

REGULAR MEETING OF THE MISHAWAKA COMMON COUNCIL

July 5, 2011

Be it remembered that the Common Council of the City of Mishawaka, Indiana met in the Council Chambers of the Mishawaka City Hall on Monday July 5, 2011 at 7:00 p.m. The meeting was called to order by President John Gleissner and all were asked to stand for the Pledge of Allegiance. Clerk Block's roll call showed the following;

Dale "Woody" Emmons 1st District Councilman – Present
Mike Bellovich 2nd District Councilman – Present
Ross Deal 3rd District Councilman - Present
Marsha McClure 4th District Councilman - Present
Michael Compton 5th District Councilman - Present
Ronald Banicki 6th District Councilman – Present
John Gleissner, Councilman At Large – Present
Gregg Hixenbaugh, Councilman At Large – Absent
John J. Roggeman, Councilman at Large – Present
A quorum was obtained.

Others present; Deborah S. Block, City Clerk; Mary Ellen Hazen Chief Deputy I, Linda Dotson, Chief Deputy II absent, and Council Attorney Mike Trippel.

The minutes from the June 20, 2011 meeting were approved as received from the Clerk's Office.

Clerk Block read the following petitions and referred them to the Plan Commission for their recommendations.

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| APPEAL NO.2011-27 | Use Variance to allow more than 2 tenants –
1753 E. 12 th Street. |
| APPEAL NO. 2011-28 | Use Variance to allow residence for visiting families,
Doctors, and guests of the Center for Hospice Care
301 N. Cedar Street. |
| PETITION NO. 2011-13 | Rezone from R-1, C-1, & R-3 to C-3 City Center Com
for a Hospice Facility W. of Cedar St. N. of St. Joseph
River |

Clerk Block read **PROPOSED ORDINANCE NO. 2011-11** opening it for public hearing.

PROPOSED ORDINANCE NO. 2011-11

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 C-1 Relocation of Moose Lodge facility – 123 Bain Avenue)

Mr. Emmons reported the Land Use Planning Committee recommended this proposed ordinance should be adopted and moved for acceptance of same, upon a second by Mr. Banicki, the motion carried.

Bill Owen, Bosh Design Group, Osceola, Indiana said the Moose Club had been in Mishawaka for 97 years and this was a well established neighborhood and felt the Lodge would be a good fit.

Vanessa Velman, Spider Fireworks, 2915 Lincolnway East, stated as a long established Mishawaka Business they would be happy to welcome the Moose Lodge to their area and felt it would be an asset to the neighborhood. She said they would like to see the perspective buildings be occupied by a membership lodge that would be well organized, properly maintained, and would be family friendly neighbors.

Joe Grable 202 Lincolnway East, Mishawaka said he attended Mr. Deal’s 3rd District meeting in Twin Branch in respect to the Moose Lodge moving into this neighborhood and witnessed only one citizen who was concerned. He said he was assured by the Moose Lodge they would work hard to address the concerns of the one neighbor. Mr. Grable said the new facility would have ample parking which would be concrete with proper storm water retention.

Question was called for at 7:07 p.m. on **PROPOSED ORDINANCE NO. 2011-11** with the vote being 8 to 0 in favor thus it becomes **ORDINANCE NO. 5309**.

Mr. Gleissner announced that the recently purchased Fire Truck was in the City Hall Parking lot and everyone was welcome to look it over on their way out.

NEW BUSINESS

Mr. Gleissner informed everyone that the new million dollar fire truck was in the parking lot and the Fire Fighters would be demonstrating some of its functions, so feel free to stop and visit them when leaving.

Mr. Banicki said he wanted to thank everyone who attended the Humane Society meeting regarding the barking dogs at their complex. He said in attendance along with himself was Mr. Compton, Mr. Gleissner, Mr. Emmons, Mayor Wood, and Ken Prince City Planner. He said it has been agreed upon to put up some temporary plywood to help offset the noise, which was put up recently and he was happy to hear from one of the neighbors that is has helped. Mr. Banicki said he looks forward to the Humane Society coming up with a permit solution.

Mr. Emmons said his neighborhood meeting would be the fourth Thursday, July 28th with the swat team there to speak. at 7:00 p.m. at St. Bavo’s School.

Mr. Deal said he wanted to congratulate and thank the Mishawaka Police Department for apprehending a couple of the graffiti taggers in the Milburn Boulevard area a couple of weeks ago. He said this was significant because employed good old fashion police work, they parked their cars and walked, waited, and watched, and caught a couple of people in the act. Mr. Deal said the taggers ended up not being juveniles but adults and he was told they have tied these people to several different cases so Kudos to the Police Department to a job well done.

A citizen from Kline Street said he wanted to express his appreciation for the fireworks display it was one of the best he has ever seen.

There being no further business to come before the Council, President Gleissner adjourned the meeting at 7:12 p.m.

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

John P. Gleissner _____/s/
John P. Gleissner
Presiding Officer