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2 **BILL NO. R-14-02-14**

3 **RESOLUTION NO. R-18-14**

4 **A RESOLUTION APPROVING THE**
5 **PURCHASE OF CERTAIN REAL**
6 **ESTATE FOR THE CITY OF FORT**
7 **WAYNE, DIVISION OF CITY**
8 **UTILITIES.**

9 **WHEREAS**, the City of Fort Wayne, through its Division of Public
10 Works, desires to purchase property located at 714 Wagner Street, specifically
11 described in the Resolution of The Fort Wayne, Indiana Board of Public Works
12 Exhibit "A," attached hereto and made a part hereof; and

13 **WHEREAS**, the City of Fort Wayne, through its Division of Public
14 Works, desires to purchase this property for future expansion/projects of the
15 Water Filtration Plant; and

16 **WHEREAS**, the purchase price for the property is NINE
17 THOUSAND SEVEN HUNDRED FIFTY AND NO/100 DOLLARS – (\$9,750.00).

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

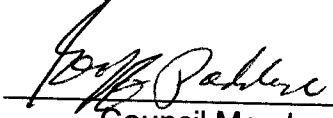
21 **NOW, THEREFORE, BE IT RESOLVED BY THE COMMON**
22 **COUNCIL OF THE CITY OF FORT WAYNE, INDIANA:**

23 **SECTION 1.** The purchase of real estate by the City of Fort
24 Wayne through its Division of Public Works, located at 714 Wagner Street, is
25 hereby approved and agreed to. The appropriate officials of the City are hereby
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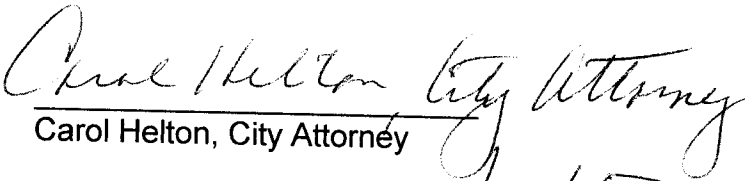
authorized to execute all documents necessary to accomplish said purchase.


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.

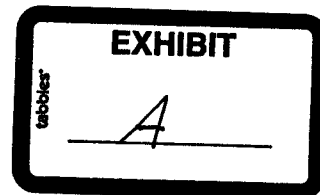


Council Member

APPROVED AS TO FORM AND LEGALITY



Carol Helton, City Attorney




**A RESOLUTION OF THE FORT WAYNE, INDIANA BOARD OF PUBLIC WORKS
APPROVING THE PURCHASE OF 714 WAGNER STREET, FORT WAYNE, INDIANA, 46805**

RESOLUTION NUMBER Not Applicable ^{D.N.}

WHEREAS, the City of Fort Wayne (the "City") has an ongoing program of purchasing houses on the south side of Wagner Street, immediately adjacent to the north side of the Three Rivers Water Filtration Plant (the "Plant"), for the purposes of tearing down the houses to create a security buffer zone on the north side of the Plant; and

WHEREAS, constructing such a security buffer zone is in the best interests of the public health, safety, and welfare; and

WHEREAS, the City wishes to purchase from Jean L. Markey, Trustee, The Jean L. Markey Revocable Living Trust the property commonly known as 714 Wagner Street, Fort Wayne, Indiana, 46805, also known as the East One-Half of Lot 20 in Baltes and Romy Addition (the "Real Estate"); and

WHEREAS, Jean L. Markey, Trustee, The Jean L. Markey Revocable Living Trust wishes to sell the Real Estate to the City; and

WHEREAS, the agreed purchase price is NINE THOUSAND SEVEN HUNDRED FIFTY AND NO/100 DOLLARS (\$9,750.00), which is the average of two appraisals as mandated by Indiana statute.

NOW THEREFORE, BE IT RESOLVED BY THE CITY OF FORT WAYNE, INDIANA BOARD OF PUBLIC WORKS AS FOLLOWS:

SECTION 1. The purchase of the Real Estate by the City of Fort Wayne, Indiana, for the price of Nine Thousand Seven Hundred Fifty and no/100 dollars (\$9,750.00) is hereby approved.

APPROVED THIS 19th **DAY OF** February, 2014.

BOARD OF PUBLIC WORKS

BY: [Signature]
Robert P. Kennedy, Chairman

BY: [Signature]
Kumar Menon, Member

BY: [Signature]
Mike Avila, Member

ATTEST: [Signature]
Victoria Edwards, Clerk

Interoffice Memo

Date: February 20, 2014
To: Common Council Members
From: ^{D.N.} DeWayne Nodine, Program Manager – Capital Project Services – Telephone: 427-1330
RE: Purchase of 714 Wagner St., Fort Wayne, Indiana 46805

Council Introduction Date: February 25, 2014—Council District #: 5

Background & supporting information:

City Utilities has an ongoing, multi-year program of purchasing houses on the south side of Wagner Street, immediately adjacent to the north side of the Water Filtration Plant, for a security zone and planned future expansion of the Water Filtration Plant. City Utilities would now like to purchase 714 Wagner Street for this purpose. The purchase price is \$9,750.00, which is the average of two appraisals. As an update to Council, City Utilities has previously purchased 14 of the 29 properties along the south side of Wagner Street. A map is attached to this memo highlighting the properties purchased along with the current one under consideration.

Implications of not being approved:

City Utilities watches the Wagner Street real estate market in case any of the houses are listed for sale or become uninhabited. This particular property was damaged by fire, is uninhabited and boarded up. If the property is repaired, it will cost more to purchase at a later date.

Justification if prior approval is being requested: Not applicable

Funding source: Water Revenue

Attachments:

- Map
- Resolution for purchase approved by Board of Public Works on February 19, 2014

CC: Matthew Wirtz
Justin Brugger
Diane Brown
Project file

Public Hearing Date, if applicable _____

Read the first time in full and on motion by Councilman Paddock
Read the second time by title and referred to the City Utilities
Committee. Read the third time in full and on motion by Councilman
Paddock, placed on passage by the following vote:

	<u>AYES</u>	<u>NAYS</u>	<u>ABSTAINED</u>	<u>ABSENT</u>
<u>TOTAL VOTES</u>	<u>9</u>	_____	_____	_____
BENDER	✓	_____	_____	_____
CRAWFORD	✓	_____	_____	_____
DIDIER	✓	_____	_____	_____
HARPER	✓	_____	_____	_____
HINES	✓	_____	_____	_____
JEHL	✓	_____	_____	_____
PADDOCK	✓	_____	_____	_____
SHOAFF	✓	_____	_____	_____
SMITH	✓	_____	_____	_____

DATED: 3-11-14 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-18-14 on the 11th day of
March, 2014

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

Stephen A. Bender
PRESIDING OFFICER

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the 12th day
of March, 2014, at the hour of 12 o'clock PM E.S.T.

Sandra E. Kennedy
SANDRA E. KENNEDY, CITY CLERK

Approved and signed by me this 17 day of MARCH
2014, at the hour of 9:00 o'clock AM E.S.T.

Thomas C. Henry
THOMAS C. HENRY, MAYOR

BILL NO. R-14-02-14

REPORT OF COMMITTEE ON CITY UTILITIES

MARCH 4, 2014

*Geoff Paddock, Chair
John Shoaff, Co, Chair
All Council Members*


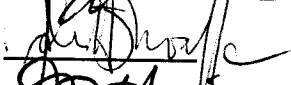
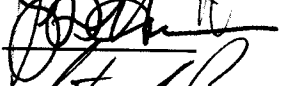
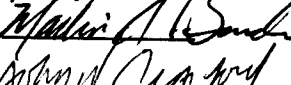

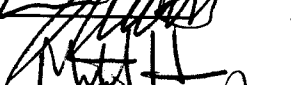
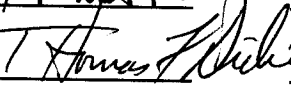
A RESOLUTION approving the purchase of certain Real Estate for the City of Fort Wayne, Division of City Utilities. The purchase price for the property is \$9,750.00. **COMMITTEE ON CITY UTILITIES HAVE HAD SAID** Ordinance under consideration and beg leave to report back to the Common Council that said ordinance

DO PASS

DO NOT PASS

ABSTAIN

NO REC

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**SANDRA E. KENNEDY
CITY CLERK**