



2018 COMMON COUNCIL STANDING COMMITTEES (Rev. 06-14-18)

COMMUNITY INVESTMENT COMMITTEE

Oversees the various activities of the Department of Community Investment. This Committee reviews all real and personal tax abatement requests and works closely with the Business Development Team.

Gavin Ferlic, Chairperson

Regina Williams-Preston, Vice-Chairperson

Oliver J. Davis, Member

Sharon L. McBride, Member

COMMUNITY RELATIONS COMMITTEE

Oversees the various activities of the Engagement and Economic Empowerment, Neighborhood Development, and Community Resources Teams within the City's Department of CI and is charged with facilitating partnerships and ongoing communications with other public and private entities operating within the City.

Regina Williams-Preston, Chairperson

Sharon L. McBride, Vice-Chairperson

Jake Teshka, Member

Karen L. White, Member

COUNCIL RULES COMMITTEE

Oversees the regulations governing the overall operation of the Common Council, as well as all matters of public trust. Its duties are set forth in detail in Section 2-10.1 of the *South Bend Municipal Code*.

Tim Scott, Member

Jake Teshka, Member

Gavin Ferlic, Member

Karen L. White, Member

HEALTH AND PUBLIC SAFETY COMMITTEE

Oversees the various activities performed by the Fire and Police Departments, EMS, Department of Code Enforcement, ordinance violations, and related health and public safety matters.

Jo M. Broden, Chairperson

John Voorde, Vice-Chairperson

Oliver J. Davis, Member

Karen L. White, Member

INFORMATION AND TECHNOLOGY COMMITTEE- Innovation

Oversees the various activities of the City's Department of Innovation, which includes the Divisions of Information Technology and 311 so that the City of South Bend remains competitive and on the cutting edge of developments in this area. Reviewing and proposing upgrades to computer systems and web sites, developing availability and access to GIS data and related technologies are just some of its many activities.

Tim Scott, Chairperson

Jake Teshka, Vice-Chairperson

Gavin Ferlic, Member

Sharon L. McBride, Member

PARC COMMITTEE- Venues Parks and Arts (Parks, Recreation, Cultural Arts & Entertainment)

Oversees the various activities of the Century Center, College Football Hall of Fame, Four Winds Stadium, Morris Performing Arts Center, Studebaker National Museum, South Bend Regional Museum of Art, Potawatomi Zoo, My SB Trails, DTSB relations, and the many recreational and leisure activities offered by the Department of Venues Parks and Arts.

Sharon L. McBride, Chairperson

Gavin Ferlic, Vice-Chairperson

Oliver J. Davis, Member

John Voorde, Member



2018 COMMON COUNCIL STANDING COMMITTEES (Rev. 06-14-18)

PERSONNEL AND FINANCE COMMITTEE

Oversees the activities performed by the Department of Administration and Finance, and reviews all proposed salaries, budgets, appropriations and other fiscal matters, as well as personnel policies, health benefits and related matters.

Karen L. White, Chairperson
Gavin Ferlic, Vice-Chairperson

Regina Williams-Preston, Member
John Voorde, Member

PUBLIC WORKS AND PROPERTY VACATION COMMITTEE

Oversees the various activities performed by the Building Department, the Department of Public Works and related public works and property vacation issues.

John Voorde, Chairperson
Sharon L. McBride, Vice-Chairperson

Jo M. Broden, Member
Gavin Ferlic, Member

RESIDENTIAL NEIGHBORHOODS COMMITTEE

Oversees the various activities and issues related to neighborhood development and enhancement.

Karen L. White, Chairperson
Jo M. Broden, Vice-Chairperson

Regina Williams-Preston, Member
John Voorde, Member

UTILITIES COMMITTEE

Oversees the activities of all enterprise entities including but not limited to the Bureau of Waterworks, Bureau of Sewers and all related matters.

Jake Teshka, Chairperson
Oliver J. Davis, Vice-Chairperson

Sharon L. McBride, Member
Regina Williams-Preston, Member

ZONING AND ANNEXATION COMMITTEE

Oversees the activities related to the Board of Zoning Appeals, recommendations from the Area Plan Commission and the Historic Preservation Commission, as well as all related matters addressing annexation and zoning.

Oliver J. Davis, Chairperson
John Voorde, Vice-Chairperson

Gavin Ferlic, Member
Jo M. Broden, Member

SUB-COMMITTEE ON MINUTES

Reviews the minutes prepared by the Office of the City Clerk of the regular, special and informal meetings of the Common Council and makes a recommendation on their approval/modification to the Council

Tim Scott
Jake Teshka



2018 COMMON COUNCIL STANDING COMMITTEES (Rev.02-26-18)

TIM SCOTT, 1ST District Council Member

President

Information and Technology, Chairperson

Council Rules Committee, Member
Sub-Committee on Minutes, Member

REGINA WILLIAMS-PRESTON 2nd District Council Member

Community Relations Committee, Chairperson

Community Investment Committee, Vice-Chairperson

Residential Neighborhood Committee, Member
Personnel & Finance Committee, Member
Utilities Committee, Member

SHARON L. MCBRIDE, 3rd District Council Member

PARC Committee, Chairperson

Community Relations Committee, Vice Chairperson

Public Works & Property Vacation, Vice Chair

Community Investment Committee, Member
Information & Technology Committee, Member
Utilities Committee, Member

JO M. BRODEN, 4TH District Council Member

Health and Public Safety Committee, Chairperson

Residential Neighborhood Committee, Vice-Chairperson

Public Works & Property Vacation, Member
Zoning & Annexation Committee, Member

JAKE TESHKA, 5TH District Council Member

Utilities Committee, Chairperson

Information and Technology Committee, Vice-Chairperson

Council Rules Committee, Member
Sub-Committee on Minutes, Member
Community Relations Committee

OLIVER J. DAVIS, 6TH District Council Member

Vice President

Zoning & Annexation Committee, Chairperson

Utilities Committee, Vice-Chairperson

Community Investment Committee, Member
Health & Public Safety Committee, Member
PARC Committee, Member

GAVIN FERLIC, AT LARGE Council Member

Chairperson, Committee of the Whole

Community Investment Committee, Chairperson

PARC Committee, Vice-Chairperson

Personnel & Finance Committee, Vice-Chairperson

Information & Technology Committee, Member
Public Works & Property Vacation, Member
Zoning & Annexation Committee, Member
Council Rules Committee, Member

KAREN L. WHITE, AT LARGE Council Member

Residential Neighborhood Committee, Chairperson

Personnel & Finance Committee, Chairperson

Community Relations Committee, Member
Council Rules Committee, Member
Health & Public Safety Committee, Member

JOHN VOORDE, AT LARGE Council Member

Public Works & Property Vacation, Chairperson

Health and Public Safety, Vice-Chairperson

Zoning & Annexation Committee, Vice-Chairperson

Residential Neighborhood Committee, Member
PARC Committee, Member
Personnel & Finance Committee, Member



AREA PLAN COMMISSION OF ST. JOSEPH COUNTY, IN

LAWRENCE P. MAGLIOZZI
EXECUTIVE DIRECTOR

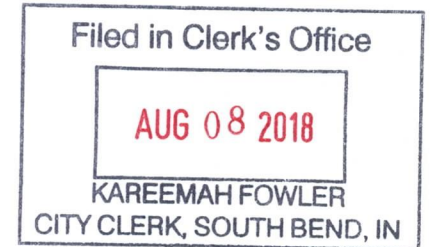
Angela M. Smith
Deputy Director

227 W. JEFFERSON BLVD., ROOM 1140 COUNTY-CITY BUILDING, SOUTH BEND, INDIANA 46601 (574) 235-9571

August 8, 2018

Honorable Common Council
4th Floor, County-City Building
South Bend, IN 46601

RE: 1939 & 1947 Charles Street
APC# 2875-18



Dear Council Members:

Enclosed is an Ordinance for the proposed Zoning Ordinance Amendment. Please include the attached Ordinance on the Council agenda for first reading at your August 13th, 2018 Council meeting, and set it for public hearing at your September 24th, 2018 Council meeting. The petition is tentatively scheduled for public hearing at the September 18th, 2018 Area Plan Commission meeting. The recommendation of the Area Plan Commission will be forwarded to your office by noon on the day following the public hearing.

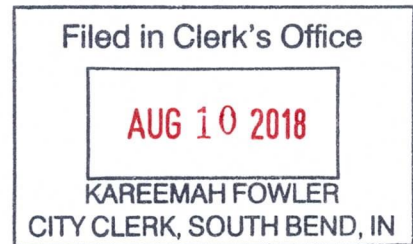
If you have any questions, please feel free to contact our office.

Sincerely,

A handwritten signature in black ink, appearing to read "Jordan Wyatt".

Jordan Wyatt
Zoning Planner

CC: Bob Palmer



SUBSTITUE BILL NO. 36-18

ORDINANCE NO. _____

**AN ORDINANCE AMENDING THE ZONING ORDINANCE FOR PROPERTY
LOCATED AT 1939 & 1947 CHARLES STREET, COUNCILMANIC DISTRICT NO. 4
IN THE CITY OF SOUTH BEND, INDIANA**

STATEMENT OF PURPOSE AND INTENT

Petitioners desire to rezone the property from SF1 to LB for a parking lot.

NOW THEREFORE BE IT ORDAINED by the Common Council of the City of South Bend, Indiana as follows:

SECTION I. Ordinance No. 9495-04, is amended, which ordinance is commonly known as the Zoning Ordinance of the City of South Bend, Indiana, be and the same hereby is amended in order that the zoning classification of the following described real estate in the City of South Bend, St. Joseph County, State of Indiana:

Lots 20 – 23 of Pensinger's Subdivision

be and the same is hereby established as LB Local Business District.

SECTION II. This ordinance is and shall be subject to commitments as provided by Chapter 21-09.02(d) Commitments, if applicable.

SECTION III. This ordinance shall be in full force and effect from and after its passage by the Common Council, approval by the Mayor, and legal publication, and full execution of any conditions or Commitments placed upon the approval.

Tim Scott, Council President
South Bend Common Council

Attest:

Kareemah N. Fowler, City Clerk
Office of the City Clerk

Presented by me, the undersigned Clerk of the City of South Bend, to the Mayor of the City of South Bend, Indiana on the _____ day of _____, 2018, at _____ o'clock _____.m.

Kareemah N. Fowler, City Clerk
Office of the City Clerk

Approved and signed by me on the _____ day of _____, 2018, at ____ o'clock _____.m.

Pete Buttigieg, Mayor
City of South Bend, Indiana

BILL NO. 36-18

ORDINANCE NO. _____

**AN ORDINANCE AMENDING THE ZONING ORDINANCE FOR PROPERTY
LOCATED AT 1939 & 1947 CHARLES STREET, COUNCILMANIC DISTRICT NO. 1
IN THE CITY OF SOUTH BEND, INDIANA**

STATEMENT OF PURPOSE AND INTENT

Petitioners desire to rezone the property from SF1 to LB for a parking lot.

NOW THEREFORE BE IT ORDAINED by the Common Council of the City of South Bend, Indiana as follows:

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Tim Scott, Council President
South Bend Common Council

Attest:

Kareemah N. Fowler, City Clerk
Office of the City Clerk

Presented by me, the undersigned Clerk of the City of South Bend, to the Mayor of the City of South Bend, Indiana on the _____ day of _____, 2018, at _____ o'clock ____ . m.

Kareemah N. Fowler, City Clerk
Office of the City Clerk

Approved and signed by me on the _____ day of _____, 2018, at ____ o'clock ____ .m.

Pete Buttigieg, Mayor
City of South Bend, Indiana

PETITION FOR ZONE MAP AMENDMENT
City of South Bend, Indiana

I (we) the undersigned make application to the City of South Bend Common Council to amend the zoning ordinance as herein requested.

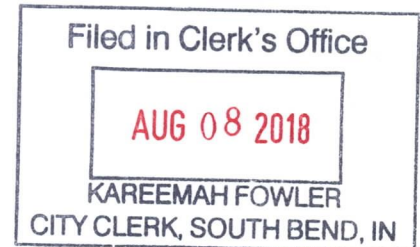
1) The property sought to be rezoned is located at:

*1939 and 1947 Charles St
South Bend, IN 46637*

2) The property Tax Key Number(s) is/are:

*1939 Charles St:
024-1008-0663
024-1008-0664*

*1947 Charles St:
024-1008-0665*



3) Legal Descriptions:

Lots 20 - 23 of Pensinger's Subdivison

4) Total Site Area: *1.3 acres*

5) Name and address of property owner(s) of the petition site:

*FTC Properties LLC
1822 South Bend Ave
South Bend, IN 46637
(574) 855-5550
bwynen@ftcprop.com*

Name and address of additional property owners, if applicable: n/a

6) Name and address of contingent purchaser(s), if applicable:

n/a

Name and address of additional property owners, if applicable: n/a

7) It is desired and requested that this property be rezoned:

From: *SF1 Single Family Two Family District SF1 Single Family Two Family District*

To: *LB Local Business District*

8) This rezoning is requested to allow the following use(s): *Use of the house as a rental property on Charles Street and the backyard area as a parking lot for adjoining businesses.*

IF VARIANCE(S) ARE BEING REQUESTED (if not, please skip to next section):

- 1) *List each variance being requested. Contact Commission Staff if you need assistance with wording.*
- 2) A statement on how each of the following standards for the granting of variances is met:
 - (a) The approval will not be injurious to the public health, safety, morals and general welfare of the community: *Please explain how your variance petition addresses this criteria*
 - (b) The use and value of the area adjacent to the property included in the variance will not be affected in a substantially adverse manner; and: *Please explain how your variance petition addresses this criteria*
 - (c) The strict application of the terms of this Ordinance would result in practical difficulties in the use of the property: *Please explain how your variance petition addresses this criteria*

IF A SPECIAL EXCEPTION USE IS BEING REQUESTED, (if not, please skip to next section):

- 1) The Special Exception Use(s) being requested: *Insert text*
- 2) A statement on how each of the following standards for the granting of a Special Exception Use is met:
 - (a) The proposed *use* will not be injurious to the public health, safety, comfort, community moral standards, convenience or general welfare: *Please explain how your Special Exception Use petition addresses this criteria*
 - (b) The proposed *use* will not injure or adversely affect the *use* of the adjacent area or property values therein: *Please explain how your Special Exception Use petition addresses this criteria*
 - (c) The proposed *use* will be consistent with the character of the *district* in which it is located and the land uses authorized therein; and: *Please explain how your Special Exception Use petition addresses this criteria*
 - (d) The proposed use is compatible with the recommendations of the Comprehensive Plan. *Please explain how your Special Exception Use petition addresses this criteria*

* In the case of a Special Exception Use, the petitioner shall be held to the representations made on the Preliminary Site Plan included with this petition.

CONTACT PERSON:

*Bryan Wynen
 1822 South Bend Ave
 South Bend, IN 46637
 (574) 855-5549
 bwynen@ftcprop.com*

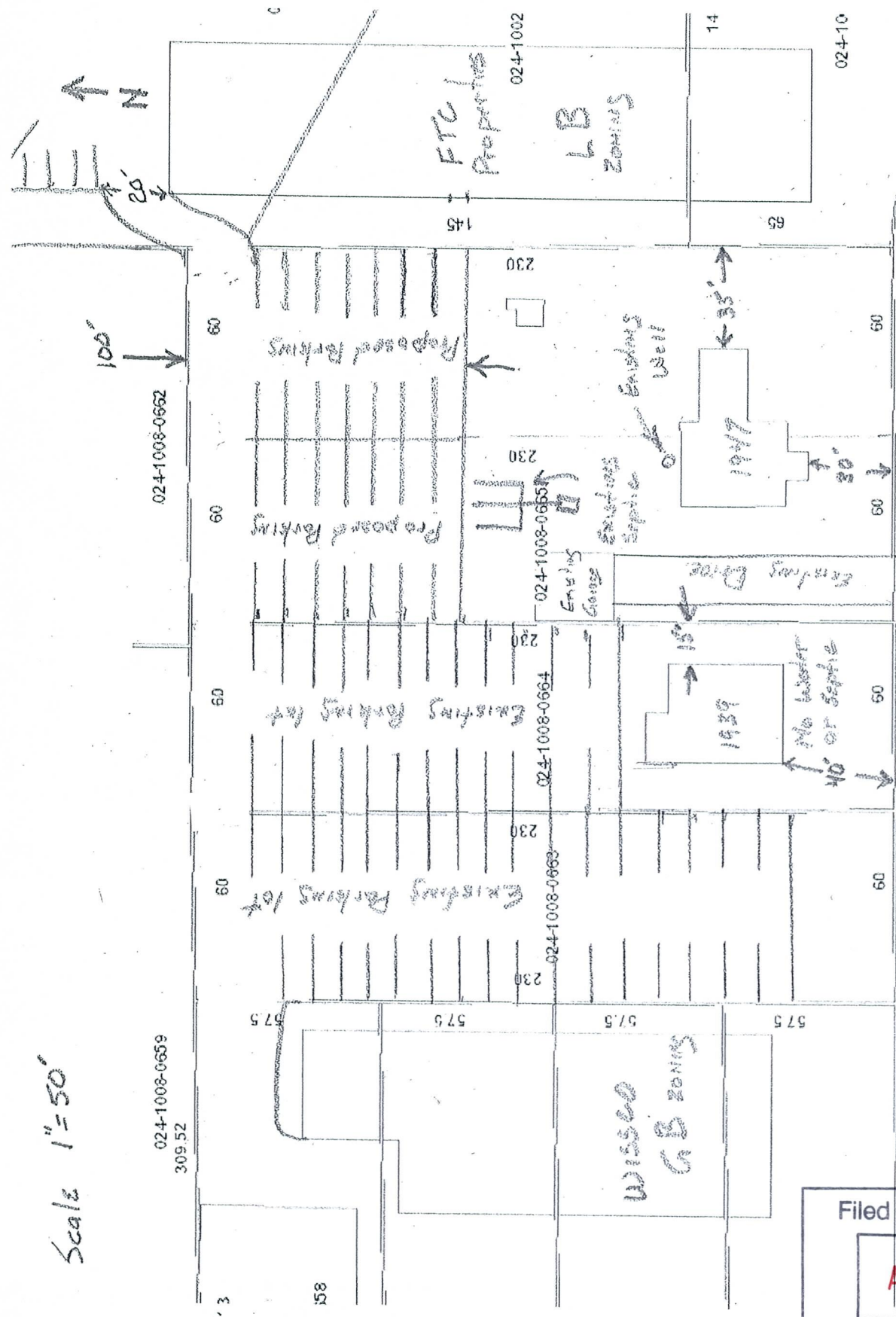


BY SIGNING THIS PETITION, THE PETITIONERS/PROPERTY OWNERS OF THE ABOVE-DESCRIBED REAL ESTATE AUTHORIZE THAT THE CONTACT PERSON LISTED ABOVE MAY REPRESENT THIS PETITION BEFORE THE AREA PLAN COMMISSION AND COMMON COUNCIL AND TO ANSWER ANY AND ALL QUESTIONS THEREON.

Signature(s) of all property owner(s), or signature of Attorney for all property owner(s):

Bryan Wynen

Scale 1"=50'



Charles St.

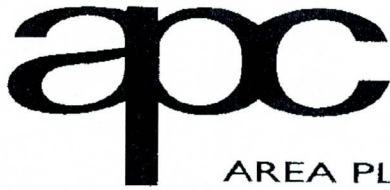
25' Setback Line

Note: Site will comply with current ordinances

No new signage or buildings

- FILED -
AUG 01 2018
 AREA PLAN COMMISSION
 Application # 2018/8

Filed in Clerk's Office
AUG 08 2018
 KAREEMAH FOWLER
 CITY CLERK, SOUTH BEND, IN



LAWRENCE P. MAGLIOZZI

EXECUTIVE DIRECTOR

Angela M. Smith

Deputy Director

AREA PLAN COMMISSION OF ST. JOSEPH COUNTY, IN

227 W. JEFFERSON BLVD., ROOM 1140 COUNTY-CITY BUILDING, SOUTH BEND, INDIANA 46601 (574) 235-9571

Wednesday, September 19, 2018

The Honorable Council of the City of South Bend
4th Floor, County-City Building
South Bend, IN 46601

RE: A proposed ordinance of FTC Properties LLC to zone from SF1 Single Family & Two Family District to LB Local Business District, property located at 1939 and 1947 Charles Street, City of South Bend – APC# 2875-18.

Dear Council Members:

I hereby Certify that the above referenced ordinance of FTC Properties LLC was legally advertised on September 6, 2018 and that the Area Plan Commission at its public hearing on September 18, 2018 took the following action:

Upon a motion by John McNamara, being seconded by Robert Hawley and unanimously carried, a proposed ordinance of FTC Properties LLC to zone from SF1 Single Family & Two Family District to LB Local Business District, property located at 1939 and 1947 Charles Street, City of South Bend, is sent to the Common Council with a FAVORABLE recommendation. Rezoning this site will allow the property owner to provide adequate parking for the businesses on-site. With proper buffering and screening, the property values of the adjacent single-family homes should not be adversely affected.

The deliberations of the Area Plan Commission and points considered in arriving at the above decision are shown in the minutes of the public hearing, and will be forwarded to you at a later date to be made a part of this report.

Sincerely,

A handwritten signature in black ink, appearing to read 'L. P. Magliozzi', written over a white background.

Lawrence P. Magliozzi

Attachment

CC: FTC Properties LLC

Staff Report

9/6/2018

APC # 2875-18
Owner: FTC Properties LLC
Location: 1939 and 1947 Charles Street
Jurisdiction: City of South Bend
Public Hearing Date: 9/18/2018

Requested Action:

The petitioner is requesting a zone change from SF1 Single Family & Two Family District to LB Local Business District and seeking two variances from the development standards.

Land Uses and Zoning:

- On site: On site is a parking lot used by the businesses to the west and two single-family homes. The house to the west is used for storage and the house to the east is used as a rental property.
- North: To the north are vacant parcels used for drainage zoned LB Local Business District.
- East: To the east are offices zoned LB Local Business District.
- South: To the south, across Charles Street, are single-family homes zoned SF1 Single Family & Two Family District.
- West: To the west is a restaurant, liquor store and offices zoned GB General Business District.

District Uses and Development Standards:

The LB District is established to provide for small business groupings located outside of the village style mixed use concept and which provide for the full range of convenience uses necessary to meet the daily needs of nearby residential neighborhoods. Permitted uses within the LB Districts are regulated in character to assure harmonious development with the nearby residential districts served and are limited in size and scale to promote pedestrian access.

Site Plan Description:

The site plan shows the addition of 32 parking spaces on the east side of the property, making a total of 95 parking spaces. The south 120' of the eastern parcel will remain SF1 Single Family & Two Family District. Access to the property will be from the existing commercial properties.

Zoning and Land Use History And Trends:

The property to the east was rezoned to LB Local Business District in 1984.

Traffic and Transportation Considerations:

Charles street is two lanes.

Utilities:

The property is served by municipal water and sewer.

Agency Comments:

The Department of Community Investment offers a favorable recommendation.

Commitments:

The petitioner is not proposing any written commitments.

Criteria to be considered in reviewing rezoning requests, per IC 36-7-4-603:

1. Comprehensive Plan:

Policy Plan:

The petition is consistent with City Plan, South Bend Comprehensive Plan (2006), Objective ED 1.2: Encourage reuse of abandoned and underutilized land and structures.

Land Use Plan:

The Future Land Use Plan identifies this area for low-density residential.

Plan Implementation/Other Plans:

There are no other plans in effect for this area.

2. Current Conditions and Character:

The area has been developed for commercial uses along State Road 23. Charles Street and Rosemary Street feature a mix of single-family and multifamily dwellings.

3. Most Desirable Use:

The most desirable use for this property would be to provide adequate parking for the adjacent commercial uses.

4. Conservation of Property Values:

With proper buffering and screening adjacent property values should not be adversely affected.

5. Responsible Development And Growth:

It is responsible development and growth to provide adequate parking on-site to safely access the commercial uses along State Road 23.

Combined Public Hearing

The petitioner is seeking the following variance(s):

- 1) from the required Type B: Partial Screening landscaping of required residential bufferyards to none;
- 2) from the required compact row of shrubs or hedges for off-street parking area screening to a 6' fence and evergreen trees

State statutes and the Zoning Ordinance require that certain standards must be met before a variance can be approved. The standards and their justifications are as follows:

(1) The approval will not be injurious to the public health, safety, morals and general welfare of the community;

The approval of these variances will not be injurious to the public health, safety, morals and general welfare of the community.

(2) The use and value of the area adjacent to the property included in the variance will not be affected in a substantially adverse manner;

Staff Report

9/6/2018

The proposed variances will allow landscaping that meets the intent of or exceeds the ordinance, which will minimize the effect on surrounding properties.

(3) The strict application of the terms of this Chapter would result in practical difficulties in the use of the property

The strict application of the terms of this Chapter would require the property owner to remove the evergreen trees and replace it with shrubs at a maximum of 3' tall, providing less screening from the commercial uses.

Staff Comments:

The staff has no additional comments at this time.

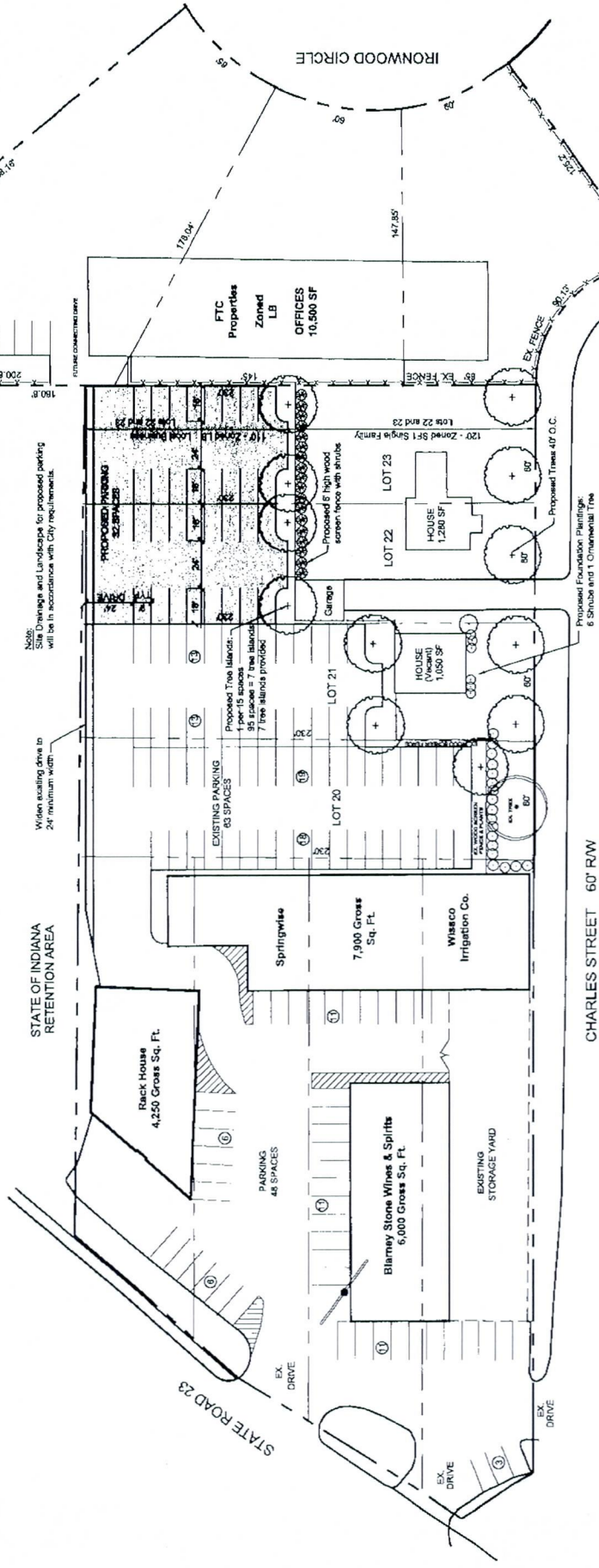
Recommendation:

Based on information available prior to the public hearing, the staff recommends this petition be sent to the Common Council with a favorable recommendation. The staff recommends approval of the variances.

Analysis:

Rezoning this site will allow the property owner to provide adequate parking for the businesses on-site. With proper buffering and screening, the property values of the adjacent single-family homes should not be adversely affected.

**REZONING SITE PLAN FOR:
 LOTS 22 & 23 PENSINGER SUBDIVISION
 1939/1947 CHARLES STREET
 SOUTH BEND, IN**



SITE PLAN
 SCALE: 1" = +50'-0"
 (11 x 17 Format)

**Split Zoning for Lots 22 & 23:
 South 120' : SF1 Single Family
 North 110' : LB Local Business**

Prepared For:
FTC PROPERTIES, LLC
 1820 South Bend Avenue, Suite 200
 South Bend, IN 46637

SiteScapes INC.
 Landscape Architecture & Planning
 P.O. Box 361 • Mishawaka, Indiana 46546
 Telephone: (317) 356-4677
 www.SiteScapesInc.com

AUGUST 30, 2018 Revised
 AUGUST 30, 2018
 AUGUST 27, 2018 Revised
 AUGUST 27, 2018
 AUGUST 25, 2018



AREA PLAN COMMISSION OF ST. JOSEPH COUNTY, IN

LAWRENCE P. MAGLIOZZI
EXECUTIVE DIRECTOR

Angela M. Smith
Deputy Director

227 W. JEFFERSON BLVD., ROOM 1140 COUNTY-CITY BUILDING, SOUTH BEND, INDIANA 46601 (574) 235-9571

September 19, 2018

Honorable South Bend Common Council
4th Floor, County-City Building
South Bend, IN 46601

RE: Bill #36-18
Rezoning: APC#2875-18 – 1939 & 1947 Charles Street

Dear Council Members:

The Area Plan Commission held a public hearing on September 18, 2018 for the above reference petition. This petition is set for public hearing before the Common Council on Monday, September 24, 2018.

Ordinance & Petition Amendments:

The ordinance includes an amended legal description to rezone Lots 20, 21, and the North 110' of Lots 22 and 23 of Pensinger Subdivision to LB Local Business District.

The petition was modified to include a new site plan and add the following variances:

- 1) from the required Type B: Partial Screening landscaping of required residential bufferyards to none; and
- 2) from the required compact row of shrubs or hedges for off-street parking area screening to a 6' fence and evergreen trees.

Public Hearing Summary:

There was no one to speak in favor or against of the petition.

If you have any further questions, please feel free to contact me at (574) 235-9571.

Sincerely,

A handwritten signature in black ink, appearing to read 'Jordan Wyatt', written over a horizontal line.

Jordan Wyatt
Planner

CC: Bob Palmer

SERVING ST. JOSEPH COUNTY, SOUTH BEND, LAKEVILLE, NEW CARLISLE, NORTH LIBERTY, OSCEOLA & ROSELAND

WWW.STJOSEPHCOUNTYINDIANA.COM/AREAPLAN



AREA PLAN COMMISSION OF ST. JOSEPH COUNTY, IN

LAWRENCE P. MAGLIOZZI
EXECUTIVE DIRECTOR

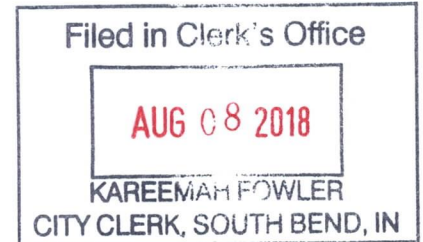
Angela M. Smith
Deputy Director

227 W. JEFFERSON BLVD., ROOM 1140 COUNTY-CITY BUILDING, SOUTH BEND, INDIANA 46601 (574) 235-9571

August 8, 2018

Honorable Common Council
4th Floor, County-City Building
South Bend, IN 46601

RE: Text Amendment
APC# 2872-18



Dear Council Members:

Enclosed is an Ordinance for the proposed Zoning Ordinance Amendment. Please include the attached Ordinance on the Council agenda for first reading at your August 13th, 2018 Council meeting, and set it for public hearing at your September 24th, 2018 Council meeting. The petition is tentatively scheduled for public hearing at the September 18th, 2018 Area Plan Commission meeting. The recommendation of the Area Plan Commission will be forwarded to your office by noon on the day following the public hearing.

If you have any questions, please feel free to contact our office.

Sincerely,

Jordan Wyatt
Zoning Planner

A handwritten signature in black ink, appearing to be "Jordan Wyatt", written over the typed name.

CC: Bob Palmer

ORDINANCE NO. _____

AN ORDINANCE INITIATED BY THE AREA PLAN COMMISSION OF ST. JOSEPH COUNTY, INDIANA AMENDING CHAPTER 21 OF THE SOUTH BEND MUNICIPAL CODE, ARTICLE 14 SUBDIVISIONS TO DELETE FLOODPLAIN DEFINITIONS THAT HAVE BEEN UPDATED IN THE ZONING ORDINANCE, DELETE STREET AND ALLEY STANDARDS THAT DUPLICATE BOARD OF PUBLIC WORKS STANDARDS, AND DELETE CERTAIN LOT DESIGN STANDARDS THAT DUPLICATE LOT SIZE STANDARDS IN THE ZONING ORDINANCE

STATEMENT OF PURPOSE AND INTENT

The Common Council of the City of South Bend, Indiana, adopted a new subdivision ordinance that went into effect on May 7, 2004. The subdivision ordinance contains several standards that are now redundant or conflicting with City standards found elsewhere in the zoning ordinance or other City regulations. On December 1, 2015, the zoning ordinance's Floodplain Regulations (Section 21-12) was replaced in its entirety, including revised definitions for floodplain-related terms. The subdivision ordinance's street design standards replicate rules found in the Design & Construction Standards of the Board of Public Works. The subdivision ordinance included lot standards that are established in other sub-sections of the zoning ordinance.

NOW THEREFORE BE IT ORDAINED by the Common Council of the City of South Bend, Indiana as follows:

SECTION I. Chapter 21, Zoning, of the *South Bend Municipal Code*, Article 14 Subdivisions, Section 21-14.02 (a) Definitions, is hereby amended as follows:

- (18) ~~Federal Insurance Administration means the administrative office of the National Flood Insurance Program.~~ Reserved.
- (19) ~~Flood or floodwater means the water of any river or stream which is above its banks and/or outside its channels and banks.~~ Reserved.
- (20) ~~Flood hazard area means that portion of a floodplain which is not adequately protected from flooding by means of dikes, levees, reservoirs, or other works approved by the Natural Resources Commission.~~ Reserved.
- (21) ~~Floodplain means the area adjoining a river or stream which has been or which may hereafter be flooded, and is so designated by the Federal Insurance Administration and/or the Natural Resources Commission.~~ Reserved.
- (39) ~~Regulatory flood means the one hundred year flood as designated by the Federal Insurance Administration.~~ Reserved.

SECTION II. Chapter 21, Zoning, of the *South Bend Municipal Code*, Article 14 Subdivisions, Section 21-14.03 (b) Street requirements, is hereby amended as follows:

- ~~(2) — *Minor streets shall be laid out so that their use by through traffic will be discouraged.*~~

- ~~(3) — *Where a subdivision borders on or contains an existing or proposed street as shown in the *Land Use and Transportation Plan*, the *Commission* may require a marginal access street or reverse frontage with screen planting contained in a nonaccess reservation, which shall have a minimum width of ten (10) feet along the rear property line, or such other treatment as may be adequate for protection of residential properties and to afford separation of through and local traffic.*~~

- ~~(4) (2)~~
- ~~(5) (3)~~
- ~~(6) (4)~~
- ~~(7) (5)~~
- ~~(8) (6)~~
- ~~(9) (7)~~
- ~~(10) (8)~~

- ~~(11) (9) *Culs-de-sac* and dead-end streets, designed to be so permanently, shall generally not be longer than ~~six hundred (600)~~ five hundred (500) feet. All dead-end streets shall terminate in a circular right-of-way within a minimum radius of fifty (50) feet with an effective turning radius of forty (40) feet.~~

- ~~(12) (10) The minimum right-of-way width of all streets shall be ~~as scheduled under section 21-14.08(e)(2)~~ per the latest standards adopted by the Board.~~

- ~~(13) (11)~~
- ~~(14) (12)~~

SECTION III. Chapter 21, Zoning, of the *South Bend Municipal Code*, Article 14 Subdivisions, Section 21-14.03 (c) Alleys; standards, is hereby amended as follows:

- ~~(2) — *Alleys shall be prohibited in residential areas except where topographical or other conditions may necessitate their use.*~~

- ~~(3) — *The width of an alley shall not be less than twenty (20) feet.*~~

- ~~(4) (2)~~
- ~~(5) (3)~~

SECTION IV. Chapter 21, Zoning, of the *South Bend Municipal Code*, Article 14 Subdivisions, Section 21-14.03 (e) Blocks; standards, is hereby amended as follows:

- (1) The width of *blocks* shall be sufficient to ~~allow two (2) tiers of~~ avoid double frontage lots, except where reverse frontage on a major thoroughfare is required.
- (2) Where effective use of land does not require otherwise, *blocks* in residential subdivisions shall not exceed ~~sixteen hundred (1,600)~~ one thousand (1,000) feet in length.
- (3) ~~In the event of block length exceeding one thousand (1,000) feet where the blocks are not arranged in the direction of natural traffic flow, a crosswalk or pedestrianway not less than ten (10) feet in width may be required near the center and entirely across any block. Such pedestrianway shall be dedicated and paved to a width of five (5) feet. The perimeter of any block shall not exceed two thousand eight hundred (2,800) feet in length.~~

SECTION V. Chapter 21, Zoning, of the *South Bend Municipal Code*, Article 14 Subdivisions, Section 21-14.03 (f) Lots; standards, is hereby amended as follows:

- ~~(1) Residential lots shall in no case be less than sixty (60) feet in width at the building line, nor contain less than six thousand (6,000) square feet in area.~~
- ~~(2) Corner lots shall in no case be less than sixty five (65) feet in width at the building line, nor contain less than seven thousand (7,000) square feet in area.~~
- ~~(3) The depth to width ratio of the useable area, i.e., the area which is not unuseable for normal building, service, recreational, or similar activities by reason of the existence of geologic, topographic, drainage, or other similar conditions, of a lot in a residential district shall be a maximum of two and one-half (2.5) to one (1.0), except where a variance becomes necessary for the purpose of using up odd shaped parcels.~~
- ~~(4) (1)~~
- ~~(5) (2) Every lot shall abut on a public street or have dedicated access to a public street as permitted by the Zoning Ordinance.~~
- ~~(6) (3) Double frontage lots shall be avoided except where essential to provide separation of residential development from traffic arteries or to overcome specific disadvantages of topography and orientation. A planting screen easement of at least ten (10) feet in width, across which there shall be no access, shall be provided along the line of lots abutting such traffic arteries or other disadvantageous use.~~

~~(7) Where larger than normal lots are proposed, they shall be of such shape and dimensions that future streets may be platted along lot lines.~~

(8) ~~(4)~~ Lots shall be numbered consecutively throughout the entire subdivision.

SECTION VI. Chapter 21, Zoning, of the *South Bend Municipal Code*, Article 14 Subdivisions, Section 21-14.04 (b)(1)(A) vii. is hereby amended as follows:

vii. ~~Dimensioned building setback lines.~~ Reserved.

SECTION VII. Chapter 21, Zoning, of the *South Bend Municipal Code*, Article 14 Subdivisions, Section 21-14.08 (b) Required Improvements, is hereby amended as follows:

(6) (B) Sidewalks shall be located ~~not less than one (1) foot from the property line on all except minor streets to prevent interference or encroachment by fencing, walls, hedges, or other planting or structure placed on the property line at a later date.~~ In single family residential areas, concrete sidewalks shall be five (5) feet wide and four (4) inches thick. Maximum gradient on walks shall be not more than five (5) percent. In multifamily or group housing developments, sidewalks shall be of a width determined by the Commission installed per the latest standards adopted by the Board. Sidewalks in commercial areas shall have a minimum width of ten (10) feet.

~~(8) Trees of a variety approved by the Commission and the Superintendent of Parks shall be considered a recommended improvement. If such planting is accomplished, the trees shall be planted no closer than five (5) feet to the front property line on the property side and shall be spaced no closer than forty (40) feet apart. They shall be a minimum of one and one half (1 1/2) inches in diameter measured one (1) foot above the ground. These restrictions shall apply to the front yard area only.~~

SECTION VIII. Chapter 21, Zoning, of the *South Bend Municipal Code*, Article 14 Subdivisions, Section 21-14.08 (c) Streets and alleys; specifications, is hereby amended as follows:

(2) All streets shall be surfaced and improved in the manner determined by the Board and shall conform to the ~~following schedule:~~ latest standards adopted by the Board.

TABLE INSET:

Street Type	Right-of-Way Width	Width of Pavement*
<i>Major streets</i>	80' to 120' or as shown on the <i>Land Use and Transportation Plan</i>	Variable
<i>Collector streets</i>	60'	36'
<i>Minor streets</i> for row houses and apartments	60'	32' to 36'
<i>Minor streets</i> for single-family detached dwellings	50'	26'
Marginal access**	40'	18'
<i>Culs-de-sac</i> and short loop streets	50'	26'
<i>Alleys</i>	20'	18'

On all *minor streets* an improved, all-weather driveway and driveway apron shall be provided. The maximum gradient between vertical transitions shall be not greater than fourteen (14) percent.

* Measured gutter line to gutter line.

**Curb and gutter shall generally not be required on the highway side. A planting strip with a minimum width of ten (10) feet may be required on the highway side.

SECTION IX. This Ordinance shall be in full force and effect from and after its passage by the Common Council and approval by the Mayor.

Tim Scott, Council President
South Bend Common Council

Attest:

Kareemah N. Fowler, City Clerk
Office of the City Clerk

Presented by me, the undersigned Clerk of the City of South Bend, to the Mayor of the City of South Bend, Indiana on the _____ day of _____, 2018, at _____ o'clock _____. m.

Kareemah N. Fowler, City Clerk
Office of the City Clerk

Approved and signed by me on the _____ day of _____, 2018, at _____ o'clock _____. m.

Pete Buttigieg, Mayor
Mayor, City of South Bend, Indiana



LAWRENCE P. MAGLIOZZI

EXECUTIVE DIRECTOR

Angela M. Smith

Deputy Director

AREA PLAN COMMISSION OF ST. JOSEPH COUNTY, IN

227 W. JEFFERSON BLVD., ROOM 1140 COUNTY-CITY BUILDING, SOUTH BEND, INDIANA 46601 (574) 235-9571

Wednesday, September 19, 2018

The Honorable Council of the City of South Bend
4th Floor, County-City Building
South Bend, IN 46601

RE: An ordinance initiated by the Area Plan Commission of St. Joseph County, Indiana amending Chapter 21 of the South Bend Municipal Code, Article 14 Subdivisions to delete floodplain definitions that have been updated in the Zoning Ordinance, delete street and alley standards that duplicate Board of Public Works standards, and delete certain lot design standards that duplicate lot size standards in the Zoning Ordinance - APC# 2873-18.

Dear Council Members:

I hereby Certify that the above referenced ordinance of Initiated by Area Plan Commission was legally advertised on September 4, 2018 and that the Area Plan Commission at its public hearing on September 18, 2018 took the following action:

Upon a motion by Oliver Davis, being seconded by Robert Hawley and unanimously carried, An ordinance initiated by the Area Plan Commission of St. Joseph County, Indiana amending Chapter 21 of the South Bend Municipal Code, Article 14 Subdivisions to delete floodplain definitions that have been updated in the Zoning Ordinance, delete street and alley standards that duplicate Board of Public Works standards, and delete certain lot design standards that duplicate lot size standards in the Zoning Ordinance was sent to the Common Council with a FAVORABLE recommendation.

The deliberations of the Area Plan Commission and points considered in arriving at the above decision are shown in the minutes of the public hearing, and will be forwarded to you at a later date to be made a part of this report.

Sincerely,

A handwritten signature in black ink, appearing to read 'L. P. Magliozzi', written over a horizontal line.

Lawrence P. Magliozzi

Attachment

Staff Report

9/7/2018

APC # 2873-18
Owner: Initiated by Area Plan Commission
Location: Text Amendment
Jurisdiction: City of South Bend
Public Hearing Date: 9/18/2018

Requested Action:

An Ordinance initiated by the Area Plan Commission of St. Joseph County amending Chapter 21, Article 14 Subdivisions, of the Municipal Code of the City of South Bend, St. Joseph County, Indiana.

Staff Comments:

The current version of the subdivision ordinance pre-dates the City Zoning Ordinance which was adopted in 2004. There are a number of standards in the subdivision ordinance, which are in conflict with the Zoning Ordinance as amended:

1. References to the floodplain are being removed, since those standards are now fully addressed in the Zoning Ordinance.
2. Several references to street, alley and block standards are either being amended or removed to reflect current standards of the Board of Public Works.
3. references to lot sizes are being removed, since those are now addressed in the Zoning Ordinance.

The Department of Community Investment and the City Engineer's office provided extensive input in drafting and reviewing the proposed changes, and recommend the adoption of the proposed revisions.

Recommendation:

Based on information available prior to the public hearing, the staff recommends that the petition be sent to the Common Council with a FAVORABLE recommendation

Analysis:

This ordinance addresses various inconsistencies between the subdivision and zoning ordinances, in addition to updating certain design standards.

ORDINANCE NO. _____

AN ORDINANCE INITIATED BY THE AREA PLAN COMMISSION OF ST. JOSEPH COUNTY, INDIANA AMENDING CHAPTER 21 OF THE SOUTH BEND MUNICIPAL CODE, ARTICLE 14 SUBDIVISIONS TO DELETE FLOODPLAIN DEFINITIONS THAT HAVE BEEN UPDATED IN THE ZONING ORDINANCE, DELETE STREET AND ALLEY STANDARDS THAT DUPLICATE BOARD OF PUBLIC WORKS STANDARDS, AND DELETE CERTAIN LOT DESIGN STANDARDS THAT DUPLICATE LOT SIZE STANDARDS IN THE ZONING ORDINANCE

STATEMENT OF PURPOSE AND INTENT

The Common Council of the City of South Bend, Indiana, adopted a new subdivision ordinance that went into effect on May 7, 2004. The subdivision ordinance contains several standards that are now redundant or conflicting with City standards found elsewhere in the zoning ordinance or other City regulations. On December 1, 2015, the zoning ordinance's Floodplain Regulations (Section 21-12) was replaced in its entirety, including revised definitions for floodplain-related terms. The subdivision ordinance's street design standards replicate rules found in the recently adopted Construction Standards & Specifications of the Board of Public Works. The subdivision ordinance included lot standards that are established in other sub-sections of the zoning ordinance.

NOW THEREFORE BE IT ORDAINED by the Common Council of the City of South Bend, Indiana as follows:

SECTION 1. Chapter 21, Zoning, of the *South Bend Municipal Code*, Article 14 Subdivisions, Section 21-14.02 (a) Definitions, is hereby amended as follows:

- (18) ~~Federal Insurance Administration means the administrative office of the National Flood Insurance Program.~~ Reserved.
- (19) ~~Flood or floodwater means the water of any river or stream which is above its banks and/or outside its channels and banks.~~ Reserved.
- (20) ~~Flood hazard area means that portion of a floodplain which is not adequately protected from flooding by means of dikes, levees, reservoirs, or other works approved by the Natural Resources Commission.~~ Reserved.
- (21) ~~Floodplain means the area adjoining a river or stream which has been or which may hereafter be flooded, and is so designated by the Federal Insurance Administration and/or the Natural Resources Commission.~~ Reserved.
- (39) ~~Regulatory flood means the one-hundred-year flood as designated by the Federal Insurance Administration.~~ Reserved.

SECTION II. Chapter 21, Zoning, of the *South Bend Municipal Code*, Article 14 Subdivisions, Section 21-14.03 (b) Street requirements, is hereby amended as follows:

- (2) ~~Minor streets shall be laid out so that their use by through traffic will be discouraged.~~
- (3) (2) Where a subdivision borders on or contains an existing or proposed street as shown in the *Land Use and Transportation Plan*, the *Commission* may require a marginal access street, ~~or reverse double~~ double frontage with screen planting contained in a nonaccess reservation, ~~which shall have a minimum at least width of ten (10) feet wide along the rear property line, access via the side or rear of the lot, or such other treatment as may be adequate for protection of residential properties and to afford separation of through and local traffic.~~
- (4) (3)
- (5) (4)
- (6) (5)
- (7) (6)
- (8) (7)
- (9) (8)
- (10) (9)
- (11) (10) *Culs-de-sac* and dead-end streets, designed to be so permanently, shall ~~generally~~ not be longer than ~~six hundred (600)~~ two hundred (200) feet. All dead-end streets shall terminate ~~in a circular right of way within a minimum radius of fifty (50) feet with an effective turning radius of forty (40) feet per~~ the latest *standards* adopted by the *Board*.
- (12) (11) The minimum right-of-way width of all streets shall be ~~as scheduled under section 21-14.08(e)(2) per the latest standards~~ adopted by the *Board*.
- (13) (12)
- (14) (13)

SECTION III. Chapter 21, Zoning, of the *South Bend Municipal Code*, Article 14 Subdivisions, Section 21-14.03 (c) Alleys; standards, is hereby amended as follows:

- (2) *Alleys* shall be ~~prohibited~~ provided in residential areas ~~except where topographical or other conditions may necessitate their use at the discretion of the Board.~~
- (3) ~~The width of an alley shall not be less than twenty (20) feet.~~
- (4) (3)
- (5) (4)

SECTION IV. Chapter 21, Zoning, of the *South Bend Municipal Code*, Article 14 Subdivisions, Section 21-14.03 (e) Blocks; standards, is hereby amended as follows:

- (1) The width of *blocks* shall be sufficient to ~~allow two (2) tiers of~~ avoid double frontage lots, except where reverse frontage on a major thoroughfare is required.
- (2) Where effective use of land does not require otherwise, *blocks* in residential subdivisions shall not exceed ~~sixteen hundred (1,600)~~ one thousand (1,000) feet in length.
- (3) ~~In the event of block length exceeding one thousand (1,000) feet where the blocks are not arranged in the direction of natural traffic flow, a crosswalk or pedestrianway not less than ten (10) feet in width may be required near the center and entirely across any block. Such pedestrianway shall be dedicated and paved to a width of five (5) feet. The perimeter of any block shall not exceed two thousand eight hundred (2,800) feet in length.~~

SECTION V. Chapter 21, Zoning, of the *South Bend Municipal Code*, Article 14 Subdivisions, Section 21-14.03 (f) Lots; standards, is hereby amended as follows:

- (1) ~~Residential lots shall in no case be less than sixty (60) feet in width at the building line, nor contain less than six thousand (6,000) square feet in area.~~
- (2) ~~Corner lots shall in no case be less than sixty five (65) feet in width at the building line, nor contain less than seven thousand (7,000) square feet in area.~~
- (3) ~~The depth to width ratio of the useable area, i.e., the area which is not unuseable for normal building, service, recreational, or similar activities by reason of the existence of geologic, topographic, drainage, or other similar conditions, of a lot in a residential district shall be a maximum of two and one half (2.5) to one (1.0), except where a variance becomes necessary for the purpose of using up odd shaped parcels.~~
- (4) (1)
- (5) (2) Every lot shall abut on a public street or have dedicated access to a public street as permitted by the Zoning Ordinance.
- (6) (3)
- (7) ~~Where larger than normal lots are proposed, they shall be of such shape and dimensions that future streets may be platted along lot lines.~~
- (8) (4) Lots shall be numbered consecutively throughout the entire subdivision.

SECTION VI. Chapter 21, Zoning, of the *South Bend Municipal Code*, Article 14 Subdivisions, Section 21-14.03 (g) Subdivisions in flood hazard areas, is hereby amended as follows:

- (1) Proposed subdivisions shall be reviewed to determine whether the subdivision lies in a *flood hazard area*. ~~If the subdivision is to be located in a *flood hazard area*, the subdivider's registered land surveyor shall forward pertinent plans and materials to the *Department of Natural Resources* for review and comment.~~ Appropriate changes and modifications may be required in order to assure that the development of the subdivision is consistent with the need to minimize *flood* damages; all public utilities and facilities, such as sewer, gas, electrical, and water systems are located and constructed to minimize or eliminate *flood* damage; adequate drainage is provided so as to reduce exposure to *flood* hazards; and that on-site waste disposal systems, if provided, will be so located as to avoid impairment of them or contamination from them during the occurrence of the *regulatory flood*.

SECTION VII. Chapter 21, Zoning, of the *South Bend Municipal Code*, Article 14 Subdivisions, Section 21-14.04 (b)(1)(A) is hereby amended as follows:

- vii. ~~Dimensioned *building setback lines*.~~ Reserved.

SECTION VIII. Chapter 21, Zoning, of the *South Bend Municipal Code*, Article 14 Subdivisions, Section 21-14.04 (c)(1) is hereby amended as follows:

- (A) ~~If the subdivision falls within a designated *flood hazard area*, the subdivision shall be reviewed by the *Department of Natural Resources* in accordance with section 21-14.03(g)(1) of this article.~~

- (B) (A)
- (C) (B)

SECTION IX. Chapter 21, Zoning, of the *South Bend Municipal Code*, Article 14 Subdivisions, Section 21-14.05 (c)(1)(A) is hereby amended as follows:

- xii. ~~Dimensioned *building setback lines*.~~ Reserved.

SECTION X. Chapter 21, Zoning, of the *South Bend Municipal Code*, Article 14 Subdivisions, Section 21-14.05 (d)(1) is hereby amended as follows:

(A) — If the subdivision falls within a designated *flood hazard area*, the subdivision shall be reviewed by the *Department of Natural Resources* in accordance with section 21-14.03(g)(1) of this article.

~~(B)~~ (A)

~~(C)~~ (B)

~~(D)~~ (C)

SECTION XI. Chapter 21, Zoning, of the *South Bend Municipal Code*, Article 14 Subdivisions, Section 21-14.06 (c)(1) is hereby amended as follows:

(A) — If the subdivision *replat* falls within a designated *flood hazard area*, the subdivision replat shall be reviewed by the *Department of Natural Resources* in accordance with section 21-14.03(G)(1) of this article.

~~(B)~~ (A)

~~(C)~~ (B)

SECTION XII. Chapter 21, Zoning, of the *South Bend Municipal Code*, Article 14 Subdivisions, Section 21-14.08 (b) Required Improvements, is hereby amended as follows:

(6) (B) Sidewalks shall be located not less than one (1) foot from the property line on all except *minor streets* to prevent interference or encroachment by fencing, walls, hedges, or other planting or structure placed on the property line at a later date. In single-family residential areas, concrete sidewalks shall be five (5) feet wide and four (4) inches thick. Maximum gradient on walks shall be not more than five (5) percent. In multifamily or group housing developments, sidewalks shall be of a width determined by the *Commission*. Sidewalks in commercial areas shall have a minimum width of ten (10) feet installed per the latest *standards* adopted by the *Board*.

(8) The subdivision shall be provided with street trees of a variety approved by the *Commission* and the Superintendent of Parks shall be considered a recommended improvement. If such planting is accomplished, the trees shall be planted no closer than five (5) feet to the front property line on the property side and shall be spaced no closer than forty (40) feet apart. They shall be a minimum of one and one-half (1 1/2) inches in diameter measured one (1) foot above the ground. These restrictions shall apply to the front yard area only. Trees planted along streets shall be installed per the regulations found at Chapter 19, Article 1 and the latest *standards* adopted by the *Board*.

SECTION XIII. Chapter 21, Zoning, of the *South Bend Municipal Code*, Article 14 Subdivisions, Section 21-14.08 (c) Streets and alleys; specifications, is hereby amended as follows:

(2) All streets shall be surfaced and improved in the manner determined by the *Board* and shall conform to the following schedule: latest standards adopted by the Board.

TABLE INSET:

Street Type	Right-of-Way Width	Width of Pavement*
<i>Major streets</i>	80' to 120' or as shown on the <i>Land Use and Transportation Plan</i>	Variable
<i>Collector streets</i>	60'	36'
<i>Minor streets</i> for row houses and apartments	60'	32' to 36'
<i>Minor streets</i> for single-family detached dwellings	50'	26'
Marginal access**	40'	18'
<i>Culs-de-sac</i> and short loop streets	50'	26'
<i>Alleys</i>	20'	18'

On all *minor streets* an improved, all-weather driveway and driveway apron shall be provided. The maximum gradient between vertical transitions shall be not greater than fourteen (14) percent.

* Measured gutter line to gutter line.

**Curb and gutter shall generally not be required on the highway side. A planting strip with a minimum width of ten (10) feet may be required on the highway side.

SECTION XIV. This Ordinance shall be in full force and effect from and after its passage by the Common Council and approval by the Mayor.

Tim Scott, Council President
South Bend Common Council

Attest:

Kareemah N. Fowler, City Clerk
Office of the City Clerk

Presented by me, the undersigned Clerk of the City of South Bend, to the Mayor of the City of South Bend, Indiana on the _____ day of _____, 2018, at _____ o'clock _____. m.

Kareemah N. Fowler, City Clerk
Office of the City Clerk

Approved and signed by me on the _____ day of _____, 2018, at _____ o'clock _____. m.

Pete Buttigieg, Mayor
Mayor, City of South Bend, Indiana



LAWRENCE P. MAGLIOZZI
EXECUTIVE DIRECTOR

Angela M. Smith
Deputy Director

AREA PLAN COMMISSION OF ST. JOSEPH COUNTY, IN

227 W. JEFFERSON BLVD., ROOM 1140 COUNTY-CITY BUILDING, SOUTH BEND, INDIANA 46601 (574) 235-9571

September 19, 2018

Honorable South Bend Common Council
4th Floor, County-City Building
South Bend, IN 46601

RE: Bill #37-18
Rezoning: APC#2873-18 – Text Amendment

Dear Council Members:

The Area Plan Commission held a public hearing on September 18, 2018 for the above reference petition. This petition is set for public hearing before the Common Council on Monday, September 24, 2018.

Ordinance & Petition Amendments:

Ordinance was updated to incorporate comments and suggestions from City Engineering and add additional cross reference corrections.

Public Hearing Summary:

One person spoke in favor of the petition. Michael Divita, Department of Community Investment, noted that this will reduce confusion and eliminate redundancy in the Ordinance.

If you have any further questions, please feel free to contact me at (574) 235-9571.

Sincerely,

A handwritten signature in black ink that reads "Angela M. Smith". The signature is written in a cursive, flowing style.

Angela M. Smith
Deputy Director

CC: Bob Palmer

SERVING ST. JOSEPH COUNTY, SOUTH BEND, LAKEVILLE, NEW CARLISLE, NORTH LIBERTY, OSCEOLA & ROSELAND

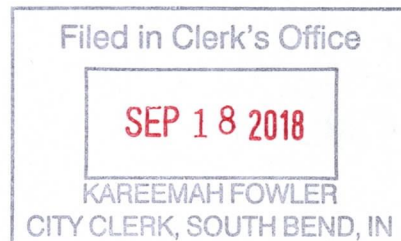
WWW.STJOSEPHCOUNTYINDIANA.COM/AREAPLAN



CITY OF SOUTH BEND PETE BUTTIGIEG, MAYOR
DEPARTMENT OF ADMINISTRATION AND FINANCE

September 17, 2018

Mr. Tim Scott
President, South Bend Common Council
4th Floor County-City Building
227 W. Jefferson Blvd.
South Bend, IN 46601



Re: SUBSTITUTE Ordinance Levying taxes and fixing the rate of Property Taxation to meet City Expenses for the fiscal year ending December 31, 2019

Dear Council President Scott:

Attached herewith please find a substitute bill for consideration by the Common Council of the City of South Bend fixing the property tax rate for the City of South Bend for the fiscal year commencing January 1, 2019 and ending December 31, 2019. This tax rate will apply for property tax assessments in fiscal 2018 with taxes payable in fiscal 2019.

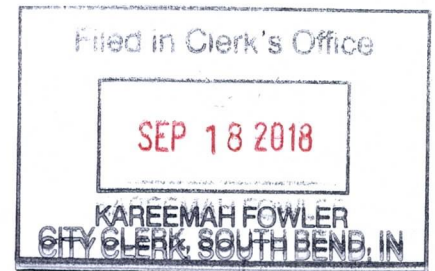
Similar to prior years, this bill has been filed with estimated property tax rates. The final property tax rates for each municipality in the State of Indiana are determined by the Department of Local Government Finance (DLGF) as part of the "1782" budget review process which, according to the state budget calendar, must be completed in February 2019. The actual property tax rates will depend on the 2018/pay 2019 net assessed valuation of property in South Bend.

This bill is respectfully submitted for 1st reading filing with the Common Council for the council meeting on August 27, 2018, 2nd reading and public hearing at the council meeting on September 24, 2018, with 3rd reading and council vote at the council meeting on October 8, 2018.

I will be available to discuss this bill at the appropriate sessions of the Personnel and Finance Committee and other meetings of the South Bend Common Council.

Respectfully submitted,

Jennifer C. Hockenhill
City Controller



SUBSTITUTE BILL NO. 38-18

ORDINANCE NO. _____

**AN ORDINANCE OF THE CITY OF SOUTH BEND, INDIANA, LEVYING
TAXES
AND FIXING THE RATE OF TAXATION FOR THE PURPOSE OF RAISING
REVENUE TO MEET THE NECESSARY EXPENSES OF THE CIVIL CITY
OF SOUTH BEND FOR THE FISCAL YEAR ENDING
DECEMBER 31, 2019**

STATEMENT OF PURPOSE AND INTENT

It is necessary to pass this Ordinance in order to levy taxes and fix the rate of taxation for the purpose of raising revenue to meet the necessary expenses for 2019.

NOW, THEREFORE, BE IT ORDAINED BY THE COMMON COUNCIL OF
THE CITY OF
SOUTH BEND, INDIANA, AS FOLLOWS:

SECTION I. There shall be levied upon each One Hundred Dollars of Assessed Valuation of Taxable Property of the City of South Bend, Indiana, for the fiscal year 2018 to be collected in the year 2019 the following:

For CORPORATION GENERAL FUND, the sum of **\$3.6535** on each one hundred dollars of Taxable Property.

For PARK AND RECREATION FUND, the sum of **\$0.8597** on each one hundred dollars of Taxable Property.

For CUMULATIVE CAPITAL DEVELOPMENT FUND, the sum of **\$0.0385** on each one hundred dollars of Taxable Property.

For PARK BOND DEBT SERVICE FUND, the sum of **\$0.0833** on each one hundred dollars of Taxable Property.

Total Civil City Rate \$4.6350

SECTION II. This Ordinance shall be in full force and effect from and after its passage by the Common Council and approval by the Mayor.

Tim Scott, Council President
South Bend Common Council

Attest:

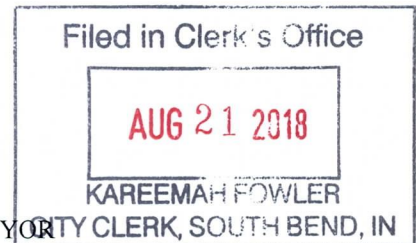
Kareemah N. Fowler, City Clerk
Office of the City Clerk

Presented by me, the undersigned Clerk of the City of South Bend, to the Mayor of the City of South Bend, Indiana on the _____ day of _____, 2018, at _____ o'clock ____ . m.

Kareemah N. Fowler, City Clerk
Office of the City Clerk

Approved and signed by me on the _____ day of _____, 2018, at ____ o'clock ____ .m.

Pete Buttigieg, Mayor
City of South Bend, Indiana



CITY OF SOUTH BEND PETE BUTTIGIEG, MAYOR CITY CLERK, SOUTH BEND, IN

DEPARTMENT OF ADMINISTRATION AND FINANCE

August 21, 2018

Mr. Tim Scott
President, South Bend Common Council
4th Floor County-City Building
227 W. Jefferson Blvd.
South Bend, IN 46601

Re: Ordinance Levying taxes and fixing the rate of Property Taxation to meet City Expenses for the fiscal year ending December 31, 2019

Dear Council President Scott:

Attached herewith please find a bill for consideration by the Common Council of the City of South Bend fixing the property tax rate for the City of South Bend for the fiscal year commencing January 1, 2019 and ending December 31, 2019. This tax rate will apply for property tax assessments in fiscal 2018 with taxes payable in fiscal 2019.

Similar to prior years, this bill has been filed with estimated property tax rates. The final property tax rates for each municipality in the State of Indiana are determined by the Department of Local Government Finance (DLGF) as part of the "1782" budget review process which, according to the state budget calendar, must be completed in February 2019. The actual property tax rates will depend on the 2018/pay 2019 net assessed valuation of property in South Bend.

This bill is respectfully submitted for 1st reading filing with the Common Council for the council meeting on August 27, 2018, 2nd reading and public hearing at the council meeting on September 24, 2018, with 3rd reading and council vote at the council meeting on October 8, 2018.

I will be available to discuss this bill at the appropriate sessions of the Personnel and Finance Committee and other meetings of the South Bend Common Council.

Respectfully submitted,

Jennifer C. Hockenhull
City Controller

Filed in Clerk's Office

AUG 21 2018

KAREEMAH FOWLER
CITY CLERK, SOUTH BEND, IN

BILL NO. 38-18

ORDINANCE NO. _____

AN ORDINANCE OF THE CITY OF SOUTH BEND, INDIANA, LEVYING TAXES AND FIXING THE RATE OF TAXATION FOR THE PURPOSE OF RAISING REVENUE TO MEET THE NECESSARY EXPENSES OF THE CIVIL CITY OF SOUTH BEND FOR THE FISCAL YEAR ENDING DECEMBER 31, 2019

STATEMENT OF PURPOSE AND INTENT

It is necessary to pass this Ordinance in order to levy taxes and fix the rate of taxation for the purpose of raising revenue to meet the necessary expenses for 2019.

NOW, THEREFORE, BE IT ORDAINED BY THE COMMON COUNCIL OF THE _____ CITY OF SOUTH BEND, INDIANA, AS FOLLOWS:

SECTION I. There shall be levied upon each One Hundred Dollars of Assessed Valuation of Taxable Property of the City of South Bend, Indiana, for the fiscal year 2018 to be collected in the year 2019 the following:

For CORPORATION GENERAL FUND, the sum of **\$xxxxx** on each one hundred dollars of Taxable Property.

For PARK AND RECREATION FUND, the sum of **\$0.xxxx** on each one hundred dollars of Taxable Property.

For CUMULATIVE CAPITAL DEVELOPMENT FUND, the sum of **\$0.xxxx** on each one hundred dollars of Taxable Property.

Total Civil City Rate \$xxxxx

For REDEVELOPMENT BOND (COLLEGE FOOTBALL HALL OF FAME), the sum of **\$0.xxxx** on each one hundred dollars of Taxable Property.

Total Redevelopment Rate \$0.xxxx

SECTION II. This Ordinance shall be in full force and effect from and after its passage by the Common Council and approval by the Mayor.

Tim Scott, Council President
South Bend Common Council

Attest:

Kareemah N. Fowler, City Clerk
Office of the City Clerk

Presented by me, the undersigned Clerk of the City of South Bend, to the Mayor of the City of South Bend, Indiana on the _____ day of _____, 2018, at _____ o'clock ____ . m.

Kareemah N. Fowler, City Clerk
Office of the City Clerk

Approved and signed by me on the _____ day of _____, 2018, at ____ o'clock ____ .m.

Pete Buttigieg, Mayor
City of South Bend, Indiana

1200N COUNTY-CITY BUILDING
227 W. JEFFERSON BLVD.
SOUTH BEND, INDIANA 46601-1830



PHONE 574/ 235-9822
FAX 574/ 235-9928

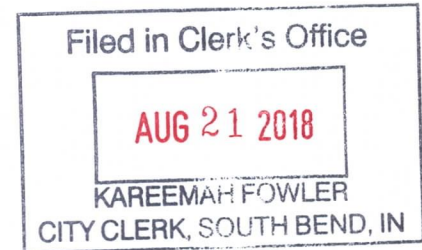
BILL NO. 39-18

CITY OF SOUTH BEND PETE BUTTIGIEG, MAYOR

DEPARTMENT OF ADMINISTRATION AND FINANCE

August 21, 2018

Mr. Tim Scott
President, South Bend Common Council
4th Floor, County-City Building
227 W. Jefferson Blvd.
South Bend, IN 46601



Re: Ordinance Appropriating Monies for the purpose of Defraying the Expenses of Departments and Funds of the Civil City of South Bend for the fiscal year ending December 31, 2019

Dear Council President Scott:

Attached herewith please find a bill for consideration by the Common Council of the City of South Bend appropriating monies for civil city expenditures for the fiscal year commencing January 1, 2019 and ending December 31, 2019.

This bill is respectfully submitted for 1st reading filing with the Common Council for the council meeting on August 27, 2018, 2nd reading and public hearing at the council meeting on September 24, 2018, with 3rd reading and council vote at the council meeting on October 8, 2018.

I will be available to discuss this bill at the appropriate sessions of the Personnel and Finance Committee and other meetings of the South Bend Common Council.

Respectfully submitted,

A handwritten signature in blue ink, appearing to read "J. Hockenhill".

Jennifer C. Hockenhill
City Controller

*OK
AW*

BILL NO. 39-18

ORDINANCE NO. _____

AN ORDINANCE OF THE COMMON COUNCIL OF THE CITY OF SOUTH BEND, INDIANA, APPROPRIATING MONIES FOR THE PURPOSE OF DEFRAYING THE EXPENSES OF SEVERAL DEPARTMENTS OF THE CIVIL CITY OF SOUTH BEND, INDIANA FOR THE FISCAL YEAR BEGINNING JANUARY 1, 2019 AND ENDING DECEMBER 31, 2019 INCLUDING ALL OUTSTANDING CLAIMS AND OBLIGATIONS, AND FIXING A TIME WHEN THE SAME SHALL TAKE EFFECT

STATEMENT OF PURPOSE AND INTENT

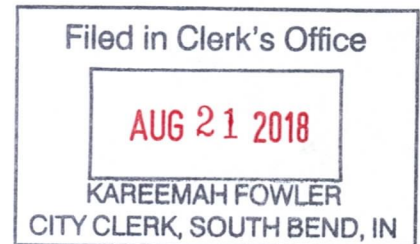
It is necessary to pass this Ordinance in order to appropriate monies to defray the expenses of several Departments of the Civil City of South Bend, Indiana for 2019.

NOW, THEREFORE, BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF SOUTH BEND, INDIANA, AS FOLLOWS:

SECTION 1. For the expenses of the Civil City Government, its various Departments, Funds, Commissions, and institutions for the fiscal year ending December 31, 2019, the following sums of money, as set forth in the attached budget which is made a part hereof, are hereby appropriated and ordered set apart out of the Funds hereinafter named, and for the purposes hereinafter specified, subject to the laws governing the same. The sums herein appropriated shall be deemed to include all expenditures authorized to be made in said year, unless otherwise expressly stipulated or provided by the laws.

SECTION II. For the fiscal year ending December 31, 2019, there is hereby appropriated out of the General Fund Number 101 and from Funds other than the General Fund, of said City to wit:

- (201) Park and Recreation Fund
- (202) Motor Vehicle Highway Fund
- (203) Park Recreation Non-Reverting Fund
- (209) Studebaker Oliver Reverting Grants
- (210) Economic Development Grant Fund
- (211) Community Investment Administration Fund
- (212) Community Investment Grant Fund
- (216) Police State Seizures Fund
- (217) Gift, Donation, Bequest Fund
- (218) Police Curfew Violations Fund
- (219) Unsafe Building Fund
- (220) Law Enforcement Continuing Education Fund



- (221) Landlord Registration Fund
- (222) Central Services Fund
- (224) Central Services Capital Fund
- (226) Liability Insurance & Premium Reserve Fund
- (227) Loss Recovery Fund
- (249) Public Safety Local Option Income Tax Fund
- (251) Local Roads and Streets Fund
- (257) LOIT 2016 Special Distribution
- (258) Human Rights – Federal Fund
- (265) Local Road & Bridge Grant Fund
- (273) Morris PAC/Palais Royale Marketing Fund
- (274) Morris PAC Self Promotion Fund
- (278) Police Take Home Vehicle Fund
- (279) IT / Innovation / 311 Call Center Fund
- (280) Police Block Grant Fund
- (289) Hazmat Fund
- (291) Indiana River Rescue Fund
- (294) Regional Police Academy Fund
- (295) COPS More Grant Fund
- (299) Police Federal Drug Enforcement Fund
- (312) 2017 Parks Bond Debt Service Fund
- (313) Hall of Fame Debt Service Fund
- (377) Professional Sports Development Fund
- (401) Coveleski Stadium Capital Fund
- (404) County Option Income Tax Fund
- (405) Park Department Non-Reverting Capital Fund
- (406) Cumulative Capital Development Fund
- (407) Cumulative Capital Improvement Fund
- (408) County Economic Development Income Tax Fund
- (410) Urban Development Action Grant Fund
- (412) Major Moves Construction Fund
- (416) Morris Performing Arts Center Capital Fund
- (450) Palais Royale Historic Preservation Fund
- (451) 2018 Fire Station Capital Bond
- (471) 2017 Parks Bond Capital Fund
- (655) Project ReLeaf Fund
- (677) Hall of Fame Capital Fund
- (701) Fire Pension Fund
- (702) Police Pension Fund
- (705) Police K-9 Unit Fund
- (711) Self-Funded Employee Benefit Fund
- (713) Unemployment Compensation Fund
- (714) Parental Leave Fund
- (730) City Cemetery Trust Fund
- (750) Equipment/Vehicle Leasing Fund
- (751) Parks Bond Capital Fund

- (753) Smart Streets Bond Capital Fund
- (755) South Bend Building Corporation Fund
- (757) Parks Bond Debt Service Fund
- (759) Eddy Street Commons Phase II Capital Fund
- (760) Eddy Street Commons Phase II Debt Service Fund

SECTION III. This Ordinance shall be in full force and effect from and after its passage by the Common Council and approval by the Mayor.

Tim Scott, Council President
South Bend Common Council

Attest:

Kareemah N. Fowler, City Clerk
Office of the City Clerk

Presented by me, the undersigned Clerk of the City of South Bend, to the Mayor of the City of South Bend, Indiana on the _____ day of _____, 2018, at _____ o'clock ____ . m.

Kareemah N. Fowler, City Clerk
Office of the City Clerk

Approved and signed by me on the _____ day of _____, 2018, at ____ o'clock ____ .m.

Pete Buttigieg, Mayor
City of South Bend, Indiana

1200N COUNTY-CITY BUILDING
227 W. JEFFERSON BLVD.
SOUTH BEND, INDIANA 46601-1830



PHONE 574/ 235-9822
FAX 574/ 235-9928

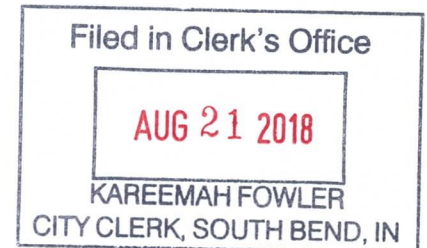
BILL NO. 40-18

CITY OF SOUTH BEND PETE BUTTIGIEG, MAYOR

DEPARTMENT OF ADMINISTRATION AND FINANCE

August 21, 2018

Mr. Tim Scott
President, South Bend Common Council
4th Floor, County-City Building
227 W. Jefferson Blvd.
South Bend, IN 46601



Re: Ordinance Appropriating Monies for the purpose of Defraying the Expenses of Designated Enterprise Funds of the City of South Bend for the fiscal year ending December 31, 2019

Dear Council President Scott:

Attached herewith please find a bill for consideration by the Common Council of the City of South Bend appropriating monies for enterprise fund expenditures for the fiscal year commencing January 1, 2019 and ending December 31, 2019.

This bill is respectfully submitted for 1st reading filing with the Common Council for the council meeting on August 27, 2018, 2nd reading and public hearing at the council meeting on September 24, 2018, with 3rd reading and council vote at the council meeting on October 8, 2018.

I will be available to discuss this bill at the appropriate sessions of the Personnel and Finance Committee and other meetings of the South Bend Common Council.

Respectfully submitted,

A handwritten signature in blue ink, appearing to read "JHockenhill".

Jennifer C. Hockenhill
City Controller

Handwritten initials or a mark in blue ink, possibly "OK" or similar, located in the bottom right corner of the page.

BILL NO. 40-18

ORDINANCE NO. _____

AN ORDINANCE OF THE COMMON COUNCIL OF THE CITY OF SOUTH BEND, INDIANA, APPROPRIATING MONIES FOR THE PURPOSE OF DEFRAYING THE EXPENSES OF THE DESIGNATED ENTERPRISE FUNDS OF THE CITY OF SOUTH BEND, INDIANA, FOR THE FISCAL YEAR BEGINNING JANUARY 1, 2019 AND ENDING DECEMBER 31, 2019 INCLUDING ALL OUTSTANDING CLAIMS, AND OBLIGATIONS, AND FIXING A TIME WHEN THE SAME SHALL TAKE EFFECT.

STATEMENT OF PURPOSE AND INTENT

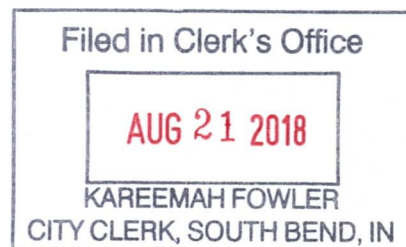
It is necessary to pass this Ordinance in order to appropriate monies to defray the expenses of designated Enterprise Funds of the City of South Bend, Indiana for 2019.

NOW, THEREFORE, BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF SOUTH BEND, INDIANA, AS FOLLOWS:

SECTION I. For the expenses of designated Enterprise Funds of the City of South Bend, Indiana its various Departments, Funds, Commissions and institutions for the fiscal year ending December 31, 2019, the following sums of money, as set forth in the attached budget which is made a part hereof, are hereby appropriated and ordered set apart within the Funds hereinafter named in Section II, and for the purposes hereinafter specified in Section II, subject to the laws governing the same. The sums herein appropriated shall be deemed to include all expenditures authorized to be made in said year, unless otherwise expressly stipulated or provided by law.

SECTION II. For the fiscal year ending December 31, 2019 the above appropriations are made within the following Funds of the City:

- (287) EMS Capital Fund
- (288) EMS Operating Fund
- (600) Consolidated Building Fund
- (601) Parking Garages Fund
- (610) Solid Waste Operating Fund
- (611) Solid Waste Depreciation Fund
- (620) Water Works General Operations Fund
- (622) Water Works Capital Fund
- (624) Water Works Customer Deposit Fund
- (625) Water Works Sinking Fund
- (626) Water Works Bond Reserve
- (629) Water Works O&M Reserve Fund
- (640) Sewage Repair Insurance Fund
- (641) Sewage Works General Operations Fund



- (642) Sewage Works Capital Fund
- (643) Sewage Works O&M Reserve Fund
- (649) Sewage Works Bond Sinking Fund
- (653) Sewage Works Debt Service Reserve Fund
- (667) Storm Sewer Fund
- (670) Century Center Operating Fund
- (671) Century Center Capital Fund
- (672) Century Center Energy Savings Debt Service Fund

SECTION III. This Ordinance shall be in full force and effect from and after its passage by the Common Council and approval by the Mayor.

Tim Scott, Council President
South Bend Common Council

Attest:

Kareemah N. Fowler, City Clerk
Office of the City Clerk

Presented by me, the undersigned Clerk of the City of South Bend, to the Mayor of the City of South Bend, Indiana on the _____ day of _____, 2018, at _____ o'clock ____ . m.

Kareemah N. Fowler, City Clerk
Office of the City Clerk

Approved and signed by me on the _____ day of _____, 2018, at ____ o'clock ____ .m.

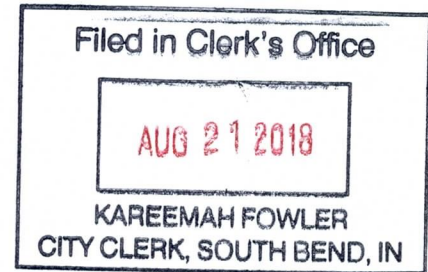
Pete Buttigieg, Mayor
City of South Bend, Indiana



transpo

*south bend public
transportation corporation*

BILL NO. 41-18



Via Hand Delivery

August 21, 2018

Mr. Tim Scott
President - City of South Bend Common Council
County - City Building - Room 400S
South Bend, IN 46601

Dear President Scott:

Enclosed please find an original and several copies of:

AN ORDINANCE OF THE COMMON COUNCIL OF THE CITY OF SOUTH BEND, INDIANA, APPROPRIATING, ADOPTING AND APPROVING THE SOUTH BEND PUBLIC TRANSPORTATION CORPORATION'S 2019 BUDGET AND LEVYING THE TAX AND FIXING THE RATE OF THE TAXATION FOR THE PURPOSE OF RAISING REVENUE TO FUND THE SOUTH BEND PUBLIC TRANSPORTATION CORPORATION, SOUTH BEND, INDIANA, FOR THE FISCAL YEAR ENDING DECEMBER 31, 2019

Due to a recent enactment of Indiana law, Transpo is required to submit its proposed budget and tax levy to the City of South Bend Common Council (the "Council") for adoption by the Council. Specifically, Indiana Code § 6-1.1-17-20 requires that Transpo, as a political subdivision governed by a majority of unelected officials, submit its proposed budget and property tax levy to the Council for adoption. Pursuant to I.C. § 6-1.1-17-20(e), the Council should review Transpo's budget and proposed tax levy and adopt a final budget and tax levy for Transpo.

Transpo's Board of Directors will vote to approve the budget and levy on September 17, 2018. The scheduled public hearing of the budget with South Bend Common Council is scheduled to be on September 24, 2018.

Transpo's budget was filed with the Common Council on August 22, 2018. This Ordinance will be presented to the Council by Transpo's Controller, Christopher Kubaszak. Transpo's General Counsel, Jamie C. Woods and representatives of Transpo's Board of Directors may also attend.

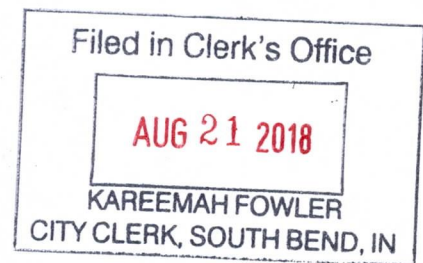
On behalf of Transpo's Board of Directors, the Council's assistance in this budget process is greatly appreciated.

Sincerely,

Amy E. Hill
Interim General Manager and Chief Executive Officer

BILL NO. 41-18

ORDINANCE NO.



AN ORDINANCE OF THE COMMON COUNCIL OF THE CITY OF SOUTH BEND, INDIANA, APPROPRIATING, ADOPTING AND APPROVING THE SOUTH BEND PUBLIC TRANSPORTATION CORPORATION'S 2019 BUDGET AND LEVYING THE TAX AND FIXING THE RATE OF THE TAXATION FOR THE PURPOSE OF RAISING REVENUE TO FUND THE SOUTH BEND PUBLIC TRANSPORTATION CORPORATION, SOUTH BEND, INDIANA, FOR THE FISCAL YEAR ENDING DECEMBER 31, 2019

STATEMENT OF INTENT

Pursuant to Indiana law, the South Bend Public Transportation Corporation is required to submit its proposed budget and tax levy to the Common Council of the City of South Bend for adoption. Specifically, Indiana Code § 6-1.1-17-20 requires that the South Bend Public Transportation Corporation, as a political subdivision governed by a majority of unelected officials, submit its proposed budget and property tax levy to the Common Council of the City of South Bend. Pursuant to Indiana Code § 6-1.1-17-20(e), the Common Council of the City of South Bend is required to review the South Bend Public Transportation Corporation's budget and proposed tax levy and adopt a final budget and tax levy for the South Bend Public Transportation Corporation.

NOW, THEREFORE, BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF SOUTH BEND, INDIANA, as follows:

SECTION 1. The South Bend Public Transportation Corporation's budget for the year ending December 31, 2019 in the sum of **\$13,390,931.00**, as shown on Budget Form 4-A, filed with the Common Council on August 21, 2018, is appropriated, adopted, approved and ordered set apart out of the several funds herein named and for the purposes herein specified, subject to the laws governing the same. Such sums herein appropriated shall be held to include all expenditures authorized to be made during the year, unless otherwise expressly stipulated and provided for by law. In addition, for the purpose of raising revenue to meet the necessary expenses of the South Bend Public Transportation Corporation, a total property tax levy of **\$4,648,000.00** and a total tax rate of **0.1218** as shown on Budget Form 4-B are also appropriated, approved and adopted.

SECTION 2. This Ordinance shall be in full force and effect from and after its passage by the Common Council of the City of South Bend and approved by the Mayor.

Tim Scott, Council President
South Bend Common Council

Attest:

Kareemah N. Fowler, City Clerk
Office of the City Clerk

Presented by me, the undersigned Clerk of the City of South Bend, to the Mayor of the City of South Bend, Indiana on the _____ day of _____, 2018, at _____ o'clock ____ . m.

Kareemah N. Fowler, City Clerk
Office of the City Clerk

Approved and signed by me on the _____ day of _____, 2018, at ____ o'clock ____ .m.

Pete Buttigieg, Mayor
City of South Bend, Indiana

1200N COUNTY-CITY BUILDING
227 W. JEFFERSON BLVD.
SOUTH BEND, INDIANA 46601-1830



PHONE 574/ 235-9822
FAX 574/ 235-9928

BILL NO. 42-18

CITY OF SOUTH BEND PETE BUTTIGIEG, MAYOR
DEPARTMENT OF ADMINISTRATION AND FINANCE

August 30, 2018

Mr. Tim Scott, President
City of South Bend Common Council
227 W. Jefferson Boulevard, 4th Floor
South Bend, Indiana 46601

RE: September 2018 Appropriation Ordinance – Civil City Funds

Dear President Scott,

During the past several years, it has been the practice of the City of South Bend to request department heads, fiscal staff and city administration to conduct an extensive review of the status of compliance with the adopted city budget and propose necessary adjustments periodically throughout the year. For 2018, we plan to propose adjustments during four time periods—March, June, October and December.

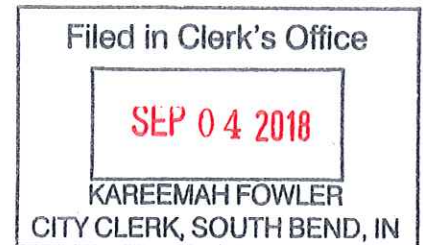
Based on our budget review, we are submitting the enclosed additional appropriation ordinance for your consideration.

I will present this bill to the Common Council at the appropriate committee and council meetings. It is requested that this bill be filed for 1st reading on September 10, 2018 with 2nd reading, public hearing and 3rd reading scheduled for September 24, 2018.

Thank you for your attention to this request. If you should have any questions, please feel to contact me at 574-235-9822.

Regards,

Jennifer C. Hockenhull
City Controller



BILL NO. 42-18

ORDINANCE NO. _____

AN ORDINANCE OF THE COMMON COUNCIL OF THE CITY OF SOUTH BEND, INDIANA, APPROPRIATING ADDITIONAL FUNDS FOR CERTAIN DEPARTMENTAL AND CITY SERVICES OPERATIONS IN 2018 OF \$672,857 FROM ECONOMIC DEVELOPMENT STATE GRANT (#210), \$1,000,000 FROM DCI GRANT FUND (#212), \$5,000 FROM GIFT/DONATION/BEQUEST FUND (#217), \$699,700 FROM LIABILITY INSURANCE PREMIUM RESERVE (#226), (\$960,000) FROM LOIT 2016 SPECIAL DISTRIBUTION (#257), (\$337,632) FROM LOCAL ROAD & BRIDGE GRANT (#265), \$28,100 FROM ECONOMIC REVENUE BOND (#281), (\$55,000) FROM COVELESKI STADIUM CAPITAL (#401), (\$124,050) FROM UDAG (#410), \$28,100 FROM REDEVELOPMENT GENERAL (#433), AND \$650 FROM SMART STREETS DEBT SERVICE (#756).

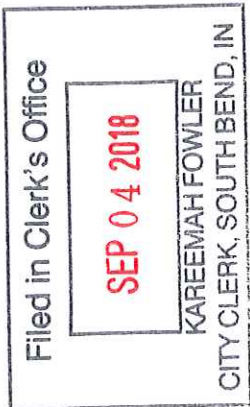
STATEMENT OF PURPOSE AND INTENT

The Common Council passed the City's 2018 operating and capital budgets in 2017 (Ordinance #10499-17 passed on October 23, 2017), which included expenditures for various City operations. It is now necessary to appropriate additional funds for operational and capital expenditures necessary for the City to effect provision of services to its citizens which were not anticipated at the time the City budget was adopted.

NOW, THEREFORE, BE IT ORDAINED by the Common Council of the City of South Bend, Indiana, as follows:

Section I. The following amounts are hereby appropriated in fiscal year 2018 and set apart within the following designated funds for expenditures as follows:

FUND	Amount
Economic Develop State Grant (#210)	\$672,857
DCI Grant Fund (#212)	1,000,000
Gift, Donation, Bequest Fund (#217)	5,000
Liability Insurance Premium Reserve (#226)	699,700
LOIT 2016 Special Distribution (#257)	(960,000)
Local Road & Bridge Grant (#265)	(337,632)
Economic Revenue Bond (#281)	28,100
Coveleski Stadium Capital (#401)	(55,000)
UDAG (#410)	(124,050)
Redevelopment General (#433)	28,100



Smart Streets Debt Service (#756)

650

TOTAL

\$957,725

Section II. This ordinance shall be in full force and effect from and after its passage by the Common Council and approval of the Mayor.

Tim Scott, Council President
South Bend Common Council

Attest:

Kareemah N. Fowler, City Clerk
Office of the City Clerk

Presented by me, the undersigned Clerk of the City of South Bend, to the Mayor of the City of South Bend, Indiana on the _____ day of _____, 2018, at _____ o'clock ____ m.

Kareemah N. Fowler, City Clerk
Office of the City Clerk

Approved and signed by me on the _____ day of _____, 2018, at ____ o'clock ____m.

Pete Buttigieg, Mayor
City of South Bend, Indiana



BILL NO. 43-18

CITY OF SOUTH BEND PETE BUTTIGIEG, MAYOR
DEPARTMENT OF ADMINISTRATION AND FINANCE

August 30, 2018

Mr. Tim Scott, President
City of South Bend Common Council
227 W. Jefferson Boulevard, 4th Floor
South Bend, Indiana 46601

RE: September 2018 Transfer Ordinance

Dear President Scott,

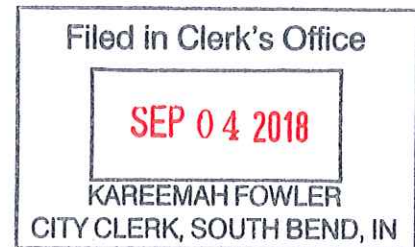
During the past several years, it has been the practice of the City of South Bend to request department heads, fiscal staff and city administration to conduct an extensive review of the status of compliance with the adopted city budget and propose necessary adjustments periodically throughout the year. For 2018, we plan to propose adjustments during four time periods—March, June, October and December.

I will present this bill to the Common Council at the appropriate committee and council meetings. It is requested that this bill be filed for 1st reading on September 10, 2018 with 2nd reading, public hearing and 3rd reading scheduled for September 24, 2018.

Thank you for your attention to this request. If you should have any questions, please feel to contact me at 574-235-9822.

Regards,

Jennifer C. Hockenhill
City Controller



BILL NO. 43-18

ORDINANCE NO. _____

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 2018

STATEMENT OF PURPOSE AND INTENT

Unforeseen conditions have developed since the adoption of the existing budgets (Ordinances #10499-17 and 10537-17 passed on October 23, 2017) which necessitate the increase and reduction of appropriations within the various departments of the General Fund and other funds of the City of South Bend during 2018.

NOW, THEREFORE, BE IT ORDAINED by the Common Council of the City of South Bend, Indiana, as follows:

Section I. All accounts as set forth in the detailed attachment hereto which are incorporated herein shall be adjusted by increase or reduction of appropriation in the designated sums.

Section II. This ordinance shall be in full force and effect from and after its passage by the Common Council and approval by the Mayor.

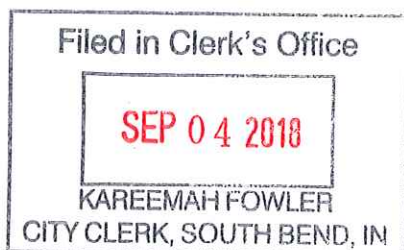
Tim Scott, Council President
South Bend Common Council

Attest:

Kareemah N. Fowler, City Clerk
Office of the City Clerk

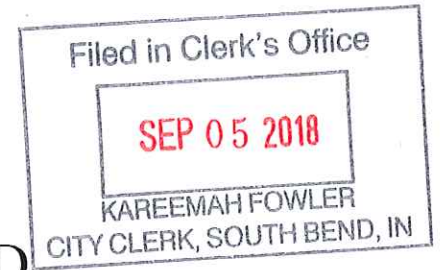
Presented by me, the undersigned Clerk of the City of South Bend, to the Mayor of the City of South Bend, Indiana on the _____ day of _____, 2018, at _____ o'clock ____ m.

Kareemah N. Fowler, City Clerk
Office of the City Clerk



Approved and signed by me on the _____ day of _____, 2018, at _____
o'clock
____.m.

Pete Buttigieg, Mayor
City of South Bend, Indiana



CITY OF SOUTH BEND

ADMINISTRATION & FINANCE

September 5, 2018

Mr. Tim Scott
President, South Bend Common Council
227 W. Jefferson Blvd., Suite 400 S
South Bend, Indiana 46601

RE: Ordinance to Authorize Issuance of Economic Development Bonds Series 2018
For Potawatomi Zoo Project Not to Exceed \$4,205,000.00

Dear Council President Scott:

Attached for filing with the Common Council is an ordinance to be considered for first reading at the Council's September 10, 2018 meeting and for public hearing on September 24, 2018.

This ordinance authorizes the issuance of economic development revenue bonds up to a total of \$4,205,000 for enhanced development of the Potawatomi Zoo located at 500 Greenwood Avenue in South Bend. The bond proceeds will be used specifically to construct, expand, renovate, equip, furnish, and generally improve the Zoo's facilities, to include a new, modern visitor-centric front entrance building that will include a gift shop, a fully accessible gathering plaza, public restrooms, and a separate, more secure entrance for field trips that will double the Zoo's education space. Many deferred maintenance projects will be completed to enhance safety of visitors, staff, and animals, all of which is necessary to maintain the Zoo's accreditation.

Randy Rompola of Barnes & Thornburg LLP and Herschel Frierson of Crowe Horwath LLP will be presenting this ordinance to the Common Council, and I will be in attendance along with Aaron Perri of Venues, Parks and Arts, and a member of the Potawatomi Zoological Society, Inc. Your favorable consideration is requested. Please do not hesitate to contact me if you need additional information.

Sincerely,

Jennifer Hockenhull, Controller
Department of Administration and Finance

BILL NO. 44-18

ORDINANCE NO. _____

AN ORDINANCE AUTHORIZING THE ISSUANCE AND SALE OF AN AGGREGATE PRINCIPAL AMOUNT OF NOT TO EXCEED \$4,205,000 OF CITY OF SOUTH BEND, INDIANA, ECONOMIC DEVELOPMENT REVENUE BONDS, SERIES 2018 (POTAWATOMI ZOO PROJECT) AND AUTHORIZING AND APPROVING OTHER ACTIONS IN RESPECT THERETO

STATEMENT OF PURPOSE AND INTENT

The City of South Bend, Indiana (the "City") is a political subdivision of the State of Indiana, and by virtue of Indiana Code 36-7-11.9 and 36-7-12, as amended (the "Act"), is authorized and empowered to adopt this Ordinance and to carry out its provisions.

The South Bend Economic Development Commission (the "Commission") has rendered its Report concerning the proposed financing of economic development projects and economic development facilities consisting of the Potawatomi Zoo, located at 500 Greenlawn Avenue in the City (the "Zoo") for the Potawatomi Zoological Society, Inc., an Indiana nonprofit corporation (the "Corporation"), for the construction, expansion, renovation, equipping, furnishing, and improving, as the case may be, of the Project (described below).

The Commission, after a public hearing held on September 13, 2018, has adopted a Resolution which has been transmitted to the Common Council of the City (the "Common Council") (i) finding that the financing of all or a portion of the costs (or reimbursement of the Corporation of all or a portion of the costs) of the construction, expansion, renovation, equipping, furnishing and improving, as the case may be, of the Zoo, including, without limitation, the construction, equipping and furnishing of a new, modern visitor-centric front entrance building that will include a gift shop, universally accessible gathering plaza, public restrooms and a separate, more secure entrance for field trips and group visits and that will double the Zoo's education space, allowing for more classes, camps and educational experiences, and completion of various deferred maintenance improvements throughout the Zoo which will enhance the safety of visitors to the Zoo, staff and animals and necessary to maintain the Zoo's accreditation, including, without limitation, repair, replacement, renovation or enhancement of guest pathways and parking lots, animal holding and exhibit areas, HVAC improvements, roofs, patron fencing, animal containment fencing and exhibitory, and electrical work throughout the Zoo (collectively, the "Project") will not have an adverse competitive effect on any similar facilities already constructed or operating in or about the City; (ii) further finding that the proposed financing of the cost of the Project will be of benefit to the health and general welfare of the City and its citizens;

(iii) further finding that the proposed financing of the cost of the Project complies with the purposes and provisions of the Act; (iv) approving the financing of the cost of the Project and certain of the costs of issuing the Bonds and funding a debt service reserve for the bonds, including the form and terms of the Financing Documents (defined herein) and the Bonds from the City to the bondholders, more fully described below, and this Ordinance, presented to the Commission; and (v) recommending that this Common Council find that the proposed financing of the cost of the Project will be of benefit to the health and general welfare of the City and its citizens, and complies with the purposes and provisions of the Act, and that this Common Council adopt an ordinance approving such financings.

This Common Council believes it is in the best interests of the City and its citizens to provide a program for financing economic development projects and economic development facilities for developers or users thereof through the issuance of tax-exempt bonds. The City, as requested by the Corporation, has determined to issue, sell and deliver economic development revenue bonds in one or more series to be designated the "City of South Bend, Indiana, Economic Development Revenue Bonds, Series 2018 (Potawatomi Zoo Project)" in an aggregate principal amount not to exceed \$4,205,000 (the "Bonds") for the purpose of making make funds available for the Project, funding a debt service reserve fund, and the cost of selling and issuing the Bonds as permitted by law.

The original principal amount of the Bonds, together with the outstanding principal amount of previously issued bonds which constitute a debt of the City, on the date of issuance of the Bonds will be no more two percent (2%) of one-third (1/3) of the total net assessed valuation of the City.

The St. Joseph County, Indiana, Income Tax Council previously imposed a county economic development income tax (the "CEDIT Tax") on the adjusted gross income of St. Joseph County, Indiana (the "County"), taxpayers pursuant to Indiana Code 6-3.5-7, which law has been repealed and re-codified at Indiana Code 6-3.6 for the purpose of consolidating all local income taxes into a single article and reclassified the former CEDIT Tax as additional revenues for economic development purposes derived from the expenditure tax rate under Indiana Code 6-3.6-6-9 (referred to herein as "Economic Development Income Tax" and the revenues derived therefrom as "Economic Development Income Tax Revenues").

The County previously issued \$9,155,000 of its Economic Development Income Tax Revenue Bonds of 2014 on December 30, 2014 (the "County Bonds") for the purpose of financing the construction of a new Public Safety Answering Point facility in the County. The Mayor of the City (the "Mayor") irrevocably designated and transferred to the County pursuant to Indiana Code 6-3.5-7-15 a portion of the City's distributive share of Economic Development Income Tax Revenues (in an amount equal to approximately 29.03% of the annual debt service on the County Bonds) (the "Designated Amount") for the purpose of permitting the County to use such funds to pay debt service on the County Bonds in addition to the County's distributive share as well as funds received by the County as a result of a similar pledge made by the Mayor of the City of Mishawaka, Indiana. As used hereinafter, the term "Economic Development Income Tax Revenues" does not include the Designated Amount while the County Bonds remain outstanding.

This Common Council has determined that it will be of public utility and benefit to pledge the City's distributions of Economic Development Income Tax Revenues to secure the payment of the Bonds, and the Common Council now desires to pledge the County's distributions of

Economic Development Income Tax Revenues to pay the debt service due on the Bonds as set forth herein on a parity with the City's County Economic Development Income Tax Bonds of 2015 issued by the City on August 4, 2015, and currently outstanding in an aggregate principal amount of \$4,980,000 (the "Prior Bonds") which Prior Bonds were issued by the City to fund the cost of various capital improvements and expansions to the City's park facilities, fund a debt service reserve with respect to the Prior Bonds, and to pay costs of issuance relating to the Prior Bonds.

There have been submitted to this Common Council proposed forms of the Financing Agreement, by and between the Corporation and the City (the "Financing Agreement"), and the Trust Indenture, by and between the City and a trustee to be selected (the "Trust Indenture").

NOW, THEREFORE, BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF SOUTH BEND, INDIANA, AS FOLLOWS:

SECTION I. Recitals. The recitals contained in this Ordinance are true and correct and are incorporated in this Ordinance by this reference.

SECTION II. Findings. This Common Council finds that the facilities that constitute the Project to be financed as described in said Financing Documents are "economic development projects" and "economic development facilities" within the meaning of the Act and that such projects and facilities will not have an adverse competitive effect on any similar facilities already constructed or operating in or about the City. This Common Council further finds that the proposed financing of the Project will be of benefit to the health and general welfare of the City and its citizens. This Common Council further finds that the proposed financing of the Project complies with the purposes and provisions of the Act.

SECTION III. Authorization of Bonds. The Common Council hereby authorizes, as part of a program for financing the aforementioned economic development facilities, the issuance of an aggregate principal amount not to exceed \$4,205,000 of the Bonds by the City, in one or more series, for the purpose of procuring funds to finance (a) the cost of the Project, and expenses related thereto, (b) the funding of a debt service reserve for the Bonds in an amount equal to the least of (i) the maximum annual debt service on the Bonds, (ii) one hundred twenty-five percent (125%) of average annual debt service on the Bonds, or (iii) ten percent (10%) of the proceeds of the Bonds (the "Reserve Requirement") (if the Reserve Requirement is not otherwise satisfied pursuant to Section XI hereof), and (c) the cost of certain incidental expenses on account of the issuance of the Bonds as may be permitted by law and acquiring any credit enhancement with respect thereto (if necessary), which Bonds will be payable as to principal, premium, if any, and interest from Economic Development Income Tax Revenues on parity with the Prior Bonds, or as otherwise provided in the Indenture.

The Bonds shall be issued in one (1) or more series as fully registered bonds in denominations of \$5,000, or any integral multiple thereof not exceeding the aggregate principal amount of the Bonds maturing in any one (1) year (or in denominations of \$100,000 and \$1,000 in excess thereof (each an "Authorized Denomination") as may be determined by the Mayor and the Clerk of the City (the "Clerk"), shall be dated the date of their delivery as set forth in the Indenture, and shall be fully registered without coupons and numbered consecutively from R-1 upward. The Bonds shall be payable in the medium and at the place or places as set forth in the Indenture and shall bear interest at a rate not exceeding six percent (6.0%) per annum (determined

through negotiation as set forth herein). Principal of and interest on the Bonds shall be payable semiannually on February 1 and August 1, commencing not earlier than February 1, 2019, and shall have a final principal payment due on not later than February 1, 2039.

Interest on the Bonds shall be calculated according to a three hundred sixty (360)-day calendar year containing twelve (12) thirty (30)-day months.

The Mayor and the Clerk, upon consultation with the City's municipal advisor, may designate maturities of the Bonds (or a portion thereof in Authorized Denominations) that shall be subject to optional redemption and/or mandatory sinking fund redemption, and the corresponding redemption dates, amounts and prices (including premium, if any).

The Bonds shall be executed on behalf of the City by, and bear the manual or facsimile signature of, the Mayor and the Clerk, and the seal of the City shall be thereunto affixed (or imprinted or engraved if in facsimile).

The Bonds shall be in the form set forth in the final form of the Indenture.

SECTION IV. Pledge of Economic Development Income Tax Revenues.

Pursuant to Indiana Code 5-1-14-4 and Indiana Code 6-3.6-10-6, the Common Council, on behalf of the City, hereby pledges and assigns the City's distributions of Economic Development Income Tax Revenues to the payment of the debt service due on the Bonds (the "2018 Pledge") on a parity with the Prior Bonds for a term of years not less than the term of the Bonds. The 2018 Pledge shall be effective as set forth in Indiana Code 5-1-14-4 without the necessity of filing or recording this Ordinance or any other instrument except in the records of the City. The 2018 Pledge set forth herein shall automatically terminate upon the earlier of the final maturity or redemption in full of the Bonds. The 2018 Pledge shall be a first charge against the City's distributions of Economic Development Income Tax Revenues on parity with the Prior Bonds. The City has not pledged or otherwise encumbered its Economic Development Income Tax Revenues other than with respect to the Prior Bonds, and there are no prior liens, encumbrances or other restrictions on the Economic Development Income Tax Revenues or on the City's ability to pledge the Economic Development Income Tax Revenues to the payment of the Bonds other than with respect to the Prior Bonds.

SECTION V. Issuance of Parity Obligations.

The City reserves the right to authorize and issue bonds and to incur lease obligations (which for all purposes of this Ordinance shall be deemed to be required bond payments which mature on the date such lease-rental payment obligations are due) or incur other obligations entitled to the pledge of the Economic Development Income Tax Revenues, in whole or in part, or any combination thereof, and otherwise pledge the City's Revenues to secure bonds, lease rental payments or other obligations ranking on a parity with the Prior Bonds and the 2018 Pledge (such additional bonds, lease rental payments or other obligations, the "Parity Obligations") or bonds or other obligations which are junior and subordinate in right of payment to the Parity Obligations and the 2018 Pledge (such bonds or other obligations are herein referred to as the "Junior Bonds") (the Prior Bonds, the Bonds, the Parity Obligations, and the Junior Bonds collectively, the "EDIT Bonds"), for the purpose raising money for future economic development or to provide for a complete or partial refunding of such obligations. The authorization and issuance of Parity Obligations and Junior Bonds shall be subject to the following conditions precedent:

- (a) All interest and principal with respect to all EDIT Bonds shall be current to date in accordance with the terms thereof with no payment in arrears, provided, this condition shall be satisfied if any required amount is to be provided from the proceeds of the Parity Obligations or Junior Bonds or other funds available to the City.
- (b) As of the time of issuance of the proposed Parity Obligations, to the extent that any other Parity Obligations secured by one or more debt service reserve funds shall be outstanding, the balance in such debt service reserve funds shall be at least equal to the respective reserve requirements for such other outstanding Parity Obligations; provided, however, this condition shall be deemed satisfied if any required amount is to be provided from the proceeds of the proposed Parity Obligations or other funds of the City;
- (c) In the case of a proposed issue of Parity Obligations, the City shall have received a certificate prepared by an independent, qualified accountant or an independent financial consultant with professional experience in the business of estimating the levels of and increases in assessed valuation in the State of Indiana and the expected changes in property tax rates caused by such changes (the "Certifier"), certifying the amount of the Economic Development Income Tax Revenues estimated to be received in each succeeding year, together with estimated other available revenues, is at least equal to one hundred twenty-five percent (125%) of the debt service or lease rental requirements of any outstanding Prior Bonds, the 2018 Pledge and the proposed Parity Obligations for each respective year during the remaining term of the Prior Bonds, the 2018 Pledge, any outstanding Parity Obligations and the proposed Parity Obligations. Notwithstanding the foregoing, any proposed Parity Obligations secured by a property tax levy under Indiana Code 36-1-10-17, a special benefits tax levy under Indiana Code 36-7-14-27, or by a pledge of any other property taxes of general applicability, or some combination of the foregoing, may be issued or entered into without meeting the foregoing coverage requirements of this subsection (c).
- (d) Payments of any Parity Obligations or Junior Bonds payable from the Economic Development Income Tax Revenues shall be payable semiannually on February 1 and August 1 of each year.

The terms and conditions of any Parity Obligations shall be set forth in the ordinance or resolution authorizing such Parity Obligations. The City shall approve and confirm the figures and estimates set forth in the above-described certificate in any resolution or ordinance authorizing the proposed Parity Obligations.

The City may issue obligations payable from Economic Development Income Tax Revenues on a junior and subordinate basis to the 2018 Pledge and any other outstanding Parity Obligations. However, any such junior and subordinate obligations payable from Economic Development Income Revenues shall be payable semiannually on February 1 and August 1.

SECTION VI. Rate Covenant. So long as the Bonds remain outstanding, the Common Council covenants that it will take no action to rescind or repeal, to reduce the rate or to take any action that would result in the County receiving a smaller distribution of Economic Development Income Tax Revenues than the distribution of Economic Development Income Tax Revenues to which it was entitled to receive on the effective date of this Ordinance.

SECTION VII. Appointment of Registrar and Paying Agent. The Indenture may provide that the trustee to be named therein, or another corporate entity, shall act as the bond registrar and authenticating agent, and may provide for a co-trustee.

SECTION VIII. Delivery of Bonds. After execution on behalf of the Mayor and the Clerk, the Bonds shall be delivered to the Trustee, which is hereby authorized and requested to authenticate and deliver the Bonds to or upon the order of the Purchaser, or to any depository, in accordance with and upon compliance with the provisions of the Indenture. The Council hereby authorizes the sale of the Bonds pursuant to the Purchase Agreement (defined below).

SECTION IX. Registration Authorization. The Mayor and the Clerk are hereby authorized in the name and on behalf of the City to take any and all action which the Mayor and the Clerk may deem necessary or advisable with the advice of counsel for the City in order to effect the registration or qualification (or exemption therefrom) of the Bonds for issue, offer, sale or trade under the Blue Sky or securities laws of any of the states of the United States of America and in connection therewith, to execute, acknowledge, verify, deliver, file or cause to be published any applications, reports, consents to service of process and other papers and instruments which may be required under such laws, and to take any and all further action which such official of the City may deem necessary or advisable in order to maintain any such registration or qualification for as long as the Mayor and the Clerk deem necessary or as required by law, provided, however, the Mayor and the Clerk need not consent to service of process in any jurisdiction other than the State of Indiana.

SECTION X. Approval of Documents. Each of the Financing Documents is hereby approved in the forms submitted to this meeting, and a copy of each such document shall be kept on file by the Clerk. The Mayor and the Clerk are hereby authorized and directed to execute and deliver such documents without further approval of the Common Council in substantially the forms herein approved with such additions, deletions and modifications thereto as may be approved under the Act, the execution thereof being conclusive evidence of such approval and of the approval of the Common Council; and the Clerk, or any authorized representative of the City, is hereby authorized and directed to affix the seal of the City to such documents and to attest the same. Two copies of each of the Financing Documents, hereby incorporated into this Ordinance, were duly filed in the Office of the Clerk and are available for public inspection in accordance with Section 36-1-5-4 of the Indiana Code.

SECTION XI. Sale of Bonds. The Mayor and the Clerk are authorized and directed to sell such Bonds to the Purchaser (defined herein) at a price not less than ninety-nine percent (99%) of the aggregate principal amount thereof plus accrued interest, if any, at a rate of interest not to exceed six percent (6.0%) per annum, and with a final maturity no later than twenty-one (21) years from the date of the issuance of the Bonds. The execution and delivery of a bond purchase agreement (the "Purchase Agreement"), between the City and Fifth Third Securities,

Inc. (the "Purchaser"), with respect to the sale of the Bonds, by the Mayor and the Clerk is hereby approved in a form and substance acceptable to the Mayor and the Clerk with the advice of counsel and consistent with the terms and conditions set forth in this Ordinance, with such acceptance of the form and substance thereof to be conclusively evidenced by their execution thereof.

In connection with the sale of the Bonds, the Mayor and the Clerk each are authorized to take such actions and to execute and deliver such agreements and instruments as they deem advisable to obtain a rating on the Bonds, bond insurance for the Bonds, and/or a surety policy to satisfy the Reserve Requirement and the taking of such actions and the execution and delivery of agreements and instruments are hereby approved.

SECTION XII. Authorization of Execution of Documents. Each of the Mayor, the Clerk and any other officer of the City are authorized and directed to execute the Financing Documents, such other documents approved or authorized herein and any other document which may be necessary, appropriate or desirable to consummate the transaction contemplated by the Financing Documents and this Ordinance, and their execution is hereby confirmed on behalf of the City. The signatures of the Mayor, the Clerk and any other officer of the City on the Bonds which may be necessary or desirable to consummate the transaction, and their execution is hereby confirmed on behalf of the City. The signatures of the Mayor, the Clerk and any other officer of the City on the Bonds may be facsimile signatures. The Mayor, the Clerk and any other officer of the City are authorized to arrange for the delivery of such Bonds to the purchaser, payment for which will be made in the manner set forth in the Financing Documents. The Mayor, the Clerk and any other officer of the City may, by their execution of the Financing Documents requiring their signatures and imprinting of their facsimile signatures thereon, approve any and all such changes therein and also in those Financing Documents which do not require the signature of the Mayor, the Clerk or any other officer of the City without further approval of this Common Council or the Economic Development Commission if such changes do not affect terms set forth in Sections 27(a)(1) through and including (a)(10) of the Act.

SECTION XIII. Ordinance a Binding Contract. The provisions of this Ordinance and the Financing Documents shall constitute a contract binding between the City and the holder or holders of the Bonds and after the issuance of said Bonds, this Ordinance shall not be repealed or amended in any respect which would adversely affect the right of such holder or holders so long as said Bonds or the interest thereon remains unpaid.

SECTION XIV. Approval of Offering Document and Continuing Disclosure. Subject to the provisions of this Ordinance one or more preliminary official statements of the City relating to the Bonds (each, a "Preliminary Official Statement"), in a form acceptable to the Mayor and the Clerk, is hereby (a) authorized and approved, together with such changes in form and substance as may be deemed necessary or appropriate by the Mayor and the Clerk pursuant to this Ordinance, (b) authorized and approved, as the same may be appropriately confirmed, modified and amended pursuant hereto, for distribution as the Preliminary Official Statement of the City, (c) authorized to be deemed and determined by the Clerk on behalf of the City, as of its date, to constitute the "final" official statement of the City with respect to the Bonds to be offered thereby, subject to completion as permitted by and otherwise pursuant to the provisions of the SEC Rule, and (d) authorized and approved, consistent with the provisions of any Purchase Agreement and the SEC Rule, to be placed into final form and distributed and delivered to purchasers and potential

purchasers of the Bonds offered thereby as the final official statement of the City, as of the date thereof, with respect to the Bonds (the "Official Statement"). The Mayor and the Clerk are each authorized to execute the Official Statement and by such execution approve its distribution on behalf of the City.

In order to assist the Purchaser of the Bonds in complying with paragraph (b)(5) of the SEC Rule by undertaking to make available appropriate disclosure about the City and the Bonds to participants in the municipal securities market, the City hereby covenants, agrees and undertakes, in accordance with the SEC Rule, unless excluded from the applicability of the SEC Rule or otherwise exempted from the provisions of paragraph (b)(5) of the SEC Rule, that it will comply with and carry out all of the provisions of the continuing disclosure contract. "Continuing disclosure contract" shall mean that certain continuing disclosure contract executed by the City and dated the date of issuance of the Bonds, as originally executed and as it may be amended from time to time in accordance with the terms thereof. The execution and delivery by the City of the continuing disclosure contract, and the performance by the City of its obligations thereunder by or through any employee or agent of the City, are hereby approved, and the City shall comply with and carry out the terms thereof.

SECTION XV. Tax-Exemption. Subject to the obligations of the Corporation set forth in the Financing Agreement and/or the certificates or agreements of the Corporation to be executed upon the issuance of the Bonds, the City will use its best efforts to restrict the use of the proceeds of the Bonds in such a manner and to the reasonable expectations at the time the Bonds are delivered to the purchasers thereof, so that they will not constitute "arbitrage bonds" under Section 148 of the Internal Revenue Code of 1986 and the regulations promulgated thereunder, as amended and in effect on the date of issuance of any series of the Bonds (collectively, the "Code"), or to preserve any other desired tax status under the Code, if necessary. The Mayor, the Clerk or any other officer having responsibility with respect to the issuance of the Bonds, are authorized and directed, alone or in conjunction with any of the foregoing, or with any other officer, employee, consultant or agent of the City, to deliver a certificate for inclusion in the transcript of proceedings for the Bonds, setting forth the facts, estimates and circumstances and reasonable expectations pertaining to the use of the Bond proceeds as of the date of issuance thereof.

SECTION XVI. No Recourse. No recourse under or upon any obligation, covenant, acceptance or agreement contained in this Ordinance, the Financing Documents or under any judgment obtained against the City, including without limitation its Economic Development Commission, or by the enforcement of any assessment or by any legal or equitable proceeding by virtue of any constitution or statute or otherwise, or under any circumstances, under or independent of the Financing Agreement, shall be had against any member, director, or officer or attorney, as such, past, present, or future, of the City, including without limitation its Economic Development Commission, either directly or through the City, or otherwise, for the payment for or to the City or any receiver thereof or for or to any holder of the Bonds secured thereby, or otherwise, of any sum that may remain due and unpaid by the City upon any of such Bonds. Any and all personal liability of every nature, whether at common law or in equity, or by statute or by constitution or otherwise, of any such member, director, or officer or attorney, as such, to respond by reason of any act or omission on his or her part or otherwise for, directly or indirectly, the payment for or to the City or any receiver thereof, or for or to any owner or holder of the Bonds, or otherwise, of any sum that may remain due and unpaid upon the Bonds hereby secured or any of them, shall be

expressly waived and released as a condition of and consideration for the execution and delivery of the Financing Agreement and the issuance, sale and delivery of the Bonds

SECTION XVII. No Liability. No stipulation, obligation or agreement herein contained or contained in the Financing Documents, the Bonds or in any other agreement or document executed on behalf of the City shall be deemed to be a stipulation, obligation or agreement of any member of the Common Council, or any officer, agent or employee of the City in his or her individual capacity, and no such member of the Common Council, officer, agent or employee shall be personally liable on the Bonds or be subject to personal liability or accountability by reason of the issuance thereof.

SECTION XVIII. Severability. If any section, paragraph or provision of this Ordinance shall be held to be invalid or unenforceable for any reason, the invalidity or unenforceability of such section, paragraph or provision shall not affect any of the remaining provisions of this Ordinance.

SECTION XIX. Open Meetings. It is hereby determined that all formal actions of the Common Council relating to the adoption of this Ordinance were taken in one or more open meetings of the Common Council, that all deliberations of the Common Council and of its committees, if any, which resulted in formal action, were in meetings open to the public, and that all such meetings were convened, held and conducted in compliance with applicable legal requirements, including Indiana Code 5-14-1.5, as amended.

SECTION XX. Further Authorizations. The Mayor, the Clerk and any other officer of the City are hereby authorized and directed, in the name and on behalf of the City, to execute, attest and deliver such further instruments and documents, and to take such further actions, in the name of the City as in their judgment shall be necessary or advisable in order fully to consummate the transactions described herein and carry out the purposes of this Ordinance, and any such documents heretofore executed and delivered and any such actions heretofore taken, be, and hereby are, ratified and approved.

SECTION XXI. Declaration of Official Intent. The Common Council hereby declares its official intent, to the extent permitted by law, to issue the Bonds in an amount not to exceed the maximum aggregate principal amount authorized herein, and to reimburse costs of the Project consisting of the expenditures from proceeds of the sale of such Bonds.

SECTION XXII. Ratification of Actions. All acts of the officers of the City which are in conformity with the purpose and intent of this Ordinance and in the furtherance of the issuance of the Bonds and the execution, delivery and performance of the documents and agreements authorized hereby are in all respects ratified, approved and confirmed.

SECTION XXIII. No Conflict. Any ordinances, resolutions or orders or parts thereof in conflict with this Ordinance are to the extent of such conflict hereby repealed.

SECTION XXIV. Effectiveness. This Ordinance shall be in full force and effect from and after its adoption and the procedures required by applicable law. Upon payment in full of the principal of and interest on the Bonds authorized hereby or upon deposit of an amount sufficient to pay when due such amounts in accord with the defeasance provisions herein, all pledges, covenants and other rights granted by this Ordinance, including without limitation the 2018 Pledge, shall cease.

Tim Scott, Council President
South Bend Common Council

Attest:

Kareemah N. Fowler, City Clerk
Office of the City Clerk

Presented by me, the undersigned Clerk of the City of South Bend, to the Mayor of the City of South Bend, Indiana on the _____ day of _____, 2018, at _____ o'clock ____ . m.

Kareemah N. Fowler, City Clerk
Office of the City Clerk

Approved and signed by me on the _____ day of _____, 2018, at ____ o'clock ____ .m.

Pete Buttigieg, Mayor
City of South Bend, Indiana



Filed in Clerk's Office
SEP 19 2018
KAREEMAH FOWLER
CITY CLERK, SOUTH BEND, IN

CITY OF SOUTH BEND
COMMUNITY INVESTMENT
JAMES MUELLER, EXECUTIVE DIRECTOR

September 19, 2018

Council Member Gavin Ferlic, Chairperson
Community Investment Committee
South Bend Common Council
4th Floor, County City Building
South Bend, IN 46601

RE: Real Property Tax Abatement Petition for: **National Distribution Centers, LLC**

Dear Council Member Ferlic:

Please find attached the Department of Community Investment's report on a real property tax abatement petition for the above-referenced petitioner. Also attached is a copy of the petition, Statement of Benefits form, and supporting information. The project calls for the construction of a new warehouse and distribution facility, located at the intersection of Dylan Drive and Parkland Drive, South Bend, IN.

The report contains the Department's findings relative to the above petition. The total amount of private investment for the new building construction and land purchase is estimated at \$14M. The project meets the qualifications for a nine-year real property tax abatement. A representative from a parent company, NFI Industries, will be available to meet with the Committee on Monday, September 24th, 2018.

Should you or any of the other Council members have any questions concerning the report, or need additional information, please feel free to call me at 235-5838.

Sincerely,

Angelina Billo
Business Development Manager
Department of Community Investment

DANIEL J. DUCKENMEIER ANGELINA BILLO JANELLA WELTER JIM CORCORAN
BUSINESS DEVELOPMENT ENGAGEMENT & ECONOMIC EMPOWERMENT NEIGHBORHOOD DEVELOPMENT PLANNING & COMMUNITY RESOURCES

Filed in Clerk's Office



City of South Bend Petition for Incentives

Petition must include a \$250 filing fee payable to the City Clerk's Office or online via the City's website at <http://southbendin.gov/government/content/tax-abatement> before processing can be complete

General Information		Project Name	Project Number
Legal name as registered with Secretary of State	National Distribution Centers, LLC ("NFI")		
Business structure	Limited Liability Company		
Company website	www.nfiindustries.com		
Proposed Project Information			
Proposed project address	Dylan Drive	Parent company name	NFI
City, State, Zip	South Bend, IN 46628	Legal owner	NFI
Site acreage or acreage required	~20.0 acres	Is the real estate owned or leased	owned
Square feet of facility	232,000	If leased by whom	
Primary Contact Information			
Primary company contact name	Troy Adams	Title	Director of Real Estate
Address of company contact	1515 Burnt Mill Road	Phone	(O)856-552-3178 (C)267-872-24
City, State, Zip	Cherry Hill, NJ 08003	Email	troy.adams@nfiindustries.com
Senior Official Information			
Company senior official name	same as above	Title	
Address of company contact (if different from above)		Phone	
City, State, Zip		Email	
Consultant Information/Agent			
Hired business consultant/agent name	Bradley Company/M. Neal	Consultant release (Y/N)	Y
Address	112 W. Jefferson Blvd, Suite 300	Local economic development partners approval (Y/N)	n/a
City, State, Zip	South Bend, IN 46601	Email	mneal@bradleyco.com
Project Overview			
Brief description of your company, project, and why the property is necessary for economic growth	<p>NFI is a leading international third party logistics provider offering services in distribution, transportation, logistics and real estate. NFI operates more than 40 million square feet of distribution and logistics real estate and employs more than 10,000 people throughout the US and Canada. NFI is entering its 86th year in business as a privately held, family-owned company.</p> <p>The project is precipitated by the strong growth of its client which requires a significant expansion (and its current subleased facility is inadequate). Seeking a new project site of at least 20 acres to construct (using local GC, subs and materials) its own 232,000 sq ft building, the company has considered locations in South Bend as well</p>		
Certified Technology Park appropriate	n/a		
Is the project in a Tax Incremental Financing (TIF) area? If so, which?	Yes, River West Development TIF		
Certify that the Building Permit has not been issued (Y/N)	Y	Number of residential units created by project	n/a
If this is a petition for personal property tax abatement, has the equipment been installed	No		

Investment Details			
Public Infrastructure needs (Off-site of project in dollars)	Has any 504 funding been received?	What is the value of any equipment being purchased in Indiana for the project?	What is the value of any equipment being purchased from out of state for the project?
To be discussed	No	TBD - ~\$1.0 million	TBD - ~\$3.0 million

New Project Investments								
Calendar Year	2018	2019	2020	2021	2022	2023	2024	2025
Land Acquisition	\$ 1,000,000							
Building Lease Payments								
Building Purchase Costs								
New Building Construction	\$ 2,000,000	\$ 11,000,000						
Existing Building Improvements								
New Machinery & Equipment		\$ 4,000,000						
Special Tooling/Retooling								
New Furniture/Fixtures		\$ 25,000						
New Computer/IT Hardware		\$ 25,000						
New Software		\$ 50,000						
On-site Rail Infrastructure								
On-site Fiber Infrastructure								
TOTAL	\$ 3,000,000	\$ 15,100,000	\$ 0	\$ 0	\$ 0	\$ 0	\$ 0	\$ 0

Full-Time Permanent Indiana-Resident Positions by Calendar Year						
Calendar Year	Jobs retained	Total hourly wage w/o fringe or bonuses	Cumulative # of net NEW full time permanent jobs created at project	Hourly average wage, w/o benefits or bonuses, of cumulative net new jobs	Total training expenditure - not cumulative	Total # to be trained - not cumulative
2018	108	\$18.25 or \$4.1M				
2019						
2020						
2021						
2022						
2023						
2024						
2025						
2026						
2025						
2028						
2029						

Provide hourly wage information for new employees in the following positions.		
	Full time	Part time
Laborers		
Technical		
Managerial		
Administrative		

Who will be the individual responsible for coordinating with WorkOne on recruiting?	
Does your company have an EEO hiring policy?	Yes
Are you an EEO employer?	Yes

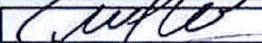
Please list the number of full time and part time minority and/or female employees for each of the last three years:						Please describe your commitment to diversity and inclusion by detailing your outreach and recruitment efforts for the last three years as well as current policies.
Year	2018		2018		2018	
	Full Time	Part Time	Full Time	Part Time	Full Time	Part Time
Black	54					
Hispanic	5					
Asian	1					
Indian						
Female	39					
Other						

**Complete below for Real or Personal Property Tax Abatement only.
Please sign for all requested incentives.**

Public Benefit Item:

Information is required on both the construction companies and the companies which will provide materials purchased for this project. Please complete the table below with the appropriate information. If you qualify for the points, please enter the full amount of available points.		Qualify (Yes or No)	Earned Points	Available Points	
1	Construction Related (Contractors):				
	A.	Employ Local Companies (75%)	Yes	20	20
	B.	Purchase Materials from Local Companies (75%)	Yes	20	20
	C.	Require Employees vs. Independent Contractors	Yes	19	19
	D.	Require Prevailing Wage (Davis Bacon)	No		22
	E.	Require Health Benefits	Yes	22	22
	F.	Require Pension Benefits	Yes	18	18
	G.	Maintain Affirmative Action Plan	Yes	20	20
		Sub-total Construction Related:		119	141
2	Wage & Benefit Related (Owner):				
	A.	Pay Target Wage Levels	Yes	33	33
	B.	Provide Health Benefits	Yes	34	34
	C.	Provide Pension Benefits	Yes	29	29
	D.	Provide Training	Yes	28	28
	E.	Provide Child Care	No		15
	F.	Provide Transportation Assistance	No		14
	G.	Provide Employer Assisted Housing program	No		9
	Sub-total Wage & Benefit Related:		124	162	
3	Workforce Related:				
	A.	Create New Jobs	No		42
	B.	Retain Existing Jobs	Yes	41	41
	C.	Maintain Affirmative Action Plan	Yes	35	35
	D.	Provide Targeted Hiring Preference	No		34
	Sub-total Workforce Related:		76	152	
4	Support a Municipal Facility:				
	A.	Support a SB Municipal Facility (donations to the zoo, conservatory, museum, etc.)	Yes	84	84
	Name of Facility				
	Sub-total Municipal Facility:		84	84	
Sub-total from Above:			Troy Adair 403	539	

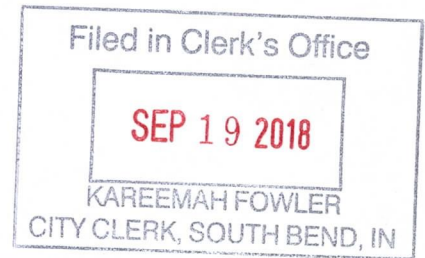
The undersigned owner(s) of real property, located within the City of South Bend, hereby petition the Common Council of the City of South Bend for a real and/or personal property tax abatement consideration and pursuant to I.C., 6-1.1-12.1-1, et seq., and South Bend Municipal Code Sec. 2-76 et seq., for this petition state the above.

Submitted By:  Date: 9/19/18

For Staff Use Only Below This Line				
What is the current assessed value?	Real Property:	\$23,500	Personal Property:	
What is the projected assessed value?	Real Property:		Personal Property:	
What is the tax key number for this project?	025-1009-015209			
What is the six digit NAICS code?	541614.			
Please attach a Google map and street view of the location.				
Please list the amount of real and personal property taxes paid for the last five years when applicable.		Real Property Taxes:	Personal Property Taxes:	
Year One				
Year Two				
Year Three				
Year Four				
Year Five				
Please fill out the following Public Benefit Summary Information and add to total from above.				
		(Y or N)	Points	Points
Public Benefit Item:				
Project Related:				
5	A.	Redevelop a Site that has Special Needs		49
	B.	Develop Based on Local University Research		35
	C.	Achieve a Physical Element of a Plan		36
	Sub-total Project Related:			120
6	Super Size Projects (point values are cumulative):			
	A.	100% to 199%	25	25
	B.	200% to 299%	68	68
	C.	300% to 399%	65	65
	D.	400% and Over	52	52
Sub-total Super Size Projects:		210.	210	
7	Pay for Municipal Infrastructure:			
	A.	Pay for Oversizing or Upgrading		14
	B.	Pay for 26-50% of Extension Cost		26
	C.	Pay for 51-75% of Extension Cost		39
	D.	Pay for 76-100% of Extension Cost		52
Sub-total Infrastructure Related:			131	
Total from Applicant Section:			403	539
Total from Staff Section:			210	461
Total Public Benefit Points:			613	1000

BILL NO. 18-53

RESOLUTION NO. _____



A RESOLUTION OF THE COMMON COUNCIL OF THE
CITY OF SOUTH BEND DESIGNATING CERTAIN AREAS WITHIN
THE CITY OF SOUTH BEND, INDIANA, COMMONLY KNOWN AS

Lot 5 U S 31 Industrial Park Phase II

AN ECONOMIC REVITALIZATION AREA FOR PURPOSES OF A
(9) NINE-YEAR REAL PROPERTY TAX ABATEMENT FOR

National Distribution Centers, LLC

WHEREAS, a petition for real property tax abatement consideration has been filed with the City Clerk for consideration by the Common Council of the City of South Bend, Indiana, requesting that portions of the property located at the intersection of Dylan Drive and Parkland Drive, South Bend, Indiana which is more particularly described as follows:

Lots 5 U S 31 Industrial Park Phase Ii 02-03 New Replat Tr 8044 10-9-01

and which has Key Number 025-1009-015209, and be designated as an Economic Revitalization Area under the provisions of Indiana Code 6-1.1-12.1 et seq., and South Bend Municipal Code Sections 2-76 et seq., and;

WHEREAS, the Department of Community Investment has concluded an investigation and prepared a report with information sufficient for the Common Council to determine that the area qualifies as an Economic Revitalization Area under Indiana Code 6-1.1-12.1, et seq., and South Bend Municipal Code Sections 2-76, et seq., and has further prepared maps and plats showing the boundaries and such other information regarding the area in question as required by law; and

WHEREAS, the Community Investment Committee of the Common Council has reviewed said report and recommended to the Common Council that the area qualifies as an Economic Revitalization Area.

NOW, THEREFORE, BE IT RESOLVED by the Common Council of the City of South Bend, Indiana, as follows:

SECTION I. The Common Council hereby determines and finds that the Petition for Real Property Tax Abatement and the Statement of Benefits form completed by the Petitioner meet the requirements of Indiana Code § 6-1.1-12.1 et seq., for tax abatement.

SECTION II. The Common Council hereby determines and finds the following:

- A. That the description of the proposed redevelopment or rehabilitation meets the applicable standards for such development;
- B. That the estimate of the value of the redevelopment or rehabilitation is reasonable for projects of this nature;
- C. That the estimate of the number of individuals who will be employed or whose employment will be retained by the Petitioner can reasonably be expected to result from the proposed described redevelopment or rehabilitation;
- D. That the estimate of the annual salaries of those individuals who will be employed or whose employment will be retained by the Petitioner can be reasonably expected to result from the proposed redevelopment or rehabilitation;
- E. That the other benefits about which information was requested are benefits that can be reasonably expected to result from the proposed described redevelopment or rehabilitation; and
- F. That the totality of benefits is sufficient to justify the requested deduction, all of which satisfy the requirements of Indiana Code § 6-1.1-12.1-3.

SECTION III. The Common Council hereby determines and finds that the proposed described redevelopment or rehabilitation can be reasonably expected to yield benefits identified in the Statement of Benefits, Sections 1 through 3 of the Petition for Real Property Tax Abatement Consideration and the Memorandum of Agreement between the Petitioner and the City of South Bend, and that the Statement of Benefits form completed by the petitioner, said form being prescribed by the State Board of Accounts, are sufficient to justify the deduction granted under Indiana Code § 6-1.1-12.1-3.

SECTION IV. The Common Council hereby accepts the report and recommendation of the Community Investment Committee that the area herein described be designated as an Economic Revitalization Area and hereby adopts a Resolution designating this area as an Economic Revitalization Area for purposes of real property tax abatement.

SECTION V. The designation as an Economic Revitalization Area shall be limited to four (4) calendar years from the date of the adoption of this Resolution by the Common Council.

SECTION VI. The Common Council hereby determines that the property owner is qualified for and is granted property tax deduction for a period of (9) nine years as shown by the schedule

outlined below as well as the attachment pursuant to Indiana Code 6-1.1-12.1-17.

Year 1 - 100%
Year 2 - 90%
Year 3 - 90%
Year 4 - 80%
Year 5 - 80%
Year 6 - 70%
Year 7 - 70%
Year 8 - 60%
Year 9 - 60%

SECTION VII. The Common Council directs the City Clerk to cause notice of the adoption of this Declaratory Resolution for Real Property Tax Abatement to be published pursuant to Indiana Code § 5-3-1 and Indiana Code § 6-1.1-12.1-2.5, said publication providing notice of the public hearing before the Common Council on the proposed confirming of said declaration.

SECTION VIII. This Resolution shall be in full force and effect from and after its adoption by the Common Council and approval by the Mayor.

Tim Scott, Council President
South Bend Common Council



**STATEMENT OF BENEFITS
REAL ESTATE IMPROVEMENTS**

State Form 51767 (R6 / 10-14)
Prescribed by the Department of Local Government Finance

Filed in Clerk's Office
SEP 19 2018
KAREEMAH FOWLER
CITY CLERK, SOUTH BEND, IN

20__ PAY 20__
FORM SB-1 / Real Property
PRIVACY NOTICE
Any information concerning the cost of the property and specific salaries paid to individual employees by the property owner is confidential per IC 6-1.1-12.1-5.1.

This statement is being completed for real property that qualifies under the following Indiana Code (check one box):

- Redevelopment or rehabilitation of real estate improvements (IC 6-1.1-12.1-4)
 Residentially distressed area (IC 6-1.1-12.1-4.1)

INSTRUCTIONS:

- This statement must be submitted to the body designating the Economic Revitalization Area prior to the public hearing if the designating body requires information from the applicant in making its decision about whether to designate an Economic Revitalization Area. Otherwise, this statement must be submitted to the designating body **BEFORE** the redevelopment or rehabilitation of real property for which the person wishes to claim a deduction.
- The statement of benefits form must be submitted to the designating body and the area designated an economic revitalization area before the initiation of the redevelopment or rehabilitation for which the person desires to claim a deduction.
- To obtain a deduction, a Form 322/RE must be filed with the County Auditor before May 10 in the year in which the addition to assessed valuation is made or not later than thirty (30) days after the assessment notice is mailed to the property owner if it was mailed after April 10. A property owner who failed to file a deduction application within the prescribed deadline may file an application between March 1 and May 10 of a subsequent year.
- A property owner who files for the deduction must provide the County Auditor and designating body with a Form CF-1/Real Property. The Form CF-1/Real Property should be attached to the Form 322/RE when the deduction is first claimed and then updated annually for each year the deduction is applicable. IC 6-1.1-12.1-5.1(b)
- For a Form SB-1/Real Property that is approved after June 30, 2013, the designating body is required to establish an abatement schedule for each deduction allowed. For a Form SB-1/Real Property that is approved prior to July 1, 2013, the abatement schedule approved by the designating body remains in effect. IC 6-1.1-12.1-17

SECTION 1 TAXPAYER INFORMATION					
Name of taxpayer National Distributions Center, LLC (NFI)					
Address of taxpayer (number and street, city, state, and ZIP code) 1515 Burnt Mill Road, Cherry Hill, NJ 08003					
Name of contact person Troy Adams		Telephone number ()		E-mail address troy.adams@nfindustries.com	
SECTION 2 LOCATION AND DESCRIPTION OF PROPOSED PROJECT					
Name of designating body City of South Bend				Resolution number	
Location of property		County		DLGF taxing district number	
Description of real property improvements, redevelopment, or rehabilitation (use additional sheets if necessary) 232, 000 sq ft Concrete block/Pre-cast concrete building with 32' clear heights, docks with				Estimated start date (month, day, year) December 1, 2018	
				Estimated completion date (month, day, year) October 31, 2019	
SECTION 3 ESTIMATE OF EMPLOYEES AND SALARIES AS RESULT OF PROPOSED PROJECT					
Current number Y	Salaries \$4.1 million	Number retained 108	Salaries \$4.1 million	Number additional 0	Salaries
SECTION 4 ESTIMATED TOTAL COST AND VALUE OF PROPOSED PROJECT					
			REAL ESTATE IMPROVEMENTS		
			COST		ASSESSED VALUE
Current values			1,000,000		23,500
Plus estimated values of proposed project			17,100,000		
Less values of any property being replaced			0		
Net estimated values upon completion of project			18,100,000		
SECTION 5 WASTE CONVERTED AND OTHER BENEFITS PROMISED BY THE TAXPAYER					
Estimated solid waste converted (pounds) 0			Estimated hazardous waste converted (pounds) 0		
Other benefits Maintain 108 employees with ~\$5.0 million payroll with full company benefits (healthcare, retirement savings, training, paid					
SECTION 6 TAXPAYER CERTIFICATION					
I hereby certify that the representations in this statement are true.					
Signature of authorized representative <i>Troy Adams</i>				Date signed (month, day, year) 9/19/18	
Printed name of authorized representative Troy Adams			Title Director of Real Estate		

FOR USE OF THE DESIGNATING BODY

We find that the applicant meets the general standards in the resolution adopted or to be adopted by this body. Said resolution, passed or to be passed under IC 6-1.1-12.1, provides for the following limitations:

- A. The designated area has been limited to a period of time not to exceed _____ calendar years* (*see below*). The date this designation expires is _____.
- B. The type of deduction that is allowed in the designated area is limited to:
 - 1. Redevelopment or rehabilitation of real estate improvements Yes No
 - 2. Residentially distressed areas Yes No
- C. The amount of the deduction applicable is limited to \$ _____.
- D. Other limitations or conditions (*specify*) _____
- E. Number of years allowed:

<input type="checkbox"/> Year 1	<input type="checkbox"/> Year 2	<input type="checkbox"/> Year 3	<input type="checkbox"/> Year 4	<input type="checkbox"/> Year 5 (* see below)
<input type="checkbox"/> Year 6	<input type="checkbox"/> Year 7	<input type="checkbox"/> Year 8	<input type="checkbox"/> Year 9	<input type="checkbox"/> Year 10
- F. For a statement of benefits approved after June 30, 2013, did this designating body adopt an abatement schedule per IC 6-1.1-12.1-17?
 - Yes No
 - If yes, attach a copy of the abatement schedule to this form.
 - If no, the designating body is required to establish an abatement schedule before the deduction can be determined.

We have also reviewed the information contained in the statement of benefits and find that the estimates and expectations are reasonable and have determined that the totality of benefits is sufficient to justify the deduction described above.

Approved (<i>signature and title of authorized member of designating body</i>)	Telephone number ()	Date signed (<i>month, day, year</i>)
Printed name of authorized member of designating body	Name of designating body	
Attested by (<i>signature and title of attester</i>)	Printed name of attester	

* If the designating body limits the time period during which an area is an economic revitalization area, that limitation does not limit the length of time a taxpayer is entitled to receive a deduction to a number of years that is less than the number of years designated under IC 6-1.1-12.1-17.

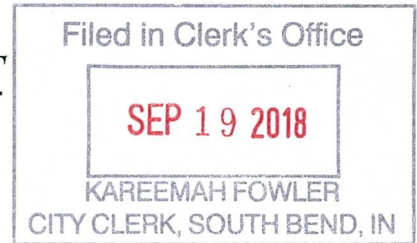
- A. For residentially distressed areas where the Form SB-1/Real Property was approved prior to July 1, 2013, the deductions established in IC 6-1.1-12.1-4.1 remain in effect. The deduction period may not exceed five (5) years. For a Form SB-1/Real Property that is approved after June 30, 2013, the designating body is required to establish an abatement schedule for each deduction allowed. The deduction period may not exceed ten (10) years. (See IC 6-1.1-12.1-17 below.)
- B. For the redevelopment or rehabilitation of real property where the Form SB-1/Real Property was approved prior to July 1, 2013, the abatement schedule approved by the designating body remains in effect. For a Form SB-1/Real Property that is approved after June 30, 2013, the designating body is required to establish an abatement schedule for each deduction allowed. (See IC 6-1.1-12.1-17 below.)

**IC 6-1.1-12.1-17
Abatement schedules**

Sec. 17. (a) A designating body may provide to a business that is established in or relocated to a revitalization area and that receives a deduction under section 4 or 4.5 of this chapter an abatement schedule based on the following factors:

- (1) The total amount of the taxpayer's investment in real and personal property.
 - (2) The number of new full-time equivalent jobs created.
 - (3) The average wage of the new employees compared to the state minimum wage.
 - (4) The infrastructure requirements for the taxpayer's investment.
- (b) This subsection applies to a statement of benefits approved after June 30, 2013. A designating body shall establish an abatement schedule for each deduction allowed under this chapter. An abatement schedule must specify the percentage amount of the deduction for each year of the deduction. An abatement schedule may not exceed ten (10) years.
- (c) An abatement schedule approved for a particular taxpayer before July 1, 2013, remains in effect until the abatement schedule expires under the terms of the resolution approving the taxpayer's statement of benefits.

TAX ABATEMENT REPORT



TO: SOUTH BEND COMMON COUNCIL
FROM: ANGELINA BILLO
SUBJECT: REAL AND PERSONAL PROPERTY TAX ABATEMENT PETITION FOR:
National Distribution Centers, LLC
DATE: September 19, 2018

On Monday September 17th, 2018, a petition from National Distribution Centers, LLC was received and subsequently filed with the City Clerk for real property tax abatement consideration for property to be located at the intersection of Dylan Drive and Parkland Drive, South Bend, IN. Pursuant to Chapter 2, Article 6, Section 2-84.2 of the Municipal Code of the City of South Bend, this petition was referred to the Department of Community Investment for purposes of investigation and preparation of a report determining whether the area qualifies as an Economic Revitalization Area pursuant to I.C.6-1.1-12.1 and whether all zoning requirements have been met.

The Department of Community Investment has reviewed the petition (a copy of which is attached), investigated the area, and makes the following report.

PROJECT SUMMARY

- Construction of the approximately 232,000 sq. ft. new warehouse and logistic distribution building
- Building is designed as a concrete block/precast masonry construction, with 32' clear ceiling heights; cross dock design and office space ~5,000 sq. ft.
- \$14,000,000 private investment in the building construction and land purchase
- A parent company, NFI Industries, is a leading international third-party logistics provider offering services in distribution, transportation, logistics and real estate. NFI operates more than 40 million square feet of distribution and logistics real estate and employs more than 10,000 people throughout the US and Canada.
- The project is precipitated by the strong growth of the company's client base which requires a significant expansion. The current subleased facility on Sample Street in South Bend is inadequate.
- The company has considered locations in South Bend as well as east central Indiana (I-69 corridor) which would be more centrally located to expand its distribution and fulfillment commitments for product delivery in the upper Midwest (IN, OH, MI & IL) and possibly in KY and MO.
- Estimated taxes being paid during the nine-year abatement period – \$1,138,755
- Estimated taxes being abated during the nine-year abatement period – \$1,675,590

EMPLOYMENT IMPACT

Per the petition, currently, there are 108 employees with an ~\$4.1 million annual payroll. The average hourly wage is \$18.25. The company's commitment is to retain all existing jobs.

ABATEMENT QUALIFICATION

1. A review of the tax abatements previously granted, finds that the petitioner has not been granted or associated with any previous abatements.
2. The Area Plan Commission has reviewed the petition and finds the property to be properly zoned for the proposed project.
3. The Building Commissioner has reviewed the petition and finds no building permit has been issued.
4. A review of the South Bend Redevelopment designation areas finds that the property is located in the River West Development Area.
5. A review of the Tax Abatement Ordinance No. 9394-03 finds that the petitioner meets the qualifications for a (9) nine-year real property tax abatement under section 2-76.4, Add-on Abatement.

9 YEAR

19-Sep-18

National Distribution Centers, LLC

South Bend German Township
Real Property Tax Abatement Schedule*

Tax Key Number: 025-1009-015209
Current Assessed Value: 23,500
Estimated Project Cost: 13,000,000

Assessed Value:	Without Abatement	100% Year 1	90% Year 2	90% Year 3	80% Year 4	80% Year 5	70% Year 6	70% Year 7	60% Year 8	60% Year 9
Current Assessed Value	23,500	23,500	23,500	23,500	23,500	23,500	23,500	23,500	23,500	23,500
Base Assessed Value	10,400,000	10,400,000	10,400,000	10,400,000	10,400,000	10,400,000	10,400,000	10,400,000	10,400,000	10,400,000
Less Abatement Deduction	0	(10,400,000)	(9,360,000)	(9,360,000)	(8,320,000)	(8,320,000)	(7,280,000)	(7,280,000)	(6,240,000)	(6,240,000)
Net Assessed Value	23,500	10,423,500	1,063,500	1,063,500	2,103,500	2,103,500	3,143,500	3,143,500	4,183,500	4,183,500

Property Taxes:

Assume constant tax rate of

5.4197%	5.4197%	5.4197%	5.4197%	5.4197%	5.4197%	5.4197%	5.4197%	5.4197%	5.4197%	5.4197%
1,274	564,920	1,274	57,638	57,638	114,003	114,003	170,368	170,368	226,732	226,732
(569)	(252,215)	0	0	0	0	0	0	0	0	0
705	312,705	1,274	57,638	57,638	114,003	114,003	170,368	170,368	226,732	226,732

Gross Tax (tax rate x net assessed value)

Less Circuit Breaker Credit

Net Tax

3.0000%	705	312,705	312,705	312,705	312,705	312,705	312,705	312,705	312,705	312,705
0.0000%	0	0	0	0	0	0	0	0	0	0
	705	312,705	312,705	312,705	312,705	312,705	312,705	312,705	312,705	312,705

Circuit Breaker Cap

Debt Service

Circuit Breaker Cap

Year	Existing Taxes	New Project Taxes	Combined Existing & New Taxes	Tax Abated	Net Tax Paid
1	705	312,000	312,705	311,431	1,274
2	705	312,000	312,705	255,067	57,638
3	705	312,000	312,705	255,067	57,638
4	705	312,000	312,705	198,702	114,003
5	705	312,000	312,705	198,702	114,003
6	705	312,000	312,705	142,337	170,368
7	705	312,000	312,705	142,337	170,368
8	705	312,000	312,705	85,973	226,732
9	705	312,000	312,705	85,973	226,732
Totals	6,345	2,808,000	2,814,345	1,675,590	1,138,755

*This schedule is for estimation purposes only and assumes constant tax rates. The true tax values will ultimately be determined by the actual assessed valuation and the then current tax rates.

Filed in Clerk's Office
SEP 19 2018
KAREEMAH FOWLER
CITY CLERK, SOUTH BEND, IN

St. Joseph County

Property Information

Subject Property: 025-1009-015209

Parcel ID: 71-03-17-303-001.000-009

State ID: STANZ CHEESE CO INC

Current Owner(s): 1840 N Commerce Dr , South Bend IN 46628

Mailing Address: AGRICULTURAL - VACANT LAND

Assessed Usage: SB German

Township: SB German

Municipality: SB German

Property Assessment Information as of Last Assessment Date

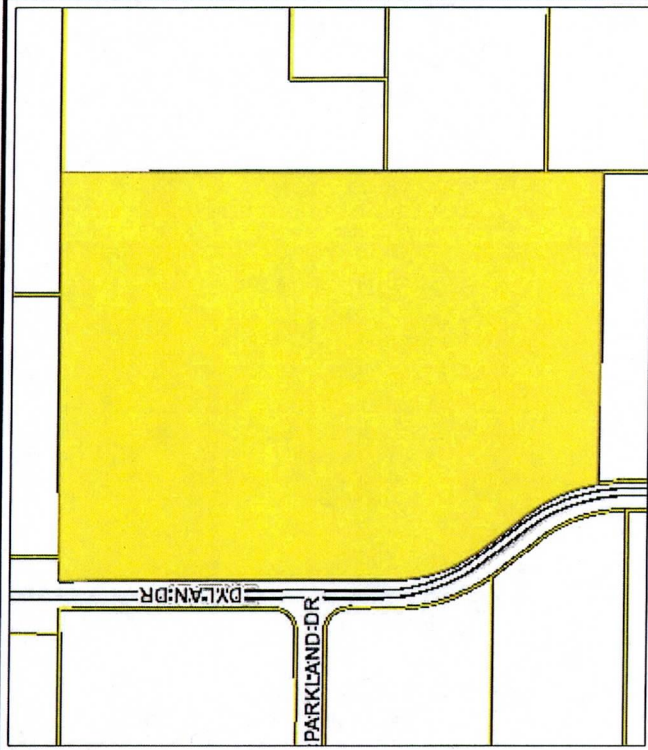
Land Value: \$23,500.00

Improved Value: \$0.00

Assessed Year: 2020

Acres: 21.18

Legal Description: Lot 5 U S 31 Industrial Park Phase Ii 02-03 New Replat Tr-8044 10-9-01



Not to Scale

**NO IMAGES AVAILABLE
FOR THIS PROPERTY**

Filed in Clerk's Office

SEP 19 2018

KAPEEMAH FOWLER

CITY CLERK SOUTH BEND, IN

Information shown on this map is not warranted for accuracy or merchantability. Reproduction or distribution of this material is not authorized.

Date Printed: September 17, 2018



1200N COUNTY-CITY BUILDING
227 W. JEFFERSON BLVD.
SOUTH BEND, INDIANA 46601-1830



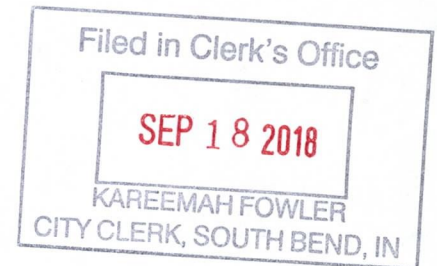
PHONE 574/ 235-7678
FAX 574/ 235-9928

BILL NO. 45-18

CITY OF SOUTH BEND PETE BUTTIGIEG, MAYOR
DEPARTMENT OF ADMINISTRATION AND FINANCE

September 17, 2018

Mr. Tim Scott
President, South Bend Common Council
4th Floor, County-City Building
South Bend, IN 46601



Re: Ordinance Setting the Mayor's Salary For 2019

Dear President Scott:

Attached is the 2019 salary ordinance setting the Mayor's salary. Under Indiana law, I.C. 36-4-7-2(c), the Mayor's salary may not be reduced from the prior year's amount. This ordinance increases the Mayor's 2019 salary by 2% over his 2018 salary which is the same as the proposed increase for other non-bargaining employees.

I will present this bill to the Common Council at the appropriate committee and council meetings. It is requested that this bill be filed for 1st reading on September 24, 2018, with 2nd reading, public hearing and 3rd reading scheduled for October 8, 2018. If you have any further questions or need additional information, please let me know.

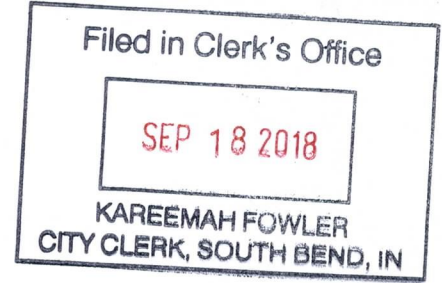
Thank you for your consideration.

Sincerely,

A handwritten signature in purple ink, appearing to read "JHockenhull".

Jennifer C. Hockenhull
City Controller

Handwritten initials "OK" in blue ink.



BILL NO. 45-18

ORDINANCE NO. _____

**AN ORDINANCE OF THE COMMON COUNCIL OF THE CITY OF SOUTH BEND,
INDIANA, SETTING THE ANNUAL SALARY FOR THE MAYOR
FOR CALENDAR YEAR 2019**

STATEMENT OF PURPOSE AND INTENT

Pursuant to Indiana Code 36-4-7-2, the City's legislative body is required to fix the annual compensation of all elected officers. Such compensation may "not be changed in the year for which it is fixed, nor may it be reduced below the amount fixed for the previous year."

The following Ordinance establishes the annual compensation for Mayor of the City of South Bend in calendar year 2019.

NOW, THEREFORE, BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF SOUTH BEND, INDIANA, as follows:

Section I. The annual compensation for the Mayor of the City of South Bend in calendar year 2019 shall be and hereby is established at \$110,885.

Section II. This Ordinance shall be in full force and effect from and after its passage by the Common Council, approval by the Mayor and any publication required by law.

Tim Scott, Council President
South Bend Common Council

Attest:

Kareemah N. Fowler, City Clerk
Office of the City Clerk

Presented by me, the undersigned Clerk of the City of South Bend, to the Mayor of the City of South Bend, Indiana on the _____ day of _____, 2018, at _____ o'clock ____ . m.

Kareemah N. Fowler, City Clerk
Office of the City Clerk

Approved and signed by me on the _____ day of _____, 2018, at ____ o'clock ____ .m.

Pete Buttigieg, Mayor
City of South Bend, Indiana



City of South Bend Common Council

441 County-City Building • 227 W. Jefferson Blvd
South Bend, Indiana 46601

BILL NO. 46-18

(574) 235-9321
Fax (574) 235-9173
TDD (574) 235-5567
<http://www.southbend.in.gov>

Tim Scott
President

September 19, 2018

Oliver Davis
Vice-President

The South Bend Common Council
4th Floor County-City Building
South Bend, Indiana 46601

Gavin Ferlic
Chairperson, Committee
of the Whole

Re: Proposed 2019 Council Member Salary Ordinance

Tim Scott
First District

Dear Council Members:

Regina Williams-Preston
Second District

Attached is the 2019 salary ordinance setting the Common Council's salary. The Proposed Council budget includes a salary increase for members of the Common Council at 2%. If approved, this would be the result in an increase of \$388.22 over the current maximum salary.

Sharon L. McBride
Third District

I recommend that the proposed ordinance be referred to the Personnel and Finance Committee for review and recommendation and then set for the 2nd & 3rd reading and public hearing at the October 8th Common Council meeting.

Jo M. Broden
Fourth District

Most Sincerely,

Jake Teshka
Fifth District

Tim Scott, Council President
South Bend Common Council

Oliver Davis
Sixth District

Gavin Ferlic
At Large

John Voorde
At Large

Attachment

Karen White
At Large

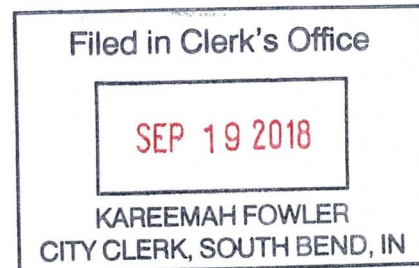
cc: Office of the City Clerk

Filed in Clerk's Office

SEP 19 2018

KAREEMAH FOWLER
CITY CLERK, SOUTH BEND, IN

BILL NO. 46-18
ORDINANCE NO. _____



**AN ORDINANCE OF THE COMMON COUNCIL OF THE CITY OF SOUTH BEND, INDIANA,
SETTING THE ANNUAL SALARY FOR THE COMMON COUNCIL MEMBERS FOR
CALENDAR YEAR 2019**

STATEMENT OF PURPOSE AND INTENT

The South Bend Common Council is required to fix the annual compensation of elected city officers. *Indiana Code* § 36-4-7-2 authorizes the legislative body to carry out these responsibilities.

This ordinance proposes a two percent (2%) maximum increase for calendar year 2019 for the nine-member Common Council.

Now, Therefore it be ordained by the Common Council of the City of South Bend, Indiana as follows:

Section I. The maximum salaries for the members of the South Bend Common Council for the 2019 calendar year shall be established as follows, which reflects a maximum 2% increase over the 2018 maximum rate:

<u>2018</u>	<u>2019</u>
\$19,411	19,799

Section II. This ordinance shall be in full force and effect from and after its passage by the Common Council, approval by the Mayor and legal publication.

Tim Scott, Council President
South Bend Common Council

Attest:

Kareemah N. Fowler, City Clerk
Office of the City Clerk

Presented by me, the undersigned Clerk of the City of South Bend, to the Mayor of the City of South Bend, Indiana on the _____ day of _____, 2018, at _____ o'clock ____ . m.

Kareemah N. Fowler, City Clerk
Office of the City Clerk

Approved and signed by me on the _____ day of _____, 2018, at ____ o'clock ____ .m.

Pete Buttigieg, Mayor
City of South Bend, Indiana



BILL NO. 47-18

OFFICE OF THE CITY CLERK
KAREEMAH FOWLER, CITY CLERK

September 19, 2018

The South Bend Common Council
4th Floor County-City Building
South Bend, Indiana 46601

Filed in Clerk's Office

SEP 19 2018

KAREEMAH FOWLER
CITY CLERK, SOUTH BEND, IN

Re: Proposed 2019 City Clerk's Salary Ordinance

Dear Council Members,

Submitted for your consideration is the ordinance that sets the salary for the South Bend City Clerk for the 2019 calendar year. This ordinance increases the City Clerk's 2019 salary by 2% which is congruent with the proposed increase for other non-bargaining employees.

As you know, I will present this bill to the Personnel and Finance Committee at the appropriate time. Please don't hesitate to let me know if you have any questions or require further information. Your favorable approval is hereby requested.

Respectfully,

Kareemah N. Fowler, City Clerk
Office of the City Clerk

Attachment

cc: Office of the City Clerk

INTEGRITY | SERVICE | ACCESSIBILITY

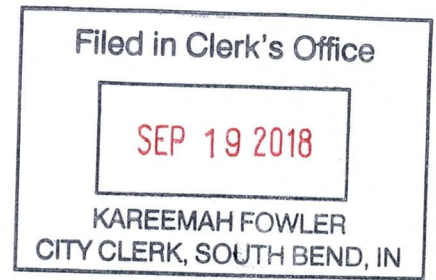
JENNIFER M. COFFMAN
CHIEF DEPUTY/DIRECTOR OF OPERATIONS

BIANCA L. TIRADO
DEPUTY/DIRECTOR OF POLICY

JOSEPH R. MOLNAR
ORDINANCE VIOLATION CLERK

EXCELLENCE | ACCOUNTABILITY | INNOVATION | INCLUSION | EMPOWERMENT

455 County-City Building | 227 W. Jefferson Blvd. | South Bend, Indiana 46601 | p 574.235.9221 | f 574.235.9173 | www.southbendin.gov



BILL NO. 47-18
ORDINANCE NO. _____

**AN ORDINANCE OF THE COMMON COUNCIL OF THE CITY OF SOUTH BEND, INDIANA,
SETTING THE ANNUAL SALARY FOR THE SOUTH BEND CITY CLERK FOR CALENDAR
YEAR 2019**

STATEMENT OF PURPOSE AND INTENT

The City Clerk serves as the clerk to the legislative body pursuant to *Indiana Code* § 36-4-6-9 and is required to preserve the legislative body's records and proceedings. The City Clerk is also charged with keeping the City Seal, administering official oaths, attending all regular and special meetings of the Common Council, and performing other duties as may be required by the legislative body.

Indiana Code § 36-4-11-4 authorizes the City Clerk to appoint the "number of deputies and employees authorized by the city legislative body", which are established by a separate ordinance. The City Clerk currently manages a staff of four (4) employees, which includes overseeing the Ordinance Violations Bureau.

The South Bend Common Council is required to fix the annual compensation of all elected city officials pursuant to *Indiana Code* § 36-4-7-2.

Now, therefore, be it ordained by the Common Council of the City of South Bend, Indiana, as follows:

Section I. The maximum salary for the City Clerk for the 2019 calendar year shall be established as follows:

<u>2018</u>	<u>2019</u>
\$70,900	\$72,318

Section II. This ordinance shall be in full force and effect from and after its passage by the Common Council, approval by the Mayor and legal publication.

Tim Scott, Council President
South Bend Common Council

Attest:

Kareemah N. Fowler, City Clerk
Office of the City Clerk

Presented by me, the undersigned Clerk of the City of South Bend, to the Mayor of the City of South Bend, Indiana on the _____ day of _____, 2018, at _____ o'clock ____ . m.

Kareemah N. Fowler, City Clerk
Office of the City Clerk

Approved and signed by me on the _____ day of _____, 2018, at ____ o'clock ____ .m.

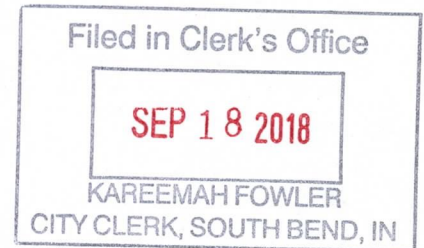
Pete Buttigieg, Mayor
City of South Bend, Indiana



BILL NO. 48-18

CITY OF SOUTH BEND PETE BUTTIGIEG, MAYOR
DEPARTMENT OF ADMINISTRATION AND FINANCE

September 17, 2018



Mr. Tim Scott
President, South Bend Common Council
4th Floor, County-City Building
South Bend, IN 46601

Re: 2019 Teamster Employee Wage Ordinance – Ratification

Dear President Scott:

Enclosed please find the proposed 2019 Teamster Employee Wage Ordinance. The agreement was ratified by the Teamster Union on October 16, 2016. The agreement was then passed as an ordinance #10474-16 on October 24, 2016. The agreement is for a 4-year period from 2017-2020.

I will present this bill to the Common Council at the appropriate committee and council meetings. It is requested that this bill be filed for 1st reading on September 24, 2018, with 2nd reading, public hearing and 3rd reading scheduled for October 8, 2018. If you have any further questions or need additional information, please let me know.

Thank you for your consideration.

Sincerely,

Jennifer C. Hockenhull
City Controller

SEP 18 2018

KAREEMAH FOWLER
CITY CLERK, SOUTH BEND, INBILL NO. 48-18

ORDINANCE NO. _____

AN ORDINANCE OF THE COMMON COUNCIL OF THE CITY OF SOUTH BEND,
INDIANA FIXING MAXIMUM WAGES OF TEAMSTER EMPLOYEES FOR
CALENDAR YEARS 2017-2020

STATEMENT OF PURPOSE AND INTENT

This Ordinance sets forth the monetary aspects of the agreement reached between the City Negotiating Team and the Teamster's Negotiating Team on October 19, 2016.

The overall guidelines used in this Ordinance are consistent with the overall negotiating criteria used for all City employees.

This Ordinance is in the best interest of the City and the affected Teamster employees.

NOW, THEREFORE, BE IT RESOLVED BY THE COMMON COUNCIL OF THE CITY OF SOUTH BEND, INDIANA, as follows:

Section I. **Maximum Compensation**

- (a) The maximum amounts to be paid as compensation for Teamster employees for the City of South Bend, Indiana are hereby established as set forth in the attachment, which is incorporated herein by reference. The amounts set forth are consistent with the recommended procedure of the State Board of Accounts dated March, 1993. Accordingly, wages are set and paid on a Bi-Weekly basis. Amounts by department and alphabetical position are set forth as well as the hourly wage for each position.

Section II. **Holidays, Vacations and Other Monetary and Fringe Benefits Incorporated by Reference.**

- (a) **Holidays.** Holidays for Teamster employees shall be as set forth in the Collective Bargaining Agreement, incorporated herein by reference.
- (b) **Vacations.** Vacation for Teamster employees shall be as set forth in the Collective Bargaining Agreement, incorporated herein by reference.
- (c) **Insurance.**
- (1) **Comprehensive Major Medical Insurance Program/Preferred Provider Organization (PPO).** The City shall maintain a comprehensive major medical insurance program that all Teamster employees may participate in.
- (2) **Short and Long-Term Disability.** Short and Long-Term Disability shall be

as set forth in the Collective Bargaining Agreement and the City's Personnel Policies and Procedures Manual, as it may be amended from time to time, which is incorporated herein by reference.

- (3) **Payment for Election to Leave Employer's Comprehensive Major Medical Insurance Program.** The City shall pay one hundred and thirty dollars (\$130) per month to any Employee who elects to leave the City's comprehensive major medical insurance program to be covered by another program for which the City makes no contribution. This election shall not be mandatory, and the Employee who made such election may return to the City's comprehensive major medical Insurance Program, provided that the conditions of the City's Comprehensive Major Medical Insurance Program are met, and the contributions specified herein are made, but in such event said Employee shall forfeit the one hundred and thirty dollars (\$130) payment per month thereafter.
- (4) **Life Insurance.** The City shall provide term life insurance coverage in an amount not less than Fifteen Thousand Dollars (\$15,000) for each Teamster employee. Such insurance shall become effective upon the award of a group life insurance bid by the Board of Public Works, or upon the beginning of the plan year, whichever is later.
- (5) **Benefit Waiting Period.** The City notes that life insurance, comprehensive major Medical Insurance, and short term disability programs require a minimum of sixty (60) day eligibility period; and that the long-term disability program requires a minimum of a ninety (90) day eligibility period which Teamster employees must meet.
- (d) **PERF Contribution.** The City shall contribute one and one half percent (1.5%) of the Employee's required three percent (3%) contribution to the Indiana Public Employee Retirement Fund ("PERF") under Ind. Code 5-10.2-3-2. Employees are responsible for the remaining one and one half percent (1.5%) contribution to PERF.
- (e) **Longevity.** In recognition of certain Employee's dedicated service to the City, the following Longevity Bonus Plan is provided according to the contract terms and conditions:

0-5 Years	= \$0
6-10 Years	= \$150
11-15 Years	= \$200
16-20 Years	= \$250
21+ Years	= \$350
- (f) **Other Monetary Fringe Benefits.** All other fringe benefits shall be as set forth in the City's Personnel Policies and Procedures Manual as it may be amended from time to time and the Collective Bargaining Agreement. If there is a conflict between Policy and the Bargaining Agreement, the Bargaining Agreement shall prevail.
- (g) **Early Retirement Incentives.** The Mayor shall have discretion to offer an early retirement incentive program that may take the form of a bonus upon retirement for years of service or assistance with health insurance for a retiree who isn't Medicare eligible. Such assistance shall not exceed one (1) year. Any such bonus or

assistance must be approved by the Mayor and Controller and are subject to appropriation by the Common Council before any such bonus or assistance may be paid.

I.C. 5-10.2-3-1.2 permits employers to purchase one year for every five years of service for employees in PERF covered positions under certain conditions. The Mayor shall have discretion to offer such early retirement incentive program, pursuant to statute, after consultation with the Controller and after appropriation by the Common Council.

- (h) **Definition of Full-Time Employee.** Full-time employees are those employees who are not in a part time status and who are regularly scheduled to work the City of South Bend's full-time scheduled, forty (40) hours per week, or a reduced full-time schedule of thirty (30) hours or more per week as approved by the Mayor on a voluntary basis. Such employees are eligible for the Employer's Benefits Package subject to the terms and conditions and limitations of each benefit program.
- (i) **Definition of Part-Time Employee.** Part-time employees are those employees who are not assigned to a full-time status and who are scheduled to work less than the City of South Bend's full-time schedule, not to exceed one thousand five hundred eight (1,508) hours per year. While they do receive certain mandated benefits (such as worker's compensation and social security benefits), they are not eligible for other City benefit programs.

Section III.

Additional Appropriation and State of Indiana Approval

Any appropriation for 2017 PERF contributions required by this ordinance are approved by the Common Council, and the Mayor or his designee is authorized to execute any documents related thereto required by any agency of the State of Indiana.

Section IV.

Effective Date

This Ordinance shall be in full force and effect from and after its passage by the Common Council and approved by the Mayor.

Tim Scott, Council President
South Bend Common Council

Attest:

Kareemah N. Fowler, City Clerk
Office of the City Clerk

Presented by me, the undersigned Clerk of the City of South Bend, to the Mayor of the City of South Bend, Indiana on the _____ day of _____, 2018, at _____ o'clock _____.m.

Kareemah N. Fowler, City Clerk
Office of the City Clerk

Approved and signed by me on the _____ day of _____, 2018, at ____ o'clock _____.m.

Pete Buttigieg, Mayor
City of South Bend, Indiana



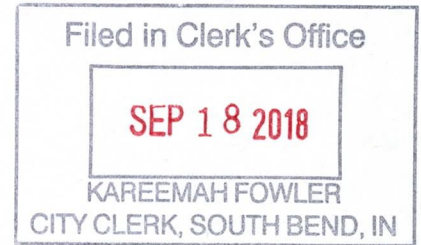
BILL NO. 49-18

CITY OF SOUTH BEND PETE BUTTIGIEG, MAYOR

DEPARTMENT OF ADMINISTRATION AND FINANCE

September 17, 2018

Mr. Tim Scott
President, South Bend Common Council
4th Floor, County-City Building
South Bend, IN 46601



Re: Re-Affirmation of the Annual Pay and Monetary Fringe Benefits for the South Bend Police Department

Dear President Scott:

On October 24, 2016, the South Bend Common Council passed Ordinance No. 10472-16, which established the annual pay and monetary fringe benefits for all sworn members of the South Bend Police Department for calendar years 2017, 2018, 2019 and 2020. This action followed successful labor negotiations between the City Advisory Negotiating Team working with our Agents who negotiated with the FOP Negotiating Team and their Agent.

As noted at the August 29, 2018 Personnel and Finance Committee when the South Bend Police Department budget for calendar year 2019 was presented, all annual pay amounts and monetary fringe benefits set forth in their proposed budget reflect the exact amounts originally established in Ordinance No. 10472-16. The attached ordinance re-affirms all of those monetary amounts and programs for the 2019 calendar year, which were originally part of the ratified 4-year agreement.

I will present this bill to the Common Council at the appropriate committee and council meetings. It is requested that this bill be filed for 1st reading on September 24, 2018, with 2nd reading, public hearing and 3rd reading scheduled for October 8, 2018. If you have any further questions or need additional information, please let me know.

Thank you for your consideration.

Sincerely,

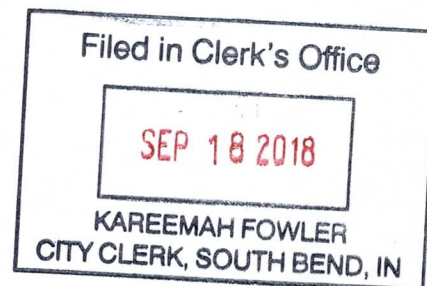
Jennifer C. Hockenhull
City Controller

Attachment

cc: Police Chief Scott Ruskowski
Dan Demler, FOP Union Agent
Robert Palmer, Council Agent

BILL NO. 49-18

ORDINANCE NO. _____



**AN ORDINANCE OF THE COMMON COUNCIL OF THE CITY OF
SOUTH BEND, INDIANA, RE-AFFIRMING ORDINANCE NO. 10472-16 AND FIXING
THE ANNUAL PAY AND MONETARY FRINGE BENEFITS OF SWORN MEMBERS OF
THE
SOUTH BEND POLICE DEPARTMENT FOR CALENDAR YEAR 2019**

STATEMENT OF PURPOSE AND INTENT

The South Bend Common Council, pursuant to *Indiana Code* § 36-8-3-3, established the annual compensation and monetary fringe benefits of the South Bend Police Department following successful labor negotiations with representatives of South Bend FOP Lodge #36 in 2016. The total wage, monetary fringe benefits and working conditions package was ratified by voting members of the FOP which resulted in the South Bend Common Council passing Ordinance No. 10472-16 on October 25, 2016.

Ordinance No. 10472-16 set forth the provisions of a four year agreement establishing the annual pay and monetary fringe benefits for calendar years 2017, 2018, 2019 and 2020, and also established maximum annual pay and monetary fringe benefits for upper level policy making positions in the South Bend Police Department as defined in *Indiana Code* § 36-8-1-12.

This ordinance formally re-affirms all provisions of Ordinance No. 10472-16 in its entirety for the 2019 calendar year.

NOW, THEREFORE, BE IT ORDAINED by the Common Council of the City of South Bend, Indiana, as follows:

SECTION I. The annual pay and monetary fringe benefits established for all sworn members of the South Bend Police Department, including all upper level policy making positions in the Department, are hereby fixed and re-affirmed for the 2019 calendar year as per Ordinance No. 19472-16 passed by this Council on October 26, 2016 which originally established the annual pay and monetary fringe benefits.. A copy of Ordinance No. 10472-16 is attached hereto, incorporated herein by reference, and reaffirmed in its entirety.

SECTION II. This ordinance shall be in full force and effect from and after its passage by the Common Council, approval by the Mayor and legal publication.

Tim Scott, Council President
South Bend Common Council

Attest:

Kareemah N. Fowler, City Clerk
Office of the City Clerk

Presented by me, the undersigned Clerk of the City of South Bend, to the Mayor of the City of South Bend, Indiana on the _____ day of _____, 2018, at _____ o'clock ____ . m.

Kareemah N. Fowler, City Clerk
Office of the City Clerk

Approved and signed by me on the _____ day of _____, 2018, at ____ o'clock ____ .m.

Pete Buttigieg, Mayor
City of South Bend, Indiana

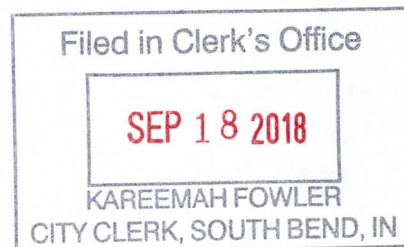


BILL NO. 50-18

CITY OF SOUTH BEND PETE BUTTIGIEG, MAYOR
DEPARTMENT OF ADMINISTRATION AND FINANCE

September 17, 2018

Mr. Tim Scott
President, South Bend Common Council
4th Floor, County-City Building
South Bend, IN 46601



Re: Re-Affirmation of the Annual Pay and Monetary Fringe Benefits for the South Bend Fire Department

Dear President Scott:

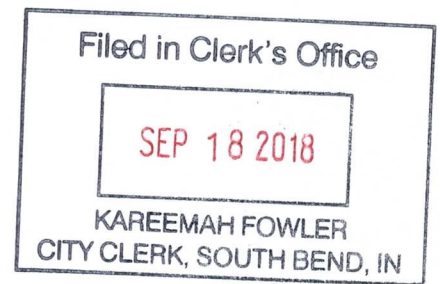
On October 23, 2017, the South Bend Common Council passed Ordinance No. 10549-17, which established the annual pay and monetary fringe benefits for all sworn members of the South Bend Fire Department for calendar years 2018, 2019, 2020 and 2021. This action followed successful labor negotiations between the City Advisory Negotiating Team working with our Agents who negotiated with the Fire Union Negotiating Team and their Agent.

As noted at the August 8, 2018 Personnel and Finance Committee when the South Bend Fire Department budget for calendar year 2019 was presented, all annual pay amounts and monetary fringe benefits set forth in their proposed budget reflect the exact amounts originally established in Ordinance No. 10549-17. The attached ordinance re-affirms all of those monetary amounts and programs for the 2019 calendar year, which were originally part of the ratified 4-year agreement.

I will present this bill to the Common Council at the appropriate committee and council meetings. It is requested that this bill be filed for 1st reading on September 24, 2018, with 2nd reading, public hearing and 3rd reading scheduled for October 8, 2018. If you have any further questions or need additional information, please let me know.
Thank you for your consideration.

Sincerely,

Jennifer C. Hocken hull
City Controller



BILL NO. 50-18

ORDINANCE NO. _____

AN ORDINANCE OF THE COMMON COUNCIL OF THE CITY OF SOUTH BEND, INDIANA, RE-AFFIRMING ORDINANCE NO. 10549-17 AND FIXING THE ANNUAL PAY AND MONETARY FRINGE BENEFITS OF SWORN MEMBERS OF THE SOUTH BEND FIRE DEPARTMENT FOR CALENDAR YEAR 2019

STATEMENT OF PURPOSE AND INTENT

The South Bend Common Council, pursuant to *Indiana Code* § 36-8-3-3, established the annual compensation and monetary fringe benefits of the South Bend Fire Department following successful labor negotiations with representatives of South Bend Firefighters Local Union #362 in 2017. The total wage, monetary fringe benefits and working conditions package was ratified by voting members of the Firefighters Union which resulted in the South Bend Common Council passing Ordinance No. 10549-17 on October 23, 2017.

Ordinance No. 10549-17 set forth the provisions of a four year agreement establishing the annual pay and monetary fringe benefits for calendar years 2018, 2019, 2020 and 2021, and also established maximum annual pay and monetary fringe benefits for upper level policy making positions in the South Bend Fire Department as defined in *Indiana Code* § 36-8-1-12.

This ordinance formally re-affirms all provisions of Ordinance No. 10549-17 in its entirety for the 2019 calendar year.

NOW, THEREFORE, BE IT ORDAINED by the Common Council of the City of South Bend, Indiana, as follows:

SECTION I. The annual pay and monetary fringe benefits established for all sworn members of the South Bend Police Department, including all upper level policy making positions in the Department, are hereby fixed and re-affirmed for the 2019 calendar year as per Ordinance No. 10549-17 passed by this Council on October 23, 2017 which originally established the annual pay and monetary fringe benefits.. A copy of Ordinance No. 10549-17 is attached hereto, incorporated herein by reference, and reaffirmed in its entirety.

SECTION II. This ordinance shall be in full force and effect from and after its passage by the Common Council, approval by the Mayor and legal publication.

Tim Scott, Council President
South Bend Common Council

Attest:

Kareemah N. Fowler, City Clerk
Office of the City Clerk

Presented by me, the undersigned Clerk of the City of South Bend, to the Mayor of the City of South Bend, Indiana on the _____ day of _____, 2018, at _____ o'clock ____ . m.

Kareemah N. Fowler, City Clerk
Office of the City Clerk

Approved and signed by me on the _____ day of _____, 2018, at ____ o'clock ____ .m.

Pete Buttigieg, Mayor
City of South Bend, Indiana

Ordinance No. 10549-17

3rd Substitute Bill No. 65-17

**AN ORDINANCE OF THE COMMON COUNCIL OF THE CITY OF SOUTH BEND,
INDIANA, FIXING THE ANNUAL PAY AND MONETARY FRINGE BENEFITS OF
SWORN MEMBERS OF THE SOUTH BEND FIRE DEPARTMENT FOR
CALENDAR YEARS 2018, 2019, 2020 AND 2021**

STATEMENT OF PURPOSE AND INTENT

The South Bend Common Council, pursuant to *Indiana Code* § 36-8-3-3(d), is charged with establishing before November 1 of each year the annual compensation of the South Bend Fire Department.

On June 1, 2017, Captain Chris Baker, the Vice-President of South Bend Firefighter's Association informed the City of their interest to enter into negotiations. Thereafter, the South Bend Common Council and the Board of Public Safety adopted separate Resolutions which designated their respective agents for the negotiations.

The City's Advisory Negotiating Team's membership includes Corporation Counsel and City Agent Stephanie Steele, Assistant Chief Todd Skwarcan, Assistant Chief Andrew Myer, Battalion Chief "A" Shift Dave Maenhout, City Controller Jennifer Hockenhull, Human Resources Generalist Ian Spindler, and Director of Financial Services for Public Safety, Danny Cocanower.

The South Bend Common Council's Advisory Negotiating Team includes Council President Tim Scott, Council Member Jo Broden, Council Member John Voorde and Council Agent Robert J. Palmer.

The South Bend Firefighter's Local Union #362 Negotiating Team's membership includes Captain Jim Weinberg, Union President; Pump Engineer, Ryan Takacs, acting Union Vice-President; Captain Russ Buysse, Steward; Pump Engineer, Mike Jamieson, Sergeant at Arms; Captain Gerard Ellis, Member; and Timothy Curran, Legal Counsel.

This ordinance reflects the proposals discussed during negotiations which were tentatively agreed to by the respective negotiating teams. It sets forth the recommended salaries and other monetary benefits to be paid to the sworn members of the South Bend Fire Department in calendar years 2018, 2019, 2020 and 2021. This ordinance is believed to be in the best interests of the Fire Department and the best interests of the City of South Bend.

Now, Therefore, Be It Ordained by the Common Council of the City of South Bend, Indiana, as follows:

Section I. Recognition. The South Bend Common Council recognizes the negotiating team which represents the South Bend Firefighters' Association Local No. 362 of the International Association of Firefighters, AFL-CIO, as the sole bargaining agent for the sworn members of the South Bend Fire Department for purposes of negotiating annual pay, monetary fringe benefits and

Said bonus amounts shall be pro-rated in the event that a qualifying sworn member or upper level policy making person moves into the South Bend city limits after the beginning of the calendar year or moves out of the South Bend city limits during a calendar year.

Section IV. Specialty Pays.

(a) EMS Incentives. Monetary incentives shall be paid to the sworn members of the South Bend Fire Department who meet the Fire Department's requirements and are assigned to perform such special duties which are verified by the department. Unless indicated otherwise, all specialty pays shall be prorated to the date of the regular assignment for such specialty duty or duties and paid accordingly. A qualifying sworn member performing any of the following specialties shall be paid at the highest certification/licensing only.

<u>Assignment</u>	2018	2019	2020	2021
Field Training Officer (FTO)	\$850	\$850	\$850	\$850
Lead Paramedic Incentive	\$1,000	\$1,000	\$1,000	\$1,000
Emergency Medical Responder	\$250	\$250	\$250	\$250
EMT – Basic	\$350	\$350	\$350	\$350
EMT – Adv.	\$900	\$900	\$900	\$900
EMT – Paramedic	\$900	\$900	\$900	\$900

(b) Special Operation Team Specialty Pays. The following specialty pays shall be paid to the sworn members of the South Bend Fire Department who meet the Fire Department's requirements for each specialty and who are regularly assigned to perform such special duties. All specialty pays shall be prorated to the date of regular assignment for such special duty or duties and paid accordingly. The following Special Operation Team Specialty Pays are established:

<u>Type of Special Operation Team</u>	2018	2019	2020	2021
<i>Hazardous Materials Team</i>				
Response Team Member	\$1,200	\$1,200	\$1,200	\$1,200
Team Leader	\$400	\$400	\$400	\$400
<i>Swift Water Rescue Team</i>				
Scuba Diver	\$1,200	\$1,200	\$1,200	\$1,200
Specialist	\$1,200	\$ 1,200	\$1,200	\$1,200
Technician	\$500	\$ 500	\$500	\$500
Team Leader	\$400	\$ 400	\$400	\$400
<i>Tactical Rescue Team</i>				
Response Team Member	\$1,200	\$1,200	\$1,200	\$1,200
Team Leader	\$400	\$400	\$400	\$400
Honor Guard Team Leader	\$400	\$400	\$400	\$400

(c) LEP Specialty Pay: A Limited English Proficiency (LEP) Program overseen by the City's Human Resources Director or his/her designee shall monitor the Department's requirements. All qualifying sworn members who meet the requirements and who are regularly assigned to perform LEP duties shall be paid the following specialty pay in a lump sum in the last payroll in December of each year of such assignment:

months of December listed below, and shall be attributed to the annual salary base for pension purposes. Longevity pay shall be as follows:

Cumulative Years of Service on SBFD

<u>Longevity Pay</u>	2018	2019	2020	2021
6-10 Years of Service	\$300	\$300	\$300	\$300
11-15 Years of Service	\$600	\$600	\$600	\$600
16-20 Years of Service	\$1,900	\$1,900	\$1,900	\$1,900
21 + Years of Service	\$3,400	\$3,400	\$3,400	\$3,400

(c) Qualifying sworn members of the South Bend Fire Department holding the rank of Assigned lead on the Ambulance in the South Bend Fire Department shall receive additional compensation in recognition of the cumulative years of service as an assigned lead. Such longevity pay shall be divided into bi-weekly payments over the year. Longevity pay shall be as follows:

<u>Longevity Pay</u>	2018	2019	2020	2021
1-2 Years of Service	\$550	\$550	\$550	\$550
2-5 Years of Service	\$1200	\$1200	\$1200	\$1200
5-10 Years of Service	\$1,800	\$1,800	\$1,800	\$1,800
10 + Years of Service	\$2,400	\$2,400	\$2,400	\$2,400

Section VIII. Station Allowance.

The South Bend Common Council shall budget a total monetary amount for a line-item station allowance which incorporates realignment so that the concerns of the smaller and older fire stations will be addressed and that minimum needed purchases can be made with proper approval. The amount per station shall be as follows from this line-item:

<u>Station Number</u>	<u>2018</u>	<u>2019</u>	<u>2020</u>	<u>2021</u>
#1	\$2,850	\$2,850	\$2,850	\$2,850
#2	\$1,250	\$1,250	\$1,250	\$1,250
#3	\$1,250	\$1,250	\$1,250	\$1,250
#4	\$1,250	\$1,250	\$1,250	\$1,250
#5	\$850	\$850	\$850	\$850
#6	\$1,250	\$1,250	\$1,250	\$1,250
#7	\$1,250	\$1,250	\$1,250	\$1,250
#8	\$850	\$850	\$850	\$850
#9	\$850	\$850	\$850	\$850
#10	\$1,250	\$1,250	\$1,250	\$1,250
#11	\$1,250	\$1,250	\$1,250	\$1,250

Needed station purchases shall be approved by a majority vote of the assigned sworn members at each fire station and shall be submitted by each House Captain for review, approval and purchase by the Fire Chief and the City Controller. Such monies may not be carried over from year to year and must be used by December 31 of each calendar year.

(f) Pay for Other Instructors. Other instructors who are qualified and selected to teach specified on-duty in-house instruction programs for rookie schools, driving, confined space rescue, rope techniques, water safety, watercraft techniques, CPR and other authorized departmental instruction, shall be paid at the rate of fifteen dollars (\$15.00) per hour, upon the approval of the Fire Chief, or his or her designee. Said hourly rate shall be paid over and above the qualifying individual's salary classification and shall be paid in a manner consistent with applicable regulations of the State Board of Accounts. Full-time instructors and company training instructors shall be ineligible for any pay under this paragraph.

(g) Pay for Certified SCBA Repair Specialists. Those sworn members of the South Bend Fire Department who are qualified, certified and regularly assigned by the Fire Chief, or his or her designee to perform self-contained breathing apparatus (SCBA) repairs, shall be paid at the rate of fifteen dollars (\$15.00) per hour up to a maximum of one thousand dollars (\$1,000.00) in any one calendar year.

(h) Critical Duty Day Stipends. In 2018, 2019 2020, and 2021, the Critical Duty Day Stipend shall be set at one-half (1/2) of an eligible sworn member's regular hourly rate plus longevity, but not less than three hundred (\$300.00) for the nine (9) Critical Duty Days which are designated each calendar year by the Board of Public Safety. Such stipend may be pro-rated for time actually worked with the eligible sworn member choosing among three (3) options which are further addressed in the governing Collective Bargaining Agreement approved by the Board of Public Safety.

(i) Deferred Compensation. The City of South Bend agrees to continue to maintain the Deferred Compensation Program which became effective on January 1, 1997 for the South Bend Fire Department. This program provides that for the first one hundred dollars (\$100.00) deferred by a sworn member of the Department each calendar year, the City of South bend will match said amount \$0.50 on the dollar, and for the next three hundred dollars (\$300.00) deferred by a sworn member of the Department each calendar year, the City of South Bend will match said amount, dollar for dollar.

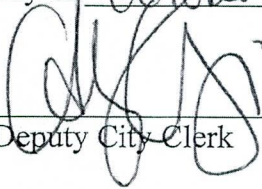
(j) Life Insurance. The City of South Bend shall continue to provide life insurance coverage on all sworn members and upper level policy making positions of the South Bend Fire Department in an amount equal to the amount of the sworn member's base pay or the upper level policy making position's base pay.

(k) Health Insurance. Each active sworn member and upper level policy maker of the of the South Bend Fire Department who has met the eligibility requirements shall have the opportunity to participate in the City's comprehensive major medical insurance program. The contribution of such individuals shall be no greater than the contribution of other City employees receiving the same benefits, and the level of benefits shall be no less than the level for other City employees.

Fire pensioners who are not members of South Bend Firefighters Association # 362 shall pay an additional. fifty dollars (\$50.00) per month over and above such rates, subject to the obligations of Local #362 as may be further addressed in an approved Collective Bargaining Agreement between the City of South bend and Local #362 which provides that membership shall not be unreasonably withheld, unless agreed to by a Letter of Understanding approved by the Board of Public Safety.

(l) Program Coordinators. Any appointed Program Coordinator shall receive in addition to

Presented by me to the Mayor of the City of South Bend, Indiana on the 24th
day of October, 2017, at 11 o'clock a m.



Deputy City Clerk

Approved and signed by me on the 26th day of October, 2017,
at 1 o'clock p.m.



Mayor, City of South Bend, Indiana

1st READING 9/25/17
PUBLIC HEARING 10/23/17
3rd READING 10/23/17
NOT APPROVED
REFERRED 9/25/17
PASSED 10/23/17

Filed in Clerk's Office
OCT 23 2017
KAREEMAH FOWLER
CITY CLERK, SOUTH BEND, IN

1200N COUNTY-CITY BUILDING
227 W. JEFFERSON BLVD.
SOUTH BEND, INDIANA 46601-1830



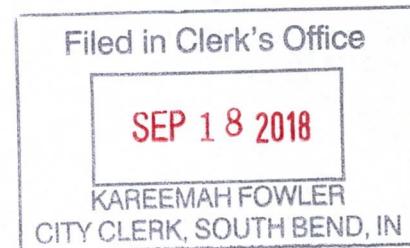
PHONE 574/ 235-7678
FAX 574/ 235-9928

BILL NO. 51-18

CITY OF SOUTH BEND PETE BUTTIGIEG, MAYOR
DEPARTMENT OF ADMINISTRATION AND FINANCE

September 17, 2018

Mr. Tim Scott
President, South Bend Common Council
4th Floor, County-City Building
South Bend, IN 46601



Re: 2019 Non-Bargaining Employee and Officer Salary Ordinance

Dear President Scott:

Enclosed please find the proposed 2019 Non-Bargaining Employee and Officer Salary Ordinance.

I will present this bill to the Common Council at the appropriate committee and council meetings. It is requested that this bill be filed for 1st reading on September 24, 2018, with 2nd reading, public hearing and 3rd reading scheduled for October 8, 2018. If you have any further questions or need additional information, please let me know.

Thank you for your consideration.

Sincerely,

A handwritten signature in black ink, appearing to read "JHockenhull".

Jennifer C. Hockenhull
City Controller

Handwritten initials "OK" and a signature in blue ink.

BILL NO. 51-18

ORDINANCE NO. _____



AN ORDINANCE FIXING MAXIMUM SALARIES AND WAGES OF APPOINTED OFFICERS AND NON-BARGAINING EMPLOYEES OF THE CITY OF SOUTH BEND, INDIANA, FOR THE CALENDAR YEAR 2019

STATEMENT OF PURPOSE AND INTENT

This Ordinance sets forth the maximum amounts to be paid to non-bargaining personnel employed by the City of South Bend for the calendar year 2019. Salaries will be paid pursuant to the budget approved by the Common Council. The budgeted number to be paid may be less than the maximum amounts set forth herein.

This Ordinance establishes such compensation for all non-bargaining employees by specific position and title.

The overall guidelines used in this Ordinance are consistent with the overall negotiating criteria used for all City employees. This Ordinance is in the best interest of the City and the affected non-bargaining employees.

NOW, THEREFORE, BE IT RESOLVED BY THE COMMON COUNCIL OF THE CITY OF SOUTH BEND, INDIANA, as follows:

Section I. Maximum Compensation

The maximum amounts to be paid as compensation for non-bargaining employees for the City of South Bend, Indiana are hereby established as set forth in the attachment, which is incorporated herein by reference. The amounts set forth are consistent with the recommended procedure of the State Board of Accounts dated March, 1993. Accordingly, salaries are set and paid on a Bi-Weekly basis. Amounts by alphabetical position are set forth, as well as the annual salary for each position.

Section II. Holidays, Vacations and Other Monetary and Fringe Benefits Incorporated by Reference

- (a) **Holidays.** Holidays designated by the Board of Public Works shall govern non-bargaining employees for the calendar year 2018. The provisions of the City's Employee Handbook as it may be amended from time to time shall apply and are incorporated herein by reference.
- (b) **Vacations.** Vacation for non-bargaining employees shall be as set forth in the City's

Employee Handbook as it may be amended from time to time, incorporated herein by reference.

- (c) **Family Leave.** The Family and Medical Leave Act Policy is, hereby, incorporated herein by reference in its entirety.
- (d) **Parental Leave.** Parental leave will be offered to all eligible full-time employees in accordance with the policy adopted by the administration to be effective January 1, 2018. This policy may be amended from time to time and will be incorporated into the City's Employee Handbook.
- (e) **Insurance.**
 - (1) **Comprehensive Major Medical Insurance Program.** The City shall maintain a comprehensive major medical insurance program in which, subject to Section III herein, non-bargaining employees regularly scheduled to work 30 hours or more per week may participate under the rules and guidelines of the plan document. All employees are provided access to a copy of a plan document each year.
 - (2) **Short and Long-Term Disability.** Short and Long-Term Disability shall be as set forth in the City's Employee Handbook, as it may be amended from time to time, which is incorporated herein by reference.
 - (3) **Payment for Election to Leave Employer's Comprehensive Major Medical Insurance Program.** The City shall pay one hundred and thirty (\$130) per month (\$65 bi-weekly) to any Employee who elects to leave the City's comprehensive major medical insurance program to be covered by another program for which the City makes no contribution. This election shall not be mandatory, and the Employee who made such election may return to the City's comprehensive major medical Insurance Program, provided that the conditions are a Qualifying Life Event or Open Enrollment of the City's Comprehensive Major Medical Insurance Program, and the contributions specified herein are made, but in such event said Employee shall forfeit the one hundred and thirty dollar (\$130) payment per month thereafter.
 - (4) **Life Insurance.** The City shall provide term life insurance coverage in an amount 1x annual salary rounded up to the nearest \$1,000 for each benefit eligible employee except for Police and Fire which are at set forth in the collective bargaining agreement. Such insurance shall become effective upon the award of a group life insurance bid by the Board of Public Works, or upon the beginning of the plan year, whichever is later.
 - (5) **Benefit Waiting Period.** The City notes that life insurance and

comprehensive major Medical Insurance programs require a minimum eligibility period of thirty (30) days; and that the long-term disability program requires a minimum ninety (90) day eligibility period which must be met.

(f) **Hiring Bonus.** The Mayor, may, at his/her discretion, offer a Hiring Bonus to a new employee as an incentive for the employee to accept the position offered. This Bonus will be paid to the employee in addition to the salary set forth in the Salary Ordinance. The range of these monetary bonuses will be from one hundred (\$100) to four thousand dollars (\$4,000).

(g) **Allowances.**

(1) **Auto Allowances.** At the Mayor's discretion an auto allowance may be offered to city employees in lieu of a City issued car. The allowance may range from one (\$1) to five hundred dollars (\$500) dollars per month.

(2) **Cell Phone Allowance.** At the Mayor's discretion an allowance for the *business* portion of an employee's cell phone may be provided to those employees whose position and job responsibilities require the ability to communicate outside of city premises or after normal city working hours. The allowance shall not exceed one-hundred dollars (\$100) per month.

(h) **Early Retirement Incentives.** The Mayor shall have discretion to offer an early retirement incentive program that may take the form of a bonus upon retirement for years of service or assistance with health insurance for a retiree who is not Medicare eligible. Such assistance shall not exceed one (1) year. Any such bonus or assistance must be approved by the Mayor and Controller and is subject to appropriation by the Common Council before any such bonus or assistance may be paid.

I.C. 5-10.2-3-1.2 permits employers to purchase one year for every five years of service for employees in PERF covered positions under certain conditions. The Mayor shall have discretion to offer such early retirement incentive program, pursuant to statute, after consultation with the Controller and after appropriation by the Common Council.

(i) **Other Monetary Fringe Benefits.** All other fringe benefits shall be as set forth in the City's Employee Handbook as it may be amended from time to time.

Section III. Employee Definitions

(a) **Full-Time Employee.** Full-time employees are those employees who are regularly scheduled to work forty (40) hours per week, or a reduced full-time schedule of thirty

(30) hours or more per week as approved by the Mayor on a voluntary basis. Such employees are eligible for the Employer's Benefits Package subject to the terms, conditions and limitations of each benefit program. However, solely for purposes of qualification for health care benefits under the federal Patient Protection and Affordable Care Act (the Act) as amended, the definition of full time employee shall be the equivalent of that which is provided in the Act, and this Section shall not be construed to be in conflict with the Act.

- (b) **Part-Time Employee.** Part-time employees are those employees who are not assigned to a full-time status as defined by the City including those who qualify for health care benefits under the Act, but who do not meet the City's definition of full-time employee under subpart (a) of this Section, and who are scheduled to work less than the City of South Bend's full-time schedule, not to equal or exceed one thousand five hundred sixty (1,560) hours per year. While they do receive certain mandated benefits (such as worker's compensation, social security benefits, and for some, health care under the Act), they are not eligible for other City benefit programs with the exception of the positions listed below:

All Attorneys employed in the City's Legal Department in part-time positions as well as all elected Council members and the Senior Advisor to the Mayor, are eligible for participation in all of the Employer's Benefit Programs.

Section IV. City's Employee Handbook Availability

Two (2) copies of the City's Employee Handbook shall be kept on file and made available for public inspection during regular hours in the office of the City Clerk on the 4th Floor of the County-City Building, South Bend, Indiana.

Section v. Effective Date

This Ordinance shall be in full force and effect from and after its passage by the Common Council and approved by the Mayor.

Tim Scott, Council President
South Bend Common Council

Attest:

Kareemah N. Fowler, City Clerk
Office of the City Clerk

Presented by me, the undersigned Clerk of the City of South Bend, to the Mayor of the City of South Bend, Indiana on the _____ day of _____, 2018, at _____ o'clock _____.m.

Kareemah N. Fowler, City Clerk
Office of the City Clerk

Approved and signed by me on the _____ day of _____, 2018, at ____ o'clock _____.m.

Pete Buttigieg, Mayor
City of South Bend, Indiana

City of South Bend, Indiana
2019 Nonbargaining Salary Ordinance Schedule - As of 9/17/18
Maximum Salaries

Job Title	Status	Notes *	Current ?	Over %		2011 Salary	2012 Salary	2013 Salary	2014 Salary	2015 Salary	2016 Salary	2017 Salary	2018 Salary	2019 Salary	% Increase
				New Position	Salary										
Full-Time Positions															
311 Customer Service Liaison	Full Time	11	Y			31,337	31,980	40,500	41,310	42,136	42,979	43,839	44,716	45,610	2.00%
311 Customer Service Liaison II	Full Time	77	Y			31,337	31,980	40,500	41,310	42,136	42,979	43,839	44,716	45,610	2.00%
Academic Coordinator-CB Center	Full Time	46	N			35,623	36,348	32,650	title change	43,788	44,604	45,557	46,468	47,397	2.00%
Academic Coordinator-MLK Center	Full Time	46	N			35,623	36,348	32,650	title change	43,788	44,604	45,557	46,468	47,397	2.00%
Accounting Assistant	Full Time	48	Y			37,976	38,740	39,515	40,305	41,111	41,933	42,772	43,627	44,500	2.00%
Accounting Clerk IV	Full Time	58	Y			29,574	30,186	30,790	31,406	32,034	32,674	33,328	33,995	34,675	2.00%
Accounts Payable Administrator	Full Time	43	Y			31,111	31,746	32,381	33,029	33,689	34,363	35,050	35,751	36,466	2.00%
Administrative Assistant I - DCI (Adm & Finance Team)	Full Time	5, 63	N			35,259	35,984	36,704	37,438	38,187	38,950	39,730	40,525	41,336	2.00%
Administrative Assistant II - DCI (Adm & Finance Team)	Full Time	67	N			36,313	37,050	37,791	38,547	39,318	40,104	40,906	41,724	42,558	2.00%
Administrative Assistant III - DCI (Adm & Finance Team)	Full Time	5, 63	N			5, 28, 156	new	36,704	37,438	38,187	38,951	39,730	40,525	41,336	2.00%
Administrative Assistant III - DCI (Neigh. Engagement Team)	Full Time	122, 208	N			new	new	36,704	37,438	38,187	38,951	39,730	40,525	41,336	2.00%
Alarm Specialist	Full Time	5, 138	N			30,620	31,252	40,019	40,819	41,636	42,468	43,318	44,185	45,068	2.00%
Analyst I - DCI (Neighborhood Engagement Team)	Full Time	5, 138	N			30,620	31,252	40,019	40,819	41,636	42,468	43,318	44,185	45,068	2.00%
Animal Control Officer	Full Time	31	Y			30,845	31,486	32,116	32,758	33,413	34,081	34,763	35,458	36,167	2.00%
Animal Control Officer Senior	Full Time	132	Y			34,084	34,788	35,484	title change	39,413	34,081	34,763	35,458	36,167	2.00%
Applications Developer	Full Time	117	Y			67,143	68,510	69,880	71,278	72,704	74,158	75,647	77,164	78,707	2.00%
Assistant City Attorney	Full Time	65	Y			68,583	73,000	74,521	76,071	77,651	79,262	80,904	82,578	84,284	2.00%
Assistant City Engineer	Full Time	3, 117	Y			45,276	46,202	47,126	48,049	48,971	49,891	50,809	51,725	52,639	2.00%
Assistant Director of Administration & Marketing	Full Time	36, 63	N			41,149	50,154	51,157	title change	52,157	53,157	54,157	55,157	56,157	2.00%
Assistant Director of Administrative Services	Full Time	41	N			42,884	43,732	44,607	title change	45,500	46,400	47,300	48,200	49,100	2.00%
Assistant Director of Booking & Event Operations	Full Time	36, 63	N			42,884	43,732	44,607	title change	45,500	46,400	47,300	48,200	49,100	2.00%
Assistant Director of Community Services	Full Time	122, 208	Y			44,185	45,084	50,000	51,000	52,020	53,060	54,122	55,204	56,308	2.00%
Assistant Director of Communication Center	Full Time	21	Y			44,185	45,084	50,000	51,000	52,020	53,060	54,122	55,204	56,308	2.00%
Assistant Director of Community and Economic Development	Full Time	5, 63	Y			45,624	46,588	47,567	48,547	49,516	50,405	51,313	52,241	53,180	2.00%
Assistant Director of Distribution	Full Time	63	Y			50,366	51,376	52,404	53,452	54,521	55,611	56,722	57,854	59,007	2.00%
Assistant Director of Human Resources	Full Time	36, 63	N			50,219	51,246	52,271	53,300	54,332	55,366	56,402	57,440	58,480	2.00%
Assistant Director of MPRAC Financial Reporting	Full Time	29	Y			50,219	51,246	52,271	53,300	54,332	55,366	56,402	57,440	58,480	2.00%
Assistant Director of Recreation	Full Time	160	Y			45,393	46,306	47,232	48,177	49,140	50,123	51,123	52,133	53,150	2.00%
Assistant Director of SCADA Information Systems	Full Time	75, 107	N			45,393	46,306	47,232	48,177	49,140	50,123	51,123	52,133	53,150	2.00%
Assistant Director of Treatment	Full Time	132	Y			45,393	46,306	47,232	48,177	49,140	50,123	51,123	52,133	53,150	2.00%
Assistant Director of Utilities	Full Time	75, 107	Y			45,393	46,306	47,232	48,177	49,140	50,123	51,123	52,133	53,150	2.00%
Assistant Manager - Customer Service	Full Time	4, 63	N			64,136	title change	64,136	64,136	64,136	64,136	64,136	64,136	64,136	2.00%
Assistant To The Mayor	Full Time	101, 138	N			51,293	52,338	53,385	54,432	55,480	56,528	57,576	58,624	59,672	2.00%
Associate II - DCI - (Adm & Finance Team)	Full Time	5, 138	N			51,293	52,338	53,385	54,432	55,480	56,528	57,576	58,624	59,672	2.00%
Associate II - DCI - (Economic Resources Team)	Full Time	80	N			51,293	52,338	53,385	54,432	55,480	56,528	57,576	58,624	59,672	2.00%
Budget Analyst - Senior	Full Time	42	Y			76,279	77,818	79,374	80,940	82,516	84,102	85,698	87,304	88,920	2.00%
Building and Code Inspector	Full Time	29, 66	Y			42,345	43,212	44,079	44,958	45,837	46,716	47,605	48,494	49,383	2.00%
Building Commissioner	Full Time	97	Y			42,345	43,212	44,079	44,958	45,837	46,716	47,605	48,494	49,383	2.00%
Business Analyst	Full Time	44	Y			42,345	43,212	44,079	44,958	45,837	46,716	47,605	48,494	49,383	2.00%
Business Development Specialist (Formerly Associate I - DCI - (Business Development Team))	Full Time	153	Y			42,345	43,212	44,079	44,958	45,837	46,716	47,605	48,494	49,383	2.00%
CAD Specialist - Senior	Full Time	34	N			43,015	43,888	44,766	45,644	46,522	47,400	48,278	49,156	50,034	2.00%
CEO Specialist I	Full Time	5, 63	N			36,305	37,050	37,791	38,532	39,273	40,014	40,755	41,496	42,237	2.00%
CEO Specialist Senior	Full Time	5, 63	N			48,793	49,700	50,607	51,514	52,421	53,328	54,235	55,142	56,049	2.00%
CEO Specialist VI	Full Time	5, 63	N			48,793	49,700	50,607	51,514	52,421	53,328	54,235	55,142	56,049	2.00%
Chemist	Full Time	112	N			44,021	44,902	45,800	46,689	47,597	48,505	49,413	50,321	51,229	2.00%
Chemist Lead	Full Time	164	N			44,021	44,902	45,800	46,689	47,597	48,505	49,413	50,321	51,229	2.00%
Chemist/Safety Officer	Full Time	29	Y			44,021	44,902	45,800	46,689	47,597	48,505	49,413	50,321	51,229	2.00%
Chief Building Inspector	Full Time	164	Y			44,021	44,902	45,800	46,689	47,597	48,505	49,413	50,321	51,229	2.00%
Chief Code Inspector	Full Time	29	Y			44,021	44,902	45,800	46,689	47,597	48,505	49,413	50,321	51,229	2.00%
Chief of Police	Full Time	29, 66, 103	N			44,423	45,318	46,224	47,130	48,036	48,942	49,848	50,754	51,660	2.00%
Chief of Police - Senior	Full Time	65	N			44,966	45,916	46,834	47,752	48,670	49,588	50,506	51,424	52,342	2.00%
Chief of Police - Senior	Full Time	65	N			44,966	45,916	46,834	47,752	48,670	49,588	50,506	51,424	52,342	2.00%
Chief of Police - Senior	Full Time	65	N			44,966	45,916	46,834	47,752	48,670	49,588	50,506	51,424	52,342	2.00%
Chief of Police - Senior	Full Time	65	N			44,966	45,916	46,834	47,752	48,670	49,588	50,506	51,424	52,342	2.00%
Chief of Police - Senior	Full Time	65	N			44,966	45,916	46,834	47,752	48,670	49,588	50,506	51,424	52,342	2.00%
Chief of Police - Senior	Full Time	65	N			44,966	45,916	46,834	47,752	48,670	49,588	50,506	51,424	52,342	2.00%
Chief of Police - Senior	Full Time	65	N			44,966	45,916	46,834	47,752	48,670	49,588	50,506	51,424	52,342	2.00%
Chief of Police - Senior	Full Time	65	N			44,966	45,916	46,834	47,752	48,670	49,588	50,506	51,424	52,342	2.00%
Chief of Police - Senior	Full Time	65	N			44,966	45,916	46,834	47,752	48,670	49,588	50,506	51,424	52,342	2.00%
Chief of Police - Senior	Full Time	65	N			44,966	45,916	46,834	47,752	48,670	49,588	50,506	51,424	52,342	2.00%
Chief of Police - Senior	Full Time	65	N			44,966	45,916	46,834	47,752	48,670	49,588	50,506	51,424	52,342	2.00%
Chief of Police - Senior	Full Time	65	N			44,966	45,916	46,834	47,752	48,670	49,588	50,506	51,424	52,342	2.00%
Chief of Police - Senior	Full Time	65	N			44,966	45,916	46,834	47,752	48,670	49,588	50,506	51,424	52,342	2.00%
Chief of Police - Senior	Full Time	65	N			44,966	45,916	46,834	47,752	48,670	49,588	50,506	51,424	52,342	2.00%
Chief of Police - Senior	Full Time	65	N			44,966	45,916	46,834	47,752	48,670	49,588	50,506	51,424	52,342	2.00%
Chief of Police - Senior	Full Time	65	N			44,966	45,916	46,834	47,752	48,670	49,588	50,506	51,424	52,342	2.00%
Chief of Police - Senior	Full Time	65	N			44,966	45,916	46,834	47,752	48,670	49,588	50,506	51,424	52,342	2.00%
Chief of Police - Senior	Full Time	65	N			44,966	45,916	46,834	47,752	48,670	49,588	50,506	51,424	52,342	2.00%
Chief of Police - Senior	Full Time	65	N			44,966	45,916	46,834	47,752	48,670	49,588	50,506	51,424	52,342	2.00%
Chief of Police - Senior	Full Time	65	N			44,966	45,916	46,834	47,752	48,670	49,588	50,506	51,424	52,342	2.00%
Chief of Police - Senior	Full Time	65	N			44,966	45,916</								

City of South Bend, Indiana
2019 Non Bargaining Salary Ordinance Schedule - As of 9/17/18
Maximum Salaries

Job Title	Status	Notes *	Current ?	Over 7% New Position New Title										% Increase
				2011	2012	2013	2014	2015	2016	2017	2018	2019		
Data Entry Records Coordinator	Full Time	92	N	31,694	32,552	33,203	33,867	34,544	35,000	35,700	36,494	7,838%		
Data Entry Specialist	Full Time	125, 184	N	27,707	28,262	28,827	29,404	29,992	30,592	31,204	32,465	2,00%		
Data Entry Specialist II	Full Time		Y	42,351	43,212	44,076	44,956	45,857	46,774	47,712	48,674	2,00%		
Departmental System Specialist	Full Time		Y	54,080	55,172	56,275	57,401	58,549	59,720	60,914	62,132	2,00%		
Deputy Building Commissioner (Formerly Design/Plan Review Specialist)	Full Time	3, 4, 29, 66	Y	nsw	62,170	63,413	67,852	69,209	70,593	72,005	73,445	7,913%		
Deputy Chief of Staff to the Mayor	Full Time	178	Y	38,543	39,338	40,125	40,927	43,246	44,111	44,993	46,660	2,00%		
Deputy City Clerk	Full Time	69, 179	Y	nsw	72,000	73,440	78,581	80,153	81,756	83,000	84,660	2,00%		
Deputy City Controller	Full Time	29, 66, 117	Y	nsw	60,000	60,000	61,200	65,000	66,300	67,626	70,030	2,00%		
Deputy Director of Code Enforcement	Full Time	131	Y	nsw	90,000	90,000	91,800	93,636	95,509	97,419	99,367	2,00%		
Deputy Director of Human Resources	Full Time	13, 29, 142	Y	73,772	75,270	76,775	90,000	91,800	93,636	95,509	97,419	2,00%		
Deputy Director of Public Works	Full Time	29	N				98,000							
Deputy Director of Venues, Parks & Arts	Full Time	37	N				34,922	35,621	36,333	37,060	37,800	2,00%		
Deputy Mayor	Full Time	17, 146	Y	32,896	33,566	34,237	34,922	35,621	36,333	37,060	37,800	2,00%		
Digital (Forecast) Lab Technician	Full Time	125	Y				63,913	66,495	67,825	69,181	70,570	2,00%		
Digital Communications & Multimedia Training Coordinator	Full Time	5, 138	N		nsw	63,913	65,191	66,495	67,825	69,181	70,570	2,00%		
Director - DCI - (Admin/Finance Team)	Full Time	5, 138	N		nsw	63,913	65,191	66,495	67,825	69,181	70,570	2,00%		
Director - DCI - (Planning Team)	Full Time	11, 60, 66, 132	Y		nsw	52,000	55,640	56,753	57,888	59,040	60,210	2,00%		
Director of 311 Customer Service	Full Time	116	Y				58,132	59,132	60,146	61,174	62,216	2,00%		
Director of Accounting and Budget	Full Time	30	N				56,992	58,132	59,294	60,474	61,674	2,00%		
Director of Administrative Services	Full Time	76	N				55,664	56,992	58,336	59,694	61,066	2,00%		
Director of Applications	Full Time	132	Y											
Director of Booking & Event Services	Full Time	87	Y											
Director of Business Analytics	Full Time	85, 142	Y											
Director of Business Development	Full Time	132	Y											
Director of Central Services	Full Time	133	Y		nsw	69,721	71,115	72,538	74,000	75,500	77,034	2,00%		
Director of Civic Innovation	Full Time	138	Y		68,354	69,721	71,115	72,538	74,000	75,500	77,034	2,00%		
Director of Code Enforcement	Full Time	135	Y											
Director of Code Enforcement	Full Time	29, 66	Y	67,667	69,238	70,623	75,567	77,078	78,620	80,192	81,796	2,00%		
Director of Communications Center	Full Time	29, 66	Y	54,334	55,432	56,541	60,499	61,709	62,943	64,202	65,486	2,00%		
Director of Communications & Radio	Full Time	2, 3	Y	57,181	58,344	59,517	60,701	61,915	63,153	64,416	65,704	2,00%		
Director of Communications Public Works	Full Time	2, 3	N	51,310	52,388	53,395	54,432	55,542	56,662	57,795	58,941	2,00%		
Director of Community Development	Full Time	8, 95	N		nsw	39,642	40,435	41,244	42,068	42,907	43,760	2,00%		
Director of Community Outreach	Full Time	5, 63	Y	67,011	68,354	69,721	71,115	72,538	74,000	75,500	77,034	2,00%		
Director of CSO Project Management	Full Time	21, 29, 82, 137	Y				49,500	50,490	51,500	52,530	53,590	2,00%		
Director of Customer Service & Billing Office	Full Time	108, 161, 200	Y	71,292	72,722	74,176	75,660	77,173	78,717	80,292	81,900	2,00%		
Director of Development - Venues, Parks & Arts	Full Time	76, 130	N		55,322	56,446	57,575	58,726	60,782	62,854	64,942	2,00%		
Director of Economic Development	Full Time	159	N		57,276	58,452	59,590	60,782	62,000	63,238	64,500	2,00%		
Director of Energy Conservation	Full Time	5, 63	N		67,011	68,354	70,782	72,232	73,700	75,194	76,714	2,00%		
Director of Employment & Economic Empowerment	Full Time	153	Y				81,600	83,232	84,897	86,594	88,324	2,00%		
Director of Engineering Services (VEP)	Full Time	167, 196	Y	53,329	54,418	55,506	56,616	57,749	58,904	60,082	61,284	2,00%		
Director of Engineering Services (VEP)	Full Time	187	Y				61,000	62,220	63,464	64,734	66,030	2,00%		
Director of Facilities Management (Formerly Sustainability Project Manager)	Full Time	39, 133, 175	Y			nsw	61,000	62,220	63,464	64,734	66,030	2,00%		
Director of Finance (Public Works)	Full Time	138	N	63,240	64,506	65,796	67,122	68,454	69,823	71,220	72,644	2,00%		
Director of Finance & Program Management	Full Time	5, 63	N	61,410	62,660	63,936	65,246	66,590	67,966	69,374	70,814	2,00%		
Director of Financial Services	Full Time	116, 140	N	54,090	55,172	56,275	57,401	58,549	59,720	60,914	62,132	2,00%		
Director of Financial Services (Park Administration)	Full Time	140	Y	55,322	56,446	57,575	58,726	59,901	61,099	62,321	63,574	2,00%		
Director of Financial Services (Water Utility)	Full Time	140	Y	57,322	58,452	59,590	60,782	62,000	63,238	64,500	65,794	2,00%		
Director of Golf Operations	Full Time	3	Y	55,864	56,992	58,132	59,294	60,480	61,690	62,924	64,182	2,00%		
Director of Human Resources	Full Time	29, 66, 98	Y	51,910	52,388	52,867	53,346	53,825	54,304	54,783	55,262	2,00%		
Director of Human Rights	Full Time	3, 71	N		53,186	54,282	55,347	56,405	57,465	58,527	59,590	2,00%		
Director of Information Technology	Full Time	132	Y	67,011	67,000	68,740	70,515	72,321	74,160	76,034	77,944	2,00%		
Director of Infrastructure	Full Time	208	Y				90,515	92,040	93,570	95,104	96,642	2,00%		
Director of Marketing & Promotions	Full Time	36	Y	49,502	50,518	51,538	52,559	53,610	54,662	55,716	56,774	2,00%		
Director of Neighborhood Development	Full Time	153	Y		nsw	69,721	71,115	72,538	74,000	75,494	77,014	2,00%		
Director of Office of Sustainability	Full Time	38, 66	Y				75,737	77,292	78,874	80,484	82,122	2,00%		
Director of Operations - Venues	Full Time	181	Y		75,530	77,041	78,581	80,153	81,756	83,390	85,048	2,00%		
Director of Parks & Recreation	Full Time	153	Y	74,047	75,530	77,041	78,581	80,153	81,756	83,390	85,048	2,00%		
Director of Planning	Full Time	153	Y				77,041	78,581	80,153	81,756	83,390	2,00%		
Director of Public Works	Full Time	3, 26	Y	81,135	108,248	110,413	112,621	114,874	117,171	119,514	121,904	2,00%		
Director of Purchasing & Logistics (Police Dept)	Full Time	168, 172	Y				110,413	112,621	114,874	117,171	119,514	2,00%		
Director of Records Bureau (now Director of Civilian Services)	Full Time	186	Y				110,413	112,621	114,874	117,171	119,514	2,00%		
Director of Records Bureau (now Director of Civilian Services)	Full Time	88	N		42,458	43,307	44,173	45,057	45,950	46,854	47,768	2,00%		
Director of Recreation	Full Time	14	Y	61,483	62,738	64,000	65,266	66,546	67,830	69,120	70,414	2,00%		
Director of Redevelopment Financing	Full Time	119	Y				67,000	68,340	69,707	71,101	72,523	2,00%		
Director of Redevelopment Finance (Formerly Director II - Admin/Finance Team)	Full Time	174	Y											
Director of Safety & Risk	Full Time	40, 66	Y		68,426	69,825	71,249	72,698	74,174	75,676	77,204	2,00%		
Director of SCADA Information Systems	Full Time	45	Y		nsw	nsw	72,000	73,440	74,909	76,407	77,934	2,00%		
Director of Secretarial Services	Full Time	1	N		48,100	49,062	50,040	51,034	52,044	53,060	54,092	2,00%		
Director of Services	Full Time	132	Y				49,062	50,040	51,034	52,044	53,060	2,00%		
Director of Solid Waste (Formerly Director of Solid Waste Operations)	Full Time	132, 165, 199	Y				75,536	77,455	79,399	81,368	83,360	2,00%		
Director of Streets & Sewers	Full Time	29, 66, 106	Y	68,193	69,576	70,988	72,426	73,890	75,380	76,896	78,438	2,00%		
Director of Treasury	Full Time		N	66,300	67,626	68,979	70,358	71,765	73,201	74,665	76,158	2,00%		
Director of Treatment	Full Time		Y	53,881	54,964	56,063	57,185	58,328	59,495	60,678	61,876	2,00%		
Director of Utilities	Full Time	74	Y				nsw	90,000	91,800	93,636	95,509	2,00%		

City of South Bend, Indiana
2019 Non Bargaining Salary Ordinance Schedule - As of 9/17/18
Maximum Salaries

Job Title	Status	Notes *	Current ?	Over 2% New Position New Title										
				2011 Salary	2012 Salary	2013 Salary	2014 Salary	2015 Salary	2016 Salary	2017 Salary	2018 Salary	2019 Salary	2019 % Increase	
Director of Utility Safety	Full Time	112	Y	66,065	67,392	68,740	title change	63,543	new	53,500	54,570	55,661	56,774	2.00%
Director of Wastewater Maintenance	Full Time	61	Y	58,695	59,878	61,076	62,297	63,543	64,800	66,066	67,342	68,628	69,926	2.00%
Director of Water Quality & Laboratory	Full Time	114	Y	67,011	68,354	69,721	71,100	72,503	73,928	75,376	76,846	78,338	79,852	2.00%
Director of Water Works	Full Time	29, 75	N	67,011	68,354	69,721	71,100	72,503	73,928	75,376	76,846	78,338	79,852	2.00%
Director of Zoo	Full Time	109	Y	67,011	68,354	69,721	71,100	72,503	73,928	75,376	76,846	78,338	79,852	2.00%
Distribution Records Dealer	Full Time	109	Y	67,011	68,354	69,721	71,100	72,503	73,928	75,376	76,846	78,338	79,852	2.00%
Diversity Compliance/Inclusion Officer	Full Time	24, 90	Y	70,227	71,656	73,089	74,522	75,955	77,388	78,821	80,254	81,687	83,120	2.00%
Division Director of Environmental Services	Full Time	153	N	70,227	71,656	73,089	74,522	75,955	77,388	78,821	80,254	81,687	83,120	2.00%
Economic Empowerment Specialist	Full Time	194	Y	36,780	37,518	38,258	39,034	39,814	40,611	41,423	42,251	43,086	43,936	2.00%
Engineer Aide IV	Full Time	65	Y	64,377	65,676	66,990	68,320	69,666	71,020	72,382	73,752	75,130	76,516	2.00%
Engineer I	Full Time	32	N	24,449	24,960	25,469	25,978	26,488	27,018	27,538	28,058	28,578	29,098	2.00%
Engineer Inspector	Full Time	88	Y	33,948	34,542	35,136	35,730	36,324	36,918	37,512	38,106	38,700	39,294	2.00%
Event Service Technician I	Full Time	105	Y	43,117	43,817	44,517	45,217	45,917	46,617	47,317	48,017	48,717	49,417	2.00%
Event Service Technician II	Full Time	65, 154	N	43,117	43,817	44,517	45,217	45,917	46,617	47,317	48,017	48,717	49,417	2.00%
Evidence Technician	Full Time	1, 3, 26	Y	90,941	94,500	98,059	101,618	105,177	108,736	112,295	115,854	119,413	122,972	2.00%
Executive Administrative Assistant	Full Time	65, 154	N	43,117	43,817	44,517	45,217	45,917	46,617	47,317	48,017	48,717	49,417	2.00%
Executive Assistant - DCI - (Adm & Finance Team)	Full Time	1, 3, 26	Y	90,941	94,500	98,059	101,618	105,177	108,736	112,295	115,854	119,413	122,972	2.00%
Executive Assistant and Director of Special Projects	Full Time	29, 64, 98, 114	Y	31,111	31,746	32,381	33,016	33,651	34,286	34,921	35,556	36,191	36,826	2.00%
Executive Director of Community Investment	Full Time	20, 44	Y	48,077	49,042	50,007	50,972	51,937	52,902	53,867	54,832	55,797	56,762	2.00%
Executive Director, Venues, Parks & Arts	Full Time	134, 146	Y	32,896	33,566	34,237	34,907	35,577	36,247	36,917	37,587	38,257	38,927	2.00%
Financial Specialist I	Full Time	41, 138	N	54,913	56,030	57,151	58,294	59,459	60,649	61,862	63,099	64,361	65,648	2.00%
Financial Specialist II	Full Time	65, 138	N	54,913	56,030	57,151	58,294	59,459	60,649	61,862	63,099	64,361	65,648	2.00%
Financial Specialist III	Full Time	56, 118	Y	37,101	37,856	38,613	39,385	40,173	40,977	41,796	42,620	43,449	44,283	2.00%
Financial Specialist IV	Full Time	149	Y	41,829	42,666	43,519	44,390	45,278	46,183	47,092	48,007	48,922	49,837	2.00%
Financial Specialist Senior	Full Time	145	Y	51,714	52,754	53,809	54,885	55,983	57,103	58,245	59,400	60,567	61,746	2.00%
Fingerprint/Photo Technician	Full Time	118	Y	37,101	37,856	38,613	39,385	40,173	40,977	41,796	42,620	43,449	44,283	2.00%
Fingerprints/BI&M/BI Tech	Full Time	145	Y	51,714	52,754	53,809	54,885	55,983	57,103	58,245	59,400	60,567	61,746	2.00%
Fiscal Officer	Full Time	181	Y	51,714	52,754	53,809	54,885	55,983	57,103	58,245	59,400	60,567	61,746	2.00%
Fiscal Officer/Business Analyst	Full Time	181	Y	51,714	52,754	53,809	54,885	55,983	57,103	58,245	59,400	60,567	61,746	2.00%
Forensic Lab Tech	Full Time	118	Y	37,101	37,856	38,613	39,385	40,173	40,977	41,796	42,620	43,449	44,283	2.00%
Forensic Lab Tech	Full Time	149	Y	41,829	42,666	43,519	44,390	45,278	46,183	47,092	48,007	48,922	49,837	2.00%
Forensic Scientist / Firearms & Tool Mark Examiner	Full Time	145	Y	51,714	52,754	53,809	54,885	55,983	57,103	58,245	59,400	60,567	61,746	2.00%
Forensic Scientist / Firearms & Tool Mark Examiner Trainee	Full Time	181	Y	51,714	52,754	53,809	54,885	55,983	57,103	58,245	59,400	60,567	61,746	2.00%
General Manager - Venues	Full Time	181	Y	51,714	52,754	53,809	54,885	55,983	57,103	58,245	59,400	60,567	61,746	2.00%
GIS Manager	Full Time	115	Y	44,464	45,370	46,277	47,203	48,147	49,110	49,992	50,892	51,800	52,716	2.00%
GIS Specialist - Senior	Full Time	130	Y	40,337	41,158	41,981	42,821	43,677	44,551	45,442	46,351	47,278	48,222	2.00%
Graphic Designer	Full Time	104	Y	40,337	41,158	41,981	42,821	43,677	44,551	45,442	46,351	47,278	48,222	2.00%
Greenkeeper	Full Time	157	Y	40,337	41,158	41,981	42,821	43,677	44,551	45,442	46,351	47,278	48,222	2.00%
Hearing Preservation Administrator	Full Time	157	Y	40,337	41,158	41,981	42,821	43,677	44,551	45,442	46,351	47,278	48,222	2.00%
Historic Preservation Specialist	Full Time	136	Y	40,337	41,158	41,981	42,821	43,677	44,551	45,442	46,351	47,278	48,222	2.00%
Horticultural Tech	Full Time	153, 383	Y	49,447	50,440	51,447	52,460	53,479	54,504	55,535	56,572	57,615	58,664	2.00%
Housekeeping Supervisor	Full Time	5, 63	N	41,918	42,710	43,502	44,294	45,086	45,878	46,670	47,462	48,254	49,046	2.00%
Housing Specialist Senior	Full Time	5, 63	N	41,918	42,710	43,502	44,294	45,086	45,878	46,670	47,462	48,254	49,046	2.00%
Housing Specialist VI	Full Time	5, 63	N	41,918	42,710	43,502	44,294	45,086	45,878	46,670	47,462	48,254	49,046	2.00%
Housing Specialist V	Full Time	91	Y	44,509	45,422	46,335	47,248	48,161	49,074	49,987	50,900	51,813	52,726	2.00%
Human Resources Generalist - Senior (Public Safety Focus)	Full Time	63	Y	42,056	42,900	43,758	44,633	45,526	46,430	47,344	48,268	49,202	50,146	2.00%
Human Resources Generalist/Benefits Coordinator	Full Time	729	Y	42,056	42,900	43,758	44,633	45,526	46,430	47,344	48,268	49,202	50,146	2.00%
Human Resources Specialist I	Full Time	13, 63	Y	46,818	47,762	48,717	49,692	50,685	51,699	52,733	53,788	54,864	55,961	2.00%
Human Resources Specialist II	Full Time	63	Y	31,014	31,642	32,275	32,920	33,579	34,250	34,935	35,634	36,347	37,074	2.00%
Human Resources Specialist III	Full Time	63	Y	31,014	31,642	32,275	32,920	33,579	34,250	34,935	35,634	36,347	37,074	2.00%
Human Resources Specialist IV	Full Time	63	Y	31,014	31,642	32,275	32,920	33,579	34,250	34,935	35,634	36,347	37,074	2.00%
Human Resources Specialist V	Full Time	63	Y	31,014	31,642	32,275	32,920	33,579	34,250	34,935	35,634	36,347	37,074	2.00%
Human Resources Specialist VI	Full Time	63	Y	31,014	31,642	32,275	32,920	33,579	34,250	34,935	35,634	36,347	37,074	2.00%
Human Resources Specialist VII	Full Time	63	Y	31,014	31,642	32,275	32,920	33,579	34,250	34,935	35,634	36,347	37,074	2.00%
Human Resources Specialist VIII	Full Time	63	Y	31,014	31,642	32,275	32,920	33,579	34,250	34,935	35,634	36,347	37,074	2.00%
Human Resources Specialist IX	Full Time	63	Y	31,014	31,642	32,275	32,920	33,579	34,250	34,935	35,634	36,347	37,074	2.00%
Human Resources Specialist X	Full Time	63	Y	31,014	31,642	32,275	32,920	33,579	34,250	34,935	35,634	36,347	37,074	2.00%
Human Resources Specialist XI	Full Time	63	Y	31,014	31,642	32,275	32,920	33,579	34,250	34,935	35,634	36,347	37,074	2.00%
Human Resources Specialist XII	Full Time	63	Y	31,014	31,642	32,275	32,920	33,579	34,250	34,935	35,634	36,347	37,074	2.00%
Human Resources Specialist XIII	Full Time	63	Y	31,014	31,642	32,275	32,920	33,579	34,250	34,935	35,634	36,347	37,074	2.00%
Human Resources Specialist XIV	Full Time	63	Y	31,014	31,642	32,275	32,920	33,579	34,250	34,935	35,634	36,347	37,074	2.00%
Human Resources Specialist XV	Full Time	63	Y	31,014	31,642	32,275	32,920	33,579	34,250	34,935	35,634	36,347	37,074	2.00%
Human Resources Specialist XVI	Full Time	63	Y	31,014	31,642	32,275	32,920	33,579	34,250	34,935	35,634	36,347	37,074	2.00%
Human Resources Specialist XVII	Full Time	63	Y	31,014	31,642	32,275	32,920	33,579	34,250	34,935	35,634	36,347	37,074	2.00%
Human Resources Specialist XVIII	Full Time	63	Y	31,014	31,642	32,275	32,920	33,579	34,250	34,935	35,634	36,347	37,074	2.00%
Human Resources Specialist XIX	Full Time	63	Y	31,014	31,642	32,275	32,920	33,579	34,250	34,935	35,634	36,347	37,074	2.00%
Human Resources Specialist XX	Full Time	63	Y	31,014	31,642	32,275	32,920	33,579	34,250	34,935	35,634	36,347	37,074	2.00%
Human Resources Specialist XXI	Full Time	63	Y	31,014	31,642	32,275	32,920	33,579	34,250	34,935	35,634	36,347	37,074	2.00%
Human Resources Specialist XXII	Full Time	63	Y	31,014	31,642	32,275	32,920	33,579	34,250	34,935	35,634	36,347	37,074	2.00%
Human Resources Specialist XXIII	Full Time	63	Y	31,014	31,642	32,275	32,920	33,579	34,250	34,935	35,634	36,347	37,074	2.00%
Human Resources Specialist XXIV	Full Time	63												

City of South Bend, Indiana
 2019 Nonbargaining Salary Ordinance Schedule - As of 9/17/18
 Maximum Salaries

Job Title	Status	Notes *	Current ?	Over 2% New Position New Title										2019	% Increase
				2011	2012	2013	2014	2015	2016	2017	2018	2019			
Manager - Business Development	Full Time	153	Y	53,778	54,860	59,537	60,728	61,942	63,181	64,445	65,734	67,049	67,049	2.00%	
Manager - CSO Operations	Full Time	200	Y	43,334	44,226	45,117	46,013	46,933	47,872	48,829	49,804	50,797	51,811	2.00%	
Manager - Customer Service	Full Time	69, 162, 232	Y												
Manager - Data & GIS	Full Time	132	Y	56,986	59,566	60,757	65,010	66,310	67,636	68,989	70,369	71,776	73,211	2.00%	
Manager - Employment (Human Rights)	Full Time	151	Y	44,755	45,656	46,569	47,501	48,451	49,420	50,408	51,416	52,444	53,494	2.00%	
Manager - Environmental Compliance	Full Time	130	Y	50,622	51,634	52,667	53,720	54,795	55,884	56,987	58,104	59,236	60,384	2.00%	
Manager - Events	Full Time	50	Y	31,854	32,500	33,150	33,813	34,489	35,178	35,879	36,593	37,320	38,060	2.00%	
Manager - Facilities	Full Time	86	Y	27,083	27,638	28,191	28,755	29,330	29,916	30,514	31,124	31,746	32,380	2.00%	
Manager - Facility Operations	Full Time	151	Y	49,620	50,622	51,634	52,667	53,720	54,795	55,884	56,987	58,104	59,236	2.00%	
Manager - Facility Operations (MPAC)	Full Time	151	Y	49,620	50,622	51,634	52,667	53,720	54,795	55,884	56,987	58,104	59,236	2.00%	
Manager - Golf Course/Prk	Full Time	151	Y	49,620	50,622	51,634	52,667	53,720	54,795	55,884	56,987	58,104	59,236	2.00%	
Manager - Housing (Human Rights)	Full Time	151	Y	49,620	50,622	51,634	52,667	53,720	54,795	55,884	56,987	58,104	59,236	2.00%	
Manager - Inclusion Project	Full Time	205	Y	52,211	53,274	54,339	55,426	56,535	57,665	58,817	59,992	61,191	62,416	2.00%	
Manager - Industrial Pre-treatment	Full Time	111	Y	52,211	53,274	54,339	55,426	56,535	57,665	58,817	59,992	61,191	62,416	2.00%	
Manager - Infrastructure	Full Time	132	Y	52,211	53,274	54,339	55,426	56,535	57,665	58,817	59,992	61,191	62,416	2.00%	
Manager - Interactive Marketing	Full Time	36	Y	39,266	40,072	40,878	41,684	42,490	43,296	44,102	44,908	45,714	46,520	2.00%	
Manager - Maintenance	Full Time	114	Y	39,266	40,072	40,878	41,684	42,490	43,296	44,102	44,908	45,714	46,520	2.00%	
Manager - Maintenance (MPAC)	Full Time	114	Y	39,266	40,072	40,878	41,684	42,490	43,296	44,102	44,908	45,714	46,520	2.00%	
Manager - Marketing	Full Time	188	Y	39,266	40,072	40,878	41,684	42,490	43,296	44,102	44,908	45,714	46,520	2.00%	
Manager - Meter Service	Full Time	201	Y	39,266	40,072	40,878	41,684	42,490	43,296	44,102	44,908	45,714	46,520	2.00%	
Manager - Nonbargaining Grants	Full Time	153, 182	Y	39,266	40,072	40,878	41,684	42,490	43,296	44,102	44,908	45,714	46,520	2.00%	
Manager - Office	Full Time	201	Y	39,266	40,072	40,878	41,684	42,490	43,296	44,102	44,908	45,714	46,520	2.00%	
Manager - Operations	Full Time	29, 50	Y	39,266	40,072	40,878	41,684	42,490	43,296	44,102	44,908	45,714	46,520	2.00%	
Manager - Operations - AmeriCorps	Full Time	183	Y	39,266	40,072	40,878	41,684	42,490	43,296	44,102	44,908	45,714	46,520	2.00%	
Manager - Operations - Distribution	Full Time	132	Y	39,266	40,072	40,878	41,684	42,490	43,296	44,102	44,908	45,714	46,520	2.00%	
Manager - Operations - Forester	Full Time	29, 66, 69	Y	39,266	40,072	40,878	41,684	42,490	43,296	44,102	44,908	45,714	46,520	2.00%	
Manager - Operations - Manager	Full Time	50	Y	39,266	40,072	40,878	41,684	42,490	43,296	44,102	44,908	45,714	46,520	2.00%	
Manager - Parks Maintenance	Full Time	113	Y	39,266	40,072	40,878	41,684	42,490	43,296	44,102	44,908	45,714	46,520	2.00%	
Manager - Parks Maintenance Improvement	Full Time	12, 117, 138	Y	39,266	40,072	40,878	41,684	42,490	43,296	44,102	44,908	45,714	46,520	2.00%	
Manager - Permits	Full Time	138	Y	39,266	40,072	40,878	41,684	42,490	43,296	44,102	44,908	45,714	46,520	2.00%	
Manager - Print Shop	Full Time	84, 118	Y	39,266	40,072	40,878	41,684	42,490	43,296	44,102	44,908	45,714	46,520	2.00%	
Manager - Production	Full Time	126	Y	39,266	40,072	40,878	41,684	42,490	43,296	44,102	44,908	45,714	46,520	2.00%	
Manager - Property & Evidence	Full Time	153	Y	39,266	40,072	40,878	41,684	42,490	43,296	44,102	44,908	45,714	46,520	2.00%	
Manager - Property Development	Full Time	153	Y	39,266	40,072	40,878	41,684	42,490	43,296	44,102	44,908	45,714	46,520	2.00%	
Manager - Public Construction	Full Time	153	Y	39,266	40,072	40,878	41,684	42,490	43,296	44,102	44,908	45,714	46,520	2.00%	
Manager - Purchasing	Full Time	168	Y	39,266	40,072	40,878	41,684	42,490	43,296	44,102	44,908	45,714	46,520	2.00%	
Manager - Purchasing Bureau	Full Time	92	Y	39,266	40,072	40,878	41,684	42,490	43,296	44,102	44,908	45,714	46,520	2.00%	
Manager - Records Bureau	Full Time	92	Y	39,266	40,072	40,878	41,684	42,490	43,296	44,102	44,908	45,714	46,520	2.00%	
Manager - Safety & Risk	Full Time	165, 172	Y	39,266	40,072	40,878	41,684	42,490	43,296	44,102	44,908	45,714	46,520	2.00%	
Manager - Safety Contracts & General Supplies	Full Time	165, 172	Y	39,266	40,072	40,878	41,684	42,490	43,296	44,102	44,908	45,714	46,520	2.00%	
Manager - Services Line Repair	Full Time	207	Y	39,266	40,072	40,878	41,684	42,490	43,296	44,102	44,908	45,714	46,520	2.00%	
Manager - Services	Full Time	132	Y	39,266	40,072	40,878	41,684	42,490	43,296	44,102	44,908	45,714	46,520	2.00%	
Manager - Sewer Operations	Full Time	132	Y	39,266	40,072	40,878	41,684	42,490	43,296	44,102	44,908	45,714	46,520	2.00%	
Manager - Solid Waste Operations	Full Time	188	Y	39,266	40,072	40,878	41,684	42,490	43,296	44,102	44,908	45,714	46,520	2.00%	
Manager - Special Events	Full Time	188	Y	39,266	40,072	40,878	41,684	42,490	43,296	44,102	44,908	45,714	46,520	2.00%	
Manager - Streets	Full Time	131	Y	39,266	40,072	40,878	41,684	42,490	43,296	44,102	44,908	45,714	46,520	2.00%	
Manager - Traffic & Lighting	Full Time	131	Y	39,266	40,072	40,878	41,684	42,490	43,296	44,102	44,908	45,714	46,520	2.00%	
Manager - Utility Purchasing & Storeroom	Full Time	173	Y	39,266	40,072	40,878	41,684	42,490	43,296	44,102	44,908	45,714	46,520	2.00%	
Manager - Wireless Construction	Full Time	173	Y	39,266	40,072	40,878	41,684	42,490	43,296	44,102	44,908	45,714	46,520	2.00%	
Manager I - Assistant Box Office	Full Time	49	Y	39,266	40,072	40,878	41,684	42,490	43,296	44,102	44,908	45,714	46,520	2.00%	
Marketing and Education Curator	Full Time	49	Y	39,266	40,072	40,878	41,684	42,490	43,296	44,102	44,908	45,714	46,520	2.00%	
Naturalist	Full Time	153	Y	39,266	40,072	40,878	41,684	42,490	43,296	44,102	44,908	45,714	46,520	2.00%	
Neighborhood Program Specialist	Full Time	29, 86	Y	39,266	40,072	40,878	41,684	42,490	43,296	44,102	44,908	45,714	46,520	2.00%	
Network Engineer	Full Time	65, 169	Y	39,266	40,072	40,878	41,684	42,490	43,296	44,102	44,908	45,714	46,520	2.00%	
Operations Analyst (Cocul)	Full Time	29, 26	Y	39,266	40,072	40,878	41,684	42,490	43,296	44,102	44,908	45,714	46,520	2.00%	
Operations - Records Bureau Clerk	Full Time	29, 26	Y	39,266	40,072	40,878	41,684	42,490	43,296	44,102	44,908	45,714	46,520	2.00%	
Operations - Records Bureau Clerk	Full Time	29, 26	Y	39,266	40,072	40,878	41,684	42,490	43,296	44,102	44,908	45,714	46,520	2.00%	
Paralegal	Full Time	117, 118	Y	39,266	40,072	40,878	41,684	42,490	43,296	44,102	44,908	45,714	46,520	2.00%	
Paralegal	Full Time	5, 63	Y	39,266	40,072	40,878	41,684	42,490	43,296	44,102	44,908	45,714	46,520	2.00%	
Paralegal	Full Time	178, 198	Y	39,266	40,072	40,878	41,684	42,490	43,296	44,102	44,908	45,714	46,520	2.00%	
Police Crime Intelligence Analyst	Full Time	190	Y	39,266	40,072	40,878	41,684	42,490	43,296	44,102	44,908	45,714	46,520	2.00%	
Police Crime Intelligence Analyst (Social Media)	Full Time	190	Y	39,266	40,072	40,878	41,684	42,490	43,296	44,102	44,908	45,714	46,520	2.00%	
Preventative Maintenance Coordinator	Full Time	153	Y	39,266	40,072	40,878	41,684	42,490	43,296	44,102	44,908	45,714	46,520	2.00%	
Principal Planner	Full Time	153	Y	39,266	40,072	40,878	41,684	42,490	43,296	44,102	44,908	45,714	46,520	2.00%	
Print Shop Technician	Full Time	46, 118	Y	39,266	40,072	40,878	41,684	42,490	43,296	44,102	44,908	45,714	46,520	2.00%	
Program Coordinator	Full Time	183	Y	39,266	40,072	40,878	41,684	42,490	43,296	44,102	44,908	45,714	46,520	2.00%	
Program Director - AmeriCorps	Full Time	183	Y	39,266	40,072	40,878	41,684	42,490	43,296	44,102	44,908	45,714	46,520	2.00%	
Program Director - AmeriCorps	Full Time	183	Y	39,266	40,072	40,878	41,684	42,490	43,296	44,102	44,908	45,714	46,520	2.00%	
Programmer Analyst I	Full Time	5, 63	Y	39,266	40,072	40,878	41,684	42,490	43,296	44,102	44,908	45,714	46,520	2.00%	
Programmer Analyst II	Full Time	5, 63	Y	39,266	40,072	40,878	41,684	42,490	43,296	44,102	44,908	45,714	46,520	2.00%	
Project Analyst VI	Full Time	5, 63	Y	39,266											

City of South Bend, Indiana
 2019 Nonbargaining Salary Ordinance Schedule - As of 9/17/18
 Maximum Salaries

Over 2%
 New Position
 New Title

Job Title	Status	Notes *	Current ?	2011	2012	2013	2014	2015	2016	2017	2018	2019	2019
				Salary	Salary	Salary	Salary	Salary	Salary	Salary	Salary	Salary	% Increase
Other Part Time Positions													
City Engineer (hourly rate)	Part Time	6	Y		new	36.57	37.30	38.05	38.81	39.58	40.37	41.18	2.00%
Non Bargaining Maximum Hourly Rate (excluding above)	Part Time		Y	26.40	28.92	27.46	28.01	28.57	29.14	29.72	30.31	30.92	2.00%
City Minimum Wage for All Positions													
City Minimum Wage	All Positions									10.10	10.10	10.10	0.00%

* Notes

For 1-180, refer to prior year salary ordinance

2018 Revision Explanations:

- 181 - new positions - Century Center Reorganization effective 4/1/18
- 182 - title change and salary increase - from Director of Box Office Services to Director of Box Office & Event Services - Venues
- 183 - new position - reimbursed by AmeriCorps program up to 65%, renewed in 3-year cycles
- 184 - salary increase - ability to give shift premiums for afternoons and midnights
- 185 - new positions - manage the City's prioritized procedures, programs and tasks in compliance with Mayoral Executive Order No. 01-2016, Diversity Ordinance, and the city-wide Diversity and Inclusion Plan
- 186 - new positions - to enhance the logistics coordinator position
- 187 - the change - from Supervising Park Maintenance to Director of Facilities & Grounds
- 188 - the change - review of the position determined the wage range needs to be increased to a more competitive range
- 189 - salary increase - review of the position determined the wage range needs to be increased to a more competitive range
- 190 - new position - this position will monitor, vet, and analyze social media while collaborating with other Crime Analysts and/or officers
- 192 - salary increase - bring salary in line with other Manager level positions within the Department of Community Investment
- 193 - salary increase - bring salary in line with other Manager level positions within the Department of Community Investment as level of high responsibility warrants it
- 194 - new position - assist in researching and developing programming designed to engage and empower residents
- 195 - new positions - positions necessary to establish City's own Planning Commission rather than relying on Area Plan Commission
- 196 - salary increase - bring salary in line with other Director level positions to allow for the hiring and retention of skilled employees
- 197 - new position - with the change in technology and equipment, we can better serve our customers with an installation technician
- 198 - new position - this position will inspect and bring into compliance all historic properties within the City
- 199 - the change and salary increase - change Director of Solid Waste Operations to Director of Solid Waste, bring the compensation closer to the industry average for this position
- 200 - salary increase - increase compensation to appropriately match job responsibilities
- 201 - new positions - reorganization, positions will have increased responsibilities
- 202 - the change - Zoning and Business Services Administrator replaced with Business Services Administrator
- 203 - salary increase - increase compensation to appropriately match job responsibilities
- 204 - salary increase - increase compensation to appropriately match job responsibilities
- 205 - new position - to assist with implementing plan to be set forth based upon results of the Deputy Study
- 206 - the change - Director of Marketing - Public Works replaced Public Works Public Information Officer
- 207 - salary increase - increase compensation to appropriately match job responsibilities
- 208 - eliminated - Alarm Specialist
- 209 - the change/salary increase - position change to better align with the goals of the reorganized building department



City of South Bend Common Council

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Tim Scott
President

September 18, 2018

Oliver Davis
Vice-President

South Bend Common Council
4th Floor, County-City Building
South Bend, IN 46601

Gavin Ferlic
Chairperson, Committee
of the Whole

Tim Scott
First District

Re: *Amendment adding Article 15, Chapter 14, Sections 14.157 to and including 14.159 regulating unmanned aircraft systems to the Municipal Code*

Regina Williams-Preston
Second District

Dear Council Members:

Sharon L. McBride
Third District

We are filing the attached proposed amendment which adds rules and regulations for the use and operation of unmanned aircraft systems, commonly called drones, to Article 15, Chapter 14 of the Municipal Code. Although the Federal Aviation Administration has authority to regulate airspace, including the use of unmanned aircraft systems, laws traditionally related to State and Local police power, including land use, zoning, privacy, trespass and law enforcement operations remain within the jurisdiction of local and state governments.

Jo M. Broden
Fourth District

Jake Teshka
Fifth District

The primary purpose of this amendment is the protection of privacy for South Bend residents. Other purposes include promoting public safety and aiding law enforcement. These purposes are served by specifically listing prohibited uses and exemptions.

Oliver Davis
Sixth District

Gavin Ferlic
At Large

The amendment also creates penalties for violations ranging from warning notices, to citations, to fines up to and including \$250.00 and impoundment of the UAS until the fine is paid.

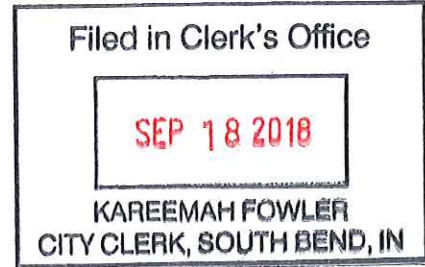
John Voorde
At Large

Karen White
At Large

We would like first reading on the proposed amendment for September 24, 2018, with second and third readings and public hearing scheduled for October 8, 2018.

Thank you for your consideration.

Tim Scott, Council President
1st District Council Member





City of South Bend Common Council

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A handwritten signature in cursive script that reads "Karen L. White".

Karen L. White, At Large Council Member

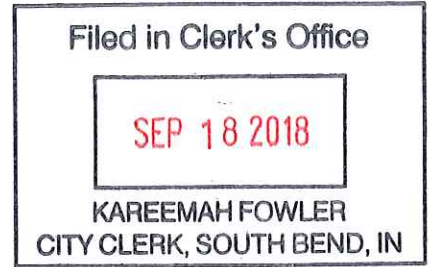
A handwritten signature in cursive script that reads "Sharon L. McBride".

Sharon L. McBride, 3rd District Council Member

Jake Teshka, 5th District Council Member

BILL NO. 52-18

ORDINANCE NO. _____



**AN ORDINANCE OF THE COMMON COUNCIL OF SOUTH BEND, INDIANA,
ADDING ARTICLE 15, SECTIONS 14.157 TO AND INCLUDING 14.159 OF CHAPTER
14, OF THE SOUTH BEND MUNICIPAL CODE REGULATING THE USE AND
OPERATION OF UNMANNED AIRCRAFT SYSTEMS**

STATEMENT OF PURPOSE AND INTENT

Congress has vested the Federal Aviation Administration with authority to regulate the areas of airspace use, management and efficiency, air traffic control, safety, navigational facilities, and aircraft noise at its source. Pursuant to this authority, the Federal Aviation Administration has promulgated rules for small, unmanned aircraft systems conducting non-recreational or non-hobby operations, which define permissible hours of flight, line-of-sight observation, altitude, operator certification, optional use of visual observers, aircraft registration and marking, and operational limits. To the extent that the Federal Aviation Administration has enacted these rules, it has preempted any similar State or Local regulation. Laws traditionally related to State and Local police power, including land use, zoning, privacy, trespass, and law enforcement operations, are generally not subject to Federal regulation. The intent of this ordinance is to establish responsible and safe use and operation of unmanned aircraft systems pursuant to the local police power of the City of South Bend.

**NOW, THEREFORE, BE IT ORDAINED BY THE COMMON COUNCIL OF
THE CITY OF SOUTH BEND, INDIANA, as follows:**

Section I. Chapter 14 is hereby amended to include Section 14.157 to 14.159 to read as follows:

Section 14.157: Definitions

- a) "Unmanned aircraft systems" (UAS) means an aircraft of any weight operated without the possibility of direct human intervention from within or on the aircraft.

This definition includes any unmanned aerial devices commonly referred to as drones, remote controlled aircrafts, and mono-aircraft.

- b) “Drone” means any powered, aerial vehicle, that is either fixed wing or rotor-operated, that does not carry a human being, which uses aerodynamic forces to provide the vehicle with lift, that can fly autonomously or being piloted remotely, and that can be expendable or recoverable.
- c) “Image” means a record of thermal, infrared, ultraviolet, visible light, or other electromagnetic waves; sounds waves; odors; or other physical phenomena which captures conditions existing on or about real property or an individual located on that property.
- d) “Imaging device” means a mechanical, digital, or electric viewing device; still camera; camcorder; motion picture camera; or any other instrument, equipment, or format capable of recording, storing, or transmitting an image.
- e) “Special event” means any event held in a public space, open space, plaza, street, park, stadium, or any open-air facility or closed-air facility that is open to the public, ticketed and/or non-ticketed audience, and is an event intended to attract people. A special event includes, but is not limited to, a sporting event, concert, festival, or demonstration.
- f) “Surveillance” means:
 - a. With respect to an owner, tenant, occupant, invitee, or licensee of privately owned real property, the observation of such person with sufficient visual clarity to be able to obtain information about their identity, habits, conduct, movements, or whereabouts; or,
 - b. With respect to privately owned real property, the observation of such property’s physical improvements with sufficient visual clarity to be able to determine unique identifying features or its occupancy by one or more persons.

Section 14.158—Prohibited Uses

- a) No person shall use an UAS equipped with an imaging device to record an image of privately owned real property or the owner, tenant, occupant, invitee, or licensee of such property with the intent to conduct surveillance of the individual property

captured in the image in violation of such person's reasonable expectation of privacy without his or her written consent. For purposes of this section, a person is presumed to have a reasonable expectation of privacy on his or her privately owned real property if he or she is not observable by persons located at ground level in a place where they have a legal right to be, regardless of whether he or she is observable from the air with the use of an UAS.

- b) No person shall operate an UAS over any person or groups of persons not directly participating in the operation, not under a covered structure, and not inside a covered stationary vehicle.
- c) No person shall operate an UAS with the intent to photograph or videotape any resident in their home or on their property without prior written consent of that person or persons.
- d) No person shall operate an UAS over any open-air assembly unit, school, school yard, hospital, swimming pool, place of worship, or law enforcement building, without the property owner's consent, and subject to any restrictions that the property owner may place on such operation.
- e) No person shall operate an UAS that is equipped with a firearm or any other weapon.
- f) No person shall operate an UAS with the intent to use such UAS, or anything attached to it, to cause harm to persons or property.
- g) No person shall operate an UAS with 0.08% or more BAC in that person's blood or while under the influence of alcohol, any drug, any intoxicant, or any combination thereof which renders that person incapable of safely operating such UAS.
- h) No person shall operate an UAS in a reckless or careless manner.
- i) No person shall operate an UAS with the intent to hunt or fish by means of killing, injuring, trapping, herding, gathering or catching animals or fish.
- j) No person shall operate an UAS with the intent to interfere with or harass a person who is hunting or fishing.
- k) No person shall operate an UAS that is equipped with hazardous materials.

Exemptions

- a) Notwithstanding the prohibitions set forth in this section, nothing in this section shall be construed to prohibit, limit, or otherwise restrict any person who is authorized by

the Federal Aviation Administration to operate small unmanned aircrafts in any city airspace, pursuant to Sections 331, 336 of the FAA Modernization and Reform Act of 2012 or certificate of waiver, certificate of authorization, or airworthiness certificate under §44704 of Title 49 of the United States Code, or other Federal Aviation Administration grant of authority for a specific flight operation or operations from conducting such operations in accordance with the authority granted by the Federal Aviation Administration.

- b) This section shall not prohibit the use of an UAS by any law enforcement or fire rescue agency for lawful purposes and operated in a lawful manner.
- c) The prohibitions contained in this section shall not apply to any UAS operated by or on behalf of the City of South Bend for purposes of monitoring or documenting a Special Event.

Section 14.159—Penalties

- a) Anyone violating any of the provisions of this Article may be subject to the following penalties:
 - 1) *Warning notice*: Issuance of a warning notice to a first-time violator stating that he or she is in violation and that failure to comply may result in impoundment of his or her UAS and a citation being issued for the violation.
 - 2) *Citations*. For a second or subsequent violation of this Article, a citation shall be issued to the violator imposing a fine of up to and including two hundred fifty dollars (\$250.00), as well as the UAS being impounded.
 - 3) The City shall maintain records of all UAS impounded by date, time, name and address of violator, the Code section violated, and a brief description of the item impounded. All such items impounded shall be tagged for proper identification purposes.
 - 4) The impounded UAS shall be given to the violator upon request and receipt of payment for all outstanding citations issued.
 - 5) Each subsequent violation shall be considered a separate offense for which a citation may be issued.

SECTION II. This Ordinance shall take effect upon passage by this Common Council, approval by the Mayor, and any publication required by law.

PASSED AND ADOPTED by the Common Council of the City of South Bend, Indiana this _____ day of _____, 2018.

Tim Scott, Council President
South Bend Common Council

Attest:

Kareemah N. Fowler, City Clerk
Office of the City Clerk

Presented by me, the undersigned Clerk of the City of South Bend, to the Mayor of the City of South Bend, Indiana on the _____ day of _____, 2018, at _____ o'clock ____ . m.

Kareemah N. Fowler, City Clerk
Office of the City Clerk

Approved and signed by me on the _____ day of _____, 2018, at ____ o'clock ____ .m.

Pete Buttigieg, Mayor
City of South Bend, Indiana



AREA PLAN COMMISSION OF ST. JOSEPH COUNTY, IN

LAWRENCE P. MAGLIOZZI
EXECUTIVE DIRECTOR

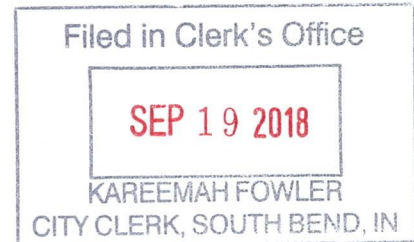
Angela M. Smith
Deputy Director

227 W. JEFFERSON BLVD., ROOM 1140 COUNTY-CITY BUILDING, SOUTH BEND, INDIANA 46601 (574) 235-9571

September 18, 2018

Honorable Common Council
4th Floor, County-City Building
South Bend, IN 46601

RE: 121 E. Tutt Street
APC# 2879-18



Dear Council Members:

Enclosed is an Ordinance for the proposed Zoning Ordinance Amendment. Please include the attached Ordinance on the Council agenda for first reading at your September 24th, 2018 Council meeting, and set it for public hearing at your October 22nd, 2018 Council meeting. The petition is tentatively scheduled for public hearing at the October 16th, 2018 Area Plan Commission meeting. The recommendation of the Area Plan Commission will be forwarded to your office by noon on the day following the public hearing.

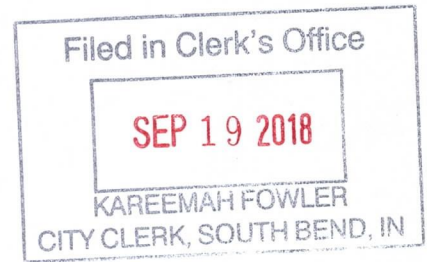
If you have any questions, please feel free to contact our office.

Sincerely,

A handwritten signature in black ink, appearing to be "Jordan Wyatt".

Jordan Wyatt
Planner

CC: Bob Palmer



BILL NO. 53-18

ORDINANCE NO. _____

AN ORDINANCE AMENDING THE ZONING ORDINANCE AND SEEKING A SPECIAL EXCEPTION USE FOR PROPERTY LOCATED AT 121 EAST TUTT STREET, COUNCILMANIC DISTRICT NO. 2 IN THE CITY OF SOUTH BEND, INDIANA

STATEMENT OF PURPOSE AND INTENT

Petitioners desire to rezone the property from LI to MU for a group residence.

NOW THEREFORE BE IT ORDAINED by the Common Council of the City of South Bend, Indiana as follows:

SECTION I. Ordinance No. 9495-04, is amended, which ordinance is commonly known as the Zoning Ordinance of the City of South Bend, Indiana, be and the same hereby is amended in order that the zoning classification of the following described real estate in the City of South Bend, St. Joseph County, State of Indiana:

A parcel of land in the East $\frac{1}{2}$ of the Southwest $\frac{1}{4}$ of Section 12, Township 37 North, Range 2 East and more particularly described as follows:

Beginning at the intersection of the East right of way line of the first North/South alley West of Michigan Street and the North right of way line of Tutt Street; thence West along said right of way line of Tutt Street to the Southwest corner of Lot 1, in the Replat of Indiana Lumber & Manufacturing Company's Tutt Street Subdivision; thence North along said West line of Lot 1 to the Northwest corner of Lot 1; thence East along the North line of Lot 1 of said Tutt Street Subdivision to the Northwest corner of Lot 2; thence South along the West line of said Lot 2 to the North right of way line of Tutt Street; thence East along said North line to the Southeast corner of Lot 3 of said subdivision; thence North along the East line of Lot 3 to the Northeast corner of Lot 3; thence East along the North lot line of Lot 4, 5 and 6 of said subdivision to the Northeast corner of Lot 6; thence South along said East line of Lot 6 to the North right of way line of Tutt Street; thence East along said North right of way line to the Southeast corner of Lot 7 of said subdivision; thence north along said East line of Lot 7 and the East line extended North to the South right of way line of the Norfolk & Southern (Penn Central) railroad right of way; thence Northeast along said South right of way line 80 feet, more or less, to a point; thence South parallel with the East line of said Lot 7 and Lot 7 extended, a distance of 215 feet, more or less, to the Southeast corner of a parcel with tax key number 018-3022-0849.01; thence West along the South property line of said parcel 220 feet, more or less to the East right of way line of

said first North/South alley West of Michigan Street; thence South along the East right of way line to the North right of way line of Tutt Street and the place of beginning.

be and the same is hereby established as MU Mixed Use District.

SECTION II. That a Special Exception Use for a *Group Residence* in a *MU Mixed Use District* is hereby granted subject to a site development plan hereby attached and made a part of this Ordinance and which site plan contains and lists all conditions, if any, of approval.

SECTION III. This ordinance is and shall be subject to commitments as provided by Chapter 21-09.02(d) Commitments, if applicable.

SECTION IV. This ordinance shall be in full force and effect from and after its passage by the Common Council, approval by the Mayor, and legal publication, and full execution of any conditions or Commitments placed upon the approval.

Tim Scott, Council President
South Bend Common Council

Attest:

Kareemah N. Fowler, City Clerk
Office of the City Clerk

Presented by me, the undersigned Clerk of the City of South Bend, to the Mayor of the City of South Bend, Indiana on the _____ day of _____, 2018, at _____ o'clock ____ . m.

Kareemah N. Fowler, City Clerk
Office of the City Clerk

Approved and signed by me on the _____ day of _____, 2018, at ____ o'clock ____ .m.

Pete Buttigieg, Mayor
City of South Bend, Indiana

PETITION FOR ZONE MAP AMENDMENT
City of South Bend, Indiana

I (we) the undersigned make application to the City of South Bend Common Council to amend the zoning ordinance as herein requested.

1) The property sought to be rezoned is located at:

*121 E. Tutt Street
South Bend, Indiana 46601*

2) The property Tax Key Number(s) is/are: *018-3022-0849; 018-3023-0853; 018-3023-0854*

3) Legal Descriptions: *Enter full legal description*

4) Total Site Area: *2.44*

5) Name and address of property owner(s) of the petition site:

*Mathews 121 Tutt LLC
PO Box 338
Notre Dame, Indiana 46556*

*574-607-8008
info@mathewslc.com*

Name and address of additional property owners, if applicable:

6) Name and address of contingent purchaser(s), if applicable:

*Name
Address
City, State Zip Code
Phone number with Area Code
E-Mail Address*

Name and address of additional property owners, if applicable:

7) It is desired and requested that this property be rezoned:

From: *LI Light Industrial District* Additional zoning district, if applicable

To: *MU Mixed Use District*

8) This rezoning is requested to allow the following use(s): *A group residence weather amnesty site for programs and services to serve the City's homeless population during the coldest time of the year.*

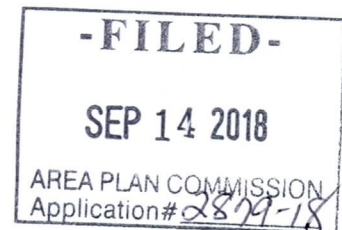
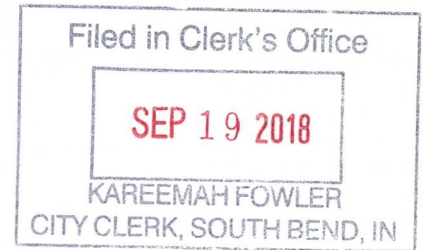
IF VARIANCE(S) ARE BEING REQUESTED (if not, please skip to next section):

1) *List each variance being requested. Contact Commission Staff if you need assistance with wording.*

2) A statement on how each of the following standards for the granting of variances is met:

(a) The approval will not be injurious to the public health, safety, morals and general welfare of the community: *Please explain how your variance petition addresses this criteria*

(b) The use and value of the area adjacent to the property included in the variance will not be affected in a substantially adverse manner; and: *Please explain how your variance petition addresses this criteria*



- (c) The strict application of the terms of this Ordinance would result in practical difficulties in the use of the property: *Please explain how your variance petition addresses this criteria*

IF A SPECIAL EXCEPTION USE IS BEING REQUESTED, (if not, please skip to next section):

- 1) The Special Exception Use(s) being requested: *To allow a Group Residence*
- 2) A statement on how each of the following standards for the granting of a Special Exception Use is met:
 - (a) The proposed use will not be injurious to the public health, safety, comfort, community moral standards, convenience or general welfare: *The intent of the temporary use is to address public health, safety and geenral welfare by providing a safe and warm environment for the most vulnerable members of our community's population. The offering of shelter encourages less non-sheltered activity.*
 - (b) The proposed use will not injure or adversely affect the use of the adjacent area or property values therein: *The temporary use provides a controlled shelter environment as an alternative to the homeless being on the streets near or at adjacent property.*
 - (c) The proposed use will be consistent with the character of the district in which it is located and the land uses authorized therein; and: *This location is across the street from other homeless service locations and away from the main traffic corridors.*
 - (d) The proposed use is compatible with the recommendations of the Comprehensive Plan. *Policy HI.5 Support existing transitional housiing providers and shelters that offer a continuum of care to move people towards self-sufficient.*

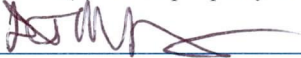
* In the case of a Special Exception Use, the petitioner shall be held to the representations made on the Preliminary Site Plan included with this petition.

CONTACT PERSON:

*David Vanderveen, Executive Director
HOPE Ministries
432 S. Lafayette Street
South Bend, Indiana 46601 574-235-4150
DVanderveen@hopesb.org*

BY SIGNING THIS PETITION, THE PETITIONERS/PROPERTY OWNERS OF THE ABOVE-DESCRIBED REAL ESTATE AUTHORIZE THAT THE CONTACT PERSON LISTED ABOVE MAY REPRESENT THIS PETITION BEFORE THE AREA PLAN COMMISSION AND COMMON COUNCIL AND TO ANSWER ANY AND ALL QUESTIONS THEREON.

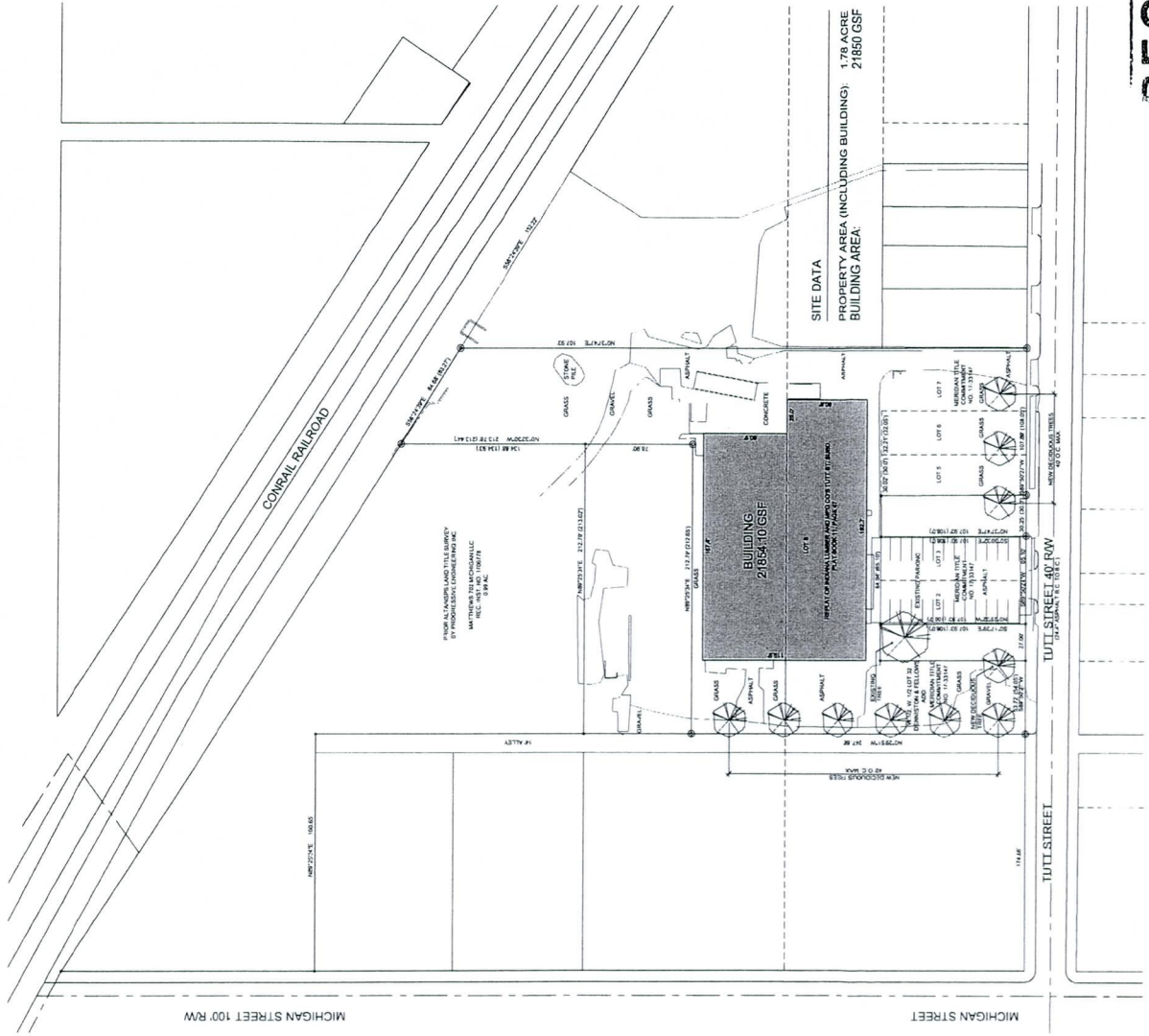
Signature(s) of all property owner(s), or signature of Attorney for all property owner(s):





-FILED-
 SEP 14 2018
 AREA PLAN COMMISSION
 Application # *879-18*

RECEIVED
 SEP 17 2018
 AREA PLAN COMMISSION



Filed in Clerk's Office
SEP 19 2018
 KAREEMAH FOWLER
 CITY CLERK, SOUTH BEND, IN

HOPE MINISTRIES SOUTH BEND, IN 46634

Payee City of South Bend
Vendor ID CITY

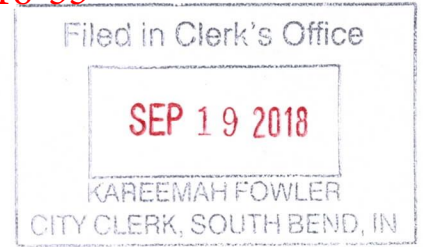
Account #:

054988
54988
9/18/2018

Receipt No. 10513

Invoice	Description	Discount	Amount
091718SB-1	clerk filing for Weather Amnesty	\$0.00	\$100.00
Total :			\$100.00

Filed in Clerk's Office
SEP 19 2018
 KAREEMAH FOWLER
 CITY CLERK, SOUTH BEND, IN



BILL NO. 18-55
RESOLUTION NO. _____

**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
 1715 S. DALE AND 1717 S. DALE**

WHEREAS, Indiana Code Section 36-7-4-918.6, requires the Common Council to give notice pursuant to Indiana Code Section 5-14-1.5-5, of its intention to consider Petitions from the Board of Zoning Appeals for approval or disapproval; and

WHEREAS, the Common Council must take action within sixty (60) days after the Board of Zoning Appeals makes its recommendation to the Council; and

WHEREAS, the Common Council is required to make a determination in writing on such requests pursuant to Indiana Code Section 36-7-4-918.4; and

WHEREAS, the Area Board of Zoning Appeals has made a recommendation, pursuant to applicable state law.

NOW, THEREFORE, BE IT RESOLVED BY THE COMMON COUNCIL OF THE CITY OF SOUTH BEND, INDIANA as follows:

SECTION I. The Common Council has provided notice of the hearing on the Petition from the Area Board of Zoning Appeals pursuant to Indiana Code Section 5-14-1.5-5, requesting that a Special Exception be granted for property located at:

1715 S. DALE AND 1717 S. DALE

In order to permit a TWO FAMILY DWELLING

SECTION II. Following a presentation by the Petitioner, and after proper public hearing, the Common Council hereby approves the petition of the Area Board of Zoning Appeals, a copy of which is on file in the Office of the City Clerk.

SECTION III. The Common Council of the City of South Bend, Indiana, hereby finds that:

1. The proposed use will not be injurious to the public health, safety, comfort, community moral standards, convenience or general welfare;
2. The proposed use will not injure or adversely affect the use of the adjacent area of property values therein;
3. The proposed use will be consistent with the character of the district in which it is located and the land uses authorized therein;
4. The proposed use is compatible with the recommendations of the City of South Bend Comprehensive plan;

SECTION IV. Approval is subject to the Petitioner complying with the reasonable conditions established by the Area Board of Zoning Appeals which are on file in the office of the City Clerk.

SECTION V. The Resolution shall be in full force and effect from and after its adoption by the Common Council and approval by the Mayor.

Tim Scott, Council President
South Bend Common Council

CITY OF SOUTH BEND
PETITION FOR VARIANCE and/or SPECIAL EXCEPTION USE

PROPERTY INFORMATION:

The property Tax Key Number(s) is/are: 018-7054-2044 and 018-7054-2045

The property address:

1715 S Dale Ave, South Bend IN 46613

1717 S Dale Ave, South Bend IN 46613

FD
SEP 13 2018

If the application only includes a portion of the property listed above, provide the Legal Description for the petition area and the total site area:

*1715 S Dale - 33 Ft N End Lot 89 90 Oak Park 2nd Add

*1717 S Dale - 38 Ft Mid Pt Lots 89-90 Oak Park 2nd Add

VARIANCE INFORMATION:

List each variance being requested. The variance request must specifically list the requirement and the desired request (e.g. From the required [enter requirement] to [enter request going to]) Additional examples can be found on our website. Please contact the Staff if you need assistance.

1) Insert list of variances.

*From the Minimum Lot Area for Two Family Dwellings of 6000' square feet to 5540' square feet.

*From the required 25' Minimum Front Yard and Building Setback to 15'

2) A statement on how each of the following standards for the granting of variances is met:

- (a) The approval will not be injurious to the public health, safety, morals and general welfare of the community: *Yes, The approval will not be injurious to the public health, safety, morals and general welfare. We have 80 ft to work with. A rear yard variance would allow a full size vehicle to park in the driveway.*
- (b) The use and value of the area adjacent to the property included in the variance will not be affected in a substantially adverse manner; and: *Yes. The use and value of the area adjacent to the property included in the variance will not be affected in a substantially adverse manner. The smaller Rear Yard will be made up by a normal sized front yard. A fense in the back yard could help*
- (c) The strict application of the terms of this Ordinance would result in practical difficulties in the use of the property: *Yes. The strict application of the terms of this Ordinance would mean a smaller house. A slightly smaller yard would ensure comfort and space inside the house.*

SPECIAL EXCEPTION USE INFORMATION (if the petition does not include a Special Exception Use, please skip to next section):

1) The Special Exception Use(s) being requested : *Construct duplex townhouse on two adjacent lots. 1715 S Dale Ave & 1717 S Dale Ave*

2) A statement on how each of the following standards for the granting of a Special Exception Use is met:

- (a) The proposed use will not be injurious to the public health, safety, comfort, community moral standards, convenience or general welfare: *The proposed use will provide new and safe housing for two families*
- (c) The proposed use will not injure or adversely affect the use of the adjacent area or property values therein: *The proposed use will help improve the values in the area. The proposed use will also help fill the empty lot's in the south side.*

(c) The proposed *use* will be consistent with the character of the *district* in which it is located and the land uses authorized therein; and: *The proposed use will be new and bold but consistent with the character of the district. The proposed use will also compliment the surrounding houses, schools, churches and businesses.*

(d) The proposed use is compatible with the recommendations of the City of South Bend Comprehensive Plan. *Yes. "The study by Zimmerman/Volk Associates, a housing consulting firm, says the south, northwest and west sides of South Bend can absorb a total of 180 and 230 new "missing middle" housing units annually. The city has plenty of space for smaller housing projects in areas where builders haven't always looked, the study says. The apartments recommended by the study would range in rent prices of \$450 to \$900 per month, and condominium purchase prices could land between \$70,000 and \$165,000. Volk believes that South Bend's patchwork of vacant lots, many bordered by existing homes, is prime territory for smaller developers to build on, in addition to renovating vacant or dilapidated homes."*

* In the case of a Special Exception Use, the petitioner shall be held to the representations made on the Preliminary Site Plan included with this petition.

- FILED -
JUL 12 2018

- FILED -
SEP 13 2018

PETITIONER INFORMATION:

Name and address of property owner(s) of the petition site:

*2010 Investment Group LLC C/O David Njoroge
3131 Springbrook Dr
South Bend, IN
574.210.9633
dnjoroge55@yahoo.com*

Name and address of additional property owners, if applicable:

Name and address of petitioner(s), if different than the petitioner):

*Name
Address
City, State Zip Code
Phone number with Area Code
E-Mail Address*

Name and address of additional property owners, if applicable:

CONTACT PERSON:

*David Njoroge - 2010 Investment Group LLC
3131 Springbrook Drive
South Bend, IN 46614
574.210.9633
dnjoroge55@yahoo.com*

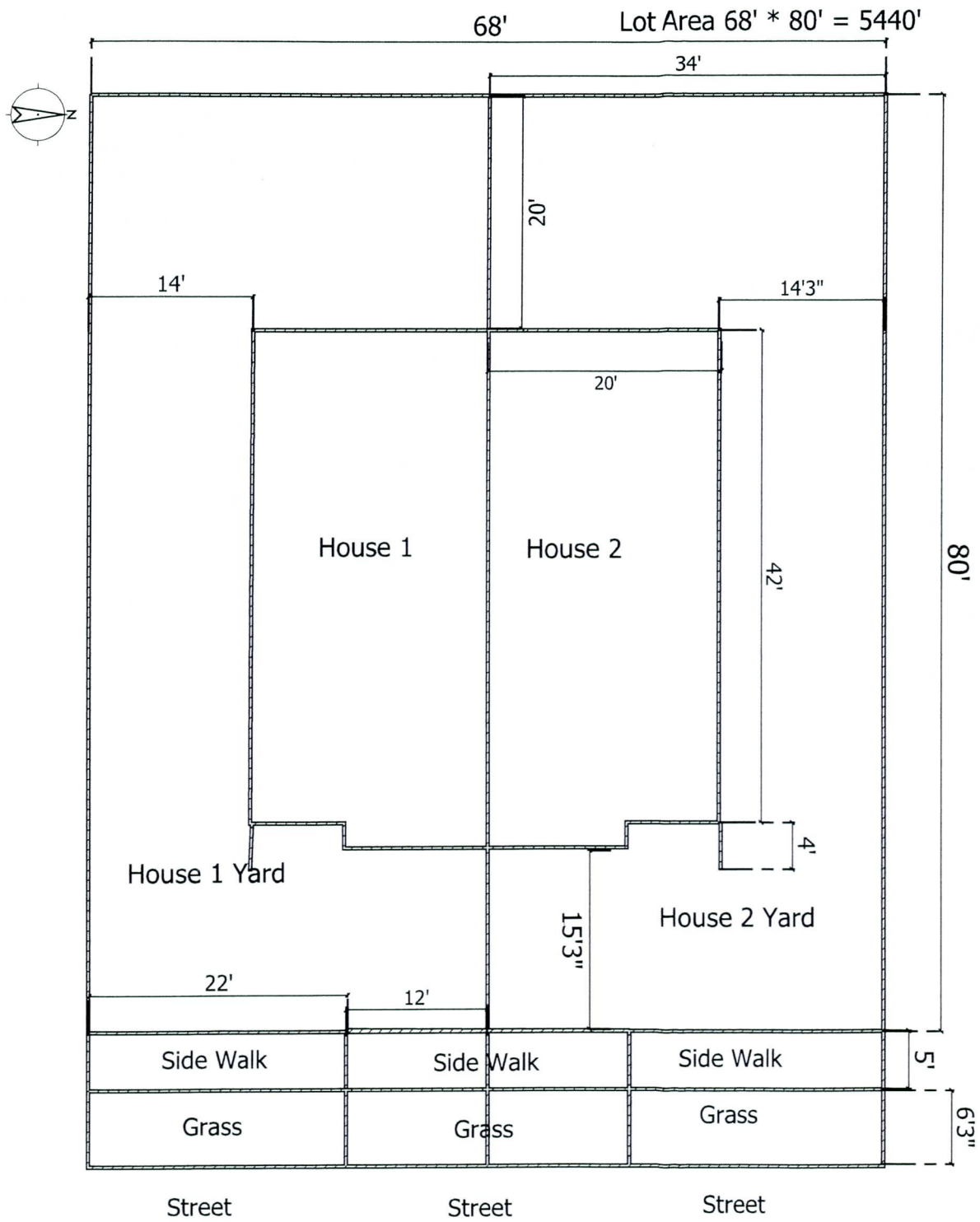
BY SIGNING THIS PETITION, THE PETITIONERS/PROPERTY OWNERS OF THE ABOVE-DESCRIBED REAL ESTATE AUTHORIZE THAT THE CONTACT PERSON LISTED ABOVE MAY REPRESENT THIS PETITION BEFORE THE AREA BOARD OF ZONING APPEALS AND COUNTY COUNCIL AND TO ANSWER ANY AND ALL QUESTIONS RELATED TO THIS PETITION.

Signature(s) of all property owner(s):

D. Njoroge 2010 INVESTMENT GROUP LLC E-DAVID NJOROG E

- FILED -
JUL 12 2018

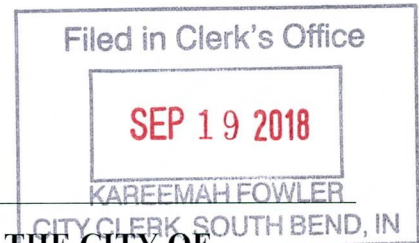
- FILED -
SEP 13 2018



FILED-
 SEP 13 2018

BILL NO. 18-56

RESOLUTION NO. _____



**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
340 E COLFAX AVE**

WHEREAS, Indiana Code Section 36-7-4-918.6, requires the Common Council to give notice pursuant to Indiana Code Section 5-14-1.5-5, of its intention to consider Petitions from the Board of Zoning Appeals for approval or disapproval; and

WHEREAS, the Common Council must take action within sixty (60) days after the Board of Zoning Appeals makes its recommendation to the Council; and

WHEREAS, the Common Council is required to make a determination in writing on such requests pursuant to Indiana Code Section 36-7-4-918.4; and

WHEREAS, the Area Board of Zoning Appeals has made a recommendation, pursuant to applicable state law.

NOW, THEREFORE, BE IT RESOLVED BY THE COMMON COUNCIL OF THE CITY OF SOUTH BEND, INDIANA as follows:

SECTION I. The Common Council has provided notice of the hearing on the Petition from the Area Board of Zoning Appeals pursuant to Indiana Code Section 5-14-1.5-5, requesting that a Special Exception be granted for property located at:

1715 S. DALE AND 1717 S. DALE

In order to permit a HYDRO-DAM ELECTRIC UTILITY FACILITY

SECTION II. Following a presentation by the Petitioner, and after proper public hearing, the Common Council hereby approves the petition of the Area Board of Zoning Appeals, a copy of which is on file in the Office of the City Clerk.

SECTION III. The Common Council of the City of South Bend, Indiana, hereby finds that:

1. The proposed use will not be injurious to the public health, safety, comfort, community moral standards, convenience or general welfare;
2. The proposed use will not injure or adversely affect the use of the adjacent area of property values therein;
3. The proposed use will be consistent with the character of the district in which it is located and the land uses authorized therein;
4. The proposed use is compatible with the recommendations of the City of South Bend Comprehensive plan;

SECTION IV. Approval is subject to the Petitioner complying with the reasonable conditions established by the Area Board of Zoning Appeals which are on file in the office of the City Clerk.

SECTION V. The Resolution shall be in full force and effect from and after its adoption by the Common Council and approval by the Mayor.

Tim Scott, Council President
South Bend Common Council

CITY OF SOUTH BEND
PETITION FOR VARIANCE and/or SPECIAL EXCEPTION USE

-FILED-

SEP 14 2018

PROPERTY INFORMATION:

The property Tax Key Number(s) is/are: *018-5001-000203, 018-5001-001301, 018-5001-000501, 018-5001-0013, 018-5001-0005*

The property address:

*Address: 340 East Colfax Avenue,
South Bend, Indiana 46601*

If the application only includes a portion of the property listed above, provide the Legal Description for the petition area and the total site area: *That part of the Northwest Quarter of Section 12, Township 37 North, Range 2 East, City of South Bend, Portage Township, St. Joseph County, Indiana which is described as: Lot # 1 of the proposed Plat of "Seitz Park Minor Subdivision. Containing 1.75 Acres more or less. Subject to all legal highways, easements and restrictions of record.*

VARIANCE INFORMATION:

List each variance being requested. The variance request must specifically list the requirement and the desired request (e.g. From the required [enter requirement] to [enter request going to]) Additional examples can be found on our website. Please contact the Staff if you need assistance.

1) *Insert list of variances:*

For Parcel "A":

- 1). From the required 5 ft. minimum Side-yard setback along the North property to 2 ft.;*
- 2). From the minimum Front Façade Height - in elevation view from the street frontage, twenty-two (22) feet to a minimum of ten (10) feet for both shown buildings;*

2) A statement on how each of the following standards for the granting of variances is met:

- (a) The approval will not be injurious to the public health, safety, morals and general welfare of the community: *The Petitioners desire to make major improvements to the property presently known as Seitz Park. The property is located between the St. Joseph River on the West and South, with the East Race Waterway on the East, new Commercial/Residential development on the North and the Stephenson Mills Apartment building located to the Northeast of the petition site. Also proposed on this property is a unique use being proposed by the University of Notre Dame which is a private hydro-dam electric utility facility. This facility will be under the proposed park improvements. The University will have a long-term lease agreement to operate the facility on the Park's Department property. The two building structures shown on the site, will be used by the proposed uses. The building along the North property line is for use of equipment related to the proposed hydro-dam electric utility facility. The building shown at the Northeast corner of the site will be a new restroom facility for the park. Representatives for the owner and the University met with the Plan Commission staff to discuss the project to determine the process required for its approval. Based on those discussions it was determined that a few Variances would be needed for the proposed buildings and a Special Exemption would be required for the proposed private hydro-dam electric utility facility.*
- (b) *The proposed variances are to cover the two buildings shown on the attached site plan. For the request for the Side-yard setback from the required 5 ft. the building is shown at 2 ft. This location for the building works for the proposed infrastructure for the underground water channels, funneling water from the river to the turbines generating power for the facility. This is part of an overall development for the park site as well as an adjacent parking lot shown to the North of the park site. This parking lot will serve the Stephenson Mill Apartment building. The plan shows that to the North of the proposed building will be a parking lot aisleway and curbing which will provide access to the parking spaces. As part of this overall development new lot lines will be created as shown. If required, a maintenance easement will be placed to assure that all sides of the proposed building can be maintained. The second variance is to allow for a height variance for the two proposed buildings from the minimum required 22 feet to 10 feet.*

This requirement is in the Ordinance, but was envisioned for buildings being placed along major public streets. This site has Gintz Avenue as the public street. The owners are presently in discussions to decide whether to vacate a portion of this public street which would have it end at the south line of of the lot containing the Stephenson Mills Apartment building. If that happens the requested variance would not be needed. But as of now this public street exists and the buildings proposed are visible from it. To be conservative it was decided to request the variance now. The requested Variances should not have a detrimental effect on the public's health, safety or welfare.

- (c) The use and value of the area adjacent to the property included in the variance will not be affected in a substantially adverse manner; and: *The proposed project will be used as a public park. The site presently is used as a park. Approval of the requested Variances for this project should not adversely affect any surrounding property.*
- (c) The strict application of the terms of this Ordinance would result in practical difficulties in the use of the property: *In this case, the Petitioners would note that they have attempted to mitigate the proposed variance for the side-yard building setback. They believe their solution does meet the intent of the City's Ordinances. For the height of the façade visible from the public street, the Petitioners believe they have explained the uniqueness of the site and the placement of the buildings. They have also noted that at a point in the future a portion of the public street may be vacated which would make the one variance unnecessary. This small side street is used minimally by the public. The Petitioners do not believe approval of any requested Variance in this Petition will have a negative impact on any surrounding property or be detrimental to the existing neighborhood.*

SPECIAL EXCEPTION USE INFORMATION (if the petition does not include a Special Exception Use, please skip to next section):

- 1) The Special Exception Use(s) being requested : *Private Hydro-dam Electric Utility Facility.*
- 2) A statement on how each of the following standards for the granting of a Special Exception Use is met:
 - (a) The proposed *use* will not be injurious to the public health, safety, comfort, community moral standards, convenience or general welfare: *The placement of the proposed facility will be beneath the proposed improvements for Seitz Park as shown on the attached site plan. This proposed facility is intended to supply additional electric power to the University of Notre Dame Campus as a sustainable supply of clean power. The placement of the facility should have no detrimental effect on the public, community or surrounding properties.*
 - (b) The proposed *use* will not injure or adversely affect the *use* of the adjacent area or property values therein: *As mentioned above, the proposed facility will be placed under the proposed park improvements. This use is compatible with its location to the St. Joseph River. Its placement should not have an adverse affect on the proposed park improvements, or the adjacent mixed uses of commercial facilities, and residential uses or the East Race Waterway.*
 - (c) The proposed *use* will be consistent with the character of the *district* in which it is located and the land uses authorized therein; and: *The proposed private hydro-dam electric facility is consistent within the district as the site is located along the St. Joseph River. This is needed to supply the proposed use with the resource to run the facility. This type of use is typically located along a waterway and specially where there already is an existing dam structure.*
 - (d) The proposed use is compatible with the recommendations of the City of South Bend Comprehensive Plan. *The proposed use is not specifically noted in the City's Comprehensive Plan, but due to the type of use, its location would most likely be considered appropriate for the City Plan. This use is consistent with the historical use of this section of the St. Joseph River to supply energy to the nearby entities.*

* In the case of a Special Exception Use, the petitioner shall be held to the representations made on the Preliminary Site Plan included with this petition.

SEP 14 2018

PETITIONER INFORMATION:

Name and address of property owner(s) of the petition site:

<i>City of South Bend Park Department</i>	<i>Board of Park Commissioners of South Bend</i>
<i>321 East Walter Street</i>	<i>321 East Walter Street</i>
<i>South Bend, Indiana 46614</i>	<i>South Bend, Indiana 46614</i>
<i>574-299-4765</i>	<i>574-299-4765</i>
<i>E-Mail Address: N/A</i>	<i>E-Mail Address: N/A</i>

*Department of Redevelopment
 Suite 1400 South - County-City Building
 227 West Jefferson Boulevard
 South Bend, Indiana 46601
 574-235-5836
 E-Mail Address: N/A*

Name and address of additional property owners, if applicable:

Name and address of petitioner(s), if different than the petitioner):

*Name: N/A
 Address
 City, State Zip Code
 Phone number with Area Code
 E-Mail Address*

Name and address of additional property owners, if applicable:

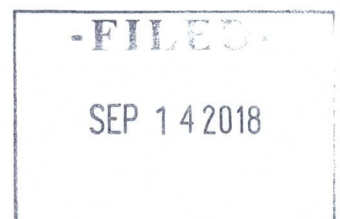
CONTACT PERSON:

*Michael Danch - Danch, Harner & Associates, Inc.
 1643 Commerce Drive
 South Bend, Indiana 46628
 574-234-4003.
 mdanch@danchharner.com*

BY SIGNING THIS PETITION, THE PETITIONERS/PROPERTY OWNERS OF THE ABOVE-DESCRIBED REAL ESTATE AUTHORIZE THAT THE CONTACT PERSON LISTED ABOVE MAY REPRESENT THIS PETITION BEFORE THE AREA BOARD OF ZONING APPEALS AND COUNTY COUNCIL AND TO ANSWER ANY AND ALL QUESTIONS RELATED TO THIS PETITION.

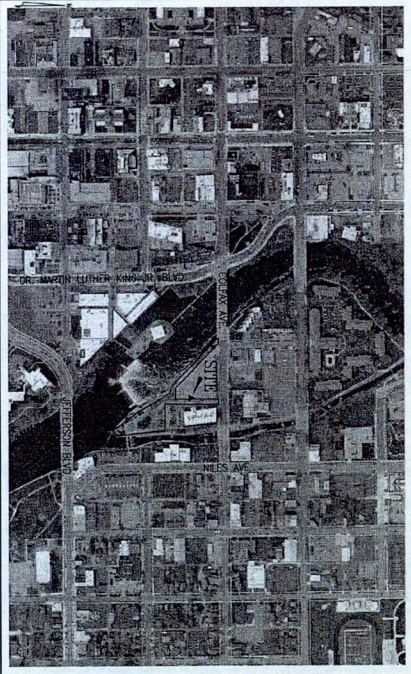
Signature(s) of all property owner(s):

David Helm, Authorized Representative, Dept of Redevelopment



LEGAL DESCRIPTION:
 A PARCEL LOCATED IN THE NORTHWEST QUARTER OF SECTION 12, TOWNSHIP 37 NORTH, RANGE 2 EAST, SOUTH BEND, PORTAGE TOWNSHIP, ST. JOSEPH COUNTY, INDIANA, WHICH IS DESCRIBED AS LOT #1 OF THE PROPOSED PART OF "SEITZ PARK MINOR SUBDIVISION", CONTAINING 1.75 ACRES MORE OR LESS, SUBJECT TO ALL LEGAL RIGHT-OF-WAYS, EASEMENTS, AND RESTRICTIONS OF RECORD.

BZA SITE PLAN
 PART OF THE NORTHWEST QUARTER OF SECTION 12, TOWNSHIP 37 NORTH, RANGE 2 EAST, CITY OF SOUTH BEND, PORTAGE TOWNSHIP, ST. JOSEPH COUNTY, INDIANA.



VAUITY MAP

- PROPOSED AVANCES FOR PARCEL, A.3**
- 1) FROM THE REQUIRED 5-FT. MINIMUM SIDE-YARD SETBACK ALONG THE NORTH PROPERTY TO 2-FT.
 - 2) FROM THE MINIMUM FRONT FACADE HEIGHT--IN ELEVATION VIEW FROM THE STREET FRONTAGE TWENTY-TWO (22) FEET TO A MINIMUM OF TEN (10) FEET FOR BOTH SHOWN BUILDINGS.
- SPECIAL EXCEPTION FOR PARCEL, A.3**
- 1) PRIVATE HYDRO-DAM ELECTRIC UTILITY FACILITY

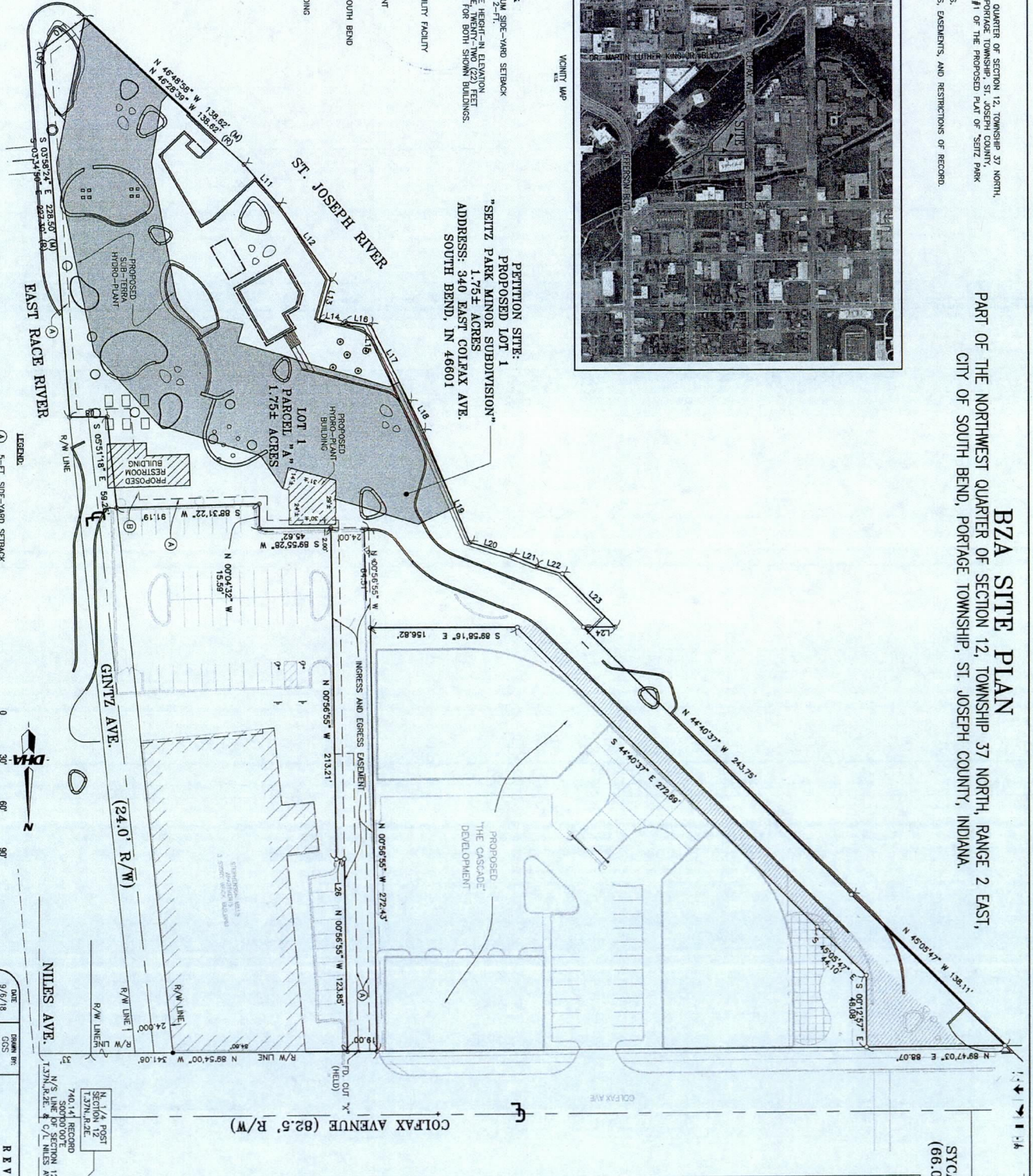
PROPERTY OWNERS:
 CITY OF SOUTH BEND PARK DEPARTMENT
 SOUTH BEND, INDIANA 46614
 574-289-4765

BOARD OF PARK COMMISSIONERS OF SOUTH BEND
 SOUTH BEND, INDIANA 46614
 574-289-4765

DEPARTMENT OF REDEVELOPMENT
 227 WEST JEFFERSON BLVD.
 SOUTH BEND, INDIANA 46601
 574-238-3828

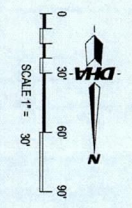
SURVEYOR/COMPAK:
 DANIEL HARNER, P.E., L.S., S.S., S.S.C.O.A.S.
 SOUTH BEND, INDIANA 46628
 574-234-4603

PETITION SITE:
 PROPOSED LOT 1
 "SEITZ PARK MINOR SUBDIVISION"
 1.75± ACRES
 ADDRESS: 340 EAST COLFAX AVE.
 SOUTH BEND, IN 46601



LINE	BEARINGS	DISTANCE
L1	S 89°52'41" E	51.45
L2	S 05°52'41" E	20.60
L3	N 84°07'19" E	50.01
L4	S 05°52'41" E	50.01
L5	N 84°07'19" E	7.80
L6	N 89°52'41" E	46.08
L7	N 00°12'57" W	24.00
L8	N 89°52'41" E	24.00
L9	N 00°12'57" W	8.84
L10	N 00°12'57" W	32.86
L11	N 44°27'49" W	34.03
L12	N 15°09'21" E	27.54
L13	N 84°44'42" E	58.82
L14	N 81°51'53" W	16.83
L15	S 01°58'59" E	11.97
L16	N 24°49'04" W	55.28
L17	N 24°49'04" W	21.00
L18	N 22°21'14" W	77.16
L19	N 72°50'34" W	28.15
L20	N 22°21'14" W	28.15
L21	N 44°39'03" W	11.61
L22	N 44°39'03" W	48.44
L23	S 89°52'41" E	20.55
L24	S 89°52'41" E	45.72
L25	S 89°52'41" E	5.00

LEGEND:
 (A) 5-FT. SIDE-YARD SETBACK
 (B) 15-FT. MAXIMUM FRONT-YARD SETBACK
 **PLAN INDICATES PROPOSED IMPROVEMENTS WITH APPROXIMATE LOCATIONS.



REVISIONS

DATE	BY	DESCRIPTION
9/6/18 <td>GH <td>ISSUED FOR PERMITS</td> </td>	GH <td>ISSUED FOR PERMITS</td>	ISSUED FOR PERMITS
1/27/18 <td>GH <td>ISSUED FOR PERMITS</td> </td>	GH <td>ISSUED FOR PERMITS</td>	ISSUED FOR PERMITS
1/27/18 <td>GH <td>ISSUED FOR PERMITS</td> </td>	GH <td>ISSUED FOR PERMITS</td>	ISSUED FOR PERMITS

Daniel Harnier & Associates, Inc.
 Land Surveyors • Professional Engineers
 Landscape Architects • Land Planners

Office: (317) 234-4603 • Fax: (317) 234-4118
 1643 Commerce Drive • South Bend, IN 46628

FILED -
 SEP 14 2018