

1
2 **BILL NO. R-15-09-27**

3 **RESOLUTION NO. _____**

4 **A RESOLUTION APPROVING THE**
5 **PURCHASE OF CERTAIN REAL**
6 **ESTATE FOR THE CITY OF FORT**
7 **WAYNE, DIVISION OF CITY**
8 **UTILITIES.**

9 **WHEREAS**, the City of Fort Wayne, Division of City Utilities,
10 desires to purchase property located at 722 Wagner Street, Fort Wayne,
11 Indiana for planned future expansion of the Water Filtration Plant; and

12 **WHEREAS**, the City of Fort Wayne, through its Board of Public
13 Works, has approved the purchase of the property pursuant to Board of Public
14 Works Resolution Number 102-9-9-15-1, Exhibit "A," attached hereto and made
15 a part hereof; and

16 **WHEREAS**, the purchase price for the property is FORTY-EIGHT
17 THOUSAND, TWO HUNDRED FIFTY AND 00/100 DOLLARS – (\$48,250.00);
18 and

19 **WHEREAS**, Sec. 37-19 of the City of Fort Wayne Code of
20 Ordinances, requires the Common Council approval of any purchase of real
21 estate by the City.

22
23 **NOW, THEREFORE, BE IT RESOLVED BY THE COMMON**
24 **COUNCIL OF THE CITY OF FORT WAYNE, INDIANA:**

25 **SECTION 1.** The purchase of real estate by the City of Fort
26 Wayne by its Division of City Utilities, located at 722 Wagner Street, Fort Wayne
27

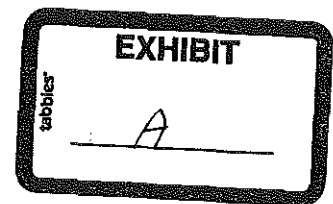
1 Indiana, specifically described in the Board of Public Works Resolution, Exhibit
2 "A," is hereby approved and agreed to. The appropriate officials of the City are
3 hereby authorized to execute all documents necessary to accomplish said
4 purchase.
5

6 **SECTION 2.** This Resolution shall be in full force and effect from
7 and after its passage and any and all necessary approval by the Mayor.
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9 _____
10 Council Member

11 APPROVED AS TO FORM AND LEGALITY
12

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14 _____
15 Carol Helton, City Attorney
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**A RESOLUTION OF THE CITY OF FORT WAYNE, INDIANA
BOARD OF PUBLIC WORKS
APPROVING THE PURCHASE OF 722 WAGNER STREET,
FORT WAYNE, INDIANA, 46805**

RESOLUTION NUMBER 102-9-9-15-1

WHEREAS, the City of Fort Wayne (the "City") has an ongoing program of purchasing houses on the south side of Wagner Street, immediately adjacent to the north side of the Three Rivers Water Filtration Plant (the "Plant"), for the purposes of tearing down the houses to create a security buffer zone on the north side of the Plant; and

WHEREAS, constructing such a security buffer zone is in the best interests of the public health, safety, and welfare; and

WHEREAS, the City wishes to purchase from Sandra Bonner-Robinson the property commonly known as 722 Wagner Street, Fort Wayne, Indiana, 46805, also known as Lot 22 in Baltes and Romy Amended Addition to the City of Fort Wayne, Allen County, Indiana, as recorded in Plat Record 1, page 26 and rerecorded in Plat Record 2, page 44 in the Office of the Recorder of Allen County, Indiana (the "Real Estate"); and

WHEREAS, Sandra Bonner-Robinson wishes to voluntarily sell the Real Estate to the City; and

WHEREAS, the agreed purchase price is Forty Eight Thousand Two Hundred Fifty and No/100 Dollars (\$48,250.00), which is the average of two appraisals as mandated by Indiana statute.

NOW THEREFORE, BE IT RESOLVED BY THE CITY OF FORT WAYNE, INDIANA BOARD OF PUBLIC WORKS AS FOLLOWS:

SECTION 1. The purchase of the Real Estate by the City of Fort Wayne, Indiana, for the price of Forty Eight Thousand Two Hundred Fifty and No/100 Dollars (\$48,250.00) is hereby approved.

(Remainder of the page intentionally left blank—signature page to follow.)

APPROVED THIS 9 DAY OF September, 2015.

BOARD OF PUBLIC WORKS

BY: [Signature]
Robert P. Kennedy, Chairman

BY: [Signature]
Kumar Menon, Member

BY: [Signature]
Mike Avila, Member

ATTEST: [Signature]
Lindsey Richards, Clerk

Prepared by: DeWayne J. Nodine, City of Fort Wayne, Program Manager, Capital Project Services

ACKNOWLEDGEMENT

STATE OF INDIANA)
) SS
COUNTY OF ALLEN)

Before me, a Notary Public, in and for said County and State personally appeared Robert P. Kennedy, Kumar Menon, and Mike Avila, as Members of the Board of Public Works of the City of Fort Wayne, and Lyndsey Richards, Clerk of the Board of Works, and acknowledged the execution of the foregoing contract as and for their voluntary act and deed for the uses and purposes therein contained.

WITNESS my hand and notarial seal this 9th day of September, 2015.

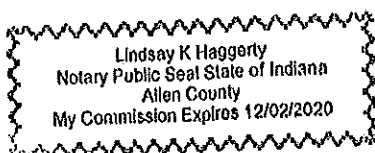
My Commission Expires:

12/02/2020

[Signature]
Notary Public

Resident of Allen County

Lindsay K. Haggerty
Printed Name of Notary





Wagner Street Properties - Voluntary Buy-outs



Although the City of Chicago has been authorized to acquire properties on behalf of the City of Chicago, the City of Chicago does not warrant or guarantee the accuracy of the information shown on this map. The City of Chicago is not responsible for any errors or omissions on this map. The City of Chicago is not responsible for any damages or losses resulting from the use of this map. The City of Chicago is not responsible for any damages or losses resulting from the use of this map.



Acquired Previously



Proposed Buy-out: 722 Wagner Street



Date: 9/3/2015

Interoffice Memo

Date: September 10, 2015
To: Common Council Members
From: DeWayne Nodine, Program Manager – Capital Project Services – Telephone: 427-1330
RE: **Purchase of 722 Wagner Street, Fort Wayne, Indiana 46805**

Council Introduction Date: September 22, 2015—Council District #: 5

Background & supporting information:

City Utilities has an ongoing, multi-year program of purchasing houses on the south side of Wagner Street, immediately adjacent to the north side of the Water Filtration Plant, for a security zone and planned future expansion of the Water Filtration Plant. City Utilities would now like to purchase 722 Wagner Street for this purpose. The purchase price is \$48,250.00, which is the average of two appraisals. As an update to Council, City Utilities has previously purchased 16 of the 29 properties along the south side of Wagner Street. A map is attached to this memo highlighting the properties purchased along with the current one under consideration, and a copy of the Resolution approved by the Board of Public Works on September 9, 2015.

Implications of not being approved:

City Utilities watches the Wagner Street real estate market in case any of the houses are listed for sale or become uninhabited. If the property is not purchased, at this time, it will most likely cost more to purchase at a later date as the real estate market returns to its natural rate of increasing real estate values.

Justification if prior approval is being requested: Not applicable

Funding source: Water Revenue

Attachments:

- Map
- Resolution

CC: Matthew Wirtz
Dan Brenner
Diane Brown
Project file