



SOUTH BEND COMMON COUNCIL

MEETING AGENDA

Monday, December 11, 2017

7:00 P.M.

1. **INVOCATION- DEACON MELVIN TARDY- SAINT AUGUSTINE PARISH**
2. **PLEDGE TO THE FLAG**
3. **ROLL CALL**
4. **REPORT FROM THE SUB-COMMITTEE ON MINUTES**
5. **SPECIAL BUSINESS**

17-81 A RESOLUTION AWARDED BY SOUTH BEND COUNCIL MEMBER AT LARGE MEMBER KAREN WHITE HONORING WILLIAM TYREL NICKS, FONDLY KNOWN AS BILLY “STIX” NICKS, FOR HIS CONTRIBUTION TO THE ARTS IN THE SOUTH BEND AND MICHIANA AREA.

17-82 A RESOLUTION OF KAREN L. WHITE COUNCILMEMBER AT LARGE OF THE SOUTH BEND COMMON COUNCIL PUBLICLY RECOGNIZING AND COMMENDING BERNICE BAUL-FREEMAN FOR HER LONGSTANDING, PASSIONATE COMMITMENT TO RACIAL AND SOCIAL JUSTICE IN THE CITY OF SOUTH BEND.

SAINT JOSEPH COUNTY WASTE MANAGEMENT DISTRICT UPDATE- RANDY PRZYBYSZ (15 MINUTES)

6. **REPORTS FROM CITY OFFICES**

7. **COMMITTEE OF THE WHOLE**

TIME: _____

BILL NO.

67-17 PUBLIC HEARING ON AN ORDINANCE OF THE COMMON COUNCIL OF THE CITY OF SOUTH BEND, INDIANA, ANNEXING TO AND BRINGING WITHIN THE CITY LIMITS OF SOUTH BEND, INDIANA, AND AMENDING THE ZONING ORDINANCE FOR PROPERTY LOCATED IN GERMAN TOWNSHIP, CONTIGUOUS THEREWITH; COUNCILMANIC

DISTRICT NO. 1, FOR 24605 CLEVELAND ROAD, SOUTH BEND, INDIANA

[81-17](#) PUBLIC HEARING ON AN ORDINANCE OF THE COMMON COUNCIL OF THE CITY OF SOUTH BEND, INDIANA, FOR BUDGET TRANSFERS FOR VARIOUS DEPARTMENTS WITHIN THE CITY OF SOUTH BEND, INDIANA FOR THE YEAR 2017

[82-17](#) PUBLIC HEARING ON AN ORDINANCE OF THE COMMON COUNCIL OF THE CITY OF SOUTH BEND, INDIANA, APPROPRIATING ADDITIONAL FUNDS FOR CERTAIN DEPARTMENTAL AND ENTERPRISE OPERATIONS IN 2017 OF \$49,745 FROM CONSOLIDATED BUILDING FUND—CODE ENFORCEMENT (#600), \$1,500 FROM WATER WORKS DEPOSIT FUND (#624), \$1,000 FROM WATER WORKS SINKING FUND (#625), \$4,500 FROM WATER WORKS DEBT RESERVE O&M (#629), \$30,000 FROM SEWAGE WORKS O&M RESERVE (#643), AND \$148,300 FROM CENTURY CENTER (# 670).

[83-17](#) PUBLIC HEARING ON AN ORDINANCE OF THE COMMON COUNCIL OF THE CITY OF SOUTH BEND, INDIANA, APPROPRIATING ADDITIONAL FUNDS FOR CERTAIN DEPARTMENTAL AND CITY SERVICES OPERATIONS IN 2017 OF \$125,000 FROM DCI GRANT FUND (#212), \$100,000 FROM STATE SEIZED DRUG MONEY (#216), \$250,000 FROM LIABILITY INSURANCE FUND (#226), \$49,000 FROM COVELESKI STADIUM (#401), \$955,670 FROM VEHICLE-EQUIPMENT LEASING (#750), \$22,500,000 FROM EDDY ST COMMONS CAPITAL (#759), AND \$2,500,000 FROM EDDY ST COMMONS DEBT SERVICE FUND (#760).

[84-17](#) PUBLIC HEARING ON AN ORDINANCE OF THE COMMON COUNCIL OF THE CITY OF SOUTH BEND, INDIANA, AMENDING CHAPTER 2, ARTICLE 14, SECTION 2-170 OF THE SOUTH BEND MUNICIPAL CODE TO ESTABLISH VARIOUS NEW FUNDS: MORRIS PERFORMING ARTS CENTER SELF-PROMOTED EVENTS FUND (274), PARENTAL LEAVE FUND (714) AND 2017 PARKS BOND FUND (471).

8. **BILLS ON THIRD READING** **TIME:**_____

BILL NO.

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9. **RESOLUTIONS**

BILL NO.

[17-74](#) A RESOLUTION OF THE COMMON COUNCIL OF THE CITY OF SOUTH BEND, INDIANA, APPROVING A PETITION OF THE AREA BOARD OF ZONING APPEALS FOR THE PROPERTY LOCATED AT 926 ERSKINE PLAZA, SOUTH BEND, IN 46614.

[17-76](#) A RESOLUTION CONFIRMING THE ADOPTION OF A DECLARATORY RESOLUTION DESIGNATING CERTAIN AREAS WITHIN THE CITY OF SOUTH BEND, INDIANA, COMMONLY KNOWN AS JEFFERSON BLVD AND MAIN STREET, SOUTH BEND, IN 46601 AS AN ECONOMIC REVITALIZATION AREA FOR PURPOSES OF A SIX (6) YEAR REAL PROPERTY TAX ABATEMENT FOR RIVER PARK LEASING CORPORATION.

[17-78](#) A RESOLUTION OF THE COMMON COUNCIL OF THE CITY OF SOUTH

BEND, INDIANA, ADOPTING A WRITTEN FISCAL PLAN AND ESTABLISHING A POLICY FOR THE PROVISION OF SERVICES TO AN ANNEXATION AREA IN GERMAN TOWNSHIP (BANEY ANNEXATION AREA).

[17-79](#) A RESOLUTION OF THE COMMON COUNCIL OF THE CITY OF SOUTH BEND, INDIANA APPROVING AN INTERLOCAL AGREEMENT BETWEEN THE CITY OF SOUTH BEND, INDIANA, AND ST. JOSEPH COUNTY, INDIANA FOR THE PROVISION OF AMBULANCE SERVICES IN ST. JOSEPH COUNTY.

[17-80](#) A RESOLUTION OF THE COMMON COUNCIL OF THE CITY OF SOUTH BEND INDIANA TO APPOINT THE BOARD OF PUBLIC WORKS AND THE DEPARTMENT OF PUBLIC WORKS AS ITS AGENTS FOR OVERSEEING THE GUARANTEED ENERGY SAVINGS CONTRACT FOR VENUES PARKS AND ARTS

10. **BILLS ON FIRST READING**

BILL NO.

[85-17](#) FIRST READING ON AN ORDINANCE INITIATED BY THE AREA PLAN COMMISSION OF ST JOSEPH COUNTY, AMENDING CHAPTER 21 OF THE SOUTH BEND MUNICIPAL CODE, ARTICLE 9 ADMINISTRATION TO UPDATE PROCEDURES FOR ZONE MAP AMENDMENT, VARIANCES, SPECIAL EXCEPTION USES, AND WRITTEN COMMITMENTS ASSOCIATED WITH AREA BOARD OF ZONING APPEALS APPLICATIONS; ARTICLE 11 DEFINITIONS TO FURTHER DEFINE THE ZONING ADMINISTRATOR AS THE EXECUTIVE DIRECTOR OF THE AREA PLAN COMMISSION; AND ARTICLE 12 FLOODPLAIN REGULATIONS TO DESIGNATE THE BUILDING COMMISSIONER AS THE FLOODPLAIN ADMINISTRATOR.

[86-17](#) FIRST READING ON AN ORDINANCE INITIATED BY THE AREA PLAN COMMISSION OF ST. JOSEPH COUNTY AMENDING CHAPTER 21 OF THE SOUTH BEND MUNICIPAL CODE, ARTICLE 10 ENFORCEMENT BY ADDING THE AREA PLAN COMMISSION TO THE DESIGNATED ENFORCEMENT STAFF.

[87-17](#) FIRST READING ON AN ORDINANCE INITIATED BY THE COMMON COUNCIL OF THE CITY OF SOUTH BEND, INDIANA, AMENDING CHAPTER 21 OF THE SOUTH BEND MUNICIPAL CODE, ARTICLE 13 HISTORIC PRESERVATION COMMISSION IN CONNECTION WITH THE TRANSITION OF HISTORIC PRESERVATION STAFF TO THE CITY OF

SOUTH BEND UNDER AN INTERLOCAL AGREEMENT BETWEEN THE CITY OF SOUTH BEND AND ST. JOSEPH COUNTY.

88-17 AN ORDINANCE INITIATED BY THE AREA PLAN COMMISSION OF ST. JOSEPH COUNTY AMENDING CHAPTER 21 OF THE SOUTH BEND MUNICIPAL CODE, ARTICLE 10 ENFORCEMENT BY ADDING THE AREA PLAN COMMISSION TO THE DESIGNATED ENFORCEMENT STAFF.

89-17 AN ORDINANCE OF THE COMMON COUNCIL OF THE CITY OF SOUTH BEND, INDIANA, AMENDING CHAPTER 21 OF THE SOUTH BEND MUNICIPAL CODE, ARTICLE 3 COMMERCIAL / MIXED USE DISTRICTS TO REVISE PERMITTED USES AND DEVELOPMENT STANDARDS.

11. **UNFINISHED BUSINESS**

BILL NO.

17-75 A RESOLUTION OF THE COMMON COUNCIL OF THE CITY OF SOUTH BEND APPROVING A PETITION OF THE AREA BOARD OF ZONING APPEALS FOR THE PROPERTY LOCATED AT 806 HOWARD STREET, PORTAGE TOWNSHIP, SOUTH BEND, INDIANA 46617.

12. **NEW BUSINESS**

13. **PRIVILEGE OF THE FLOOR**

14. **ADJOURNMENT**

TIME: _____

Notice for Hearing and Sight Impaired Persons
Auxiliary Aid Or Other Services Are Available Upon Request At No Charge.
Please Give Reasonable Advance Request When Possible.

In the interest of providing greater public access and to promote greater transparency, the South Bend Common Council agenda has been translated into Spanish. All agendas are available online from the Council's website, and also in paper format in the Office of the City Clerk, 4th Floor County-City Building. Reasonable efforts have been taken to provide an accurate translation of the text of the agenda, however, the official text is the English version. Any discrepancies which may be created in the translation, are not binding. Such translations do not create any right or benefit, substantive or procedural, enforceable at law or equity by a party against the Common Council or the City of South Bend, Indiana.