

REGULAR MEETING OF THE MISHAWAKA COMMON COUNCIL

JANUARY 27, 2020

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, January 27, 2020 at 7:00PM. The meeting was called to order by President Gregg Hixenbaugh all were asked to stand for the Pledge of Allegiance.



Roll Call.

Present: Mrs. DeMaegd, Mr. Banicki, Mr. Hazen, Mr. Mammolenti, Mr. Emmons, Mr. Bellovich, Mrs. Voelker, Mr. Hixenbaugh.

Absent: Mr. Compton.

Others present; Mike Trippel, Council Attorney.

Minutes for the Regular meeting of January 6, 2020 were approved as received from the Clerk's Office.

Clerk Block read a letter from the City Plan Commission regarding recommendations from their January 14, 2020 meeting.

PETITION NO. 2019-18 A petition submitted by Judy Davis requesting to annex and zone property located at 54655 Fir Road to C-1 general commercial district.

The Commission, with a vote of 6-0, recommended approval.

PETITION NO. 2019-20 A petition submitted by Nicolas Southerland requesting to rezone property located at 115 E 9th St. from R-1 to R-2 two family district.

The Commission, with a vote of 6-2, recommended approval.

Clerk Block read a letter from the Controller regarding a presentation of outstanding and unpaid checks for a period of 2 years to be voided and receipted back into their original fund.

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

PROPOSED ORDINANCE 2020-01

AN ORDINANCE ANNEXING CONTINUOUS TERRITORY TO THE CITY OF MISHAWAKA, INDIANA PROVIDING ZONING CLASSIFICATION FOR ZONE C-1 54655 FIR RD

(Future expansion and additional parking in The Plaza at Day & Fir Rd)
(Assigned to Land Use Planning Committee)

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

PROPOSED ORDINANCE 2020-02

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.

(Rezone from R-1 to R-2 Multi Family - 115 E. 9th St.)

(Assigned to Land Use Planning Committee)

Clerk Block read the following proposed ordinance and opened it for public hearing.

PROPOSED ORDINANCE 2020-03

AMENDING ORDINANCE NO. 5680

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.

(Request by Controller to suspend rules and hold second reading and public hearing)

Mr. Banicki made motion to suspend council rules and allow second reading on **PROPOSED ORDINANCE 2020-03**, upon a second by Mr. Emmons, a motion was carried.

Rebecca Miller, City Controller stated in processing salaries for city employees, there were two errors found in the original salary ordinance for council attorney and for the Health & Wellness statement for the Fire Department. She said both errors were corrected.

Question was called for at 7:06PM for **PROPOSED ORDINANCE 2020-03**,  **Vote:** Motion carried by unanimous roll call vote (**summary:** Yes = 8). **Yes:** Mrs. DeMaegd, Mr. Banicki, Mr. Hazen, Mr. Mammolenti, Mr. Emmons, Mr. Bellovich, Mrs. Voelker, Mr. Hixenbaugh. Thus, it becomes **ORDINANCE NO 5682**.

NEW BUSINESS

Clerk Block proposed a change for the Mayors State of the City to March 23, 2020 at 7:00PM at the Battell Center.

Mr. Mammolenti made a motion to suspend council rules to honor the request to change the Mayors State of the City, upon a seconded by Mr. Banicki motion carried by a voice vote.

Mr. Hixenbaugh announced he was discussing with Clerk Block revision of council rules.

Mr. Hixenbaugh thanked Mr. Ken Prince for his efforts to market Liberty Mutual. He also acknowledged he and Clerk Block's attendance at Mayor Beutter's funeral and thanked Mayor Wood for his comments made at the funeral.

ADJOURNMENT 7:10PM

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

Gregg A. Hixenbaugh /s/
Gregg A. Hixenbaugh, President