

**A RESOLUTION approving Compliance with Statement of Benefits (CF-1) form filings for 2014 for properties with approved "Economic Revitalization Areas" under I.C. 6-1.1-12.1**

**WHEREAS**, Common Council has previously designated and declared by Declaratory Resolution and Confirming Resolution with approved Statement of Benefits (SB-1) forms property for the following property owners as "Economic Revitalization Areas" 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**, property owners whose Statement of Benefits (SB-1) form was approved after July 1, 1991 who file a deduction application under Sections 3 and 4.5 of I.C. 6-1.1-12.1 and Section 153.21 of the Municipal Code of the City of Fort Wayne, Indiana, must file a Compliance with Statement of Benefits Form (CF-1) with the Allen County Auditor, the Allen County Assessor and the City of Fort Wayne showing information on the extent to which there has been compliance with the approved Statement of Benefits for the project; and

**WHEREAS**, property owners in Exhibit A have filed Compliance with Statement of Benefit Forms with the Allen County Auditor's Office and the City of Fort Wayne; and

**WHEREAS**, Common Council designated the City of Fort Wayne Community Development Division as the entity for the administration, application, processing and monitoring of Economic Revitalization Areas under Section 153.13 of the Municipal Code of the City of Fort Wayne; and

**WHEREAS**, Common Council has defined substantial compliance under Section 153.21 of the Municipal Code of the City of Fort Wayne as:

1. Meeting 75% or more of the numbers of full-time and/or part-time jobs stated to be created or retained as delineated in the original Statement of Benefits Form (SB-1) approved by Common Council; and
2. Meeting 75% or more of the total payroll stated to be created or retained as delineated in the original Statement of Benefits Form (SB-1) approved by Common Council; and

**WHEREAS**, Common Council shall determine not later than forty-five (45) days after receipt of the Compliance of Statement of Benefits Form (CF-1) that the property owner has

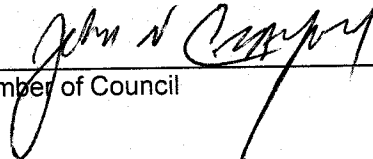
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substantially complied with the original Statement of Benefits Form (SB-1) approved by  
Common Council.


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

**SECTION 1.** That, the Compliance with Statement of Benefits Forms (CF-1) filed  
for property owners listed in Exhibit A with approved economic revitalization areas are in  
substantial compliance pursuant to I.C. 6-1.1-12.1 and Section 153.21 of the Municipal Code  
of the City of Fort Wayne.

**SECTION 2.** 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 A LEGALITY

  
\_\_\_\_\_  
Carol Helton, City Attorney

# EXHIBIT A

## FORT WAYNE ERA DESIGNATIONS 2014 COMPLIANCE WITH STATEMENT OF BENEFITS FILINGS

CF-1 RE RECEIVED	CF-1 PP RECEIVED	CF-1/BD RECEIVED COMPANY NAME	RES # TYPE	DESIGNATION ADDRESS
8/12/2014	N/A	N/A Intellectual Technology, Inc. (real property filed under P&A Realty, Inc.)	101-13 B and Vacant	2980 East Coliseum Boulevard
7/11/2014	N/A	N/A Retirement Home TV Corporation	31-13 B	4604 Arden Drive
7/24/2014	N/A	N/A Microtech Welding (real property filed under Christman, LLC)	81-13 B	3601 Focus Drive
7/22/2014	N/A	N/A Fairfield Community Home, LP	9-13 R	530 Home Avenue
7/24/2014	N/A	N/A Voss Automotive, Inc.	2-13 B	4640 Hillegas Road
7/18/2014	N/A	N/A Sweetwater Holdings, LLC and Sweetwater Sound, Inc.	15-13 B	5501 US Highway 30 West

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

DIGEST SHEET

TITLE OF ORDINANCE: **Resolution Approving Compliance with Statement of Benefits (CF-1) Form filings 2014**

DEPARTMENT REQUESTING ORDINANCE: **Community Development Division**

SYNOPSIS OF ORDINANCE: **This resolution affirms that Compliance with Statement of Benefits (CF-1) Form filings made by property owners in July 2014 with approved economic revitalization areas are in substantial compliance pursuant to both Council policy and Indiana law.**

EFFECT OF PASSAGE: **Will allow property owners with new economic revitalization area designations to receive their first year real property tax abatement benefit**

EFFECT OF NON-PASSAGE: **Potential loss of new development**

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

ASSIGNED TO COMMITTEE (PRESIDENT): **Russell Jehl and John Crawford**

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

Read the first time in full and on motion by Councilman John Crawford  
Read the second time by title and referred to the Finance Committee  
Committee. Read the third time in full and on motion by Councilman  
Russ 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>	_____	_____	_____
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: 9-23-14 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-79-14 on the 23<sup>rd</sup> day of  
September, 2014

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

Robert A. Bender  
PRESIDING OFFICER

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the 26<sup>th</sup> day  
of September, 2014, at the hour of 11:15 o'clock am. E.S.T.

Sandra E. Kennedy  
SANDRA E. KENNEDY, CITY CLERK

Approved and signed by me this 26<sup>th</sup> day of September  
2014, at the hour of 3:00 o'clock pm. E.S.T.

Thomas C. Henry  
THOMAS C. HENRY, MAYOR

