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2 BILL NO. R-16-07-07

3 BILL NO. R-_____

4 **A Resolution confirming an approving order of**
5 **the Fort Wayne City Plan Commission and**
6 **confirming Declaratory Resolution 2016-36 of**
7 **the Fort Wayne Redevelopment Commission**
8 **concerning the Washington Center Coldwater**
9 **Road Economic Development Area.**

10 WHEREAS, on May 9, 2016, the Fort Wayne Redevelopment
11 Commission adopted Resolution 2016-36, amending and rescinding the
12 Washington Center Coldwater Road Economic Development Area, a copy of
13 which Declaratory Resolution 2016-36 is attached hereto, made a part
14 hereof, and marked Exhibit A; and

15 Whereas, on June 13, 2016 the Fort Wayne City Plan Commission at
16 its Business Meeting considered for adoption and issued a written order that
17 approved said Declaratory Resolution 2016-36 amending and rescinding
18 the Washington Center Coldwater Road Economic Development Area, a
19 copy of which approving order is attached hereto, made a part hereof and
20 marked "Exhibit B"; and

21 WHEREAS, the Fort Wayne Redevelopment Commission and the
22 Fort Wayne City Plan Commission took the forgoing actions as set forth in
23 the preceding two paragraphs herein are in accordance with the provisions
24 of the Redevelopment of Blighted Areas Act of 1981 (P.L. 309 and 310 of
25 the Acts of 1981 of the General Assembly of the State of Indiana, as
26 amended and supplemented);
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4 **NOW, THEREFORE, BE IT RESOLVED BY THE COMMON**
5 **COUNCIL OF THE CITY OF FORT WAYNE, INDIANA:**

6 SECTION 1. That the said actions of the Fort Wayne Redevelopment
7 Commission and the Fort Wayne City Plan Commission are hereby
8 approved, ratified, and confirmed.

9 **SECTION 2.** That this resolution shall be in full force and affect from
10 and after its passage and approval by the Fort Wayne Common Council and
11 all necessary approval by the Mayor.
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15 _____
16 Council Member

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18 APPROVED AS TO FORM AND LEGALITY
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21 _____
22 Carol Helton, City Attorney
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RESOLUTION 2016-36



DECLARATORY RESOLUTION OF THE FORT WAYNE REDEVELOPMENT COMMISSION, GOVERNING BODY OF THE CITY OF FORT WAYNE DEPARTMENT OF REDEVELOPMENT, AMENDING AND RESCINDING THE WASHINGTON CENTER COLDWATER ROAD ECONOMIC DEVELOPMENT AREA PLAN

WHEREAS, on 3 March 1989, the Fort Wayne Redevelopment Commission adopted Confirmatory Resolution 89-13 that confirmed and approved the establishment of the Washington Center Coldwater Road Economic Development Area (EDA); and

WHEREAS, on 12 May 2008, the Fort Wayne Redevelopment Commission adopted resolution 2008-43 which approved Amendment I to the Washington Center Coldwater Road Economic Development Area by adding a segment of Washington Center Road (from Dartmouth Drive to Coldwater Road) to the EDA; and

WHEREAS, following a period of study and coordination with the Allen County Auditor and other City staff, Commission staff recommend that the Commission amend the aforesaid Washington Center Coldwater Road Economic Development Area and its accompanying Tax Allocation Area by rescinding Confirmatory Resolutions 89-3 and 2008-43 in their entirety, and;

WHEREAS, the provisions of I.C. 36-7-14-39 were engaged, from time to time, during the course of the existence of the EDA. Current collection of tax increment has ceased and approximately \$91,333.00 remains in the Washington Center Coldwater Road Tax Allocation Fund. Said funds are programmed to be used for a City Utilities infrastructure project currently under design which will serve the EDA. Specific approval for this project and the expenditure of the aforesaid funds will be brought before the Commission when design and programming are complete.

WHEREAS, in accordance with state statute, the Redevelopment Commission will follow the process delineated for amending a redevelopment area (EDA/URA) which includes a determination from the Fort Wayne City Plan Commission that the amendment is in conformity to the plan of development for the Unit, approval by the Common Council of the City of Fort Wayne, publication of a legal public hearing and a final determination (confirmatory resolution) by the Commission thereafter; and

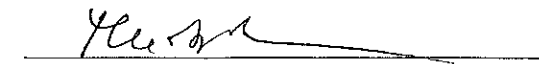
WHEREAS, following the adoption of a confirmatory resolution amending and thereby rescinding Confirmatory Resolutions 89-13 and 2008-43, no powers of the Commission granted by I.C. 36-7-14 shall be applicable to the aforesaid EDA; and

NOW, THEREFORE, BE IT RESOLVED by the Fort Wayne Redevelopment Commission, Governing Body of the City of Fort Wayne, Department of Redevelopment, that:

1. Declaratory Resolution 2016-³⁶~~40~~ is hereby approved. Staff shall submit a copy of this resolution to the Fort Wayne City Plan Commission and thereafter to the Common Council of the City of Fort Wayne for due consideration accordingly.

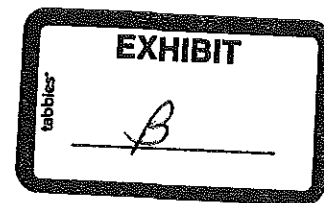
FORT WAYNE REDEVELOPMENT COMMISSION


Christopher Guerin, President


Mark D. Becker, Secretary

Thomas Trent, Acting

ADOPTED: 9 May 2016



RESOLUTION AND APPROVING ORDER OF THE FORT WAYNE CITY PLAN
COMMISSION CONCERNING THE WASHINGTON CENTER COLDWATER ROAD
ECONOMIC DEVELOPMENT AREA PLAN, AS AMENDED

The Plan Commission of the City of Fort Wayne at its Business Meeting on June 13, 2016
having before it a copy of the Fort Wayne Redevelopment Commission's Declaratory Resolution
2016-36, adopted by the Fort Wayne Redevelopment Commission on May 9, 2016, together with
the necessary supporting data, all of which having been duly considered, upon a motion by
Tom Freistroffer, and seconded by Mike Bynum, and by a vote of 5 (yea),
0 (nay), adopted the following resolution:

WHEREAS, at the Fort Wayne City Plan Commission's Business Meeting on June 13, 2016,
the Fort Wayne Redevelopment Commission submitted to the Plan Commission a copy of
Declaratory Resolution 2016-36, together with supporting data, all as required by the
Redevelopment of Blighted Areas Act (36-7-14 of the Acts of 1980 of the General Assembly of
the State of Indiana, as Amended and Supplemented), and after having been duly considered by
the Fort Wayne City Plan Commission, action contemplated by said Resolution is found to
conform with the Master Plan of Development for the City of Fort Wayne (Plan It Allen);

NOW, THEREFORE, BE IT RESOLVED by the Fort Wayne City Plan Commission that the
Amendment and subsequent rescission of the Washington Center Coldwater Road Economic
Development Plan, as amended, conforms to the Master Plan of Development for the City of Fort
Wayne (Plan It Allen), and that said Declaratory Resolution is hereby approved.

BE IT FURTHER RESOLVED that the President of this Commission is hereby authorized to
deliver to the Fort Wayne Redevelopment Commission and to the Common Council of the City
of Fort Wayne a certified copy of this resolution which shall constitute the order of the Fort

Wayne City Plan Commission, as required by law, approving the amendment and rescission of the Economic Development Area and Plan.

Approved:

Fort Wayne City Plan Commission

President *Candice Haas Zuber*

Secretary

Date: June 13, 2016

STATE OF INDIANA)

)

SS:

COUNTY OF ALLEN)

The foregoing is hereby certified to be a full, true, and correct copy of a resolution adopted by the Fort Wayne City Plan Commission at the Business Meeting of said Commission held June 13, 2016, and as the same appears of record in the official records of said Commission dated the 13th day of June, 2016.

Michelle R Walters
Notary Public, Printed

Date *15 June 2016*

Michelle R Walters
Signed

Resident of *Allen* County

Commission Expires
June 9, 2024



COMMUNITY DEVELOPMENT

Thomas C. Henry, Mayor

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City of Fort Wayne
Community Development
200 East Berry Street, Suite 320
Fort Wayne IN 46802
260.427.1127

www.fwcommunitydevelopment.org

MEMORANDUM

TO: Common Council of the City of Fort Wayne

FM: Nancy Townsend / James C. Lindsay *NW*

RE: Rescission of Economic Development Areas and Urban Renewal Area (EDA/URA)

DT: July 15, 2016

On May 9, 2016, the Fort Wayne Redevelopment Commission adopted Resolutions 2016-36, 2016-37 and 2016-38, copies attached, which propose to rescind the Washington Center Coldwater Road EDA, Moeller Meyer Road EDA and Baker Street URA. These entities ("TIF Districts") were created in 1989, 2002 and 1992.

The provisions of the Washington Center Coldwater Road Economic Development Area plan have been fulfilled and the Commission has determined that the powers enabled by statute are no longer needed. The provisions of the Moeller Meyer Road Economic Development Plan were never engaged or implemented due to a key element of the project never materializing. The provisions of the Baker Street URA were never engaged due to alternate sources of funding being used to stabilize the station when it was under City ownership.

Pursuant to I.C. 36-7-14-16 and 36-7-14-41, the Plan Commission determined that these resolutions and action contemplated are in in general conformity to the plan of development for the City of Fort Wayne (Plan It Allen) at its business meeting on June 13, 2016 per the attached resolution. In order for these actions to move forward, each must be approved by the Common Council of the City of Fort Wayne. As such, the purpose of this memo is to request that consideration of these resolutions (attached hereto) be made by City Council. If approved, these resolutions will be presented to the Redevelopment Commission for final consideration following a legal public hearing.

Encl

An Equal Opportunity Employer