

## AGENDA

Monday, November 21, 2011

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 November 09, 2011  
***approved***

***Clerk Block read the following letters of recommendation;***

5. Petitions, Communications, Remonstrance and Memorials

A letter from the Board of Zoning Appeals regarding recommendations from their November 15, 2011 meeting.

A letter from the City Plan Commission regarding recommendations from their November 15, 2011 meeting.

***Clerk Block opened the public hearing on the vacation;***

**A public hearing on V2011-03 as required by State Statute on behalf of the City of Mishawaka to vacate public right-of-way - a portion of Fulmer Rd east of Bremen Highway**

6. Report of Special Committee ***none***

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

7. Ordinances on First Reading

P.O. NO. 2011-32

Vacation of Public Right of Way -  
Portion of Fulmer Rd East of Bremen Hwy

**(Assigned to Land Use Planning  
Committee)**

P.O. NO. 2011-33                      Rezone from C-1 Com to C-3 City Center  
201-203 E. Mishawaka Avenue  
**(Assigned to Land Use Planning  
Committee)**

P.O. NO. 2011-34                      Annex and Zone to I-1 Light Ind & C-4  
Auto Oriented - North of 914 & 916 E.  
McKinley Ave.  
**(Assigned to Land Use Planning  
Committee)**

P.O. NO. 2011-35                      Amend the PUD for 6.197 acres, more or  
less - southwest corner of E. 12<sup>th</sup> St  
and Capital Ave.  
**(Assigned to Land Use Planning  
Committee)**

P.O. NO. 2011-36                      Amend the S-2 PUD for Multi-Family,  
Single Family and General Commercial  
Toscana Park 52598 Gumwood Dr  
**(Assigned to Land Use Planning  
Committee)**

P.O. NO. 2011-37                      Scrivener's error for Floodplain  
Ordinance 5283  
**(Public Health and Safety Committee)**

8. Resolutions

R2011-15                                  Motor Fuel Hedging Program of the  
**Passed 9 to 0**                                  Indiana Bond Bank for 2012

R2011-16                                  Use Variance to allow a gas station on  
**Passed 9 to 0**                                  C-3 zoned property - 302 S. Main St.

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

9. Ordinances on Second Reading

P.O. NO. 2011-29                      Transfer Funds - Street Dept -  
**Passed 9 to 0**                                  \$15,000.00  
**Ord No 5325**                                  (Assigned to Budget and Finance Committee)

P.O. NO. 2011-30                      Transfer Funds - Park & Recreation Dept

**Passed 9 to 0** \$70,000.00  
**Ord No 5326 AA** (Amendment Requested)  
(Assigned to Budget and Finance Committee)

P.O. NO. 2011-31 Additional Funds - \$270,000.00  
**Passed 8 to 0** Controller \$100,000.00  
**With John Gleissner** Fire \$120,000.00  
**Recusing** Central Services \$ 50,000.00  
(Assigned to Budget and Finance Committee)

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

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

11. Unfinished Business

P.O. NO. 2011-17 Amending CEDIT  
**Postponed to 12-05-2011** (Assigned to Budget and Finance Committee)  
**meeting**

P.O. NO. 2011-27 Proposed Evergreen Amendments to  
**Postponed to 12-05-2011** Existing Collective Bargaining Ord 1666  
**meeting** (Assigned to Personnel Committee)

12. New Business

**Ron Banicki, 6<sup>th</sup> District Meeting 7:00 pm John Young Middle School  
11-22-2011 speakers will be Ken Prince, City Planner and George  
Obren, Code Enforcement Director**

**John Roggeman congratulated Penn, St. Joseph, and Washington High  
School's on going to the State Football Championships.**

13. Adjournment 9:26 pm

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