

**A RESOLUTION terminating a designation for “Economic Revitalization Area” and personal property tax phase-in approved under Resolution R-30-10 for property commonly known as 2711 Banks Avenue, Fort Wayne, Indiana 46802 (Brooks Construction Company, Inc.)**

**WHEREAS**, Common Council has previously designated and declared by Declaratory Resolution and Confirming Resolution property at 2711 Banks Avenue for Brooks Construction Company, Inc. (Confirming Resolution R-30-10) 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 Brooks Construction Company, Inc. and approved under Confirming Resolution R-30-10 was for \$2,500,000 in personal property manufacturing equipment improvements; and

**WHEREAS**, Brooks Construction Company, Inc. indicated it would create six full-time jobs with an annual created payroll of \$390,000; and

**WHEREAS**, Brooks Construction Company, Inc. did not file a 2020 Compliance with Statement of Benefits Personal Property (Form CF-1/Personal Property) with the City or Allen County Assessor; and

**WHEREAS**, Brooks Construction Company, Inc. has provided communication to the City that they would not file a Compliance with Statement of Benefits Personal Property (Form CF-1/Personal Property); and

**WHEREAS**, the Common Council acknowledges that Brooks Construction Company, Inc. did not file a 2020 CF-1/Personal Property and did not request 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).


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

**SECTION 1.** That Brooks Construction Company, Inc. failed to file a Compliance with Statement of Benefits Personal Property (Form CF-1/Personal Property) and failed to file for a waiver of non-compliance for not filing said Compliance with Statement of Benefits Personal Property Improvements (Form CF-1/Personal Property) and as a result of said failure, the tax phase-in for Brooks Construction Company, Inc. under R-30-10 is hereby terminated by Common Council. The Allen County Auditor and Allen County Assessor shall be supplied with a copy of this

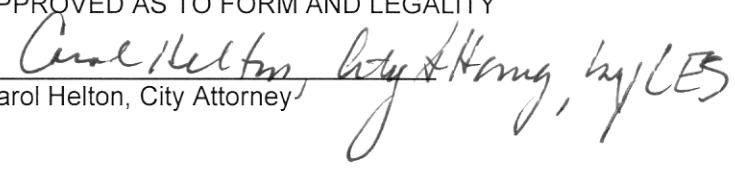
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Resolution, upon passage, and is instructed to terminate the abatement for personal property manufacturing equipment improvements.

**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 AND LEGALITY

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

DIGEST SHEET

**TITLE OF RESOLUTION: A Resolution terminating a designation for “Economic Revitalization Area” and a personal property tax phase-in approved under Resolution R-30-10 for property commonly known as 2711 Banks Avenue, Fort Wayne, IN 46802 (Brooks Construction Company, Inc.)**

**DEPARTMENT REQUESTING RESOLUTION: Community Development Division**

**SYNOPSIS OF RESOLUTION: Termination of a designation for “Economic Revitalization Area” and a personal property tax phase-in for Brooks Construction Company, Inc.**

**EFFECT OF PASSAGE: Approval of this resolution will terminate the designation for “Economic Revitalization Area” and a personal property tax phase-in for Brooks Construction Company, Inc. approved under R-30-10.**

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

**ASSIGNED TO COMMITTEE (CO-CHAIRS): Jason Arp and Sharon Tucker**

**BILL NO. R-20-09-09**

**REPORT OF COMMITTEE ON FINANCE**

**September 22, 2020**

**Jason Arp Chair**

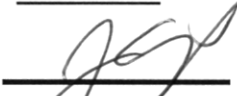

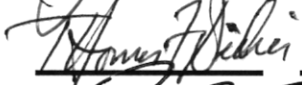


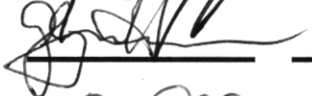
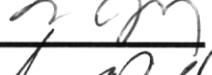


**Sharon Tucker Co-Chair**

**All Council Members**

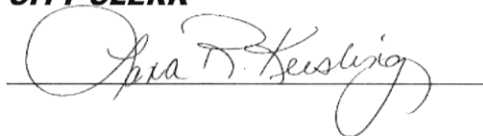
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*Brooks Construction Company, Inc.*

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

<u>COUNCIL MEMBER</u>	<u>DO PASS</u>	<u>DO NOT PASS</u>	<u>ABSTAIN</u>
ARP			
CHAMBERS			
DIDIER			
ENSLEY			
FREISTROFFER			
HINES			
JEHL			
PADDOCK			
TUCKER			

**LANA R. KEESLING  
CITY CLERK**



Public Hearing Date: N/A

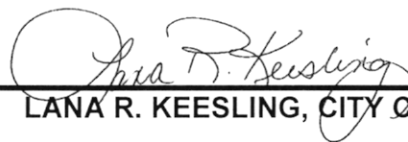
Read the first time in full and on motion by Councilperson Arp.

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

Read the third time in full and on motion by Councilperson Arp, 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"/>
CHAMBERS	<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 checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input 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"/>
TUCKER	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

DATED: September 22, 2020

  
LANA R. KEESLING, CITY CLERK

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

Resolution No. R-20-09-09 on the 22nd day of September, 2020

ATTEST:

  
LANA R. KEESLING  
CITY CLERK

  
PRESIDING OFFICER

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the 23rd of September 2020, at the hour of 10:40 o'clock A.M. E.S.T.

  
LANA R. KEESLING, CITY CLERK

Approved and signed by me this 23<sup>RD</sup> day of SEPTEMBER 2020, at the hour of 11:30 o'clock AM E.S.T.

FORT WAYNE, INDIANA  
**RECEIVED**  
SEP 23 2020  
LANA R. KEESLING  
CITY CLERK

  
THOMAS C. HENRY, MAYOR