

# AGENDA

Wednesday, November 06, 2013

Meetings of Standing Committees  
Council Conference Room  
6:45 P.M.

REGULAR MEETING OF THE MISHAWAKA COMMON COUNCIL  
COUNCIL CHAMBERS/CITY HALL  
7:00 P.M.

1. Call to Order
2. Pledge of Allegiance
3. Roll Call **All Present**
4. Approval of the Minutes of the Regular Meeting of October 21, 2013  
**Approved**

**Clerk Block read the following appeal and petitions by title;**

5. Petitions, Communications, Remonstrance and Memorials

Appeal NO. 2013-47      Use Variance to allow Outside Storage  
1216 West 8<sup>th</sup> Street

Petition No. 2013-39      Rezone from C-7 Automobile Oriented  
Restaurant Commercial to R-1 Single Family  
Residential - 1019 West Marion Street

Petition No. 2013-40      Amend the PUD to allow a Members-Only Retail  
Warehouse - 500-700 Block East University  
Drive

6. Report of Special Committee **None**

**Clerk Block read the following proposed ordinance by title and assigned to committee;**

7. Ordinances on First Reading

P.O. NO. 2013-49      Revised Electric Rate and Charges  
**(Assigned to Budget and Finance Committee)**

8. Resolutions **None**

**Clerk Block read the following proposed ordinances and opened the public hearing;**

**9. Ordinances on Second Reading**

|   |   |
|---|---|
| <b>P.O. NO. 2013-45</b><br><b>Passed 9 to 0</b><br><b>Ord No 5422</b> | Rezone from C-1 Commercial to R-1 Single Family - 3614 Lincolnway East<br>(Assigned to Land Use Planning Committee)                           |
| <b>P.O. NO. 2013-46</b><br><b>Passed 9 to 0</b><br><b>Ord No 5423</b> | Rezone from C-1 Commercial to C-4 Automotive Commercial - 4811 Grape Rd<br>(Assigned to Land Use Planning Committee)                          |
| <b>P.O. NO. 2013-47</b><br><b>Passed 9 to 0</b><br><b>Ord No 5424</b> | Rezone from C-1 Commercial and R-2 Two-Family Residential to R-2 Two Family Residential 3919 LWE<br>(Assigned to Land Use Planning Committee) |
| <b>P.O. NO. 2013-48</b><br><b>Passed 9 to 0</b><br><b>Ord No 5425</b> | Transfer Funds - Park Dept. - \$111,000.00<br>(Assigned to Budget and Finance Committee)  |

**10. Privilege of the Floor - Non-Agenda Items    **None****

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

**11. Unfinished Business**

|   |  |
|---|--|
| <b>R2013-21 AA</b><br><b>Passed 8 to 1</b><br><b>Mr. Emmons voting NO</b> | Confirming Resolution - Barak Group, LLC<br>126 W. Mishawaka Avenue, and surrounding vacant properties                             |
| <b>R2013-22</b><br><b>Passed 9 to 0</b>                                   | Use Variance to allow a residential unit within a commercial zoned property and parking variance - 426 West 6 <sup>th</sup> Street |

**12. New Business**

**Appointment to Mishawaka School Board**

**Mr. Emmons nominated Dennis Wood, seconded by Kate Voelker. Motion carried. The term is for 4 years.**

**Mr. Emmons Neighborhood Meeting will be 11-21st at 7:00PM St. Bavo's School. The speaker will be Michael Castellon, Penn Township Assessor and will talk about reassessment.**

Mr. Emmons apologized for the construction downtown still being torn up within the city.

Mayor Wood said the construction work should be done this winter.

John Roggeman thanked the Mishawaka Football League, 3<sup>rd</sup> thru 6<sup>th</sup> grade, that played on Sunday afternoons for a job well done and commented on the good response they have.

Jim Schrader, General Manager of Utilities, said the public meetings for the electric rate increase will be the following;

11-12th for 5<sup>th</sup> and 6<sup>th</sup> District 7:00PM at John Young School  
11-13th for 3<sup>rd</sup> and 4<sup>th</sup> District 7:00PM at Twin Branch School  
11-14th for 1<sup>st</sup> and 2<sup>nd</sup> District 7:00PM at St. Bavo's School

Matt Mammolenti said his monthly meeting will be 11-13<sup>th</sup> at Twin Branch School talking about the electric rates. He said anyone that could not attend the other meetings were welcomed.

Matt also thanked the other school board applicants for their interest in the schools.

Mayor Wood said the ribbon cutting for the newest part of the River Walk, near Hospice, will be 11-23<sup>rd</sup> Saturday 9:00am.

### 13. Adjournment 8:44pm

At this time I know of no other business to come before the Council.  
Deborah S. Block, IAMC, MMC, City Clerk