

CONFIRMING RESOLUTION NO. R-_____

A CONFIRMING RESOLUTION designating an "Economic Revitalization Area" under I.C. 6-1.1-12.1 for property commonly known as 2817 Goshen Road, Fort Wayne, Indiana 46808 (Accutech Mold & Machine, 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 one full-time, permanent job for a total new, annual payroll of \$25,000, with the average new annual job salary being \$25,000 and retain 80 full-time, permanent jobs for a total current annual payroll of \$2,450,000 with the average current, annual job salary being \$30,625; and

WHEREAS, the total estimated project cost is \$250,000; 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 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 the value of the new manufacturing equipment, all contained in Petitioner's Statement of Benefits are reasonable and are benefits that can be reasonably expected to result from the proposed described installation of the new manufacturing equipment.

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

- (a) If the proposed new manufacturing equipment is not installed, the approximate current year tax rates for this site would be \$3.3979/\$100.
- (b) If the proposed new manufacturing equipment is installed and no deduction is granted, the approximate current year tax rate for the site would be \$3.3979/\$100 (the change would be negligible).
- (c) If the proposed new manufacturing equipment is installed, and a deduction percentage of eighty percent (80%) is assumed, the approximate current year tax rate for the site would be \$3.3979/\$100 (the change would be negligible).

SECTION 6. Pursuant to I.C. 6-1.1-12.1, it is hereby determined that the deduction from the assessed value of the new manufacturing equipment shall be for a period of five years.

SECTION 7. The deduction schedule from the assessed value of new manufacturing equipment pursuant to I.C. 6-1.1-12.1-17 shall look like this:

Year of Deduction	Percentage
Year 1	100%
Year 2	80%
Year 3	60%
Year 4	40%
Year 5	20%
Year 6	0%

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

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

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

- 12 (a) The cost and description of real property improvements and/or new
13 manufacturing equipment acquired.
14 (b) The number of employees hired through the end of the preceding calendar
15 year
16 as a result of the deduction.
17 (c) The total salaries of the employees hired through the end of the preceding
18 calendar year as a result of the deduction.
19 (d) The total number of employees employed at the facility receiving the
20 deduction.
21 (e) The total assessed value of the real and/or personal property deductions.
22 (f) The tax savings resulting from the real and/or personal property being
23 abated.

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

26 **SECTION 12.** That, pursuant to I.C. 6-1.1-12.1-12 et al, any property owner that
27 has received a deduction under section 3 or 4.5 of said chapter may be required to repay
28 the deduction amount as determined by the county auditor in accordance with section 12
29 of said chapter if the property owner ceases operations at the facility for which the
30 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 AND LEGALITY

Carol Helton, City Attorney

Admn. Appr. _____

DIGEST SHEET

TITLE OF ORDINANCE: **Confirming Resolution**

DEPARTMENT REQUESTING ORDINANCE: **Community Development Division**

SYNOPSIS OF ORDINANCE: **This is to confirm the designation of an Economic Revitalization Area for Accutech Mold & Machine, Inc. for personal property improvements in the amount of \$250,000. Accutech Mold & Machine, Inc. will purchase and install new manufacturing equipment.**

EFFECT OF PASSAGE: **In order to expand its manufacturing services in Fort Wayne, Accutech Mold & Machine, Inc. will purchase and install new manufacturing equipment and create one new full-time job.**

EFFECT OF NON-PASSAGE: **Potential loss of investment and one full-time job.**

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

ASSIGNED TO COMMITTEE (CO-CHAIRS): **Glynn Hines and John Crawford**

EXHIBIT A

Escrow File No.: 02-6016

EXHIBIT "A"

Part of the Northeast Quarter of Section 28, Township 31 North, Range 12 East, Allen County, Indiana, more particularly described as follows:

Commencing at the Northwest corner of said Northeast Quarter; thence South, along the West line of said Northeast Quarter (assumed bearing and basis for this description) a distance of 36.80 feet to a 1-1/2" pipe found on the South right-of-way line of California Road; thence South 83 degrees 12 minutes 56 seconds East, on said South right-of-way line, a distance of 390.22 feet (390.03 feet Deed) to a right-of-way marker found on the Southwesterly right-of-way line of Goshen Avenue; thence South 45 degrees 24 minutes 24 seconds East, on said Southwesterly right-of-way line, a distance of 203.65 feet (203.0 feet Deed) to a 1/2" rebar found; thence South 45 degrees 44 minutes 33 seconds East, on said Southwesterly right-of-way, a distance of 148.95 feet to a 5/8" rebar (capped Karst #0073); thence continuing South 45 degrees 44 minutes 33 seconds East, on said Southwesterly right-of-way line, a distance of 209.01 feet to a right-of-way marker found; thence South 41 degrees 02 minutes 46 seconds East, on said Southwesterly right-of-way line, a distance of 128.41 feet (129.71 feet Deed) to a 1" pipe found on a North line of an existing tract described in Document Number 202101397 in the Office of the Recorder of Allen County, Indiana monumenting the POINT OF BEGINNING; thence South 65 degrees 35 minutes 12 seconds West, on said North line, a distance of 102.49 feet to a railroad rail post found on the North line of said existing tract; thence South 89 degrees 58 minutes 27 second West, on said North line, a distance of 443.87 feet to a 1/2" Rebar monumenting the corner of a tract of land conveyed to Wise Holdings, LLC as found in Document #960005907; thence South 00 degrees 35 minutes 50 seconds West, on an East line of said Wise Holdings, LLC tract, a distance of 378.32 feet (378.07 feet Deed) to a 1/2" rebar found monumenting a corner of said Wise Holdings, LLC tract; thence South 89 degrees 45 minutes 21 seconds East, on a North line of said Wise Holdings, LLC tract, a distance of 488.25 feet (487.79 feet Deed) to a 1/2" Rebar found monumenting a corner of said Wise Holdings, LLC tract; thence North 25 degrees 08 minutes 23 seconds East, on a Northwestern line of said Wise Holdings, LLC tract, a distance of 71.70 feet to a 1/2" Rebar found monumenting a corner of said Wise Holdings, LLC tract; thence North 00 degrees 15 minutes 56 seconds East, on a West line of said Wise Holdings, LLC tract, a distance of 273.60 feet (272.59 feet Deed) to a 1/2" Rebar found monumenting a corner of said Wise Holdings, LLC tract; thence North 49 degrees 14 minutes 08 seconds East, on a Northwestern line of said Wise Holdings, LLC tract, a distance of 72.53 feet to a 5/8" Rebar found on the Southwesterly right-of-way line of Goshen Avenue; thence North 42 degrees 19 minutes 50 seconds West, on said Southwesterly right-of-way line of Goshen Avenue, a distance of 50.15 feet to the POINT OF BEGINNING, containing 4.572 Acres, more or less and subject to all easements, restrictions, covenants, rights-of-way, and legal drains of record.