

**BILL NO. R-11-07-09**

**RESOLUTION NO. R-45-11**

**A RESOLUTION APPROVING THE  
PURCHASE OF CERTAIN REAL  
ESTATE (5332 Kenton Lane) FOR  
THE CITY OF FORT WAYNE,  
INDIANA.**

**WHEREAS**, the City of Fort Wayne desires to purchase property located at 5332 Kenton Lane, specifically described in "Exhibit "A," attached hereto and made a part hereof; and

**WHEREAS**, the purchase of this property is necessary for the City Utilities flood mitigation plan for the Lawrence Drain.

**WHEREAS**, the purchase price for this property is EIGHTY THOUSAND AND 00/100 DOLLARS – (\$80,000.00).

**WHEREAS**, Sec. 37-19 of the City of Fort Wayne Code of Ordinances, requires the Common Council approval of any purchase or conveyance of real estate by the City.

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

**SECTION 1.** The purchase of property located at 5332 Kenton Lane, by the City of Fort Wayne, is hereby approved and agreed to.

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

**SECTION 2.** This Resolution shall be in full force and effect from and after its passage and any and all necessary approval by the Mayor.

Elizabeth M. Brown  
Council Member

APPROVED AS TO FORM AND LEGALITY

Carol Helton, City Attorney  
Carol Helton, City Attorney  
by ES

Read the first time in full and on motion by Brown and duly adopted, read the second time by title and referred to the Committee on Finance (and the City Plan Commission for recommendation) and Public Hearing to be held after due legal notice, at the Common Council Conference Room 128, City-County Building, Fort Wayne, Indiana, on \_\_\_\_\_, the \_\_\_\_\_ day of \_\_\_\_\_, 2011, at \_\_\_\_\_ o'clock \_\_\_\_\_ M.E.S.T.

DATED: 7-12-11

Sandra E. Kennedy  
SANDRA E. KENNEDY, CITY CLERK

Read the third time in full and on motion by Brown and duly adopted, placed on its passage. PASSED ~~LOST~~ by the following vote:

	<u>AYES</u>	<u>NAYS</u>	<u>ABSTAINED</u>	<u>ABSENT</u>
<u>TOTAL VOTES</u>	<u>6</u>	_____	_____	<u>3</u>
<u>BENDER</u>	_____	_____	_____	<u>✓</u>
<u>BROWN</u>	<u>✓</u>	_____	_____	_____
<u>DIDIER</u>	<u>✓</u>	_____	_____	_____
<u>GOLDNER</u>	<u>✓</u>	_____	_____	_____
<u>HARPER</u>	<u>✓</u>	_____	_____	_____
<u>HINES</u>	<u>✓</u>	_____	_____	_____
<u>PAPE</u>	_____	_____	_____	_____
<u>SHOAFF</u>	_____	_____	_____	<u>✓</u>
<u>SMITH</u>	<u>✓</u>	_____	_____	<u>✓</u>

DATED: 7-26-11

Sandra E. Kennedy  
SANDRA E. KENNEDY, 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. R-45-11 on the 26th day of July, 2011

ATTEST:  
Sandra E. Kennedy  
SANDRA E. KENNEDY, CITY CLERK

SEAL  
Matthew Henry  
PRESIDING OFFICER

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the 27th day of July, 2011, at the hour of 11:30 o'clock A M.E.S.T.

Sandra E. Kennedy  
SANDRA E. KENNEDY, CITY CLERK

Approved and signed by me this 29<sup>th</sup> day of July, 2011, at the hour of 9:30 o'clock A M.E.S.T.

Thomas C. Henry  
THOMAS C. HENRY, MAYOR