



AGENDA

May 06, 2024

Meetings of Standing Committees
Council Conference Room
5:45PM

REGULAR MEETING OF THE MISHAWAKA COMMON COUNCIL
COUNCIL CHAMBERS/CITY HALL
6:00PM

WebEx Telephone Number:1-408-418-9388
Meeting Number (access code): 2336 467 9532
Meeting password: p24Tm3Xry2

Livestream #1:
<https://mishawaka.in.gov/government/elected-appointed-officials/common-council/>

Livestream #2
<https://www.facebook.com/cityofmishawaka/>

Livestream #3:
www.youtube.com/@cityofmishawaka635

Livestream #4:
@MichianaAccessTV on Facebook

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

Dial: 23364679532@mishawaka.webex.com

1. Call to Order

2. Pledge of Allegiance

3. Roll Call

4. Approval of the Minutes of the Regular Meeting of April 22, 2024

5. Petitions, Communications, Remonstrance and Memorial

6. Report of Special Committee

7. Ordinances on First Reading

- | | |
|------------------|---|
| P.O. No. 2024-11 | Amending the Municipal Code Park and Recreation - DORA |
| P.O. No. 2024-12 | Establishing a Designated Outdoor Refreshment Area - DORA |
| P.O. No 2024-13 | Establishing a Schedule of Rate and Charges for Electric |

8. Resolutions

- | | |
|----------|---|
| R2024-09 | Use Variance to allow for a Restaurant with Drive-Thru (Jimmy Johns) in C-1 General Commercial District - 415 Bittersweet Rd. |
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9. Ordinances on Second Reading

- | | |
|------------------|--|
| P.O. No. 2024-09 | Rezone from R-1 Single Family Residential to C-1 General Commercial for a Restaurant with Drive- Thru (Jimmy Johns)- 415 Bittersweet Rd. (Assigned to Land Use Planning Committee) |
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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An archived version of the livestream video can be viewed on the city of Mishawaka's Facebook and YouTube pages, <https://www.facebook.com/cityofmishawaka/> and www.youtube.com/@cityofmishawaka635 and on the Michiana Access TV Facebook page, <https://www.facebook.com/MichianaAccessTV>

If technology is needed to present, please advise the Clerk's Office by 4:00pm the Friday before the meeting by emailing: dblock@mishawaka.in.gov or calling 574-258-1616.

Download Council Packet Link:

<https://mishawaka.in.gov/government/elected-appointed-./officials/common-council/council-agendas-minutes/>

At this time, I know of no other business to come before the Council.

Deborah S. Block, IAMCA, CMO, 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.

Scan the QR Code to access all Common Council Meeting Agenda's, Packets, and Meeting Minutes.



REGULAR MEETING OF THE MISHAWAKA COMMON COUNCIL

April 22, 2024

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 Monday, April 22, 2024, at 6:00PM. The meeting was called to order by Council President Gregg Hixenbaugh. All were asked to stand for the Pledge of Allegiance.

Members attending virtually do so by WebEx. Public that attends 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.

Clerk Block called the roll.

Present: Mrs. Hazen (P), Mrs. Voelker (P), Mr. Carroll (P), Mr. Banicki (P), Mr. Emmons (P), Ms. Hahn (P), Mr. Mammolenti (P), Mr. Violi (P), Mr. Hixenbaugh (P)
P: Present E: Electronically Participating A: Absent

Also Present: Mike Trippel, Council Attorney

Minutes for the Regular Meeting on April 8, 2024, were approved as received from the Clerk's Office.

Clerk Block read letters from the Board of Zoning Appeals and the City Plan Commission regarding their recommendations from their April 9, 2024, meetings.

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

PROPOSED ORDINANCE NO. 2024-08

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 THE CITY OF MISHAWAKA, INDIANA

**Rezone from C-1 General Commercial to C-10 Filling Station Commercial for proposed Casey's Convenience Store & Gas Station – SE corner of Douglas & Fir Rd.
(Petitioner requesting second reading to be held on May 20th)
(Assigned to Land Use Planning Committee)**

PROPOSED ORDINANCE NO. 2024-09

AN ORDINANCE AMENDING CHAPTER 137 OF THE MUNICIPAL CODE OF THE CITY OF MISHAWAKA, INDIANA, AS FROM TIME TO TIME AMENDED,

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Mr

understanding was that there were truck and staffing issues and they were working their way through it. Mr. Mammolenti stated he had never had an issue on his street, but he had heard more and more complaints regarding Republic, and he just asked the citizens of Mishawaka experiencing these problems be patient with them over the next few weeks and hopefully they resolved some of their truck and staffing issues going forward. Mr. Mammolenti thanked Tim Ryan and all of those involved. Mr. Hixenbaugh thanked Mr. Mammolenti for his follow-up on that issue.

ADJOURNMENT 6:53PM

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

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

These minutes are a summary of actions taken at the Mishawaka Common Council meeting. The full video archive of the meeting is available for viewing at www.youtube.com/@cityofmishawaka635 for as long as this media is supported.

PRESENTED by me to the Mayor this _____ day of _____ 2024,
at _____ o'clock __.M.

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

APPROVED by me this _____ day of _____, 2024,
at _____ o'clock __.M.

David A. Wood
Mayor



Exhibit A

Exhibit B

