

REGULAR MEETING OF THE MISHAWAKA COMMON COUNCIL

December 15, 2025

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 December 15, 2025, at 6:00PM. The meeting was called to order by Council President Gregg Hixenbaugh. All were asked to stand for the Pledge of Allegiance led by Cub Scouts from various troops throughout the community.

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.

Each of the Cub Scouts in attendance introduced themselves by name and where they went to school.

Hendrick Williams, Moran Elementary School

Bennett Schaefer, Bittersweet Elementary School

Adriana Downer, Moran Elementary School

Paxton Bart, Moran Elementary School

Connor O'Malley, Moran Elementary School

Noah, Hums Elementary School

Emry, Twin Branch Elementary School

Maxwell Costa, Twin Branch Elementary School

Mr. Hixenbaugh thanked them for being there that evening and stated they were welcome to take a picture with the Council if they wanted to do so.

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

Minutes for the Regular Meeting on December 1, 2025, were approved as received from the Clerk's Office.

Clerk Block read a letter from the City Plan Commission regarding their recommendations from its December 9, 2025 meeting.

Clerk Block read a letter from the Historic Preservation Commission regarding their recommendations from their December 2, 2025 meeting.

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

PROPOSED ORDINANCE NO. 2025-46

AN ORDINANCE AMENDING CHAPTER 137, OF THE MUNICIPAL CODE OF THE CITY OF MISHAWAKA, INDIANA, AS FROM TIME TO TIME AMENDED, COMMONLY KNOWN AS THE “ZONING ORDINANCE” OF 1966 OF THE CITY OF MISHAWAKA, INDIANA.

Rezone from R-1 to R-2 Two-Family Residential to match existing use – 902 & 902 ½ S. Main St.

(Assigned to Land Use Planning Committee)

PROPOSED ORDINANCE NO. 2025-47

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 C-1 Automobile Oriented to R-1 Single Family Residential District to match existing use – 2106 N. Byrkit

(Assigned to Land Use Planning Committee)

PROPOSED ORDINANCE NO. 2025-48

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 C-1 General Commercial to I-1 Light Industrial to expand business – 1825 E. 12th St.

(Assigned to Land Use Planning Committee)

PROPOSED ORDINANCE NO. 2025-49

AN ORDINANCE TO ESTABLISH 120 NORTH RACE STREET AS A LOCAL HISTORIC LANDMARK WITHIN THE CITY OF MISHAWAKA, INDIANA

(Assigned to Land Use Planning Committee)

Clerk Block read the following resolutions by title and opened the public hearing.

RESOLUTION R2025-26

A RESOLUTION OF THE COMMON COUNCIL OF THE CITY OF MISHAWAKA, INDIANA, INTRODUCING AN ORDINANCE FOR ANNEXATION, ADOPTING A FISCAL PLAN, AND A DEFINITE POLICY FOR ANNEXATION FOR THE PROPERTY LOCATED AT: SOUTHEAST CORNER OF NORTH FIR ROAD AND CLEVELAND ROAD

Fiscal Plan for the Annexation of the Southeast corner of Fir Rd. E. Cleveland

Ken Prince, Director of Planning and Community Development, spoke in favor of **RESOLUTION R2025-26**. Mr. Prince stated the parcel in consideration for annexation was a 19-acre parcel located on the east side of Fir Road. Mr. Prince stated it was across from the intersection at University Drive and went all the way up to Cleveland. Mr. Prince stated as state law required, a minimum of 12.5% of the property had to be contiguous to the city and in this case, it was 65.4%. Mr. Prince stated per the Indiana code, with every annexation they had to do a fiscal plan identifying how they would pay the cost associated with the annexation and prior to preparing the fiscal plan, they distributed it to all of the applicable city departments and in this case, all city departments had reviewed it and identified they could serve it within their existing city budget and no additional capital improvements were required. Mr. Prince stated he was happy to answer any questions the Council had.

Mrs. Voelker asked if this was the landscaping parcel. Mr. Prince stated no, it was the proposed apartments on Fir Road, and it was somewhat of a wooded area with a wetland on it. Mrs. Voelker thanked Mr. Prince.

Question was called for at 6:11PM for **RESOLUTION R2025-26 Motion passed by unanimous roll call vote (summary: Yes = 9)**.

Yes: Mrs. Hazen, Mrs. Voelker, Mr. Carroll, Mr. Banicki, Mr. Emmons, Ms. Hahn, Mr. Mammolenti, Mr. Violi, Mr. Hixenbaugh. The resolution passed 9-0.

RESOLUTION R2025-27

A RESOLUTION OF THE COMMON COUNCIL OF THE CITY OF MISHAWAKA, INDIANA, INTRODUCING AN ORDINANCE FOR ANNEXATION, ADOPTING A WRITTEN FISCAL PLAN, AND A DEFINITE POLICY FOR ANNEXATION FOR THE PROPERTY LOCATED AT: SOUTHEAST CORNER OF STATE ROAD 23 AND THE INDIANA TOLL ROAD

Fiscal Plan for Annexation of the Southeast corner of State Rd. 23 & Toll Road

Ken Prince, Director of Planning and Community Development, spoke in favor of **RESOLUTION R2025-27**. Mr. Prince stated the parcel being proposed was a 4 1/4-acre parcel and it was 79% contiguous to the city, so it truly was a pocket that was surrounded by the city at that time. Mr. Prince stated this was for the landscaping business, as Mrs. Voelker mentioned earlier and the fiscal plan had been reviewed by all applicable departments and they all indicated

they could serve it within the existing city budget and no additional capital improvements would be required of the city. Mr. Prince stated as with all annexations, any improvements or extension of infrastructure were typically performed by the developer, not by the city as part of the request. Mr. Prince stated he was happy to answer any questions the Council had.

Chris Godlewski, Senior Urban Planner with Abonmarche located at 315 W Jefferson Boulevard South Bend, Indiana, spoke in favor of **RESOLUTION R2025-27**. Mr. Godlewski stated he was representing John Piraccini, the broker, and Richard Carroll, prospective business owner from RC Outdoors. Mr. Godlewski stated he appreciated the positive support and asked the Council to support the request.

Question was called for at 6:14PM for **RESOLUTION R2025-27 Motion passed by unanimous roll call vote (summary: Yes = 9)**.

Yes: Mrs. Hazen, Mrs. Voelker, Mr. Carroll, Mr. Banicki, Mr. Emmons, Ms. Hahn, Mr. Mammolenti, Mr. Violi, Mr. Hixenbaugh. The resolution passed 9-0.

RESOLUTION R2025-28

HONORING MARIAN HIGH SCHOOL GIRLS SOCCER TEAM

Clerk Block read the resolution in its entirety.

WHEREAS, the Mishawaka Marian High School Girls Soccer Team was ranked the **#1 Class 2A team in the State for most of the season**, finishing with an impressive **15-4-2 record**, competing against **14 ranked teams**, including **7 opponents from Class 3A**; and

WHEREAS, through dedication, discipline, and outstanding teamwork, the Lady Knights brought great pride to their school and community by winning the **2024 IHSAA Class 2A Girls Soccer State Championship** by defeating **Park Tudor** by a score of **3-0**, powered by two spectacular long-range goals from **Milana Micola** and an additional goal from **Aubrey Bradley**; and

WHEREAS this state championship marks the **second Girls Soccer State Championship** in school history, further solidifying Marian's legacy of excellence; and;

WHEREAS, such noteworthy team accomplishments are made possible by the hard work, sacrifice, and determination on the part of the individual athletes (and their families) who were part of the team: **Frances Bradley, Elizabeth Curylo, Dreama Root, Camila Wasoski, Annie Duthie, Olivia Micola, Theresa Reynolds, Kamryn Fimbel, Mary Cataldo, Flannery Coman, Karle Mousaw, Aubrey Bradley, Emma Murphy, Grace Hanyzewski, Milana Micola, Kendall Bradley, Claire Walczak, Sydney Reed, Claire Owens, Keely Lauver, Paytin Mason, Olivia Snell, Bella Connors, Emilia Heeter, Lucy Cataldo**; and

WHEREAS, *team excellence is also dependent on the leadership, guidance, and support provided by administrators, coaches, and others:* **Athletic Director Steve Ravatto, Assistant Athletic Director Kyle Hanyzewski, Head Coach Henry Vu, Associate Head Coach / Head JV Coach Hannah Graber, Assistant Coach Chuck Martin, Assistant Coach Maria Bennett,**

Assistant Coach Sophia Jones, Manager Elizabeth Dabler, Assistant Manager Lucia Dripps, Statistician Sylvia Johnson, Athletic Trainer Anne Micinski, and Team Chaplain Father Andy Barnes.

***NOW THEREFORE, IT IS HEREBY RESOLVED** by the Common Council, the City Clerk, and the Mayor of the City of Mishawaka that such efforts are deserving of recognition and commendation, and as such, we declare December 15, 2025, to be*

Marian High School Girls Soccer Team Day

and in our community, we call upon all of our citizens to join us in saluting and congratulating this talented and truly remarkable group of young women, and in thanking them for their efforts on behalf of their school, the community, and the citizens of Mishawaka.

Mr. Mammolenti thanked President Hixenbaugh and Clerk Block for putting a lot of effort into the resolution and making that evening happen, but more importantly he thanked all of the young women who played and young men who coached. Mr. Mammolenti stated he had some history with the soccer team as he had either coached with the staff or against the staff since probably third grade. Mr. Mammolenti stated this championship was very special to him, as it was to everyone involved with the team as well and he wanted to make sure the team was recognized as they should be. Mr. Mammolenti stated he knew a lot of the hard work that they put in in season and during the offseason and soccer was basically an all-year-round sport. Mr. Mammolenti stated he was very proud to have them in the City of Mishawaka and that they brought home the state championship. Mr. Mammolenti stated he enjoyed following them all season, watching the state finals, and seeing them win. Mr. Mammolenti stated he was super proud as a former coach, as a council member, and as a member of the city. Mr. Mammolenti stated he hoped to see them again the following year.

Mr. Violi stated as former president of the inner city Catholic league, he wanted to echo what Mr. Mammolenti had said and he recognized a lot of the names of the players and he was happy to be the president of the league and watch all of the student athletes flourish and he actually was the athletic director at Mishawaka Catholic when Mr. Mammolenti coached and he did promise him a championship and he delivered on that, so he wanted to give him credit for that. Mr. Violi stated he was so proud to have been associated even in the littlest part and he was so proud that the team accomplished it to represent Mishawaka and Mishawaka Marian High School. Mr. Violi congratulated them once again.

Mrs. Voelker stated she was a proud Marian alumni as were her kids, and she recognized a lot of the athletes' names. Mrs. Voelker stated her daughter Mary played soccer, and her husband striped the fields that they played on when they were in first and second grade. Mrs. Voelker thanked the parents of the student athletes, because she knew that it was a team sport and it not

only involved the athletic team itself, but it involved the entire family team that supported their efforts. Mrs. Voelker congratulated the team and stated she was looking forward to seeing what happened as they moved forward.

Mr. Carroll stated he had been involved with multiple soccer clubs around the area such as Echo, Invaders, and Junior Irish and he knew those names were familiar to all of the student athletes and since none of the directors of coaching were present that evening, he thought he could speak for them in congratulating the team and thanking them for their dedication. Mr. Carroll stated they had a saying that there was no offseason in soccer, and he knew they had spent many, many hours and seasons working very hard. Mr. Carroll congratulated them once more.

Question was called for at 6:22PM for **RESOLUTION R2025-28 Motion passed by unanimous roll call vote (summary: Yes = 9).**

Yes: Mrs. Hazen, Mrs. Voelker, Mr. Carroll, Mr. Banicki, Mr. Emmons, Ms. Hahn, Mr. Mammolenti, Mr. Violi, Mr. Hixenbaugh. The resolution passed 9-0.

The Council held a round of applause for the Lady Knights soccer team and they prepared resolutions for each of them. Mr. Hixenbaugh congratulated them on a wonderful accomplishment and looked forward to seeing what they accomplished in the future. Mr. Hixenbaugh dismissed the team and coaches.

Clerk Block read the following proposed ordinances by title and opened the public hearing.

PROPOSED ORDINANCE NO. 2025-32

**AN ORDINANCE ANNEXING CONTIGUOUS TERRITORY TO THE CITY OF
MISHAWAKA, INDIANA, AND PROVIDING ZONING CLASSIFICATION
THEREFORE**

**Annex & Rezone to R-3 Multi-Family Residential for Apartment Complex – 53000 Block of
Fir Rd.**

VOTE ONLY

Mr. Carroll reported the Land Use Planning Committee recommended that this proposed ordinance be adopted. Upon a second by Mr. Banicki, the motion carried. The committee report passed unanimously.

Mr. Hixenbaugh stated pursuant to the requirements of Indiana law, the Council conducted a public hearing on the proposed ordinance at their last council meeting, so at that time Mr. Hixenbaugh opened the floor to questions and comments from the Council.

Question was called for at 6:26PM for **PROPOSED ORDINANCE NO. 2025-32 Motion passed by unanimous roll call vote (summary: Yes = 9).**

Yes: Mrs. Hazen, Mrs. Voelker, Mr. Carroll, Mr. Banicki, Mr. Emmons, Ms. Hahn, Mr. Mammolenti, Mr. Violi, Mr. Hixenbaugh. The proposed ordinance passed 9-0, thus it became **ORDINANCE NO. 5965.**

PROPOSED ORDINANCE NO. 2025-34

**AN ORDINANCE ANNEXING CONTIGUOUS TERRITORY TO THE CITY OF
MISHAWAKA, INDIANA, AND PROVIDING ZONING CLASSIFICATION
THEREFORE**

**Annex & Zone to C-1 General Commercial District for Landscaping Contractor – SE
corner of State Rd 23 & Toll Road
VOTE ONLY**

Mr. Mammolenti reported the Land Use Planning Committee recommended that this proposed ordinance be adopted. Upon a second by Mr. Banicki, the motion carried. The committee report passed unanimously.

Mr. Hixenbaugh stated pursuant to the requirements of Indiana law, the Council conducted a public hearing on the proposed ordinance at their last council meeting, so at that time Mr. Hixenbaugh opened the floor to questions and comments from the Council.

Question was called for at 6:28PM for **PROPOSED ORDINANCE NO. 2025-34 Motion passed by unanimous roll call vote (summary: Yes = 9).**

Yes: Mrs. Hazen, Mrs. Voelker, Mr. Carroll, Mr. Banicki, Mr. Emmons, Ms. Hahn, Mr. Mammolenti, Mr. Violi, Mr. Hixenbaugh. The proposed ordinance passed 9-0, thus it became **ORDINANCE NO. 5966.**

PROPOSED ORDINANCE NO. 2025-36

**AN ORDINANCE DECLARING AN EMERGENCY AND TRANSFERRING AND
REAPPROPRIATING FUNDS WITHIN THE MOTOR VEHICLE HIGHWAY
DEPARTMENT IN THE BUDGET ADOPTED FOR THE CALENDAR YEAR ENDING
DECEMBER 31, 2025**

**MVH Fund – From: Other Supplies (2201-50-429-12 Traffic Supplies - \$3,500.00) To:
Rentals (2201-50-437-05 Uniforms - \$3,500.00)**

Mr. Emmons reported the Budget & Finance Committee recommended that this proposed ordinance be adopted. Upon a second by Mr. Banicki, the motion carried. The committee report passed unanimously.

Rebecca Maguire, City Controller, spoke in favor of **PROPOSED ORDINANCE NO. 2025-36.** Mrs. Maguire stated that evening they had a transfer of traffic supplies to uniforms for the MVH fund, and they had a shortage due to a budget error. Mrs. Maguire stated they did not have enough money set aside for uniforms and this item was just a simple transfer from supplies to rentals.

Question was called for at 6:30PM for **PROPOSED ORDINANCE NO. 2025-36 Motion passed by unanimous roll call vote (summary: Yes = 9).**

Yes: Mrs. Hazen, Mrs. Voelker, Mr. Carroll, Mr. Banicki, Mr. Emmons, Ms. Hahn, Mr. Mammolenti, Mr. Violi, Mr. Hixenbaugh. The proposed ordinance passed 9-0, thus it became **ORDINANCE NO. 5957.**

PROPOSED ORDINANCE NO. 2025-37

AN ORDINANCE AMENDING ORDINANCE 5915 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, 2025

Amending Ordinance 5915 Civil City Salary Ordinance for 2025 – Central Services

Mr. Emmons reported the Budget & Finance Committee recommended that this proposed ordinance be adopted. Upon a second by Mr. Banicki, the motion carried. The committee report passed unanimously.

Rebecca Maguire, City Controller, spoke in favor of **PROPOSED ORDINANCE NO. 2025-37.** Mrs. Maguire stated this was a correction to the amounts for the Tanker, CDLB, and CDLA certifications for the 2025 salary ordinance. Mrs. Maguire stated they were updated in the contract negotiations, but it did not flow through the salary ordinance.

Question was called for at 6:32PM for **PROPOSED ORDINANCE NO. 2025-37 Motion passed by unanimous roll call vote (summary: Yes = 9).**

Yes: Mrs. Hazen, Mrs. Voelker, Mr. Carroll, Mr. Banicki, Mr. Emmons, Ms. Hahn, Mr. Mammolenti, Mr. Violi, Mr. Hixenbaugh. The proposed ordinance passed 9-0, thus it became **ORDINANCE NO. 5958.**

PROPOSED ORDINANCE NO. 2025-38

AN ORDINANCE AMENDING ORDINANCE 5950 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, 2026

Amending Ordinance 5950 Civil City Salary Ordinance for 2026 – Central Services

Mrs. Voelker reported the Budget & Finance Committee recommended that this proposed ordinance be adopted. Upon a second by Mr. Banicki, the motion carried. The committee report passed unanimously.

Rebecca Maguire, City Controller, spoke in favor of **PROPOSED ORDINANCE NO. 2025-38.** Mrs. Maguire stated this item referenced the same certifications of Tanker, CDLB, and CDLA and in this particular ordinance, they were correcting the 2026 salary ordinance.

Question was called for at 6:35PM for **PROPOSED ORDINANCE NO. 2025-38 Motion passed by unanimous roll call vote (summary: Yes = 9).**

Yes: Mrs. Hazen, Mrs. Voelker, Mr. Carroll, Mr. Banicki, Mr. Emmons, Ms. Hahn, Mr. Mammolenti, Mr. Violi, Mr. Hixenbaugh. The proposed ordinance passed 9-0, thus it became **ORDINANCE NO. 5959.**

PROPOSED ORDINANCE NO. 2025-39

AN ORDINANCE AMENDING ORDINANCE 5875 OF THE COMMON COUNCIL OF THE CITY OF MISHAWAKA, INDIANA, APPROVING THE PARTICIPATION IN THE STATE OF INDIANA DEFERRED COMP MATCHING PLAN ADOPTION AGREEMENT AND AMENDMENT ONE

Amending Ordinance 5875 Deferred Compensation Matching Plan

Mrs. Voelker reported the Budget & Finance Committee recommended that this proposed ordinance be adopted. Upon a second by Mr. Banicki, the motion carried. The committee report passed unanimously.

Mayor Dave Wood spoke in favor of **PROPOSED ORDINANCE NO. 2025-39**. Mayor Wood stated the ordinance would effectively reduce their deferred compensation match from 2% down to 1%. Mayor Wood stated they were proud to be able to match up to 2% when they were able to do that and he thought doing so motivated their staff to save and help instill a good habit which benefited their staff when retirement came. Mayor Wood stated unfortunately due to the passage of Senate Enrolled Act 1, they were looking to cut potentially up to 20% of their budget and this was one of the things that they had to start to cut early. Mayor Wood stated in terms of dollars and cents, this would mean a reduction of \$224,000 would occur in the civil city budget for 2026.

Mr. Hixenbaugh echoed Mayor Wood's comments and stated this was not an action that neither the Administration nor the Council wished to take, but this was yet another tangible example of the real-world impact of the legislation that Mayor Wood referred to. Mr. Hixenbaugh stated at times, it was easy enough to think of 20% of the budget as just being governmental money and divorce it from the impact that it had on human beings. Mr. Hixenbaugh stated it was an action that was not in the best interest of their employees and it was an action that would reduce their benefit package, but it was a necessary action that they were forced to take because of decision made in Indianapolis about how they should spend their money in Mishawaka. Mr. Hixenbaugh stated he feared that this would be only one of many difficult decisions that they were going to have to face as a community in the coming years and he hoped that there was a chance that some of the negative impacts, if not all of the negative impacts of the legislation would be address in Indianapolis, but he applauded the Administration for being proactive and not hoping and wishing to receive some relief from Indianapolis and making the difficult decisions they had to make in order to be able to address the impending financial crisis.

Question was called for at 6:39PM for **PROPOSED ORDINANCE NO. 2025-39 Motion passed by unanimous roll call vote (summary: Yes = 9).**

Yes: Mrs. Hazen, Mrs. Voelker, Mr. Carroll, Mr. Banicki, Mr. Emmons, Ms. Hahn, Mr. Mammolenti, Mr. Violi, Mr. Hixenbaugh. The proposed ordinance passed 9-0, thus it became **ORDINANCE NO. 5960.**

PROPOSED ORDINANCE NO. 2025-40

AN ORDINANCE DECLARING AN EMERGENCY AND TRANSFERRING AND REAPPROPRIATING FUNDS WITHIN THE BUDGET ADOPTED FOR THE CALENDAR YEAR ENDING DECEMBER 31, 2025

Funds Transfer in Various Departments: General Fund – Human Resources (From: Personal Services 1101-04-411-03: Temporary \$16,000 To: Other Services and Charges 1101-04-431-04 Professional Services \$16,000), Information Technology (From: Other Services and Charges 1101-05-439-03 Subscriptions and Dues \$2,500 To: Personal Services 1101-05-411-65 Professional Certifications \$2,500)

Mrs. Voelker reported the Budget & Finance Committee recommended that this proposed ordinance be adopted. Upon a second by Mr. Banicki, the motion carried. The committee report passed unanimously.

Rebecca Maguire, City Controller, spoke in favor of **PROPOSED ORDINANCE NO. 2025-40**. Mrs. Maguire stated the ordinance was for the Human Resources Department and in their department, the Assistant Director resigned earlier in 2025, and they had filled that position with a temp from a professional employment service, so to pay for that they would be transferring money from the Personnel Services line to the Other Services and Charges line. Mrs. Maguire stated another item in the ordinance was in the IT Department and they had an employee transfer who had IDAC certification from the Police Department to the IT Department and that employee had the certification and to pay for that in the IT Department, they would be transferring from Subscriptions and Dues to Professional Certifications.

Question was called for at 6:41PM for **PROPOSED ORDINANCE NO. 2025-40 Motion passed by unanimous roll call vote (summary: Yes = 9).**

Yes: Mrs. Hazen, Mrs. Voelker, Mr. Carroll, Mr. Banicki, Mr. Emmons, Ms. Hahn, Mr. Mammolenti, Mr. Violi, Mr. Hixenbaugh. The proposed ordinance passed 9-0, thus it became **ORDINANCE NO. 5961.**

PROPOSED ORDINANCE NO. 2025-41

AN ORDINANCE DECLARING AN EMERGENCY AND DETERMINING THE EXPENDITURE OF ADDITIONAL FUNDS FOR THE YEAR ENDING DECEMBER 31, 2025

Additional Appropriation: Various Departments \$824,500

Mr. Violi reported the Budget & Finance Committee recommended that this proposed ordinance be adopted. Upon a second by Mr. Banicki, the motion carried. The committee report passed unanimously.

Rebecca Maguire, City Controller, spoke in favor of **PROPOSED ORDINANCE NO. 2025-41**. Mrs. Maguire stated the first item for the additional appropriation was the mayor's budget where numerous salaries were adjusted for 2025 and the Executive Assistant position was adjusted after the budget was submitted and this would adjust that. Mrs. Maguire stated with the Fire Department, they had approximately \$200,000 for the additional and the union contract was also approved after the budget was submitted and the amount would adjust numerous personnel services lines. Mrs. Maguire stated in EMS billing service, they were charged for their third-party service based on runs and the charges that were submitted, so they needed to issue an increase in that budget line to cover the amount. Mrs. Maguire stated for the utility line, they moved MU utility charges from the General Fund to the CREDIT Fund, and they simply did not move enough over to that, so that would be covered as well. Mrs. Maguire stated in Public Safety LIT, there was an increase in police service contracts for Motorola. Mrs. Maguire stated the Police Department spent quite a few years consolidating Motorola contracts, updating them, and getting them up to speed in a timely manner and this would cover that. Mrs. Maguire stated one of the biggest expenses with Motorola was the data storage for their computers and the cameras. Mrs. Maguire stated she was happy to answer any questions.

Question was called for at 6:46PM for **PROPOSED ORDINANCE NO. 2025-41 Motion passed by unanimous roll call vote (summary: Yes = 9)**.

Yes: Mrs. Hazen, Mrs. Voelker, Mr. Carroll, Mr. Banicki, Mr. Emmons, Ms. Hahn, Mr. Mammolenti, Mr. Violi, Mr. Hixenbaugh. The proposed ordinance passed 9-0, thus it became **ORDINANCE NO. 5962**.

PROPOSED ORDINANCE NO. 2025-42

AN ORDINANCE AMENDING TITLE 9 CHAPTER 100 RESTAURANTS AND FOOD OF THE MISHAWAKA MUNICIPAL CODE OF THE CITY OF MISHAWAKA, INDIANA Amending Restaurant License Fees

Mr. Violi reported the Budget & Finance Committee recommended that this proposed ordinance be adopted. Upon a second by Mr. Banicki, the motion carried. The committee report passed unanimously.

Rebecca Maguire, City Controller, spoke in favor of **PROPOSED ORDINANCE NO. 2025-42**. Mrs. Maguire stated their restaurant license fees had been \$20 for almost twenty-five years and after a comprehensive review of all the city's fees and charges, they would be increasing the restaurant license to \$50. Mrs. Maguire stated based on other cities and towns, South Bend's lowest amount was \$90 and they knew certain cities charged by receipts and sales, so they still felt that \$50 was a nominal amount for the annual restaurant fee.

Question was called for at 6:49PM for **PROPOSED ORDINANCE NO. 2025-42 Motion** passed by unanimous roll call vote (summary: Yes = 9).

Yes: Mrs. Hazen, Mrs. Voelker, Mr. Carroll, Mr. Banicki, Mr. Emmons, Ms. Hahn, Mr. Mammolenti, Mr. Violi, Mr. Hixenbaugh. The proposed ordinance passed 9-0, thus it became **ORDINANCE NO. 5963.**

PROPOSED ORDINANCE NO. 2025-43

AN ORDINANCE OF THE COMMON COUNCIL OF THE CITY OF MISHAWAKA, INDIANA AMENDING THE UNIFORM SCHEDULE OF FEES Amendment Requested

Mr. Violi reported the Budget & Finance Committee recommended that this proposed ordinance be adopted. Upon a second by Mr. Banicki, the motion carried. The committee report passed unanimously.

John Roggeman, Corporation Counsel for the City of Mishawaka, spoke in favor of **PROPOSED ORDINANCE NO. 2025-43.** Mr. Roggeman stated he wanted to remind the Council that with the proposed ordinance, there was an amendment that needed to be adopted. The chair entertained a motion to amend **PROPOSED ORDINANCE NO. 2025-43** pursuant to the information provided by the Clerk's Office via the Administration. Mr. Banicki moved the motion and with a second from Mr. Mammolenti, a voice vote was held. The motion passed unanimously and the amendment was made. The second reading and public hearing on **PROPOSED ORDINANCE NO. 2025-43AA** resumed.

Mr. Roggeman stated he was present to have the schedule of fees amended as it had not been amended in several years and there were numerous there and they were mainly from the Planning Department and the Building Department. Mr. Roggeman stated Ken Prince was present as well as Bo Hundt if they had any specific questions for them. Mr. Roggeman stated it had been a long time since the fees had been amended and he sent to them previously the amounts that they were changing to. Mr. Roggeman stated he was happy to answer any questions.

Mrs. Voelker thanked Mr. Roggeman for providing the Council with that added information so they could take a look at what the fees had been before and comparing them to what the proposed fees were.

Mr. Hixenbaugh thanked Mr. Roggeman for the work he had done on this matter and with regard to the proposed ordinance, he asked if it was assume that this was yet another example of issues that they were having to tackle as a municipality in the wake of the Senate Enrolled Act 1 that was passed which had a real negative impact on their finances. Mr. Roggeman stated it certainly was, and it was always good to review their fees, but it was certainly much needed at that point in time and likely would not have been done without the Senate Enrolled Act 1 being passed. Mr. Hixenbaugh stated he appreciated the work he did on it and he thought that he and the others

involved struck a really good balance between the need to review the fees and adjust them but not going overboard to the point where they would be burdensome. Mr. Hixenbaugh thanked Mr. Roggeman for striking that balance.

Question was called for at 6:54PM for **PROPOSED ORDINANCE NO. 2025-43 Motion passed by unanimous roll call vote (summary: Yes = 9).**

Yes: Mrs. Hazen, Mrs. Voelker, Mr. Carroll, Mr. Banicki, Mr. Emmons, Ms. Hahn, Mr. Mammolenti, Mr. Violi, Mr. Hixenbaugh. The proposed ordinance passed 9-0, thus it became **ORDINANCE NO. 5964.**

PROPOSED ORDINANCE NO. 2025-44

AN ORDINANCE OF THE COMMON COUNCIL OF THE CITY OF MISHAWAKA ESTABLISHING A MERIT SYSTEM FOR THE MISHAWAKA POLICE DEPARTMENT

The chair entertained a motion to postpone second reading and public hearing on **PROPOSED ORDINANCE NO. 2025-44** until their next regularly scheduled council meeting on January 5, 2026, in order for them to comply with some statutory deadlines. The motion was moved by Mr. Banicki and with a second from Mrs. Voelker, a voice vote was held on the motion. The voice vote passed unanimously, and the proposed ordinance was postponed.

PROPOSED ORDINANCE NO. 2025-45

AN ORDINANCE OF THE COMMON COUNCIL OF THE CITY OF MISHAWAKA ESTABLISHING RESPONSIBLE BIDDING PRACTICES AND SUBMISSION REQUIREMENTS FOR PUBLIC WORKS PROJECTS Establishing Responsible Bidding Practices and Submission Requirements

The chair entertained a motion to postpone second reading and public hearing on **PROPOSED ORDINANCE NO. 2025-45** until their next regularly scheduled council meeting on January 5, 2026, in order for additional revisions of the ordinance to be considered. The motion was moved by Mr. Banicki and with a second from Mrs. Voelker, a voice vote was held on the motion. The voice vote passed unanimously, and the proposed ordinance was postponed.

PRIVILEGE OF THE FLOOR

Clerk Block thanked her staff in the Clerk's Office for the decorating of the Council Chambers and for their offices and they always did a fine job of making everything look pleasant and festive. Clerk Block also thanked her staff for all they did for them all year long. Mr. Hixenbaugh also thanked the Clerk's Office staff.

UNFINISHED BUSINESS

The chair entertained a motion to amend that evening's agenda in order to add an amendment to the annual spending plan of the City of Mishawaka Redevelopment Commission for 2025. The motion was moved by Mrs. Voelker and with a second from Mr. Mammolenti, a voice vote was held on the motion. The motion passed unanimously and the amendment was made. Mr. Hixenbaugh stated the record would reflect that in light of the amended agenda item, the amendment to the Redevelopment Commission plan for 2025 would be noted and there was no additional action required at that time.

NEW BUSINESS

Mr. Mammolenti made a reminder that the Twin Branch Neighborhood Watch would not have a meeting in December per usual and their next meeting would be January 21st with the time, location, and speaker to be determined at a later date and he would be sure to announce that to the public.

Mr. Hixenbaugh and the rest of the Council wished everyone a Merry Christmas and a Happy New Year and they would see them in 2026.

ADJOURNMENT 6:59PM

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.