

1 **BILL NO. S-17-07-13**

2 **SPECIAL ORDINANCE NO. S-102-07**

3  
4 ORDINANCE AUTHORIZING AND PROVIDING FOR THE  
5 ISSUANCE BY THE CITY OF FORT WAYNE, INDIANA OF ITS  
6 ECONOMIC DEVELOPMENT REVENUE BONDS, SERIES 2017  
7 (UNIVERSITY OF SAINT FRANCIS PROJECT) FOR THE  
8 PURPOSE OF REFUNDING PRIOR OBLIGATIONS OF THE  
9 ISSUER ISSUED FOR THE BENEFIT OF UNIVERSITY OF  
10 SAINT FRANCIS OF FORT WAYNE, INDIANA, INC., AN  
11 INDIANA NOT-FOR-PROFIT CORPORATION (“BORROWER”)  
12 AND FINANCING THE COSTS OF CONSTRUCTING AND  
EQUIPPING CERTAIN SITE IMPROVEMENTS FOR THE  
BORROWER; AUTHORIZING THE EXECUTION, DELIVERY  
AND PERFORMANCE OF A BOND PURCHASE AND LOAN  
AGREEMENT AND RELATED DOCUMENTS WITH RESPECT  
TO SAID BONDS; AND APPROVING AND AUTHORIZING  
OTHER ACTIONS IN RESPECT THERETO

13 **WHEREAS**, the City of Fort Wayne, Indiana (the “Issuer”) is authorized and  
14 empowered by Indiana Code 36-7-11.9 and 12 (the “Act”), as supplemented and  
15 amended, to finance land, buildings or other improvements suitable for industrial,  
16 commercial or manufacturing enterprises for the purposes set forth in the Act; and

17 **WHEREAS**, under the Act, the Issuer is empowered to refund revenue bonds  
18 so issued from time to time by the issuance of additional revenue bonds of the Issuer;  
19 and

20 **WHEREAS**, University of Saint Francis of Fort Wayne, Indiana, Inc., an  
21 Indiana not-for-profit corporation (the “Borrower”) has acquired, constructed and  
22 equipped certain economic development facilities (the “Project”), located in Allen  
23 County, Fort Wayne, Indiana, and the Issuer, in order to finance a portion of the  
24 costs of the Project pursuant to the provisions of the Act, heretofore has issued and  
25 sold its Variable Rate Demand Economic Development Revenue Bonds, Series 2008  
26 (University of Saint Francis Project) dated August 21, 2008 in the original principal  
27 amount of \$5,400,000, which are now outstanding in the principal amount of  
28 approximately \$3,970,000 (the “Prior Bonds”); and



1                   **SECTION 1.** It is hereby found that the financing of the economic  
2 development facilities referred to in the Loan Agreement approved by the Fort  
3 Wayne Economic Development Commission and presented to this Common  
4 Council, the issuance and sale of the Issuer's Economic Development Revenue  
5 Bonds, Series 2017 (University of Saint Francis Project) (the "Series 2017 Bonds"),  
6 the loan of the proceeds of the Series 2017 Bonds to the Borrower for the  
7 construction and equipping of the economic development facilities and the current  
8 refunding of the Prior Bonds, the payment of the Series 2017 Bonds by the note  
9 payments of the Borrower under the Loan Agreement and the Series 2017 Note, and  
10 the securing of said Series 2017 Bonds under the Loan Agreement complies with the  
11 purposes and provisions of the Act and will be of benefit to the health and welfare of  
12 the City of Fort Wayne and its citizens.

13                   **SECTION 2.** The economic development facilities consists of: (a) the  
14 refinancing of the Borrower's construction and equipping of a 3-story 40,700 square  
15 foot student residence hall to accommodate approximately 150 students, comprised  
16 of 38 suite style units (including three (3) handicapped accessible units) plus living  
17 space for a residence hall director and approximately 135 parking spaces located on  
18 the western edge of the Borrower's campus at 2701 Spring Street, Fort Wayne,  
19 Indiana (the "Series 2008 Bond Refunding"), and (b)(i) the construction of a 25,000  
20 sq. ft. addition to and the renovation of the existing 48,000 sq. ft. of the Achatz  
21 Science Building, together with the furnishing and equipping of classrooms, offices,  
22 laboratories and other student spaces located at 2701 Spring Street, Fort Wayne,  
23 Indiana (the "Achatz Renovation"), and (ii) the renovation of 8,100 sq. ft. of the  
24 Borrower's North Campus building into a Welcome Center to house Enrollment  
25 Management and Human Resources, together with the furnishing and equipping of  
26 same located at 2702 Spring Street, Fort Wayne, Indiana (the "Welcome Center  
27 Renovation" and collectively with the Achatz Renovation and the Series 2008 Bond  
28 Refunding, the "Project") at a total approximate cost of \$24,250,000.  
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**SECTION 3.** At the public hearing held by the Fort Wayne Economic Development Commission, the Commission considered whether the economic development facilities would have an adverse competitive effect on any similar facilities located in or near the City of Fort Wayne, and subsequently found, based on special findings of fact set forth in the Resolution transmitted hereto that the facilities would not have an adverse competitive effect. This Common Council hereby confirms the findings set forth in the Commission's Resolution, and concludes that the economic development facilities will not have an adverse competitive effect on any other similar facilities in or near the City of Fort Wayne and the facilities will be of benefit to the health and welfare of the citizens of the City of Fort Wayne.

**SECTION 4.** The substantially final forms of the Loan Agreement and Series 2017 Note approved by the Fort Wayne Economic Development Commission are hereby approved (herein collectively referred to as the "Financing Agreement" referred to in the Act), and the Financing Agreement shall be incorporated herein by reference and shall be inserted in the minutes of this Council and kept on file by the City Clerk in accordance with the provisions of Indiana Code 36-1-5-4. Two (2) copies of the Financing Agreement are on file in the office of the City Clerk for public inspection.

**SECTION 5.** The Issuer shall issue its Series 2017 Bonds designated "City of Fort Wayne, Indiana Economic Development Revenue Bonds, Series 2017 (University of Saint Francis Project)" in a principal amount not to exceed Fifteen Million and 00/100ths Dollars (\$15,000,000) (the "Series 2017 Bonds") and maturing no later than October 1, 2044. The Series 2017 Bonds are to be issued for the purpose of procuring funds to refund the Prior Bonds and to pay the costs of construction and equipping of additional infrastructure and other improvements as more particularly set out in the Loan Agreement incorporated herein by reference,

1 which Series 2017 Bonds will be payable as to principal, premium, if any, and  
2 interest from the note payments made by the Borrower under the Loan Agreement  
3 and the Series 2017 Note or as otherwise provided in the above described Loan  
4 Agreement. The Series 2017 Bonds shall be issued in fully registered form in  
5 denominations of \$100,000 or any integral multiple of \$5,000 in excess thereof or as  
6 otherwise provided in the Loan Agreement. The Series 2017 Bonds shall be  
7 redeemable as provided in Article IX of the Loan Agreement. The Series 2017  
8 Bonds shall bear interest at the Bond Rate (as such term is defined in the Loan  
9 Agreement). Payments of principal and interest are payable in lawful money of the  
10 United States of America at the at the principal corporate office of Old National  
11 Bank, NA, as the initial owner of the Series 2017 Bonds (together with any  
12 subsequent owner of the Series 2017 Bonds). The Series 2017 Bonds shall never  
13 constitute a general obligation of, an indebtedness of, or a charge against the general  
14 credit of the City of Fort Wayne, Indiana, nor are the Series 2017 Bonds payable in  
15 any manner from revenues raised by taxation.

15 **SECTION 6.** The Mayor and the City Clerk are authorized and directed to  
16 sell the Series 2017 Bonds to Old National Bank, NA, as the original purchaser  
17 thereof (the "Original Purchaser") at a price of not less than 100.00% of the principal  
18 amount thereof.

19 **SECTION 7.** The Mayor and the City Clerk are authorized and directed to  
20 execute, attest, affix or imprint by any means the City of Fort Wayne seal to the  
21 documents constituting the Financing Agreement approved herein on behalf of the  
22 City of Fort Wayne and any other document which may be necessary or desirable  
23 prior to on or after the date hereof to consummate or facilitate the transaction,  
24 including, without limitation, the Series 2017 Bonds authorized herein. The Mayor  
25 and the City Clerk are hereby expressly authorized to approve any modifications or  
26 additions to the documents constituting the Financing Agreement which take place  
27 after the date of this Ordinance with the review and advice of counsel to the City, it  
28 being the express understanding of this Council that said Financing Agreement is in

1 substantially final form as of the date of this Ordinance. The approval of said  
2 modifications or additions shall be conclusively evidenced by the execution and  
3 attestation thereof and the affixing of the seal thereto or the imprinting of the seal  
4 thereon; provided, however, that no such modification or addition shall change the  
5 maximum principal amount of, interest rate provisions on or term of the Series 2017  
6 Bonds as approved by this Council by this Ordinance without further consideration  
7 by this Common Council. The signatures of the Mayor and the City Clerk on the  
8 Series 2017 Bonds may be either manual or facsimile signatures. The City Clerk is  
9 authorized to arrange for delivery of such Series 2017 Bonds to the Original  
10 Purchaser, and payment for the Series 2017 Bonds will be made in accordance with  
11 the terms set forth in the Loan Agreement. The Series 2017 Bonds shall be  
originally dated the date of issuance and delivery thereof.

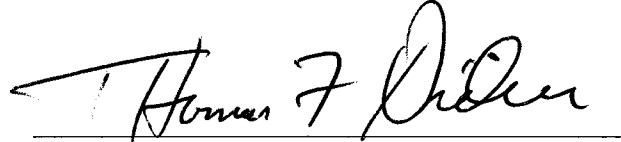
12 **SECTION 8.** It is the intention of this Council that this Ordinance shall  
13 constitute the approval of this Common Council under Section 147(f) of the Internal  
14 Revenue Code of 1986, as amended, with respect to the Series 2017 Bonds.

15 **SECTION 9.** The provisions of this Ordinance and the Loan Agreement  
16 securing the Series 2017 Bonds shall constitute a contract binding between the City  
17 of Fort Wayne, Indiana and the holders of the Series 2017 Bonds, and after the  
18 issuance of said Series 2017 Bonds, this Ordinance shall not be repealed or amended  
19 in any respect which would adversely affect the rights of such holders so long as any  
20 of said Series 2017 Bonds or the interest thereon remains unpaid.


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**SECTION 10.** This Ordinance shall be in full force and effect from and after its passage and signing by the President of the Common Council.

COMMON COUNCIL OF THE CITY  
OF FORT WAYNE, INDIANA

  
Thomas Didier, President

APPROVED AS TO FORM  
AND LEGALITY:

  
Carol Helton, City Attorney

RESOLUTION NO. 7/20/17

**A RESOLUTION OF THE FORT WAYNE ECONOMIC DEVELOPMENT COMMISSION ON APPLICATION OF UNIVERSITY OF SAINT FRANCIS OF FORT WAYNE, INDIANA, INC. PROVIDING APPROVAL OF THE ISSUANCE OF BONDS, INCLUDING THE FORM AND TERMS OF THE FINANCING AGREEMENT AND A PROPOSED FORM OF ORDINANCE, FOR THE PURPOSE OF FINANCING AND REFINANCING CERTAIN ECONOMIC DEVELOPMENT FACILITIES TO BE OWNED AND OPERATED BY UNIVERSITY OF SAINT FRANCIS OF FORT WAYNE, INDIANA, INC.**

**WHEREAS**, the City of Fort Wayne, Indiana (the "*Issuer*"), is authorized by IC 36-7-11.9 and 12 (the "*Act*") to issue revenue bonds for the financing of economic development facilities, the funds from said financing to be used for the acquisition, construction and equipping of said facilities or the reimbursement of costs incurred in connection therewith, and said facilities to be either sold or leased to another person or directly owned by another person; and

**WHEREAS**, University of Saint Francis of Fort Wayne, Indiana, Inc. (the "*Applicant*"), has advised the Fort Wayne Economic Development Commission (the "*Commission*") and the Issuer that it proposes to renovate, construct and equip economic development facilities and requests the Issuer to loan the proceeds of an economic development financing to the Applicant for the purpose of (a) currently refunding the Issuer's Variable Rate Demand Economic Development Revenue Bonds, Series 2008 (University of Saint Francis Project) dated August 21, 2008 (the "*Series 2008 Bonds*") which has an outstanding principal balance of approximately \$3,970,000 (the "*Series 2008 Bonds Refunding*"), and (b) assisting Applicant in the financing of certain economic development facilities, including (i) the construction of a 25,000 sq. ft. addition to and the renovation of the existing 48,000 sq. ft. of the Achatz Science Building, together with the furnishing and equipping of classrooms, offices, laboratories and other student spaces located at 2701 Spring Street, Fort Wayne, Indiana (the "*Achatz Renovation*"), and (ii) the renovation of 8,100 sq. ft. of the Applicant's North Campus building into a Welcome Center to house Enrollment Management and Human Resources, together with the furnishing and equipping of same located at 2702 Spring Street, Fort Wayne, Indiana (the "*Welcome Center Renovation*") and collectively with the Achatz Renovation and the Series 2008 Bond Refunding, the "*Project*"; and

**WHEREAS**, the Project will be owned and operated by the Applicant, a tax exempt charitable organization under Section 501(c)(3) of the Internal Revenue Code of 1986, as amended (the "*Code*"), for use in carrying out its mission as a comprehensive higher education institution founded in the Catholic Franciscan tradition, currently offering in excess of 80 Associate, Baccalaureate, Master and Doctoral programs in a multitude of disciplines; and

**WHEREAS**, the diversification of industry and creation and retention of job opportunities to be achieved by the construction and equipping of the Project will be of public benefit to the health, safety and general welfare of the Issuer and its citizens; and

**WHEREAS**, it would appear that the financing of the Project would be of public benefit to the health, safety and general welfare of the Issuer and its citizens; and

**WHEREAS**, the renovation, construction and equipping of the Project will not have an adverse competitive effect on any similar facility already constructed or operating in Fort Wayne, Indiana; and

**WHEREAS**, the substantially final forms of the Bond Purchase and Loan Agreement and the Series 2017 Note (together, the "**Financing Agreement**") to be used in connection with the financing, as well as a proposed form of bond ordinance, have been presented to this meeting:

**NOW, THEREFORE, BE IT RESOLVED** by the Commission as follows:

1. The Commission hereby finds and determines that the promotion of diversification of economic development and job opportunities in Fort Wayne, Indiana, is desirable to preserve the health, safety and general welfare of the citizens of the Issuer, and that it is in the public interest that the Commission and the Issuer take such action as they lawfully may to encourage economic development, diversification of industry and promotion of job opportunities in and near the Issuer.

2. The Commission hereby finds and determines that the issuance and sale of economic development revenue bonds of the Issuer under the Act in an amount not to exceed \$15,000,000 for the purpose of (a) currently refunding the Series 2008 Bonds, and (b) assisting Applicant in the financing of (i) the Achatz Renovation and (ii) the Welcome Center Renovation and the sale or leasing of the Project to the Applicant or the loan of the proceeds of the revenue bonds to the Applicant, will serve the public purposes referred to above, in accordance with the Act. The final forms (subject to technical, clarifying or non-substantial changes or modifications or changes necessary to conform said documents to the proposed form of Ordinance only) of the Financing Agreement and a proposed form of ordinance for the City of Fort Wayne Common Council presented to this meeting, are hereby approved.

3. Based solely upon information provided to it, the Commission reports, finds and determines pursuant to the provisions of the Act that:

A. The Project will consist of and include (a) the current refunding of the Issuer's Variable Rate Demand Economic Development Revenue Bonds, Series 2008 (University of Saint Francis Project) dated August 21, 2008 (the "**Series 2008 Bonds**") which has an outstanding principal balance of approximately \$3,970,000, and (b) the partial financing of certain economic development facilities, including (i) the construction of a 25,000 sq. ft. addition to and the renovation of the existing 48,000 sq. ft. of the Achatz Science Building, together with the furnishing and equipping of classrooms, offices, laboratories and other student spaces located at 2701 Spring Street, Fort Wayne, Indiana (the "**Achatz Renovation**") and (ii) the renovation of 8,100 sq. ft. of the Applicant's North Campus building into a Welcome Center to house Enrollment Management and Human Resources, together with the furnishing and equipping of same located at 2702 Spring Street, Fort Wayne, Indiana (the "**Welcome Center Renovation**");

- B. The Project will be owned and operated by the Applicant for use in carrying out its mission as a comprehensive higher education institution, currently offering in excess of 80 Associate, Baccalaureate, Master and Doctoral programs in a multitude of disciplines;
- C. No public works or services not already existing or available, or for which provision has not been made, will be made necessary or desirable on account of the Project as such facilities will be provided either by the Applicant, private utilities, or existing public facilities, or pursuant to agreements with respect to such public facilities with the City of Fort Wayne, Indiana;
- D. The total cost of the Project (including the current refunding of the Series 2008 Bonds) will approximate \$24,250,000 of which an amount not to exceed \$15,000,000 will be financed by economic development revenue bonds;
- E. The Applicant currently employs 316 full-time persons and 222 part-time persons in the City of Fort Wayne, Indiana, and anticipates employing an additional 3 full-time persons and 5 part-time persons within three years following completion of the Project and the Applicant estimates that the mean average annual wages for (i) the new full-time employees will be approximately \$49,000 plus benefits and (ii) the new part-time employees will be approximately \$10,000;
- F. The Project will not have an adverse competitive effect on any similar facilities already constructed or operating in or near the City of Fort Wayne;
- G. The proposed financing of the Project will be of benefit to the health and general welfare of the citizens of the City of Fort Wayne; and
- H. The proposed financing of the Project complies with the purposes and provisions of I.C. § 36-7-11.9 and 12, as supplemented and amended.

4. In accordance with I.C. § 36-7-11.9, the findings and determinations set forth above have been compiled and prepared into a report (the "*Report*") which is hereby approved by the Commission and the Secretary of the Commission is hereby directed to submit, or have submitted on the Commission's behalf, the Report to the Executive Director or Chairperson of the Plan Commission having jurisdiction over the Project and, if applicable, to the superintendent of the school corporation where the Project will be located pursuant to I.C. 36-7-12-23(b).

5. All costs of the Project which may be financed under the Act will be permitted to be included as part of the bond issue to finance the Project, and the Issuer will sell or lease the same to the Applicant or loan the proceeds from the sale of the bonds to the Applicant for the same purposes.

6. All action taken and approvals given by the Commission with regard to the Applicant, are based upon the evidence submitted and representations made by the Applicant, their

agents or counsel. No independent examination, appraisal or inspection of the Project was made, requested, or is contemplated by the Commission or the Issuer.

7. The Commission does not, by this or any other approval or finding, guarantee, warrant or even suggest that the bonds, coupons or series thereof will be a reasonable investment for any person, firm or corporation.

8. The Commission shall not be obligated, directly or indirectly, to see to the application or use of the proceeds from the sale of the bonds or to see that the contemplated improvements, if any, are constructed. The Commission is in no way responsible to the holders of any bonds for any payment obligation created by the bonds.

9. The Commission does not warrant, guarantee or even suggest that interest to be paid to or income to be received by the holders of any bond, coupon, or series thereof is exempt from taxation by any local, state or federal government.

10. The bonds shall be special, limited obligations of the Issuer payable solely from the funds provided therefor as described in the Financing Agreement authorizing the bonds, and shall not constitute an indebtedness of the Commission or the Issuer or a loan of the credit thereof within the meaning of any constitutional or statutory provisions.

11. Two copies of this Resolution and the Financing Agreement, in their final forms, shall be transmitted to the Clerk of the Issuer for presentation to the City of Fort Wayne Common Council with the recommendation that the City of Fort Wayne Common Council, pursuant to the proposed form of Ordinance hereby recommended to it, approve such documents in their final forms (subject to technical, clarifying or non-substantial changes or modifications or changes necessary to conform said documents to the proposed form of Ordinance).

**ADOPTED** this 20<sup>th</sup> day of July, 2017.

FORT WAYNE ECONOMIC DEVELOPMENT  
COMMISSION

By: \_\_\_\_\_  
Its \_\_\_\_\_

*James P. Mitchell*  
President

Attest:

*[Signature]*  
\_\_\_\_\_  
Its Secretary

## REPORT

### OF THE FORT WAYNE ECONOMIC DEVELOPMENT COMMISSION CONCERNING THE PROPOSED FINANCING OF ECONOMIC DEVELOPMENT FACILITIES FOR UNIVERSITY OF SAINT FRANCIS OF FORT WAYNE, INDIANA, INC.

The Fort Wayne Economic Development Commission (the "*Commission*") has recommended to the Common Council of the City of Fort Wayne (the "*Issuer*") that it loan the proceeds of an economic development revenue bond financing (the "*Bonds*") in an amount not to exceed \$15,000,000 to University of Saint Francis of Fort Wayne, Indiana, Inc., an Indiana not-for-profit corporation (the "*Applicant*").

The Applicant has requested that the Commission give preliminary approval to the issuance of the Bonds in an amount not to exceed \$15,000,000 for the purpose of (a) currently refunding the Issuer's Variable Rate Demand Economic Development Revenue Bonds, Series 2008 (University of Saint Francis Project) dated August 21, 2008 (the "*Series 2008 Bonds*") which has an outstanding principal balance of approximately \$3,970,000 (the "*Series 2008 Bonds Refunding*"), and (b) assisting Applicant in the financing of certain economic development facilities, including (i) the construction of a 25,000 sq. ft. addition to and the renovation of the existing 48,000 sq. ft. of the Achatz Science Building, together with the furnishing and equipping of classrooms, offices, laboratories and other student spaces located at 2701 Spring Street, Fort Wayne, Indiana (the "*Achatz Renovation*") and (ii) the renovation of 8,100 sq. ft. of the Applicant's North Campus building into a Welcome Center to house Enrollment Management and Human Resources, together with the furnishing and equipping of same located at 2702 Spring Street, Fort Wayne, Indiana (the "*Welcome Center Renovation*") and collectively with the Achatz Renovation and the Series 2008 Bond Refunding, the "*Project*").

No public works or services not already existing or available, or for which provision has not been made, will be made necessary or desirable on account of the Project as such facilities will be provided either by the Applicant, private utilities, or existing public facilities, or pursuant to agreements with respect to such public facilities with the Issuer.

The total cost of the Project (including the current refunding of the Series 2008 Bonds) will be approximately \$24,250,000, of which an amount not to exceed \$15,000,000 will be financed by economic development revenue bonds.

The Applicant currently employs 316 full-time persons and 222 part-time persons in the City of Fort Wayne, Indiana, and anticipates employing an additional 3 full-time persons and 5 part-time persons within three years following completion of the Project and the Applicant estimates that the mean average annual wages for (i) the new full-time employees will be approximately \$49,000 plus benefits and (ii) the new part-time employees will be approximately \$10,000.

The proposed financing of the Project will be of benefit to the health and general welfare of the citizens of the City of Fort Wayne, Indiana.

The proposed financing of the Project complies with the purposes and provisions of I.C. §§ 36-7-11.9 and 12 *et seq.*, as supplemented and amended.

The foregoing report is true and correct in all material respects and has been prepared by and submitted to the Issuer by the Applicant this 20<sup>th</sup> day of July, 2017, and incorporates the evidence presented and substantive testimony received from representatives of the Applicant at a meeting of the Commission held on the 20<sup>th</sup> day of July, 2017.

FORT WAYNE ECONOMIC DEVELOPMENT  
COMMISSION

By: James P. Mitchell

James P. Mitchell, President



# Fort Wayne Economic Development Commission

08/07  
IRB Application

## Application for Economic Development Bond Financing

Fort Wayne Economic Development Commission by:  
Staff Member \_\_\_\_\_  
Date \_\_\_\_\_

**Please refer to the attached Application Instructions  
prior to completing this application!**

### General Information

Total projected cost of bond issue (include cost of project and cost of bond issuance) \$ \$15,000,000

1. Name of applicant: University of Saint Francis of Fort Wayne, Indiana, Inc.
2. Title of applicant: \_\_\_\_\_
3. Address of applicant: 2701 Spring Street, Fort Wayne, IN 46808
4. Phone and fax number of applicant: (260) 399-7700 - Fax (260) 399-8156
5. Name of business: University of Saint Francis of Fort Wayne, Indiana, Inc.
6. Address of business: 2701 Spring Street, Fort Wayne, IN 46808
7. Phone and fax number of business: (260) 399-7700 - Fax (260) 399-8156
8. Name of contact person: Rich Bienz
9. Title of contact person: Vice President for Finance and Operations
10. Name of contact's business: University of Saint Francis of Fort Wayne, Indiana, Inc.
11. Address of contact's business: 2701 Spring Street, Fort Wayne, IN 46808
12. Telephone and fax number of contact: 260) 399-7700 ext 6508 - Fax (260) 399-8156
13. Applicant is organized as a: (Check One)
 

<input checked="" type="checkbox"/> Not-for-Profit Corporation	<input type="checkbox"/> Subchapter S Corporation
<input type="checkbox"/> C Corporation	<input type="checkbox"/> General Partnership
<input type="checkbox"/> Limited Liability Company	<input type="checkbox"/> Joint Venture
<input type="checkbox"/> Sole Proprietorship	<input type="checkbox"/> Other _____
<input type="checkbox"/> Limited Partnership	

14. List company officers and/or principal operating personnel

NAME	TITLE	ADDRESS	PHONE NUMBER
SEE APPENDIX A			

15. List all persons or firms having ten percent or more ownership interest in the applicant business and the percentage each holds:

NAME	PERCENTAGE	NAME	PERCENTAGE
NONE			

16. Name and nature of the business or (if others) businesses in which the applicant is engaged:

University of Saint Francis of Fort Wayne, Indiana, Inc. is a not-for-profit private university  
accredited by the Higher Learning Commission and authorized to award associate, bachelor,  
master, and doctoral degrees.

17.  Yes  No Is the applicant incorporated in the State of Indiana?

18. If yes, attach a copy of Certificate of Existence. (**Attachment #1**)

19. If no, under the laws of what state is the applicant organized? \_\_\_\_\_

20.  Yes  No Has the applicant received authority to do business in Indiana from the Indiana Secretary of State?

21. Provide evidence of such legal existence, including a statement from any certifying authorities. (**Attachment #2**)

22.  Yes  No Does the applicant operate under an assumed name in Allen County, Indiana?

23.  Yes  No Has the applicant filed for a Certificate of Use of Assumed Name with the Allen County, Indiana Recorder's Office?

24. If yes, under what name? \_\_\_\_\_ Date filed: \_\_\_\_\_

N/A 25.  Yes  No If the applicant is a sole proprietorship or general partnership, has the applicant filed for a Certificate of Assumed Business Name with the Allen County, Indiana Recorder's Office?

26. If yes, under what name? \_\_\_\_\_ Date filed: \_\_\_\_\_

27.  Yes  No Are any members of the Fort Wayne Economic Development Commission, Fort Wayne Common Council, or Allen County Council shareholders or holders of any debt obligation of the applicant?

28. If yes, list name(s):


### Project Information

29. Street address of project: 2701 Spring Street, Fort Wayne, Indiana 46808

30. Description of the project to be funded along with a brief description of the facilities to be constructed:  
The project includes a 25,000 sq ft addition to the Achatz Science Building along with a renovation of the existing 48,000 sq ft. Project also includes renovation of a portion of the North Campus building into a Welcome Center to house Enrollment Management and Human Resources. Also includes refinancing of existing Series 2008 variable rate tax-exempt bonds.

31. Total square footage of facility to be constructed on first floor: Achatz - 25,454 / Welcome Ctr - 8,100 sf

32. Total square footage of facility to be constructed on additional floors: Achatz - 47,451 / Welcome Ctr - 0 sf

33. Legal description of project site (Required **Attachment # 3**) Welcome Center - 6.97

34. Total acreage of the tract or parcel of property on which the project is to be located: Achatz - 63.45 acres

35.  Yes  No Are blueprints or architectural renderings available for the facilities to be constructed?

(If yes, a copy of the blueprints/renderings must be attached to the application. If not, a copy must be provided to the staff of the Fort Wayne Economic Development Commission no later than one week prior to the initial inducement resolution.) **Attachment # 4**

36. Itemize use of bond funds by expenditure category:

**See Appendix B**

Engineering/Architectural Fees: \_\_\_\_\_

Legal Fees: \_\_\_\_\_

Financing and Other Fees: \_\_\_\_\_

Land Purchase: \_\_\_\_\_

Site Preparation: \_\_\_\_\_

Construction (materials, equipment, labor): \_\_\_\_\_

Building Purchase: \_\_\_\_\_

Machinery: \_\_\_\_\_

Remodeling/Renovation/Restoration: \_\_\_\_\_

37. Should bond funds be insufficient to complete the proposed project, itemize any additional funds and funding sources needed to complete the project: The projects will be partially funded by capital campaign contributions and university cash reserves. See appendix B for Sources & Uses Report.

38.  Yes  No Is the project located entirely within the municipal limits of the City of Fort Wayne, Indiana?

39.  Yes  No Is the project located within the Fort Wayne Community Schools District?

40. If no, name the applicable school district (s): \_\_\_\_\_

41.  Yes  No Will the proposed facility, or any portion thereof, be leased to an entity other than the applicant?

42. If yes, name all such entities, state the type of business in which they engage, and indicate the square footage of the project each is expected to lease: \_\_\_\_\_

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

### Zoning And Infrastructure Information

43. What is the existing zoning on the project site? R1

44. What zoning will the project require? Property has proper zoning and variances for project

45.  Yes  No Is the project site located within a floodplain?

(Attach a surveyor's certificate indicating floodplain status, required.) **Attachment # 5**

46. Is the site to be used currently served by Fort Wayne City Utilities for:

Yes  No Water?

Yes  No Sanitary sewer?

Yes  No Storm sewer?

47. If not, how does applicant intend to procure proper utility infrastructure for the project?

\_\_\_\_\_  
\_\_\_\_\_

48. Will the project cause any adverse environmental impacts to:

Yes  No Air?

Yes  No Land?

Yes  No Noise?

Yes  No Other?

Yes  No Water?

49. Describe any potential adverse environmental impacts: \_\_\_\_\_

NONE

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

## Public Benefit Information

50. Is a fully executed "Fort Wayne Economic Development Commission Form ED-1" attached to this application? (If not, application will not be accepted.) Attachment # 6.

I certify that I am a legally authorized representative of the above named company and that, to the best of my knowledge, all information in this application and its attached exhibits are true and complete and that I am aware that such application is subject to the Public Records laws of the State of Indiana. Verification of any and all items noted within this application may be obtained from any source named herein. It is my understanding that information on the "Fort Wayne Economic Development Commission Form ED-1" which is attached as a part of this application may be monitored by the staff of the Commission. I further understand that it is my obligation to provide the Commission with an annual "Fort Wayne Economic Development Commission Form ED-2" no later than January 31 of each year during the life of the bond issue. Form ED-2 shall be used to monitor compliance with the job creation and/or retention goals listed in the original "Fort Wayne Economic Development Commission Form ED-1". Commission staff has my express consent to monitor the project during the life of the bond issuance for compliance. Should any inaccuracies be found in the information reported on form ED-2, or should the ED-2 form not be received by January 31 of each year during the life of the bond issue, the Fort Wayne Economic Development Commission may seek such remedies as are legally available to it to address those discrepancies found.

I further agree to abide by all rules and regulations of the Fort Wayne Economic Development Commission. I agree to pay, in addition to the application fee, all attorney fees incurred on behalf of the Commission in the negotiation of financing of the economic development facility for which I am applying.

Signature Rich Bienz  
Typed Name and Title Rich Bienz, Vice President for Finance and Operations  
Date Signed June 28, 2017

## APPENDIX A

### University of Saint Francis Officers and Principle Operating Personnel

<u>Name</u>	<u>Title</u>	<u>Address</u>	<u>Phone Number</u>
William Niezer	Board Chair	9910 Dupont Circle Dr East, Suite 120, 46825	260-432-3400
Richard Fox	Vice Chair	215 East Berry St, 46802	260-423-9551
Charles Schrimper	Treasurer	6628 Hosler Road, 46765	260-627-8247
Debra Niezer	Secretary	909 Grant Ave, 46803	260-422-9417
Sister M. Elise Kriss	President	2701 Spring Street, 46808	260-399-7700
Andrew Prall	VP for Academic Affairs	2701 Spring Street, 46808	260-399-7700
Rich Bienz	VP for Finance & Operations	2701 Spring Street, 46808	260-399-7700
Matt Smith	VP for University Advancement	2701 Spring Street, 46808	260-399-7700
Teresa Sordelet	VP for Administration	2701 Spring Street, 46808	260-399-7700

**APPENDIX B**

**University of Saint Francis Construction Projects  
Sources and Uses Report & Project Budgets**

<u>Sources</u>		<u>Uses</u>	
Bond Proceeds	\$15,000,000	Existing Bond	\$3,970,000
Achatz raised to date	\$5,000,000	Achatz	\$18,000,204
Future pledges/cash	<u>\$4,250,000</u>	Welcome Ctr	<u>\$2,249,731</u>
	<u>\$24,250,000</u>		<u>\$24,219,935</u>

<u>Project Budgets:</u>	<u>Achatz</u>	<u>Welcome Center</u>
Engineering/Architectural Fees	1,234,700	112,500
Legal and Other Fees	75,000	20,000
Land and Building Purchase	-	-
Sitework	439,027	275,674
Construction/Renovation	15,088,977	1,711,557
Furniture, Fixtures, Equip & Tech	<u>1,162,500</u>	<u>130,000</u>
	<u>18,000,204</u>	<u>2,249,731</u>

**State of Indiana  
Office of the Secretary of State**

CERTIFICATE OF EXISTENCE

To Whom These Presents Come, Greeting:

I, CONNIE LAWSON, Secretary of State of Indiana, do hereby certify that I am, by virtue of the laws of the State of Indiana, the custodian of the corporate records and the proper official to execute this certificate.

I further certify that records of this office disclose that

**UNIVERSITY OF SAINT FRANCIS OF FORT WAYNE, INDIANA, INC.**

duly filed the requisite documents to commence business activities under the laws of the State of Indiana on January 26, 1940, and was in existence or authorized to transact business in the State of Indiana on June 27, 2017.

I further certify this Domestic Nonprofit Corporation has filed its most recent report required by Indiana law with the Secretary of State, or is not yet required to file such report, and that no notice of withdrawal, dissolution, or expiration has been filed or taken place.



In Witness Whereof, I have caused to be affixed my signature and the seal of the State of Indiana, at the City of Indianapolis, June 27, 2017

*Connie Lawson*

CONNIE LAWSON  
SECRETARY OF STATE

194027-088 / 2017342754

Verify this certificate: <https://bsd.sos.in.gov/ValidateCertificate>

## Attachment 2 - Secretary of State Business Entity Report

BUSINESS INFORMATION  
CONNIE LAWSON  
INDIANA SECRETARY OF STATE  
06/26/2017 02:42 PM

### Business Details

Business Name: UNIVERSITY OF SAINT FRANCIS OF FORT WAYNE, INDIANA, INC. Business ID: 194027-088  
Entity Type: Domestic Nonprofit Corporation Business Status: Active  
Creation Date: 01/26/1940 Inactive Date:  
Principal Office Address: 2701 SPRING ST, FORT WAYNE, IN, 46808 - 3939, USA Expiration Date: Perpetual  
Domicile State: Indiana Business Entity Report Due Date: 01/31/2019  
Years Due:

### Principal Information

Title	Name	Address
Secretary	DEBRA A NIEZER	909 GRANT AVE, FORT WAYNE, IN, 46803, USA
President	SISTER M. ELISE KRISS	2701 SPRING STREET, FORT WAYNE, IN, 46808, USA

### Registered Agent Information

Type: Individual  
Name: SISTER M. ELISE KRISS, O.S.F.  
Address: UNIVERSITY OF SAINT FRANCIS, 2701 SPRING STREET, FORT WAYNE, IN, 46808 - 3939, USA

APPROVED AND FILED  
CONNIE LAWSON  
INDIANA SECRETARY OF STATE  
01/18/2017 03:29 PM

**BUSINESS ENTITY REPORT**

**NAME AND PRINCIPAL OFFICE ADDRESS**

**BUSINESS ID** 194027-088  
**BUSINESS TYPE** Domestic Nonprofit Corporation  
**BUSINESS NAME** UNIVERSITY OF SAINT FRANCIS OF FORT WAYNE, INDIANA, INC.  
**PRINCIPAL OFFICE ADDRESS** 2701 SPRING ST, FORT WAYNE, IN, 46808 - 3939, USA

**YEARS FILED**

**YEARS** 2017/2018

**REGISTERED OFFICE AND ADDRESS**

**NAME** SISTER M. ELISE KRISS, O.S.F.  
**ADDRESS** UNIVERSITY OF SAINT FRANCIS, 2701 SPRING STREET, FORT WAYNE, IN,  
46808 - 3939, USA

**PRINCIPAL(S)**

**TITLE** Secretary  
**NAME** DEBRA A NIEZER  
**ADDRESS** 909 GRANT AVE, FORT WAYNE, IN, 46803, USA

**TITLE** President  
**NAME** SISTER M. ELISE KRISS  
**ADDRESS** 2701 SPRING STREET, FORT WAYNE, IN, 46808, USA

APPROVED AND FILED  
CONNIE LAWSON  
INDIANA SECRETARY OF STATE  
01/18/2017 03:29 PM

SIGNATURE

IN WITNESS WHEREOF, THE UNDERSIGNED HEREBY VERIFIES, SUBJECT TO THE PENALTIES OF PERJURY, THAT THE STATEMENTS CONTAINED HEREIN ARE TRUE, THIS DAY January 18, 2017

SIGNATURE

Mary C Haft

TITLE

Director of Business Office Operations

Business ID : 194027-088

Filing No. : 7481057

slay/20p

WARRANTY DEED

20701

Book 580 Page 423-4

This indenture witnesseth that POOR SISTERS OF ST. FRANCIS SERAPH OF THE PERPETUAL ADORATION, INC., an Indiana corporation, of St. Joseph County, in the State of Indiana,

Conveys and warrants to SAINT FRANCIS COLLEGE, an Indiana corporation, of Allen County, in the State of Indiana,

for and in consideration of One Dollar (\$1.00) and other valuable considerations, the receipt whereof is hereby acknowledged, the following Real Estate in Allen County, in the State of Indiana, to wit:

All that part of the Northeast Quarter of Section 4, Township 30 North, Range 12 East, which lies east of Lindenwood Avenue and north of the right-of-way of the New York, Chicago and St. Louis Railroad Company, subject to all existing streets and highways, and subject also to a certain easement for electric transmission line along and adjoining said railroad right-of-way on the north, which easement was granted to Indiana & Michigan Electric Company by written Deed of Easement, dated November 30, 1960.

Also, Commencing at a point where the North line of the right-of-way of the New York, Chicago & St. Louis Railroad Company intersects the West line of Section 3 in Township 30 North, Range 12 East; thence North on said section line Seven Hundred Seventy-one and Eight-tenths feet (771.8'), more or less, to the Southwesterly line of the Leesburg Road, formerly known as the Romy Gravel Road; thence Southeasterly along said Southwesterly line of said Leesburg Road to a point which is Fifty (50) feet East of, and measured at right angles from the West line of said Section 3, Township 30 North, Range 12 East; thence South parallel to and Fifty (50) feet East of the West line of said Section 3, Seven Hundred Forty and Three-tenths feet (740.3'), more or less, to the said North right-of-way line of the New York, Chicago & St. Louis Railroad; thence Northwesterly along the said right-of-way line to the place of beginning, containing Eighty-seven One Hundredths acres, more or less; it being the intention of the grantor to convey and of the grantee to acquire a strip of land Fifty (50) feet wide, conveyed by the Standard Oil Company (Indiana) to Indiana Service Corporation by warranty deed, dated December 14, 1927 and recorded in the office of the Recorder of Allen County, Indiana, in Deed Record 313 at Page 65 and vested in the grantor herein by Articles of Merger, dated August 31, 1948, as recorded September 2, 1948 in Miscellaneous Record 120, Pages 52 to 54 in Allen County, Indiana.

Dated this 29th day of December, 1960.

POOR SISTERS OF ST. FRANCIS SERAPH OF THE PERPETUAL ADORATION, INC.

By Mother M. Philoteria, Its President

ATTEST:

Sister M. Stephanina, Its Secretary

DULY ENTERED FOR TAXATION

JAN 18 1961

Robert C. Scarborough Auditor of Allen County

ALLEN COUNTY RECORDER JAN 18 1961

Attachment 3 Welcome Center Legal Description



Commitment No. T060204481

Exhibit "A"-Legal Description

Part of the Southeast Quarter of Section 33, Township 33 North, Range 12 East, described by metes and bounds as follows:

Commencing on the South line of said Quarter Section, as defined by the centerline of Spring Street, at a point situated 1679.7 feet East of the Southwest corner of said Quarter Section; thence East on the aforesaid line, 394.1 feet to the southwest corner of the Plat, as recorded, of Sprunger's First Addition; thence North by a deflection left of 89 degrees 35 minutes, along the West line of said Addition, 625 feet to the Northwest corner of Lot Number 50 of said Addition; thence East by a deflection right of 90 degrees, along the North line of said Lot, 175 feet to the centerline of Lakeview Drive, as in said plat recorded; thence North on the aforesaid centerline of said Drive, 75 feet to the North line of said Addition; thence West on said last named line produced Westward, 569.1 feet to a point situated 40 feet East of a line drawn from the North line of said Quarter Section, at a point situated 1674.2 feet East of the center of said Section, to the South line of said Quarter Section, at a point situated 1639.7 feet East of the Southwest corner of said Quarter Section; thence South, parallel to and 40 feet East of said line, so drawn, 700 feet to the Place of Beginning, containing 6.64 acres.

ALSO:

Part of Lot Number 13 in the plat of West State Subdivision, Section "A" Amended, an Addition to the City of Fort Wayne, as recorded in Plat Record 33, pages 76-78, more particularly described as follows:

Part of the Southeast Quarter of Section 33, Township 31 North, Range 12 East, Allen County, Indiana, in particular described as follows, to-wit:

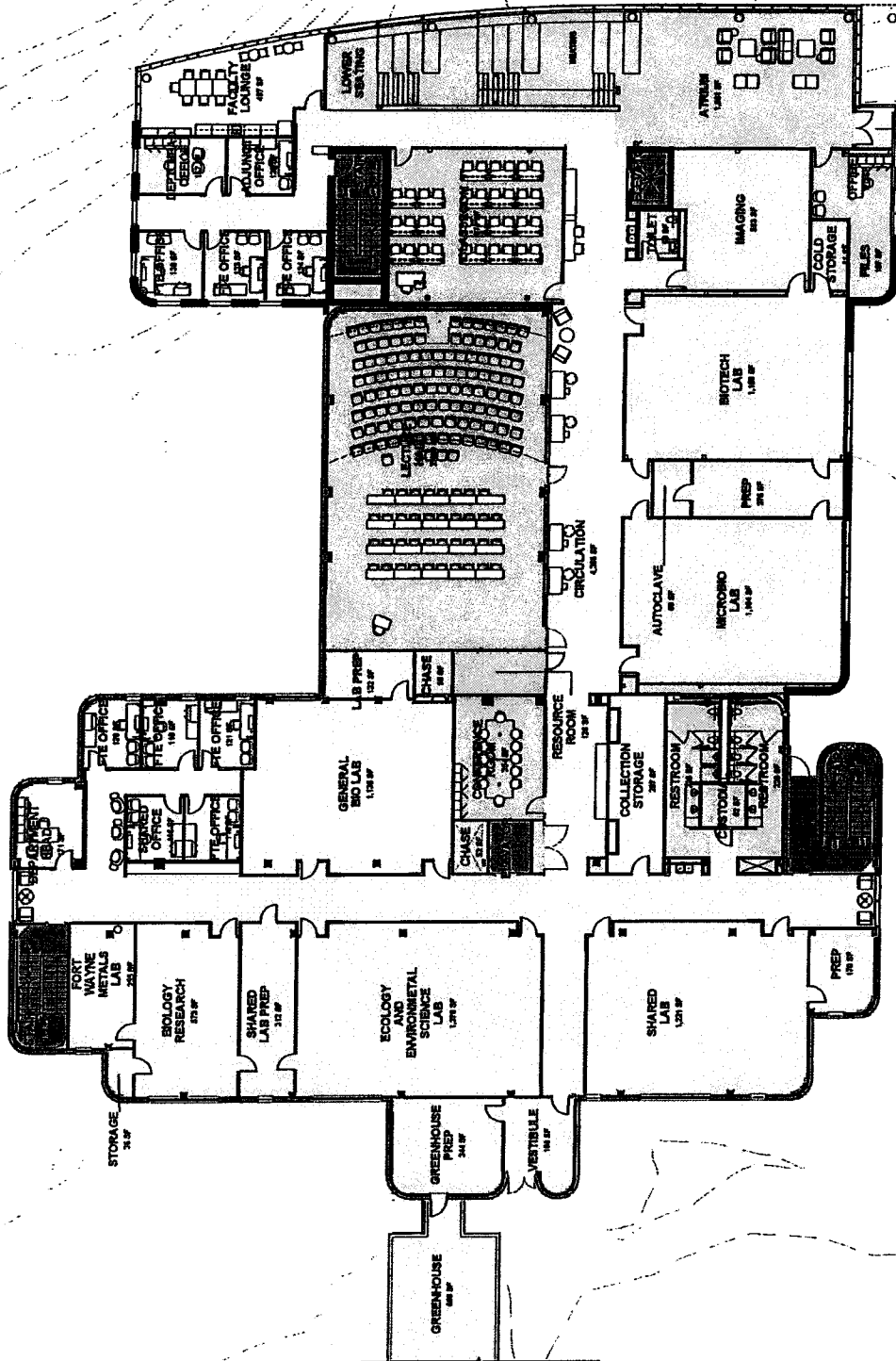
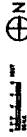
Commencing on the South line of said Quarter Section at a point situated 1639.7 feet East of the South Quarter corner of said Section; thence Northerly on a property division line extending from the South line of said Quarter Section at a point situated 1639.7 feet East of the South Quarter corner of said Section 700 feet to a point; thence East a distance of 40 feet to a point; thence South 700 feet to a point 40 feet East of the place of beginning; thence West 40 feet to the point of beginning and encompassing an area 40 feet by 700 feet.

End of Exhibit "A"



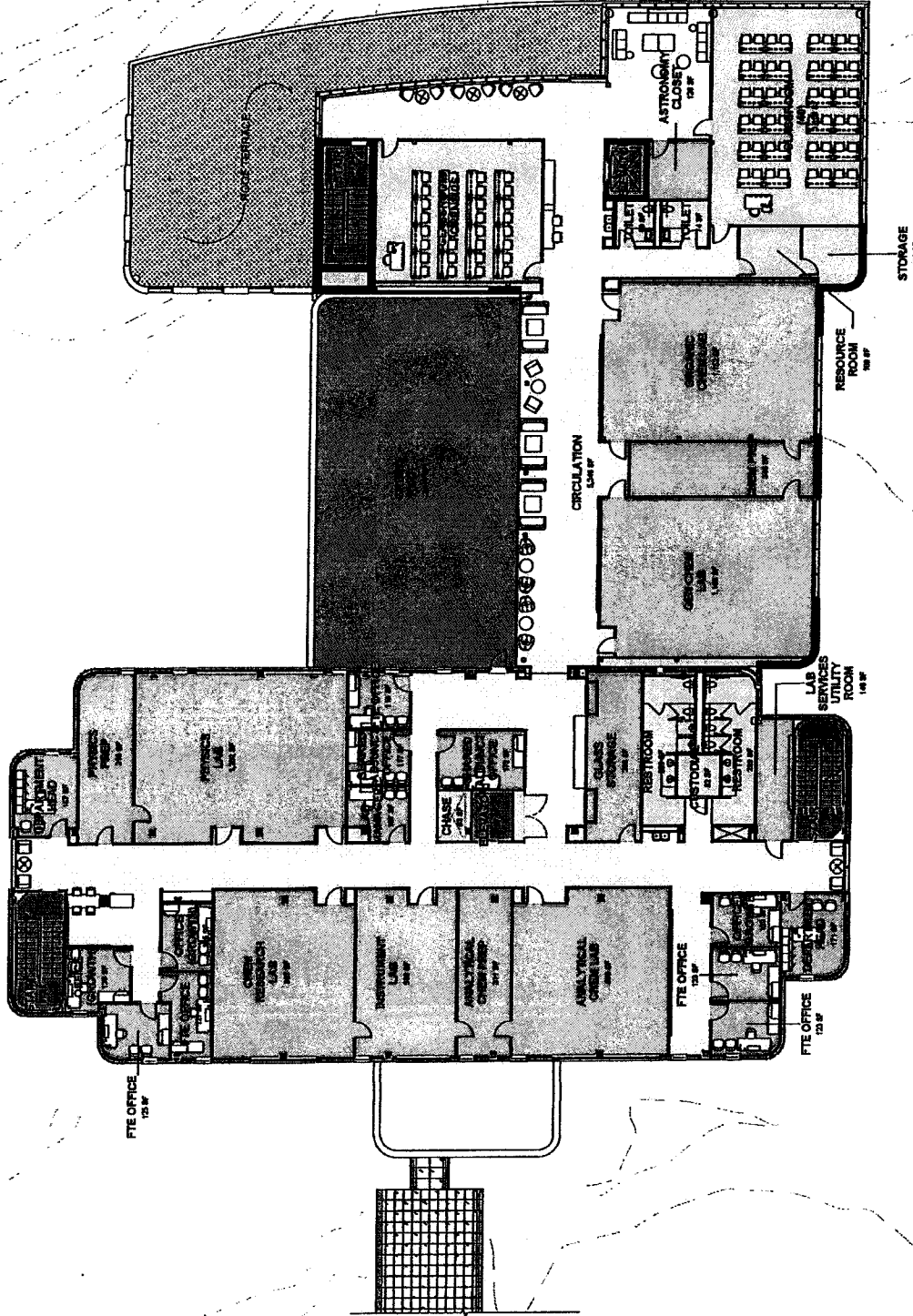
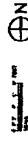
PROGRAMMING

- BIOTECH AND MICROBIOLOGY
- ECOLOGY AND ENVIRONMENTAL SCIENCE
- PUBLIC/SHARED SPACES
- MECHANICAL/RESTROOMS/SUPPORT
- VERTICAL CIRCULATION
- CIRCULATION
- FACILITY SUPPORT



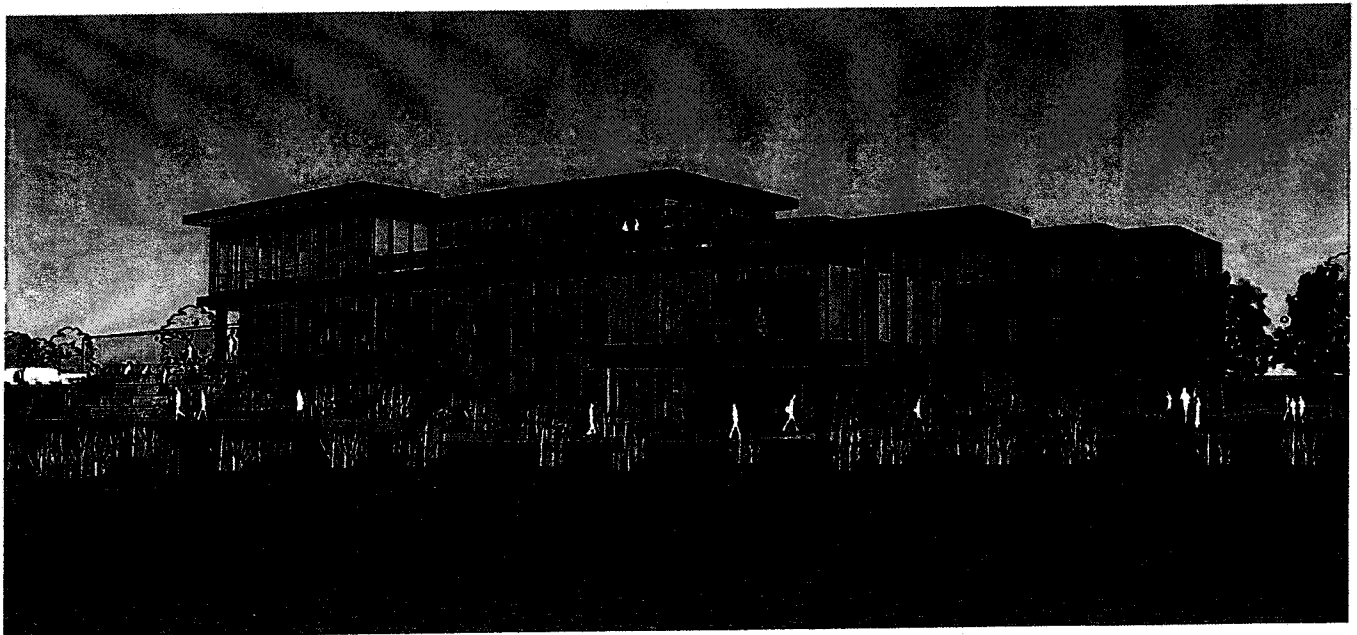
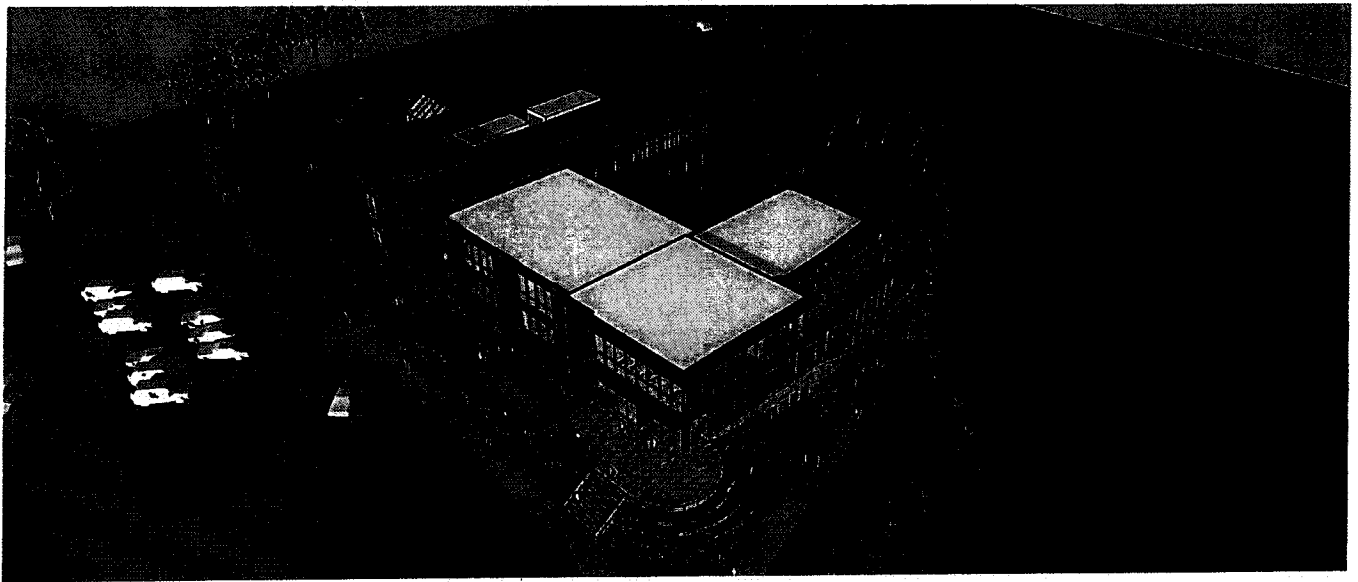
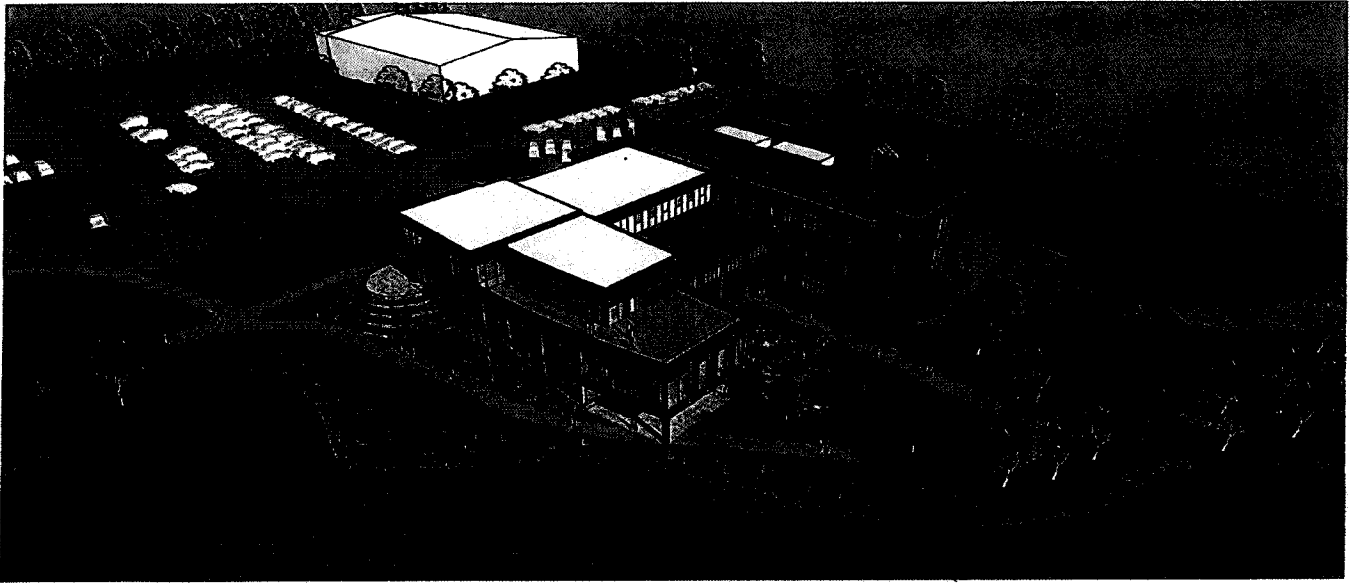
PROGRAMMING

- CHEMISTRY, PHYSICS, AND MATH
- GREEN ROOF
- PUBLIC/SHARED SPACES
- MECHANICAL/RESTROOMS/SUPPORT
- VERTICAL CIRCULATION
- CIRCULATION

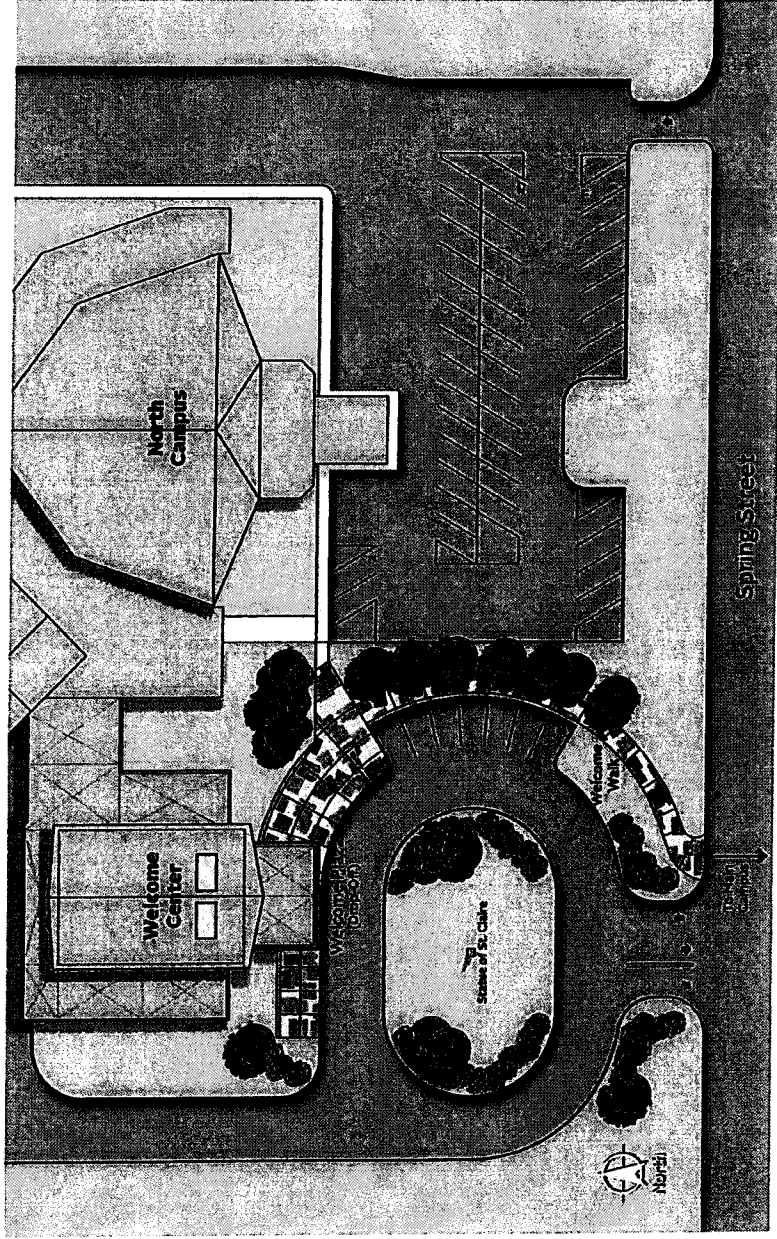


SECOND FLOOR PLAN

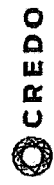
UNIVERSITY OF SAINT FRANCIS  
ACHATZ HALL OF SCIENCE



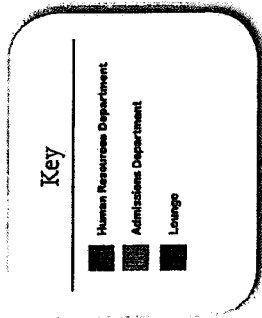
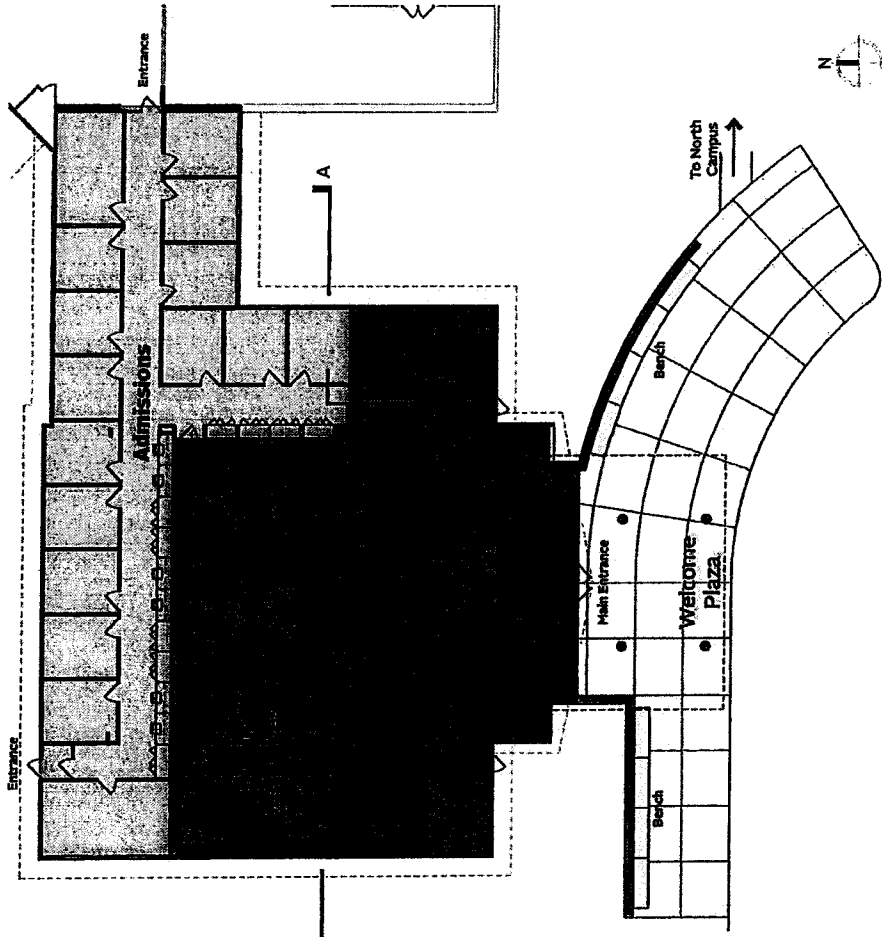
# Welcome Center



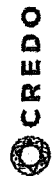
Site Plan



# Welcome Center



Floor Plan

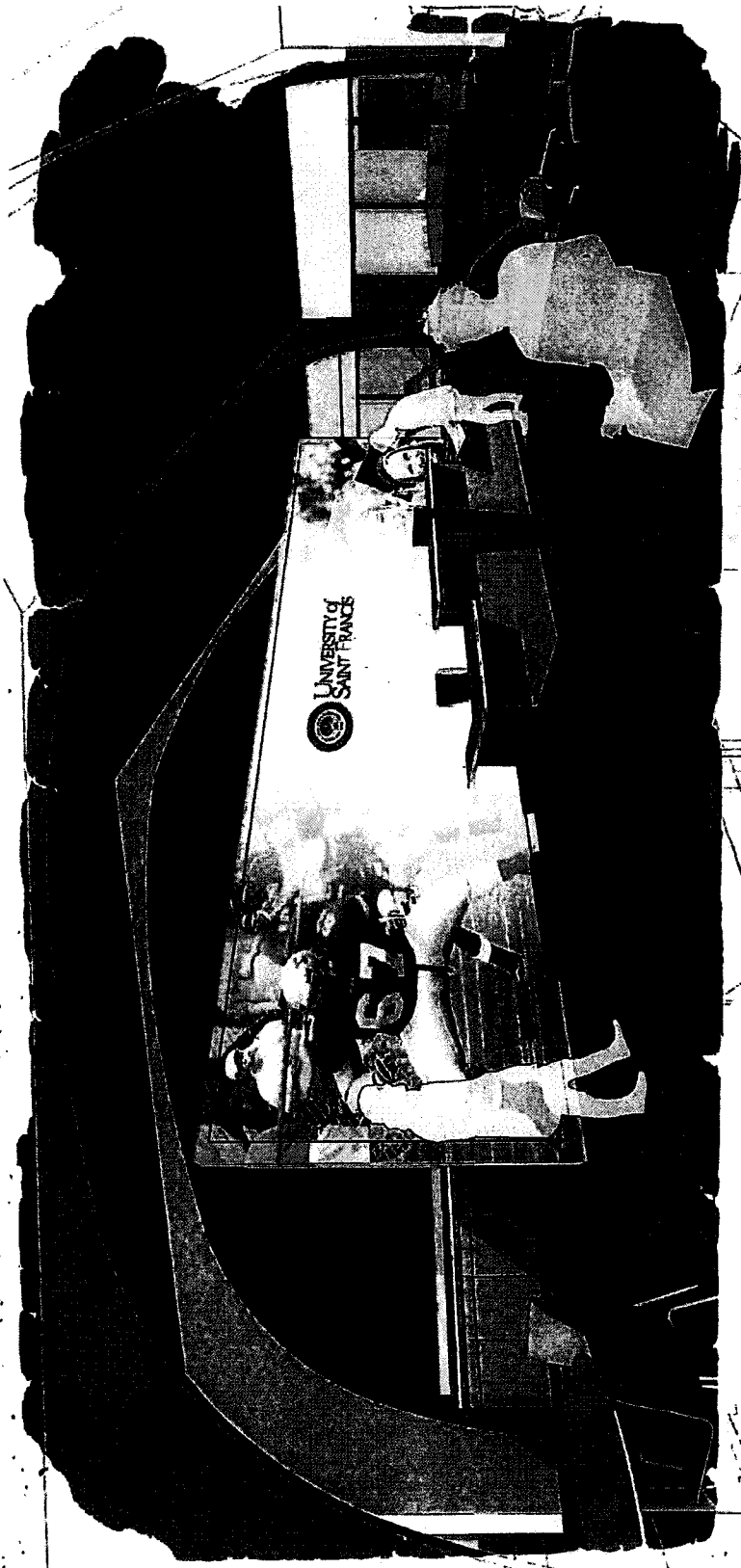


# Welcome Center



Exterior View – Main Entrance

# Welcome Center



Interior View - Main Reception Desk

# Welcome Center



Interior View – Main Entrance

Attachment 5



June 28, 2017

Mr. Richard A. Bienz  
Vice President for Finance & Operations  
University of Saint Francis  
2701 Spring Street  
Fort Wayne, IN 46808

Re: FEMA Floodplain designation  
Achatz Hall of Science  
University of Saint Francis  
Project #16165.100

Dear Mr. Bienz:

Please allow this letter to document our involvement with the planned additions to Achatz Hall of Science located at #2701 Spring Street, Fort Wayne, Indiana. On November 1<sup>st</sup>, 2016, Bertsch-Frank & Associates, LLC completed a topographic and utility survey of the areas immediately adjacent to Achatz Hall. The vertical datum associated with this survey was referenced to the North American Datum of 1988 (NAVD 88).

According to the Flood Insurance Rate Map (FIRM) #18003C0283G for this area published by FEMA and having an effective date of August 3, 2009, Achatz Hall is located in Zone "X". Zone "X" is defined as "areas determined to be outside the 0.2% annual chance floodplain".

We trust this letter documents our recent survey work completed for the expansion of Achatz Hall and identifies the current flood zone designation published by FEMA. If you have any questions or concerns, please do not hesitate to contact me.

Sincerely,

**Bertsch, Frank, & Associates, LLC**



A handwritten signature in black ink that reads "Matthew G. Bertsch".

Matthew G. Bertsch, PLS, EI  
Principal

**FORT WAYNE ECONOMIC DEVELOPMENT COMMISSION  
FORM ED-1**

Business Name University of Saint Francis of Fort Wayne, Indiana, Inc. Contact Person Rich Bienz  
 Business Address 2701 Spring Street, Fort Wayne, IN 46808 Contact Title Vice President for Finance & Operations  
 Telephone No. (260) 399-7700 Contact Phone No. (260) 399-7700 ext 6508  
 Fax No. (260) 399-8156  
 CEO Name Sister M. Elise Kriss Projected Cost of Project (Excluding 2008 Bond refunding) \$ 20,250,000  
 CEO Title President

EMPLOYMENT INFORMATION	# Full-Time	# Part-Time	* Total FT + PT Payroll	* Mean Avg. Annual Wages, FT Only	* Median Avg. Annual Wages FT Only
Current Fort Wayne Employment	316	222	\$ 17,901,550	\$ 47,319	\$ 44,773
Retained Fort Wayne Employment	316	222	\$ 17,901,550	\$ 47,319	\$ 44,773
# of Jobs Created at Opening	0	0	\$ 0	\$ 0	\$ 0
# of Jobs Created Within Three Years	3	5	\$ 197,000	\$ 49,000	\$ 49,000

Retirement 403(b) Will the jobs created or retained provide the following benefits? Please check all that apply.  
 Pension Plan  Life Insurance  Tuition Reimbursement  
 Major Medical Plan  Optional Dental Insurance  
 Disability Insurance  Optional Vision Insurance  
 What Percentage of the above benefits are paid by the employee? 9 %  
 \* Excludes pay of owners and/or officers of company.

**BILL NO. S-17-07-13**

**REPORT OF COMMITTEE ON FINANCE**

**August 1, 2017**

**Jason Arp Chair**

**Geoff Paddock Co-Chair**

**All Council Members**

An Ordinance authorizing and providing the issuance by the City of Fort Wayne, Indiana, of its Economic Development Revenue Bonds Series 2017 (University of Saint Francis project) for the purpose of refunding prior obligations of the Issuer, issued for the benefit of the University of Saint Francis of Fort Wayne, Indiana, Inc.

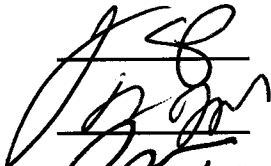




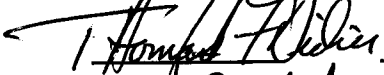

**COMMITTEE ON FINANCE HAVE HAD SAID Ordinance under consideration and beg leave to report back to the Common Council that said Ordinance**

DO PASS

DO NOT PASS

ABSTAIN

NO REC

	_____	_____	_____
	_____	_____	_____
	_____	_____	_____
	_____	_____	_____
	_____	_____	_____
	_____	_____	_____
	_____	_____	_____
_____	_____	_____	_____

**LANA R. KEESLING  
CITY CLERK**



Public Hearing Date: 08/08/17


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

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

Read the third time in full and on motion by Councilman Paddock, 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 type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" 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 type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" 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"/>

DATED: August 8, 2017

  
 \_\_\_\_\_  
 LANA R. KEESLING, CITY CLERK

Passed and adopted by the Common Council of the City of Fort Wayne, Indiana, as  
 Special Ordinance No. S-17-07-13 on the 8th day of August, 2017

ATTEST:

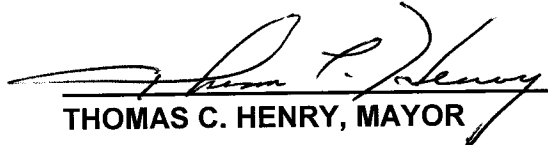
  
 \_\_\_\_\_  
 LANA R. KEESLING  
 CITY CLERK

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

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the 8th  
 of August 2017, at the hour of 10:10 o'clock A.M. E.S.T.

  
 \_\_\_\_\_  
 LANA R. KEESLING, CITY CLERK

Approved and signed by me this 9<sup>TH</sup> day of August  
 2017, at the hour of 12:00 O'clock Pm. E.S.T.

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