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3 **A RESOLUTION REQUESTING INFORMATION CONCERNING THE ABATEMENT**
4 **AND THE ECONOMIC DEVELOPMENT AGREEMENT PERTAINING TO PROJECT**
5 **ZODIAC/GOOGLE**
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7 WHEREAS, in R-102-23 it was noted that “the Company”, later determined to be
8 Google, was going to invest \$845,000,000 into the Fort Wayne project and create 30 full-time
9 jobs; and

10 WHEREAS, in R-102-23 it was noted that “the Company”, later determined to be
11 Google, requested certain financial incentives, and the City Parties determined that it is “in the
12 best interest of the citizens of the City...to provide the Incentives...”; and

13 **WHEREAS**, the initial building has been constructed and is operational; and

14 **WHEREAS**, Google has prepared for additional development by requesting
15 environmental waivers, generator applications to IDEM, and County rezoning; and

16 **WHEREAS**, Google’s applications have produced strong local public opposition,
17 additionally nationwide data center developments have sparked many new concerns including
18 increased electric and water utility costs; and

19 **WHEREAS**, constituents opposed to Google have repeatedly requested that Council
20 revoke the abatements, tax incentives, and financial contributions; and

21 **WHEREAS**, no clear position has been communicated from the City Administration,
22 Community Development or Greater Fort Wayne Inc providing details as to whether the Project
23 Zodiac/Google has been a net positive to the community and is trending to fulfill its forecasted
24 economic benefits that warranted the abatements and greater economic incentive package.

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

27 **SECTION 1.** The Director of Community Development (Director) and appropriate staff
28 shall present to Council at a Council Meeting within thirty (30) days of passage of this resolution
29 a summary of the following; i) the Project Zodiac/Google Economic Development Agreement
30 (EDA), i) detailing what benchmark criteria are part of the abatements, iii) outlining what levels
31 of that criteria Project Zodiac/Google has achieved, iv) certification that Project Zodiac/Google
32 is in compliance with the EDA terms and abatement criteria, and v) verification that City Council

1 and any other necessary entities approve Project Zodiac/Google's abatement and/or EDA
2 compliance. The Director and appropriate staff shall certify that Project Zodiac/Google are in
3 full compliance of the EDA and the abatement criteria and whether there is any
4 pertinent/material items/criteria City Council should consider in its deliberations approving
5 compliance with the EDA and/or recertification of the abatement.

6 **SECTION 2.** The Director and appropriate staff shall advise Council within thirty (30)
7 days of passage of this resolution whether any new State statutes since the Project Zodiac/Google
8 EDA, such as HB1210, are relevant.

9 **SECTION 3.** The Director and appropriate staff shall advise Council within thirty (30)
10 days of passage of this resolution whether any changes have taken place since the EDA date of
11 the Project Zodiac/Google which could alter the EDA or make aspects of it negotiable as the
12 development expands.

13 **SECTION 4.** The Director (utilizing input from appropriate staff) shall advise Council
14 within thirty (30) days of passage of this resolution, in his professional opinion, as director of
15 public development policy and the division head of the department that brought the business to
16 the City, whether Project Zodiac/Google is a net positive for the Fort Wayne community.

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19 _____
Russ Jehl, Council Member

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22 APPROVED AS TO FORM AND LEGALITY

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24 _____
25 Joseph G. Bonahoom, Attorney for City Council