

**A CONFIRMING RESOLUTION designating an
"Economic Revitalization Area" under I.C. 6-1.1-
12.1 for property commonly known as 5021
Investment Drive, Fort Wayne, Indiana 46808
(AccuTemp Products, Inc.)**

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 14 full-time, permanent jobs for a total new, annual payroll of \$561,455, with the average new annual job salary being \$40,104 and retain 53 full-time, permanent jobs for a total current annual payroll of \$2,450,085, with the average current, annual job salary being \$46,228; and

WHEREAS, the total estimated project cost is \$493,306; and

WHEREAS, a recommendation has been received from the Committee on Finance on 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 personal property for new manufacturing, research and development, logistical distribution, and information technology 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

1 individuals and the estimate of the value of the new manufacturing, research and
2 development, logistical distribution, and information technology equipment, all contained in
3 Petitioner's Statement of Benefits are reasonable and are benefits that can be reasonably
4 expected to result from the proposed described installation of the new manufacturing,
research and development, logistical distribution, and information technology equipment.

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

6 ... If the proposed new manufacturing, research and development, logistical
7 distribution, and information technology equipment is not installed, the
8 approximate current year tax rates for this site would be \$3.1821/\$100.

9 ... If the proposed new manufacturing, research and development, logistical
10 distribution, and information technology equipment is installed and no deduction
11 is granted, the approximate current year tax rate for the site would be
12 \$3.1821/\$100 (the change would be negligible).

13 ... If the proposed new manufacturing, research and development, logistical
14 distribution, and information technology equipment is installed, and a deduction
15 percentage of eighty percent (80%) is assumed, the approximate current year
16 tax rate for the site would be \$3.1821/\$100 (the change would be negligible).

17 **SECTION 6.** Pursuant to I.C. 6-1.1-12.1, it is hereby determined that the deduction
18 from the assessed value of the new manufacturing, research and development, logistical
19 distribution, and information technology equipment shall be for a period of five years.

20 **SECTION 7.** The deduction schedule from the assessed value of new
21 manufacturing, research and development, logistical distribution, and information technology
22 equipment pursuant to I.C. 6-1.1-12.1-17 shall look like this:

Year of Deduction	Percentage
1	100%
2	80%
3	60%
4	40%
5	20%

24 **SECTION 8.** The benefits described in the Petitioner's Statement of Benefits can be
25 reasonably expected to result from the project and are sufficient to justify the applicable
26 deductions.

27 **SECTION 9.** For new manufacturing, research and development, logistical
28 distribution, and information technology equipment, a deduction application must contain a
29
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1 performance report showing the extent to which there has been compliance with the
2 Statement of Benefits form approved by the Fort Wayne Common Council at the time of
3 filing. This report must be submitted to the Allen County Auditor's Office, and the City of Fort
4 Wayne's Community Development Division and must be included with the deduction
5 application. For subsequent years, the performance report must be updated and submitted
6 along with the deduction application at the time of filing.

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

- 8 (a) The cost and description of real property improvements and/or new
9 manufacturing, research and development, logistical distribution, and information
10 technology equipment acquired.
11 (b) The number of employees hired through the end of the preceding calendar year
12 as a result of the deduction.
13 (c) The total salaries of the employees hired through the end of the preceding
14 calendar year as a result of the deduction.
15 (d) The total number of employees employed at the facility receiving the deduction.
16 (e) The total assessed value of the real and/or personal property deductions.
17 (f) The tax savings resulting from the real and/or personal property being abated.

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

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

27 **SECTION 13.** That, this Resolution shall be in full force and effect from and after its
28 passage and any and all necessary approval by the Mayor.

29 _____
30 Member of Council

APPROVED AS TO FORM AND LEGALITY

Carol Helton, City Attorney

EXHIBIT A

5021 Investment Drive – 02-07-22-301-002.000-073

5-22-1-180

2.8A TR MID PT S OF RR & W OF E 2235.8 FT W1/2 SEC 22

Admn. Appr. _____

DIGEST SHEET

TITLE OF ORDINANCE: **Confirming Resolution**

DEPARTMENT REQUESTING ORDINANCE: **Community Development Division**

SYNOPSIS OF ORDINANCE: **AccuTemp Products, Inc. is requesting the designation of an Economic Revitalization Area for personal property improvements in the amount of \$493,306. In order to expand, AccuTemp Products, Inc. will purchase new manufacturing, research and development, logistical distribution, and information technology equipment.**

EFFECT OF PASSAGE: **Installing the new equipment will allow AccuTemp Products, Inc. to increase the reliability of their products while also making the company more efficient and profitable. Fourteen full-time jobs will be created.**

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

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

ASSIGNED TO COMMITTEE (PRESIDENT): **John Crawford and Tom Smith**