

1 **BILL NO. S-11-04-13(as amended)**

2
3 SPECIAL ORDINANCE NO. S- 96-11

4 AN ORDINANCE approving DEVELOPMENT
5 AGREEMENT between STURGES
6 DEVELOPMENT GROUP, LLC and 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 DEVELOPMENT AGREEMENT by and
10 between STURGES DEVELOPMENT GROUP, LLC and the City of Fort
11 Wayne, Indiana, by the Board of Storm Water Management, is hereby ratified,
12 and affirmed and approved in all respects, respectfully for:

13
14 To acquire certain real estate and will develop and construct on
15 such real estate, together with real estate currently owned by the
16 City of Fort Wayne, the Spy Run Creek Regional Detention
Basin:

17 involving a total cost of EIGHT HUNDRED SIXTY-FIVE, NINE HUNDRED
18 SIXTY-THREE AND 10/100 DOLLARS (\$865,963.10. A copy said Contract is
19 on file with the Office of the City Clerk and made available for public
20 inspection, according to law.

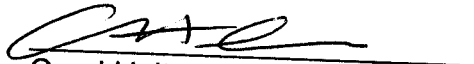
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SECTION 2. That this Ordinance shall be in full force and effect from and after its passage and any and all necessary approval by the Mayor.



Council Member

APPROVED AS TO FORM AND LEGALITY



Carol Helton, City Attorney

Read the first time in full and on motion by Shores 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 Shores and duly adopted, placed on its passage. PASSED 8-1 by the following vote:

	<u>AYES</u>	<u>NAYS</u>	<u>ABSTAINED</u>	<u>ABSENT</u>
<u>TOTAL VOTES</u>	<u>8</u>	<u> </u>	<u>1</u>	<u> </u>
<u>BENDER</u>	<u>✓</u>	<u> </u>	<u> </u>	<u> </u>
<u>BROWN</u>	<u>✓</u>	<u> </u>	<u> </u>	<u> </u>
<u>DIDIER</u>	<u>✓</u>	<u> </u>	<u> </u>	<u> </u>
<u>GOLDNER</u>	<u>✓</u>	<u> </u>	<u> </u>	<u> </u>
<u>HARPER</u>	<u>✓</u>	<u> </u>	<u> </u>	<u> </u>
<u>HINES</u>	<u>✓</u>	<u> </u>	<u> </u>	<u> </u>
<u>PAPE</u>	<u> </u>	<u> </u>	<u>✓</u>	<u> </u>
<u>SHOAFF</u>	<u>✓</u>	<u> </u>	<u> </u>	<u> </u>
<u>SMITH</u>	<u>✓</u>	<u> </u>	<u> </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. 8-96-11 on the 26th day of April, 2011

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

SEAL
Matthew Henry
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 2:30 o'clock _____ M.E.S.T.

Thomas C. Henry
THOMAS C. HENRY, MAYOR