

A RESOLUTION terminating a tax phase-in approved under Confirming Resolution R-23-15 for failure to file a 2026 Compliance with Statement of Benefits (Form CF-1/Real Property), a Compliance with Statement of Benefits (Form CF-1/Personal Property) and submit an application for a Waiver of Non-Compliance for late filed documents for 2980 East Coliseum Boulevard, Fort Wayne, Indiana 46805 (Intellectual Technology, Inc./2980 Coliseum, LLC)

WHEREAS, Common Council has previously designated and declared by Declaratory Resolution and Confirming Resolution property at 2980 East Coliseum Boulevard for Intellectual Technology, Inc./2980 Coliseum, LLC (Confirming Resolution R-23-15) 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; and

WHEREAS, The original Statement of Benefits and economic revitalization area designation application submitted by Intellectual Technology, Inc./2980 Coliseum, LLC and approved under Confirming Resolution R-23-15 was for \$1,200,000 in real property improvements and \$450,000 in personal property improvements; and

WHEREAS, Intellectual Technology, Inc./2980 Coliseum, LLC's 2026 Compliance with Statement of Benefits (Form CF-1/Real Property) and Compliance with Statement of Benefits (Form CF-1/Personal Property) were not filed in a timely manner on, or prior to, May 15, 2026 with the City of Fort Wayne the Allen County Auditor's Office or the Allen County Assessor's Office; and

WHEREAS, the City has given Intellectual Technology, Inc./2980 Coliseum, LLC notice to file their Compliance with Statement of Benefits (Form CF-1/Real Property) and Compliance with Statement of Benefits (Form CF-1/Personal Property) with the Allen County Auditor's Office, the Allen County Assessor's Office and City of Fort Wayne; and

WHEREAS, the City has given Intellectual Technology, Inc./2980 Coliseum, LLC notice to submit an application for a waiver of non-compliance for a late filed Compliance with Statement of Benefits (Form CF-1/Real Property) and Compliance with Statement of Benefits (Form CF-1/Personal Property); and

WHEREAS, Intellectual Technology, Inc./2980 Coliseum, LLC has not filed their Compliance with Statement of Benefits (Form CF-1/Real Property) or Compliance with Statement of Benefits (Form CF-1/Personal Property) with the City of Fort Wayne the Allen County Auditor's Office or the Allen County Assessor's Office and has not submitted an application for a waiver of non-compliance for failure to file their Compliance with Statement of Benefits (Form CF-1/Real Property) and Compliance with Statement of Benefits (Form CF-1/Personal Property) in a timely manner; and

WHEREAS, the Common Council acknowledges that Intellectual Technology, Inc./2980 Coliseum, LLC has not requested a waiver of non-compliance which the Common Council has the power and authority to approve, under I.C. 6-1.1-12.1-9.5); and

WHEREAS, Intellectual Technology, Inc./2980 Coliseum, LLC fulfilled its pledge to construct a 13,400 square foot addition to the existing facility and purchase and install new personal property equipment.

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

SECTION 1. That, Intellectual Technology, Inc./2980 Coliseum, LLC did not request a waiver of clerical and technical errors and nonconformities nor did they file a 2026 Compliance with Statement of Benefits (Form CF-1/Real Property) or a Compliance with Statement of Benefits (Form CF-1/Personal Property) and as such, the tax phase-in granted under Confirming Resolution R-23-15 for real and personal property is hereby terminated. The Allen County Auditor and Allen County Assessor shall be supplied with a copy of this Resolution, upon passage, and are instructed to terminate the tax phase-in for personal property.

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

SECTION 3. 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 AND LEGALITY

Malak Heiny, City Attorney