

**A DECLARATORY RESOLUTION designating an
"Economic Revitalization Area" under I.C. 6-1.1-
12.1 for property commonly known as 6120
Highview Drive, Fort Wayne, Indiana 46818
(Hoosier Pride Plastics)**

WHEREAS, Petitioner has duly filed its petition dated May 24, 2012 to have the following described property designated and declared an "Economic Revitalization Area" under Sections 153.13-153.24 of the Municipal Code of the City of Fort Wayne, Indiana, and I.C. 6-1.1-12.1, to wit:

Attached hereto as "Exhibit A" as if a part herein;

and

WHEREAS, said project will create four full-time, permanent jobs for a total new, annual payroll of \$106,000, with the average new annual job salary being \$26,500 and retain 20 full-time, permanent jobs for a total current annual payroll of \$452,447, with the average current, annual job salary being \$22,622; and

WHEREAS, the total estimated project cost is \$465,000; and

WHEREAS, it appears the said petition should be processed to final determination in accordance with the provisions of said Division 6.

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

SECTION 1. That, the Council hereby adopts a waiver of non-compliance with I.C. 6-1.1-12.1 regarding the failure to designate an area as an Economic Revitalization Area before the initiation of development for which Hoosier Pride Plastics desires to claim an Economic Revitalization Area deduction. Such waiver shall be in effect for personal property improvements during the period of July 31, 2012 through the date of this resolution and is granted through the authority of I.C. 6-1.1-31-1 and 50 I.A.C. 10-4-1 (a)(2) and (3).

SECTION 2. That, subject to the requirements of Section 6, below, the property hereinabove described is hereby designated and declared an "Economic Revitalization Area" under I.C. 6-1.1-12.1. Said designation shall begin upon the effective date of the Confirming Resolution referred to in Section 6 of this Resolution and shall terminate on December 31, 2016, unless otherwise automatically extended in five year increments per I.C. 6-1.1-12.1-9.

SECTION 3. That, upon adoption of the Resolution:

... Said Resolution shall be filed with the Allen County Assessor;

1 ... Said Resolution shall be referred to the Committee on Finance requesting a
2 recommendation from said committee concerning the advisability of designating
3 the above area an "Economic Revitalization Area";

4 ... Common Council shall publish notice in accordance with I.C. 6-1.1-12.1-2.5 and
5 I.C. 5-3-1 of the adoption and substance of this resolution and setting this
6 designation as an "Economic Revitalization Area" for public hearing.

7 **SECTION 4.** That, said designation of the hereinabove described property as an
8 "Economic Revitalization Area" shall apply to a deduction of the assessed value of personal
9 property for new manufacturing equipment.

10 **SECTION 5.** That, the estimate of the number of individuals that will be employed
11 or whose employment will be retained and the estimate of the annual salaries of those
12 individuals and the estimate of the value of new manufacturing equipment, all contained in
13 Petitioner's Statement of Benefits, are reasonable and are benefits that can be reasonably
14 expected to result from the proposed described installation of new manufacturing equipment.

15 **SECTION 6.** That, the current year approximate tax rates for taxing units within
16 the City would be:

17 ... If the proposed new manufacturing equipment is not installed, the approximate
18 current year tax rates for this site would be \$3.0261/\$100.

19 ... If the proposed new manufacturing equipment is installed and no deduction is
20 granted, the approximate current year tax rate for the site would be
21 \$3.0261/\$100 (the change would be negligible).

22 ... If the proposed new manufacturing equipment is installed and a deduction
23 percentage of eighty percent (80%) is assumed, the approximate current year
24 tax rate for the site would be \$3.0261/\$100 (the change would be negligible).

25 **SECTION 7.** That, this Resolution shall be subject to being confirmed, modified
26 and confirmed, or rescinded after public hearing and receipt by Common Council of the
27 above described recommendations and resolution, if applicable.

28 **SECTION 8.** That, pursuant to I.C. 6-1.1-12.1, it is hereby determined that the
29 deduction from the assessed value of the new manufacturing equipment shall be for a period
30 of seven years.

SECTION 9. That, the benefits described in the Petitioner's Statement of Benefits
 can be reasonably expected to result from the project and are sufficient to justify the
 applicable deductions.

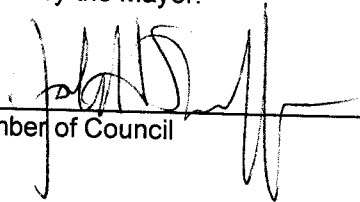
SECTION 10. That, the taxpayer is non-delinquent on any and all property tax due
 to jurisdictions within Allen County, Indiana.

SECTION 11. That, pursuant to I.C. 6-1.1-12.1-12 et al, any property owner that
 has received a deduction under section 3 or 4.5 of said chapter may be required to repay the

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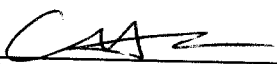
deduction amount as determined by the county auditor in accordance with section 12 of said chapter if the property owner ceases operations at the facility for which the deduction was granted and if the Common Council finds that the property owner obtained the deduction by intentionally providing false information concerning the property owner's plans to continue operation at the facility.

SECTION 12. That, this Resolution shall be in full force and effect from and after its passage and any and all necessary approval by the Mayor.



Member of Council

APPROVED AS TO FORM AND LEGALITY



Carol Helton, City Attorney

Read the first time in full and on motion by Shoaff, 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 Room 030 - Council Discussion Garden Level - Citizens Square, Fort Wayne, Indiana, on the 25th day of September, 2012, at 10:30 o'clock A. M., E.S.T.

DATED: 9-25-12

Sandra E. Kennedy
SANDRA E. KENNEDY, CITY CLERK

Read the third time in full and on motion by Shoaff, 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>9</u>	<u>---</u>	<u>---</u>	<u>---</u>
<u>BENDER</u>	<u>✓</u>	<u>---</u>	<u>---</u>	<u>---</u>
<u>CRAWFORD</u>	<u>✓</u>	<u>---</u>	<u>---</u>	<u>---</u>
<u>DIDIER</u>	<u>✓</u>	<u>---</u>	<u>---</u>	<u>---</u>
<u>HARPER</u>	<u>✓</u>	<u>---</u>	<u>---</u>	<u>---</u>
<u>HINES</u>	<u>✓</u>	<u>---</u>	<u>---</u>	<u>---</u>
<u>JEHL</u>	<u>✓</u>	<u>---</u>	<u>---</u>	<u>---</u>
<u>PADDOCK</u>	<u>✓</u>	<u>---</u>	<u>---</u>	<u>---</u>
<u>SHOAFF</u>	<u>✓</u>	<u>---</u>	<u>---</u>	<u>---</u>
<u>SMITH</u>	<u>✓</u>	<u>---</u>	<u>---</u>	<u>---</u>

DATED: 9-25-12

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-47-12 on the 25th day of September, 2012

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

SEAL
[Signature]
PRESIDING OFFICER

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the 26th day of September, 2012, at the hour of 10:30 o'clock A. M., E.S.T.

Sandra E. Kennedy
SANDRA E. KENNEDY, CITY CLERK

Approved and signed by me this 26th day of September, 2012, at the hour of 3:00 o'clock P. M., E.S.T.

Thomas C. Henry
THOMAS C. HENRY, MAYOR