

1  
2 **BILL NO. R-14-06-51**

3  
4 **RESOLUTION NO. 51-14**

5 **A RESOLUTION APPROVING THE**  
6 **PURCHASE OF CERTAIN REAL**  
7 **ESTATE (520 WAGNER STREET)**  
8 **FOR THE CITY OF FORT WAYNE,**  
9 **DIVISION OF CITY UTILITIES.**

10 **WHEREAS**, the City of Fort Wayne, through its Division of Public  
11 Works, desires to purchase property located at 520 Wagner Street, specifically  
12 described in the Resolution Number 101-5-28-14-1 of The Fort Wayne, Indiana  
13 Board of Public Works Exhibit "A," attached hereto and made a part hereof;  
14 and

15 **WHEREAS**, the City of Fort Wayne, through its Division of Public  
16 Works, desires to purchase this property for the future site work for the Three  
17 Rivers Water Filtration Plant; and

18 **WHEREAS**, the purchase price for the property is FORTY-ONE  
19 THOUSAND AND 00/100 DOLLARS – (\$41,000.00).

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

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


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 1.** The purchase of real estate by the City of Fort Wayne through its Division of Public Works, located at 520 Wagner Street is hereby approved and agreed to. The appropriate officials of the City are hereby 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

Interoffice Memo

Date: June 18, 2014  
To: Common Council Members  
From: DeWayne Nodine, Program Manager – Capital Project Services – Telephone: 427-1330  
RE: Purchase of 520 Wagner St., Fort Wayne, Indiana 46805

**Council Introduction Date: June 24, 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 520 Wagner Street for this purpose. The purchase price is \$41,000.00, which is the average of two appraisals. As an update to Council, City Utilities has previously purchased 15 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. If the property is not purchased, at this time, it will most likely cost more to purchase at a later date as the real estate market returns to its natural rate of increasing real estate values.

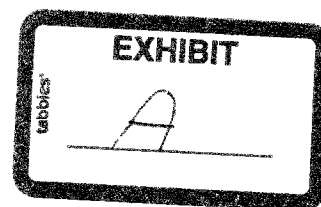
Justification if prior approval is being requested: Not applicable

Funding source: Water Revenue

Attachments:

- Map
- Resolution for purchase approved by Board of Public Works on May 28, 2014

CC: Matthew Wirtz  
Dan Brenner  
Diane Brown  
Project file



**A RESOLUTION OF THE FORT WAYNE, INDIANA BOARD OF PUBLIC WORKS  
APPROVING THE PURCHASE OF 520 WAGNER STREET, FORT WAYNE, INDIANA, 46805**

**RESOLUTION NUMBER 101-5-28-14-1**

**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 Louis Vosmeier and Trudy Vosmeier the property commonly known as 520 Wagner Street, Fort Wayne, Indiana, 46805, also known as Lot 6 in Romy and Martin's Subdivision of Lots 1,2,3,4 and 5 of the Amended Plat of Baltes and Romy's Addition to the City of Fort Wayne, Allen County, Indiana, according to the plat thereof recorded in Plat Record 3, page 12 of the Records in the Office of the Recorder of Allen County, Indiana (the "Real Estate"); and

**WHEREAS**, Louis Vosmeier and Trudy Vosmeier wish to sell the Real Estate to the City; and

**WHEREAS**, the agreed purchase price is Forty One Thousand and No/100 Dollars (\$41,000.00), 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 Forty One Thousand and No/100 Dollars (\$41,000.00) is hereby approved.

APPROVED THIS 28<sup>th</sup> DAY OF May, 2014.

**BOARD OF PUBLIC WORKS**

BY: [Signature]  
Robert P. Kennedy, Chairman

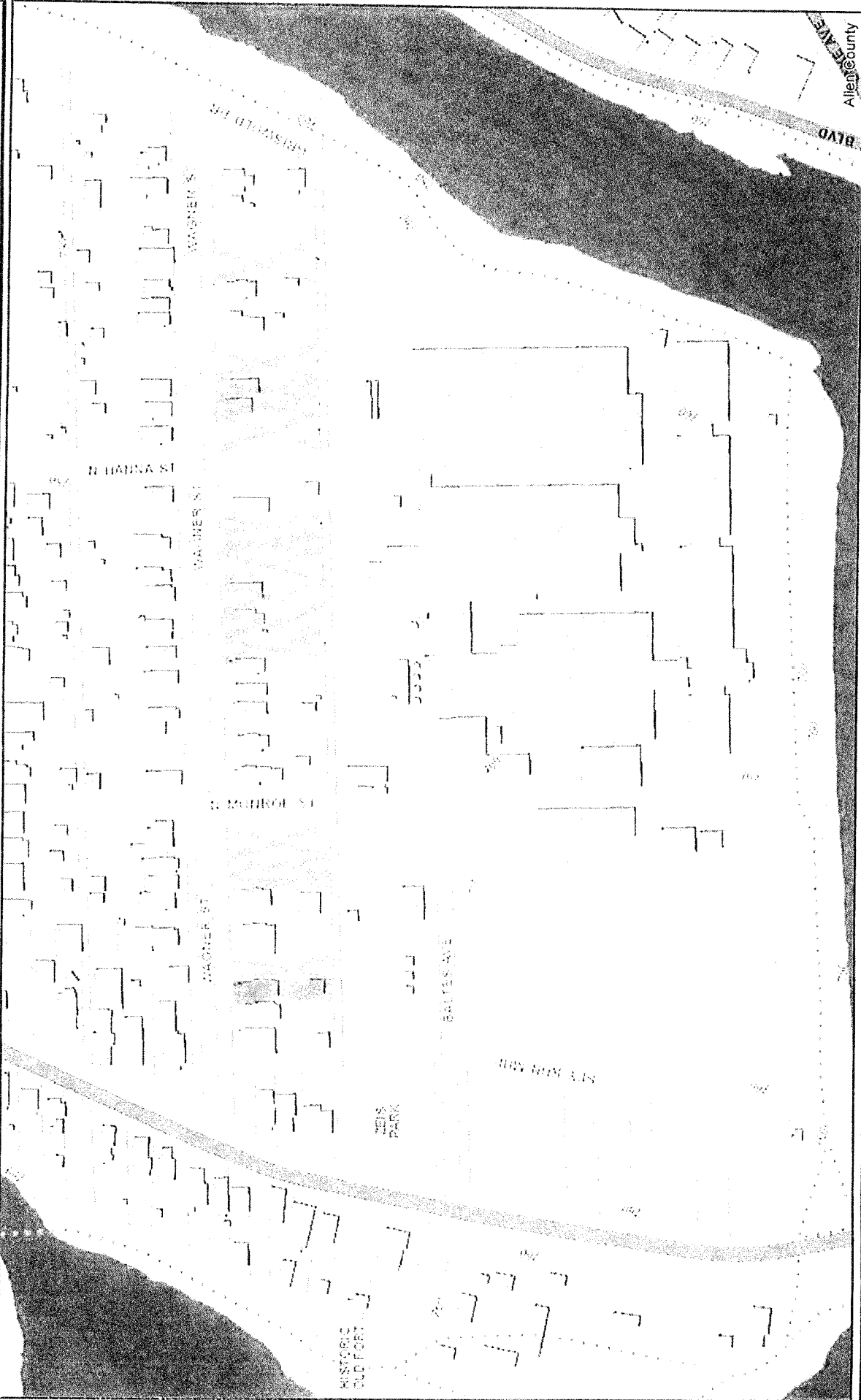
BY: [Signature]  
Kumar Menon, Member

BY: [Signature]  
Mike Avila, Member

ATTEST: [Signature]  
Victoria Edwards, Clerk



Proposed Real Estate Purchase: 520 Wagner St.



Although state accuracy standards have been employed in the compilation of this map, Allen County does not warrant or guarantee the accuracy of the information contained herein and disclaims any and all liability resulting from any error or omission in this map.

© 2009, Board of Commissioners of the County of Allen - North American Datum 1983  
State Plane Coordinate System, Indiana East

520 Wagner St.

Previous Purchases



Date: 6/12/2014 1" = 200'

Public Hearing Date, if applicable \_\_\_\_\_

Read the first time in full and on motion by Councilman George Paddock

Read the second time by title and referred to the City Utilities Community

Committee. Read the third time in full and on motion by Councilman Sasha Shoaff, 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>1</u>
BENDER	<u>✓</u>	_____	_____	_____
CRAWFORD	<u>✓</u>	_____	_____	_____
DIDIER	<u>✓</u>	_____	_____	_____
HARPER	<u>✓</u>	_____	_____	_____
HINES	<u>✓</u>	_____	_____	_____
JEHL	_____	_____	_____	<u>✓</u>
PADDOCK	<u>✓</u>	_____	_____	_____
SHOAFF	<u>✓</u>	_____	_____	_____
SMITH	<u>✓</u>	_____	_____	_____

DATED: 7-8-14 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. 51-14 on the 8<sup>th</sup> day of  
July, 2014

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

Jeffrey A. Bender  
PRESIDING OFFICER

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the 9<sup>th</sup> day  
of July, 2014, at the hour of 5:00 o'clock P.M. E.S.T.

Sandra E. Kennedy  
SANDRA E. KENNEDY, CITY CLERK

Approved and signed by me this 10<sup>th</sup> day of JULY

2014, at the hour of 9:00 o'clock AM E.S.T.

Thomas C. Henry  
THOMAS C. HENRY, MAYOR

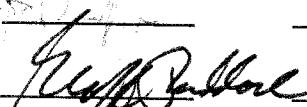
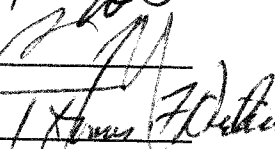
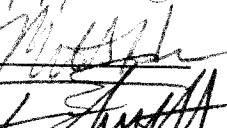
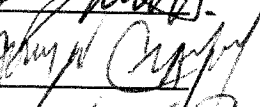
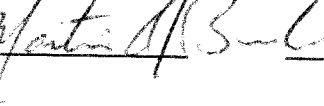
**BILL NO. S-14-06-51**

**REPORT OF COMMITTEE ON CITY UTILITIES**

**JULY 1, 2014**

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

**A RESOLUTION** approving the purchase of certain Real Estate (520 Wagner Street)) for the City of Fort Wayne, Division of City Utilities. **COMMITTEE ON CITY UTILITIES HAVE HAD SAID** Ordinance under consideration and beg leave to report back to the Common Council that said ordinance

<u>DO PASS</u>	<u>DO NOT PASS</u>	<u>ABSTAIN</u>	<u>NO REC</u>
			
			
			
			
			

**SANDRA E. KENNEDY  
CITY CLERK**