



AGENDA

COMMON COUNCIL - REGULAR MEETING

Tuesday, April 21, 2009

Meeting to be held at **6:30 p.m.**, local time,
in the Common Council Chambers, City Hall Building
100 East Michigan Boulevard, Michigan City, Indiana

CALL TO ORDER BY COUNCIL PRESIDENT

PLEDGE OF ALLEGIANCE TO THE FLAG and PRAYER

ROLL CALL

APPROVAL OF MINUTESRegular Meeting April 7, 2009

REPORTS of STANDING COMMITTEES

REPORTS of SPECIAL or SELECT COMMITTEES

REPORTS of OTHER CITY OFFICERS and DEPARTMENTS

M.C.P.D. Assistant Chief Marc Swistek – Graffiti

PETITIONS

COMMUNICATIONS

RESOLUTIONS

**APPROVING THE STATEMENT OF BENEFITS (SB-1/PP)
FOR TAX ABATEMENT FOR CERTAIN PERSONAL PROPERTY
OWNED BY CURRENT MIDWEST WITHIN MICHIGAN CITY AND
WAIVING CERTAIN REQUIREMENTS PURSUANT TO INDIANA
LAW, INCLUDING, WITHOUT LIMITATION, IC 6-1.1-12.1-9.5**

**INTRODUCED BY: Joseph Doyle
Ron Meer**

**APPROVING THE STATEMENT OF BENEFITS (SB-1) FOR TAX
ABATEMENT FOR CERTAIN REAL PROPERTY OWNED BY
CURRENT MIDWEST COMPANY AND THOMAS A. ENGWERT
WITHIN MICHIGAN CITY AND WAIVING CERTAIN
REQUIREMENTS PURSUANT TO INDIANA LAW, INCLUDING,
WITHOUT LIMITATION, IC 6-1.1-12.1-9.5**

**INTRODUCED BY: Joseph Doyle
Ron Meer**

ORDINANCES

**ORDINANCE
1st Reading**

**APPROVING ADDITIONAL APPROPRIATIONS FOR THE
PURPOSE OF CREATING AN ADDITIONAL FULL TIME
POSITION WITHIN THE STREET DEPARTMENT**

INTRODUCED BY: Marc Espar

(**DECREASE** Fund #0708, MVHF Unappropriated -\$14,000.00, **INCREASE** Accounts # 0708 0000 01411.001, Salary \$8,276.00, 411.016 Overtime – \$1,288.00, 413.001FICA - \$712.00, 413.004 Health Insurance - \$2,700.00, 413.002 PERF - \$1,024.00).

ORDINANCE
1st Reading

APPROVING ADDITIONAL APPROPRIATION FOR PURPOSES OF ACQUIRING STREET EQUIPMENT, PARK EQUIPMENT, AND DE-ICING SALT

INTRODUCED BY: Marc Espar

(**DECREASE** Fund #9000, Riverboat , Unappropriated - \$455,700.00 **INCREASE** Account #9000 0000 04 444.004 - \$165,000.00 Street Equipment (Street truck with plows, spreader and GPS \$135,000, and Two spreaders \$30,000), **INCREASE** Account # 9000 0000 04 444.011- \$112,700.00 (Park truck, two (2) quad cab trucks, two (2) 72” mowers, gator, and bunker rake), **INCREASE** Account # 9000 0000 02 423.002 - \$14,000.00 Repair Parts (to convert sanitary truck for forestry use), **INCREASE** Account # 9000 0000 06 460.100 - \$14,000.00, Transfer of Funds to MVHF **INCREASE** Account # 9000 0000 03 436.005 - \$150,000.00 Other Repair & Maintenance – Salt)

ORDINANCE
1st Reading

APPROVING ADDITIONAL APPROPRIATIONS TO PROVIDE FUNDING FOR THE REPAIR OF TWO FIRE TRUCKS AND CONSTRUCTION OF THE OASIS SPLASH PAD

INTRODUCED BY: Marc Espar

(**DECREASE** Fund #9000, Riverboat Unappropriated - \$525,000.00 **INCREASE** Account #9000 0000 04 444.012 - \$225,000.00, Fire truck repairs **INCREASE** Account #9000 0000 04 443.007 -, \$300,000.00, Oasis splash pad construction)

ORDINANCE
1st Reading

AN ORDINANCE PROHIBITING THE FEEDING OF WILDLIFE IN PUBLIC PARKS AND ADDING SEC. 14-13 TO ARTICLE 1 OF CHAPTER 14 OF THE MUNICIPAL CODE OF THE CITY OF MICHIGAN CITY, INDIANA

INTRODUCED BY: Joe Doyle
Marc Espar

ORDINANCE
1st Reading

AN ORDINANCE ESTABLISHING THE TIME TO SET OUT AND REMOVE RECYCLABLE CONTAINERS PRIOR TO AND AFTER COLLECTION OF RECYCLABLE MATERIAL BY THE LAPORTE COUNTY SOLID WASTE DISTRICT AND ADDING SEC. 98-146 TO DIVISION 2, ARTICLE IV, OF CHAPTER 98 OF THE MUNICIPAL CODE OF THE CITY OF MICHIGAN CITY, INDIANA

INTRODUCED BY: Phil Jankowski

ORDINANCE
2nd Reading

AN ORDINANCE OF THE COMMON COUNCIL OF THE CITY OF MICHIGAN CITY, INDIANA AMENDING THE MICHIGAN CITY COMPREHENSIVE ZONING ORDINANCE NO. 2114 BY CHANGING THE PROVISIONS FOR THE MAXIMUM HEIGHT OF STRUCTURES IN RESIDENTIAL DISTRICTS

INTRODUCED BY: Patricia Boy

News Dispatch ad
April 8, 2009

Formal Public
Hearing to be held
April 21, 2009

ORDINANCE
2nd Reading

AN ORDINANCE OF THE COMMON COUNCIL OF THE CITY OF MICHIGAN CITY, INDIANA, AMENDING THE MICHIGAN CITY ZONING MAP AND ORDINANCE NO. 2114 BY REZONING A PARCEL OF PROPERTY KNOWN AS 200 BLOCK (LOT 1, 2, 3, 4, 5, 6, 7, 8, AND 9) IN ORR AND DEWOLF'S ADDITION TO MICHIGAN CITY FROM BUSINESS B2 TO RESIDENTIAL R2; AND, BLAIR'S 2ND ADDITION TO MICHIGAN CITY BLOCK 5 SW CORNER LOT 11 AND PIECE IN NW CORNER LOT 10 FROM BUSINESS B2 TO RESIDENTIAL R2

INTRODUCED BY: Ron Meer

**ORDINANCE
2nd Reading**

**APPROVING ADDITIONAL APPROPRIATION FOR THE
BUDGET OF THE GOLF FUND**

INTRODUCED BY: Joe Doyle

(**DECREASE:** Fund # 1314 Golf Unappropriated - \$ 21,800.00,
INCREASE: Fund # 1314 0000 02 423.005, Miscellaneous Merchandise
Supplies (to purchase inventory for resale and related supplies) \$16,500.00,
Fund # 1314 0000 03 439.011, Contractual Services (to provide bartender
training for employees, purchase alcohol permits, and purchase alcohol liability
insurance) \$ 3,600.00, Fund # 1314 0000 02 423.003 Small Tools & Minor
Equipment (to purchase refrigerators) \$ 1,700.00).

News Dispatch ad
April 8, 2009

Formal Public
Hearing to be held
May 5, 2009

**ORDINANCE
2nd Reading**

**AN ORDINANCE REQUIRING THE REMOVAL OF GRAFFITI
IN ORDER TO PROTECT THE PUBLIC HEALTH, SAFETY AND
WELFARE, DECLARING THAT PROPERTY MAY BECOME
A NUISANCE OWING TO THE FAILURE OF RESPONSIBLE
PARTIES TO REMOVE GRAFFITI AFTER HAVING BEEN
REQUESTED TO DO SO BY CITY, ESTABLISHING A PROCESS
FOR THE REMOVAL OF GRAFFITI AND THE RECOVERY OF
PUBLIC CLEAN-UP EXPENSES, CREATING CIVIL REMEDIES,
AND ADDING ARTICLE VII TO CHAPTER 46 OF THE
MUNICIPAL CODE OF THE CITY OF MICHIGAN CITY,
LAPORTE COUNTY, INDIANA**

INTRODUCED BY: Angie Nelson
Willie Milsap

**ORDINANCE
2nd Reading**

AN ORDINANCE OF THE COMMON COUNCIL OF THE CITY OF MICHIGAN CITY, INDIANA ANNEXING 44.347 ACRES OF REAL ESTATE OWNED BY OEHMSTEAD COMPANY, LLC, SITUATED ON 600 WEST, MICHIGAN CITY, INDIANA AND DECLARING THE SAME TO BE A PART OF THE CITY OF MICHIGAN CITY, INDIANA AND PROVIDING ZONING CLASSIFICATION THEREFORE

INTRODUCED BY: Robert McKee
Joseph Doyle
Marc Espar

**ORDINANCE
2nd Reading**

AMENDING ORDINANCE NO. 2053 AND ALL SUBSEQUENT AMENDING ORDINANCES THERETO ALSO KNOWN AS SECTION 50-138, 50-140, 50-141, AND 50-142 OF THE MUNICIPAL CODE OF THE CITY OF MICHIGAN CITY, INDIANA AND AMENDING CODE 1980, § 150.035.1 AND ALL SUBSEQUENT AMENDING ORDINANCES THERETO ALSO KNOWN AS SECTION 50-139 OF THE MUNICIPAL CODE OF THE CITY OF MICHIGAN CITY, INDIANA

INTRODUCED BY: Patricia Boy

**ORDINANCE
2nd Reading**

AMENDING ORDINANCE NO. 2053 AND ALL SUBSEQUENT AMENDING ORDINANCES THERETO ALSO KNOWN AS SECTION 22-661 AND 22-663 OF THE MUNICIPAL CODE OF THE CITY OF MICHIGAN CITY, INDIANA AND AMENDING CODE 1980, § 150.035.1 AND ALL SUBSEQUENT AMENDING ORDINANCES THERETO ALSO KNOWN AS SECTION 22-662 OF THE MUNICIPAL CODE OF THE CITY OF MICHIGAN CITY, INDIANA

INTRODUCED BY: Patricia Boy

ORDINANCE
2nd Reading

**AMENDING ORDINANCE NO. 2053 AND ALL SUBSEQUENT
AMENDING ORDINANCES THERETO ALSO KNOWN AS
SECTION 22-691 AND SECTION 22-692 OF THE MUNICIPAL
CODE OF THE CITY OF MICHIGAN CITY, INDIANA**

INTRODUCED BY: Patricia Boy

**UNFINISHED
BUSINESS**

NEW BUSINESS

Nominations: Animal Control Advisory Committee Incumbent;
Brian Godfrey

COMMENTS FROM THE PUBLIC

COMMENTS FROM THE COUNCIL

ADJOURNMENT

Thomas F. Fedder, City Clerk