

**A RESOLUTION determining SUBSTANTIAL COMPLIANCE with Statement of Benefits (CF-1) form filing for 2014 for Craftline Graphics, Inc. for property at 3522 West Ferguson Road under Confirming Resolution R-4-11 with an "Economic Revitalization Area" approved 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 Craftline Graphics, Inc. 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; 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**, Craftline Graphics, Inc. has filed Compliance with Statement of Benefit Forms with the Allen County Assessor's Office and the City of Fort Wayne; and

**WHEREAS**, Craftline Graphics, Inc.'s approved Statement of Benefits (SB-1) forms stated that 137 full-time and 250 part-time jobs for a total of 387 jobs would be retained and 32 full-time jobs would be created by September 2011; and

**WHEREAS**, Craftline Graphics, Inc.'s approved Statement of Benefits (SB-1) forms stated \$5,349,063 in annual payroll for the 137 full-time and 250 part-time retained jobs and \$960,000 in annual payroll would be generated by the 32 full-time jobs to be created; and

**WHEREAS**, Craftline Graphics, Inc's 2014 Compliance with Statement of Benefits (CF-1) form filing stated that 352 jobs were retained and five jobs were created; and

**WHEREAS**, Craftline Graphics, Inc's 2014 Compliance with Statement of Benefits (CF-1) form filing stated \$5,870,961 in annual payroll for the 352 jobs retained and \$219,000 in annual payroll for the five jobs created; 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**, meeting 75% of the 387 retained jobs means retaining 290 jobs; and

**WHEREAS**, meeting 75% of the 32 full-time jobs to be created means creating 24 jobs; and

**WHEREAS**, meeting 75% of the \$5,349,063 in retained annual payroll means \$4,011,797 in annual payroll retained; and

**WHEREAS**, meeting 75% of the \$960,000 in annual payroll to be created means \$720,000 in annual payroll created; 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 Craftline Graphics, Inc. has substantially complied with the original Statement of Benefits Form (SB-1) approved by Common Council; and

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

**SECTION 1.** That, Common Council finds that Craftline Graphics, Inc.'s Compliance with Statement of Benefits information evidenced that Craftline Graphics, Inc. failed to comply in that it did not create 75% of the 32 full-time jobs that were stated that would be created and did not create 75% of the \$960,000 in annual payroll that were stated that would be created.

**SECTION 2.** Further, Common Council finds that Craftline Graphics, Inc.'s failure to substantially comply was caused by factors beyond the control of the applicant for the following reasons: (specific information from the company)

**SECTION 3.** In light of the fact that failure to substantially comply was determined to be outside Craftline Graphics, Inc.'s control, Common Council finds that Craftline Graphics, Inc. is in substantial compliance pursuant to I.C. 6-1.1-12.1 and Section 153.21 of the Municipal Code of the City of Fort Wayne on their 2014 filing.

**SECTION 4.** That, this Resolution shall be in full force and effect from and after its passage and any and all necessary approval by the Mayor.

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Member of Council

APPROVED AS TO FORM A LEGALITY

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Carol Helton, City Attorney