

SPECIAL MEETING OF THE MISHAWAKA COMMON COUNCIL

December 27, 2022

Be it remembered that the Common Council of the City of Mishawaka, Indiana met in the Council Chambers of the New Mishawaka City Hall and via telephone on Tuesday, December 27, 2022 at 5:00PM. 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. Hazen (P), Mr. Mammolenti (P), Mr. Banicki (P), Mr. Emmons (P), Mr. Bellovich (P), Mr. Compton (P), Mrs. Voelker (P), Mr. Hixenbaugh (P)
P: Present E: Electronically Participating A: Absent

Others Present: Clerk Block and Mike Trippel, Council Attorney.

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.

The record reflected that the Clerk had in her records both Proof of Certification of Service and Publication. The council then moved into the ordinances that were subject to that evening's special meeting.

PROPOSED ORDINANCE NO. 2022-45

AN ORDINANCE TRANSFERRING FUNDS FROM THE LOCAL ROAD & BRIDGE MATCHING GRANT FUND TO THE MOTOR VEHICLE HIGHWAY RESTRICTED 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 from the Local Road & Bridge Matching Grant Fund to MVHR Fund - \$14,233.54 and Additional Appropriation MVHR Fund - \$14,233.54

Mrs. Voelker reported the Committee of Budget & Finance recommended this proposed ordinance should be adopted. This was signed by the entire committee and upon a second by Mr. Banicki, the motion carried.

Rebecca Maguire, City Controller, spoke in favor of **PROPOSED ORDINANCE NO. 2022-45**. Mrs. Maguire stated she was requesting a transfer and additional appropriation. Mrs. Maguire stated their Community Crossing Grant came in under budget in the previous year so they paid

the state back their portion and they moved their match back into the MVH restricted fund so they may use it for street repair, outside of the Community Crossing Grant streets.

Question was called for at 5:04PM for **PROPOSED ORDINANCE NO. 2022-45 Motion carried by unanimous roll call vote (summary: Yes = 9).**

Yes: Mrs. DeMaegd, Mr. Hazen, Mr. Mammolenti, Mr. Banicki, Mr. Emmons, Mr. Bellovich, Mr. Compton, Mrs. Voelker, Mr. Hixenbaugh. The proposed ordinance passed 9-0, thus it became **ORDINANCE NO. 5822.**

PROPOSED ORDINANCE NO. 2022-46

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

Additional Appropriation – Capital Overlays 432-50-445-21 Storm/Sanitary Reconstruction - \$300,000.00

Mr. Emmons reported the Committee of Budget & Finance recommended this proposed ordinance should be adopted. This was signed by the entire committee and upon a second by Mr. Banicki, the motion carried.

Rebecca Maguire, City Controller, spoke in favor of **PROPOSED ORDINANCE NO. 2022-46.** Mrs. Maguire stated the Engineering Department wished to appropriate \$300,000 and this was being used for the completion of the Helen-Delorenzi project as well as to complete cured and pipe placement work outside of the Sewer Department's budget.

Question was called for at 5:06PM for **PROPOSED ORDINANCE NO. 2022-46 Motion carried by unanimous roll call vote (summary: Yes = 9).**

Yes: Mrs. DeMaegd, Mr. Hazen, Mr. Mammolenti, Mr. Banicki, Mr. Emmons, Mr. Bellovich, Mr. Compton, Mrs. Voelker, Mr. Hixenbaugh. The proposed ordinance passed 9-0, thus it became **ORDINANCE NO. 5823.**

PROPOSED ORDINANCE NO. 2022-48

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

Additional Appropriation for various funds - \$830,000.00

Mr. Banicki reported the Committee of Budget & Finance recommended this proposed ordinance should be adopted. This was signed by the entire committee and upon a second by Mrs. Voelker, the motion carried.

Rebecca Maguire, City Controller, spoke in favor of **PROPOSED ORDINANCE NO. 2022-48**. Mrs. Maguire stated these additional appropriations were basically due to inflationary costs they had incurred for the year and some extraordinary expenses. Mrs. Maguire stated gas and oil had almost doubled from 2021. Mrs. Maguire stated for insurance claims, property insurance had increased and replacement costs was the main reason for that. Mrs. Maguire stated they had also a large workers' comp claim which had increased their premium. Mrs. Maguire stated repairs and city maintenance needed to be increased as they had a large HVAC repair at the Battell Center and some large fire truck repairs. Mrs. Maguire stated with IT service contracts, they were now going to use some CEDIT funds for their IT Department and typically that was paid out of the CCD Fund, which was a tax rate fund just due to all the service contracts and projects and IT work they were doing. Mrs. Maguire stated they were now going to use CEDIT to help fund them and this contract line basically paid for the Microsoft licensing for the year.

Question was called for at 5:09PM for **PROPOSED ORDINANCE NO. 2022-48 Motion carried by unanimous roll call vote (summary: Yes = 9).**

Yes: Mrs. DeMaegd, Mr. Hazen, Mr. Mammolenti, Mr. Banicki, Mr. Emmons, Mr. Bellovich, Mr. Compton, Mrs. Voelker, Mr. Hixenbaugh. The proposed ordinance passed 9-0, thus it became **ORDINANCE NO. 5824**.

ADJOURNMENT 5:09PM

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

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