

A RESOLUTION determining SUBSTANTIAL COMPLIANCE OR NON-COMPLIANCE with Statement of Benefits (CF-1) form filing for 2026 for TWE Nonwovens US, Inc. for property at 9403 Avionics Drive, Fort Wayne, IN 46809 under Confirming Resolution R-35-18 with an "Economic Revitalization Area" approved 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 (hereinafter "SB-1") forms, certain property for TWE Nonwovens US, Inc. as an "Economic Revitalization Area" 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, property owners whose 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 (hereinafter "CF-1") with the City of Fort Wayne and in some cases either the Allen County Auditor, the Allen County Assessor, or both, showing information on the extent to which there has been compliance with the approved SB-1 form for the project; and

WHEREAS, TWE Nonwovens US, Inc. has filed CF-1 forms with the City of Fort Wayne and the Allen County Assessor; and

WHEREAS, TWE Nonwovens US, Inc.'s approved SB-1 form stated that 86 full-time jobs and 32 part-time jobs would be retained and 22 full-time jobs created by December 31, 2020; and

WHEREAS, TWE Nonwovens US, Inc.'s approved SB-1 form stated \$3,612,438 in annual payroll would be retained for the 86 full-time jobs, \$1,066,416 in annual part-time annual payroll would be retained and \$920,635 in annual payroll created for the 22 full-time jobs to be created; and

WHEREAS, TWE Nonwovens US, Inc.'s 2026 CF-1 form filing stated that 86 full-time jobs and 10 part-time jobs have been retained and 13 full-time jobs and eight part-time jobs have been created; and

WHEREAS, TWE Nonwovens US, Inc.'s 2026 CF-1 form filing stated \$3,612,438 in annual payroll for the 86 full-time jobs retained, \$312,600 in annual payroll for the 10 part-time jobs retained, \$1,053,335 in annual payroll for the 13 full-time jobs created and \$249,600 for the eight part-time jobs created; 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, meeting 75% of the 86 full-time and 32 part-time jobs to be retained

and 22 full-time jobs to be created means retaining 64 full-time jobs, 24 part-time jobs and creating 16 full-time jobs; and

WHEREAS, meeting 75% of the \$3,612,439 retained full-time annual payroll and \$1,066,416 part-time retained payroll means \$2,709,329 in full-time retained annual payroll and \$799,812 in part-time retained annual payroll and 75% of the \$920,635 in created annual payroll means \$690,476 in created full-time annual payroll; and

WHEREAS, Common Council will determine no later than forty-five (45) days after receipt of the CF-1 form that an approved business has either failed to substantially comply or has substantially complied with the original SB-1 form approved by Common Council; and

WHEREAS, Common Council made a determination on June 23, 2026 that TWE Nonwovens US, Inc. was not in substantial compliance as a result of its failure to retain at least 24 part-time jobs part-time jobs with a retained annual payroll of at least \$799,812 and create at least 16 new full-time jobs with at least \$690,476 in created annual payroll; and

WHEREAS, Council directed the Community Development Division to mail written notice to TWE Nonwovens US, Inc. explaining the reasons for Council's determination and a date, time, place of a hearing to be conducted by Council for the purpose of further considering TWE Nonwovens US, Inc.'s compliance with Statement of Benefits; and

WHEREAS, the aforementioned notice was properly prepared and served upon TWE Nonwovens US, Inc. to appear before Council on August 25, 2026 at 5:30pm in Room 030 at Citizen's Square 200 E. Berry Street Fort Wayne, IN; and

WHEREAS, TWE Nonwovens US, Inc. [appeared/failed to appear] before Common Council on August 25, 2026 to provide additional information concerning compliance.

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

SECTION 1. That, Common Council finds that the CF-1 form filed by TWE Nonwovens US, Inc. with an approved Economic Revitalization Area for 2026 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 for failure to retain 86 full-time jobs, or 64 full-time jobs and retain \$3,612,439 in annual payroll, or \$2,709,329 in annual payroll and create 75% of the 22 full-time jobs, or 16 full-time jobs, to be created and create 75% of the \$920,635, or \$690,476, in annual payroll that was stated that would be generated by the created jobs.

~~**SECTION 2a.** TWE Nonwovens US, Inc. failed to appear and otherwise testify and therefore Council confirms its determination of June 24, 2026 that TWE Nonwovens US, Inc. has failed to substantially comply pursuant to IC 6-1.1-12.1 and Section 153.21 of the Municipal Code of the City of Fort Wayne as detailed in Section 1 above. Council therefore finds that TWE Nonwovens US, Inc. has failed to substantially comply and said failure was not caused by factors outside of TWE Nonwovens US, Inc.'s control. As a result of said failure, TWE Nonwovens US, Inc.'s deduction/abatement under R-35-18 is hereby terminated.~~

~~**SECTION 2b.** That TWE Nonwovens US, Inc. appeared and testified at the hearing and from its testimony it was determined that notwithstanding TWE Nonwovens US, Inc.'s failure to substantially comply as detailed in Section 1 above that TWE Nonwovens US, Inc. did make reasonable efforts to substantially comply with the statement of benefits and TWE Nonwovens US, Inc.'s failure to substantially comply~~

1 ~~was caused by factors beyond the control of TWE Nonwovens US, Inc. Therefore, the~~
2 ~~continuation of TWE Nonwovens US, Inc.'s deduction/abatement under R-35-18 is~~
3 ~~hereby approved.~~

4 **SECTION 2c.** That TWE Nonwovens US, Inc. appeared and testified at the
5 hearing and from its testimony it was determined in addition to TWE Nonwovens US,
6 Inc.'s failure to substantially comply as detailed in Section 1 above, that TWE
7 Nonwovens US, Inc. did not make reasonable efforts to substantially comply with the
8 statement of benefits and TWE Nonwovens US, Inc.'s failure to substantially comply
9 was not caused by factors beyond the control of TWE Nonwovens US, Inc. As a result
10 of said failure, TWE Nonwovens US, Inc.'s deduction/abatement under R-35-18 is
11 hereby terminated.

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

14 
15 _____
16 Member of Council

17 APPROVED AS TO FORM A LEGALITY

18 
19 _____
20 Malak Heiny, City Attorney



INTERIM AD DRAFT

This is the proof of your ad scheduled to run in **Journal Gazette**.

Notice ID: IH9ViSiRBAEFctJSlhY | **Proof Updated: Aug. 12, 2026 at 08:48am EDT**
Notice Name: R-26-08-25

This is not an invoice. Below is an estimated price, and it is subject to change. You will receive an invoice with the final price upon invoice creation by the publisher.

FILER

Iliana Phillips
iliana.phillips@cityoffortwayne.org
(260) 427-1221

FILING FOR

Journal Gazette

Columns Wide: 1

Ad Class: Legals

08/14/2026: Government Notice	25.38
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Subtotal	\$25.38
Tax %	0
Processing Fee	\$0.00
Total	\$25.38

See Proof on Next Page

NOTICE OF PUBLIC HEARING
FORT WAYNE COMMON COUNCIL

RESOLUTION NO. R-26-08-25

NOTICE IS HEREBY GIVEN THAT THE COMMON COUNCIL OF THE CITY OF FORT WAYNE, INDIANA, WILL CONDUCT A PUBLIC HEARING ON AUGUST 25, 2026, AT 5:30 P.M. IN ROOM 035 - COUNCIL COURTROOM - GARDEN LEVEL CITIZENS SQUARE, 200 E. BERRY FORT WAYNE, INDIANA 46802; DETERMINING SUBSTANTIAL COMPLIANCE OR NON-COMPLIANCE WITH STATEMENT OF BENEFITS (CF-1) APPROVED UNDER R-35-18 FOR A PROPERTY COMMONLY KNOWN AS:

9403 Avionics Drive, Fort Wayne, IN
46809
TWE Nonwovens US, Inc.

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

IN ACCORDANCE WITH THE AMERICANS WITH DISABILITIES ACT (ADA), THE CITY OF FORT WAYNE WILL MAKE REASONABLE ACCOMMODATIONS TO PEOPLE WITH DISABILITIES. ANY PERSON WITH SPECIAL NEEDS SHOULD CONTACT THE ADA COORDINATOR, HEATHER VANWAGNER AT 260-427-1176 AT LEAST 72 HOURS BEFORE THE SCHEDULED MEETING TO DISCUSS NECESSARY SPECIAL ACCOMMODATIONS.

JOHN D. MCGAULEY
CITY CLERK
8--14 hspaxlp

The Journal Gazette

Allen County, Indiana

Account Name

Gov: Fort Wayne City Clerk's Office

Notice ID: IH9ViSiRBAEFctJSlhY

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

47

COMPUTATION OF CHARGES47 lines, 1 column(s) wide equal:47 equivalent lines at \$ 0.5400 cents per line\$ 25.38

Additional charges for notices containing rule or tabular work
(50 percent of above amount)

\$

Electronic processing fee

\$ 0.00

TOTAL AMOUNT OF CLAIM

\$ 25.38**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.

The dates of publication being as follows:

8/14/26

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

Date:

8/14/26



Legal Clerk

ATTACH COPY OF ADVERTISEMENT

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JOHN D. MCGAULEY
CITY CLERK
8-14 hspaxlp

BILL NO. R-26-08-25

REPORT OF COMMITTEE ON FINANCE

August 25, 2026

Nathan Hartman Chair

Geoff Paddock Co-Chair

All Council Members

A Resolution determining Substantial Compliance or Non-Compliance with Statement of Benefits (CF-1) form filing for 2026 for TWE Nonwovens US, Inc. for property at 9403 Avionics Drive, Fort Wayne, IN 46809 under Confirming Resolution R-35-18 with an "Economic Revitalization Area" approved under I.C. 6-1.1-12.1

COMMITTEE ON FINANCE 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>
<u>BENDER</u>	<u><i>Martin Bender</i></u>	<u></u>	<u></u>
<u>BOOKER</u>	<u><i>Paul Booker</i></u>	<u></u>	<u></u>
<u>CHAMBERS</u>	<u><i>[Signature]</i></u>	<u></u>	<u></u>
<u>ENSLEY</u>	<u><i>[Signature]</i></u>	<u></u>	<u></u>
<u>FREISTROFFER</u>	<u><i>Thomas Freistoffer</i></u>	<u></u>	<u></u>
<u>HARTMAN</u>	<u><i>Nathan Hartman</i></u>	<u></u>	<u></u>
<u>JEHL</u>	<u><i>R M</i></u>	<u></u>	<u></u>
<u>MYERS</u>	<u><i>[Signature]</i></u>	<u></u>	<u></u>
<u>PADDOCK</u>	<u><i>Geoff Paddock</i></u>	<u></u>	<u></u>

**JOHN D. MCGAULEY
CITY CLERK**

John McGauley

Public Hearing Date: 08/25/2026

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

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

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

<u>TOTAL VOTES</u>	<u>AYES</u>	<u>NAYS</u>	<u>ABSTAINED</u>	<u>ABSENT</u>
BENDER	☒	☐	☐	☐
BOOKER	☒	☐	☐	☐
CHAMBERS	☒	☐	☐	☐
ENSLEY	☒	☐	☐	☐
FREISTROFFER	☒	☐	☐	☐
HARTMAN	☒	☐	☐	☐
JEHL	☒	☐	☐	☐
MYERS	☐	☐	☐	☒
PADDOCK	☒	☐	☐	☐

DATED: August 25, 2026


JOHN D. MCGAULEY, CITY CLERK

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

Resolution No. R-26-08-25 on the 25th day of August, 2026

ATTEST:


JOHN D. MCGAULEY
CITY CLERK


PRESIDING OFFICER

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the 26th of August 2026, at the hour of 11:55 o'clock A.M. E.S.T.


JOHN D. MCGAULEY, CITY CLERK

Approved and signed by me this 26th day of August 2026, at the hour of 3:31 o'clock P.M. E.S.T.


SHARON TUCKER, MAYOR

Fort Wayne Indiana
Office of the City Clerk

AUG 26 2026

RECEIVED