

A RESOLUTION approving Compliance with Statement of Benefits (CF-1) form filings for 2013 for properties with approved "Economic Revitalization Areas" 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 (SB-1) forms property for the following property owners as "Economic Revitalization Areas" 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, property owners whose Statement of Benefits (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 (CF-1) with the Allen County Auditor, the Allen County Assessor and the City of Fort Wayne showing information on the extent to which there has been compliance with the approved Statement of Benefits for the project; and

WHEREAS, property owners in Exhibit A have filed Compliance with Statement of Benefit Forms with the Allen County Auditor's Office, Allen County Assessor's Office and the City of Fort Wayne; 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, Common Council shall determine not later than forty-five (45) days after receipt of the Compliance of Statement of Benefits Form (CF-1) that the property owner has

1 substantially complied with the original Statement of Benefits Form (SB-1) approved by
2 Common Council; and

3 **WHEREAS**, the City of Fort Wayne Community Development Division has previously
4 provided Common Council an annual report on property owners that filed Compliance with
5 Statement of Benefits Forms (CF-1) and their substantial compliance; and

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

8 **SECTION 1.** That, the Compliance with Statement of Benefits Forms (CF-1) filed
9 for property owners listed in Exhibit A with approved economic revitalization areas are in
10 substantial compliance pursuant to I.C. 6-1.1-12.1 and Section 153.21 of the Municipal Code
11 of the City of Fort Wayne.

12 **SECTION 2.** 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 Member of Council

16 APPROVED AS TO FORM A LEGALITY

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18 Carol Helton, City Attorney
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EXHIBIT A

FORT WAYNE ERA DESIGNATIONS 2013 COMPLIANCE WITH STATEMENT OF BENEFITS FILINGS

CF-1 RE	CF-1 PP	CF-1/VBD				
RECEIVED	RECEIVED	RECEIVED	COMPANY NAME	RES #	TYPE	DESIGNATION ADDRESS
N/A	5/14/2013	N/A	Biopoly, LLC	86-12	P	3201 Stellhorn Road
N/A	5/15/2013	N/A	Precision Die Technologies, Inc.	4-12	P	4716 Speedway Drive
N/A	5/15/2013	N/A	Lincoln National Life Insurance Company	77-11	P	1300 South Clinton Street
N/A	5/14/2013	N/A	Old Fort Supply Company, Inc.	71-12	P	2000 Wayne Trace
5/10/2013	N/A	N/A	Quake Manufacturing	47-06	B	3923 Engle Road

Admn. Appr. _____

DIGEST SHEET

TITLE OF ORDINANCE: Resolution Approving Compliance with Statement of Benefits (CF-1) Form filings May 2013

DEPARTMENT REQUESTING ORDINANCE: Community Development Division

SYNOPSIS OF ORDINANCE: This resolution affirms that Compliance with Statement of Benefits (CF-1) Form filings made by property owners in May 2013 with approved economic revitalization areas are in substantial compliance pursuant to both Council policy and Indiana law.

EFFECT OF PASSAGE: Will allow property owners with existing economic revitalization area designations to continue to receive their tax abatement benefit

EFFECT OF NON-PASSAGE: Potential loss of new development

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

ASSIGNED TO COMMITTEE (PRESIDENT): Glynn Hines and Russell Jehl