



**A G E N D A**  
**COMMON COUNCIL - REGULAR MEETING**  
**Tuesday, November 7, 2017**

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

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**CALL TO ORDER BY COUNCIL PRESIDENT**

**PLEDGE OF ALLEGIANCE TO THE FLAG and PRAYER**

**ROLL CALL**

**APPROVAL OF MINUTES**

Regular Meeting October 17, 2017

**REPORTS of STANDING COMMITTEES**

**REPORTS of SPECIAL or SELECT COMMITTEES**

FILED

NOV 01 2017

GALE NEULIEB  
CITY CLERK  
CITY OF MICHIGAN CITY

**Kim Sliwa**

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**From:** Kyle Kazmierczak  
**Sent:** Wednesday, November 01, 2017 12:43 PM  
**To:** Gale Neulieb; Kim Sliwa  
**Cc:** Randy Novak; Jennifer Clouse  
**Subject:** Council meeting November 6th

Good Afternoon Mrs. Neulieb,

On behalf of Chief Novak, he has asked that I contact you in hopes of being placed on the November 6<sup>th</sup> agenda for the City Council meeting. If granted; it is his intention to update the City Council on the status of our overtime.

Thank you in advance,

[Kyle A. Kazmierczak](#) | Fire Marshal  
Michigan City Fire Department  
2510 E. Michigan Blvd.  
Michigan City, IN 46360  
(219) 873-1453 – Office  
(219) 898-1263 – Cell  
[www.kkaz@emichigancity.com](mailto:www.kkaz@emichigancity.com)

**REPORTS of OTHER CITY OFFICERS and DEPARTMENTS**

Fire Chief Randy Novak – update on 2017 overtime

**CLAIMS DOCKET**

**Fund #9000 – Riverboat – Claims – \$295,670.81  
Fund #0417 – Boyd Development – \$0.00**

**PETITIONS**

**COMMUNICATIONS**

**RESOLUTIONS**

**APPROVING INCREASING AND DECREASING CERTAIN  
APPROPRIATIONS WITHIN THE BUDGET OF THE  
CLERK’S OFFICE IN THE GENERAL FUND #1001 FOR  
THE YEAR 2017, IN MICHIGAN CITY, INDIANA**

**Introduced by: Don Przybylinski**

**APPROVING AND AUTHORIZING THE INTERLOCAL  
GOVERNMENT AGREEMENT BETWEEN THE TOWN OF  
POTTAWATTOMIE PARK AND THE CITY OF MICHIGAN  
CITY FOR LAW ENFORCEMENT SERVICES TO BE  
PROVIDED BY THE CITY TO THE TOWN**

**Introduced by: Tim Bietry  
Don Przybylinski**

**APPROVING AND AUTHORIZING THE 2018 UNION  
CONTRACT BETWEEN THE INDIANA FRATERNAL  
ORDER OF POLICE AND THE CITY OF MICHIGAN  
CITY, INDIANA**

**Introduced by: Al Whitlow  
Don Przybylinski  
Ron Hamilton**

**ORDINANCES**

**ORDINANCE  
1<sup>st</sup> Reading**

**AMENDING ORDINANCE NO. 4408 COMMONLY KNOWN AS THE "2017 SALARY ORDINANCE FOR APPOINTED OFFICIALS AND EMPLOYEES" TO ADD THE POSITION OF PROMISE SCHOLARSHIP DIRECTOR TO THE CITY'S FRINGE BENEFIT PROGRAM**

**Introduced by: Don Przybylinski**

**ORDINANCE  
1<sup>st</sup> Reading**

**AMENDING ORDINANCE NO. 4454 COMMONLY KNOWN AS THE "2018 SALARY ORDINANCE FOR APPOINTED OFFICIALS AND EMPLOYEES" TO ADD THE POSITION OF PROMISE SCHOLARSHIP DIRECTOR TO THE CITY'S FRINGE BENEFIT PROGRAM**

**Introduced by: Don Przybylinski**

**ORDINANCE  
1<sup>st</sup> Reading**

**APPROVING ADDITIONAL APPROPRIATION FOR THE PURCHASE AND TRAINING OF A NEW PATROL K9 FOR THE POLICE DEPARTMENT IN THE BUDGET OF THE RIVERBOAT FUND**

**Introduced by: Candice Silvas  
Don Przybylinski  
Ron Hamilton**

(DECREASE Fund #9000 Riverboat Unappropriated balance  
\$20,000.00 INCREASE Account #9000 2042 000 445050  
\$20,000.00 Other Machinery & Equipment-Police)

**ORDINANCE**  
**1<sup>st</sup> Reading**

**APPROVING ADDITIONAL APPROPRIATION IN THE  
BUDGET OF THE RIVERBOAT FUND FOR THE LOCAL  
MATCH FOR THE LAKE MICHIGAN COASTAL GRANT  
FOR THE PARK DEPARTMENT FOR EXTERIOR  
REPAIRS TO THE OLD LIGHTHOUSE MUSEUM**

**Introduced by:** Bryant Dabney  
**Co-Sponsored by:** Sharon Carnes

(DECREASE Fund #2042 Riverboat Unappropriated balance  
\$70,000.00 INCREASE Account #2042.000.444.050 \$70,000.00  
Cap Outlay-Imp Other than Bldg. Other)

**ORDINANCE**  
**3<sup>rd</sup> Reading**

**CREATING SEC. 26-2 IN CHAPTER 26 OF THE  
MICHIGAN CITY MUNICIPAL CODE TO REQUIRE NEW  
BUSINESSES TO REGISTER WITH THE PLANNING AND  
ZONING DEPARTMENT**

**Introduced by:** Chris Schwanke

**UNFINISHED  
BUSINESS**

**NEW BUSINESS**

**FYI:** Mayor Meer is requesting the advice and consent of the members of the Michigan City Common Council regarding his re-appointment of Ms. Nancy Moldenhauer to the Michigan City Human Rights Commission (term begins immediately and expires November 2, 2021)

**FYI:** Mayor Meer is requesting the advice and consent of the members of the Michigan City Common Council regarding his re-appointment of Mrs. Sharon Wright to the Michigan City Human Rights Commission (term begins immediately and expires November 2, 2021)

**FYI:** The Common Council has two (2) appointments to the Redevelopment Commission expiring December 31, 2017  
Incumbents: Mr. Damon Carnes  
Mrs. Kathy Dennis

2018 Contract between the Indiana Fraternal Order of Police Labor Council, Inc. and the Civil City of Michigan City, Indiana

**COMMENTS FROM THE PUBLIC**

**COMMENTS FROM THE COUNCIL**

**ADJOURNMENT**

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**Gale A. Neulieb, City Clerk**

**Please contact the Clerk's Office at 219-873-1410 if you require information regarding building accessibility or reasonable accommodations. Office hours are Monday-Friday from 8:00 a.m. to 4:30 p.m.**

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**Agenda November 7, 2017  
Posted November 3, 2017**

MICHIGAN CITY COMMON COUNCIL

RESOLUTION \_\_\_\_\_

APPROVING INCREASING AND DECREASING CERTAIN APPROPRIATIONS  
WITHIN THE BUDGET OF THE CLERK’S OFFICE IN THE GENERAL FUND #1001  
FOR THE YEAR 2017, IN MICHIGAN CITY, INDIANA

WHEREAS, there exists certain circumstances within the budget of Clerk’s Office in the General Fund #1001 (f/k/a: General Fund 0101) of Michigan City which require increasing and decreasing appropriations for certain line items in that Fund for the year 2017.

NOW, THEREFORE, BE IT RESOLVED by the Common Council of the City of Michigan City, La Porte County, Indiana, that:

Section 1. Because it is deemed advisable and necessary, in order to meet the circumstances facing the Budget of Clerk’s Office in the General Fund of the City, the Common Council approves the following transfer of appropriations, as listed, to-wit:

CLERK’S OFFICE IN GENERAL FUND #1001

DECREASE:	A/C #1001.102-439-090	
	Contractual Services	\$2,000.00
INCREASE:	A/C #1001.102-421-005	
	Office Supplies	\$2,000.00

This Resolution shall be in full force and effect after passage by the Michigan City Common Council and approval by the Mayor.

INTRODUCED BY: \_\_\_\_\_  
Don Przybylinski  
Michigan City Common Council

Passed by the Common Council of the City of Michigan City, Indiana, this \_\_\_\_\_ day of \_\_\_\_\_, 2017.

\_\_\_\_\_  
Chris Schwanke, President  
Michigan City Common Council

Approved by me, this \_\_\_\_\_ day of \_\_\_\_\_, 2017.

\_\_\_\_\_  
Ron Meer, Mayor  
City of Michigan City, Indiana

ATTEST:

\_\_\_\_\_  
Gale A. Neulieb, Clerk  
City of Michigan City, Indiana



**MICHIGAN CITY COMMON COUNCIL**

**RESOLUTION \_\_\_\_\_**

**APPROVING AND AUTHORIZING THE INTERLOCAL GOVERNMENT AGREEMENT BETWEEN THE TOWN OF POTTAWATTOMIE PARK AND THE CITY OF MICHIGAN CITY FOR LAW ENFORCEMENT SERVICES TO BE PROVIDED BY THE CITY TO THE TOWN**

**WHEREAS**, I.C. 36-1-7, et seq., permits governmental entities to enter into interlocal cooperation agreements to make the most effective use of their powers and resources by contracting and utilizing services for the mutual benefit of the participating governmental entities; and

**WHEREAS**, pursuant to I.C. 36-1-7-2, each party to an interlocal cooperation agreement must pass an ordinance or resolution approving the agreement, and after each party passes an ordinance or resolution approving the agreement, pursuant to I.C. 36-1-7-6, the agreement must be recorded with the LaPorte County Recorder before the agreement takes effect; and

**WHEREAS**, in addition to recording the agreement with the LaPorte County Recorder, pursuant to I.C. 36-1-7-6, not later than sixty (60) days after the agreement takes effect, the agreement must be filed with the State Board of Accounts for audit purposes; and

**WHEREAS**, the City of Michigan City (“the City”) is a unit of local government located in LaPorte County, Indiana, with jurisdiction over all real property and residents within the municipal corporate boundaries of Michigan City, Indiana; and

**WHEREAS**, the Town of Pottawattomie Park (“the Town”) is a unit of local government located in LaPorte County, Indiana, with jurisdiction over all real property and residents within the municipal corporate boundaries of the Town of Pottawattomie Park, Indiana; and

**WHEREAS**, the Michigan City Police Department (“MCPD”) is a Department of the City composed of duly qualified and sworn law enforcement officers of the State of Indiana authorized by law to enforce the laws of the State of Indiana; and

**WHEREAS**, the Town is in need of law enforcement services for the year 2018 and desires to avail itself of the services of MCPD by means of an Interlocal Government Agreement with the City for their mutual benefit and for the benefit of the citizens thereof; and

**WHEREAS**, MCPD and the City desire to provide said services to the Town; and

**WHEREAS**, the Common Council has determined that the entry into, and execution of such an Agreement with the Town is in the best interests of the City and the citizens herein, and therefore, this Council is willing to enter into the attached Interlocal Government Agreement For Law Enforcement Services (“the Agreement”) with the Town.

**NOW, THEREFORE, BE IT RESOLVED** by the Common Council of the City of Michigan City, La Porte County, Indiana as follows:

(1.) The aforementioned "whereas" paragraphs are hereby incorporated as though fully set forth in these resolving clauses.

(2.) The Common Council hereby approves the Interlocal Government Agreement between the Town of Pottawattomie Park and the City of Michigan City, which is attached hereto as "Exhibit A," for the purpose of authorizing, and compensating for, the City of Michigan City through the MCPD to provide law enforcement services to the Town of Pottawattomie Park.

(3.) That in the event the Agreement receives all necessary approvals and has been properly executed, the Michigan City Clerk will be responsible for recording the Agreement with the LaPorte County Recorder's Office and for providing copies of the Agreement to each party to the Agreement and to file said Agreement with the State Board of Accounts within sixty (60) days after the effective date of the Agreement.

This Resolution shall be in full force and effect after passage by the Michigan City Common Council and approval by the Mayor.

**INTRODUCED BY:** \_\_\_\_\_

Tim Bietry, Member  
Michigan City Common Council

\_\_\_\_\_  
Don Przybylinski, Member  
Michigan City Common Council

Passed by the Common Council of the City of Michigan City, Indiana, this \_\_\_\_\_ day of \_\_\_\_\_, 2017.

\_\_\_\_\_  
Chris Schwanke, President  
Michigan City Common Council

Approved by me, this \_\_\_\_\_ day of \_\_\_\_\_, 2017.

\_\_\_\_\_  
Ron Meer, Mayor  
City of Michigan City, Indiana

ATTEST:

\_\_\_\_\_  
Gale A. Neulieb, Clerk  
City of Michigan City, Indiana

*Prepared by Corporation Counsel Upon Request*

**MICHIGAN CITY COMMON COUNCIL**

**RESOLUTION \_\_\_\_\_**

**APPROVING AND AUTHORIZING THE 2018 UNION CONTRACT BETWEEN THE INDIANA FRATERNAL ORDER OF POLICE AND THE CITY OF MICHIGAN CITY, INDIANA**

**WHEREAS**, there is a labor agreement currently in effect between the Indiana Fraternal Order of Police and the City of Michigan City; and

**WHEREAS**, pursuant to I.C. 36-8-3-3, the Common Council is vested with the authority of establishing the compensation for members in the Michigan City Police Department; and

**WHEREAS**, there have been successful negotiations between the Labor Relations Committee of the Common Council, the Board of Public Works & Safety, and the Indiana Fraternal Order of Police to increase wages 1.5% for the Michigan City Police Department for 2018, and said modification to the labor agreement is attached hereto as "Exhibit A;" and

**WHEREAS**, the Indiana Fraternal Order of Police have advised the Labor Relations Committee that their union voted to accept the 2018 contract attached hereto as "Exhibit A;" and

**WHEREAS**, the Labor Relations Committee recommends that the Common Council approve and authorize the 2018 contract attached hereto as "Exhibit A."

**NOW, THEREFORE, BE IT RESOLVED** by the Common Council of the City of Michigan City, La Porte County, Indiana as follows:

(1.) The aforementioned "whereas" paragraphs are hereby incorporated as though fully set forth in these resolving clauses.

(2.) The Common Council hereby approves the financial terms of the 2018 Union Contract between the Indiana Fraternal Order of Police and the City of Michigan City, Indiana, which is attached hereto as "Exhibit A."

This Resolution shall be in full force and effect after passage by the Michigan City Common Council and approval by the Mayor.

This Resolution shall be in full force and effect after passage by the Michigan City Common Council and approval by the Mayor.

**INTRODUCED BY:** \_\_\_\_\_

Al Whitlow, Member  
Michigan City Common Council

\_\_\_\_\_  
Don Przybylinski, Member  
Michigan City Common Council

\_\_\_\_\_  
Ron Hamilton, Member  
Michigan City Common Council

Passed by the Common Council of the City of Michigan City, Indiana, this \_\_\_\_\_ day of \_\_\_\_\_, 2017.

\_\_\_\_\_  
Chris Schwanke, President  
Michigan City Common Council

Approved by me, this \_\_\_\_\_ day of \_\_\_\_\_, 2017.

\_\_\_\_\_  
Ron Meer, Mayor  
City of Michigan City, Indiana

ATTEST:

\_\_\_\_\_  
Gale A. Neulieb, Clerk  
City of Michigan City, Indiana

*Prepared by Corporation Counsel Upon Request*

MICHIGAN CITY COMMON COUNCIL

ORDINANCE NO. \_\_\_\_\_

**AMENDING ORDINANCE NO. 4408 COMMONLY KNOWN AS THE "2017 SALARY ORDINANCE FOR APPOINTED OFFICIALS AND EMPLOYEES" TO ADD THE POSITION OF PROMISE SCHOLARSHIP DIRECTOR TO THE CITY'S FRINGE BENEFIT PROGRAM**

**WHEREAS**, on October 19, 2016, the Michigan City Common Council enacted Ordinance No. 4408, which established the salaries and wages for appointed officials and employees for the year 2017; and

**WHEREAS**, in Ordinance No. 4408, the position of the Promise Scholarship Director should have been added in Section 2 defining that the Promise Scholarship Director was entitled to the fringe benefit program provided by the City, however, the Promise Scholarship Director was inadvertently excluded; and

**WHEREAS**, the need exists to correct said error and add the Promise Scholarship Director to the list of full-time, non-contract employees, entitled to the City's Fringe Benefit Program.

**NOW, THEREFORE, BE IT ORDAINED** by the Common Council of the City of Michigan City, LaPorte County, Indiana, as follows:

1. The position of Promise Scholarship Director shall be added to Section 2, specifically in the first sentence of departments entitled to the fringe benefit program provided by the City and the Promise Scholarship Director's participation in the program since the date of hire is hereby ratified.
2. All other provisions of Ordinance No. 4408 shall remain in full force and effect.

This Ordinance to be effective retroactive to January 1, 2017 upon passage by the Council, approval by the Mayor, any necessary publication, and any necessary approval by the Indiana Department of Local Government Finance.

**INTRODUCED BY:** \_\_\_\_\_  
Don Przybylinski, Member  
Michigan City Common Council

Passed by the Common Council of the City of Michigan City, Indiana, this \_\_\_\_\_ day of \_\_\_\_\_, 2017 by a vote of \_\_\_\_\_ to \_\_\_\_\_.

\_\_\_\_\_  
Chris Schwanke, President  
Michigan City Common Council

Approved by me, this \_\_\_\_\_ day of \_\_\_\_\_, 2017.

\_\_\_\_\_  
Ron Meer, Mayor  
City of Michigan City, Indiana

ATTEST:

\_\_\_\_\_  
Gale A. Neulieb, Clerk  
City of Michigan City, Indiana

*Prepared by Corporation Counsel Upon Request*

MICHIGAN CITY COMMON COUNCIL

ORDINANCE NO. \_\_\_\_\_

**AMENDING ORDINANCE NO. 4454 COMMONLY KNOWN AS THE "2018 SALARY ORDINANCE FOR APPOINTED OFFICIALS AND EMPLOYEES" TO ADD THE POSITION OF PROMISE SCHOLARSHIP DIRECTOR TO THE CITY'S FRINGE BENEFIT PROGRAM**

**WHEREAS**, on October 18, 2017, the Michigan City Common Council enacted Ordinance No. 4454, which established the salaries and wages for appointed officials and employees for the year 2018; and

**WHEREAS**, in Ordinance No. 4454, the position of the Promise Scholarship Director should have been added in Section 2 to define that the Promise Scholarship Director was entitled to the fringe benefit program provided by the City, however, the Promise Scholarship Director was inadvertently excluded; and

**WHEREAS**, the need exists to correct error and add the Promise Scholarship Director to the list of full-time, non-contract employees, entitled to the City's Fringe Benefit Program.

**NOW, THEREFORE, BE IT ORDAINED** by the Common Council of the City of Michigan City, LaPorte County, Indiana, as follows:

1. The position of Promise Scholarship Director shall be added to Section 2, specifically in the first sentence as a department entitled to the fringe benefit program provided by the City.
2. All other provisions of Ordinance No. 4454 shall remain in full force and effect.

This Ordinance to be effective upon passage by the Council, approval by the Mayor, any necessary publication, and any necessary approval by the Indiana Department of Local Government Finance.

**INTRODUCED BY:** \_\_\_\_\_  
Don Przybylinski, Member  
Michigan City Common Council

Passed by the Common Council of the City of Michigan City, Indiana, this \_\_\_\_\_ day of \_\_\_\_\_, 2017 by a vote of \_\_\_\_\_ to \_\_\_\_\_.

\_\_\_\_\_  
Chris Schwanke, President  
Michigan City Common Council

Approved by me, this \_\_\_\_\_ day of \_\_\_\_\_, 2017.

\_\_\_\_\_  
Ron Meer, Mayor  
City of Michigan City, Indiana

ATTEST:

\_\_\_\_\_  
Gale A. Neulieb, Clerk  
City of Michigan City, Indiana

*Prepared by Corporation Counsel Upon Request*

MICHIGAN CITY COMMON COUNCIL

ORDINANCE NO. \_\_\_\_\_

APPROVING ADDITIONAL APPROPRIATION FOR THE PURCHASE AND TRAINING OF A NEW PATROL K9 FOR THE POLICE DEPARTMENT IN THE BUDGET OF THE RIVERBOAT FUND

WHEREAS, it has been demonstrated to the Common Council of the City of Michigan City that it is necessary to appropriate more money than was appropriated in the 2017 Annual Budget for the purchase and training of a new Patrol K9 for the Police Department; and

WHEREAS, the City Controller has determined that sufficient unappropriated funds are available in the Riverboat Fund #9000 to be appropriated for that purpose.

NOW, THEREFORE, BE IT ORDAINED by the Common Council of the City of Michigan City, LaPorte County, Indiana, that for the expenses of the City the following additional sums of money are hereby appropriated out of the funds named and for the purpose specified, subject to the laws governing the same:

	<u>AMOUNT REQUESTED</u>	<u>AMOUNT APPROPRIATED</u>
DECREASE Fund #9000 Riverboat Unappropriated balance	\$20,000.00	
INCREASE Account #9000 2042 000 445050 Other Machinery & Equipment-Police		\$20,000.00
<b>TOTAL FOR FUND</b>	<b>\$20,000.00</b>	

This Ordinance to be effective upon passage by the Council, approval by the Mayor, any necessary publication, and any necessary approval by the Indiana Department of Local Government Finance.

INTRODUCED BY: \_\_\_\_\_

Candice Silvas, Member  
Michigan City Common Council

\_\_\_\_\_  
Don Przybylinski, Member  
Michigan City Common Council

\_\_\_\_\_  
Ron Hamilton, Member  
Michigan City Common Council

Passed by the Common Council of the City of Michigan City, Indiana, this \_\_\_\_\_ day of \_\_\_\_\_, 2017 by a vote of \_\_\_\_\_ to \_\_\_\_\_.

\_\_\_\_\_  
Chris Schwanke, President  
Michigan City Common Council

Approved by me, this \_\_\_\_\_ day of \_\_\_\_\_, 2017.

\_\_\_\_\_  
Ron Meer, Mayor  
City of Michigan City, Indiana

ATTEST:

\_\_\_\_\_  
Gale A. Neulieb, Clerk  
City of Michigan City, Indiana

Prepared by Corporation Counsel Upon Request

MICHIGAN CITY COMMON COUNCIL

ORDINANCE NO. \_\_\_\_\_

**APPROVING ADDITIONAL APPROPRIATION IN THE BUDGET OF THE RIVERBOAT FUND FOR THE LOCAL MATCH FOR THE LAKE MICHIGAN COASTAL GRANT FOR THE PARK DEPARTMENT FOR EXTERIOR REPAIRS TO THE OLD LIGHTHOUSE MUSEUM**

**WHEREAS**, it has been demonstrated to the Common Council of the City of Michigan City that it is necessary to appropriate more money than was appropriated in the 2017 Annual Budget in the budget of the Riverboat Fund for the local match for the Lake Michigan Coastal Grant for the Park Department for Exterior Repairs to the Old Lighthouse Museum; and

**WHEREAS**, the City Controller has determined that sufficient unappropriated funds are available in the Riverboat Fund #2042 to be appropriated for that purpose.

**NOW, THEREFORE, BE IT ORDAINED** by the Common Council of the City of Michigan City, LaPorte County, Indiana, that for the expenses of the City the following additional sums of money are hereby appropriated out of the funds named and for the purpose specified, subject to the laws governing the same:

	<u>AMOUNT REQUESTED</u>	<u>AMOUNT APPROPRIATED</u>
DECREASE Fund #2042 Riverboat Unappropriated balance	\$70,000.00	
INCREASE Account #2042.000.444.050 Cap Outlay-Imp Other than Bldg Other		\$70,000.00
<b>TOTAL FOR FUND</b>	<b>\$70,000.00</b>	

This Ordinance to be effective upon passage by the Council, approval by the Mayor, any necessary publication, and any necessary approval by the Indiana Department of Local Government Finance.

**INTRODUCED BY:** \_\_\_\_\_,  
Bryant Dabney, Member  
Michigan City Common Council

**CO-SPONSORED BY:** \_\_\_\_\_  
Sharon Carnes, Member  
Michigan City Common Council

Passed by the Common Council of the City of Michigan City, Indiana, this \_\_\_\_\_ day of \_\_\_\_\_, 2017 by a vote of \_\_\_\_\_ to \_\_\_\_\_.

\_\_\_\_\_  
Chris Schwanke, President  
Michigan City Common Council

Approved by me, this \_\_\_\_\_ day of \_\_\_\_\_, 2017.

\_\_\_\_\_  
Ron Meer, Mayor  
City of Michigan City, Indiana

ATTEST:

\_\_\_\_\_  
Gale A. Neulieb, Clerk  
City of Michigan City, Indiana

*Prepared by Corporation Counsel Upon Request*



**MICHIGAN CITY COMMON COUNCIL**

**ORDINANCE NO. \_\_\_\_\_**

**CREATING SEC. 26-2 IN CHAPTER 26 OF THE MICHIGAN CITY  
MUNICIPAL CODE TO REQUIRE NEW BUSINESSES TO REGISTER WITH THE  
PLANNING AND ZONING DEPARTMENT**

**WHEREAS**, the Planning and Zoning Department and the Michigan City Fire Department, by and through the Fire Marshall, reasonably believe it to be in the best interest of the City and the residents herein that new businesses be required to register with the City; and

**WHEREAS**, the Common Council desires to implement the recommendations of the Planning and Zoning Department and the Michigan City Fire Department and establish an ongoing registration for new businesses.

**NOW, THEREFORE, BE IT ORDAINED** by the Common Council of the City of Michigan City, Indiana, that Sec. 26-2 is hereby created in Chapter 26 of the Michigan City Municipal Code and shall read as follows:

**Sec. 26-2. Registration of New Business.**

- (a) *Registration Requirement.* Any new business establishing itself within the Corporate City limits must register with the Planning and Zoning Department within fifteen (15) calendar days of establishment. It shall be unlawful for any person to own, operate, or manage any new business until said business is registered. Water utilities shall not be provided until the new business has registered.
- (b) *Information Required with Registration.* Registration shall be on a form provided by the Planning and Zoning Department, shall be verified under the penalties of perjury, and shall include the following information:
  - (1). Street and mailing address of the business;
  - (2). The names, addresses, and telephone numbers of all persons or entities that hold an ownership or interest of ten (10%) percent or more in the business;
  - (3). Description of type and nature of business; and
  - (4). Date business will commence, including information whether business will be open to public.
- (c) *Review.* Upon receipt of a registration, the Planning and Zoning Department shall review it for compliance with Michigan City's Zoning Ordinance and also refer said registration to the Fire Marshall for purposes of conducting the annual fire code compliance inspection pursuant to Sec. 54-5 and to the Sanitary District for determining Municipal Code and federal and state regulatory compliance for the new business.

This Ordinance to be effective upon passage by the Council, approval by the Mayor, any necessary publication, and any necessary approval by the Indiana Department of Local Government Finance.

**INTRODUCED BY:** \_\_\_\_\_  
Chris Schwanke, President  
Michigan City Common Council

Passed by the Common Council of the City of Michigan City, Indiana, this \_\_\_\_\_ day of \_\_\_\_\_, 2017 by a vote of \_\_\_\_\_ to \_\_\_\_\_.

\_\_\_\_\_  
Chris Schwanke, President  
Michigan City Common Council

Approved by me, this \_\_\_\_\_ day of \_\_\_\_\_, 2017.

\_\_\_\_\_  
Ron Meer, Mayor  
City of Michigan City, Indiana

ATTEST:

\_\_\_\_\_  
Gale A. Neulieb, Clerk  
City of Michigan City, Indiana

*Prepared by Corporation Counsel Upon Request*