

A RESOLUTION approving Compliance with Statement of Benefits (CF-1) form filings for 2022 for properties with approved "Economic Revitalization Areas" 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 the following property owners as "Economic Revitalization Areas" 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 1" as if a part herein; 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, property owners in Exhibit 1 have filed Compliance with Statement of Benefit Forms with the Allen County Auditor's Office, Allen County Assessor's Office and the City of Fort Wayne; 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, each of the entities listed in Exhibit 1, by and through the evidence provided in their respective CF-1 forms have failed to substantially comply with their originally filed and approved SB-1 forms within the parameters of the definition of substantial compliance; 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 the property owner has

substantially complied with the original Statement of Benefits Form (SB-1) approved by Common Council.

WHEREAS, on March 6, 2020 the State and Governor of Indiana issued Executive Order 20-02 Declaration of a Public Health Emergency for Coronavirus Disease 2019 Outbreak; and

WHEREAS, Executive Order 20-02 was extended multiple times through the remainder of 2020 and into early 2021, these executive orders and related restrictions and responses to the Coronavirus Disease 2019 Outbreak affected the economy on a State, County and City level; and

WHEREAS, pursuant to IC 6-1.1-12.1 and Section of 153.21 of the Municipal Code of the City of Fort Wayne consideration is given in determining substantial compliance to businesses who face outside forces beyond their control in making reasonable efforts to substantially comply with their approved statement of benefits; and

WHEREAS, all of the property owners listed in Exhibit 1 faced outside forces beyond their control during the Public Health Emergency for Coronavirus Disease 2019 Outbreak as declared and extended multiple times under Executive Order 20-02; and

WHEREAS, lingering effects of the Public Health Emergency for Coronavirus Disease 2019 Outbreak have continued to impact the economy on a State, County and City level in through early 2022 making hiring and retaining employees difficult; and

WHEREAS, all of the property owners listed in Exhibit 1 filed their 2022 compliance documents in a timely manner and have provided information indicating they made efforts to be in substantial compliance; and

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

SECTION 1. That, the Compliance with Statement of Benefits Forms (CF-1) filed for property owners listed in Exhibit 1 with approved economic revitalization areas are 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.

SECTION 2. 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 A LEGALITY

Malak Heiny, City Attorney

EXHIBIT 1

CF-1 RE	CF-1 PP	COMPANY NAME	RES #	TYPE	DESIGNATION ADDRESS
4/28/2022		817 S. Calhoun LLC	34-12	R	817 S. Calhoun St.
4/27/2022	4/27/2022	Accugear, Inc.	R-10-19	B	6710 Innovation Boulevard
	5/13/2022	Accutech Mold & Machine. Inc.	R-11-16	P	2817 Goshen Road
	5/13/2022	Accutech Mold & Machine	R-12-17	B	2817 Goshen Road
	5/13/2022	Accutech Mold & Machine	16-18	P	2817 Goshen Road
	5/13/2022	Accutech Mold & Machine. Inc.	55-19	P	2817 Goshen Road
5/14/2022	5/14/2022	Alconex Specialty Products	34-18	B	7255 Chalfant Road
5/6/2022	hoffmaster	All America City Investors	117-18	R	7310 Innovation Blvd
5/2/2022	5/2/2022	Applied Metals & Machine Works Inc.	33-13	B	1036 St. Mary's Avenue
	4/29/2022	CNC Industries, Inc.	19-12	P	3810 Fourier Drive
4/29/2022		Conestoga, LLC	44-12	BV	3404 Conestoga Drive
5/6/2022	5/6/2022	Edy's Nestle Dreyers Grand Ice Cream	38-12	B	3426 Wells Street
5/6/2022	5/6/2022	Edy's Nestle Dreyer's Grand Ice Cream	75-14	B	3426 Wells Street
4/28/2022	4/28/2022	Fox & Main, LLC	98-17	B	204, 226 W. Main Street
	5/4/2022	Hoffmaster Group, Inc.	112-18	P	7310 Innovation Blvd
5/2/2022	5/2/2022	Indiana Oxygen Company, Inc.	R-49-16	B	3806 Option Pass
4/28/2022	4/28/2022	Key Millwork/Waignad Properties, LLC	2-19	B	713 Incentive Drive
4/28/2022	4/28/2022	LH Carbide Corporation	21-14	B	4420 Clubview Drive
	4/5/2022	McCoy Bolt Works, Inc.	115-18	P	2811 Congressional Pkwy
4/28/2022	4/28/2022	Paul Walters/Quality Engineering	60-17	B	4725 Arden Dive
	4/26/2022	Quake Manufacturing, Inc.	116-18	P	3923 Engle Road
5/2/2022	5/2/2022	Tippmann Innovations	48-18	B	6340 Innovation Blvd
5/16/2022	5/2/2022	Transformations by Wieland Inc.	33-15	B	310 Racquet Drive
	4/29/2022	Trelleborg Sealing Solutions, Inc.	32-10	B	5503 Distribution Drive