

1 **BILL NO. S-11-04-12**

2 SPECIAL ORDINANCE NO. S-95-11

3 AN ORDINANCE approving LICENSE
4 AGREEMENT ^{by and} between MENARD, INC. AND
5 STURGES DEVELOPMENT GROUP, LLC. and
6 the City of Fort Wayne, Indiana, by the Board of
Storm Water Management.

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

9 **SECTION 1.** That the by and between MENARD, INC. AND
10 STURGES DEVELOPMENT GROUP, LLC. and the City of Fort Wayne,
11 Indiana, by the Board of Storm Water Management, is hereby ratified, and
12 affirmed and approved in all respects, respectfully for:
13

14 Developer will develop and construct a portion of the Menard
15 Property to become part of the Spy Run Creek Regional
16 Detention Basin and will cause Menard to convey such real
17 estate to the City of Fort Wayne for a total cost of ONE
HUNDRED TWENTY-FIVE THOUSAND AND NO/100
DOLLARS – (\$125,000.00);

18 A copy said Contract is on file with the Office of the City Clerk and made
19 available for public inspection, according to law.
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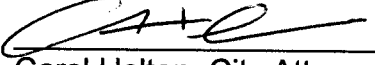
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SECTION 2. That this Ordinance shall be in full force and effect from and after its passage and any and all necessary approval by the Mayor.



Council Member

APPROVED AS TO FORM AND LEGALITY



Carol Helton, City Attorney

Read the first time in full and on motion by Hines, and duly adopted, read the second time by title and referred to the Committee on City Utilities (and the City Plan Commission for recommendation) and Public Hearing to be held after due legal notice, at the Common Council Conference Room 128, City-County Building, Fort Wayne, Indiana, on _____, the _____ day of _____, 2011, at _____ o'clock _____ M.E.S.T.

DATED: 4-12-11

Sandra E. Kennedy
SANDRA E. KENNEDY, CITY CLERK

Read the third time in full and on motion by Hines, and duly adopted, placed on its passage. PASSED LOST
by the following vote:

	<u>AYES</u>	<u>NAYS</u>	<u>ABSTAINED</u>	<u>ABSENT</u>
TOTAL VOTES	<u>8</u>	_____	<u>1</u>	_____
<u>BENDER</u>	<u>✓</u>	_____	_____	_____
<u>BROWN</u>	<u>✓</u>	_____	_____	_____
<u>DIDIER</u>	<u>✓</u>	_____	_____	_____
<u>GOLDNER</u>	<u>✓</u>	_____	_____	_____
<u>HARPER</u>	<u>✓</u>	_____	_____	_____
<u>HINES</u>	<u>✓</u>	_____	_____	_____
<u>PAPE</u>	_____	_____	<u>✓</u>	_____
<u>SHOAF</u>	<u>✓</u>	_____	_____	_____
<u>SMITH</u>	<u>✓</u>	_____	_____	_____

DATED: 4-26-11

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. 8-95-11 on the 26th day of April, 2011

ATTEST: SEAL
Sandra E. Kennedy Matthew Henry
SANDRA E. KENNEDY, CITY CLERK PRESIDING OFFICER

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the 27th day of April, 2011, at the hour of 11:00 o'clock A M.E.S.T.

Sandra E. Kennedy
SANDRA E. KENNEDY, CITY CLERK

Approved and signed by me this 28th day of APRIL, 2011, at the hour of 9:15 o'clock A M.E.S.T.

Thomas C. Henry
THOMAS C. HENRY, MAYOR