

**A CONFIRMING RESOLUTION designating an "Economic Revitalization Area" under I.C. 6-1.1-12.1 for property commonly known as 4604 Arden Drive, Fort Wayne, Indiana 46804 (RetirementHomeTV Corporation)**

**WHEREAS**, Common Council has previously designated and declared by Declaratory Resolution the following described property 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, to wit:

**Attached hereto as "Exhibit A" as if a part herein; and**

**WHEREAS**, said project will create eleven full-time, permanent jobs for a total new, annual payroll of \$430,000, with the average new annual job salary being \$39,091 and retain seven full-time, permanent jobs for a total current annual payroll of \$180,000, with the average current, annual job salary being \$25,714; and

**WHEREAS**, the total estimated project cost is \$810,000; and

**WHEREAS**, a recommendation has been received from the Committee on Finance concerning said Resolution; and

**WHEREAS**, notice of the adoption and substance of said Resolution has been published in accordance with I.C. 6-1.1-12.1-2.5 and I.C. 5-3-1 and a public hearing has been conducted on said Resolution.

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

**SECTION 1.** That, the Resolution previously designating the above described property as an "Economic Revitalization Area" is confirmed in all respects.

**SECTION 2.** That, the hereinabove described property is hereby declared an "Economic Revitalization Area" pursuant to I.C. 6-1.1-12.1, said designation to begin on the effective date of this Resolution and shall terminate on December 31, 2016, unless otherwise automatically extended in five year increments per I.C. 6-1.1-12.1-9.

**SECTION 3.** That, said designation of the hereinabove described property as an "Economic Revitalization Area" shall apply to a deduction of the assessed value of real estate and personal property for new manufacturing, logistical distribution, information technology, and research and development equipment.

**SECTION 4.** That, the estimate of the number of individuals that will be employed or whose employment will be retained and the estimate of the annual salaries of those individuals and the estimate of redevelopment or rehabilitation and estimate of the value of the new manufacturing, logistical distribution, information technology, and research and development equipment, all contained in Petitioner's Statement of Benefits are reasonable and are benefits that can be reasonably expected to

1 result from the proposed described installation of the new manufacturing, logistical distribution, information  
2 technology, and research and development equipment.

3 **SECTION 5.** The current year approximate tax rates for taxing units within the City would be:

4 ... If the proposed development does not occur, the approximate current year tax rates for this  
5 site would be \$3.1537/\$100.

6 ... If the proposed development does occur and no deduction is granted, the approximate  
7 current year tax rate for the site would be \$3.1537/\$100 (the change would be negligible).

8 ... If the proposed development occurs, and a deduction percentage of fifty percent (50%) is  
9 assumed, the approximate current year tax rate for the site would be \$3.1537/\$100 (the  
10 change would be negligible).

11 ... If the proposed new manufacturing, logistical distribution, information technology, and  
12 research and development equipment is not installed, the approximate current year tax rates  
13 for this site would be \$3.1537/\$100.

14 ... If the proposed new manufacturing, logistical distribution, information technology, and  
15 research and development equipment is installed and no deduction is granted, the  
16 approximate current year tax rate for the site would be \$3.1537/\$100 (the change would be  
17 negligible).

18 ... If the proposed new manufacturing, logistical distribution, information technology, and  
19 research and development equipment is installed and a deduction percentage of eighty  
20 percent (80%) is assumed, the approximate current year tax rate for the site would be  
21 \$3.1537/\$100 (the change would be negligible).

22 **SECTION 6.** That, pursuant to I.C. 6-1.1-12.1, it is hereby determined that the deduction from  
23 the assessed value of the real property shall be for a period of ten years, and that the deduction from the  
24 assessed value of the new manufacturing, logistical distribution, information technology, and research and  
25 development equipment shall be for a period of ten years.

26 **SECTION 7.** That, the benefits described in the Petitioner's Statement of Benefits can be  
27 reasonably expected to result from the project and are sufficient to justify the applicable deductions.

28 **SECTION 8.** For new manufacturing, logistical distribution, information technology, and  
29 research and development equipment, a deduction application must contain a performance report  
30 showing the extent to which there has been compliance with the Statement of Benefits form approved by  
the Fort Wayne Common Council at the time of filing. This report must be submitted to the Allen County  
Auditor's Office, and the City of Fort Wayne's Community Development Division and must be included  
with the deduction application. For subsequent years, the performance report must be updated and  
submitted along with the deduction application at the time of filing.

**SECTION 9.** For real property, a deduction application must contain a performance report  
showing the extent to which there has been compliance with the Statement of Benefits form approved by  
the Fort Wayne Common Council at the time of filing. This report must be submitted to the Allen County

Auditor's Office and the City of Fort Wayne's Community Development Division and must be included in the deduction application. For subsequent years, the performance report must be updated each year in which the deduction is applicable at the same time the property owner is required to file a personal property tax return in the taxing district in which the property for which the deduction was granted is located. If the taxpayer does not file a personal property tax return in the taxing district in which the property is located, the information must be provided by May 15.

**SECTION 10.** The performance report must contain the following information:

- The cost and description of real property improvements and/or new manufacturing, logistical distribution, information technology, and research and development equipment acquired.
- The number of employees hired through the end of the preceding calendar year as a result of the deduction.
- The total salaries of the employees hired through the end of the preceding calendar year as a result of the deduction.
- The total number of employees employed at the facility receiving the deduction.
- The total assessed value of the real and/or personal property deductions.
- The tax savings resulting from the real and/or personal property being abated.

**SECTION 11.** That, the taxpayer is non-delinquent on any and all property tax due to jurisdictions within Allen County, Indiana.

**SECTION 12.** That, pursuant to I.C. 6-1.1-12.1-12 et al, any property owner that has received a deduction under section 3 or 4.5 of this chapter may be required to repay the deduction amount as determined by the county auditor in accordance with section 12 of said chapter if the property owner ceases operations at the facility for which the deduction was granted and if the Common Council finds that the property owner obtained the deduction by intentionally providing false information concerning the property owner's plans to continue operation at the facility.

**SECTION 13.** 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 A LEGALITY

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

Admn. Appr. \_\_\_\_\_

DIGEST SHEET

**TITLE OF ORDINANCE: Confirming Resolution**

**DEPARTMENT REQUESTING ORDINANCE: Community Development Division**

**SYNOPSIS OF ORDINANCE: RetirementHomeTV Corporation is requesting the designation of an Economic Revitalization Area for both real and personal property improvements in the amount of \$810,000. In order to expand, RetirementHomeTV Corporation will construct a new 10,000 square foot industrial manufacturing building with a loading dock. They will also purchase and install a variety of manufacturing, research and development, logistical distribution, and information technology equipment valued at approximately \$140,000.**

**EFFECT OF PASSAGE: Constructing a new industrial manufacturing building and installing new equipment will allow RetirementHomeTV Corporation to remain competitive in the markets they serve. Eleven full-time jobs will be created, and seven full-time jobs will be retained.**

**EFFECT OF NON-PASSAGE: Potential loss of development and eleven full-time jobs.**

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

**ASSIGNED TO COMMITTEE (CO-CHAIRS): John Crawford and Tom Smith**

## Exhibit A

