

**A RESOLUTION considering a Waiver of Noncompliance for a Late-Filed Statement of Benefits Real Estate Improvements (Form CF-1/Real Property) for 4510 Airport Expressway, Fort Wayne, Indiana 46809 (HBC Realty Corp/Royce & Janice Carville/Faurecia Emission Control Technologies USA LLC)**

**WHEREAS**, Common Council has previously designated and declared by Declaratory Resolution and Confirming Resolution property at 4510 Airport Expressway for HBC Realty Corp/Royce & Janice Carville/Faurecia Emission Control Technologies USA LLC (Confirming Resolution R-37-16) 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; and

**WHEREAS**, the original Statement of Benefits and economic revitalization area designation application submitted by HBC Realty Corp/Royce & Janice Carville/Faurecia Emission Control Technologies USA LLC and approved under Confirming Resolution R-37-16 was for \$5,000,000 in real property improvements; and

**WHEREAS**, construction of the real property improvements for HBC Realty Corp/Royce & Janice Carville/Faurecia Emission Control Technologies USA LLC were completed in September 2017; and

**WHEREAS**, HBC Realty Corp/Royce & Janice Carville/Faurecia Emission Control Technologies USA LLC's Statement of Benefits Real Estate Improvements (Form CF-1/Real Property) for 2019 was not filed in a timely manner with the Allen County Auditor and the City; and

**WHEREAS**, the City of Fort Wayne has given HBC Realty Corp/Royce & Janice Carville/Faurecia Emission Control Technologies USA LLC notice to file their CF-1 and to file a waiver of non-compliance of a late-filed CF-1; and

**WHEREAS**, HBC Realty Corp/Royce & Janice Carville/Faurecia Emission Control Technologies USA LLC has filed their CF-1 along with a waiver of non-compliance for failure to file their CF-1 with the City; and

**WHEREAS**, the Common Council acknowledges that HBC Realty Corp/Royce & Janice Carville/Faurecia Emission Control Technologies USA LLC has requested a waiver of non-compliance which the Common Council has the power and authority to approve, under I.C. 6-1.1-12.1-9.5

**WHEREAS**, HBC Realty Corp/Royce & Janice Carville/Faurecia Emission Control Technologies USA LLC has completed its pledge to construct the real property improvements; and

**WHEREAS**, based on the CF-1 recently submitted HBC Realty Corp/Royce & Janice Carville/Faurecia Emission Control Technologies USA LLC has established that they have substantially complied with its approved statement of benefits; and

**WHEREAS**, I.C. 6-1.1-12.1-9.5 permits tax abatement non-compliance events such as the untimely filing of statement of benefits (CF-1) paperwork to be waived; and

**WHEREAS**, if Common Council approves the waiver of non-compliance for the late filed CF-1 compliance paperwork, then Common Council will also determine substantial compliance or non-compliance with statement of benefits; and

**WHEREAS**, a public hearing of the Common Council has been held on the waiver.

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

1 [OPTION 1]

2 ~~SECTION 1. That HBC Realty Corp/Royce & Janice Carville/Faurecia Emission Control~~  
3 ~~Technologies USA LLC's request for a waiver of clerical and technical errors and nonconformities~~  
4 ~~with its annual CF-1 abatement compliance filing requirements is hereby denied and as such the~~  
5 ~~abatement granted under Confirming Resolution R-37-16 for real property is terminated.~~

6 ~~SECTION 2. That, this Resolution shall be in full force and effect from and after its passage and~~  
7 ~~any and all necessary approval by the Mayor.~~

8 [OPTION 2]

9 **SECTION 1.** That all clerical and technical errors and nonconformities of HBC Realty  
10 Corp/Royce & Janice Carville/Faurecia Emission Control Technologies USA LLC's annual CF-1  
11 abatement filing requirements that are waivable under State and local law, including without  
12 limitation those errors and nonconformities described in I.C. 6-1.1-12.1-9.5, are hereby waived.

13 **SECTION 2. [OPTION A]** That Common Council finds that the CF-1 form filed by HBC Realty  
14 Corp/Royce & Janice Carville/Faurecia Emission Control Technologies USA LLC with an  
15 approved Economic Revitalization Area for 2019 is in substantial compliance pursuant to I.C. 6-  
16 1.1-12.1 and Section 153.21 of the Municipal Code of the City of Fort Wayne. Therefore, the  
17 continuation of HBC Realty Corp/Royce & Janice Carville/Faurecia Emission Control  
18 Technologies USA LLC's abatement is hereby approved. The Allen County Auditor shall be  
19 supplied with a copy of this Resolution, upon passage, and is instructed to apply the abatement.

20 ~~SECTION 2. [OPTION B]. That Common Council finds that the CF-1 form filed by HBC Realty~~  
21 ~~Corp/Royce & Janice Carville/Faurecia Emission Control Technologies USA LLC with an~~  
22 ~~approved Economic Revitalization Area for 2019 is not in substantial compliance pursuant to I.C.~~  
23 ~~6-1.1-12.1 and Section 153.21 of the Municipal Code of the City of Fort Wayne. HBC Realty~~  
24 ~~Corp/Royce & Janice Carville/Faurecia Emission Control Technologies USA LLC did make~~  
25 ~~reasonable efforts to substantially comply with the statement of benefits and HBC Realty~~  
26 ~~Corp/Royce & Janice Carville/Faurecia Emission Control Technologies USA LLC's failure to~~  
27 ~~substantially comply was caused by factors beyond the control of HBC Realty Corp/Royce &~~  
28 ~~Janice Carville/Faurecia Emission Control Technologies USA LLC. Therefore, the continuation of~~  
29 ~~HBC Realty Corp/Royce & Janice Carville/Faurecia Emission Control Technologies USA LLC's~~  
30 ~~abatement is hereby approved. The Allen County Auditor shall be supplied with a copy of this~~  
~~Resolution, upon passage, and is instructed to apply the abatement.~~

~~SECTION 2. [OPTION C] That Common Council finds that the CF-1 form filed by HBC Realty~~  
~~Corp/Royce & Janice Carville/Faurecia Emission Control Technologies USA LLC with an~~  
~~approved Economic Revitalization Area for 2019 is not 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. HBC Realty~~  
~~Corp/Royce & Janice Carville/Faurecia Emission Control Technologies USA LLC did not make~~  
~~reasonable efforts to substantially comply with the statement of benefits and HBC Realty~~  
~~Corp/Royce & Janice Carville/Faurecia Emission Control Technologies USA LLC's failure to~~  
~~substantially comply was not caused by factors beyond the control of HBC Realty Corp/Royce &~~  
~~Janice Carville/Faurecia Emission Control Technologies USA LLC. As a result of said failure, the~~  
~~abatement for HBC Realty Corp/Royce & Janice Carville/Faurecia Emission Control~~  
~~Technologies USA LLC is hereby terminated by Common Council. The Allen County Auditor shall~~  
~~be supplied with a copy of this Resolution, upon passage, and is instructed to terminate the~~  
~~abatement for real property.~~

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**SECTION 3.** 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

3  
4 **A RESOLUTION approving considering a Waiver of**  
5 **Noncompliance for a Late-Filed Statement of Benefits Real**  
6 **Estate Improvements (Form CF-1/Real Property) for 4510**  
7 **Airport Expressway, Fort Wayne, Indiana 46809 (HBC**  
8 **Realty Corp/Royce & Janice Carville/Faurecia Emission**  
9 **Control Technologies USA LLC)**

10 **WHEREAS**, Common Council has previously designated and declared by Declaratory  
11 Resolution and Confirming Resolution property at 4510 Airport Expressway for HBC Realty  
12 Corp/Royce & Janice Carville/Faurecia Emission Control Technologies USA LLC (Confirming  
13 Resolution R-37-16) under Sections 153.13-153.24 of the Municipal Code of the City of Fort  
14 Wayne, Indiana, and I.C. 6-1.1-12.1; and

15 **WHEREAS**, the original Statement of Benefits and economic revitalization area  
16 designation application submitted by HBC Realty Corp/Royce & Janice Carville/Faurecia  
17 Emission Control Technologies USA LLC and approved under Confirming Resolution R-37-16  
18 was for \$5,000,000 in real property improvements; and

19 **WHEREAS**, construction of the real property improvements for HBC Realty Corp/Royce  
20 & Janice Carville/Faurecia Emission Control Technologies USA LLC were completed in  
21 September 2017; and

22 **WHEREAS**, ~~representatives of HBC Realty Corp/Royce & Janice Carville/Faurecia~~  
23 ~~Emission Control Technologies USA LLC's have informed the City of Fort Wayne that their~~  
24 ~~Statement of Benefits Real Estate Improvements (Form CF-1/Real Property) for 2019 was not~~  
25 ~~filed in a timely manner with the Allen County Auditor and the City; and~~

26 **WHEREAS**, ~~the City of Fort Wayne has given HBC Realty Corp/Royce & Janice~~  
27 ~~Carville/Faurecia Emission Control Technologies USA LLC notice to file their CF-1 and to file a~~  
28 ~~waiver of non-compliance of a late-filed CF-1; and~~

29 **WHEREAS**, ~~HBC Realty Corp/Royce & Janice Carville/Faurecia Emission Control~~  
30 ~~Technologies USA LLC has filed their CF-1 along with a waiver of non-compliance for failure to~~  
file their CF-1 with the City; and

**WHEREAS**, ~~the Common Council acknowledges that HBC Realty Corp/Royce & Janice~~  
~~Carville/Faurecia Emission Control Technologies USA LLC has requested a waiver of non-~~  
~~compliance which the Common Council has the power and authority to approve, under I.C. 6-1.1-~~  
~~12.1-9.5~~

**WHEREAS**, ~~this oversight was an unusual occurrence for HBC Realty Corp/Royce &~~  
~~Janice Carville/Faurecia Emission Control Technologies USA LLC; and~~

**WHEREAS**, ~~the Common Council finds that HBC Realty Corp/Royce & Janice~~  
~~Carville/Faurecia Emission Control Technologies USA LLC has completed its pledge to construct~~  
~~the real property improvements; and~~

**WHEREAS**, ~~based on the CF-1 recently submitted HBC Realty Corp/Royce & Janice~~  
~~Carville/Faurecia Emission Control Technologies USA LLC has established that they have~~  
~~substantially complied with its approved statement of benefits; and~~

**WHEREAS**, ~~the Common Council acknowledges that HBC Realty Corp/Royce & Janice~~  
~~Carville/Faurecia Emission Control Technologies USA LLC has requested a waiver of~~  
~~noncompliance which the Common Council has the power and authority to approve, under I.C. 6-~~  
~~1.1-12.1-9.5 and I.C. 6-1.1-12.1-11.3; and~~

**WHEREAS**, ~~the Common Council intends that HBC Realty Corp/Royce & Janice~~  
~~Carville/Faurecia Emission Control Technologies USA LLC receive the tax abatement benefits to~~  
~~which they would have been entitled had no non-compliance event occurred, so long as the~~  
~~waiver of non-compliance and the granting of those benefits does not prejudice the City of Fort~~  
~~Wayne; and~~

**WHEREAS**, ~~the Common Council has concluded that granting of the ERA deduction for~~  
~~2019 payable 2020 tax year would not create a strain on the City of Fort Wayne's fiscal budget;~~  
and

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1           **WHEREAS**, I.C. 6-1.1-12.1-9.5 and ~~I.C. 6-1.1-12.1-11.3~~ permits tax abatement non-  
2 compliance events such as the untimely filing of statement of benefits (CF-1) paperwork to be  
3 waived; and

4           **WHEREAS**, if Common Council approves the waiver of non-compliance for the late filed  
5 CF-1 compliance paperwork, then Common Council will also determine substantial compliance or  
6 non-compliance with statement of benefits; and

7           **WHEREAS**, the non-compliance event has been corrected and a public hearing of the  
8 Common Council has been held on the waiver.

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

11           [OPTION 1]

12           **SECTION 1.** That HBC Realty Corp/Royce & Janice Carville/Faurecia Emission Control  
13 Technologies USA LLC's request for a waiver of clerical and technical errors and nonconformities  
14 with its annual CF-1 abatement compliance filing requirements is hereby denied and as such the  
15 abatement granted under Confirming Resolution R-37-16 for real property is terminated.

16           **SECTION 2.** That, this Resolution shall be in full force and effect from and after its passage and  
17 any and all necessary approval by the Mayor.

18           [OPTION 2]

19           **SECTION 1.** That all clerical and technical errors and nonconformities of HBC Realty  
20 Corp/Royce & Janice Carville/Faurecia Emission Control Technologies USA LLC's annual CF-1  
21 abatement filing requirements that are waivable under State and local law, including without  
22 limitation those errors and nonconformities described in I.C. 6-1.1-12.1-9.5, are hereby  
23 waived. That, Common Council hereby waives all clerical and technical errors and  
24 nonconformities that are waivable under State and local law, including without limitation those  
25 errors and nonconformities described in I.C. 6-1.1-12.1-9.5 and I.C. 6-1.1-12.1-11.3.

26           **SECTION 2. [OPTION A]** That Common Council finds that the CF-1 form filed by HBC Realty  
27 Corp/Royce & Janice Carville/Faurecia Emission Control Technologies USA LLC with an  
28 approved Economic Revitalization Area for 2019 is in substantial compliance pursuant to I.C. 6-  
29 1.1-12.1 and Section 153.21 of the Municipal Code of the City of Fort Wayne. Therefore, the  
30 continuation of HBC Realty Corp/Royce & Janice Carville/Faurecia Emission Control  
Technologies USA LLC's abatement is hereby approved. The Allen County Auditor shall be  
supplied with a copy of this Resolution, upon passage, and is instructed to apply the abatement.

**SECTION 2. [OPTION B].** That Common Council finds that the CF-1 form filed by HBC Realty  
Corp/Royce & Janice Carville/Faurecia Emission Control Technologies USA LLC with an  
approved Economic Revitalization Area for 2019 is not 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. HBC Realty  
Corp/Royce & Janice Carville/Faurecia Emission Control Technologies USA LLC did make  
reasonable efforts to substantially comply with the statement of benefits and HBC Realty  
Corp/Royce & Janice Carville/Faurecia Emission Control Technologies USA LLC's failure to  
substantially comply was caused by factors beyond the control of HBC Realty Corp/Royce &  
Janice Carville/Faurecia Emission Control Technologies USA LLC. Therefore, the continuation of  
HBC Realty Corp/Royce & Janice Carville/Faurecia Emission Control Technologies USA LLC's  
abatement is hereby approved. The Allen County Auditor shall be supplied with a copy of this  
Resolution, upon passage, and is instructed to apply the abatement.

**SECTION 2. [OPTION C]** That Common Council finds that the CF-1 form filed by HBC Realty  
Corp/Royce & Janice Carville/Faurecia Emission Control Technologies USA LLC with an  
approved Economic Revitalization Area for 2019 is not 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. HBC Realty  
Corp/Royce & Janice Carville/Faurecia Emission Control Technologies USA LLC did not make  
reasonable efforts to substantially comply with the statement of benefits and HBC Realty

1 Corp/Royce & Janice Carville/Faurecia Emission Control Technologies USA LLC's failure to  
2 substantially comply was not caused by factors beyond the control of HBC Realty Corp/Royce &  
3 Janice Carville/Faurecia Emission Control Technologies USA LLC. As a result of said failure, the  
4 abatement for HBC Realty Corp/Royce & Janice Carville/Faurecia Emission Control  
5 Technologies USA LLC is hereby terminated by Common Council. The Allen County Auditor shall  
6 be supplied with a copy of this Resolution, upon passage, and is instructed to terminate the  
7 abatement for real property.

8 **SECTION 2.** As authorized by I.C. 6-1.1-12.1-9.5(d), the Common Council will permit HBC  
9 Realty Corp/Royce & Janice Carville/Faurecia Emission Control Technologies USA LLC to  
10 receive the real property economic revitalization area deductions for 2019 payable 2020 under  
11 Confirming Resolution R-37-16. The Allen County Auditor shall be supplied with a copy of this  
12 Resolution, upon passage, and instructed to apply the deduction amounts in accordance with this  
13 schedule. This resolution shall have no effect on the assessed value, tax abatement deductions  
14 or taxes payable with respect to HBC Realty Corp/Royce & Janice Carville/Faurecia Emission  
15 Control Technologies USA LLC's personal property.

16 **SECTION 3.** That, this Resolution shall be in full force and effect from and after its passage and  
17 any and all necessary approval by the Mayor.

18 \_\_\_\_\_  
19 Member of Council

20 APPROVED AS TO FORM AND LEGALITY

21 \_\_\_\_\_  
22 Carol Helton, City Attorney

**A RESOLUTION approving a Waiver of Noncompliance for a Late-Filed Statement of Benefits Real Estate Improvements (Form CF-1/Real Property) for 4510 Airport Expressway, Fort Wayne, Indiana 46809 (HBC Realty Corp/Royce & Janice Carville/Faurecia Emission Control Technologies USA LLC)**

**WHEREAS**, Common Council has previously designated and declared by Declaratory Resolution and Confirming Resolution property at 4510 Airport Expressway for HBC Realty Corp/Royce & Janice Carville/Faurecia Emission Control Technologies USA LLC (Confirming Resolution R-37-16) 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; and

**WHEREAS**, the original Statement of Benefits and economic revitalization area designation application submitted by HBC Realty Corp/Royce & Janice Carville/Faurecia Emission Control Technologies USA LLC and approved under Confirming Resolution R-37-16 was for \$5,000,000 in real property improvements; and

**WHEREAS**, construction of the real property improvements for HBC Realty Corp/Royce & Janice Carville/Faurecia Emission Control Technologies USA LLC were completed in September 2017; and

**WHEREAS**, representatives of HBC Realty Corp/Royce & Janice Carville/Faurecia Emission Control Technologies USA LLC have informed the City of Fort Wayne that their Statement of Benefits Real Estate Improvements (Form CF-1/Real Property) for 2019 was not filed in a timely manner; and

**WHEREAS**, this oversight was an unusual occurrence for HBC Realty Corp/Royce & Janice Carville/Faurecia Emission Control Technologies USA LLC; and

**WHEREAS**, the Common Council finds that HBC Realty Corp/Royce & Janice Carville/Faurecia Emission Control Technologies USA LLC has completed its pledge to construct the real property improvements; and

**WHEREAS**, the Common Council acknowledges that HBC Realty Corp/Royce & Janice Carville/Faurecia Emission Control Technologies USA LLC has requested a waiver of noncompliance which the Common Council has the power and authority to approve, under I.C. 6-1.1-12.1-9.5 and I.C. 6-1.1-12.1-11.3; and

**WHEREAS**, the Common Council intends that HBC Realty Corp/Royce & Janice Carville/Faurecia Emission Control Technologies USA LLC receive the tax abatement benefits to which they would have been entitled had no non-compliance event occurred, so long as the waiver of non-compliance and the granting of those benefits does not prejudice the City of Fort Wayne; and

**WHEREAS**, the Common Council has concluded that granting of the ERA deduction for 2019 payable 2020 tax year would not create a strain on the City of Fort Wayne's fiscal budget; and

**WHEREAS**, I.C. 6-1.1-12.1-9.5 and I.C. 6-1.1-12.1-11.3 permit tax abatement noncompliance events such as the untimely filing of statement of benefits (CF-1) paperwork to be waived; and

**WHEREAS**, the non-compliance event has been corrected and a public hearing of the Common Council has been held on the waiver.

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

**SECTION 1.** That, Common Council hereby waives all clerical and technical errors and nonconformities that are waiveable under State and local law, including without limitation those errors and nonconformities described in I.C. 6-1.1-12.1-9.5 and I.C. 6-1.1-12.1-11.3.

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**SECTION 2.** As authorized by I.C. 6-1.1-12.1-9.5(d), the Common Council will permit HBC Realty Corp/Royce & Janice Carville/Faurecia Emission Control Technologies USA LLC to receive the real property economic revitalization area deductions for 2019 payable 2020 under Confirming Resolution R-37-16. The Allen County Auditor shall be supplied with a copy of this Resolution, upon passage, and instructed to apply the deduction amounts in accordance with this schedule. This resolution shall have no effect on the assessed value, tax abatement deductions or taxes payable with respect to HBC Realty Corp/Royce & Janice Carville/Faurecia Emission Control Technologies USA LLC's personal property.

**SECTION 3.** 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

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

DIGEST SHEET

**TITLE OF RESOLUTION: Resolution Approving a Waiver of Non-compliance for a Late-Filed Statement of Benefits Real Estate Improvements (Form CF-1/Real Property) for HBC Realty Corp/Royce & Janice Carville/Faurecia Emission Control Technologies USA LLC.**

**DEPARTMENT REQUESTING RESOLUTION: Community Development Division**

**SYNOPSIS OF RESOLUTION: This is to approve a waiver of non-compliance for late-filed real property statement of benefits for HBC Realty Corp/Royce & Janice Carville/Faurecia Emission Control Technologies USA LLC.**

**EFFECT OF PASSAGE: Approval of this resolution and granting of a waiver of non-compliance will allow HBC Realty Corp/Royce & Janice Carville/Faurecia Emission Control Technologies USA LLC to retain their real property economic revitalization area deductions.**

**EFFECT OF NON-PASSAGE: Potential loss of future development by HBC Realty Corp/Royce & Janice Carville/Faurecia Emission Control Technologies USA LLC.**

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

**ASSIGNED TO COMMITTEE (CO-CHAIRS): Russ Jehl and Jason Arp**

## Lisa Harris

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**From:** fwn legals <fwnlegals@fwn.fortwayne.com>  
**Sent:** Wednesday, August 14, 2019 4:23 PM  
**To:** Lisa Harris  
**Subject:** RE: Public Hearing Bills

Res. R-19-08-11

Please note below is your requested schedule and cost.  
If there is a discrepancy, please let me know soon as possible.

AD#1366917

Date:8--16

Publication:JG

Total Cost: \$17.97

PLEASE READ: URGENT! Invoices-Receipt/Proof of Pubs/Affidavits are mailed out on Thursday a week after the last/ONLY run date...

Donna M. Brotherton  
Legal Clerk  
Fort Wayne Newspapers  
260-461-8246

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**From:** Lisa Harris <[Lisa.Harris@cityoffortwayne.org](mailto:Lisa.Harris@cityoffortwayne.org)>  
**Sent:** Wednesday, August 14, 2019 10:07 AM  
**To:** fwn legals <[fwnlegals@fwn.fortwayne.com](mailto:fwnlegals@fwn.fortwayne.com)>  
**Cc:** Stacy A. Reed <[Stacy.Reed@cityoffortwayne.org](mailto:Stacy.Reed@cityoffortwayne.org)>; Jerika Clawson <[Jerika.Clawson@cityoffortwayne.org](mailto:Jerika.Clawson@cityoffortwayne.org)>  
**Subject:** Public Hearing Bills

Good morning.

Please give the attached full coverage on Friday August 16, 2019 in the Journal Gazette newspaper.

1. Bill # A-19-08-06
2. Bill # R-19-08-17
3. Bill # R-19-08-16
4. Bill # R-19-05-15
5. Bill # R-19-08-19
6. Bill # R-19-08-18
7. Bill # R-19-08-14
8. Bill # R-19-08-13
9. Bill # R-19-08-12
10. Bill # R-19-08-11
11. Bill # R-19-08-21
12. Bill # R-19-08-20
13. Bill # R-19-08-10
14. Bill # R-19-08-09
15. Bill # R-19-08-08

- 16. Bill # R-19-08-28
- 17. Bill # R-19-08-07
- 18. Bill # R-19-08-24
- 19. Bill # R-19-08-26

Please send two copies of the publisher's affidavit from the newspaper *and* confirm receipt of this email.

Our account number is 1063561.

Thanks for your assistance.

**Lisa M. Petretta-Harris**  
**Assistant Deputy Clerk**  
**City Clerk's Office**  
200 E Berry Street  
Fort Wayne, IN 46802

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CAUTION: This email originated from outside of the organization. Do not click links or open attachments unless you recognize the sender and know the content is safe.

**BILL NO. R-19-08-11**

**REPORT OF COMMITTEE ON FINANCE**

**August 27, 2019**

***Russ Jehl Chair***

***Jason Arp Co-Chair***

***All Council Members***

A Resolution approving a Waiver of Noncompliance for a Late-Filed Statement of Benefits Real Estate Improvements (Form CF-1/Real Property) for 4510 Airport Expressway, Fort Wayne, Indiana 46809 (HBC Realty Corp/Royce & Janice Carville/Faurecia Emission Control Technologies USA LLC)

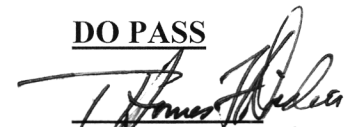



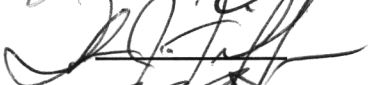
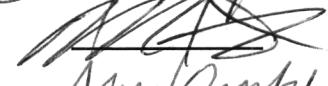
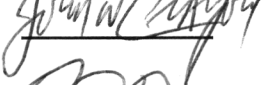
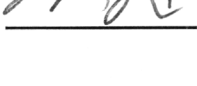
**COMMITTEE ON FINANCE HAVE HAD SAID Ordinance under consideration and beg leave to report back to the Common Council that said Ordinance**

DO PASS

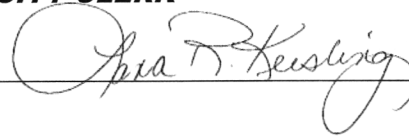
DO NOT PASS

ABSTAIN

NO REC

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**LANA R. KEESLING  
CITY CLERK**



# The Journal Gazette

Account # 1063561 - 1366917

**FW City Clerk's Office**

Allen County, Indiana

ATTACH COPY OF ADVERTISEMENT HERE

## PUBLISHER'S CLAIM

### LINE COUNT

Display Master (Must not exceed two actual lines, neither of which shall total more than four solid lines of the type in which the body of the advertisement is set) -- number of equivalent lines \_\_\_\_\_

Head -- number of lines \_\_\_\_\_

Body -- number of lines \_\_\_\_\_

Tail -- number of lines \_\_\_\_\_

Total number of lines in notice **38**

### COMPUTATION OF CHARGES

38 lines, 1 column(s) wide equals \_\_\_\_\_

38 equivalent lines at \$ 0.473 cents per line \$ **17.97**

Additional charges for notices containing rule or tabular work (50 per cent of above amount) -

Charge for extra proofs of publication (\$2.00 for each proof in excess of two) -

**TOTAL AMOUNT OF CLAIM \$ 17.97**

### DATA FOR COMPUTING COST

Width of single column in picas . . . . 9.8    Size of type . . . . 7point.

Number of Insertions . . . . 1

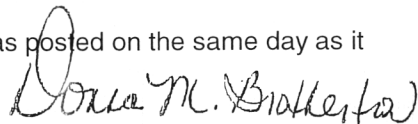
Pursuant to the provisions and penalties of IC 5-11-10-1, I hereby certify that the foregoing account is just and correct, that the amount claimed is legally due, after allowing all just credits, and that no part of the same has been paid.

I also certify that the printed matter attached hereto is a true copy, of the same column width and type size, which was duly published in said paper 1 times.

The dates of publication being as follows:

8/16/2019

Additionally, Newspaper has a Web site and this public notice was posted on the same day as it was published in The Journal Gazette.



Donna M. Brotherton  
Legal Clerk

Date: August 16, 2019

**NOTICE OF PUBLIC HEARING  
FORT WAYNE COMMON COUNCIL  
(RESOLUTION NO. R-19-08-11)**

ON AUGUST 27, 2019 AT 5:30 P.M., IN THE CONFERENCE ROOM 030, CITIZENS SQUARE, FORT WAYNE, INDIANA, A PUBLIC HEARING WILL BE HELD ON THE MATTER OF A WAIVER OF NONCOMPLIANCE WITH THE PROCEDURAL REQUIREMENTS OF I.C. 6-1.1-12.1 RELATING TO THE REAL PROPERTY DEDUCTION OF PROPERTY AT 4510 AIRPORT EXPRESSWAY FOR HBC REALTY CORP./ROYCE & JANICE CARVILLE/FAURECIA EMISSION CONTROL TECHNOLOGIES USA LLC.

THE PUBLIC HEARING ON THE WAIVER WILL BE HELD PURSUANT TO I.C. 6-1.1-12.1-9.5 AND I.C. 6-1.1-12.1-11.3.

ALL INTERESTED PERSONS ARE INVITED TO ATTEND AND BE HEARD AT THE PUBLIC HEARING.

"REASONABLE ACCOMMODATIONS" FOR PERSONS WITH A KNOWN DISABLING CONDITION WILL BE CONSIDERED IN ACCORDANCE WITH STATE AND FEDERAL LAW. ANY PERSON NEEDING A "REASONABLE ACCOMMODATION" SHOULD NOTIFY THE CITY OF FORT WAYNE PUBLIC INFORMATION OFFICE (260) 427-1120.  
8-16 1366917 hspaxlp

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# The Journal Gazette

Account # 1063561 - 1366917

FW City Clerk's Office

Allen County, Indiana

ATTACH COPY OF ADVERTISEMENT HERE

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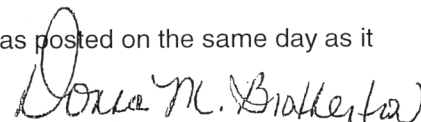
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8--16 1366917 hspaxlp

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Public Hearing Date: 8/27/2019

Read the first time in full and on motion by Councilman Jehl.

Read the second time by title and referred to the Finance Committee.

Read the third time in full and on motion by Councilman Jehl, placed on passage by the following vote:

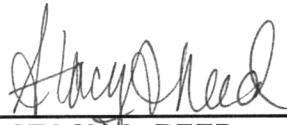
<u>TOTAL VOTES</u>	<u>AYES</u>	<u>NAYS</u>	<u>ABSTAINED</u>	<u>ABSENT</u>
ARP	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
BARRANDA	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
CRAWFORD	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
DIDIER	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
ENSLEY	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
FREISTROFFER	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
HINES	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
JEHL	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
PADDOCK	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>


DATED: August 27, 2019

  
 \_\_\_\_\_  
 STACY A. REED, DEPUTY CITY CLERK

Passed and adopted by the Common Council of the City of Fort Wayne, Indiana, as

Resolution No. R-19-08-11 A<sub>2</sub> on the 27th day of August, 2019

  
 \_\_\_\_\_  
 STACY A. REED  
 DEPUTY CITY CLERK

  
 \_\_\_\_\_  
 PRESIDING OFFICER

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the 28th of August 2019, at the hour of 12:15 o'clock P.M. E.S.T.

  
 \_\_\_\_\_  
 STACY A. REED, DEPUTY CITY CLERK

Approved and signed by me this 29<sup>th</sup> day of August 2019, at the hour of 12:00 o'clock Pm E.S.T.

  
 \_\_\_\_\_  
 THOMAS C. HENRY, MAYOR

FORT WAYNE, INDIANA  
**RECEIVED**  
 AUG 30 2019  
 LANA R. KEESLING  
 CITY CLERK