

BILL NO. R-24-04-16

RESOLUTION NO. _____

**A RESOLUTION APPROVING THE ACQUISITION/DONATION
OF THREE STORMWATER DETENTION BASIN PARCELS
LOCATED NORTH OF AIRPORT EXPRESSWAY, FORT
WAYNE, INDIANA, FOR THE CITY OF FORT WAYNE, BY
AND THROUGH THE BOARD OF PUBLIC WORKS**

WHEREAS, the City of Fort Wayne ("City"), by and through its Board of Public Works, wishes to acquire those three (3) certain parcels of real estate located north of Airport Expressway in Fort Wayne, Indiana, designated as having tax parcel numbers 02-12-33-351-001.000-074, 02-12-32-300-007.000-074, and 02-12-32-400-001.004-074, together having a total acreage of some 46.5 acres and each having been improved for stormwater detention purposes (the "Parcels"), to be used as part of the public storm drain system serving continued growth and development of the area surrounding Fort Wayne International Airport; and

WHEREAS, the Parcels' owner, HBC Realty Corporation ("HBC"), has agreed to donate the Parcels to the City at no cost by the terms of that land donation agreement by and between HBC and the City and attached hereto as Exhibit "A" and made a part hereof by this reference (the "Land Donation Agreement"), which Land Donation Agreement and the conveyance of the Parcels as contemplated therein have been submitted to the Common Council of the City for approval.

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

SECTION 1. The donation of the Parcels to the City, under the terms of the Land Donation Agreement, is hereby agreed to and approved. The appropriate officials of the City are hereby authorized to execute all documents

necessary to accomplish said conveyance.

SECTION 2. This Resolution shall be in full force and effect from and after its passage and any and all necessary approval by the Mayor.

Council Member

APPROVED AS TO FORM AND LEGALITY

Malak Heiny, City Attorney