

AGENDA

February 07, 2022

Meetings of Standing Committees
Council Conference Room
6:45PM

REGULAR MEETING OF THE MISHAWAKA COMMON COUNCIL
COUNCIL CHAMBERS/CITY HALL
7:00PM

WebEx Telephone Number: 408-418-9388
Meeting Number (access code): 2336 226 2089
Meeting Password: UUivMzmu499

Livestream #1: <https://www.facebook.com/cityofmishawaka/>
Livestream #2: @MichianaAccessTV on Facebook
Livestream #3: Michiana Access TV
(Comcast and AT&T U-Verse Channel 99)

To connect on-line join using Microsoft Lync or Microsoft Skype for Business

Dial: 23362262089@mishawaka.webex.com

1. Call to Order
2. Pledge of Allegiance
3. Roll Call
4. Approval of the Minutes of the Regular Meeting of January 17, 2022
5. Petitions, Communications, Remonstrance and Memorial

Petition 2022-01	Rezone from R-1 & C-4 to C-4 Auto Oriented Commercial for proposed Car Wash Drive N'Shinne - NW corner of Lincoln Way & Bittersweet Rd.
Petition 2022-02	Right of Way Vacation for Planned Adjacent Car Wash Development Drive N' Shine - Wayne & Pennsylvania Ave.

Presentation of voided two year old checks

6. Report of Special Committee

7. Ordinances on First Reading

P.O. No. 2022-05 Amendment to Ordinance No. 5770 a Collective Bargaining Between the City and Local 364 Sewer Dept.1-1-2022 thru 12-31-2024
(Petitioner Requesting Second Reading)

8. Resolutions

9. Ordinances on Second Reading

P.O. No. 2022-02 Amending Ordinance No. 5763AA Civil City Salary Ordinance for 2022
(Assigned to Budget & Finance Committee)

P.O. No. 2022-03 Additional Appropriation from:
General Fund
Fire
Personal Services
101.19.411.02 Assistant Chief \$125,000.00
Total: \$125,000.00
(Assigned to Budget and Finance Committee)

P.O. No. 2022-04 Rezone from R-1 SF Residential to R-3 MF Residential for 8 Residential homes & Accessory Building - NE. Corner of E. Jefferson Blvd & Maplehurst Ave. - Troop Town
(Petitioner requesting postponement)

10. Privilege of the Floor - Non-Agenda Items

11. Unfinished Business

12. New Business

13. Adjournment -

This meeting will be aired via live stream:

An archived version of the livestream video can be viewed on the city of Mishawaka's Facebook page, <https://www.facebook.com/cityofmishawaka/> and also on the Michiana Access TV Facebook page, <https://www.facebook.com/MichianaAccessTV>

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 Susan Kile, ADA Coordinator, at (574) 258-1615.

REGULAR MEETING OF THE MISHAWAKA COMMON COUNCIL

January 17, 2022

Be it remembered that the Common Council of the City of Mishawaka, Indiana met in the Council Chambers of the Mishawaka City Hall and via telephone on Monday, January 17, 2022 at 7:00PM. The meeting was called to order by Council President Gregg Hixenbaugh. All were asked to stand for the Pledge of Allegiance.

Clerk Block called the roll.

Roll Call.

Present: Mrs. DeMaegd (P), Mr. Banicki (P), Mr. Hazen (P), Mr. Mammolenti (E), Mr. Emmons (P), Mr. Bellovich (P), Mr. Compton (P), Mrs. Voelker (E), Mr. Hixenbaugh (P)
P: Present E: Electronically Participating A: Absent

Others Present: Clerk Block, Mike Trippel

Members attending virtually do so by WebEx. Public that attend can participate by WebEx or observe meetings by YouTube or Facebook live. The Council meetings are also streamed live on Michiana Access on Comcast/AT&T U-verse Channel 99.

Minutes for the Regular Meeting of January 4, 2022 were approved as received from the Clerk's Office.

Clerk Block read a letter from the City Plan Commission regarding their recommendations from their January 11, 2022 meeting.

PETITION #2021-21

A petition submitted by VFW Mishawaka Post 360 seeking to rezone the northeast corner of Jefferson Boulevard and Maplehurst Avenue from R-1 Single Family Residential District to R-3 Multi-Family Residential District for eight (8) residential homes and accessory buildings.

The Commission, with a vote of 5-4, recommended approval.

Pursuant to I.C. 36-7-4-605 the Mishawaka Plan Commission hereby certifies to the Mishawaka Common Council the attached proposed ordinance regarding the above matter.

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

PROPOSED ORDINANCE NO. 2022-01

**AN ORDINANCE AMENDING ORDINANCE 5770 IN AGREEMENT BETWEEN THE
CITY OF MISHAWAKA AND THE EMPLOYEES OF THE SEWER DEPARTMENT
REPRESENTED BY THE INTERNATIONAL BROTHERHOOD OF TEAMSTERS
LOCAL 364**

**Amendment to Ordinance No. 5770 a Collective Bargaining Between the City and Local 364
Sewer Dept.1-1-2022 thru 12-31-2024
(Petitioner Requesting Second Reading)**

The chair entertained a motion to suspend council rules and hold first and second reading of **PROPOSED ORDINANCE NO. 2022-01**. Mr. Compton made the motion and with a second from Mr. Compton, Clerk Block polled the council on the motion. **Vote: Motion carried by unanimous roll call vote (summary: Yes = 9). Yes: Mrs. DeMaegd, Mr. Banicki, Mr. Hazen, Mr. Mammolenti, Mr. Emmons, Mr. Bellovich, Mrs. Voelker, Mr. Hixenbaugh.** The motion passed 9-0 and the council moved into the second reading on **PROPOSED ORDINANCE NO. 2022-01**.

Mr. Hixenbaugh stated it was his understanding that the matter before them was a technical correction of the ordinance passed at their last meeting in 2021. Mr. Hixenbaugh stated specifically, this would accurately reflect in writing that the last three in the series of ten of longevity bonuses set out in article 26 of the collective bargaining agreement. Mr. Hixenbaugh stated it was his understanding that although both bodies ratified accurate numbers, there was a discrepancy of five dollars in each of the three longevity bonuses in what was brought to them previously, so this would clean up the discrepancy if it were the pleasure of the council to do so.

Question was called for at 7:11PM for **PROPOSED ORDINANCE NO. 2022-01** **Vote: Motion carried by unanimous roll call vote (summary: Yes = 9).**
Yes: Mrs. DeMaegd, Mr. Banicki, Mr. Hazen, Mr. Mammolenti, Mr. Emmons, Mr. Bellovich, Mrs. Voelker, Mr. Hixenbaugh. The proposed ordinance passed 9-0, thus becoming **ORDINANCE NO. 5779**.

PROPOSED ORDINANCE NO. 2022-02

**AN ORDINANCE AMENDING ORDINANCE 5763 FIXING THE SALARIES OF ALL
EMPLOYEES OF THE CITY OF MISHAWAKA EXCEPT THE MISHAWAKA PARK
DEPARTMENT, ELECTED OFFICIALS AND MISHAWAKA UTILITIES FOR THE
CITY OF MISHAWAKA, INDIANA FOR THE YEAR BEGINNING JANUARY 1, 2022
Amending Ordinance No. 5763AA Civil City Salary Ordinance for 2022
(Assigned to Budget & Finance Committee)**

PROPOSED ORDINANCE NO. 2022-03

**AN ORDINANCE DECLARING AN EMERGENCY IN DETERMINING THE
EXPENDITURE OF ADDITIONAL FUNDS FOR THE YEAR ENDING DECEMBER 31,
2022**

**Addition Appropriation From: General Fund - Fire - Assistant Chief \$125,000.00 - Total:
\$125,000.00**

(Assigned to Budget & Finance Committee)

PROPOSED ORDINANCE NO. 2022-04

**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 SF Residential to R-3 MF Residential for 8 Residential homes &
Accessory Building – NE. Corner of E. Jefferson Blvd & Maplehurst Ave. – Troop Town
(Assigned to Land Use Planning Committee)**

PRIVILEGE OF THE FLOOR

Kristy Miller, 321 W 7th Street, came before the council representing the West End neighborhood watch group and said a huge thank you to the city of Mishawaka and the Mishawaka Police Department for their prompt response to the issues created by the reopening of the El Padre Restaurant and Bar at Main and 6th Street. Ms. Miller stated the neighborhood truly appreciated what the city had done on their behalf and they thanked them as well as encouraged them to keep up the good work.

NEW BUSINESS

Mr. Hixenbaugh stated at the request of the administration, the chair entertained a motion to change the date of the Mayor’s State of the City Address to the council and reschedule it for Monday March 28th at 6PM in the Council Chambers. Mr. Compton made the motion and Mr. Mammolenti seconded the motion to change the date of the Mayor’s State of the City Address to Monday March 28th at 6PM in the Council Chambers. Mr. Hixenbaugh called for the question and Clerk Block polled the council on the motion. **Vote: Motion carried by unanimous roll call vote (summary: Yes = 9). Yes: Mrs. DeMaegd, Mr. Banicki, Mr. Hazen, Mr. Mammolenti, Mr. Emmons, Mr. Bellovich, Mrs. Voelker, Mr. Hixenbaugh.** The motion passed 9-0.

Mr. Mammolenti announced the Twin Branch neighborhood watch meeting was planned for Wednesday January 19th for a tour of the St. Joseph County 911 dispatch center. Mr. Mammolenti stated they were battling some COVID issues and asked them to reschedule and although it had not been confirmed, they were looking to push it off to either their February or

March meeting. Mr. Mammolenti stated once again the Twin Branch neighborhood watch meeting for January 19th at the County 911 dispatch center had been canceled.

Mr. Compton brought the council up to date and stated the Troop Town came before the Planning and Zoning committees in the prior week and he had attended the meetings. Mr. Compton stated there were several citizens present with questions and what came out of it was that the Troop Town representatives asked the citizens to put their questions in writing and turn them over to them and he would be the intermediary for that. Mr. Compton stated they would hold another community meeting and have the answers to those questions for them at that time. Mr. Compton stated he would keep the council informed and it would all take place before their next council meeting, which was when they would be scheduled to discuss the issue and vote on it.

Mr. Emmons thanked Council President Mr. Hixenbaugh for his participation and his presentation at the last neighborhood meeting. Mr. Emmons stated he did an excellent job and explained what the council functions were as well as what their duties were. Mr. Emmons stated he went a little more in depth than what normally was anticipated and did a fabulous job. Mr. Emmons stated everyone present was thrilled. Mr. Hixenbaugh stated it was his pleasure to be there and he enjoyed it.

Mrs. DeMaegd asked Mr. Compton if there was a date set for the next Troop Town community meeting. Mr. Compton stated there was not but he suspected it would be in the first week of February prior to their council meeting.

Mr. Compton commented that it was Martin Luther King Jr. Day and he thought it was appropriate to acknowledge that along with the good work he did while he was on this Earth. Mr. Compton stated they could all use him as an example of how to live their lives and how to feel about other people, especially in today's environment.

ADJOURNMENT 7:20PM

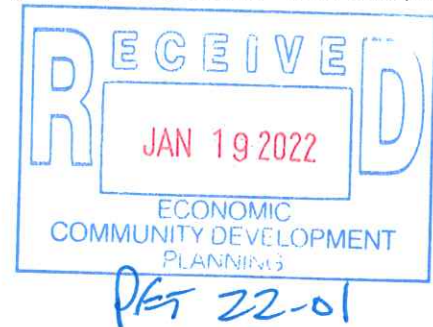
Deborah S. Block /s/
Deborah S. Block, IAMC, MMC, City Clerk

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

DATE: January 19, 2022

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

FROM: Steve Ruby
Abonmarche Consultants
315 W. Jefferson Blvd.
South Bend, Indiana 46601
(574) 360-9804
sruby@abonmarhce.com



Deborah S. Block, IAMC, MMC

FEB 01 2022

City Clerk
Mishawaka, IN

RE: Petition for Re-Zoning Classification - DEV 4506 Linconlway East, LLC

The undersigned Drive & Shine, Inc respectfully show they are the owners of the following described real estate located in the County of St. Joseph, State of Indiana, to-wit:

PROVIDED LEGAL DESCRIPTION:

1. LOTS NUMBERED 227, 228, 229, 230, 231, 232, AND 233 AS SHOWN ON THE RECORDED PLAT OF OAKLAND SECOND ADDITION TO THE CITY OF MISHAWAKA, RECORDED MARCH 31, 1924 IN PLAT BOOK 11, PAGE 139, TOGETHER WITH THE VACATED ALLEY LYING EAST OF AND ADJACENT TO SAID LOTS NULJBERED 230, 231, 232, AND 233, ALSO TOGETHER WITH THE VACATED ALLEY LYING NORTH OF LOTS 227, 228 AND 229 AND SOUTH OF LOT 230.
2. LOT NUMBERED TWO HUNDRED TWENTY-FIVE (225) AS SHOWN ON THE RECORDED PLAT OF OAKLAND SECOND ADDITION TO THE CITY OF MISHAWAKA, RECORDED IN PLAT BOOK 11, PAGE 139 OF THE ST. JOSEPH COUNTY RECORDS.
3. LOT NUMBERED TWO HUNDRED TWENTY-SIX (226) AS SHOWN ON THE RECORDED PLAT OF OAKLAND SECOND ADDITION, NOW WITHIN AND A PART OF THE CITY OF MISHAWAKA RECORDED MARCH 31, 1924 IN PLAT BOOK 11, PAGE 138 IN THE OFFICE OF THE RECORDER OF ST. JOSEPH COUNTY, INDIANA, TOGETHER WITH THE NORTH HALF OF THE VACATED ALLEY LYING SOUTH AND ADJACENT TO SAID LOT.
4. LOTS NUMBERED TWO HUNDRED TWENTY-THREE (223) AND TWO HUNDRED TWENTY-FOUR (224) IN OAKLAND SECOND ADDITION TO THE CITY OF MISHAWAKA, TOGETHER WITH THE SOUTH HALF OF THAT PART OF VACATED PENNSYLVANIA AVENUE NORTH OF AND ADJOINING LOT 223, RECORDED MARCH 31, 1924 IN PLAT BOOK 11, PAGE 138, IN THE OFFICE OF THE RECORDER OF ST. JOSEPH COUNTY, INDIANA.

5. ~~Lots Numbered One Hundred Eighty-Nine (189) and One Hundred Ninety (190) as shown on the recorded Plat of Oakland Second Addition to the, City of Mishawaka, in St. Joseph, County, Indiana, together with the South One-half of the vacated alley lying North and adjacent to said lots. Excepting therefrom that part taken off of the South End of said lots for the widening of Lincoln Way at.~~
6. ~~Lots Numbered Two Hundred Sixteen (216) through Two Hundred Twenty-two (222) and Lots Numbered Two Hundred Thirty-four (234) through Two Hundred Forty (-240) as shown on the recorded Plat of Oakland Second Addition now a part of the City of Mishawaka together with the vacated Eight (8) foot alley lying East of and adjacent to Lots 234-240; also together with that portion of vacated Wayne Street lying between Lots 216-222 and 234-240; also together with the South Half of vacated Franklin Avenue lying between the West line of Lot 216 extended Northerly and the East line of the vacated alley which lies East and adjacent to Lot 240 extended Northerly; also together with the North Half of vacated Pennsylvania Avenue lying South South of and adjacent to said Lot 222.~~

EXCEPT

~~Lots Numbered Two Hundred Sixteen (216), Two Hundred Seventeen (217), Two Hundred Thirty-nine (239) and Two Hundred Forty (240) and part of Lots Numbered Two Hundred Eighteen (218) and Two Hundred Thirty-eight (238), part of vacated Franklin Avenue, part of vacated Wayne Street and part of the vacated alley lying East of and adjacent to Lots 238, 239 and 240, Oakland Second Addition to the City of Mishawaka, Indiana more particularly described as follows:~~

Petitioners own one-hundred (100%) percent of the above-described parcel of land which is located in the State of Indiana. The petitioners desire to have the above said properties rezoned from the Current R-1 Residential ~~to C-1 Commercial (General Commercial)~~ to a C-4 Commercial (Auto Oriented Commercial) to be used as an automatic carwash facility.

Accompanying this petition is a drawing, to scale, showing the above-described parcel of real estate, showing the size of the proposed building and the location of the proposed building structures.

Petitioners further show this proposed re-zoning to be in the best interest of the City of Mishawaka, Indiana, and of the territory sought to be rezoned and is an economic and social part of the City of Mishawaka.

Wherefore, Petitioners 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 real estate to the City of Mishawaka with a C4-Commercial District zoning classification.


Haji Tehrani – Owner (Lots 227-233 - Drive & Shine Inc.)


Printed

Sheila M. Rose (119 Wayne Street Lot 225)

Printed



5. Lots Numbered One Hundred Eighty-Nine (189) and One Hundred Ninety (190) as shown on the recorded Plat of Oakland Second Addition to the City of Mishawaka, in St. Joseph, County, Indiana, together with the South One-half of the vacated alley lying North and adjacent to said lots. Excepting therefrom that part taken off of the South End of said lots for the widening of Lincoln Way at.
6. Lots Numbered Two Hundred Sixteen (216) through Two Hundred Twenty-two (222) and Lots Numbered Two Hundred Thirty-four (234) through Two Hundred Forty (-240) as shown on the recorded Plat of Oakland Second Addition now a part of the City of Mishawaka, together with the vacated Eight (8) foot alley lying East of and adjacent to Lots 234-240; also together with that portion of vacated Wayne Street lying between Lots 216-222 and 234-240; also together with the South Half of vacated Franklin Avenue lying between the West line of Lot 216 extended Northerly and the East line of the vacated alley which lies East and adjacent to Lot 240 extended Northerly; also together with the North Half of vacated Pennsylvania Avenue lying South South of and adjacent to said Lot 222.

EXCEPT

Lots Numbered Two Hundred Sixteen (216), Two Hundred Seventeen (217), Two Hundred Thirty-nine (239) and Two Hundred Forty (240) and part of Lots Numbered Two Hundred Eighteen (218) and Two Hundred Thirty-eight (238), part of vacated Franklin Avenue, part of vacated Wayne Street and part of the vacated alley lying East of and adjacent to Lots 238, 239 and 240, Oakland Second Addition to the City" of Mishawaka, Indiana more particularly described as follows:

Petitioners own one-hundred (100%) percent of the above-described parcel of land which is located in the State of Indiana. The petitioners desire to have the above said properties rezoned from the Current R-1 Residential / ~~C-1 Commercial (General Commercial)~~ to a C-4 Commercial (Auto Oriented Commercial) to be used as an automatic carwash facility.

Accompanying this petition is a drawing, to scale, showing the above-described parcel of real estate, showing the size of the proposed building and the location of the proposed building structures.

Petitioners further show this proposed re-zoning to be in the best interest of the City of Mishawaka, Indiana, and of the territory sought to be rezoned and is an economic and social part of the City of Mishawaka.

Wherefore, Petitioners 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 real estate to the City of Mishawaka with a C4-Commercial District zoning classification.

Haji Tehrani – Owner (Lots 227-233 - Drive & Shine Inc.)

Printed

Rebecca Parker, Trustee
Sheila M. Rose (119 Wayne Street Lot 225)

Rebecca Parker
Printed



Raymond M Jeziorski

Raymond M. Jeziorski (107 Wayne St., Lot 226)

Raymond M Jeziorski

Printed

Matthew Bender

Matthew Bender (123 Wayne St. Lot 223-224)

Mat Bender

Printed

~~Tiffany J Gilbert (4416 Lincolnway E., Lot 189-190)~~

~~Printed~~

~~Rousseve Properties LLC (Lot 2 South Bridge)~~

~~Printed~~



SECONDS EAST, 360.00 FEET; THENCE SOUTH 00 DEGREES 02 MINUTES 15 SECONDS EAST, 435.02 FEET TO THE SOUTH LINE OF THE NORTH HALF OF THE NORTHEAST QUARTER OF THE NORTHWEST QUARTER OF SAID SECTION 27; THENCE NORTH 89 DEGREES 57 MINUTES 36 SECONDS WEST, ALONG THE SOUTH LINE OF THE NORTH HALF OF THE NORTHEAST QUARTER OF THE NORTHWEST QUARTER OF SAID SECTION 27, A DISTANCE OF 845.10 FEET TO THE NORTHEAST CORNER OF AUTUMN RIDGE, PHASE II; THENCE CONTINUING NORTH 89 DEGREES 57 MINUTES 36 SECONDS EAST, ALONG THE NORTH LINE OF SAID AUTUMN RIDGE, PHASE II, A DISTANCE OF 354.79 FEET TO THE POINT OF BEGINNING. CONTAINING 19.04 ACRES, MORE OR LESS AND SUBJECT TO ALL COVENANTS, RIGHTS-OF-WAY, AND EASEMENTS OF RECORD.

PETITION #22-01 A petition submitted by Rebecca Parker as Trustee for Rose Glen & Mavis H., Raymond Jeziorski, and Matthew Bender requesting to rezone 107 Wayne Street, 119 Wayne Street, and 123 Wayne Street, Mishawaka, Indiana, from R-1 Single Family Residential District to C-4 Automobile Oriented Commercial District. The parcels are legally described as: LOTS NUMBERED 227, 228, 229, 230, 231, 232, AND 233 AS SHOWN ON THE RECORDED PLAT OF OAKLAND SECOND ADDITION TO THE CITY OF MISHAWAKA, RECORDED MARCH 31, 1924 IN PLAT BOOK 11, PAGE 139, TOGETHER WITH THE VACATED ALLEY LYING EAST OF AND ADJACENT TO SAID LOTS NUMBERED 230, 231, 232, AND 233, ALSO TOGETHER WITH THE VACATED ALLEY LYING NORTH OF LOTS 227, 228 AND 229 AND SOUTH OF LOT 230. LOT NUMBERED TWO HUNDRED TWENTY-FIVE (225) AS SHOWN ON THE RECORDED PLAT OF OAKLAND SECOND ADDITION TO THE CITY OF MISHAWAKA, RECORDED IN PLAT BOOK 11, PAGE 139 OF THE ST. JOSEPH COUNTY RECORDS. LOT NUMBERED TWO HUNDRED TWENTY-SIX (226) AS SHOWN ON THE RECORDED PLAT OF OAKLAND SECOND ADDITION, NOW WITHIN AND A PART OF THE CITY OF MISHAWAKA RECORDED MARCH 31, 1924 IN PLAT BOOK 11, PAGE 138 IN THE OFFICE OF THE RECORDER OF ST. JOSEPH COUNTY, INDIANA, TOGETHER WITH THE NORTH HALF OF THE VACATED ALLEY LYING SOUTH AND ADJACENT TO SAID LOT. LOTS NUMBERED TWO HUNDRED TWENTY-THREE (223) AND TWO HUNDRED TWENTY-FOUR (224) IN OAKLAND SECOND ADDITION TO THE CITY OF MISHAWAKA, TOGETHER WITH THE SOUTH HALF OF THAT PART OF VACATED PENNSYLVANIA AVENUE NORTH OF AND ADJOINING LOT 223, RECORDED MARCH 31, 1924 IN PLAT BOOK 11, PAGE 138, IN THE OFFICE OF THE RECORDER OF ST. JOSEPH COUNTY, INDIANA.

PETITION #22-02 A petition submitted by DEV 4506 Lincolnway East, LLC, Rebecca Parker as Trustee for Rose Glen R. and Mavis H., Raymond Jeziorski, Matthew Bender, Tiffany J. Gilbert, and Rousseve Properties, LLC, seeking vacation of Wayne Street and unimproved Pennsylvania Avenue right-of-way for planned adjacent car wash development (Drive N' Shine). The parcel is legally described as: RIGHT-OF-WAY LOCATED IN THE NORTHWEST QUARTER OF SECTION 28, TOWNSHIP 37 NORTH, RANGE 4 EAST, CITY OF MISHAWAKA, PENN TOWNSHIP, ST. JOSEPH COUNTY, INDIANA, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING AT A POINT ON THE WESTERLY RIGHT-OF-WAY OF WAYNE STREET AND THE NORTHERLY RIGHT-OF-WAY OF LINCOLNWAY EAST; THENCE NORTHERLY ALONG SAID WESTERLY RIGHT-OF-WAY, 392 FEET, MORE OR LESS, TO A POINT ON THE NORTHERLY RIGHT-OF-WAY OF PENNSYLVANIA AVENUE; THENCE EASTERLY ALONG SAID NORTHERLY RIGHT-OF-WAY, 187 FEET, MORE OR LESS, TO A POINT ON THE WESTERLY RIGHT-OF-WAY OF BITTERSWEET ROAD; THENCE SOUTHERLY ALONG SAID WESTERLY RIGHT-OF-WAY, 60 FEET TO A POINT ON THE SOUTHERLY RIGHT-OF-WAY OF PENNSYLVANIA AVENUE; THENCE WESTERLY ALONG SAID SOUTHERLY RIGHT-OF-WAY, 127 FEET, MORE OR LESS, TO A POINT ON THE EASTERLY RIGHT-OF-WAY OF WAYNE STREET; THENCE SOUTHERLY



Location Map PET 22-01

4506 LINCOLN WAY EAST LLC
(OWNER/CONTINGENT OWNER)

NW CORNER OF LINCOLNWAY E. &
BITTERSWEET ROAD

REZONING FROM R-1 & C-4 TO C-4
AUTO ORIENTED COMMERCIAL FOR
A PROPOSED NEW CAR WASH
(DRIVE N' SHINE)

DATE: January 19, 2022

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

FROM: Steve Ruby
Abonmarche Consultants
315 W. Jefferson Blvd.
South Bend, Indiana 46601
(574) 360-9804
sruby@abonmarhce.com



Deborah S. Block, IAMC, MMC

FEB 01 2022

City Clerk
Mishawaka, IN

RE: Petition for Right of Way Vacation - DEV 4506 Linconlway East, LLC

The undersigned Drive & Shine, Inc respectfully show they are the owners of the following described real estate located in the County of St. Joseph, State of Indiana, to-wit:

PROVIDED LEGAL DESCRIPTION:

EXHIBIT A

LEGAL DESCRIPTION – RIGHT-OF-WAY VACATION (WAYNE ST & PENNSYLVANIA AVE, MISHAWAKA, IN.)

RIGHT-OF-WAY LOCATED IN THE NORTHWEST QUARTER OF SECTION 28, TOWNSHIP 37 NORTH, RANGE 4 EAST, CITY OF MISHAWAKA, PENN TOWNSHIP, ST. JOSEPH COUNTY, INDIANA, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING AT A POINT ON THE WESTERLY RIGHT-OF-WAY OF WAYNE STREET AND THE NORTHERLY RIGHT-OF-WAY OF LINCOLNWAY EAST; THENCE NORTHERLY ALONG SAID WESTERLY RIGHT-OF-WAY, 392 FEET, MORE OR LESS, TO A POINT ON THE NORTHERLY RIGHT-OF-WAY OF PENNSYLVANIA AVENUE; THENCE EASTERLY ALONG SAID NORTHERLY RIGHT-OF-WAY, 187 FEET, MORE OR LESS, TO A POINT ON THE WESTERLY RIGHT-OF-WAY OF BITTERSWEET ROAD; THENCE SOUTHERLY ALONG SAID WESTERLY RIGHT-OF-WAY, 60 FEET TO A POINT ON THE SOUTHERLY RIGHT-OF-WAY OF PENNSYLVANIA AVENUE; THENCE WESTERLY ALONG SAID SOUTHERLY RIGHT-OF-WAY, 127 FEET, MORE OR LESS, TO A POINT ON THE EASTERLY RIGHT-OF-WAY OF WAYNE STREET; THENCE SOUTHERLY ALONG SAID EASTERLY RIGHT-OF-WAY, 332 FEET, MORE OR LESS, TO A POINT ON THE NORTHERLY RIGHT-OF-WAY OF LINCOLNWAY EAST; THENCE WESTERLY ALONG SAID NORTHERLY RIGHT-OF-WAY, 60 FEET TO THE POINT OF BEGINNING, SAID RIGHT-OF-WAY CONTAINING 0.71 ACRES, MORE OR LESS, AND SUBJECT TO ANY EASEMENTS OF RECORD.

5. Lots Numbered One Hundred Eighty-Nine (189) and One Hundred Ninety (190) as shown on the recorded Plat of Oakland Second Addition to the, City of Mishawaka, in St. Joseph, County, Indiana, together with the South One-half of the vacated alley lying North and adjacent to said lots. Excepting therefrom that part taken off of the South End of said lots for the widening of Lincoln Way at.
6. Lots Numbered Two Hundred Sixteen (216) through Two Hundred Twenty-two (222) and Lots Numbered Two Hundred Thirty-four (234) through Two Hundred Forty (-240) as shown on the recorded Plat of Oakland Second Addition now a part of the City of Mishawaka, together with the vacated Eight (8) foot alley lying East of and adjacent to Lots 234-240; also together with that portion of vacated Wayne Street lying between Lots 216-222 and 234-240; also together with the South Half of vacated Franklin Avenue lying between the West line of Lot 216 extended Northerly and the East line of the vacated alley which lies East and adjacent to Lot 240 extended Northerly; also together with the North Half of vacated Pennsylvania Avenue lying South South of and adjacent to said Lot 222.

EXCEPT

Lots Numbered Two Hundred Sixteen (216), Two Hundred Seventeen (217), Two Hundred Thirty-nine (239) and Two Hundred Forty (240) and part of Lots Numbered Two Hundred Eighteen (218) and Two Hundred Thirty-eight (238), part of vacated Franklin Avenue, part of vacated Wayne Street and part of the vacated alley lying East of and adjacent to Lots 238, 239 and 240, Oakland Second Addition to the City" of Mishawaka, Indiana more particularly described as follows:

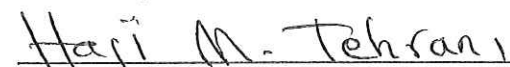
Petitioners own one-hundred (100%) percent of the above-described parcel of land which is located in the State of Indiana. The petitioners desire to have the Right of Way of Wayne Street and of Pennsylvania Ave. be vacated from the City of Mishawaka, Indiana, to the above said properties.

Accompanying this petition is a drawing, to scale, showing the above-described parcel of real estate, showing the size of the proposed building and the location of the proposed building structures.

Petitioners further show this proposed Public Right of Way Vacation to be in the best interest of the City of Mishawaka, Indiana, and of the territory sought to be rezoned and is an economic and social part of the City of Mishawaka.

Wherefore, Petitioners 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 vacation to the above-described parcel of real estate to the City of Mishawaka.


Haji Tehrani – Owner (Lots 227-233 - Drive & Shine Inc.)


Printed

Sheila M. Rose (119 Wayne Street Lot 225)

Printed



5. Lots Numbered One Hundred Eighty-Nine (189) and One Hundred Ninety (190) as shown on the recorded Plat of Oakland Second Addition to the, City of Mishawaka, in St. Joseph, County, Indiana, together with the South One-half of the vacated alley lying North and adjacent to said lots. Excepting therefrom that part taken off of the South End of said lots for the widening of Lincoln Way at.
6. Lots Numbered Two Hundred Sixteen (216) through Two Hundred Twenty-two (222) and Lots Numbered Two Hundred Thirty-four (234) through Two Hundred Forty-(240) as shown on the recorded Plat of Oakland Second Addition now a part of the City of Mishawaka, together with the vacated Eight (8) foot alley lying East of and adjacent to Lots 234-240; also together with that portion of vacated Wayne Street lying between Lots 216-222 and 234-240; also together with the South Half of vacated Franklin Avenue lying between the West line of Lot 216 extended Northerly and the East line of the vacated alley which lies East and adjacent to Lot 240 extended Northerly; also together with the North Half of vacated Pennsylvania Avenue lying South South of and adjacent to said Lot 222.

EXCEPT

Lots Numbered Two Hundred Sixteen (216), Two Hundred Seventeen (217), Two Hundred Thirty-nine (239) and Two Hundred Forty (240) and part of Lots Numbered Two Hundred Eighteen (218) and Two Hundred Thirty-eight (238), part of vacated Franklin Avenue, part of vacated Wayne Street and part of the vacated alley lying East of and adjacent to Lots 238, 239 and 240, Oakland Second Addition to the City" of Mishawaka, Indiana more particularly described as follows:

Petitioners own one-hundred (100%) percent of the above-described parcel of land which is located in the State of Indiana. The petitioners desire to have the Right of Way of Wayne Street and of Pennsylvania Ave. be vacated from the City of Mishawaka, Indiana, to the above said properties.

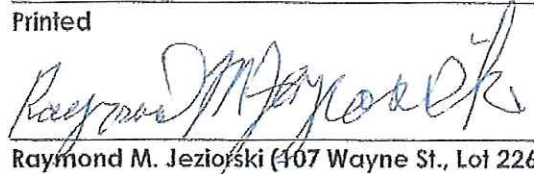
Accompanying this petition is a drawing, to scale, showing the above-described parcel of real estate, showing the size of the proposed building and the location of the proposed building structures.

Petitioners further show this proposed Public Right of Way Vacation to be in the best interest of the City of Mishawaka, Indiana, and of the territory sought to be rezoned and is an economic and social part of the City of Mishawaka.

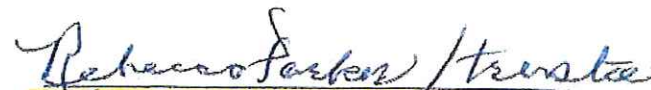
Wherefore, Petitioners respectfully request that the Common Council of the City of Mishawaka refer this matter to the Mishawaka City Plan Commission and that after hearing, an appropriate ordinance be enacted vacation to the above-described parcel of real estate to the City of Mishawaka.

Haji Tehrani – Owner (Lots 227-233 - Drive & Shine Inc.)

Printed


Raymond M. Jeziorski (107 Wayne St., Lot 226)




Sheila M. Rose (119 Wayne Street Lot 225)


Rebecca Parker

Printed


Matthew Bender (123 Wayne St. Lot 223-224)

Raymond M. Teziorski

Printed

Matt Barber

Printed

Tiffany J Gilbert (4416 Lincolnway E., Lot 189-190)

Printed

Rousseve Properties LLC (Lot 2 South Bridge)

Printed



Printed

Tiffany J Gilbert (4416 Lincolnway E., Lot 189-190)

Printed

Printed

Sandra A. Rousseve
Rousseve Properties LLC (Lot 2 South Bridge)

Sandra A. Rousseve
Printed

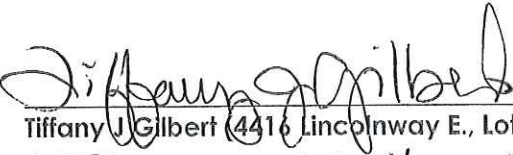


Raymond M. Jeziorski (107 Wayne St., Lot 226)

Printed

Matthew Bender (123 Wayne St. Lot 223-224)

Printed


Tiffany J Gilbert (4416 Lincolnway E., Lot 189-190)

Printed

Rousseve Properties LLC (Lot 2 South Bridge)

Printed



SECONDS EAST, 360.00 FEET; THENCE SOUTH 00 DEGREES 02 MINUTES 15 SECONDS EAST, 435.02 FEET TO THE SOUTH LINE OF THE NORTH HALF OF THE NORTHEAST QUARTER OF THE NORTHWEST QUARTER OF SAID SECTION 27; THENCE NORTH 89 DEGREES 57 MINUTES 36 SECONDS WEST, ALONG THE SOUTH LINE OF THE NORTH HALF OF THE NORTHEAST QUARTER OF THE NORTHWEST QUARTER OF SAID SECTION 27, A DISTANCE OF 845.10 FEET TO THE NORTHEAST CORNER OF AUTUMN RIDGE, PHASE II; THENCE CONTINUING NORTH 89 DEGREES 57 MINUTES 36 SECONDS EAST, ALONG THE NORTH LINE OF SAID AUTUMN RIDGE, PHASE II, A DISTANCE OF 354.79 FEET TO THE POINT OF BEGINNING. CONTAINING 19.04 ACRES, MORE OR LESS AND SUBJECT TO ALL COVENANTS, RIGHTS-OF-WAY, AND EASEMENTS OF RECORD.

PETITION #22-01 A petition submitted by Rebecca Parker as Trustee for Rose Glen & Mavis H., Raymond Jeziorski, and Matthew Bender requesting to rezone 107 Wayne Street, 119 Wayne Street, and 123 Wayne Street, Mishawaka, Indiana, from R-1 Single Family Residential District to C-4 Automobile Oriented Commercial District. The parcels are legally described as: LOTS NUMBERED 227, 228, 229, 230, 231, 232, AND 233 AS SHOWN ON THE RECORDED PLAT OF OAKLAND SECOND ADDITION TO THE CITY OF MISHAWAKA, RECORDED MARCH 31, 1924 IN PLAT BOOK 1 1, PAGE 139, TOGETHER WITH THE VACATED ALLEY LYING EAST OF AND ADJACENT TO SAID LOTS NUMBERED 230, 231, 232, AND 233, ALSO TOGETHER WITH THE VACATED ALLEY LYING NORTH OF LOTS 227, 228 AND 229 AND SOUTH OF LOT 230. LOT NUMBERED TWO HUNDRED TWENTY-FIVE (225) AS SHOWN ON THE RECORDED PLAT OF OAKLAND SECOND ADDITION TO THE CITY OF MISHAWAKA, RECORDED IN PLAT BOOK 11, PAGE 139 OF THE ST. JOSEPH COUNTY RECORDS. LOT NUMBERED TWO HUNDRED TWENTY-SIX (226) AS SHOWN ON THE RECORDED PLAT OF OAKLAND SECOND ADDITION, NOW WITHIN AND A PART OF THE CITY OF MISHAWAKA RECORDED MARCH 31, 1924 IN PLAT BOOK 11, PAGE 138 IN THE OFFICE OF THE RECORDER OF ST. JOSEPH COUNTY, INDIANA, TOGETHER WITH THE NORTH HALF OF THE VACATED ALLEY LYING SOUTH AND ADJACENT TO SAID LOT. LOTS NUMBERED TWO HUNDRED TWENTY-THREE (223) AND TWO HUNDRED TWENTY-FOUR (224) IN OAKLAND SECOND ADDITION TO THE CITY OF MISHAWAKA, TOGETHER WITH THE SOUTH HALF OF THAT PART OF VACATED PENNSYLVANIA AVENUE NORTH OF AND ADJOINING LOT 223, RECORDED MARCH 31, 1924 IN PLAT BOOK 11, PAGE 138, IN THE OFFICE OF THE RECORDER OF ST. JOSEPH COUNTY, INDIANA.

PETITION #22-02 A petition submitted by DEV 4506 Lincolnway East, LLC, Rebecca Parker as Trustee for Rose Glen R. and Mavis H., Raymond Jeziorski, Matthew Bender, Tiffany J. Gilbert, and Rousseve Properties, LLC, seeking vacation of Wayne Street and unimproved Pennsylvania Avenue right-of-way for planned adjacent car wash development (Drive N' Shine). The parcel is legally described as: RIGHT-OF-WAY LOCATED IN THE NORTHWEST QUARTER OF SECTION 28, TOWNSHIP 37 NORTH, RANGE 4 EAST, CITY OF MISHAWAKA, PENN TOWNSHIP, ST. JOSEPH COUNTY, INDIANA, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING AT A POINT ON THE WESTERLY RIGHT-OF-WAY OF WAYNE STREET AND THE NORTHERLY RIGHT-OF-WAY OF LINCOLNWAY EAST; THENCE NORTHERLY ALONG SAID WESTERLY RIGHT-OF-WAY, 392 FEET, MORE OR LESS, TO A POINT ON THE NORTHERLY RIGHT-OF-WAY OF PENNSYLVANIA AVENUE; THENCE EASTERLY ALONG SAID NORTHERLY RIGHT-OF-WAY, 187 FEET, MORE OR LESS, TO A POINT ON THE WESTERLY RIGHT-OF-WAY OF BITTERSWEET ROAD; THENCE SOUTHERLY ALONG SAID WESTERLY RIGHT-OF-WAY, 60 FEET TO A POINT ON THE SOUTHERLY RIGHT-OF-WAY OF PENNSYLVANIA AVENUE; THENCE WESTERLY ALONG SAID SOUTHERLY RIGHT-OF-WAY, 127 FEET, MORE OR LESS, TO A POINT ON THE EASTERLY RIGHT-OF-WAY OF WAYNE STREET; THENCE SOUTHERLY



Location Map

PET 22-02

4506 LINCOLN WAY EAST LLC, ET AL.
(ADJACENT OWNERS)

WAYNE ST. AND PENNSYLVANIA
AVENUE (UNIMPROVED)

RIGHT-OF-WAY VACATION FOR
PLANNED ADJACENT CAR WASH
DEVELOPMENT (DRIVE N' SHINE)



CITY OF MISHAWAKA

DAVID A. WOOD, MAYOR

DEPARTMENT OF FINANCE
Rebecca S. Maguire, Controller
Kurt Vardaman, Deputy Controller

Deborah S. Block, IAMC, MMC

JAN 19 2022

City Clerk
Mishawaka, IN

Date: January 18, 2022
To: Honorable Members of the Common Council
From: Rebecca Maguire
Re: **Presentment of voided two year old checks**

For the next meeting on February 7th is the presentment of voided two-year-old checks pursuant to IC 5-11-10.5. All checks outstanding and unpaid for a period of two years as of December 31st of each year are voided and receipted back into their original fund. No action by the council is required.

Please contact me with any questions.

c: David A. Wood

PAYMENT DATE
01/13/2022

COLLECTION STATION
Controller

RECEIVED FROM
Controller

DESCRIPTION
Receipt in 2019 O/S Checks

QUIETUS
OFFICE OF CITY CONTROLLER
Rebecca Maguire-Controller-Mishawaka IN
(574) 258-1622

Approved by:
State Board of Accounts 2011

BATCH NO.
2022-01000025

RECEIPT NO.
2022-00000106

CASHIER
Melanie Wroblewski

PAYMENT CODE	RECEIPT DESCRIPTION	TRANSACTION AMOUNT						
MISG	Misc revenue general Receipt in 2019 O/S Checks 101.00.399.00 Miscellaneous \$5.00	\$5.00						
MISP	Misc revenue Park Receipt in 2019 O/S Checks 204.00.399.00 Miscellaneous \$383.95	\$383.95						
ELOR	Electric Other Revenue Receipt in 2019 O/S Checks 610.00.381.40 Miscellaneous Revenue \$11,596.46	\$11,596.46						
Payments:	<table> <tr> <th>Type</th><th>Detail</th><th>Amount</th></tr> <tr> <td>Other</td><td>OLD</td><td>\$11,985.41</td></tr> </table>	Type	Detail	Amount	Other	OLD	\$11,985.41	
Type	Detail	Amount						
Other	OLD	\$11,985.41						
Total Amount:		\$11,985.41						

Payment Register

From Payment Date: 1/1/2019 - To Payment Date: 12/31/2019

Number	Date	Status	Void Reason	Reconciled/ Voided Date	Source	Payee Name	Transaction Amount	Reconciled Amount	Difference
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LCGN - LCB GENERAL

Check

51496

01/15/2019

Open

Accounts Payable

FALLEN OFFICERS FUND

Amount

\$5.00

Paying Fund

Cash Account

101 - General

101.101 (Cash- Lake City-7322)

\$5.00

TOTAL (GENERAL)

\$5.00

MISG

54508

05/30/2019

Open

Accounts Payable

DENNIS PEARSON

Amount

\$75.00

Paying Fund

Cash Account

204 - Park and Recreation

204.101 (Cash- Lake City-7322)

\$75.00

08/13/2019

Open

Accounts Payable

HINTON, MELISSA

Amount

\$70.00

Paying Fund

Cash Account

204 - Park and Recreation

204.101 (Cash- Lake City-7322)

\$65.10

214 - Park Non Reverting Oper

214.101 (Cash- Lake City-7322)

\$4.90

09/10/2019

Open

Accounts Payable

MICHIANA PARTY SERVICE LLC

Amount

\$150.00

Paying Fund

Cash Account

204 - Park and Recreation

204.101 (Cash- Lake City-7322)

\$150.00

09/10/2019

Open

Accounts Payable

YVONNE TEETER

Amount

\$10.00

Paying Fund

Cash Account - Wilson Drawer TPAR Rec #61957 Corr

204 - Park and Recreation

204.101 (Cash- Lake City-7322)

\$10.00

09/27/2019

Open

Accounts Payable

GREENMARK EQUIPMENT, INC

Amount

\$33.95

Paying Fund

Cash Account

204 - Park and Recreation

204.101 (Cash- Lake City-7322)

\$33.95

11/13/2019

Open

Accounts Payable

PARKER, DAVONN

Amount

\$45.00

Paying Fund

Cash Account

204 - Park and Recreation

204.101 (Cash- Lake City-7322)

\$45.00

TOTAL (PARK)

\$383.95

MISP

51202

01/15/2019

Open

Accounts Payable

ABRAR ZAID ALYAMI

Amount

\$78.13

Paying Fund

Cash Account

610 - Electric O&M

610.101 (Cash- Lake City-7322)

\$78.13

Payment Register

From Payment Date: 1/1/2019 - To Payment Date: 12/31/2019

51211	01/15/2019	Open	Cash Account	Accounts Payable	ASHLEIGH ANN TAYLOR	Amount	\$90.11
	Paying Fund						
	610 - Electric O&M		610.101 (Cash- Lake City-7322)	Accounts Payable	COLEEN L HECKNER	Amount	\$90.11
51222	01/15/2019	Open	Cash Account	Accounts Payable	COLEEN L HECKNER	Amount	\$14.50
	Paying Fund						
	610 - Electric O&M		610.101 (Cash- Lake City-7322)	Accounts Payable	GEFFREY E OAKLEY	Amount	\$14.50
51236	01/15/2019	Open	Cash Account	Accounts Payable	GEFFREY E OAKLEY	Amount	\$55.72
	Paying Fund						
	610 - Electric O&M		610.101 (Cash- Lake City-7322)	Accounts Payable	HEATHER L MOOTS	Amount	\$55.72
51238	01/15/2019	Open	Cash Account	Accounts Payable	HEATHER L MOOTS	Amount	\$40.72
	Paying Fund						
	610 - Electric O&M		610.101 (Cash- Lake City-7322)	Accounts Payable	JACOB P NERNEY	Amount	\$40.72
51246	01/15/2019	Open	Cash Account	Accounts Payable	JACOB P NERNEY	Amount	\$1.73
	Paying Fund						
	610 - Electric O&M		610.101 (Cash- Lake City-7322)	Accounts Payable	MARY K CARSON	Amount	\$1.73
51268	01/15/2019	Open	Cash Account	Accounts Payable	MARY K CARSON	Amount	\$77.43
	Paying Fund						
	610 - Electric O&M		610.101 (Cash- Lake City-7322)	Accounts Payable	SEONGKYUN IM	Amount	\$77.43
51291	01/15/2019	Open	Cash Account	Accounts Payable	SEONGKYUN IM	Amount	\$89.90
	Paying Fund						
	610 - Electric O&M		610.101 (Cash- Lake City-7322)	Accounts Payable	THEODORE E SMITH	Amount	\$89.90
51301	01/15/2019	Open	Cash Account	Accounts Payable	THEODORE E SMITH	Amount	\$64.48
	Paying Fund						
	610 - Electric O&M		610.101 (Cash- Lake City-7322)	Accounts Payable	VERONICA ORTEGA	Amount	\$64.48
51304	01/15/2019	Open	Cash Account	Accounts Payable	VERONICA ORTEGA	Amount	\$53.00
	Paying Fund						
	610 - Electric O&M		610.101 (Cash- Lake City-7322)	Accounts Payable	AMBER LYNN EWING	Amount	\$53.00
51561	01/29/2019	Open	Cash Account	Accounts Payable	AMBER LYNN EWING	Amount	\$47.52
	Paying Fund						
	610 - Electric O&M		610.101 (Cash- Lake City-7322)	Accounts Payable	CHRISTOPHER R PATTERSON	Amount	\$47.52
51573	01/29/2019	Open	Cash Account	Accounts Payable	CHRISTOPHER R PATTERSON	Amount	\$145.65
	Paying Fund						
	610 - Electric O&M		610.101 (Cash- Lake City-7322)	Accounts Payable	JOSEPH MILTENBERGER	Amount	\$145.65
51605	01/29/2019	Open	Cash Account	Accounts Payable	JOSEPH MILTENBERGER	Amount	\$67.04
	Paying Fund						
	610 - Electric O&M		610.101 (Cash- Lake City-7322)	Accounts Payable	MERCEDIS WYNNIS	Amount	\$67.04
51617	01/29/2019	Open	Cash Account	Accounts Payable	MERCEDIS WYNNIS	Amount	\$30.97
	Paying Fund						

CITY OF MISHAWAKA

Payment Register

From Payment Date: 1/1/2019 - To Payment Date: 12/31/2019

51627	610 - Electric O&M	01/29/2019	Open	610.101 (Cash- Lake City-7322)	Accounts Payable	SARAH D LA MONDS	\$30.97	
	Paying Fund			Cash Account			Amount	\$2.24
51890	610 - Electric O&M	02/12/2019	Open	610.101 (Cash- Lake City-7322)	Accounts Payable	KELSEY E WILLIAMS	Amount	\$62.50
	Paying Fund			Cash Account			Amount	
51891	610 - Electric O&M	02/12/2019	Open	610.101 (Cash- Lake City-7322)	Accounts Payable	KYUNGYUK CHAE	Amount	\$1.83
	Paying Fund			Cash Account			Amount	
51906	610 - Electric O&M	02/12/2019	Open	610.101 (Cash- Lake City-7322)	Accounts Payable	REBECCA L BREWER	Amount	\$11.92
	Paying Fund			Cash Account			Amount	
51907	610 - Electric O&M	02/12/2019	Open	610.101 (Cash- Lake City-7322)	Accounts Payable	RITA HAGGENJOS	Amount	\$75.14
	Paying Fund			Cash Account			Amount	
51913	610 - Electric O&M	02/12/2019	Open	610.101 (Cash- Lake City-7322)	Accounts Payable	VILLAGE GREEN VGM	Amount	\$1,607.26
	Paying Fund			Cash Account			Amount	
52009	610 - Electric O&M	02/12/2019	Open	610.101 (Cash- Lake City-7322)	Accounts Payable	LEE, KYOUNGJAE	Amount	\$75.01
	Paying Fund			Cash Account			Amount	
52147	610 - Electric O&M	02/26/2019	Open	610.101 (Cash- Lake City-7322)	Accounts Payable	ANNA E FETT	Amount	\$59.35
	Paying Fund			Cash Account			Amount	
52181	610 - Electric O&M	02/26/2019	Open	610.101 (Cash- Lake City-7322)	Accounts Payable	JUSTIN P CRAWFORD	Amount	\$20.61
	Paying Fund			Cash Account			Amount	
52211	610 - Electric O&M	02/26/2019	Open	610.101 (Cash- Lake City-7322)	Accounts Payable	WHITNEE R MURPHY	Amount	\$100.00
	Paying Fund			Cash Account			Amount	
52458	610 - Electric O&M	03/12/2019	Open	610.101 (Cash- Lake City-7322)	Accounts Payable	DEBRA WEBBER	Amount	\$70.70
	Paying Fund			Cash Account			Amount	
52466	610 - Electric O&M	03/12/2019	Open	610.101 (Cash- Lake City-7322)	Accounts Payable	HARRY BLACHARSKI	Amount	\$1.55
	Paying Fund			Cash Account			Amount	
52470	610 - Electric O&M	03/12/2019	Open	610.101 (Cash- Lake City-7322)	Accounts Payable	JERRY L HINES JR.	Amount	\$0.04

Payment Register

From Payment Date: 1/1/2019 - To Payment Date: 12/31/2019

	Paying Fund	Cash Account	Amount	
	610 - Electric O&M	610.101 (Cash- Lake City-7322)	\$0.04	
52500	03/12/2019 Open	Accounts Payable	TROY A PHILLIPS	\$64.18
	Paying Fund	Cash Account	Amount	
	610 - Electric O&M	610.101 (Cash- Lake City-7322)	\$64.18	
52782	03/26/2019 Open	Accounts Payable	AYANNA S EVANS	\$19.02
	Paying Fund	Cash Account	Amount	
	610 - Electric O&M	610.101 (Cash- Lake City-7322)	\$19.02	
52814	03/26/2019 Open	Accounts Payable	JACOB D MAC DONALD	\$57.22
	Paying Fund	Cash Account	Amount	
	610 - Electric O&M	610.101 (Cash- Lake City-7322)	\$57.22	
52816	03/26/2019 Open	Accounts Payable	JAMES SAIDI	\$82.07
	Paying Fund	Cash Account	Amount	
	610 - Electric O&M	610.101 (Cash- Lake City-7322)	\$82.07	
52848	03/26/2019 Open	Accounts Payable	PAULINA M AN	\$35.28
	Paying Fund	Cash Account	Amount	
	610 - Electric O&M	610.101 (Cash- Lake City-7322)	\$35.28	
52851	03/26/2019 Open	Accounts Payable	RAY J ADKINS	\$200.42
	Paying Fund	Cash Account	Amount	
	610 - Electric O&M	610.101 (Cash- Lake City-7322)	\$200.42	
52876	03/26/2019 Open	Accounts Payable	ZACKERY M CONDON	\$12.11
	Paying Fund	Cash Account	Amount	
	610 - Electric O&M	610.101 (Cash- Lake City-7322)	\$12.11	
53143	04/09/2019 Open	Accounts Payable	BRAYLEN M SCOTT	\$32.79
	Paying Fund	Cash Account	Amount	
	610 - Electric O&M	610.101 (Cash- Lake City-7322)	\$32.79	
53144	04/09/2019 Open	Accounts Payable	BRENDA A SEPULVEDA	\$17.79
	Paying Fund	Cash Account	Amount	
	610 - Electric O&M	610.101 (Cash- Lake City-7322)	\$17.79	
53174	04/09/2019 Open	Accounts Payable	MOLLY A MC SHEFFERY	\$5.74
	Paying Fund	Cash Account	Amount	
	610 - Electric O&M	610.101 (Cash- Lake City-7322)	\$5.74	
53186	04/09/2019 Open	Accounts Payable	ROSS JACOBUCCI	\$83.13
	Paying Fund	Cash Account	Amount	
	610 - Electric O&M	610.101 (Cash- Lake City-7322)	\$83.13	
53422	04/23/2019 Open	Accounts Payable	ANTHONY E WEEKS JR	\$60.80
	Paying Fund	Cash Account	Amount	
	610 - Electric O&M	610.101 (Cash- Lake City-7322)	\$60.80	

Payment Register

From Payment Date: 1/1/2019 - To Payment Date: 12/31/2019

53430	04/23/2019	Open	Accounts Payable	BRANDON L BEEKS	Amount	\$68.89
	Paying Fund		Cash Account			
	610 - Electric O&M		610.101 (Cash- Lake City-7322)		\$68.89	
53431	04/23/2019	Open	Accounts Payable	BRIAN D IRWIN	Amount	\$67.32
	Paying Fund		Cash Account			
	610 - Electric O&M		610.101 (Cash- Lake City-7322)		\$67.32	
53438	04/23/2019	Open	Accounts Payable	CHRISTOPHER S JAWORSKI	Amount	\$11.85
	Paying Fund		Cash Account			
	610 - Electric O&M		610.101 (Cash- Lake City-7322)		\$11.85	
53439	04/23/2019	Open	Accounts Payable	CLAYTON J EPPLEY	Amount	\$106.42
	Paying Fund		Cash Account			
	610 - Electric O&M		610.101 (Cash- Lake City-7322)		\$106.42	
53442	04/23/2019	Open	Accounts Payable	COLIN T RICHARDSON	Amount	\$2.18
	Paying Fund		Cash Account			
	610 - Electric O&M		610.101 (Cash- Lake City-7322)		\$2.18	
53450	04/23/2019	Open	Accounts Payable	DYLAN C BURNS	Amount	\$62.98
	Paying Fund		Cash Account			
	610 - Electric O&M		610.101 (Cash- Lake City-7322)		\$62.98	
53524	04/23/2019	Open	Accounts Payable	ROSTON P JONES	Amount	\$72.58
	Paying Fund		Cash Account			
	610 - Electric O&M		610.101 (Cash- Lake City-7322)		\$72.58	
53528	04/23/2019	Open	Accounts Payable	RYAN J VARGO	Amount	\$67.97
	Paying Fund		Cash Account			
	610 - Electric O&M		610.101 (Cash- Lake City-7322)		\$67.97	
53547	04/23/2019	Open	Accounts Payable	THE LASIK VISION INSTTUE LLC	Amount	\$417.28
	Paying Fund		Cash Account			
	610 - Electric O&M		610.101 (Cash- Lake City-7322)		\$417.28	
53792	05/07/2019	Open	Accounts Payable	CAKE CAROUSEL	Amount	\$101.94
	Paying Fund		Cash Account			
	610 - Electric O&M		610.101 (Cash- Lake City-7322)		\$101.94	
53793	05/07/2019	Open	Accounts Payable	CAMERON D HILL	Amount	\$94.20
	Paying Fund		Cash Account			
	610 - Electric O&M		610.101 (Cash- Lake City-7322)		\$94.20	
53796	05/07/2019	Open	Accounts Payable	DANA A BOTOS	Amount	\$42.34
	Paying Fund		Cash Account			
	610 - Electric O&M		610.101 (Cash- Lake City-7322)		\$42.34	
53800	05/07/2019	Open	Accounts Payable	DEBRA L GABLE	Amount	\$63.57
	Paying Fund		Cash Account			

CITY OF MISHAWAKA

Payment Register

From Payment Date: 1/1/2019 - To Payment Date: 12/31/2019

53812	610 - Electric O&M	05/07/2019	Open	610.101 (Cash- Lake City-7322)	Accounts Payable	JOHN T KANE	\$63.57	\$68.99
	Paying Fund			Cash Account			Amount	
53817	610 - Electric O&M	05/07/2019	Open	610.101 (Cash- Lake City-7322)	Accounts Payable	KEITH E PENNY	\$68.99	\$90.80
	Paying Fund			Cash Account			Amount	
53825	610 - Electric O&M	05/07/2019	Open	610.101 (Cash- Lake City-7322)	Accounts Payable	MATTHEW D BENNETT	\$90.80	\$15.98
	Paying Fund			Cash Account			Amount	
53839	610 - Electric O&M	05/07/2019	Open	610.101 (Cash- Lake City-7322)	Accounts Payable	SHANNON L SCHMIDT	\$15.98	\$81.30
	Paying Fund			Cash Account			Amount	
54196	610 - Electric O&M	05/21/2019	Open	610.101 (Cash- Lake City-7322)	Accounts Payable	AMANDA L BOWSER	\$81.30	\$125.01
	Paying Fund			Cash Account			Amount	
54203	610 - Electric O&M	05/21/2019	Open	610.101 (Cash- Lake City-7322)	Accounts Payable	AUTO OBSESSIONS	\$125.01	\$9.19
	Paying Fund			Cash Account			Amount	
54210	610 - Electric O&M	05/21/2019	Open	610.101 (Cash- Lake City-7322)	Accounts Payable	CORTNEY M BROOKS	\$9.19	\$77.99
	Paying Fund			Cash Account			Amount	
54222	610 - Electric O&M	05/21/2019	Open	610.101 (Cash- Lake City-7322)	Accounts Payable	EDWARD R BURKE	\$77.99	\$318.83
	Paying Fund			Cash Account			Amount	
54257	610 - Electric O&M	05/21/2019	Open	610.101 (Cash- Lake City-7322)	Accounts Payable	KYLE AUBLE	\$318.83	\$69.86
	Paying Fund			Cash Account			Amount	
54260	610 - Electric O&M	05/21/2019	Open	610.101 (Cash- Lake City-7322)	Accounts Payable	LINDA S CARTER	\$69.86	\$109.27
	Paying Fund			Cash Account			Amount	
54265	610 - Electric O&M	05/21/2019	Open	610.101 (Cash- Lake City-7322)	Accounts Payable	MELINA S SAPIANO	\$109.27	\$2.55
	Paying Fund			Cash Account			Amount	
54268	610 - Electric O&M	05/21/2019	Open	610.101 (Cash- Lake City-7322)	Accounts Payable	MICHELLE L GRAMMATICA	\$2.55	\$0.19
	Paying Fund			Cash Account			Amount	
54291	610 - Electric O&M	05/21/2019	Open	610.101 (Cash- Lake City-7322)	Accounts Payable	SARA ANN MENN	\$0.19	\$18.67
	Paying Fund			Cash Account			Amount	

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	Paying Fund	Cash Account	Amount	
	610 - Electric O&M	610.101 (Cash- Lake City-7322)	\$18.67	
54578	06/04/2019 Open	Accounts Payable	BENJAMIN SKIDMORE	\$124.16
	Paying Fund	Cash Account	Amount	
	610 - Electric O&M	610.101 (Cash- Lake City-7322)	\$124.16	
54582	06/04/2019 Open	Accounts Payable	CHAD M KRING	\$100.00
	Paying Fund	Cash Account	Amount	
	610 - Electric O&M	610.101 (Cash- Lake City-7322)	\$100.00	
54627	06/04/2019 Open	Accounts Payable	KEE HOMES LLC	\$0.71
	Paying Fund	Cash Account	Amount	
	610 - Electric O&M	610.101 (Cash- Lake City-7322)	\$0.71	
54638	06/04/2019 Open	Accounts Payable	LILLA TALUA	\$14.54
	Paying Fund	Cash Account	Amount	
	610 - Electric O&M	610.101 (Cash- Lake City-7322)	\$14.54	
54639	06/04/2019 Open	Accounts Payable	LISA M LOMBARDI	\$8.88
	Paying Fund	Cash Account	Amount	
	610 - Electric O&M	610.101 (Cash- Lake City-7322)	\$8.88	
54665	06/04/2019 Open	Accounts Payable	RACHEL A BORTONE	\$36.15
	Paying Fund	Cash Account	Amount	
	610 - Electric O&M	610.101 (Cash- Lake City-7322)	\$36.15	
54668	06/04/2019 Open	Accounts Payable	ROBERT CORNETT	\$59.33
	Paying Fund	Cash Account	Amount	
	610 - Electric O&M	610.101 (Cash- Lake City-7322)	\$59.33	
54980	06/18/2019 Open	Accounts Payable	ERIC W ATKINS	\$63.24
	Paying Fund	Cash Account	Amount	
	610 - Electric O&M	610.101 (Cash- Lake City-7322)	\$63.24	
55015	06/18/2019 Open	Accounts Payable	LEO J MARTINEZ	\$37.31
	Paying Fund	Cash Account	Amount	
	610 - Electric O&M	610.101 (Cash- Lake City-7322)	\$37.31	
55036	06/18/2019 Open	Accounts Payable	MOHDJAMAL AL-KHALIL	\$53.78
	Paying Fund	Cash Account	Amount	
	610 - Electric O&M	610.101 (Cash- Lake City-7322)	\$53.78	
55054	06/18/2019 Open	Accounts Payable	RYAN A ORBACH	\$26.19
	Paying Fund	Cash Account	Amount	
	610 - Electric O&M	610.101 (Cash- Lake City-7322)	\$26.19	
55060	06/18/2019 Open	Accounts Payable	SARAH A MACKIN	\$11.48
	Paying Fund	Cash Account	Amount	
	610 - Electric O&M	610.101 (Cash- Lake City-7322)	\$11.48	

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55063	06/18/2019	Open	Cash Account	Accounts Payable	SHERI ANNE WHITING	Amount	\$21.14
	Paying Fund		610 - Electric O&M				
			610.101 (Cash- Lake City-7322)	Accounts Payable	TRAVIS S LINDEMULDER	\$21.14	
55077	06/18/2019	Open	Cash Account			Amount	\$47.84
	Paying Fund		610 - Electric O&M				
			610.101 (Cash- Lake City-7322)	Accounts Payable	ANGELICA R R PANGILINAN	\$47.84	
55362	07/02/2019	Open	Cash Account			Amount	\$68.08
	Paying Fund		610 - Electric O&M				
			610.101 (Cash- Lake City-7322)	Accounts Payable	DENNIS CLAYTON	\$68.08	
55375	07/02/2019	Open	Cash Account			Amount	\$49.95
	Paying Fund		610 - Electric O&M				
			610.101 (Cash- Lake City-7322)	Accounts Payable	SARAH K KESSEN	\$49.95	
55398	07/02/2019	Open	Cash Account			Amount	\$88.56
	Paying Fund		610 - Electric O&M				
			610.101 (Cash- Lake City-7322)	Accounts Payable	BRITTANY L KIRK	\$88.56	
55687	07/16/2019	Open	Cash Account			Amount	\$22.05
	Paying Fund		610 - Electric O&M				
			610.101 (Cash- Lake City-7322)	Accounts Payable	FAY SERVICING LLC	\$22.05	
55711	07/16/2019	Open	Cash Account			Amount	\$161.34
	Paying Fund		610 - Electric O&M				
			610.101 (Cash- Lake City-7322)	Accounts Payable	JASON K LOZANO	\$161.34	
55717	07/16/2019	Open	Cash Account			Amount	\$50.27
	Paying Fund		610 - Electric O&M				
			610.101 (Cash- Lake City-7322)	Accounts Payable	MIR EXPO	\$50.27	
55741	07/16/2019	Open	Cash Account			Amount	\$278.96
	Paying Fund		610 - Electric O&M				
			610.101 (Cash- Lake City-7322)	Accounts Payable	RHEAL NELSON	\$278.96	
55745	07/16/2019	Open	Cash Account			Amount	\$8.22
	Paying Fund		610 - Electric O&M				
			610.101 (Cash- Lake City-7322)	Accounts Payable	YUE SUN	\$8.22	
55760	07/16/2019	Open	Cash Account			Amount	\$44.66
	Paying Fund		610 - Electric O&M				
			610.101 (Cash- Lake City-7322)	Accounts Payable	ABIGAIL M GLYNN	\$44.66	
56044	07/30/2019	Open	Cash Account			Amount	\$33.61
	Paying Fund		610 - Electric O&M				
			610.101 (Cash- Lake City-7322)	Accounts Payable	ALEJANDRA M CAMPOS	\$33.61	
56047	07/30/2019	Open	Cash Account			Amount	\$67.20
	Paying Fund		610 - Electric O&M				
			610.101 (Cash- Lake City-7322)	Accounts Payable		\$67.20	

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56053	610 - Electric O&M	07/30/2019	Open	610.101 (Cash- Lake City-7322)	Accounts Payable	ANGENOR MV KOUAME	\$67.20	
	Paying Fund			Cash Account			Amount	\$68.07
56089	610 - Electric O&M	07/30/2019	Open	610.101 (Cash- Lake City-7322)	Accounts Payable	DEREK TOBOLSKI	\$58.07	\$19.18
	Paying Fund			Cash Account			Amount	
56121	610 - Electric O&M	07/30/2019	Open	610.101 (Cash- Lake City-7322)	Accounts Payable	IAN T BAUGHER	\$19.18	\$16.70
	Paying Fund			Cash Account			Amount	
56129	610 - Electric O&M	07/30/2019	Open	610.101 (Cash- Lake City-7322)	Accounts Payable	JEREMY C GRAHAM	\$16.70	\$7.86
	Paying Fund			Cash Account			Amount	
56145	610 - Electric O&M	07/30/2019	Open	610.101 (Cash- Lake City-7322)	Accounts Payable	KELLY N HOLLOWAY	\$7.86	\$93.09
	Paying Fund			Cash Account			Amount	
56150	610 - Electric O&M	07/30/2019	Open	610.101 (Cash- Lake City-7322)	Accounts Payable	LARRY J FOSTER JR	\$93.09	\$24.85
	Paying Fund			Cash Account			Amount	
56177	610 - Electric O&M	07/30/2019	Open	610.101 (Cash- Lake City-7322)	Accounts Payable	MELVIN BULTEMEIER	\$24.85	\$20.34
	Paying Fund			Cash Account			Amount	
56200	610 - Electric O&M	07/30/2019	Open	610.101 (Cash- Lake City-7322)	Accounts Payable	RASHAAN E JACKSON	\$20.34	\$54.83
	Paying Fund			Cash Account			Amount	
56202	610 - Electric O&M	07/30/2019	Open	610.101 (Cash- Lake City-7322)	Accounts Payable	RC TRAILERS, INC.	\$54.83	\$72.58
	Paying Fund			Cash Account			Amount	
56244	610 - Electric O&M	07/30/2019	Open	610.101 (Cash- Lake City-7322)	Accounts Payable	WHITNEY D OWENS	\$72.58	\$4.01
	Paying Fund			Cash Account			Amount	
56252	610 - Electric O&M	07/30/2019	Open	610.101 (Cash- Lake City-7322)	Accounts Payable	ZACHARY WAMPLER	\$4.01	\$74.31
	Paying Fund			Cash Account			Amount	
56455	610 - Electric O&M	08/13/2019	Open	610.101 (Cash- Lake City-7322)	Accounts Payable	BRETT S KOBOLD	\$74.31	\$52.33
	Paying Fund			Cash Account			Amount	
56457	610 - Electric O&M	08/13/2019	Open	610.101 (Cash- Lake City-7322)	Accounts Payable	CHASE M PARKER	\$52.33	\$3.73
	Paying Fund			Cash Account			Amount	

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	Paying Fund	Cash Account	Amount	
	610 - Electric O&M	610.101 (Cash- Lake City-7322)	\$3.73	
56468	08/13/2019 Open	Accounts Payable	GERALD HUNT	\$352.48
	Paying Fund	Cash Account	Amount	
	610 - Electric O&M	610.101 (Cash- Lake City-7322)	\$352.48	
56784	08/27/2019 Open	Accounts Payable	BENJAMIN D MILLER	\$146.60
	Paying Fund	Cash Account	Amount	
	610 - Electric O&M	610.101 (Cash- Lake City-7322)	\$146.60	
56788	08/27/2019 Open	Accounts Payable	BRADLEY C ELDRIDGE	\$143.54
	Paying Fund	Cash Account	Amount	
	610 - Electric O&M	610.101 (Cash- Lake City-7322)	\$143.54	
56794	08/27/2019 Open	Accounts Payable	CANDACE R L BEGLEY	\$7.93
	Paying Fund	Cash Account	Amount	
	610 - Electric O&M	610.101 (Cash- Lake City-7322)	\$7.93	
56823	08/27/2019 Open	Accounts Payable	ERIN E NOONAN	\$131.22
	Paying Fund	Cash Account	Amount	
	610 - Electric O&M	610.101 (Cash- Lake City-7322)	\$131.22	
56826	08/27/2019 Open	Accounts Payable	HAILEY L SCHIESSLE	\$37.48
	Paying Fund	Cash Account	Amount	
	610 - Electric O&M	610.101 (Cash- Lake City-7322)	\$37.48	
56829	08/27/2019 Open	Accounts Payable	HENRIQUE FANINI LEITE	\$20.76
	Paying Fund	Cash Account	Amount	
	610 - Electric O&M	610.101 (Cash- Lake City-7322)	\$20.76	
56841	08/27/2019 Open	Accounts Payable	JARRETT CP MARSHALL	\$16.88
	Paying Fund	Cash Account	Amount	
	610 - Electric O&M	610.101 (Cash- Lake City-7322)	\$16.88	
56843	08/27/2019 Open	Accounts Payable	JASON E MADIGAN	\$4.11
	Paying Fund	Cash Account	Amount	
	610 - Electric O&M	610.101 (Cash- Lake City-7322)	\$4.11	
56851	08/27/2019 Open	Accounts Payable	JOHN A BRUNO	\$34.25
	Paying Fund	Cash Account	Amount	
	610 - Electric O&M	610.101 (Cash- Lake City-7322)	\$34.25	
56867	08/27/2019 Open	Accounts Payable	LARRY RANS	\$138.06
	Paying Fund	Cash Account	Amount	
	610 - Electric O&M	610.101 (Cash- Lake City-7322)	\$138.06	
56881	08/27/2019 Open	Accounts Payable	MICHAEL C WISE	\$3.57
	Paying Fund	Cash Account	Amount	
	610 - Electric O&M	610.101 (Cash- Lake City-7322)	\$3.57	

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56889	08/27/2019	Open	Cash Account	Accounts Payable	MINGSHENG CHEN	Amount	\$80.85
	Paying Fund						
	610 - Electric O&M		610.101 (Cash- Lake City-7322)	Accounts Payable		\$80.85	
56890	08/27/2019	Open	Cash Account	Accounts Payable	MISHAWAKA BTS RETAIL DBA AZ BTS	Amount	\$86.72
	Paying Fund						
	610 - Electric O&M		610.101 (Cash- Lake City-7322)	Accounts Payable		\$86.72	
56923	08/27/2019	Open	Cash Account	Accounts Payable	SEAN C COGDELL	Amount	\$18.14
	Paying Fund						
	610 - Electric O&M		610.101 (Cash- Lake City-7322)	Accounts Payable		\$18.14	
56939	08/27/2019	Open	Cash Account	Accounts Payable	VERONICA A FUENTES	Amount	\$9.86
	Paying Fund						
	610 - Electric O&M		610.101 (Cash- Lake City-7322)	Accounts Payable		\$9.86	
56947	08/27/2019	Open	Cash Account	Accounts Payable	YOUNGJAE LEE	Amount	\$40.13
	Paying Fund						
	610 - Electric O&M		610.101 (Cash- Lake City-7322)	Accounts Payable		\$40.13	
57190	09/10/2019	Open	Cash Account	Accounts Payable	CORINNE M DORAIS	Amount	\$32.98
	Paying Fund						
	610 - Electric O&M		610.101 (Cash- Lake City-7322)	Accounts Payable		\$32.98	
57209	09/10/2019	Open	Cash Account	Accounts Payable	JOHNATHON T PARSONS	Amount	\$25.33
	Paying Fund						
	610 - Electric O&M		610.101 (Cash- Lake City-7322)	Accounts Payable		\$25.33	
57212	09/10/2019	Open	Cash Account	Accounts Payable	KRISTAL HECHAVARRIA	Amount	\$45.31
	Paying Fund						
	610 - Electric O&M		610.101 (Cash- Lake City-7322)	Accounts Payable		\$45.31	
57219	09/10/2019	Open	Cash Account	Accounts Payable	NEHA RANA	Amount	\$4.57
	Paying Fund						
	610 - Electric O&M		610.101 (Cash- Lake City-7322)	Accounts Payable		\$4.57	
57222	09/10/2019	Open	Cash Account	Accounts Payable	SARAH L RIED	Amount	\$14.72
	Paying Fund						
	610 - Electric O&M		610.101 (Cash- Lake City-7322)	Accounts Payable		\$14.72	
57478	09/24/2019	Open	Cash Account	Accounts Payable	DAY SPA SELAH INC	Amount	\$27.77
	Paying Fund						
	610 - Electric O&M		610.101 (Cash- Lake City-7322)	Accounts Payable		\$27.77	
57482	09/24/2019	Open	Cash Account	Accounts Payable	ELIJAH Q BYRNE	Amount	\$6.78
	Paying Fund						
	610 - Electric O&M		610.101 (Cash- Lake City-7322)	Accounts Payable		\$6.78	
57493	09/24/2019	Open	Cash Account	Accounts Payable	KARL HEDBERG	Amount	\$31.82
	Paying Fund						
	610 - Electric O&M		610.101 (Cash- Lake City-7322)	Accounts Payable		\$31.82	

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57512	610 - Electric O&M	09/24/2019	Open	610.101 (Cash- Lake City-7322)	Accounts Payable	SAMANTHA GAUGHAN	\$31.82
	Paying Fund			Cash Account			Amount
57520	610 - Electric O&M	09/24/2019	Open	610.101 (Cash- Lake City-7322)	Accounts Payable	TAYLOR M GAMBON	\$8.85
	Paying Fund			Cash Account			Amount
57785	610 - Electric O&M	10/08/2019	Open	610.101 (Cash- Lake City-7322)	Accounts Payable	GRANT T GOMBASH	\$39.82
	Paying Fund			Cash Account			Amount
57805	610 - Electric O&M	10/08/2019	Open	610.101 (Cash- Lake City-7322)	Accounts Payable	NOAH S ALPORT	\$76.13
	Paying Fund			Cash Account			Amount
57814	610 - Electric O&M	10/08/2019	Open	610.101 (Cash- Lake City-7322)	Accounts Payable	TAYLOR L NISLEY	\$83.79
	Paying Fund			Cash Account			Amount
58076	610 - Electric O&M	10/22/2019	Open	610.101 (Cash- Lake City-7322)	Accounts Payable	ANDREW R RADFORD	\$95.36
	Paying Fund			Cash Account			Amount
58088	610 - Electric O&M	10/22/2019	Open	610.101 (Cash- Lake City-7322)	Accounts Payable	BRAELON M WILKINS	\$18.77
	Paying Fund			Cash Account			Amount
58096	610 - Electric O&M	10/22/2019	Open	610.101 (Cash- Lake City-7322)	Accounts Payable	CHARLES R MORGAN JR	\$14.30
	Paying Fund			Cash Account			Amount
58103	610 - Electric O&M	10/22/2019	Open	610.101 (Cash- Lake City-7322)	Accounts Payable	CODY S SHARKEY	\$13.67
	Paying Fund			Cash Account			Amount
58126	610 - Electric O&M	10/22/2019	Open	610.101 (Cash- Lake City-7322)	Accounts Payable	ERIN S JACKSON	\$46.85
	Paying Fund			Cash Account			Amount
58140	610 - Electric O&M	10/22/2019	Open	610.101 (Cash- Lake City-7322)	Accounts Payable	JAMES R FLASK	\$6.89
	Paying Fund			Cash Account			Amount
58153	610 - Electric O&M	10/22/2019	Open	610.101 (Cash- Lake City-7322)	Accounts Payable	JONATHAN C RANEY	\$5.42
	Paying Fund			Cash Account			Amount
58219	610 - Electric O&M	10/22/2019	Open	610.101 (Cash- Lake City-7322)	Accounts Payable	ROGER H NEFF	\$66.33
	Paying Fund			Cash Account			Amount

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Paying Fund		Cash Account		Amount	
58236	610 - Electric O&M	610.101 (Cash- Lake City-7322)		\$43.40	
	10/22/2019 Open	Accounts Payable	TKG NUTRITION LLC Dba ALL-STAR		\$122.93
	Paying Fund	Cash Account		Amount	
58505	610 - Electric O&M	610.101 (Cash- Lake City-7322)		\$122.93	
	11/05/2019 Open	Accounts Payable	519-523 WEST MC KINLEY LLC		\$248.82
	Paying Fund	Cash Account		Amount	
58519	610 - Electric O&M	610.101 (Cash- Lake City-7322)		\$248.82	
	11/05/2019 Open	Accounts Payable	BOARD AND BRUSH		\$95.52
	Paying Fund	Cash Account		Amount	
58522	610 - Electric O&M	610.101 (Cash- Lake City-7322)		\$95.52	
	11/05/2019 Open	Accounts Payable	BRITTANY T MILLER		\$25.87
	Paying Fund	Cash Account		Amount	
58524	610 - Electric O&M	610.101 (Cash- Lake City-7322)		\$25.87	
	11/05/2019 Open	Accounts Payable	CASEY L TILLMAN		\$41.30
	Paying Fund	Cash Account		Amount	
58580	610 - Electric O&M	610.101 (Cash- Lake City-7322)		\$41.30	
	11/05/2019 Open	Accounts Payable	RACHEL ANN MARSHALL		\$97.98
	Paying Fund	Cash Account		Amount	
58892	610 - Electric O&M	610.101 (Cash- Lake City-7322)		\$97.98	
	11/19/2019 Open	Accounts Payable	DANIEL T ACOSTA		\$19.50
	Paying Fund	Cash Account		Amount	
58901	610 - Electric O&M	610.101 (Cash- Lake City-7322)		\$19.50	
	11/19/2019 Open	Accounts Payable	IAN C WILKINSON		\$44.13
	Paying Fund	Cash Account		Amount	
58907	610 - Electric O&M	610.101 (Cash- Lake City-7322)		\$44.13	
	11/19/2019 Open	Accounts Payable	JEFFREY I JONES		\$78.76
	Paying Fund	Cash Account		Amount	
58942	610 - Electric O&M	610.101 (Cash- Lake City-7322)		\$78.76	
	11/19/2019 Open	Accounts Payable	PETER C LAYMAN		\$138.37
	Paying Fund	Cash Account		Amount	
58960	610 - Electric O&M	610.101 (Cash- Lake City-7322)		\$138.37	
	11/19/2019 Open	Accounts Payable	STORM A HARMAN		\$6.79
	Paying Fund	Cash Account		Amount	
58962	610 - Electric O&M	610.101 (Cash- Lake City-7322)		\$6.79	
	11/19/2019 Open	Accounts Payable	TARA E MOORE		\$8.94
	Paying Fund	Cash Account		Amount	
	610 - Electric O&M	610.101 (Cash- Lake City-7322)		\$8.94	

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58972	1/1/2019	Open	Cash Account	Accounts Payable	ZACHARY P POSAR	Amount	\$89.77
	Paying Fund		610.101 (Cash- Lake City-7322)	Accounts Payable	CASEY N LEMERAND	\$89.77	
59443	12/17/2019	Open	Cash Account	Accounts Payable	DARCIE K FUSON	Amount	\$76.72
	Paying Fund		610.101 (Cash- Lake City-7322)	Accounts Payable		\$76.72	
59455	12/17/2019	Open	Cash Account	Accounts Payable	ISRAA M NASSIR	Amount	\$49.27
	Paying Fund		610.101 (Cash- Lake City-7322)	Accounts Payable		\$49.27	
59467	12/17/2019	Open	Cash Account	Accounts Payable	JACOB A CLARK	Amount	\$61.26
	Paying Fund		610.101 (Cash- Lake City-7322)	Accounts Payable		\$61.26	
59479	12/17/2019	Open	Cash Account	Accounts Payable	JORDAN M ACTON	Amount	\$53.50
	Paying Fund		610.101 (Cash- Lake City-7322)	Accounts Payable		\$53.50	
59483	12/17/2019	Open	Cash Account	Accounts Payable	KRISCHAN S KUICKENBAKER	Amount	\$24.30
	Paying Fund		610.101 (Cash- Lake City-7322)	Accounts Payable		\$24.30	
59498	12/17/2019	Open	Cash Account	Accounts Payable	NATHAN J MILLMAN	Amount	\$75.32
	Paying Fund		610.101 (Cash- Lake City-7322)	Accounts Payable		\$75.32	
59510	12/17/2019	Open	Cash Account	Accounts Payable	PHIL GEERLIGS	Amount	\$50.00
	Paying Fund		610.101 (Cash- Lake City-7322)	Accounts Payable		\$50.00	
59537	12/17/2019	Open	Cash Account	Accounts Payable	ROSS J SCHAFER	Amount	\$29.62
	Paying Fund		610.101 (Cash- Lake City-7322)	Accounts Payable		\$29.62	
59546	12/17/2019	Open	Cash Account	Accounts Payable	SHANNA HAMILTON	Amount	\$90.55
	Paying Fund		610.101 (Cash- Lake City-7322)	Accounts Payable		\$90.55	
59554	12/17/2019	Open	Cash Account	Accounts Payable	TAMARA JO LA RUE	Amount	\$22.50
	Paying Fund		610.101 (Cash- Lake City-7322)	Accounts Payable		\$22.50	
59563	12/17/2019	Open	Cash Account	Accounts Payable		Amount	\$80.33
	Paying Fund		610.101 (Cash- Lake City-7322)	Accounts Payable		\$80.33	
59573	12/17/2019	Open	Cash Account	Accounts Payable		Amount	\$8.33
	Paying Fund		610.101 (Cash- Lake City-7322)	Accounts Payable		\$8.33	

Payment Register

From Payment Date: 1/1/2019 - To Payment Date: 12/31/2019

59862	610 - Electric O&M	610.101 (Cash- Lake City-7322)	BRIAN D MCCALLUM	\$8.33
	12/31/2019	Accounts Payable		
	Paying Fund	Cash Account		Amount
59865	610 - Electric O&M	610.101 (Cash- Lake City-7322)	DAVID G KRAMER	\$41.67
	12/31/2019	Accounts Payable		
	Paying Fund	Cash Account		Amount
59868	610 - Electric O&M	610.101 (Cash- Lake City-7322)	GEORGE W JONES III	\$9.97
	12/31/2019	Accounts Payable		
	Paying Fund	Cash Account		Amount
59888	610 - Electric O&M	610.101 (Cash- Lake City-7322)	PAUL H KEARNS	\$21.54
	12/31/2019	Accounts Payable		
	Paying Fund	Cash Account		Amount
59889	610 - Electric O&M	610.101 (Cash- Lake City-7322)	PEGGY A HOSTETLER	\$23.83
	12/31/2019	Accounts Payable		
	Paying Fund	Cash Account		Amount
59904	610 - Electric O&M	610.101 (Cash- Lake City-7322)	ZHIHONG G PENG	\$38.17
	12/31/2019	Accounts Payable		
	Paying Fund	Cash Account		Amount
	610 - Electric O&M	610.101 (Cash- Lake City-7322)		\$76.18

OVERPAYMENT REFUNDS

\$11,596.46

ELOR

GRAND TOTAL \$11,985.41

Type Check Totals:

LCGN - LCB GENERAL Totals

179 Transactions				\$11,985.41
Checks	Status	Count	Transaction Amount	Reconciled Amount
	Open	179	\$11,985.41	\$0.00
	Total	179	\$11,985.41	\$0.00

CITY OF MISHAWAKA
Payment Register

From Payment Date: 1/1/2019 - To Payment Date: 12/31/2019

Grand Totals:

All	Status	Count	Transaction Amount	Reconciled Amount
	Open	179	\$11,985.41	\$0.00
	Total	179	\$11,985.41	\$0.00
Checks	Status	Count	Transaction Amount	Reconciled Amount
	Open	179	\$11,985.41	\$0.00
	Total	179	\$11,985.41	\$0.00
All	Status	Count	Transaction Amount	Reconciled Amount
	Open	179	\$11,985.41	\$0.00
	Total	179	\$11,985.41	\$0.00

Deborah S. Block, IAMC, MMC

FEB 01 2022

City Clerk
Mishawaka, IN

PROPOSED ORDINANCE NO. 2022-05

ORDINANCE NO. _____

**AN ORDINANCE AMENDING ORDINANCE 5770 AN AGREEMENT
BETWEEN THE CITY OF MISHAWAKA AND THE EMPLOYEES OF THE
SEWER DEPARTMENT, REPRESENTED BY THE INTERNATIONAL
BROTHERHOOD OF TEAMSTERS LOCAL NO. 364**

WHEREAS, the contract negotiating committees for the City of Mishawaka, Indiana/Mishawaka Utilities and the International Brotherhood of Electrical Workers Local No. 1992 have mutually reached an agreement on amendments to the Collective Bargaining Agreement expiring the 31st day of December 2021; and

WHEREAS, the members of the International Brotherhood of Electrical Workers Local No. 1392 have ratified the new Collective Bargaining Agreement and the governing body of said Association has executed the new Agreement on their behalf; and

WHEREAS, on the 14th day of December, 2021, the City of Mishawaka, Indiana, acting by and through its Board of Public Works & Safety, approved the new Collective Bargaining Agreement with the International Brotherhood of Electrical Workers No. 1392 and the Mishawaka Common Council approved the contract by passing Ordinance 5769 on December 20, 2021. This Ordinance replaces Ordinance 5769 with corrections.

WHEREAS, Ordinance No. 1666 requires all Corrections to the Collective Bargaining Agreements to be approved by the Common Council of the City of Mishawaka.

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

Section 1. The Correction to the Collective Bargaining Agreement executed the 14th day of December, 2021, effective January 1, 2022, between the Board of Public Works & Safety of the City of Mishawaka, Indiana and the International Brotherhood of Electrical Workers Local No. 1392 and the Mishawaka Common Council is hereby approved.

Section 2. This Ordinance shall be in full force and effect from and after its passage, signing, and attestation.

PASSED by the Common Council of the City of Mishawaka, Indiana, this _____ day of _____, 2022, at _____ o'clock _____ M.

Gregg Hixenbaugh, Presiding Officer

ATTEST:

Deborah S. Block, IAMC, MMC, City Clerk

PRESENTED by me to the Mayor this _____ day of _____, 2022, at
_____ o'clock _____.M.

Deborah S. Block, IAMC, MMC, City Clerk

APPROVED by me this _____ day of _____, 2021, at _____
o'clock _____.M.

David A. Wood, Mayor



CITY OF MISHAWAKA

DAVID A. WOOD, MAYOR

DEPARTMENT OF HR

January 31, 2022

Mishawaka Common Council
600 East Third Street
Mishawaka, Indiana 46544

Deborah S. Brook, MMC, MMC

FEB 01 2022

City Clerk
Mishawaka, IN

Mr. President and Honorable Members of the Council:

I respectfully request your approval of the attached proposed ordinance, approving the correction to the collective bargaining agreement between the City of Mishawaka, Indiana, Mishawaka Utilities and the International Brotherhood of Electrical Workers, Local No. 1392. I would like to have the First and Second Reading together.

Myself and Kevin Wasmer, plan to attend the meeting to speak in favor of approval and to be available to answer questions at the pre-Council meeting that evening. Feel free to contact me prior to the meeting at 574-258-1615 or at skile@mishawaka.in.gov.

Thank you in advance for your consideration.

Sincerely,

Susan W. Kile

Susan W. Kile, PHR
Human Resources Director

MEMORANDUM

To: Mishawaka Common Council
From: Kevin Wasmer and Susan Kile
RE: IBEW Contract language & Article location for “*Higher Rate of Pay*”
Date: January 31, 2022

During our IBEW contract negotiations last year we discussed and agreed to add new language that would allow employees to keep their higher rate of pay when called out for emergency's. Examples discussed were when an employee is called out on a Sunday or Holiday and works beyond midnight (12:01 a.m.) the employee would be able to stay at double time pay and it shall not decrease until released from work by the company or the employee transitions into their regular scheduled shift hours.

We have heard from some Union Employees that it is a little confusing the way it was recorded in the IBEW Contract under Article 14: A, 3. *Once a higher rate of pay has been earned the rate of pay shall not decrease until released from work by the company.*

Some seem to think it means they now get time and a half all day during their normal shift if they are scheduled for overtime before 7:30 a.m. We never agreed to employees staying at a higher rate of pay for scheduled overtime work that may run over into their regular shift.

I believe this language should be moved to the Emergency call-out section under Article 16: A., *The minimum time allowed for an emergency call outside of normal working hours covered by this contract shall be two (2) hours. Once a higher rate of pay has been earned the rate of pay shall not decrease until released from work by the company.* This should help clarify what the higher rate of pay language was intended for.

D. The Mayor (or his designee) may approve deviations from seniority in layoffs when seniority alone would result in retaining employees unable to maintain a satisfactory level of performance. In such cases, the affected employees shall be given written notice of the determination and the reasons therefore, as well as the opportunity for a formal hearing with Union representation following such notification. Unsatisfactory hearing determinations may be grieved directly to Step Four of the grievance procedure.

E. Recall:

1. Recall shall be accomplished so that the employees recalled shall be those with the skill, ability and experience necessary to perform the available work.
2. Where not in conflict with the principle expressed in subsection (1) above, recall shall be by seniority.

ARTICLE 14: HOURS AND OVERTIME, NON-SHIFT EMPLOYEES

A. For record purposes:

1. The work week shall consist of seven (7) consecutive calendar days, beginning at 12:00 A.M. on Saturday and ending at midnight on Friday.
2. The work day shall be a period of twenty-four (24) hours starting and ending at midnight.
3. ~~Once a higher rate of pay has been earned the rate of pay shall not decrease until released from work by the company.~~

B. Employees shall normally be scheduled to work eight (8) hours during a work day and forty (40) hours during a work week. However, this provision shall not be construed as a guarantee of hours of work or pay.

C. Regular work schedules within the work week are Monday through Friday. Regular work shifts within the work schedule are eight (8) consecutive hours, exclusive of the lunch period provided for in Article 22. Regular work shifts are:

Business Office	8:00 a.m. to 5:00 p.m.
-----------------	------------------------

All Other Divisions	7:30 a.m. to 4:00 p.m.
---------------------	------------------------

Deviation from the above regular schedules and shifts for current jobs may be arranged at any time between management, affected personnel and the Union. Senior employees will be given preference for any such deviation in the following order of priority: 1) classification, 2) work group, and 3) seniority unit (as defined in Article 11, Section E). Newly posted jobs may deviate from the above regular schedules and shifts.

- G. Shift workers who work first and third shifts shall receive a shift bonus, to be negotiated with wages and listed in the salary ordinance.
- H. Shift workers shall not be required to change shifts to cover a one-day absence of a fellow shift worker.
- I. Shift workers who have similar qualifications shall be allowed to exchange shifts with approval of the Division Manager.
- J. For those workers who have been assigned to the current 6-2 rotation, it is understood that this provision is not intended by either party to guarantee nor mandate continuation of the currently-configured six (6)-day, forty-eight (48)-hour shift work schedule rotation.

ARTICLE 16: EMERGENCY CALL-OUT

- A. The minimum time allowed for an emergency call outside of normal working hours covered by this contract shall be two (2) hours. **Once a higher rate of pay has been earned the rate of pay shall not decrease until released from work by the company.** ~~If a two (2)-hour period extends beyond the beginning time of the employee's normal working day, the regular pay for hours worked on such day shall commence at the regular beginning time of such employee on that day.~~
- B. Regardless of the time worked by the employee or the number of times called during such two (2)-hour period, the compensation for such full period shall be limited to two (2) hours at the applicable overtime rate. In the event the time worked by the employee is less than two (2) hours during such call-out, the employee shall make himself available for the full two (2)-hour period.

ARTICLE 17: INCLEMENT WEATHER

- A. Employees who are unable to work outside because of inclement weather shall be provided other safe work or training.
- B. Inclement weather will be deemed to mean weather conditions that will make the work unsafe. It is understood and agreed that such determination shall be the right of the Department or Division Manager or the Mayor (or his designee).
- C. Emergency work shall be performed regardless of the weather conditions.

ARTICLE 18: TEMPORARY ASSIGNMENTS

PROPOSED ORDINANCE NO. 2022- 02

JAN 13 2022

ORDINANCE NO. _____

City Clerk
Mishawaka, IN

AN ORDINANCE AMENDING ORDINANCE 5763 FIXING 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, 2022.

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

Section 1. Ordinance number 5763 passed by the Common Council of the City of Mishawaka, Indiana, on the 25th of October 2021 is hereby amended as follows:

BIWEEKLY SALARY

CITY PLANNER	\$ 2,674.63
SENIOR PLANNER	\$ 2,119.42

Section 2. 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 _____ day of February, 2022 at _____ o'clock, __. m.

Presiding Officer

ATTEST:

Deborah S. Block, IAMC, MMC, City Clerk

PRESENTED BY ME, to the Mayor on this _____ day of February 2022 at _____ o'clock, ____ m.

Deborah S. Block, IAMC, MMC, City Clerk

APPROVED BY ME this _____ day of February 2022, at _____ o'clock, ____ m.

David A. Wood, Mayor



CITY OF MISHAWAKA

DAVID A. WOOD, MAYOR

DEPARTMENT OF FINANCE
Rebecca S. Maguire, Controller
Kurtis D. Vardaman, Deputy Controller

Deborah S. Block, IAMC, MMC

JAN 13 2022

City Clerk
Mishawaka, IN

Date: January 13, 2022
To: Honorable Members of the Common Council
From: Rebecca Maguire
Re: **Salary Ordinance amendment for Planning Department**

For first reading on January 17th is a 2022 salary ordinance amendment for the Planning Dept.

When updating this department and it's expanded positions, I overstated one position and understated the other. This is to correct the salaries for 2022.

City Planner was \$71,500 and should be \$69,525
Senior Planner was \$52,943 and should be \$55,105.

Please contact me with any questions.

c: David A. Wood – Mayor
Ken Prince – Executive Director, Planning and Community Development

1st Reading
2nd Reading
Passed
Failed
Continued To

Deborah S. Block, IAMC, MMC

JAN 13 2022

City Clerk
Mishawaka, IN

PROPOSED ORDINANCE NO. 2022-03

ORDINANCE NO. _____

**AN ORDINANCE DECLARING AN EMERGENCY AND
DETERMINING THE EXPENDITURE OF ADDITIONAL
FUNDS FOR THE YEAR ENDING DECEMBER 31, 2022**

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

Section 1. An emergency exists which requires the appropriation of additional funds for the fiscal year ending December 31, 2022 in addition to that set out in detail in the published budget.

Section 2. There is hereby appropriated from the General Fund of the City of Mishawaka the sum of \$125,000.00 for assignment as follows:

General Fund		
Fire		
<u>Personal Services</u>		
101.19.411.02	Assistant Chief	\$125,000.00
	Total	\$125,000.00

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

PASSED BY THE COMMON COUNCIL of the City of Mishawaka, Indiana

on this _____ day of _____, 2022 at _____

o'clock, ____ M.

Presiding Officer

ATTEST:

Deborah S. Block, IAMC, MMC, City Clerk

PRESENTED BY ME to the Mayor of the City of Mishawaka, Indiana
on this _____ day of _____, 2022 at _____
o'clock, _____. M.

Deborah S. Block, IAMC, MMC, City Clerk

APPROVED BY ME this _____ day of _____, 2022 at
_____ o'clock, _____. M.

David A. Wood, Mayor



CITY OF MISHAWAKA

DAVID A. WOOD, MAYOR

DEPARTMENT OF FINANCE
Rebecca S. Maguire, Controller
Kurtis D. Vardaman, Deputy Controller

Deborah S. Block, IAMC, MMC

JAN 13 2022

City Clerk
Mishawaka, IN

Date: January 13, 2022
To: Honorable Members of the Common Council
From: Rebecca Maguire
Re: **Additional Appropriation for the Fire Department**

For first reading on January 17th is an additional appropriation for the Fire Department.

Chief Woodward's letter is attached for the new position of Asst. Chief of Training.

My appropriation includes the salary of \$79,223, health insurance, Medicare, pension contribution and a small round up to go towards overtime.

Please contact me with any questions.

c: David A. Wood – Mayor
Bryon Woodward – Fire Chief



CITY OF MISHAWAKA



DAVID A. WOOD, MAYOR

MISHAWAKA FIRE DEPARTMENT
Bryon Woodward
Chief of Department

Deborah S. Block, IAMC, MMC

JAN 13 2022

City Clerk
Mishawaka, IN

Becky,

We are asking to create a new management position titled Assistant Chief of Training. Currently those responsibilities are being managed by the dual rolled Assistant Chief of Training & Operations and it has evolved into an excessive workload for one person to manage with a department our size. With ever increasing requirements placed on us by federal, state and local regulations we need a person whose sole focus is to ensure our people are safe, compliant and retaining the knowledge, skills and abilities to perform accordingly.

Thank you for your consideration,

Chief Bryon Woodward

1st Reading
2nd Reading
Passed
Failed
Continued To

Deborah S. Block, IAMC, MMC

JAN 13 2022

City Clerk
Mishawaka, IN

PETITION 21-21
CITY OF MISHAWAKA, INDIANA
PROPOSED ORDINANCE NO. 2022-04
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, the Plan Commission of the City of Mishawaka, Indiana, has recommended the reclassification of the zoning as herein set forth of the real estate 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:

The following described real estate in the City of Mishawaka, Penn Township, St. Joseph County, State of Indiana, to-wit:

116' X 283' SOUTHWEST CORNER LOT 40 GEORGE F. EBERHART'S PROPOSED ADDITION, City of Mishawaka, Penn Township, St. Joseph County, State of Indiana

COMMON ADDRESS: Northeast corner of Jefferson Boulevard and Maplehurst Avenue

which real estate is now classified as R-1 Single Family Residential District shall hereafter be within and a part of that District known as R-3 Multi-Family Residential District designated in "The Zoning Ordinance of 1966" as amended.

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

1. Existing Conditions – The subject property is currently a vacant parcel of land located at the E. Jefferson Boulevard and Maplehurst Avenue intersection. E. Jefferson Boulevard is a moderately travelled corridor providing east-west access through both the City of Mishawaka and South Bend. Adjacent land uses include single family residential to the north, west, and east; and a nonprofit veteran's service organization to the south.
2. Character of Buildings – The character of the buildings in the area vary from single family residential to the north, west, and east; and a commercial building to the south. The proposed development will be consistent with the character of the adjacent residential and commercial buildings.

Proposed Ordinance No: 2022-04

Ordinance No: _____

3. The most desirable/highest and best use – Due to the property's location on E. Jefferson Boulevard, a moderately travelled roadway, and the adjacent residential and commercial uses, the most desirable use for the property is residential or commercial.
4. Conservation of property values – The rezoning should not be injurious to property values in the area. Although the property is being rezoned to the R-3 Multiple Family Residential District, the proposed development is to include individual single family residential dwelling units and two accessory buildings. Following development, the VFW, in conjunction with the contingent developer, will be overseeing the continued maintenance and upkeep of the property.
5. Comprehensive Plan – The 2000 Mishawaka Comprehensive Plan, created in 1990, guided general commercial development within the south part of the property and residential within the north part of the property. The proposed residential use is consistent with 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 _____, 2022, at _____ o'clock ____ M.

Presiding Officer

ATTEST:

Deborah S. Block, IAMC, MMC, City Clerk

PRESENTED by me to the Mayor this _____ day of _____, 2022, at _____ o'clock ____ M.

Deborah S. Block, IAMC, MMC, City Clerk

APPROVED by me this _____ day of _____, 2022, at _____ o'clock ____ M.

David A. Wood, Mayor



Deb Block <debbie.block@gmail.com>

MTT city council hearing

3 messages

gann.danny <gann.danny@att.net>
To: debbie.block@gmail.com

Tue, Feb 1, 2022 at 11:39 AM

Deborah S. Block, IAMC, MMC

JAN 31 2022

**City Clerk
Mishawaka, IN**

Debbie,

Mishawaka troop town would like to get a continuance for our hearing to the first meeting in March.

Sincerely
Dan Gann
Vice President
Mishawaka Troop Town
Sent from my Verizon, Samsung Galaxy smartphone

Deb Block <debbie.block@gmail.com>
To: Raven Boston <rboston@mishawaka.in.gov>

Tue, Feb 1, 2022 at 12:03 PM

[Quoted text hidden]

--

Debbie
Debbie Ladyga-Block
574-274-3146(cell)

Deb Block <debbie.block@gmail.com>
To: "gann.danny" <gann.danny@att.net>, Raven Boston <rboston@mishawaka.in.gov>, Gregg Hixenbaugh <gahix63@gmail.com>, Deb Block <dblock@mishawakacity.com>

Tue, Feb 1, 2022 at 1:08 PM

Hi Dan - You sent this to me on my personal email. I have forwarded to my city email and I have included my Chief Deputy Raven and Gregg H in this email so they have this information. Thank you.

[Quoted text hidden]

[Quoted text hidden]

STAFF REPORT

Location: Northeast Corner of E. Jefferson Boulevard & Maplehurst Avenue

Date: December 14, 2021

Petition: 21- 21

Prepared By: DJS

GENERAL INFORMATION

Applicant: VFW Mishawaka Post 360 / Mishawaka Troop Town / Danch, Harner & Associates, Inc.

Status: Property Owner / Contingent Developer / Surveyor, Engineer and Site Design Consultant

Request: To rezone from R-1 Single Family Residential District to R-3 Multiple Family Residential District to allow for the construction of eight (8) starter homes for rental to returning veterans, a welcome center, and recreation/laundry building

Zoning Classification: R-1 Single Family Residential District

Lot Size: 0.75 acres

Applicable Regulations: Section 137-216 thru 137-217 / R-3 Multiple Family Residential & Section 137-41 / Amendments to the Zoning Map

SPECIAL INFORMATION

Area Development Pattern: North: R-1 Single Family Residential (Residential)
South: I-2 Heavy Industrial & R-1 Single Family Residential (Nonprofit Veteran's Service Organization / VFW Post 360)
East: R-1 Single Family Residential (Residential)
West: R-1 Single Family Residential (Residential) & C-1 General Commercial District (Residential)

Thoroughfare: E. Jefferson Boulevard, Maplehurst Avenue, and E. Borley Avenue

School District: School City of Mishawaka

Township: Penn Township

Public Utilities: All utilities are available and will be extended/connected to the site at the developer's cost

Comprehensive Plan: General Commercial & Low Density Residential

ANALYSIS

The Petitioner, VFW Mishawaka Post 360, is requesting to rezone a 0.75 acre parcel from R-1 Single Family Residential District to R-3 Multiple Family Residential District to allow for the construction of eight (8) starter homes for rental to returning veterans, a welcome center, and a recreation/laundry building. The property, which is currently vacant, is located at the northeast corner of E. Jefferson Boulevard and Maplehurst Avenue.

Per the conceptual site plan, Mishawaka Troop Town is proposing to construct eight (8) single family units situated around a common central courtyard. The project will also include an approximate 1,250 sq. ft. welcome center along E. Jefferson Boulevard and a 750 sq. ft. recreation/laundry building within the northern part of the property. A parking area for the units will be situated south of the welcome center and is proposed to be accessible from both E. Jefferson Boulevard and Maplehurst Avenue. A total of eight (8) parking spaces are proposed at a ratio of 1 space per unit. Construction phasing was not indicated on either the site plan or within the petition and is subject to an on-going fundraising campaign.

A developmental variance petition (AP 21-43) was submitted concurrently with the rezoning request to allow a total of eight (8) parking spaces instead of the required 16 parking spaces per ordinance. The petition will be considered by the Board of Zoning Appeals prior to the Plan Commission meeting.

The required parking space ratios are 1.5 spaces per dwelling unit and two (2) spaces per 1,000 sq. ft. for the welcome center and recreation/laundry building. The proposed parking should meet the needs of the proposed use. The number of persons per dwelling unit and vehicular ownership are expected be minimal. Furthermore, the welcome center and recreation/laundry building will be utilized mostly only by the residents. The Petitioner also owns additional property across E. Jefferson Boulevard, the current VFW site, which could be utilized for additional parking, if needed.

With of the exception of the above noted variance, the conceptual site plan shows the intent to comply with the height, area and developmental regulations for the R-3 Multiple Family Residential District. If additional variances are required, the Board of Zoning Appeals shall be petitioned when the final site plan is submitted. The proposed parking lot, where shown on the conceptual site plan, does not meet the required 10' parking/pavement setback from the public right-of-way. The Petitioner's surveyor is aware of the required setback and indicated that the final site plan will be in compliance.

With this petition, the property owner and contingent developer are only seeking to establish the proper zoning required for the proposed use. If approved, a detailed final site plan shall be submitted for Staff review and Plan Commission approval prior to construction. The final site plan shall address storm drainage, grading, utilities, soil erosion control, and all other required improvements pertinent to the proposed development.

Since the parcel is currently zoned for single family residential use and identified in the Mishawaka 2000 Comprehensive Plan for general commercial or residential use, Staff supports the request for rezoning. The rezoning will allow the project to be developed with multiple single family dwelling units and two (2) accessory buildings on a single parcel which is not permitted in the current R-1 Single Family District. Although not a traditional apartment complex that includes buildings with multiple units, the project will function similar to such a complex. The proposed single family residential dwelling units are not out of character with the adjacent single family homes and VFW. Furthermore, the proposed use is consistent with the recommended uses per the comprehensive plan.

The rezoning petition and conceptual site plan have been routed to all applicable City Departments for review and comment. All departments have reviewed and approved the request.

The Building Department commented that all individual dwelling units shall meet the minimum square footage requirements for specified rooms based on the number of occupants and other applicable residential requirements.

The Fire Department commented that a sidewalk shall be provided around the welcome center to connect the dwelling units and adjacent internal sidewalks to the parking area within the south part of the property. Also, if extensive landscaping and solid hedgerow are proposed along Maplehurst Avenue, gaps shall be provided in the landscaping to allow for adequate fire department access. These comments shall be addressed with the final site plan.

RECOMMENDATION

Staff recommends in **favor** of Petition 21-21 to rezone a 0.75 acre parcel at the northeast corner of E. Jefferson Boulevard and Maplehurst Avenue from R-1 Single Family Residential District to R-3 Multiple

Family Residential District to allow for the construction of eight (8) starter homes for rental to returning veterans, a welcome center, and recreation/laundry building. This recommendation is based on the following findings of fact:

1. Existing Conditions – The subject property is currently a vacant parcel of land located at the E. Jefferson Boulevard and Maplehurst Avenue intersection. E. Jefferson Boulevard is a moderately travelled corridor providing east-west access through both the City of Mishawaka and South Bend. Adjacent land uses include single family residential to the north, west, and east; and a nonprofit veteran’s service organization to the south.
2. Character of Buildings – The character of the buildings in the area vary from single family residential to the north, west, and east; and a commercial building to the south. The proposed development will be consistent with the character of the adjacent residential and commercial buildings.
3. The most desirable/highest and best use – Due to the property’s location on E. Jefferson Boulevard, a moderately travelled roadway, and the adjacent residential and commercial uses, the most desirable use for the property is residential or commercial.
4. Conservation of property values – The rezoning should not be injurious to property values in the area. Although the property is being rezoned to the R-3 Multiple Family Residential District, the proposed development is to include individual single family residential dwelling units and two accessory buildings. Following development, the VFW, in conjunction with the contingent developer, will be overseeing the continued maintenance and upkeep of the property.
5. Comprehensive Plan – The 2000 Mishawaka Comprehensive Plan, created in 1990, guided general commercial development within the south part of the property and residential within the north part of the property. The proposed residential use is consistent with the Comprehensive Plan.

ATTACHMENTS

Aerial, Photographs, Petition, Conceptual Site Plan, Location Map



Aerial Photograph – Northeast Corner of E. Jefferson Blvd. & Maplehurst Ave.
Proposed Eight (8) Residential Dwelling Units & Accessory Buildings



P1. Looking northerly toward the property to be rezoned
from the VFW Post 360 parking lot to the south.



P2. Looking northeasterly toward the property to be rezoned from the VFW Post 360 parking lot to the south.



P3. Looking southeasterly toward the property to be rezoned from Maplehurst Avenue & E. Borley Avenue intersection.

DEC 02 2021

City Clerk
Mishawaka, IN

Date: November 11, 2021

To The: Honorable Members of the Common Council of the
City of Mishawaka, Indiana



RE: VFW Rezoning

Northeast corner of E. Jefferson Boulevard and Maplehurst Avenue , Mishawaka, Indiana:

The undersigned, respectfully show that they are the owners of the following described real estate located in the City of Mishawaka, St. Joseph County, Indiana, to wit:

116'x283' SOUTHWEST CORNER LOT 40 GEORGE F. EBERHART'S PROPOSED ADDITION

Also commonly known the northeast corner of E. Jefferson Boulevard and Maplehurst Avenue in Mishawaka, Indiana 46545.

The above described parcel of land is presently zoned "R-1" Single Family Residential District.

The Petitioners desire said real estate, to be Rezoned to the "R-3" Residential District classification. The purpose for the Rezoning is to allow for the real estate to be purchased by an interested party who desires to build eight (8) starter homes for rental to returning veterans.

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 rezoning the above described parcel of real estate located in the City of Mishawaka.

A handwritten signature in dark ink, appearing to read "Dwayne Kent", written over a horizontal line.

Dwayne Kent
VFW MISHAWAKA POST 360
1307 E. Jefferson Boulevard
Mishawaka, IN 46545

Contact person: Greg Shearon- Danch, Harner & Associates, Inc.
1643 Commerce Drive, South Bend, Indiana 46628
(574) 234-4003.

To The: Honorable Members of the
Common Council of the
City of Mishawaka, Indiana

November 11, 2021

To The: Honorable Members of the
Plan Commission of the City of Mishawaka, Indiana,

RE: VFW Rezoning

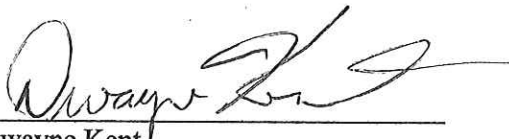
Northeast corner of E. Jefferson Boulevard and Maplehurst Avenue , Mishawaka, Indiana:

Dear Council & Plan Commission Members,

This letter is to inform the Board Members that we have granted authority to Danch, Harner & Associates to represent us at the Mishawaka Plan Commission and Mishawaka Common Council meetings at which our Rezoning Request will be heard.

If you have any questions concerning this matter, please feel free to give me (us) a call at 574-²³⁴⁻⁴⁰⁰³~~271-4060~~.

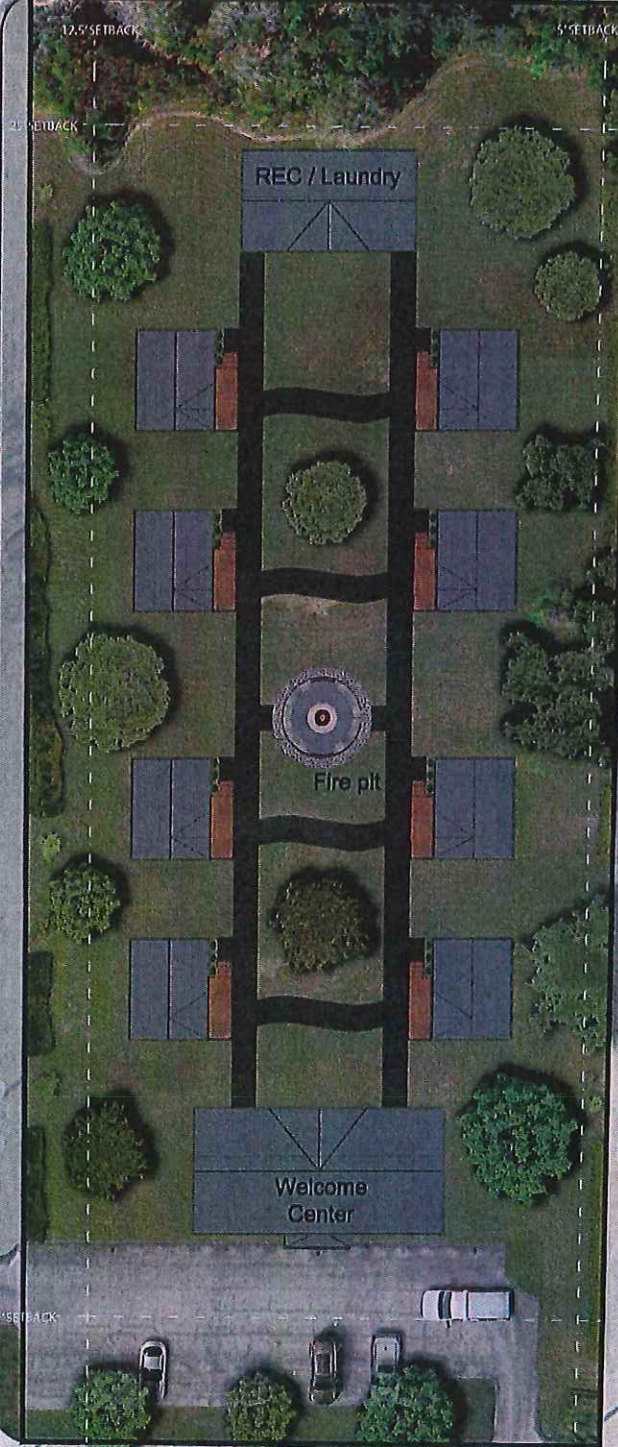
Sincerely,



Dwayne Kent
VFW MISHAWAKA POST 360
1307 E. Jefferson Boulevard
Mishawaka, IN 46545

E BORLEY AVE

MAPLEHURST AVE



Fwd: Mishawaka Troop Town

DEC 09 2021

City Clerk
Mishawaka, IN

Deb Block <dblock@mishawaka.in.gov>

Thu 12/9/2021 9:02 AM

To: DL-Council <DL-Council@mishawaka.in.gov>; Raven S. Boston <rboston@mishawaka.in.gov>; Michael Hixenbaugh <mhixenbaugh@mishawaka.in.gov>

See email from Petitioner requesting postponement until January below.

Sent from my iPhone

Begin forwarded message:

From: Ken Prince <kprince@mishawaka.in.gov>**Date:** December 8, 2021 at 4:36:26 PM EST**To:** Deb Block <dblock@mishawaka.in.gov>, Derek Spier <dspier@mishawaka.in.gov>**Subject: FW: Mishawaka Troop Town**

Sorry I missed forwarding this last night when it came in.

Ken

-----Original Message-----

From: james metherd <jim.metherd@gmail.com>

Sent: Tuesday, December 7, 2021 9:08 PM

To: gshearon danchharner.com <gshearon@danchharner.com>; Ken Prince <kprince@mishawaka.in.gov>

Subject: Mishawaka Troop Town

FROM EXTERNAL SENDER <<<

CAUTION: This email originated from outside your organization. Exercise caution when opening attachments or clicking links, especially from unknown senders.

Gentlemen,

After discussion with a Council member we have decided to postpone presenting our new plans until next month. Greg my understanding is the fee will be held but I'll allow Ken to advise if the paperwork needs to be resubmitted.

Regards,

Jim Metherd