

AGENDA

Monday, January 6, 2020

**Elected Officials Pictures
6:00 PM**

**Partnership for Education and Prevention of Substance Abuse
6:30 PM**

**Meetings of Standing Committees
Council Conference Room
6:45 P.M.**

**REGULAR MEETING OF THE MISHAWAKA COMMON COUNCIL
COUNCIL CHAMBERS/CITY HALL
7:00 P.M.**

- 1. Call to Order**
- 2. Pledge of Allegiance**
- 3. Roll Call**

ELECTION OF OFFICERS

- 4. Approval of the Minutes of the Previous Regular Meeting**

December 16, 2019

- 5. Petitions, Communications, Remonstrance and Memorials**

Petition No. 2019-18 Annex and Zone C-1 54655 Fir Rd for future expansion and additional parking for its adjacent office development The Plaza at Day & Fir Rd.

Petition No. 2019-19 PUD Amendment Gateway Plaza NW Corner of Bremen Highway and US20 Bypass S-2 PUD Various Uses

Petition No. 2019-20 Rezone from R-1 to R-2 Multi-Family 115 E. 9th St.

- 6. Report of Special Committee**
- 7. Ordinances on First Reading**
- 8. Resolutions**
- 9. Ordinances on Second Reading**

P.O. NO. 2019-39 Vacation of Public Right of Way Part of Elmwood Ave W of Bremen Highway (Assigned to Land Use Planning Committee)

- 10. Privilege of the Floor – Non-Agenda Items**
- 11. Unfinished Business**

Reconsideration of Ordinance No 5680 for technical amendment

- 12. New Business**

- Announcement of Council Committees**
- Council Attorney**
- Appointments to Various Boards and Commissions**

MBA

**Solid Waste
MACOG
Insurance Committee
Redevelopment
Plan Commission
Animal Control
BZA
Traffic Commission
- Conflict of Interest**

13. Adjournment

At this time I know of no other business to come before the Council.
Deborah S. Block, IAMC, MMC, City Clerk

The City of Mishawaka acknowledges its responsibility to comply with the Americans with Disabilities Act of 1990. In order to assist individuals with disabilities who require special services (i.e. sign interpretative services, alternative audio/visual devices, and amanuenses) for participation in or access to City sponsored public programs, services and/or meetings, the City requests that individuals make requests for these services forty-eight (48) hours ahead of the scheduled program, service and/or meeting. To make arrangements, contact Geoffrey Spiess, ADA Coordinator, at (574) 258-1615.

REGULAR MEETING OF THE MISHAWAKA COMMON COUNCIL
December 16, 2019

Be it remembered that the Common Council of the City of Mishawaka, Indiana met in the Council Chambers of the Mishawaka City Hall on Monday December 16, 2019, at 7:00 p.m. The meeting was called to order by President Dale “Woody” Emmons all were asked to stand for the Pledge of Allegiance.



Roll Call.

Present: Mrs. Voelker, Mr. Compton, Mr. Tanner, Mr. Mammolenti, Mr. Banicki, Mrs. Petko Reisdorf, Mr. Bellovich, Mr. Hixenbaugh, Mr. Emmons.

Others present: Clerk Block, Chief Deputy Clerk Mary Ellen Hazen, Council Attorney Mike Trippel,

Clerk Block read a letter from the City Plan Commission regarding recommendations from their December 10, 2019 meeting.

PETITION NO. 2019-17 A petition submitted by LaFree Properties LLC (1/2 interest) & John A. Jayne L. Piraccini (1/2 interest): and KLT Properties, LLC requesting to vacate right-of- way near the northwest corner of Bremen Highway and Elmwood Ave.

The Commission, with a vote of 8-0, recommended approval.

A public hearing on V2019-02 required by State Statute on behalf of LaFree Properties, John & Jayne Piraccini, KLT Properties LLC.
Part of Elmwood Ave. W. of Bremen Highway

John Piraccini, 633 Windy Cove Drive, Mishawaka spoke on behalf of the owners. He said by vacating Elmwood Ave. Meijer Drive will be a new road. He said the donated land will become a decel lane. He stated half of the land will be theirs and the other half will belong to the city.

Mayor Wood speaking on behalf of Ken Prince said after constructing a new road it is better aligned. He said there is no use for the property, some utilities will need to be moved.

Kate Voelker said the road looks great and she was glad it was lining up.
The public hearing closed at 7:07pm

PROPOSED ORDINANCE NO. 2019-38

AN ORDINANCE AMENDING CHAPTER 137 OF THE MUNICIPAL
CODE OF THE CITY OF MISHAWAKA, INDIANA, AS FROM TIME TO TIME
AMENDED, COMMONLY KNOWN AS “THE ZONING ORDINANCE OF 1966”
OF THE CITY OF MISHAWAKA, INDIANA.
(Correction to Ord 5675 vacation of 20ft strip of Evergreen Rd)

Bryan Tanner made a motion to request second reading, seconded by Ron Banicki so moved.

Clerk Block explained this was to correct the legal description in 2 places.

Question was called for at 7:08pm for PROPOSED ORDINANCE NO. 2019-38 with the vote being 9 to 0. Thus, it becomes ORDINANCE NO. 5678.

Clerk Block read the following proposed ordinance by title and assigned to committee.

PROPOSED ORDINANCE NO. 2019-39

**AN ORDINANCE AMENDING CHAPTER 137 OF THE MUNICIPAL CODE
OF THE CITY OF MISHAWAKA, INDIANA, AS FROM TIME TO TIME AMENDED,
COMMONLY KNOWN AS 'THE ZONING ORDINANCE OF 1966' OF THE CITY OF
MISHAWAKA, INDIANA**

(Vacation Part of Elmwood Ave. West of Bremen Highway)
(Assigned to Land Use Planning Committee)

Clerk Block read the following proposed ordinances by title and opened public hearing.

PROPOSED ORDINANCE NO. 2019-36

**AN ORDINANCE DECLARING AN EMERGENCY AND
TRANSFERRING AND REAPPROPRIATING FUNDS
WITHIN THE BUDGET ADOPTED FOR THE
CALENDAR YEAR ENDING DECEMBER 31, 2019**

(Transfer Park & Rec \$34,000)
(Assigned to Budget and Finance Committee)

Mike Bellovich reported the Committee on Budget and Finance recommended this proposed ordinance should be adopted. This is signed by the Entire Committee, upon a second by Ron Banicki motion carried.

Phil Blasko, Park Superintendent stated this transfer is needed to cover utilities for the month of December. He stated the 3 lines where the money will come from are: Temporary \$16,000.00, Gas, Oil, Parts, Etc. \$15,000.00, Official, Ref. Fees 3,000.00 for a total of \$34,000.00.

Matt Mammolenti thanked Mr. Blasko and his team for an outstanding basketball league.

Bryan Tanner also thanked Mr. Blasko for the positive experience he has with all the kid's programs.

Question was called for at 7:13pm on PROPOSED ORDINANCE NO. 2019-36, with the vote being 9 to 0. Thus, it becomes ORDINANCE NO. 5679

PROPOSED ORDINANCE 2019-37

AMENDING ORDINANCE NO. 5666AA

AN ORDINANCE AMENDING THE SALARIES OF ALL EMPLOYEES OF THE CITY OF MISHAWAKA EXCEPT, MISHAWAKA PARK DEPARTMENT, ELECTED OFFICIALS AND THE MISHAWAKA UTILITIES FOR THE CITY OF MISHAWAKA, INDIANA, FOR THE YEAR BEGINNING JANUARY 1, 2020.

(Amendment to City Salary ORD 5666AA for 2020)

(Assigned to Budget and Finance Committee)

Mike Compton reported the Committee on Budget and Finance recommended this proposed ordinance should be presented to the council as a whole. This is signed by the entire committee, upon a second by Ron Banicki motion carried.

Dave Wood, Mayor said he is requesting the council's approval and support for the 2020 salary ordinance. He said the main change is an increase for our valued public servants of up to 3% this is above what we had originally requested and a result of us going back and trying to improve what the council has given other departments. He stated this is above what they had originally asked for and it does take them out of their comfort zone but are trying to stay conservative and meet the realization of the fiscal cliff and tax cap situation. He said we recognize the need to invest in our employees and staff and recognition of the great work they do and wished it could be more. He also stated this ordinance does address the reorganization in police records. He said Police Chief Witkowski is here tonight to answer any questions. He said there would be an increase in IDAC stipend and a new position as administrative assistance in the chief's office. He stated an additional amount of \$275.00 will be met annually in the Department of Labors minimum salary standard when overtime is not offered this affects a small hand full of employees. Mayor Wood summarized the raises as council at 6.1%, typical police salary plus add-ins at 6.1%, firefighters 3.5%, most employees at 3%, mayor at 2.1% and the clerk at 2.3%

Gregg Hixenbaugh thanked the mayor, controller and rest of his administration for their fiscal conservatism of 3% he also stated we have great people working for the city and feel good about rewarding them accordingly. Mr. Hixenbaugh stated he would like more detail with regards to the reorganization of the records department at the police department and the administrative assistant in the police department. The mayor said he knows positions have been cut back and jobs eliminated but the work still needs to be done landing on the chief's assistant.

Mike Compton commented in response to the mayor's earlier stated percentages wanted to clarify the council, clerk and mayor all receives the same 1.5% plus \$500.00. This is no matter how the percentages look on paper, this is because of the difference in wages.

Gregg Hixenbaugh asked Chief Witkowski to give a walk-through of the reorganization of the records department.

Ken Witkowski, Police Chief said the main position was pretty much eliminated and the position has been given different duties, as it is re-described today. He said years ago the pay scale and duties were different. They are doing more cross training so that everyone knows the jobs and with technology the duties have gone away, and the money has been redistributed to other people in that division. Mr. Hixenbaugh asked which specific position the Chief was referring to that has had a reduction in responsibility and reduction in compensation. Chief Witkowski said Services Administrator. Mr. Hixenbaugh asked if there still was an employee occupying that position, the Chief said yes. Mr. Hixenbaugh asked if he would continue the position into 2020 the Chief said yes as an office manager. Mr. Hixenbaugh asked if someone will be employed as Service Administrator and separate Office Manager or the service administrator position left vacant. He said it would be left vacant and switched to office manager the duties did not match. Mr. Hixenbaugh said even though it shows a salary it will be left vacant and not anticipated for 2020. Chief said no. Mr. Hixenbaugh asked why it is not just deleted. Becky Miller, Controller stated the salary ordinance includes many different positions, the budget has the positions that are budgeted throughout the year. Salary ordinances list all the positions used they rarely delete positions from the salary ordinance. Mr. Hixenbaugh asked at present there are no plans to fill the service administrator, but it is there if needed. Chief Witkowski said yes. In addition to creating an Office Manager position there will be a re-allocation of funds in the records department to 4 secretaries and the detective bureau secretary but not property clerk. Mr. Hixenbaugh asked with the reallocation of money will they be in line for an increase of more than a 3% raise? Chief Witkowski said they would receive \$750.00 plus 3%. Mr. Hixenbaugh asked if anything else was done in the records division he was told no. Chief Witkowski explained the duties of his secretary he said in the past there was a uniform secretary that's gone, there are duties of a VCS which is Visual Computer Solutions it is attendance software that track time off which is a daily process and payroll responsibility. Mr. Hixenbaugh said for the record he has worked with the police department in the past and they do a fantastic job, this questioning is not geared toward any individual. Mr. Hixenbaugh asked if the creation of this new position would be revenue neutral or added expenditures? Chief Witkowski said additional expenditures. Becky Miller said around \$7,000.00.

Mr. Hixenbaugh asked the controller to explain the plan for several office administrators positions added to Code, Fire, Human Resources and Engineering for future consideration. She said there was no plan. She said it was a range of pay and title according to entry experience.

Mr. Hixenbaugh thanked the Mayor, Police Chief and City Controller in this process. He said he would have preferred this type of structural changes be handled during a typical budget process when they had a series of meetings and discussed various items. . He said he is concerned about the clarification of adding \$7,000.00 to the budget. He said it is important that the other dormant job classifications do not have 2 people in similar positions. He said the controller stated there is a fiscal constraint that would become problematic to be able to afford 2 people in one similar position. Mr. Hixenbaugh stated next year during the budget cycle he would like to have a discussion about job titles that are dormant be removed from the salary ordinance.

Question was called for at 7:41PM for PROPOSED ORDINANCE NO 2019-29, with the vote being 9 to 0. Thus, it becomes ORDINANCE NO 5680.

PRIVILEGE OF THE FLOOR

Joe Canarecci, 201 W. 10th St., thanked Ms. Petko Reisdorf for her service on the council. Mr. Canarecci stated that he had enjoyed his time on the Mishawaka Council from 2016-2018 and serving with all the Mishawaka Council. He said he also wanted to acknowledge that this was also the last meeting for Councilman Tanner and Mr. Canarecci said Mr. Tanner would be missed.

NEW BUSINESS

A motion was made by Mr. Compton to change the meeting date of January 20, 2020 to January 27, 2020. Seconded by Mrs. Voelker motion carried.

Clerk Block read Resolution R2019-29 in its entirety.

RESOLUTION NO. 2019-29

A RESOLUTION OF THE COMMON COUNCIL OF THE CITY OF MISHAWAKA, INDIANA HONORING BRYAN TANNER FOR SERVICE TO THE CITY OF MISHAWAKA

Council Members expressed appreciation for Mr. Tanners service to the City of Mishawaka and its citizens. Stating that his intelligence and energy has made Mishawaka a better place.

Mr. Tanner thanked everyone he had served on the Council with. He then thanked his Family and especially his wife Cari.

Question on Resolution No. R2019-29 was called with a unanimous Voice Vote the Resolution passed.

Clerk Block read Resolution R2019-30 in its entirety.

RESOLUTION NO. 2019-30

A RESOLUTION OF THE COMMON COUNCIL OF THE CITY OF MISHAWAKA, INDIANA HONORING STACY PETKO REISDORF FOR SERVICE TO THE CITY OF MISHAWAKA

State Representative and former 3rd District Mishawaka Councilman Ross Deal thanked Ms. Petko Reisdorf for stepping up to fill the vacancy in the 3rd District when he was chosen to be State Representative.

At this time Mr. Compton excused himself and left the meeting (8:00 pm).

Council Members also expressed their gratitude to Mr. Petko Reisdorf for her service to the City of Mishawaka and its citizens.

Ms. Petko Reisdorf thanked everyone for the kind words.

Both Mr. Tanner and Ms Petko Reisdorf were presented with a shadow box plaque and their name plate.

Mr. Banicki presented President Emmons with a 2019 President Plaque and thanked him for his leadership during 2019. Mr. Emmons thanked everyone for their help during this past year.

President Emmons wished everyone a Merry Christmas and a Happy New Year!

ADJOURNMENT 8:17 P.M.

Deborah S. Block /s/
Deborah S. Block, IAMC, MMC, City Clerk

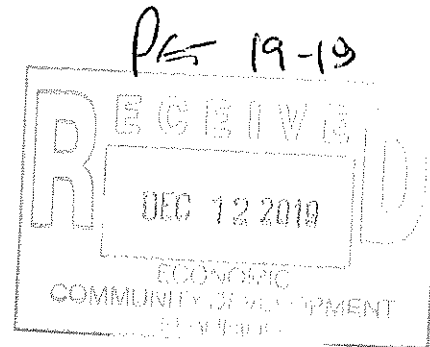
Dale “Woody” Emmons /s/
Dale “Woody” Emmons, President

Deborah S. Block /s/
Deborah S. Block, IAMC, MMC, City Clerk

Dale "Woody" Emmons /s/
Dale "Woody" Emmons, President

December 12, 2019

Honorable Members of the Common Council
City of Mishawaka, Indiana
and
Mishawaka City Plan Commission
City of Mishawaka, Indiana



RE: Petition for Annexation and Zoning Classification
014-1059-120002/71-04-34-426-006.000-031
54655 Fir Rd.
Mishawaka, IN 46545

The undersigned Judy L. Davis (Owner), with assistance from Stephen R. Murphy, Member of THE PLAZA Phase III, LLC (Prospective Purchaser), respectfully shows that she is the owner of the following described real estate located in the County of St. Joseph, State of Indiana, to-wit:

LEGAL DESCRIPTION

Part of the Southeast Quarter of Section 34, Township 38 North, Range 3 East, Penn Township, St. Joseph County, Indiana being that 1.263 acre legal description prepared by Lang, Feeney & Associates, Inc. Terance D. Lang, Indiana Professional Surveyor No. 80040523 certified on December 5, 2019 for The Plaza Phase III, LLC c/o Steve Murphy (all monuments referenced herein are set or found on the aforesaid Lang survey), being more particularly described as follows:

Commencing at the southwest corner of Lot 2A as shown on the recorded plat of Stephenson – DeMeyer's First Replat in the Office of the Recorder of St. Joseph County, Indiana as Instrument No. 9622114; thence South 89°59'51" West along the south line of Lot 1 as shown on the recorded plat of Stephenson – DeMeyer's Minor Subdivision in said Recorder's Office as Instrument No. 8617431, a distance of 420.18 feet; thence North 00°05'04" East parallel with the west line of said Lot 2A, a distance of 100 feet; thence North 89°59'51" East parallel with the south line of said Lot 1, a distance of 370.18 feet; thence North 00°05'04" East parallel with the west line of said Lot 2A, a distance of 50 feet; thence North 89°59'51" East parallel with the south line of said Lot 1, a distance of 260.00 feet to the east line of said Lot 1; thence South 00°05'04" West along the east line of said Lot 1, a distance of 50.00 feet to the northeast corner of said Lot 2A; thence South 89°59'51" West along the north line of said Lot 2A, a distance of 210.00 feet to the northwest corner of said Lot 2A; thence South 00°05'04" East along the west line of said Lot 2A, a distance of 100.00 feet to the point of beginning.

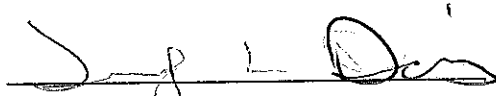
Prospective Purchaser is purchasing approximately 1.263 Acres of this parcel (see attached).

Petitioner owns one hundred percent (100%) of the above-described parcel of land which is located at 54655 Fir Road, and that Petitioner desires the same to be annexed to the City of Mishawaka, Indiana, with a C-1 General Commercial District. Petitioner further states that the Prospective Purchaser's intended use of the said land is for future expansion and additional parking of its adjacent office development, commonly known as THE PLAZA at Day & Fir.

Accompanying this petition is an Aerial, with dimensions, showing the above-described parcel of real estate.

Petitioner further shows this proposed annexation to be in the best interest of the City of Mishawaka, Indiana, and of the territory sought to be annexed which is urban in character and is an economic and social part of the City of Mishawaka.

Wherefore, the petitioner prays and respectfully requests that the Common Council of the City of Mishawaka refer this matter to the Mishawaka City Plan Commission and that after hearing, an appropriate ordinance be enacted annexing the above-described parcel of real estate to the City of Mishawaka with a C-1 General Commercial zoning classification.



Judy L. Davis

Contact Person:

Steve Murphy, Member
THE PLAZA Phase III, LLC
4715 Lincolnway East
Mishawaka, IN 46544
(574)255-8463 (Office)
(574)315-7777 (Cell)
(574)235-3347 (Fax)
steve@alltimes.com

Property Owners

Within 300'

1. **Judy L. Davis**, 54655 Fir Rd., Mishawaka, IN 46545
2. **New Life Bible Center, Inc.**, 54700 Fir Rd., Mishawaka, IN 46545
3. **Justin Fielder**, 54735 Fir Rd., Mishawaka, IN 46545
4. **Robert & Marilou Cencelewski**, 54757 Fir Rd., Mishawaka, IN 46545
5. **Lou Ann & Charles Miles**, 54771 Fir Rd., Mishawaka, IN 46545
6. **SP3 LLP**, 2417 S. Berkshire Rd., Goshen, IN 46526
7. **THE PLAZA at Day & Fir, LLC**, 4715 Lincolnway East, Mishawaka, IN 46544
8. **Executive Medical & Business Properties, LLC**, 115 S. Main Street, Suite 202,
Mishawaka, IN 46544
9. **Robert & Sandra Egendoerfer**, 15221 Day Rd., Mishawaka, IN 46545
10. **William & Kiernan Anzelc**, 15284 Fox Run Trail, Mishawaka, IN 46545

Website
txtSubTitle

Legend

- SJC Parcel Dimensions**
 SJC Parcels
 ELK Parcels
 SJC Street
 Elk Street
 Building Footprint
 Railroad
 Railroad
 Active Railroad
 Road Centerline
 Railroad Bridge
 Roadway Bridge

1 inch = 113.45 feet

朱德昭

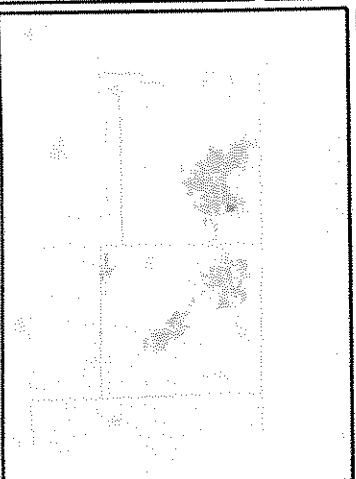


Date Printed: 10/23/2019

Map Generated By: Public

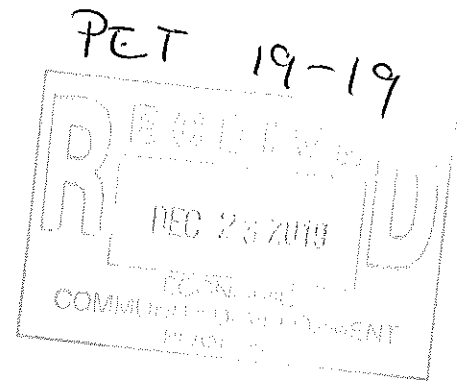
Coordinate grid is based on Indiana East State Plane Coordinate System 1983 North American Datum.

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DATE: December 23, 2019

TO THE: Honorable Members of the
Common Council - City of Mishawaka, Indiana
and Mishawaka City Plan Commission
City of Mishawaka, Indiana



RE: **PETITION FOR PUD AMENDMENT**
Gateway Plaza PUD
NW Corner of Bremen Highway and US 20 Bypass

The undersigned, **KLT Properties, LLC**, respectfully show that they are the owner of the following described real estate located in the County of St. Joseph, State of Indiana, to-wit:

THAT PART OF THE NORTH HALF OF THE SOUTH HALF OF THE SOUTHEAST QUARTER OF SECTION 28, TOWNSHIP 37 NORTH, RANGE 3 EAST, PENN TOWNSHIP, ST. JOSEPH COUNTY, INDIANA, DESCRIBED AS FOLLOWS: BEGINNING AT A POINT ON THE NORTH LINE OF SAID SOUTH HALF OF THE SOUTHEAST QUARTER THAT IS 1150.77 FEET SOUTH 89°34'43" EAST FROM SAID NORTH LINES INTERSECTION WITH THE WEST LINE OF SAID SOUTHEAST QUARTER; THENCE SOUTH 89°34'43" EAST, ALONG SAID NORTH LINE A DISTANCE OF 1268.58 FEET TO A WESTERLY LINE OF PROPERTY PURCHASED BY THE STATE OF INDIANA FOR THE U.S. 20 BYPASS; THENCE FOR THE NEXT FIVE COURSES ALONG SAID WESTERLY LINE AND THE NORTHERN LINE OF SAID U.S. 20 BYPASS: THE FIRST COURSE BEING SOUTH 52°42'24" WEST, A MEASURE DISTANCE OF 307.44 FEET TO A POINT OF DEFLECTION; THENCE SOUTH 66°40'11" WEST, A DISTANCE OF 156.13 FEET TO A POINT OF CURVATURE; THENCE SOUTHWESTERLY ALONG A CURVE TO THE RIGHT HAVING A RADIUS OF 3217.93 FEET, A CENTRAL ANGLE OF 11°00'00" AND LIMITED IN LENGTH BY A CHORD OF 616.85 FEET THAT BEARS SOUTH 79°12'07" WEST TO A POINT OF COMPOUND CURVATURE; THENCE SOUTHWESTERLY ALONG A CURVE TO THE RIGHT HAVING A RADIUS OF 1172.45 FEET, A CENTRAL ANGLE OF 05°50'20" AND LIMITED IN LENGTH BY A CHORD OF 119.43 FEET THAT BEARS SOUTH 87°37'17" WEST TO A POINT OF TANGENCY; THENCE NORTH 89°27'33" WEST, A DISTANCE OF 152.45 FEET; THENCE NORTH 00°26'33" WEST, A DISTANCE OF 152.46 FEET; THENCE NORTH 00°28'33" WEST, PARALLEL WITH SAID WEST LINE OF THE SOUTHEAST QUARTER, A DISTANCE OF 376.53 FEET TO THE PLACE OF BEGINNING.

TOGETHER WITH THE RIGHTS AND BENEFITS SET OUT IN A WARRANTY DEED BY AND BETWEEN BERTHA S. WEIS AND CARLTON MARKER AND MARY MARKER, ADULTS, HUSBAND AND WIFE, TENANTS RIGHTS ONLY, TO THE STATE OF INDIANA RECORDED JULY 21, 1975 AS DEED RECORD 803, PAGE 510 OF THE ST. JOSEPH COUNTY RECORDS.

The above described parcel of land contains the following property at the northwest corner of Bremen Highway and US 20 Bypass.

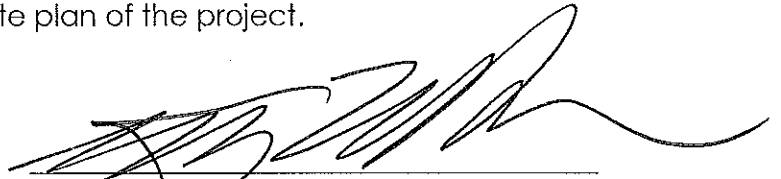
Petitioner owns one hundred (100%) percent of the above described parcel of land which carries a zoning classification of S-2 PUD and allows for a Light Industrial use.

Petitioner desires said real estate to be amended as follows:

1. Parking/Landscaping/Drive-Thru
4)b. {added to end of paragraph}
"Exceptions to required buffer include existing utility easements where trees would not be permitted due to height restrictions. In such cases required 6' height opaque fence shall suffice."
2. Add new section:
4)c. Landscape buffers and/or street tree plantings are not required adjacent to US-20 bypass entrance ramp.

Wherefore, Petitioner prays and respectfully requests that the Common Council of the City of Mishawaka refer this matter to the Mishawaka City Plan Commission and that after hearing, an appropriate ordinance be enacted amending the PUD of the above described parcel of land located in the City of Mishawaka.

Accompanying this petition is a drawing, to scale, showing the above-described parcel of real estate and preliminary site plan of the project.



Todd Veldman
KLT Properties, LLC
5222 Western Avenue
South Bend, IN 46619

CONTACT PERSON:

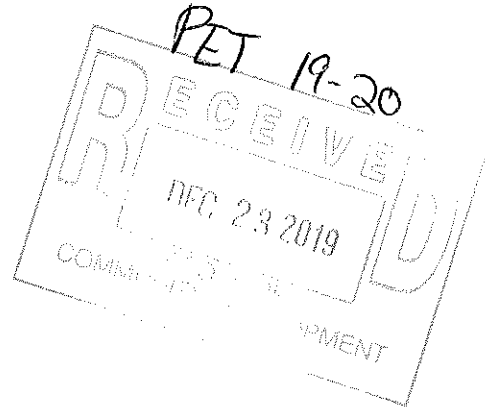
Brian McMorrow, PE
Abonmarche Consultants, Inc.
750 Lincoln Way East
South Bend, Indiana 46601
(574) 232-8700
bmcorrow@abonmarche.com

DATE: 12/17/2019

Honorable Members of the
Common Council
City of Mishawaka, Indiana

and

Mishawaka City Plan Commission
City of Mishawaka, Indiana



RE: PETITION TO REZONE

The undersigned **Nicholas John Sutherland** respectfully show they are the owners of the following described real estate located in the City of Mishawaka, County of St. Joseph, State of Indiana, to-wit:

Legal Description: Lot 24, Gaylor's Plat St Joseph County, Indiana
Parcel Number: 71-09-16-480-004.000-023
Tax ID Number: 016-1146-5866
Common Address: 115 East 9th Street, Mishawaka IN 46544

Petitioner owns one hundred (100%) percent of the above described parcel of land which carries a zoning classification of District R-1. Said property is to be used as a multi-family unit building with 2 units to occupy and lease.

Petitioner desire said real estate to be rezoned to R-2 multi-family District. Petitioner further state that they intend to utilize said land for multi-family dwelling as a 2 unit building.

Wherefore, the petitioner pray and respectfully request that the Common Council of the City of Mishawaka refer this matter to the Mishawaka City Plan Commission and that after hearing, an appropriate ordinance be enacted rezoning the above described parcel of land located in the City of Mishawaka.

Thank you for your consideration

Nicholas Sutherland

CONTACT PERSON:

NAME	NICHOLAS SUTHERLAND
ADDRESS	115 E 9 TH ST, MISHAWAKA IN 46544
PHONE NUMBER	269-815-2187
EMAIL	NICHOLASSUTHERLAND0@GMAIL.COM

DEC 11 2019

CITY CLERK
MISHAWAKA, IN

1st Reading 12-16-19
2nd Reading
Passed
Failed
Continued To

PETITION #19-17

CITY OF MISHAWAKA, INDIANA

PROPOSED ORDINANCE NO. 2019-39

ORDINANCE NO. _____

AN ORDINANCE AMENDING CHAPTER 137 OF THE MUNICIPAL CODE OF THE CITY OF MISHAWAKA, INDIANA, AS FROM TIME TO TIME AMENDED, COMMONLY KNOWN AS "THE ZONING ORDINANCE OF 1966" OF THE CITY OF MISHAWAKA, INDIANA.

WHEREAS, LaFree Properties LLC (1/2 interest) and John A. and Jayne L. Piraccini (1/2 interest) and KLT Properties, LLC, has filed a petition for vacation of the public right-of-way described in Section 1 below;

WHEREAS, the Petitioners own all land that abuts the public right-of-way sought to be vacated;

WHEREAS, notice of the filing and petition and date of hearing on said petition has been given as required by law;

WHEREAS, the vacation will not hinder the growth or orderly development of the neighborhood;

WHEREAS, the public right-of-way sought to be vacated will not prevent access to any abutting lands by means of a public way;

WHEREAS, the vacation of the public right-of-way sought to be vacated will not hinder the public's access to a church, school, or other public building or place;

WHEREAS, the vacation of the public right-of-way sought to be vacated will not hinder the use of any public way, utility or place;

WHEREAS, the vacation of the public right-of-way does not conflict with the goals, objectives and policies of the Mishawaka Comprehensive Plan; and

WHEREAS, the Plan Commission of the City of Mishawaka, Indiana, has recommended the vacation of the public right-of-way including the imposition of reasonable conditions, to-wit, the recommendation of the department of City Planning, as hereinafter described.

NOW, THEREFORE, BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF MISHAWAKA, INDIANA, that:

Section 1. Chapter 137 of the Municipal Code of the City of Mishawaka, commonly known as "The Zoning Ordinance of 1966", be, and the same is hereby amended as follows:

ORDINANCE NO. _

PARCEL I:

A PARCEL LOCATED IN THE SOUTHEAST QUARTER OF SECTION 28, TOWNSHIP 37 NORTH, RANGE 3 EAST, CITY OF MISHAWAKA, PENN TOWNSHIP, ST. JOSEPH COUNTY, INDIANA, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE SOUTHEAST CORNER OF LOT 2 OF BREMEN HIGHWAY REPLAT AS RECORDED AS INSTRUMENT NUMBER 1109271 IN THE OFFICE OF THE RECORDER OF ST. JOSEPH COUNTY, INDIANA; THENCE NORTH 89°49'23" WEST ALONG THE NORTH RIGHT-OF-WAY LINE OF ELMWOOD AVENUE, 16.70 FEET TO THE POINT OF BEGINNING; THENCE SOUTH 00°11'59" WEST, 30.00 FEET; THENCE NORTH 89°49'23" WEST, 268.95 FEET; THENCE NORTH 00°10'41" EAST, 30.00 FEET TO A POINT ON SAID NORTH RIGHT-OF-WAY LINE; THENCE SOUTH 89°49'23" EAST ALONG SAID NORTH RIGHT-OF-WAY LINE, 268.96 FEET; THENCE SOUTH 00°11'59" WEST, 30.00 FEET TO THE POINT OF BEGINNING; SAID PARCEL CONTAINING 8,069 SQUARE FEET, MORE OR LESS, AND SUBJECT TO EASEMENTS, COVENANTS, AND RIGHT OF WAY OF RECORD.

PARCEL II:

A PARCEL LOCATED IN THE SOUTHEAST QUARTER OF SECTION 28, TOWNSHIP 37 NORTH, RANGE 3 EAST, CITY OF MISHAWAKA, PENN TOWNSHIP, ST. JOSEPH COUNTY, INDIANA, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE SOUTHEAST CORNER OF LOT 2 OF BREMEN HIGHWAY REPLAT AS RECORDED AS INSTRUMENT NUMBER 1109271 IN THE OFFICE OF THE RECORDER OF ST. JOSEPH COUNTY, INDIANA; THENCE SOUTH 00°10'41" WEST, 60.00 FEET TO A POINT ON THE SOUTH RIGHT-OF-WAY LINE OF ELMWOOD AVENUE; THENCE NORTH 89°49'23" WEST ALONG SAID SOUTH RIGHT-OF-WAY LINE, 16.72 FEET TO THE POINT OF BEGINNING; THENCE CONTINUING NORTH 89°49'23" WEST ALONG SAID SOUTH RIGHT-OF-WAY LINE, 268.94 FEET; THENCE NORTH 00°10'41" EAST, 30.00 FEET; THENCE SOUTH 89°49'23" EAST BEING PARALLEL TO SAID SOUTH RIGHT-OF-WAY LINE, 268.95 FEET TO THE POINT OF BEGINNING; SAID PARCEL CONTAINING 8,069 SQUARE FEET, MORE OR LESS, AND SUBJECT TO EASEMENTS, COVENANTS, AND RIGHT OF WAY OF RECORD.

COMMONLY KNOWN AS: Portion of Elmwood Road located west of Bremen Highway and east of Veldman Drive

Section 2. The Common Council of the City of Mishawaka, Indiana, hereby finds that:

- 1) The vacation will not hinder the growth or orderly development of the neighborhood. The Elmwood Road realignment, which included the construction of the Meijer Drive extension to the south and Veldman Drive to the west, will result in a more efficient and safe traffic pattern to serve the adjacent properties.
- 2) The vacation of the established unimproved right-of-way will not make access to any adjacent property difficult or inconvenient. Access for properties to the north and south will be maintained via Bremen Highway and/or the Meijer Drive extension.
- 3) The street does not provide access to any church, school, public building or place and thus will not hinder the public's access to any of the aforementioned destination.

PROPOSED ORDINANCE NO. _____

ORDINANCE NO. _____

- 4) The proposed vacation will not hinder the use of any public way, utility or place. The existing right-of-way is currently unimproved. Utility easements will remain in place until the vacated area is proposed for development.
- 5) This petition is not in specific conflict with the goals, objectives, and policies of the Comprehensive Plan.

Section 3. This Ordinance shall be in full force and effect from and after its passage, due attestation and legal publication.

PASSED by the Common Council of the City of Mishawaka, Indiana, this _____ day of _____, 2019.

Presiding Officer

ATTEST:

Deborah S. Block, IAMC, MMC, City Clerk

PRESENTED by me to the Mayor this _____ day of _____, 2019, at _____ o'clock ____M.

Deborah S. Block, IAMC, MMC, City Clerk

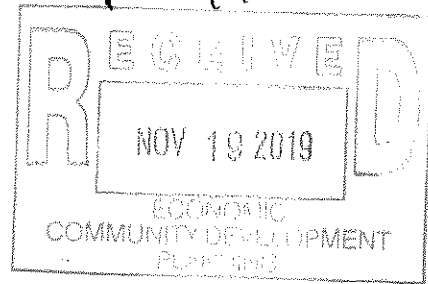
APPROVED by me this _____ day of _____, 2019, at _____ o'clock ____M.

David A. Wood, Mayor

RECEIVED
DEBORAH S. BLOCK, MMC

NOV 26 2019

CITY CLERK
MISHAWAKA, IN



Date: November 18, 2019

To The Honorable Members of the
Common Council
City of Mishawaka, Indiana
And
Mishawaka City Plan Commission
City of Mishawaka, Indiana

**Re: Petition for Vacation of Public Right of Way
Part of Elmwood Avenue West of Bremen Highway**

The undersigned Lafree Properties LLC (1/2 Interest) & John A. and Jayne L. Piraccini (1/2 Interest); and KLT Properties, LLC, respectfully requests the Mishawaka Common Council and the Mishawaka City Plan Commission vacate the following described public right of way located in the City of Mishawaka, St. Joseph County, Indiana:

PARCEL I:

A PARCEL LOCATED IN THE SOUTHEAST QUARTER OF SECTION 28, TOWNSHIP 37 NORTH, RANGE 3 EAST, CITY OF MISHAWAKA, PENN TOWNSHIP, ST. JOSEPH COUNTY, INDIANA, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

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PARCEL II:

A PARCEL LOCATED IN THE SOUTHEAST QUARTER OF SECTION 28, TOWNSHIP 37 NORTH, RANGE 3 EAST, CITY OF MISHAWAKA, PENN TOWNSHIP, ST. JOSEPH COUNTY, INDIANA, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

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THE ABOVE DESCRIPTIONS WERE PREPARED BY MICHAEL J. ROZYCKI, INDIANA REGISTERED LAND SURVEYOR, LICENSE NUMBER 20500010, WITH ABONMARCHE CONSULTANTS INC. AND IS BASED ON RECORD INFORMATION.

Said right-of-way to be vacated, described as Parcel I above, is adjacent to and south of Lot 2 of Bremen Highway Replat as recorded under Instr. #1109271 in the Office of Recorder of St. Joseph County, Indiana.

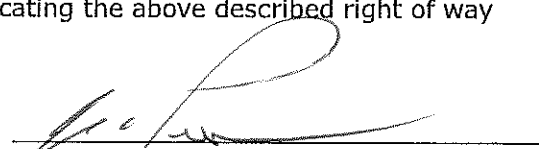
Said right-of-way to be vacated, described as Parcel II above, is adjacent to and north of property with a current tax identification number of 027-1033-0567.01. Said property is described in a Warranty Deed recorded under Instr. #1706887 in the Office of Recorder of St. Joseph County, Indiana.

Petitioners further state they are the owners of the property immediately adjacent to the above-described right of way.

Wherefore, the Petitioners pray and respectfully request that the Common Council of the City of Mishawaka refer this matter to the Mishawaka City Plan Commission and that after hearing, an appropriate ordinance be enacted vacating the above described right of way located in the City of Mishawaka.


Richard Lafree, President
Lafree Properties LLC

ADJACENT PROPERTY OWNER
½ Interest in Lot 2 of Bremen Highway Replat


John A. Piraccini


Jayne L. Piraccini

ADJACENT PROPERTY OWNERS
½ Interest in Lot 2 of Bremen Highway
Replat


Todd Veldman
KLT Properties LLC

ADJACENT PROPERTY OWNER
Tax Parcel #027-1033-0567.01
Warranty Deed - Instr. #1706887

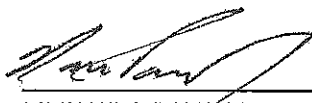
CONTACT PERSON:
John A. Piraccini
633 Windy Cove Ct.
Mishawaka, IN 46544
574-243-9522
johnpiraccini7@gmail.com

PARCEL I - EXHIBIT A

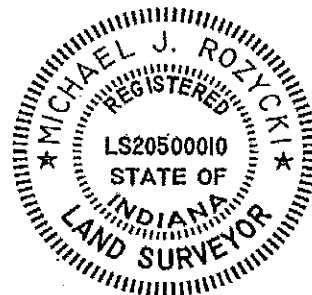
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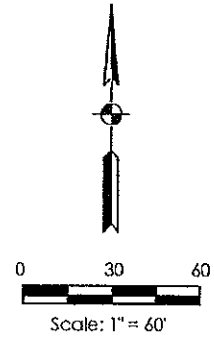
THIS DESCRIPTION WAS PREPARED BY MICHAEL J. ROZYCKI, IN DIANA REGISTERED LAND SURVEYOR, LICENSE NUMBER 20500010, WITH ABONMARCHE CONSULTANTS INC. AND IS BASED ON RECORD INFORMATION.


MICHAEL J. ROZYCKI, PS

11/7/19
DATE



PARCEL I - EXHIBIT B



LOT 2
BREMEN HIGHWAY REPLAT
INST. 1109271
OWNER: RICHARD LAFREE

SE. COR. LOT 2
BREMEN HIGHWAY REPLAT

R/W VACATION
8,069± SQ. FT.

P.O.B.

BREMEN HIGHWAY
(R/W VARIES)

ELMWOOD AVE. (60' R/W)

027-1033-056701
KLT PROPERTIES LLC
INST. 1706887

LINE DATA TABLE		
LINE #	BEARING	LENGTH
L1	N89°49'23"W	16.70'
L2	S0°11'59"W	30.00'
L3	N89°49'23"W	268.95'
L4	N0°10'41"E	30.00'
L5	S89°49'23"E	268.96'

RIGHT OF WAY VACATION

A PARCEL LOCATED IN THE SE 1/4 OF
SEC. 28, T37N, R3E, CITY OF MISHAWAKA,
ST. JOSEPH COUNTY, INDIANA

ABONMARCHÉ

750 Lincoln Way East
South Bend, IN 46601
T 574.232.8700
F 574.251.4440
abonmarche.com

Battle Creek
Benton Harbor
Lafayette
South Bend

Goshen
Hobart
South Haven
Valparaiso

Engineering • Architecture • Land Surveying

DATE: 3/25/2019 ACI JOB #: 18-1284
COPYRIGHT 2019 - ABONMARCHÉ CONSULTANTS, INC.

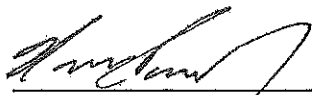
SHEET: 1 of 1

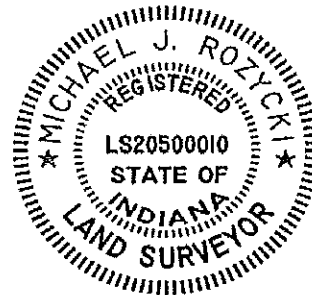
PARCEL II - EXHIBIT A

A PARCEL LOCATED IN THE SOUTHEAST QUARTER OF SECTION 28, TOWNSHIP 37 NORTH, RANGE 3 EAST, CITY OF MISHAWAKA, PENN TOWNSHIP, ST. JOSEPH COUNTY, INDIANA, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

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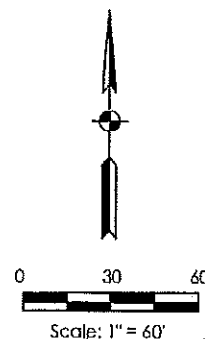
THIS DESCRIPTION WAS PREPARED BY MICHAEL J. ROZYCKI, INDIANA REGISTERED LAND SURVEYOR, LICENSE NUMBER 20500010, WITH ABONMARCHE CONSULTANTS INC. AND IS BASED ON RECORD INFORMATION.


MICHAEL J. ROZYCKI, PS 11/7/19
DATE



PARCEL II - EXHIBIT B

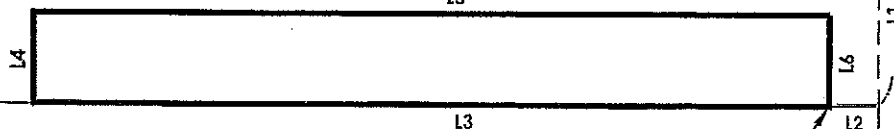
LINE DATA TABLE		
LINE #	BEARING	LENGTH
L1	S0°10'41"W	60.00'
L2	N89°49'23"W	16.72'
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L4	N0°10'41"E	30.00'
L5	S89°49'23"E	268.95'
L6	S0°11'59"W	30.00'



LOT 2
BREMEN HIGHWAY REPLAT
INST. 1109271
OWNER: RICHARD LAFREE

P.O.C.
SE. COR. LOT 2
BREMEN HIGHWAY REPLAT

ELMWOOD AVE. (60' R/W)



R/W VACATION
8,069± SQ. FT.

027-1033-056701
KLT PROPERTIES LLC
INST. 1706887

P.O.B.

027-1033-056702
KLT PROPERTIES LLC
INST. 1706341

RIGHT OF WAY VACATION

A PARCEL LOCATED IN THE SE 1/4 OF
SEC. 28, T37N, R3E, CITY OF MISHAWAKA,
ST. JOSEPH COUNTY, INDIANA



750 Lincoln Way East
South Bend, IN 46601
T 574.232.8700
F 574.251.4440
abonmarche.com

Baile Creek
Benton Harbor
Lafayette
South Bend
Goshen
Hobart
South Haven
Valparaiso

Engineering - Architecture - Land Surveying

DATE: 3/25/2019 ACI JOB #: 18-1284
COPYRIGHT 2019 - ABONMARCHE CONSULTANTS, INC.

SHT: 1 of 1

IRELAND RD

FULMER RD



PET 19-17

LOT 6 OF BREMEN
HIGHWAY REPLAT
INSTR. #1109271

ELMWOOD AVE

VELDMAN DR

MEIJER DR

FUTURE RIGHT-OF-WAY
TO BE DEDICATED

BREMEN HWY

TAX PARCEL
#027-1033-0567.01 /
WARRANTY DEED
INSTR. #1706887

Location Map

PET 19-17

LAFREE PROPERTIES LLC & JOHN
AND JAYNE PIRACCINI AND KLT
PROPERTIES, LLC

ELMWOOD AVENUE
WEST OF BREMEN HWY.

S. OF LOT 2 OF BREMEN HWY. REPLAT &
N. OF TAX PARCE 027-1033-0567.01

ST JOSEPH

PKWY

NOTICE OF HEARING

VACATION NO.	<u>2019-02</u>
PETITION NO.	<u>2019-17</u>
DATE of HEARING	<u>12-16-2019</u>
TIME of HEARING	<u>7:00PM</u>

A petition has been filed by LaFree Properties LLC & John and Jayne Piraccini & KLT Properties, LLC

Part of Elmwood Ave. W of Bremen Highway

NOTICE IS HEREBY GIVEN that a regular meeting of the Mishawaka Common Council will be held on December 16, 2019 at 7:00 pm in the Council Chambers, City Hall, 600 East Third Street, Mishawaka, Indiana. A Public hearing will be conducted on a proposed ordinance at which time any interested person may appear, be represented by agent or present in writing any reasons they may have for the granting or denying of a proposed ordinance. You are requested to prepare your case, in detail, and present all evidence relating to this proposed ordinance at the time of scheduled hearing.

The City of Mishawaka acknowledges its responsibility to comply with the Americans with Disabilities Act of 1990. In order to assist individuals with disabilities who require special services (i.e. sign interpretative services, alternative audio/visual devices, and amanuenses) for participation in or access to City sponsored public programs, services and/or meetings, the City requests that individuals make requests for these services forty-eight (48) hours ahead of the scheduled program, service and/or meeting. To make arrangements contact Susan Kile, ADA Coordinator, at (574) 258-1615.

Respectfully, Deborah S. Block, IAMC, MMC, City Clerk

Emailed to John Piraccini

1st Reading 12-2-19
2nd Reading 12-16-19
Passed 12-16-19
Failed
Continued To

PROPOSED ORDINANCE 2019-37 As Amended
ORDINANCE 5680

AMENDING ORDINANCE NO. 5666

05 2019
CITY CLERK
MISHAWAKA, IN

AN ORDINANCE AMENDING THE SALARIES OF ALL EMPLOYEES OF THE CITY OF MISHAWAKA EXCEPT, MISHAWAKA PARK DEPARTMENT, ELECTED OFFICIALS AND THE MISHAWAKA UTILITIES FOR THE CITY OF MISHAWAKA, INDIANA, FOR THE YEAR BEGINNING JANUARY 1, 2020.

BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF MISHAWAKA, INDIANA, THAT:

Section 1. The biweekly salaries of all employees of the City of Mishawaka except the Mishawaka Park Department, Elected Officials and the Mishawaka Utilities for the year beginning January 1, 2020 and shall be payable in 26 bi-weekly pay periods commencing on January 10, 2020.

BIWEEKLY SALARY

MAYOR'S ADMINISTRATIVE ASSISTANT	1,618.40
MAYOR'S EXECUTIVE SECRETARY	1,368.80
CONTROLLER	3,052.00
DEPUTY CONTROLLER	2,087.20
ACCOUNTANT	1,656.80
PAYROLL CLERK	1,508.80
BOOKKEEPER A	1,545.60
BOOKKEEPER B	1,339.20
BOOKKEEPER C	1,252.80
PURCHASING AGENT	1,561.60
CPA CERTIFICATION FT	192.31
CHIEF DEPUTY CLERK I	1,600.80
CHIEF DEPUTY CLERK II	1,552.00
HR DIRECTOR	2,234.40
ASST DIRECTOR	1,561.60
OFFICE ADMINISTRATOR	1,377.60
HR OFFICE MANAGER	1,368.18
HR CERTIFICATION	19.23
DIRECTOR OF IT	2,579.20
SYSTEM SPECIALIST IV	2,126.40
SYSTEM SPECIALIST III	1,804.00
SYSTEM SPECIALIST II	1,717.60
SYSTEM SPECIALIST I	1,584.80
CORPORATE COUNSEL/HR DIRECTOR	2,309.60
1 st DEPUTY CITY ATTORNEY	2,419.20
2 nd DEPUTY ASST CITY ATTORNEY	682.40
PART TIME SECRETARY	288.46
COUNCIL ATTORNEY	672.75

DIRECTOR OF ENGINEERING	3,052.00
ASSISTANT DIRECTOR	2,530.40
TRAFFIC MANAGER	2,088.00
PROJECT MANAGER	2,141.60
CONSTRUCTION COORDINATOR	1,876.00
TECHNICIAN	1,863.20
GIS COORDINATOR	2,088.00
PROJECT COORDINATOR	1,551.20
LOCATOR/INSPECTOR	1,592.00
OFFICE ADMINISTRATOR	1,377.60
OFFICE MANAGER	1,368.18
PE BONUS FT	192.31
IDEM REVIEW BOARD BONUS	153.85
DIRECTOR OF CODE ENFORCEMENT	2,302.40
OFFICE ADMINISTRATOR	1,377.60
OFFICE MANAGER	1,368.18
CODE ENF OFFICER A	1,871.20
CODE ENF OFFICER B	1,568.00
BUILDING COMMISSIONER	2,356.80
ASSISTANT BUILDING COMMISSIONER	2,219.20
OFFICE ADMINISTRATOR	1,377.60
OFFICE MANAGER	1,368.18
INSPECTOR A	2,256.80
INSPECTOR B	2,048.00
FIRE CHIEF	3,058.72
ASSISTANT CHIEF	2,838.08
CHIEF FIRE PREVENTION	2,486.40
BATTALION CHIEF	2,581.60
CAPTAINS	2,457.28
LIEUTENANT	2,390.08
FIRE INSPECTOR	2,390.08
DRIVER OPERATOR	2,324.00
1 st CLASS FIREFIGHTER	2,305.45
MASTER FIREFIGHTER	2,212.64
PROBATION - FF/EMT	2,012.64
FIRE OFFICE ADMINISTRATOR	1,377.60
FIRE EXECUTIVE SECRETARY	1,368.80
FIRE OFFICE MANAGER	1,368.18
POLICE CHIEF	3,076.92
ASSISTANT CHIEF	2,856.70
CAPTAIN	2,433.20
LIEUTENANT	2,387.00
SERGEANT	2,342.34
1 st CLASS OFFICER	2,312.31
2 nd CLASS OFFICER	Pre 01/01/18 hire: 2,230.69 Post: 2,064.26
PROBATION	Pre 01/01/18 hire: 2,029.72 Post: 1,875.18
2 ND SHIFT DIFFERENTIAL	13.46
3 RD SHIFT DIFFERENTIAL	26.92
POLICE RECRUIT	1,638.44

ADMINISTRATIVE ASSISTANT	1,618.40
PROPERTY MANAGER	1,504.80
EXECUTIVE SECRETARY	1,368.80
ADMINISTRATIVE SECRETARY	1,386.45
SERVICES ADMINISTRATOR	1,554.40
OFFICE MANAGER	1,439.02
PROPERTY CLERK	1,325.60
SECRETARY	1,368.85
PARKING PERSONNEL	1,368.85
CROSSING GUARDS	21 pays@ 364.33

CITY PLANNER	3,052.00
SENIOR PLANNER/ECON DEVEL SPLIST	2,078.40
SENIOR PLANNER	1,892.00
ASSOCIATE PLANNER	1,795.20
ADMINISTRATIVE PLANNER	1,600.80
OFFICE MANAGER	1,357.60

DIRECTOR COMMUNITY DEVELOPMENT	2,588.00
TIF CONSTRUCTION MANAGER	2,452.00
PROGRAM CONSTRUCTION MANAGER	2,224.00
PROGRAM COORDINATOR	1,569.60
GRANT MANAGER	2,038.40
GRANT SPECIALIST	1,382.40

CENTRAL SERVICES ASSISTANT	2,088.80
----------------------------	----------

STREET COMMISSIONER	2,478.40
OFFICE ADMINISTRATOR	1,377.60
OFFICE MANAGER	1,368.18
SECRETARY	1,340.00

BIWEEKLY HOURLY

PART-TIME HELP	7.25-30.00
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CENTRAL SERVICES: FLEET MAINTENANCE TECHNICIAN	21.73
---	-------

CENTRAL SERVICES/MVH:	
GROUP 1	20.64
GROUP 2	19.56
GROUP 3	18.74
NIGHT BONUS/SHIFT DIFFERENTIAL	55/60
PROJECT COORDINATOR	1.00

ANNUAL/MISC

FIRE:
SPECIALTY PAY:

	<u>TIER1</u>	<u>TIER 2</u>
ADVANCED EMT	1,000	3,000
PARAMEDIC	2,000	4,000
LEAD PARAMEDIC	4,000	100/shift
2 ND SEAT ADV EMT/PARA		50/shift

WATER RESCUE/RECOVERY LEADER	1,050	
WATER DIVE/RESCUE TEAM MEMBER	950	
SELF-CONTAINED BREATHING APPARATUS TEAM TECHNICIAN	1,000	
MECHANIC	2,500	
INFORMATION TECHNOLOGY	1,500	
UNIFORM ALLOWANCE		1,250
HEALTH & WELLNESS STIPEND (2020 only)		400
POLICE:		
IDACS SPECIALIST		500
PARKING PERSONNEL CLOTHING		600
CROSSING GUARD SUBSTITUTE		20 per day
SUMMER SCHOOL CROSS GUARD		20 per day
UNIFORM ALLOWANCE		2,050
EQUIPMENT MAINT ALLOWANCE		1,250
OFF DUTY WEAPON STIPEND (2020 only)		400
PLAN COMMISSION		600
BZA MEMBER		375
INSURANCE STIPEND:		
ASST CITY ATTORNEY & COUNCIL ATTORNEY		500 per month

Section 2. The City will contribute the employee portion of 3% to the Public Employees Retirement fund for all employees eligible for participation in the Public Employees Retirement Fund.

Section 3. The City will contribute 3% of the employee portion to the 1977 Fire Pension for all employees eligible for participation in the 1977 Fire Pension Fund.

Section 4. The City will contribute 2% of the employee portion to the 1977 Police Pension for all employees eligible for participation in the 1977 Police Pension Fund.

Section 5. The City will contribute a match of 100% of the employee's contribution not to exceed 1% of the employee's base biweekly pay for all employees eligible for participation in the State's 457(b) plan.

Section 6. Longevity Bonus will be provided annually to the Central Service and Motor Vehicle Highway Teamster employees (as amended). The Longevity Bonus will be offered to the employees as additional pay. The Longevity Bonus shall be payable annually on the first paycheck following each employee's anniversary date with the regular payroll. The annual Longevity Bonus will be based on the following schedule. Said schedule is based upon completed years of service.

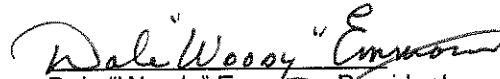
<u>Years of Service</u>	<u>Annual Increments</u>	<u>Bonus</u>
5	0	150
6	75	225
7	75	300
8	75	375
9	75	450
10	75	525

An additional \$80.00 will be added for each year of service after the 10th year.

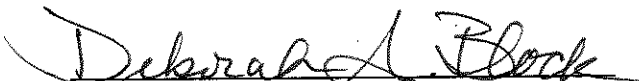
Section 7. The Administration may pay up to 15% less than annual salaries listed to new employees during the first twelve-month period, except for those public safety salaries which have been negotiated by the Common Council and all other salaries negotiated as part of a Collective Bargaining Agreement.

Section 8. This ordinance shall be in full force and effect from and after its signing and attestation.

PASSED BY THE COMMON COUNCIL of the City of Mishawaka, Indiana, on
this 16th day of December 2019, at 7:41 o'clock, p.m.


Dale "Woody" Emmons, President

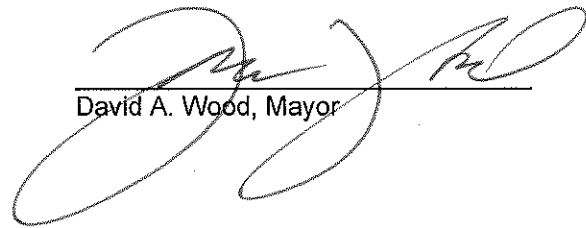
ATTEST:


Deborah S. Block, IAMC, MMC, City Clerk

PRESENTED BY ME, to the Mayor on this 17th day of December 2019, at 2:35 o'clock,
p.m.


Deborah S. Block, IAMC, MMC, City Clerk

APPROVED BY ME this 17 day of December, 2019, at 3:28 o'clock, p.m.



David A. Wood, Mayor