

2
3
4 **A RESOLUTION CONFIRMING SUBSTANTIAL COMPLIANCE with**
5 **Statement of Benefits (CF-1) form filing for 2018 for PolyMod**
6 **Technologies, Inc. for property at 4146 Engleton Drive under**
7 **Confirming Resolution R-62-08 with an “Economic Revitalization**
8 **Area” approved under I.C. 6-1.1-12.1**
9

10
11 **WHEREAS,** Common Council has previously designated and declared by Declaratory Resolution
12 and Confirming Resolution with approved Statement of Benefits (SB-1) form(s) for certain property for
13 PolyMod Technologies, Inc. as an “Economic Revitalization Area” under Sections 153.13-153.24 of the
14 Municipal Code of the City of Fort Wayne, Indiana, and I.C. 6-1.1-12.1; and
15

16 **WHEREAS,** property owners whose SB-1 form was approved after July 1, 1991, who file a
17 deduction application under Sections 3 and 4.5 of I.C. 6-1.1-12.1 and Section 153.21 of the Fort Wayne
18 Code of Ordinances, must file a Compliance with Statement of Benefits Form (hereinafter “CF-1”) with the
19 City of Fort Wayne, and in some cases also with either the Allen County Auditor or the Allen County
20 Assessor or both, showing information on the extent to which there has been compliance with the
21 approved SB-1 for the applicant’s project; and
22

23 **WHEREAS,** PolyMod Technologies, Inc. filed a CF-1 form with the Allen County Assessor’s Office
24 and the City of Fort Wayne; and
25

26 **WHEREAS,** due to an administrative error, Common Council incorrectly determined that PolyMod
27 Technologies, Inc. was not in substantial compliance on June 12, 2018; and
28

29 **WHEREAS,** Common Council designated the City of Fort Wayne Community Development
30 Division as the entity for the administration, application, processing and monitoring of Economic
31 Revitalization Areas under Section 153.13 of the Municipal Code of the City of Fort Wayne; and
32

33 **WHEREAS,** Statement of Benefits Forms (SB-1) approved in 2008 or earlier are subject to the
34 Common Council’s 1997 policy defining substantial compliance; and
35

1 **WHEREAS**, PolyMod Technologies Inc.'s original Statement of Benefits Form (SB-1) was
2 approved by Common Council in 2008 and is subject to Common Council's definition of substantial
3 compliance per its 1997 policy; and
4

5 **WHEREAS**, Common Council's defined substantial compliance under the 1997 policy as:
6

- 7 1. Meeting 75% or more of the numbers of full-time and/or part-time jobs stated to be created or
8 retained as delineated in the original Statement of Benefits Form (SB-1) approved by
9 Common Council, **or**
10
11 2. Meeting 75% or more of the total payroll stated to be created or retained as delineated in the
12 original Statement of Benefits Form (SB-1) approved by Common Council; and
13

14 **NOW, THEREFORE, BE IT RESOLVED BY THE COMMON COUNCIL OF THE CITY OF FORT**
15 **WAYNE, INDIANA:**
16

17 **SECTION 1.** That, the Compliance with Statement of Benefits Forms (CF-1) filed by PolyMod
18 Technologies, Inc. are in substantial compliance pursuant to I.C. 6-1.1-12.1 and Section 153.21 of the
19 Municipal Code of the City of Fort Wayne.
20

21 **SECTION 2.** That, this Resolution shall be in full force and effect from and after its passage
22 and any and all necessary approval by the Mayor.
23
24
25

26 _____
27 Member of Council
28
29
30

31 APPROVED AS TO FORM AND LEGALITY
32
33

34 _____
35 Joseph G. Bonahoom, Attorney for Common Council