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BILL NO. R-13-12-07

CONFIRMING RESOLUTION NO. R-4-14

**A CONFIRMING RESOLUTION designating an "Economic Revitalization Area" under I.C. 6-1.1-12.1 for property commonly known as 4636 and 4650 Newaygo Road, Fort Wayne, Indiana 46808 (GCG Industries, Inc.)**

**WHEREAS**, Common Council has previously designated and declared by Declaratory Resolution the following described property as 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 two full-time, permanent jobs for a total new, annual payroll of \$50,000, with the average new annual job salary being \$25,000 and retain twenty-five full-time, permanent jobs for a total current annual payroll of \$1,060,507, with the average current, annual job salary being \$42,420; and

**WHEREAS**, the total estimated project cost is \$223,900; and

**WHEREAS**, a recommendation has been received from the Committee on Finance on said Resolution; and

**WHEREAS**, notice of the adoption and substance of said Resolution has been published in accordance with I.C. 6-1.1-12.1-2.5 and I.C. 5-3-1 and a public hearing has been conducted on said Resolution.

**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 installation of manufacturing equipment for which GCG Industries, Inc. desires to claim an Economic Revitalization Area deduction. Such waiver shall be in effect for personal property improvements during the period of November 1, 2013 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, the Resolution previously designating the above described property as an "Economic Revitalization Area" is confirmed in all respects.

**SECTION 3.** That, the hereinabove described property is hereby declared an "Economic Revitalization Area" pursuant to I.C. 6-1.1-12.1, said designation to begin on the

1 effective date of this Resolution and shall terminate on December 31, 2016, unless otherwise  
2 automatically extended in five year increments per I.C. 6-1.1-12.1-9.

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

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

12 **SECTION 6.** The current year approximate tax rates for taxing units within the  
13 City would be:

14 ... If the proposed new manufacturing equipment is not installed, the approximate  
15 current year tax rates for this site would be \$3.1821/\$100.

16 ... If the proposed new manufacturing equipment is installed and no deduction is  
17 granted, the approximate current year tax rate for the site would be  
18 \$3.1821/\$100 (the change would be negligible).

19 ... If the proposed new manufacturing equipment is installed, and a deduction  
20 percentage of eighty percent (80%) is assumed, the approximate current year  
21 tax rate for the site would be \$3.1821/\$100 (the change would be negligible).

22 **SECTION 7.** Pursuant to I.C. 6-1.1-12.1, it is hereby determined that the deduction  
23 from the assessed value of the new manufacturing equipment shall be for a period of five  
24 years.

25 **SECTION 8.** The deduction schedule from the assessed value of new manufacturing  
26 equipment pursuant to I.C. 6-1.1-12.1-17 shall look like this:

27

Year of Deduction	Percentage
1	100%
2	80%
3	60%
4	40%
5	20%

28

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

1                   **SECTION 10.** For new manufacturing equipment, a deduction application must  
2 contain a performance report showing the extent to which there has been compliance with  
3 the Statement of Benefits form approved by the Fort Wayne Common Council at the time of  
4 filing. This report must be submitted to the Allen County Auditor's Office, and the City of Fort  
5 Wayne's Community Development Division and must be included with the deduction  
6 application. For subsequent years, the performance report must be updated and submitted  
7 along with the deduction application at the time of filing.

8                   **SECTION 11.** The performance report must contain the following information

- 9                   (a) The cost and description of real property improvements and/or new  
10                   manufacturing equipment acquired.  
11                   (b) The number of employees hired through the end of the preceding calendar year  
12                   as a result of the deduction.  
13                   (c) The total salaries of the employees hired through the end of the preceding  
14                   calendar year as a result of the deduction.  
15                   (d) The total number of employees employed at the facility receiving the deduction.  
16                   (e) The total assessed value of the real and/or personal property deductions.  
17                   (f) The tax savings resulting from the real and/or personal property being abated.

18                   **SECTION 12.** That, the taxpayer is non-delinquent on any and all property tax due  
19 to jurisdictions within Allen County, Indiana.

20                   **SECTION 13.** That, pursuant to I.C. 6-1.1-12.1-12 et al, any property owner that  
21 has received a deduction under section 3 or 4.5 of said chapter may be required to repay the  
22 deduction amount as determined by the county auditor in accordance with section 12 of said  
23 chapter if the property owner ceases operations at the facility for which the deduction was  
24 granted and if the Common Council finds that the property owner obtained the deduction by  
25 intentionally providing false information concerning the property owner's plans to continue  
26 operation at the facility.

27                   **SECTION 14.** That, this Resolution shall be in full force and effect from and after its  
28 passage and any and all necessary approval by the Mayor.

29                     
30                   \_\_\_\_\_  
31                   Member of Council

APPROVED AS TO FORM AND LEGALITY


32                     
33                   \_\_\_\_\_  
34                   Carol Helton, City Attorney

EXHIBIT A

Exhibit A – Legal Description 4636 Newaygo Road and 4650 Newaygo Road

**4636 Newaygo Road**

**Tax ID: 02-07-22-477-004.000-073**

*5-22-1-047*

*PRODUCTION PARK*

*S 90 FT LOT 6*

**4650 Newaygo Road**

**Tax ID: 02-07-22-477-003.000-073**

*5-22-1-048*

*PRODUCTION PARK*

*LOT 6 EX S 90 FT*

Admn. Appr. \_\_\_\_\_

DIGEST SHEET

TITLE OF ORDINANCE: **Confirming Resolution**

DEPARTMENT REQUESTING ORDINANCE: **Community Development Division**

SYNOPSIS OF ORDINANCE: **GCG Industries, Inc. is requesting the designation of an Economic Revitalization Area for personal property improvements in the amount of \$223,900. In order to expand, GCG Industries, Inc. will install new manufacturing equipment.**

EFFECT OF PASSAGE: **Installing the new equipment will allow GCG Industries, Inc. to stay competitive in the market and add capabilities to the company that they currently do not have. Two full-time jobs will be created.**

EFFECT OF NON-PASSAGE: **Potential loss of development and two full-time jobs**

MONEY INVOLVED (DIRECT COSTS, EXPENDITURES, SAVINGS): **No expenditures of public funds required.**

ASSIGNED TO COMMITTEE (CO-CHAIRS): **John Crawford and Tom Smith**

Public Hearing Date, if applicable 1-14-14

Read the first time in full and on motion by Councilman Tom Smith  
Read the second time by title and referred to the Finance Committee  
Committee. Read the third time in full and on motion by Councilman  
Russell Jehl, placed on passage by the following vote:

	<u>AYES</u>	<u>NAYS</u>	<u>ABSTAINED</u>	<u>ABSENT</u>
<u>TOTAL VOTES</u>	<u>8</u>	<u>      </u>	<u>      </u>	<u>1</u>
BENDER	<u>✓</u>	<u>      </u>	<u>      </u>	<u>      </u>
CRAWFORD	<u>✓</u>	<u>      </u>	<u>      </u>	<u>      </u>
DIDIER	<u>      </u>	<u>      </u>	<u>      </u>	<u>✓</u>
HARPER	<u>✓</u>	<u>      </u>	<u>      </u>	<u>      </u>
HINES	<u>✓</u>	<u>      </u>	<u>      </u>	<u>      </u>
JEHL	<u>✓</u>	<u>      </u>	<u>      </u>	<u>      </u>
PADDOCK	<u>✓</u>	<u>      </u>	<u>      </u>	<u>      </u>
SHOAFF	<u>✓</u>	<u>      </u>	<u>      </u>	<u>      </u>
SMITH	<u>✓</u>	<u>      </u>	<u>      </u>	<u>      </u>

Sandra E. Kennedy

DATED: 1-14-14  
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-4-14 on the 14<sup>th</sup> day of  
January, 2014

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

Martin A. Bender  
PRESIDING OFFICER

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the 17<sup>th</sup> day  
of January, 2014, at the hour of 3:00 o'clock P.M. E.S.T.

Sandra E. Kennedy  
SANDRA E. KENNEDY, CITY CLERK

Approved and signed by me this 17<sup>th</sup> day of JANUARY  
2014, at the hour of 4:00 o'clock PM E.S.T.

Thomas C. Henry  
THOMAS C. HENRY, MAYOR

BILL NO. R-13-12-07

# REPORT OF THE COMMITTEE ON FINANCE

## JANUARY 14, 2014

ALL COUNCIL MEMBERS


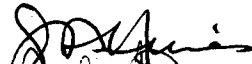
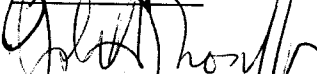
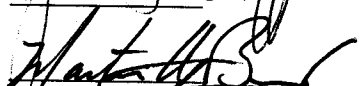
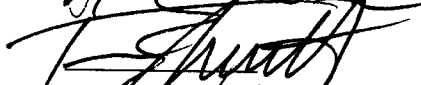


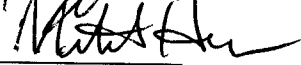
**A DECLARATORY RESOLUTION** designating an "Economic Revitalization Area" under I.C. 6-1.1-12.1 for property commonly known as 4636 and 4650 Newago Road, Fort Wayne, Indiana 46808 (GCG Industries, Inc.). **HAVE HAD SAID ORDINANCE UNDER CONSIDERATION AND BEG LEAVE TO REPORT BACK TO THE COMMON COUNCIL THAT SAID ORDINANCE**

DO PASS

DO NOT PASS

ABSTAIN

NO REC

	_____	_____	_____
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SANDRA E. KENNEDY  
CITY CLERK