

REGULAR MEETING OF THE MISHAWAKA COMMON COUNCIL

June 6, 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, June 6, 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 led by Claire Dozel, followed by a moment of silence in the remembrance of the victims of the tragic school shooting in Uvalde, Texas.

Clerk Block called the roll.

Roll Call.

Present: Mrs. DeMaegd (P), Mr. Banicki (P), Mr. Hazen (P), Mr. Mammolenti (P), Mr. Emmons (P), Mr. Bellovich (A), Mr. Compton (P), Mrs. Voelker (P), 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 May 16, 2022 were approved as received from the Clerk's Office.

Clerk Block read the following petitions by title.

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| Petition No. 2022-04 | Rezone from C-1 to R-2 to repurpose a salon and residential unit for two-family residential (2 units) - 1023 W. 6 th St. |
| Petition No. 2022-05 | PUD amendment to allow indoor climate controlled self-storage facility as a permitted use in an existing building – 1435 University Drive Ct. |
| Petition No. 2022-06 | Rezone from I-1 & I-2 to C-3 City Center Commercial to match adjacent zoning and permit and future C-3 uses – Vacant lots N. Hill St. between W. Front St. and W. 1 st St. |
| Petition No. 2022-07 | Rezone from C-1 and C-7 to R-3 multi-family Residential to convert existing hotel into multi-family apartment building and construct an additional – 2754 Lincolnway East |

REPORT OF SPECIAL COMMITTEE

Mr. Mammolenti wanted to let the council know that on May 23rd, the ARPA Fund Committee composed of himself, Mr. Compton, Mrs. Voelker and Mr. Hixenbaugh had a meeting at City Hall. Mr. Mammolenti stated other members that were in attendance were Mrs. DeMaegd and Mr. Bellovich. Mr. Mammolenti wanted to thank everyone for their attendance and thanked Mr. Compton who composed a spreadsheet with some of the recommendations the committee filled out and stated he had circulated that throughout the rest of the group to allow them to have their thoughts and look over the information. Mr. Mammolenti stated their plans changed a bit in terms of timeline and Mrs. Maguire had spoken to some of their consultants at Baker Tilly, so a little more paperwork was going to be required than originally thought. Mr. Mammolenti stated he would continue to update the council as things developed.

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

PROPOSED ORDINANCE 2022-09

AN ORDINANCE OF THE COMMON COUNCIL OF THE CITY OF MISHAWAKA AUTHORIZING THE INVESTMENT OF PUBLIC FUNDS PURSUANT TO INDIANA CODE 5-13-9-5

**Authorizing the Investment of Public Funds
(Assigned to Budget and Finance Committee)**

PROPOSED ORDINANCE NO. 2022-10

AN ORDINANCE TRANSFERRING FUNDS FROM THE MOTOR VEHICLE HIGHWAY RESTRICTED FUND OF THE CITY OF MISHAWAKA TO THE LOCAL ROAD & BRIDGE MATCHING GRANT FUND OF THE CITY OF MISHAWAKA FOR THE CALENDAR YEAR ENDING DECEMBER 31, 2022 AND AN ORDINANCE APPROPRIATING ADDITIONAL FUNDS FOR THE YEAR ENDING DECEMBER 31, 2022

**Transfer of Funds and Additional Appropriation - Motor Vehicle Highway Restricted
Fund - \$975,180.65 TO: Local Bridge and Road Matching Grant fund - Additional
Appropriation of Funds to: Local Bridge and Road Matching Grant Fund -\$1,950,361.00
(Assigned to Budget and Finance Committee)**

PROPOSED ORDINANCE NO. 2022-11

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

**Reduction of Funds: Cumulative Capital Development - Other Services and Charges -
417-50-436-90 Service Contract/Software Maintenance - \$19,036.00
(Assigned to Budget and Finance Committee)**

PROPOSED ORDINANCE NO. 2022-12

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

**Additional Appropriation: CEDIT Professional Services 430-50-436-90 Services Contracts/
Software Maintenance \$ 19,036.00 - 430-50-431-06 Consulting \$150,000.0 - Total
\$169,036.00**

(Assigned to Budget and Finance Committee)

PROPOSED ORDINANCE NO. 2022-13

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

**Additional Appropriation for Civil City personal services -\$273,295
(Assigned to Budget and Finance Committee)**

NEW BUSINESS

Mr. Hixenbaugh made an announcement regarding the School Board application timeline and application process. Mr. Hixenbaugh stated for the record, the timeline and process would be as followed. Mr. Hixenbaugh stated applications for the vacant School Board position would be available in the Clerk's Office or on the city website beginning Tuesday, June 7th. Mr. Hixenbaugh stated applications were due for return by noon on Friday, June 24th to the Clerk's Office and thereafter, they would be scheduling interviews with applicants on Monday June 27th and Wednesday June 29th at 6PM in the Council Chambers. Mr. Hixenbaugh stated the Council would then make the formal appointment of the new School Board member at their first regular council meeting in July which would be Tuesday July 5th, 2022. Mr. Hixenbaugh stated that would set the stage for the new board member to be able to be sworn in and take office as a member of the Board of School Trustees at the board's first meeting on July 13th.

Mrs. DeMaegd introduced her grandchildren, Olivia and Alex DeMaegd, who were present for the meeting that evening. Mrs. DeMaegd stated Olivia attended Mishawaka High School and Alex attended John Young Middle School and this was their first council meeting and hopefully not their last. Mrs. DeMaegd also announced the West End Neighborhood Watch meeting would be Tuesday, June 14th at St. Bavos School in the Activity Center at 7PM. Mrs. DeMaegd stated the guest speaker would be St. Joseph prosecutor Ken Cotter and they were very welcome to have him. Mrs. DeMaegd stated parking would be in the gated lot and all were welcome.

Mr. Mammolenti made a reminder that the Twin Branch Neighborhood Watch meeting would take place June 15th at 7PM at Fire Station number four. Mr. Mammolenti stated their guest speaker would be Mayor Wood, providing them with a reduced version of the State of the City

for those who may not have been able to attend his first one. Mr. Mammolenti stated all were welcome.

Mr. Emmons made a reminder that he would be holding his monthly West End Neighborhood meeting Thursday, June 16th at 7PM where West End doughnuts will be provided. Mr. Emmons stated he was very proud, excited and honored to announce that their United States Ambassador, Joseph Donnelly, Ambassador to the Vatican, would be their guest speaker that evening. Mr. Emmons stated all were welcome and they wanted to show their appreciation for Mr. Donnelly and it should be a very exciting meeting. Mr. Emmons stated all were welcome.

ADJOURNMENT 7:14PM

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

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