT

BY:_____
Matthew Wirtz, Chair

BY:_____
Shan Gunawardena, Member

BY:_____
Chris Guerrero, Member

ATTEST:_____
Michelle Fulk-Vondran, Clerk

DATE:_____

BOARD OF PARK COMMISSIONERS

BY:_____
Justin Shurley, President

BY:_____
Cory Miller, Vice President

BY:_____
Richard Briley, Commissioner

BY:_____
Jenna Jauch, Commissioner

BY:_____
Steve McDaniel, Director/Board Secretary

DATE:_____

FORT WAYNE
PARKS AND
RECREATION

Board of Park Commissioners
Project Summary

Franke Park Off-Site Riparian Mitigation Memorandum of Understanding

Project Approval Request

Scope of Work: This request is for approval of the installation of required riparian mitigation plantings by City Utilities at the former Lakeside Golf Course.

Board Approval/Summary: Fort Wayne Parks and Recreation is required to provide off-site riparian mitigation for floodway impacts resulting from the Franke Park Renaissance Phase 1 project under IDNR Construction in a Floodway permit #FW-31588-0.

Fort Wayne City Utilities is providing riparian mitigation for three other projects at the former Lakeside Golf Course, now owned by the City of Fort Wayne. City Utilities has agreed to include Franke Park's off-site mitigation into their construction project for greater ecological benefit, and efficiency and cost savings in construction. City Utilities has received bids for the project and has identified costs associated with the Franke Park portion of the project.

Fort Wayne Parks and Recreation will reimburse City Utilities a total amount of $142,956.56 upon final completion and acceptance of the project.

The MOU defines responsibilities for both parties and includes a spreadsheet with the breakdown of costs for reimbursement.

The Fort Wayne Parks and Recreation and the Board of Park Commissioners met to host their regularly scheduled monthly Board meeting on **October 9, 2025**, to approve the above-referenced project and MOU as described in the attachment.

We, *the* ***Board of Park Commissioners,*** *on the date stated, do* ***ATTEST,*** sign the above-referenced and attached documents, and approve as presented.

Justin Shurley, Commissioner

Cory Miller, Commissioner

Richard Briley, Commissioner

Jenna Jauch, Commissioner

Steve McDaniel, Director, Board Secretary

Exhibit A

Franke Park Off-Site Riparian Mitigation Construction Cost

Fort Wayne Parks and Recreation Department will reimburse City Utilities the actual cost of the construction for the Franke Park Off-Site Riparian Mitigation as shown below

Frank Park Riparian Mitigation Cost (per certified bids)

BID				Certified Bid	Franke Park Reimbursment	
Item#	Description	Quantity	Unit	Extension	Franke Park Project Percentage	Extension
1	Mobilization & Demobilization	1	LS	$ 7,350.00	0.73	$ 5,365.50
2	Asphalt Trail Removal	1150	SY	$ 5,152.00	0.73	$ 3,760.96
3	Construction/Field Engineering	1	LS	$ 9,700.00	0.73	$ 7,081.00
4	Temporary Erosion and Sedimentation Control	2580	LF	$ 7,146.60	0.73	$ 5,217.02
5	Temporary Erosion and Sedimentation Control	1970	LF	$ 4,412.80	0.73	$ 3,221.34
6	Temporary Erosion and Sedimentation Control	2	LS	$ 1,200.00	0.73	$ 876.00
7	Video Documentation of Conditions	1	LS	$ 1,000.00	0.73	$ 730.00
8	Site Clearing and Hauling	1	LS	$ 5,020.00	0.73	$ 3,664.60
9	Topsoil Placement	100	TON	$ 4,130.00	0.73	$ 3,014.90
10	3 Gallon Mitigation Tree	1071	EA	$ 86,215.50	0.73	$ 62,937.32
11	3 Gallon Mitigation Shrub	508	EA	$ 36,449.00	0.73	$ 26,607.77
12	Mitigation Sign	43	EA	$ 2,386.50	0.73	$ 1,742.15
13	Allen County Midwestern Basic Tallgrass Mesic	1	AC	$ 1,486.59	0.73	$ 1,085.21
14	Allen County Midwestern Riparian Seed Mix (A	2.75	AC	$ 8,881.68	0.73	$ 6,483.62
15	Allen County Short Stature Prairie Mix (ACSSP	1.34	AC	$ 2,861.84	0.73	$ 2,089.14
16	Lawn Seed Mix	5080	SY	$ 2,438.40	0.73	$ 1,780.03
17	Owners Work Allowance	1	LS	$ 10,000.00	0.73	$ 7,300.00
TOTAL BASE BID				$ 195,830.90	$	142,956.56