



OFFICE OF THE CITY CLERK
KAREEMAH FOWLER, CITY CLERK

MEMORANDUM

TO: MEMBERS OF THE COMMON COUNCIL
FROM: KAREEMAH FOWLER, CITY CLERK
DATE: JUNE 6, 2019
SUBJECT: COMMITTEE MEETING NOTICE

The following Common Council Committee Meetings have been scheduled for **Monday, June 10, 2019:**

Council Informal Meeting Room
4th Floor County-City Building
227 W. Jefferson Blvd.
South Bend, IN 46601

- 3:30 P.M.** **HEALTH & PUBLIC SAFETY** **CHAIRPERSON, BRODEN**
1. [Bill No. 19-40](#)- Scrap Metal License Approval: 1st Choice Towing
 2. [Bill No. 19-41](#)- Resolution Approving Amendment to Resolution No. 4710-18 Regarding the 2017 Human Rights Interlocal Agreement Between the City and St. Joseph County
 3. [Bill No. 19-42](#)- Resolution Adopting the St. Joseph County Multi-hazard Mitigation Plan
 4. **Update:** Residential Safety Verification Program (RSVP) Ordinance
- 4:15 P.M.** **COMMUNITY INVESTMENT** **CHAIRPERSON, FERLIC**
1. [Bill No. 19-43](#)- A Resolution of the Common Council of South Bend, Indiana, Encouraging Continued and Increased Public Engagement Between the Public and the Redevelopment Commission
- 4:35 P.M.** **RESIDENTIAL NEIGHBORHOODS** **CHAIRPERSON, WHITE**
1. **Update:** NRC & Economic Engagement Collaboration
- 4:50 P.M.** **COMMUNITY RELATIONS** **CHAIRPERSON, PRESTON**
1. Proposal Discussion of Restorative Justice Initiative
- 5:10 P.M.** **ZONING & ANNEXATION** **CHAIRPERSON, DAVIS**
1. **Update:** Zoning Ordinance

Council President Tim Scott has called an **Informal Meeting** of the Council which will commence immediately after the adjournment of the Zoning and Annexation Committee Meeting.

- INFORMAL MEETING OF THE COMMON COUNCIL** **PRESIDENT, T. SCOTT**
1. Discussion of Council Agenda
 2. Update and Announcements
 3. Adjournment

INTEGRITY | SERVICE | ACCESSIBILITY

JENNIFER M. COFFMAN
CHIEF DEPUTY/DIRECTOR OF OPERATIONS

BIANCA L. TIRADO
DEPUTY/DIRECTOR OF POLICY

JOSEPH R. MOLNAR
ORDINANCE VIOLATION CLERK



cc: Mayor Pete Buttigieg
Committee Meeting List
Media

NOTICE FOR HEARING AND SIGHT IMPAIRED PERSONS
Auxiliary Aid or Other Services may be Available upon Request at No Charge.
Please give Reasonable Advance Request when Possible



SOUTH BEND COMMON COUNCIL

MEETING AGENDA

Monday, June 10, 2019

7:00 P.M.

1. **INVOCATION- REVEREND ARNIE KLAHR- NEW CREATION FELLOWSHIP**
2. **PLEDGE TO THE FLAG**
3. **ROLL CALL**
4. **REPORT FROM THE SUB-COMMITTEE ON MINUTES**
5. **SPECIAL BUSINESS**
BILL NO.

19-39 A RESOLUTION OF THE COMMON COUNCIL OF SOUTH BEND, INDIANA, HONORING THE LIFE OF A GREAT MAN, ROBERT L. MILLER, SR.
6. **REPORTS FROM CITY OFFICES**
7. **COMMITTEE OF THE WHOLE** TIME: _____
8. **BILLS ON THIRD READING** TIME: _____
9. **RESOLUTIONS**
BILL NO.

19-40 A RESOLUTION OF THE COMMON COUNCIL OF THE CITY OF SOUTH BEND, INDIANA APPROVING THE ISSUANCE OF SCRAP METAL/JUNK DEALERS/RECYCLING OPERATIONS LICENSES FOR CALENDAR YEAR 2019 PURSUANT TO SECTION 4-51 OF THE SOUTH BEND MUNICIPAL CODE

19-41 A RESOLUTION OF THE COMMON COUNCIL OF THE CITY OF SOUTH BEND, INDIANA, AMENDING RESOLUTION NO. 4710-18 TO INCLUDE A DOCUMENT EXTENDING AND AMENDING THE 2017 HUMAN RIGHTS INTERLOCAL AGREEMENT WITH THE COUNTY OF ST. JOSEPH

[19-42](#) A RESOLUTION OF THE COMMON COUNCIL OF THE CITY OF SOUTH BEND, INDIANA, ADOPTING THE ST. JOSEPH COUNTY MULTI-HAZARD MITIGATION PLAN

[19-43](#) A RESOLUTION OF THE COMMON COUNCIL OF SOUTH BEND, INDIANA, ENCOURAGING CONTINUED AND INCREASED PUBLIC ENGAGEMENT BETWEEN THE PUBLIC AND THE REDEVELOPMENT COMMISSION

10. **BILLS ON FIRST READING**

BILL NO.

[16-19](#) FIRST READING ON AN ORDINANCE OF THE COMMON COUNCIL OF THE CITY OF SOUTH BEND, INDIANA, FOR BUDGET TRANSFERS FOR VARIOUS DEPARTMENTS WITHIN THE CITY OF SOUTH BEND, INDIANA FOR THE YEAR 2019

[17-19](#) FIRST READING ON AN ORDINANCE OF THE COMMON COUNCIL OF THE CITY OF SOUTH BEND, INDIANA, APPROPRIATING ADDITIONAL FUNDS FOR CERTAIN DEPARTMENTAL AND CITY SERVICES OPERATIONS IN 2019 OF \$85,857 FROM GENERAL FUND (#101), \$657,159 FROM PARKS & RECREATION FUND (#201), \$28,150 FROM GIFT, DONATION, BEQUEST FUND (#217), \$97,077 FROM HALL OF FAME DEBT SERVICE FUND (#313), \$321,707 FROM 2018 FIRE ST #9 BOND DEBT SERVICE FUND (#350), \$178,534 FROM PROFESSIONAL SPORTS DEVELOPMENT FUND (#377), \$1,811,500 FROM COUNTY OPTION INCOME TAX FUND (#404), \$3,300,000 FROM 2018 ZOO BOND CAPITAL FUND (#453), AND \$70,000 FROM SMART STREETS BOND CAPITAL FUND (#753).

[18-19](#) FIRST READING ON AN ORDINANCE OF THE COMMON COUNCIL OF THE CITY OF SOUTH BEND, INDIANA, APPROPRIATING ADDITIONAL FUNDS FOR CERTAIN DEPARTMENTAL AND ENTERPRISE OPERATIONS IN 2019 OF \$960,000 FROM EMS CAPITAL FUND (#287), \$177,475 FROM CENTURY CENTER OPERATING FUND (#670), AND \$63,000 FROM CENTURY CENTER CAPITAL FUND (#671).

11. **UNFINISHED BUSINESS**

12. **NEW BUSINESS**

13. **PRIVILEGE OF THE FLOOR**

14. **ADJOURNMENT**

TIME: _____

Notice for Hearing and Sight Impaired Persons
Auxiliary Aid Or Other Services Are Available Upon Request At No Charge.

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



2019 COMMON COUNCIL STANDING COMMITTEES (Rev. 01-10-19)

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

Gavin Ferlic, Vice-Chairperson

John Voorde, Member

Jo M. Broden, 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

Karen L. White, Vice-Chairperson

Oliver J. Davis, Member

John Voorde, 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

Gavin Ferlic, Vice-Chairperson

Jake Teshka, 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

Jake Teshka, Vice-Chairperson

Oliver J. Davis, Member

John Voorde, Member



2019 COMMON COUNCIL STANDING COMMITTEES (Rev. 01-10-19)

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
John Voorde, Vice-Chairperson

Regina Williams-Preston, Member
Jo M. Broden, 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
Karen L. White, 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
Sharon L. McBride, 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, Member
Jake Teshka, Member



2019 COMMON COUNCIL STANDING COMMITTEES (Rev.01-10-19)

TIM SCOTT, 1ST District Council Member

President

Information and Technology Committee, 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

Public Works & Property Vacation, Vice-Chair

Community Investment Committee, Member
Information & Technology Committee, Member
Utilities Committee, Member
Residential Neighborhoods 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
Community Relations Committee, Member
Personnel and Finance Committee, Member

JAKE TESHKA, 5TH District Council Member

Utilities Committee, Chairperson

PARC Committee, Vice-Chairperson

Council Rules Committee, Member
Information and Technology Committee, Member
Sub-Committee on Minutes, Member

OLIVER J. DAVIS, 6TH District Council Member

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

Community Investment Committee, Chairperson

Information & Technology Committee, Vice-Chairperson

Community Relations Committee, Vice-Chairperson

Council Rules Committee, Member
Zoning & Annexation Committee, Member

KAREN L. WHITE, AT LARGE Council Member

Vice-President

Residential Neighborhood Committee, Chairperson

Personnel & Finance Committee, Chairperson

Health & Public Safety Committee, Vice-Chairperson

Council Rules Committee, Member
Public Works & Property Vacation, Member

JOHN VOORDE, AT LARGE Council Member

Chairperson, Committee of the Whole

Public Works & Property Vacation, Chairperson

Zoning & Annexation Committee, Vice-Chairperson

Personnel and Finance Committee, Vice-Chairperson

Community Relations Committee, Member
PARC Committee, Member
Health and Public Safety Committee, Member



CITY OF SOUTH BEND

OFFICE OF THE CLERK

KAREEMAH FOWLER, CITY CLERK

May 30, 2019

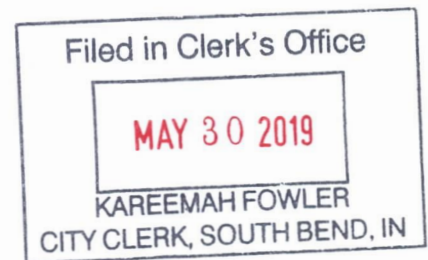
Councilmembers:

Following is one (1) application submitted to the Ordinance Violations Bureau. It is organized with the original application first, the site map second, and third an individual sheet from each of the three approving entities (Police, Fire, and Code Enforcement) marking their approval or no approval at the bottom. This property changed ownership during the middle of this process (which lead to the delay in submitting to Council) and documentation regarding the sale is included at the end.

If anyone on the Council has a question regarding this application feel free to contact me.

Sincerely,

Joseph Molnar
Ordinance Violations Bureau Clerk
Office of the City Clerk
227 W. Jefferson Blvd.
South Bend, IN 46601
Office: 245-6052
Voice: 235-5935
TDD: 235-5567



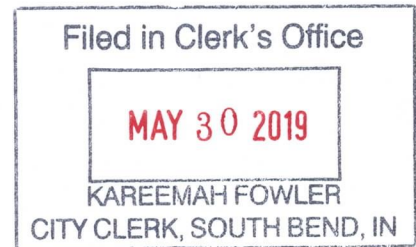
JENNIFER M COFFMAN
CHIEF DEPUTY/DIRECTOR OF OPERATIONS

BIANCA L. TIRADO
DEPUTY DIRECTOR/DIRECTOR OF POLICY

JOSEPH 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.southbend.in.gov



BILL NO. 19-40

RESOLUTION NO.

A RESOLUTION OF THE COMMON COUNCIL OF THE CITY OF SOUTH BEND, INDIANA, APPROVING THE ISSUANCE OF SCRAP METAL/JUNK DEALERS/RECYCLING OPERATION LICENSES FOR CALENDAR YEAR 2019 PURSUANT TO SECTION 4-51 OF THE SOUTH BEND MUNICIPAL CODE

WHEREAS, Section 4-51 of the South Bend Municipal Code sets forth the regulations addressing the licensing of scrap metal dealers, junk dealers and recycling operations; and

WHEREAS, on May 30th, 2019 the Ordinance Violations Bureau Clerk provided written notice to the City Clerk that the following businesses:

1st Choice Towing; 3109 S Gertrude

have been approved for Scrap Metal Dealer, Junk Dealer, Transfer Station, Recycling Operations Licenses for the year 2019.

WHEREAS, the license applications for all above-referenced businesses received favorable recommendations from the Department of Code Enforcement, Police Department, and the Fire Prevention Bureau.

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

Section I. The license applications for the following businesses:

1st Choice Towing; 3109 S Gertrude

Are approved in conformity with South Bend Municipal Code Section 4-51 and based upon the satisfactory review and inspection of the properties by the Department of Code Enforcement, Police Department, and the Fire Prevention Bureau as evidenced by the Ordinance Violation Bureau Clerk's communication to the City Clerk dated April 2, 2019.

Section II. This Resolution shall be in full force and effect from and after its adoption by the Council and approval by the Mayor.

Tim Scott, Council President
South Bend Common Council

LICENSE APPLICATION FOR
SCRAP METAL DEALERS/JUNK DEALERS/RECYCLING OPERATIONS

CITY OF SOUTH BEND, INDIANA

South Bend Municipal Code Section 4-51

I. Check One: NEW RENEWAL

New Owner

II. BUSINESS DATA

A. Type of license applied for:

SCRAP METAL DEALER

JUNK DEALER

RECYCLING OPERATION

B. Business Name 1st choice towing/salvage

C. Business Address 3109 S Gertrude

City So Bend

State IN

Zip 46614

D. Mailing Address (If different from above) 3126 N Fair

City LaPorte

State IN

Zip 46350

E. Business Telephone Number 574 383-2071

F. Business Fax Number -

G. E-mail Address Kenzie804@yahoo.com

H. Zoning of proposed location _____

I. Lot size of premises _____

J. Type of fencing used Chain Link-metal

Filed in Clerk's Office

MAY 30 2019

KAREEMAH FOWLER
CITY CLERK, SOUTH BEND, IN

Please Continue to Page 2 (back of sheet)

For Office Use Only

Application Filed _____

Application Fee Paid _____

Sent to Departments _____

Fire Department _____

Code Enforcement _____

Building Dept. _____

Water Works _____

Police Dept. - Records _____

Police Dept. - Crime Prev. _____

Common Council Approval _____

License Fee Paid _____

License Number _____

Not Approved _____

Reason: _____

LICENSE APPLICATION FOR
SCRAP METAL DEALERS/JUNK DEALERS/RECYCLING OPERATIONS
CITY OF SOUTH BEND, INDIANA
South Bend Municipal Code Section 4-51

I. Check One: _____ NEW RENEWAL

Old Owner

II. BUSINESS DATA

A. Type of license applied for:

SCRAP METAL DEALER _____ JUNK DEALER
_____ RECYCLING OPERATION

B. Business Name STEVE & Gene's Auto

C. Business Address 31095 Gertrude

City So. Bend State IN Zip 46614

D. Mailing Address (if different from above) 22726 KERN RD

City So. Bend State IN Zip 46614

E. Business Telephone Number 574-287-8559

F. Business Fax Number _____

G. E-mail Address _____

H. Zoning of proposed location _____

I. Lot size of premises _____

J. Type of fencing used Chain Link - metal

Please Continue to Page 2 (back of sheet)

For Office Use Only

Application Filed _____
Application Fee Paid _____
Sent to Departments _____
Fire Department _____
Code Enforcement _____
Building Dept. _____

Water Works _____
Police Dept. - Records _____
Police Dept. - Crime Prev. _____
Common Council Approval _____
License Fee Paid _____
License Number _____

Not Approved _____
Reason: _____

Google Maps Steve & Gene's Auto & Truck



Imagery ©2018 Google, Map data ©2018 Google

50 ft

Filed in Clerk's Office

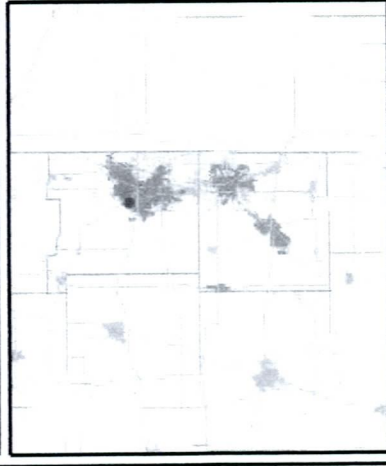
MAY 30 2019

KAREEMAH FOWLER
CITY CLERK, SOUTH BEND, IN



Legend

- SJC Parcel Dimensions
- SJC Parcels
- ELK Parcels
- SJC Street
- ELK Street
- Building Footprint
- Railroad
 - Railroad
 - Abandoned Railroad
- Road Centerline
- Railroad Bridge
- Roadway Bridge



Michiana Regional GIS Website

txtSubTitle

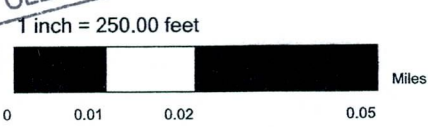


Coordinate grid is based on Indiana East State Plane Coordinate System 1983 North American Datum.

Information shown on this map is not warranted for accuracy or merchantability. Reproduction or distribution of this material is not authorized without the express written permission of MACOG.

Filed in Clerk's Office
MAY 30 2019
 KATEEMAH FOWLER
 CITY CLERK, SOUTH BEND, IN

Map Generated By: Public
 Date Printed: 1/23/2019



St. Joseph County

Property Information

Subject Property: 3029 LINDEN AV, SOUTH BEND 46614

Parcel ID: 018-8155-5596

State ID: 71-08-22-400-007,000-026

Current Owner(s): STEVE & GENE'S LLC

Mailing Address: 3109 South Gertrude St, South Bend IN 46614

Assessed Usage: INDUSTRIAL OTHER STRUCTURES

Township: SB Portage

Municipality: SOUTH BEND

Tax District: SB Portage

Property Assessment Information as of Last Assessment Date

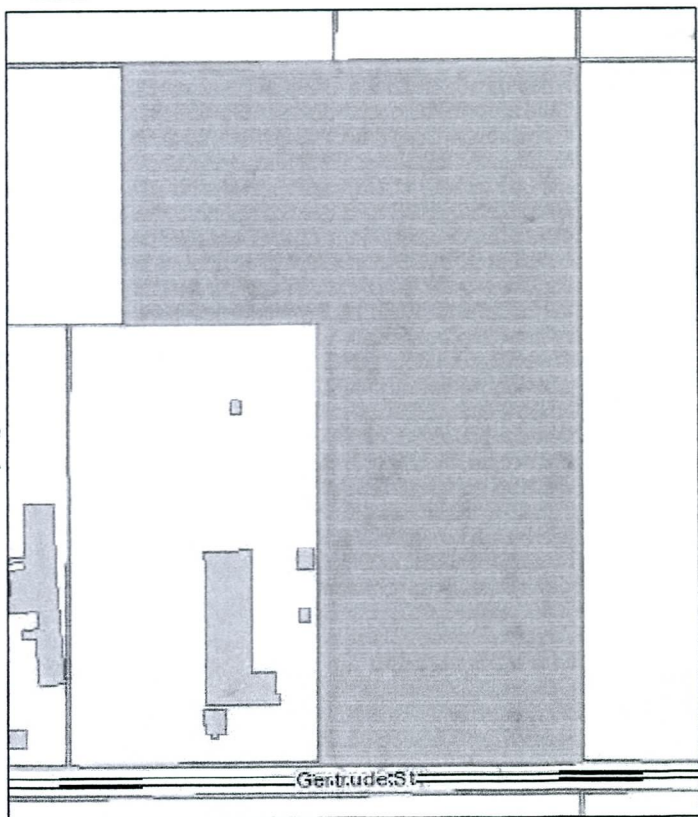
Land Value: \$75,800.00

Improved Value: \$45,200.00

Assessed Year: 2020

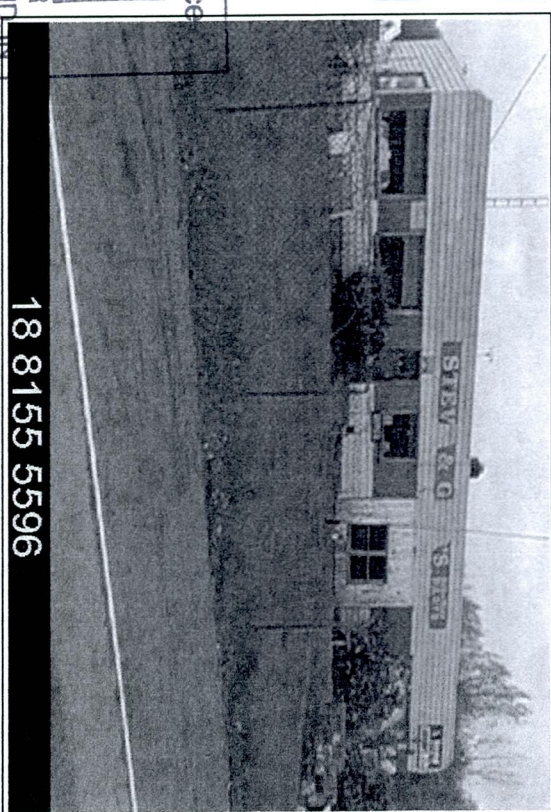
Acres: 19.29

Legal Description: 18.75 Acres N End E1/2 Se Sec 22-37-2e



Not to Scale

Filed in Clerk's Office
MAY 30 2019
 KAREEMAH FOWLER
 CITY CLERK, SOUTH BEND, IN



18 8155 5596

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Date Printed: January 23, 2018



Filed in Clerk's Office
MAY 30 2019
KAREEMAH FOWLER
CITY CLERK, SOUTH BEND, IN

AGREEMENT FOR SALE AND PURCHASE OF REAL ESTATE

THIS AGREEMENT FOR SALE AND PURCHASE OF REAL ESTATE was made and entered into by and between the Steve & Gene's, LLC, (hereinafter referred to as "Seller"), and Steven Hensley of St. Joseph County, State of Indiana, (hereinafter referred to as "Buyer").

WITNESSETH:

Seller hereby agrees to sell to Buyer, and Buyer hereby agrees to purchase from Seller, the following described Real Estate located in St. Joseph County, State of Indiana:

A tract of land in the Southeast Quarter (1/4) of Section Twenty-Two (22), Township Thirty-Seven (37) North range Two (2) East described as beginning at the Northeast corner of the Southeast Quarter (1/4) of said Section, thence running West to the One-Eighth Section line, a distance of Eighty and Ninety-Nine Hundredths (80.99) rods, thence running South on said One-Eighth Section line Fifty-Three and Eighty Nine Hundredths (53.89) rods, thence running East Twenty Nine and Seventy-One Hundredths (29.71) rods, thence running North Twenty-Two and Sixty Nine Hundredths (22.69) rods, thence running East Fifty One and Forty Eight Hundredths (51.48) rods to the East Line of said Section, thence running North Thirty One and Two Tenths (31.2) rods more or less to the place of beginning, containing Twenty (20) acres more or less.

more commonly known as 3029 S. Linden Avenue, South Bend, IN 46614, together with the following:

A. All improvements, buildings, and fixtures which are presently located, installed, or in use on the above described Real Estate:

B. All equipment and personal property including, but not limited to, such lighting fixtures, window shades, venetian blinds, storm sash, screens, awnings, fences, landscaping, shrubbery, storm doors, traverse rods, drapery poles and fixtures, towel racks and bars, permanently installed floor coverings, and outside lights which belong to the above described Real Estate and are presently located, installed or in use on the above described Real Estate:

C. All mechanical equipment (including, but not limited to, electrical and/or gas fixtures, furnaces, water heater(s), sprinkler system(s), air conditioner(s), disposal(s), incinerator(s), gas burner(s), oil burner(s), heat regulator(s), humidifier(s), water pump(s), sump pump(s), water softener(s) [except rental units], and plumbing fixtures,) which belong to the above described Real Estate and are presently located, installed, or in use on the above described Real Estate.

1: PURCHASE PRICE AND MANNER OF PAYMENT. The Purchase Price to be paid for the Real Estate by Buyer to Seller is the sum of Two Hundred Fifty Thousand Dollars (\$250,000.00), which sum shall be paid as follows:

5: INSPECTION. No inspections shall be performed: Buyer is purchasing the Real Estate "AS IS/WHEREIS". Seller makes no representation or warranties as to the condition of the Real Estate, its environmental condition, nor its fitness for Buyer's particular purpose.

6: CONDITIONS PRECEDENT. In addition to all other requirements of this Agreement, Buyer's obligation to purchase the Real Estate and to close on this transaction is conditioned upon the following:

- A. Seller is able to obtain a scrap license for the real estate.
- B. Buyer is provided 60 days after Closing to remove all remaining scrap and other personal property from the real estate.

7: MISCELLANEOUS PROVISIONS. It is understood and agreed that any of Seller's property remaining on or in the Real Estate after the expiration of the 60 days set forth in Paragraph 6. B. above may be retained and used by or disposed of by the Buyer without liability to Seller.

8: REAL ESTATE BROKERS. Seller and Buyer represent to one another that no real estate brokers are involved in this transaction and each party indemnifies the other against the claims of any brokers and sales people who allege that they represented a party or are entitled to a commission or fee as a result of the transaction.

9: RISK OF LOSS. Seller guarantees that the condition of the property, both real and personal, will be in substantially that same condition as the date of acceptance of this Agreement.

Furthermore, Seller agrees that, at Closing, the Real Estate and the improvements thereon shall be in the same condition as they now are, ordinary wear and tear excepted. The risk of loss or damage to the improvements, or to a substantial portion thereof, by fire or otherwise, is assumed by Seller until Closing. If all or a substantial portion of the improvements are destroyed or damaged prior to Closing, this Agreement may be rescinded by Buyer and any earnest money deposit, or other payments made, shall be returned to Buyer, or Buyer may close as herein provided, as Buyer shall elect.

10: CONDEMNATION. If condemnation proceedings are commenced against any portion of the Real Estate prior to the Closing Date, at Buyer's option Buyer may terminate this Agreement by written notice to Seller within Three (3) days after Buyer is advised of the commencement of such condemnation proceedings, or Buyer shall have the right to appear and defend in such condemnation proceedings, and any award in condemnation shall, at the Buyer's election, become the property of Seller and reduce the Purchase Price by the same amount or shall become the property of Buyer and the Purchase Price shall not be reduced.

11: GENERAL AGREEMENTS. The earnest money deposit shall be returned in full to Buyer promptly in the event Seller does not promptly accept this Agreement.

SELLER
Steve & Gene's LLC

BUYER

By _____
Scott E. Hancz



Steven Hensley

**LICENSE APPLICATION FOR
SCRAP METAL DEALERS/JUNK DEALERS/RECYCLING OPERATIONS
CITY OF SOUTH BEND, INDIANA**
South Bend Municipal Code Section 4-51

I. Check One: NEW RENEWAL *Code Approval*

II. BUSINESS DATA

- A. Type of license applied for:
 SCRAP METAL DEALER JUNK DEALER
 RECYCLING OPERATION
- B. Business Name STEVE & Gene's Auto
- C. Business Address 3109 S Gertrude
City So. Bend State IN Zip 46614
- D. Mailing Address (If different from above) 22726 KERN RD
City So. Bend State IN Zip 46614
- E. Business Telephone Number 574-287-8559
- F. Business Fax Number —
- G. E-mail Address —
- H. Zoning of proposed location _____
- I. Lot size of premises _____
- J. Type of fencing used Chain Link - metal

Please Continue to Page 2 (back of sheet)

For Office Use Only	
Application Filed _____	Water Works _____
Application Fee Paid _____	Police Dept. - Records _____
Sent to Departments _____	Police Dept. - Crime Prev. _____
Fire Department _____	Common Council Approval _____
Code Enforcement <u>OK-2/10/19 CE#4</u>	License Fee Paid _____
Building Dept. _____	License Number _____
Not Approved _____	
Reason: _____	

**LICENSE APPLICATION FOR
SCRAP METAL DEALERS/JUNK DEALERS/RECYCLING OPERATIONS
 CITY OF SOUTH BEND, INDIANA
 South Bend Municipal Code Section 4-51**

Filed in Clerk's Office
MAY 30 2019
 KAREEMAH FOWLER
 CITY CLERK, SOUTH BEND, IN

I. Check One: NEW RENEWAL

II. BUSINESS DATA

- A. Type of license applied for:
 SCRAP METAL DEALER JUNK DEALER
 RECYCLING OPERATION
- B. Business Name STEVE & Gene's Auto
- C. Business Address 31095 Gertrude
 City So. Bend State IN Zip 46614
- D. Mailing Address (If different from above) 22726 KERN RD
 City So. Bend State IN Zip 46614
- E. Business Telephone Number 574-287-8559
- F. Business Fax Number —
- G. E-mail Address —
- H. Zoning of proposed location _____
- I. Lot size of premises _____
- J. Type of fencing used Chain Link - metal

Please Continue to Page 2 (back of sheet)

For Office Use Only	
Application Filed _____	Water Works _____
Application Fee Paid _____	Police Dept. - Records _____
Sent to Departments _____	Police Dept. - Crime Prev. <u>3-19-19 ALB</u>
Fire Department _____	Common Council Approval _____
Code Enforcement _____	License Fee Paid _____
Building Dept. _____	License Number _____
Not Approved _____	
Reason: _____	

Steve & Gene's

Barry Sebesta

Thu 4/25/2019 4:26 PM

To: Joseph R. Molnar <jrmolnar@southbendin.gov>;

Inspected Steve & Genes at 3109 S. Gertrude on Thursday April 25th
Passed fire inspection under the condition they do not use the building with office space.
Owner stated he intends on razing the building



BILL NO. 19-41

CITY OF SOUTH BEND PETE BUTTIGIEG, MAYOR

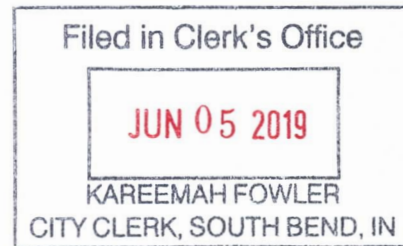
DEPARTMENT OF LAW

STEPHANIE STEELE
CORPORATION COUNSEL

ALADEAN M. DE ROSE
CITY ATTORNEY

June 5, 2019

Mr. Tim Scott, President
South Bend Common Council
227 West Jefferson Blvd., 4th Floor
South Bend, IN 46601



Re: Resolution Approving Amendment to Resolution No. 4710-18 Regarding
the 2017 Human Rights Interlocal Agreement Between the City and St. Joseph
County

Dear Council President Scott:

It recently came to the attention of the South Bend Human Rights Commission (SBHRC) that the 2018 extension to and modification of its 2017 Interlocal Agreement with St. Joseph County was inadvertently not attached to South Bend Common Council Resolution No. 4710-18 passed on April 23, 2018. That resolution continued the 2017 Interlocal Agreement with St. Joseph County by which the SBHRC enforces the County's Human Rights ordinance. The original 2017 Interlocal Agreement was attached to Resolution No. 4710-18 as Exhibit A.

The corrective Resolution which we now request the Common Council to approve contains the document omitted from Resolution No. 4710-18, which document is designated as Exhibit A-1. That Exhibit A-1 provides for the County to contribute financially to the costs of the SBHRC's enforcement services. The County actually approved a financial contribution to the SBHRC in late 2019, although at the time Resolution No. 4710-18 was passed, the County's 2019 Budget process had not yet commenced. Please note, too, that Exhibit A-1 was approved by the St. Joseph County Council on April 10, 2018 which bears the signature of County Council President Raphael Morton and of County Commissioners Kostielny, Fleming and Thomas, the latter of whom approved it on April 17, 2018.

BILL NO. 19-41

RESOLUTION NO. _____

**A RESOLUTION OF THE COMMON COUNCIL OF THE CITY OF SOUTH BEND,
INDIANA, AMENDING RESOLUTION NO. 4710-18 TO INCLUDE A DOCUMENT
EXTENDING AND AMENDING THE 2017 HUMAN RIGHTS INTERLOCAL
AGREEMENT WITH THE COUNTY OF ST. JOSEPH**

WHEREAS, the St. Joseph County Council approved the St. Joseph County Human Rights Ordinance, No. 18-17, on February 14, 2017 which was subsequently approved by the St. Joseph County Board of Commissioners on February 21, 2017, and which Ordinance is substantially identical to the South Bend Human Rights Ordinance, as amended; and

WHEREAS, the St. Joseph County Board of Commissioners entered into an Interlocal Agreement designating the South Bend Human Rights Commission as the enforcement body for the St. Joseph County Human Rights Ordinance (“the Interlocal Agreement of 2017”); which the St. Joseph County Council, by Ordinance No. 66-17 approved on September 12, 2017, and which the South Bend Common Council also approved by Ordinance No. 10542-17 on September 26, 2017; and

WHEREAS, on April 23, 2018 the South Bend Common Council by Resolution No. 4710-18 renewed the Interlocal Agreement of 2017 which was attached to that Resolution as Exhibit A; and

WHEREAS, it has come to this Council’s attention that another document should have been included with Resolution No. 4710-18 which document is titled “2018 Renewal of 2017 Interlocal Agreement Between the City of South Bend Human Rights Commission and the County of St. Joseph for Enforcement of the County’s Human Rights Ordinance” (“the 2018 Interlocal Agreement Renewal”) which was signed by the St. Joseph County Board of Commissioners, and by the South Bend Human Rights Commission through Lonnie Douglas its Director at that time, and which was approved by the St. Joseph County Council in Ordinance No. 24-18 on April 10, 2018 ; and

WHEREAS, a true, correct and complete copy of the 2018 Interlocal Agreement Renewal referred to more specifically in the above paragraph is attached hereto, as Exhibit A-1; and

WHEREAS, Exhibit A-1 hereto provides for St. Joseph County to make a financial contribution to the South Bend Human Rights Commission for the enforcement services provided by the Human Rights Commission to the County, which the County actually made in calendar year 2019 and it further extends indefinitely the Interlocal Agreement of 2017 for one-year self-renewing terms; and

WHEREAS, The South Bend Human Rights Commission has been acting continuously in the enforcement of the County's human rights ordinance pursuant to the terms of Exhibit A-1 attached hereto;

WHEREAS, it is necessary to amend this Council's Resolution No. 4710-18 to attach Exhibit A-1 to that Resolution, approval of which should be retroactive to April 23, 2018, the date on which Resolution No. 4710-18 was passed by this Council.

NOW, THEREFORE, be it RESOLVED by the Common Council of the City of South Bend, Indiana, that:

Section I. This Council's Resolution No. 4710-18 approved on April 23, 2018 is hereby amended to include Exhibit A-1 attached hereto which is titled: *2018 Renewal of 2017 Interlocal Agreement Between the City of South Bend Human Rights Commission and the County of St. Joseph for Enforcement of the County's Human Rights Ordinance.*

Section II. Council Resolution 4710-18 is further clarified to identify Exhibit A as the original Interlocal Agreement between the County and City dated September 29, 2107, and Exhibit A-1 as the renewal of Exhibit A which also amends Exhibit A to continue its effect through 2018 and thereafter and which provides for County financial support as agreed.

Section III. Exhibit A-1 is hereby approved, incorporated into, and made part of Resolution No. 4710-18 with retroactive effect to April 23, 2018 and thereafter.

Section IV. This Resolution shall be in full force and effect from and after its passage and approval by the Mayor, with retroactive effect as provided in Section II above.

Tim Scott, Council President
South Bend Common Council

Mr. Tim Scott, President
June 5, 2019
Page 2

Exhibit A-1 further amends Exhibit A by extending the one year term of the County-SBHRC service provision indefinitely conditioned upon annual determination of appropriate financial contribution by St. Joseph County to the SBHRC's cost of enforcing the County ordinance.

Thank you and all Council members for permitting this belated but necessary amendment to Resolution 4710-18. The Interlocal Agreement between the SBHRC and St. Joseph County has been a benefit to residents of the City and the County, and the SBHRC appreciates its ability to continue this work. I will present this Resolution on behalf of the SBHRC.

Sincerely,



Aladean DeRose
City Attorney

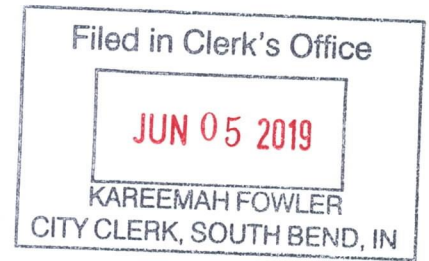


EXHIBIT A

Interlocal Agreement between the City of South Bend Human Rights Commission and the County of St. Joseph for Enforcement of the County's Human Rights Ordinance Dated September 29, 2017

INTERLOCAL AGREEMENT BETWEEN THE CITY OF SOUTH BEND HUMAN RIGHTS COMMISSION AND THE COUNTY OF ST. JOSEPH FOR ENFORCEMENT OF THE COUNTY'S HUMAN RIGHTS ORDINANCE

This Agreement is made and entered into this 29 day of September, 2017, by and between St. Joseph County, Indiana (the "County"), and the City of South Bend (the City) through the South Bend Human Rights Commission (the "Commission").

WITNESSETH

WHEREAS, The South Bend Human Rights Commission (the "Commission") is an agency of the City of South Bend (the City) and both the City and the County of St. Joseph (the County) are political subdivisions organized and existing pursuant to the laws of the State of Indiana. Both the City and the County are empowered pursuant to Ind. Code §36-1-7 to enter into this Interlocal Agreement and to cooperate in furtherance of the joint action described in this Agreement; and

WHEREAS, the County has previously enacted a Human Rights Ordinance (St. Joseph County Code, Title III, Chapter 37) which is effective in those parts of St. Joseph County which are not part of the corporate limits of the City of South Bend; and

WHEREAS, as part of that Human Rights Ordinance, the County designated the Indiana Civil Rights Commission as the enforcing body, but reserved the right to designate an alternative local agency at such a time as the alternative local agency would be in existence and eligible to carry out that enforcement; and

WHEREAS, entering into an interlocal agreement with the South Bend Human Rights Commission would make the Commission "eligible" to carry out enforcement of the Human Rights Ordinance for claims under the Human Rights Ordinance occurring outside the corporate limits of the City of South Bend; and

WHEREAS, the County desires to designate the South Bend Human Rights Commission, as an alternative local agency which is in existence and made eligible by this Interlocal Agreement, as the enforcing body of the St. Joseph County Human Rights Ordinance; and

WHEREAS, the Commission is amenable to being designated as the enforcing body of the St. Joseph County Human Rights Ordinance.

NOW, THEREFORE, the County and the Commission agree as follows:

1. Purpose of Inter-Local Agreement. The purpose of this agreement is to designate the South Bend Human Rights Commission as the enforcing body for claims under the St. Joseph County Human Rights Ordinance arising out of occurrences located outside the

corporate boundaries of the City of South Bend. The City through the Commission will investigate and make recommendations for charges of discrimination within the scope of the County's Human Rights ordinance in the same manner as if the charges had originated within the City's corporate limits or within the jurisdiction of the City's Human Rights ordinance. In so doing, it will use its staff, office and other resources.

2. Compensation. The Commission will be the enforcing body for the St. Joseph County Human Rights Ordinance for no compensation during the initial short term of this Interlocal Agreement, the parties recognizing that until services are actually provided for the County's benefit, the Commission cannot determine what financial impact this Agreement will have upon its resources. Both parties acknowledge that the annual cost of a full time investigator including benefits is about \$52,000.00.

3. Duration. This Agreement is intended to be of an initial short duration in order for the parties to examine and assess the results and impact. Therefore, this Agreement will expire after May 1, 2018. Upon or before expiration, the parties shall mutually determine whether to renew for a similar or different term, or to renegotiate the terms of the Agreement. Each party may also terminate this agreement with thirty (30) days' written notice to the other party.

4. Notice. Any notice required or permitted by this Agreement shall be in writing and shall be deemed given when delivered personally or deposited in the U.S. mail, first class with postage prepaid, and addressed to the parties below, or such other address as a party may request by notifying the other in writing:

To the County: St. Joseph County Board of Commissioners
7th Floor, County-City Building
227 W. Jefferson Blvd.
South Bend, IN 46601

And

St. Joseph County Council
County-City Building, Room 411
227 W. Jefferson Blvd.
South Bend, IN 46601

To the Commission: South Bend Human Rights Commission
319 N. Niles Ave.
South Bend, IN 46617

5. Entire Agreement. This Agreement constitutes the entire agreement between the parties. No alterations, modifications, or additions to this Agreement shall be binding unless reduced to writing and signed by the parties.

6. Amendments. The terms and conditions of this Agreement may not be modified or amended except by an instrument executed by each of the parties hereto. No oral modifications shall be enforceable.

7. Effective Date. This Interlocal Agreement is effective on the date stated in the first paragraph of this Agreement.

8. Authority. Each party signing hereto states that they have authority to bind the party they are signing on behalf of this Agreement.

(signature page follows)

I affirm under the penalties for perjury, that I have taken reasonable care to redact each Social Security number in this document, unless required by law

Madam Justice

IN WITNESS WHEREOF, the following agree to the terms of the Agreement:

St. Joseph County
Board of Commissioners

Andrew Kostielney

Andrew Kostielney, President

Deborah Fleming

Deborah Fleming, D.M.D., Vice-President

Dave Thomas

Dave Thomas, Member

South Bend Human Rights Commission

Janice L. Dayle

Executive Director

St. Joseph County Council

Rafael Morton

Rafael Morton, President

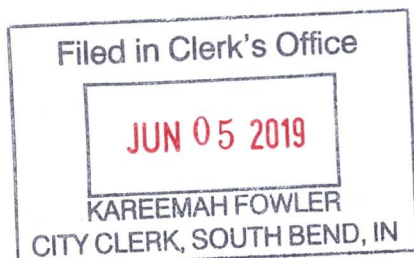


EXHIBIT A-1

**2018 Renewal of [2017] Interlocal Agreement between the City of
South Bend Human Rights Commission and the County of St.
Joseph for Enforcement of the County's Human Rights Ordinance**

(Passed by the St. Joseph County Council on April 10, 2018 by
Ordinance No. 24-18, and approved by the Board of County
Commissioners on April 17, 2018)

Filed in Clerk's Office
JUN 05 2019
KAREEMAH FOWLER
CITY CLERK, SOUTH BEND, IN

2018 RENEWAL OF
INTERLOCAL AGREEMENT BETWEEN THE CITY OF SOUTH BEND HUMAN
RIGHTS COMMISSION AND THE COUNTY OF ST. JOSEPH FOR ENFORCEMENT
OF THE COUNTY'S HUMAN RIGHTS ORDINANCE

This Agreement is made and entered into this ___ day of _____, 2018, by and between St. Joseph County, Indiana (the "County"), and the City of South Bend (the City) through the South Bend Human Rights Commission (the "Commission").

WITNESSETH

WHEREAS, on September 29, 2017 after approval by the St. Joseph County Council and the South Bend Common Council, and by the executives for each the County and the City, an Interlocal Agreement was entered whereby the Commission became the enforcement entity for claims made under the St. Joseph County Human Rights Ordinance that occur outside the corporate boundaries of the City of South Bend; and

WHEREAS, that Interlocal Agreement expires by its terms May 1, 2018 unless the parties mutually determine whether to renew the Agreement for a similar or different term or to renegotiate the terms of this agreement; and

WHEREAS, representatives of the Commission and the County have met and determined that the data developed so far is inadequate to be a reliable predictor of the cost to the Commission of providing enforcement services for the County Human Rights Ordinance, and that additional time is needed to assess the financial impact of such services upon the Commission; and

WHEREAS, if County-generated case application and acceptance rates continue hereafter at around the same rate as they have been to date during this interim contract term, then at minimum, a part time staff person will be needed to service the County's case load; and

WHEREAS, the parties believe it is in the best interest of the City and the County to continue the terms and provisions of the Interlocal Agreement through the remainder of calendar year 2018, but that the County should during the 2019 budget process appropriate approximately \$30,000.00 for anticipated costs of the County's portion of the Commission's caseload assuming the same caseload level;

NOW, THEREFORE, the County and the Commission agree as follows:

1. Renewal of Inter-Local Agreement. The Interlocal Agreement is hereby renewed through December 31, 2018 between the County and the Commission designating the Commission as the enforcing entity for claims under the St. Joseph County Human Rights Ordinance that occur outside the corporate boundaries of the City of South Bend. The City through the Commission will investigate and make recommendations for charges of

discrimination within the scope of the County's Human Rights ordinance in the same manner as if the charges had originated within the City's corporate limits or within the jurisdiction of the City's Human Rights ordinance. In so doing, it will use its staff, office and other resources.

2. Compensation. The Commission will continue to act as the County's enforcing body for the St. Joseph County Human Rights Ordinance for no compensation during this renewal term. However, in its 2019 budget-making process, the County shall, in light of the data collected to date, endeavor to appropriate funds of approximately \$30,000.00 as the cost of a part-time investigator for County cases. The Commission will provide updated statistical information to the County Council regarding County generated cases during the County's 2019 budget process, and preferably by July 1, 2018. The County will notify the City of the County's appropriation no later than November 1, 2018.

3. Duration. The term of this Agreement is through December 31, 2018. However, if the County appropriates funds in a sum acceptable to the City during the County's 2019 budget process, this Agreement shall continue through January 1, 2019 through December 31, 2019 and year-to-year thereafter unless terminated by either party upon 30 days written Notice given prior to December 31 for the next calendar year. The parties may adjust the compensation by mutual agreement and based upon caseload, cost changes, or other reasonable criteria for each subsequent calendar year. The City shall give notice of any request for adjustment of compensation by June 1 of the year prior to the calendar year when the adjustment shall take effect.

If the County during its 2019 budget process does not appropriate the funds requested by or acceptable to the City for the 2019 calendar year, the Interlocal Agreement will expire after December 31, 2018, unless the parties shall mutually and in writing agree to different terms or conditions.

4. Notice. Any notice required or permitted by this Agreement shall be in writing and shall be deemed given when delivered personally or deposited in the U.S. mail, first class with postage prepaid, and addressed to the parties below, or such other address as a party may request by notifying the other in writing:

To the County: St. Joseph County Board of Commissioners
7th Floor, County-City Building
227 W. Jefferson Blvd.
South Bend, IN 46601

And

St. Joseph County Council
County-City Building, Room 411

227 W. Jefferson Blvd.
South Bend, IN 46601

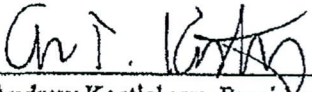
To the Commission: South Bend Human Rights Commission
319 N. Niles Ave.
South Bend, IN 46617

5. The rest and remainder of the Interlocal Agreement of September 29, 2017 shall remain in full force and effect to the extent its terms and conditions are not inconsistent with the terms of this Renewal Agreement.

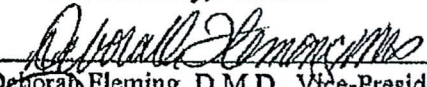
6. Authority. Each party signing hereto states that they have authority to bind the party they are signing on behalf of this Agreement.

IN WITNESS WHEREOF, the following agree to the terms of the Agreement:

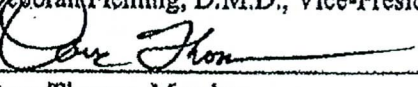
St. Joseph County
Board of Commissioners:



Andrew Kostelney, President



Deborah Fleming, D.M.D., Vice-President



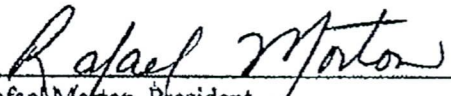
Dave Thomas, Member

South Bend Human Rights Commission:



Lonnie Douglas, Executive Director

St. Joseph County Council:



Rafael Morton, President



BILL NO. 19-42

CITY OF SOUTH BEND PETE BUTTIGIEG, MAYOR

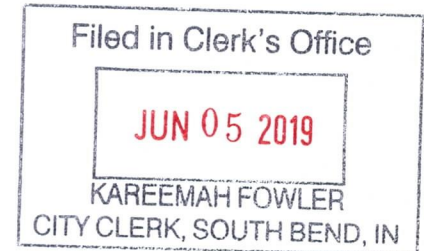
DEPARTMENT OF LAW

STEPHANIE STEELE
CORPORATION COUNSEL

ALADEAN M. DE ROSE
CITY ATTORNEY

June 5, 2019

Mr. Tim Scott, President
South Bend Common Council
227 West Jefferson Blvd., 4th Floor
South Bend, IN 46601



Re: Resolution Adopting Updates to Multi Hazard Mitigation Plan

Dear Council President Scott:

On October 11, 2010 this Council passed Resolution No. 4060-10 to adopt the St. Joseph County Multi-Hazard Mitigation Plan ("the Plan") which was required by the Indiana Department of Homeland Security in order for the South Bend and all of St. Joseph County to be eligible for certain non-emergency disaster assistance administered by the Federal Emergency Management Agency (FEMA), including disaster mitigation programs.

The Plan adopted in 2010 requires continued review and updates. Pursuant to that requirement, St. Joseph County working collaboratively with the City of South Bend along with other neighboring government units and businesses reviewed the Plan in light of past hazards threatening the County, and in light of current land uses and development trends. It developed a mitigation strategy with specific mitigation projects and costs. That update to the 2010 Plan was shared with the Indiana Department of Homeland Security and FEMA for their review and comment. The County approved it along with North Liberty and Lakeville, and it is beneficial for South Bend to adopt the Plan update through the attached Council resolution.

As weather patterns have become more extreme and unpredictable, this benefit to South Bend is apparent. Mitigating hazards before they occur reduces potential harm to persons and property while preserving tax payer dollars. Although adoption of the updated Plan does not guarantee funding, without approval of the updated Plan, the City is ineligible for future grant funding and mitigation projects through FEMA.

Mr. Tim Scott, President
June 5, 2019
Page 2

Eric Horvath and/or a member of his Department will present the Resolution to the Council on Monday June 10, 2019 at the appropriate Committee meeting and the regular Council meeting.

Thank you for your consideration of this matter.

Sincerely,



Aladean DeRose
City Attorney

cc: Eric Horvath

Laura O'Sullivan

BILL NO. 19-42

RESOLUTION NO. _____

**A RESOLUTION OF THE COMMON COUNCIL OF THE CITY OF SOUTH BEND, INDIANA,
ADOPTING THE ST. JOSEPH COUNTY
MULTI-HAZARD MITIGATION PLAN**

WHEREAS, the City of South Bend has participated in the hazard mitigation planning process as established under the Disaster Mitigation Act of 2000; and

WHEREAS, the Act establishes a framework for the development of a multi-jurisdictional County Hazard Mitigation Plan; and

WHEREAS, the Act as part of the planning process requires public involvement and local coordination among neighboring local units of government and businesses; and

WHEREAS, the St. Joseph County Plan includes a risk assessment including past hazards, hazards that threaten the county, an estimate of structures at risk, a general description of land uses and development trends; and

WHEREAS, the St. Joseph County Plan includes a mitigation strategy including goals and objectives and an action plan identifying specific mitigation projects and costs; and

WHEREAS, the St. Joseph County Plan includes a maintenance or implementation process including plan updates, integration of the plan into other planning documents and how St. Joseph County will maintain public participation and coordination; and

WHEREAS, the County Plan has been shared with the Indiana Department of Homeland Security and the Federal Emergency Management Agency for review and comment; and

WHEREAS, the St. Joseph County Multi-Hazard Mitigation Plan will make the County and participating jurisdictions eligible to receive FEMA hazard mitigation assistance grants; and

WHEREAS, St. Joseph County Multi-Hazard Mitigation Plan updates the existing Multi-Hazard Mitigation Plan adopted by this Council on October 2010 by Resolution No. 4060-10; and

WHEREAS, this is a multi-jurisdictional plan and cities and towns that participated in the planning process may choose to also adopt the County Plan.

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

Section I. The City of South Bend supports the hazard mitigation planning efforts and wishes to adopt and participate in the St. Joseph County Multi-Hazard Mitigation Plan.

Section II. This resolution shall be in full force and effect from and after its adoption by the South Bend Common Council and approval by the Mayor.

Tim Scott, Council President
South Bend Common Council

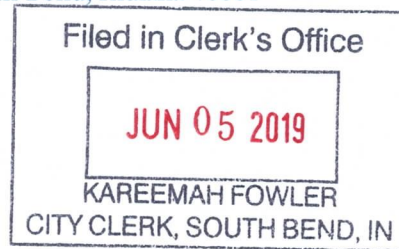


City of South Bend Common Council

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

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

BILL NO. 19-43



June 5, 2019

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

**Re: A RESOLUTION OF THE COMMON COUNCIL OF SOUTH BEND, INDIANA,
ENCOURAGING CONTINUED AND INCREASED PUBLIC ENGAGEMENT BETWEEN THE
PUBLIC AND THE REDEVELOPMENT COMMISSION**

Dear Council Members:

At the May 28, 2019 Common Council meeting, there was a significant discussion regarding the Council's desire for changes in the meeting time for the Redevelopment Commission in order to give residents more of an opportunity to attend the meetings and voice their opinions. This has been a concern of Council members for long time due to requests from citizens. The Council's consideration of the proposed TIF Realignment Resolution, Bill 19-35, prompted the discussion of how citizens could be encouraged to attend and be engaged in Commission meetings.

In order to be responsive to citizen requests, we are formally requesting, through this resolution, that the Redevelopment Commission change the time of its meetings to 5:00 p.m. or after and to adopt procedures for citizens to be more engaged in Commission meetings. Although the work of all of the City's Boards and Commissions is important and citizens are encouraged to attend and participate in meetings, there is significant citizen interest in RDC meetings due to the significant expenditures it approves and the magnitude of the projects it considers.

We request that this Resolution be placed on the Council's June 10, 2019 agenda.

Thank you for your consideration.

Sincerely Yours,

Jo M. Broden, 4th District Council Member

Karen White, Vice-President, South Bend
Common Council and At-Large Member



City of South Bend Common Council

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

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

Gavin Ferlic, At-Large Council Member

Tim Scott
President

Karen White
Vice-President

John Voorde
Chairperson,
Committee of the Whole

Tim Scott
First District

Regina Williams-Preston
Second District

Sharon L. McBride
Third District

Jo M. Broden
Fourth District

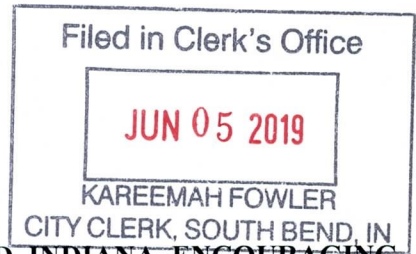
Jake Teshka
Fifth District

Oliver Davis
Sixth District

Gavin Ferlic
At Large

John Voorde
At Large

Karen White
At Large



BILL NO. 19-43

RESOLUTION NO. _____

A RESOLUTION OF THE COMMON COUNCIL OF SOUTH BEND, INDIANA, ENCOURAGING CONTINUED AND INCREASED PUBLIC ENGAGEMENT BETWEEN THE PUBLIC AND THE REDEVELOPMENT COMMISSION

Whereas, the Redevelopment Commission, pursuant to IC 36-7-14-32, is empowered to;

- (1) make plans for carrying out a program of voluntary repair and rehabilitation of buildings and improvements;
- (2) make plans for the enforcement of laws and regulations relating to the use of land and the use and occupancy of buildings and improvements, and to the compulsory repair, rehabilitation, demolition, or removal of buildings and improvements;
- (3) make preliminary plans outlining urban renewal activities for neighborhoods to embrace two (2) or more urban renewal areas;
- (4) make preliminary surveys, including environmental assessments, to determine if the undertaking and carrying out of an urban renewal project are feasible;
- (5) make plans for the relocation of persons (including families, business concerns, and others) displaced by an urban renewal project;
- (6) make relocation payments to or with respect to persons (including families, business concerns, and others) displaced by an urban renewal project, for moving expenses and losses of property for which reimbursement or compensation is not otherwise made, including the making of payments financed by the federal government; and
- (7) develop, test, and report methods and techniques, and carry out demonstrations and other activities, for the prevention and the elimination of areas needing development as defined in the conditions described in IC 36-7-1-3 in urban areas; and

Whereas, the Redevelopment Commission is comprised of five voting members, three of whom are appointed by the Mayor and two are appointed by the South Bend Common Council. In addition, one member of the South Bend Community School Corporation Board of School Trustees is appointed by the Mayor as a non-voting adviser to the Commission.; and

Whereas, IC 36-7-14-3(b) gives the Common Council the statutory obligation to review and oversee the budget of the Redevelopment Commission; and

Whereas, IC 36-7-14-13 requires the Redevelopment Commission to issue a report to the City's executive and fiscal body which includes, in part, the names of the then qualified and acting commissioners, the names of the officers of that body, the number of regular employees and their fixed salaries or compensation, the amount of the expenditures made during the preceding year and their general purpose, an accounting of the tax increment revenues expended by any entity receiving the tax increment revenues as a grant or loan from the commission, the amount of funds on hand at the close of the calendar year, and other information necessary to disclose the activities of the commissioners and the results obtained; and

Whereas, IC 36-7-14-13 also requires that report to include the following information set forth for each tax increment financing district regarding the previous year:

- (1) Revenues received.
- (2) Expenses paid.
- (3) Fund balances.
- (4) The amount and maturity date for all outstanding obligations.
- (5) The amount paid on outstanding obligations.
- (6) A list of all the parcels and the depreciable personal property of any designated taxpayer included in each tax increment financing district allocation area and the base assessed value and incremental assessed value for each parcel and the depreciable personal property of any designated taxpayer in the list.
- (7) To the extent that the following information has not previously been provided to the department of local government finance:

- (A) The year in which the tax increment financing district was established.
- (B) The section of the Indiana Code under which the tax increment financing district was established.
- (C) Whether the tax increment financing district is part of an area needing redevelopment, an economic development area, a redevelopment project area, or an urban renewal project area.
- (D) If applicable, the year in which the boundaries of the tax increment financing district were changed and a description of those changes.
- (E) The date on which the tax increment financing district will expire.
- (F) A copy of each resolution adopted by the redevelopment commission that establishes or alters the tax increment financing district; and

Whereas, the Redevelopment Commission has stated an expectation of having \$28.4 million within its control during fiscal year 2019 to address thirteen major projects; and

Whereas, the Redevelopment Commission is otherwise subject to the same laws, rules, and ordinances of a general nature that apply to all other commissions or departments of the City; and

Whereas, the Common Council's standing Community Investment Committee is charged with overseeing the various activities of the Community Investment Department and programs directed by this Department; and

Whereas, the mission of the Common Council is: "To make certain that our City Government is always responsive to the needs of our residents & that the betterment of South Bend is always our highest priority"; and

Whereas, The City of South Bend is committed to delivering excellent services to its residents, including transparency of data and internal performance management information through the City's core values of excellence, accountability, innovation, inclusion and empowerment; and

Whereas, among the 2019 goals of the Redevelopment Commission are: 1) to improve resident engagement on City services and direct neighborhood association support; 2) to increase meaningful information available on City services, including better accessibility of information online; and

Whereas, among stated priorities of each of the Common Council, the City and the Redevelopment Commission are: transparency, public engagement and the City's growth; and

Whereas, the Redevelopment Commission's currently schedule of regular meetings at 9:30 a.m. on the second and fourth Thursdays of each month may make it difficult for many citizens of South Bend to attend and voice their opinions regarding agenda items; and

Whereas, the Common Council believes that the mission of the Redevelopment Commission, together with the missions of the Common Council and the City, would be better served by changing the scheduled time for Redevelopment Commission meetings to a time 5:00 p.m. or later; and

Whereas, the Council acknowledges and appreciates the added burden and inconvenience placed on the members of the Redevelopment Commission, its staff, volunteers and petitioners by such a change, but believes that such a change is necessary in the best interests of the citizens of the City; and

Whereas, it is important that citizens not only be given an opportunity to attend the Redevelopment Commission meetings, but also have an opportunity to address any agenda item by directly responding to a petitioner's presentation and hearing any rebuttal; and

Whereas, the Redevelopment Commission has played a vital role in the development of the City in recent years and it is anticipated that this vital role will continue into the future.

Section I. A change in the scheduled meeting time for the Redevelopment Commission from 9:30 a.m. to 5:00 p.m. or later would provide more citizens of South Bend an opportunity to attend the meetings, thereby better serving the interests of those citizens.

Section II. Adoption of rules and procedures by which any person attending such meeting is encouraged to engage the Redevelopment Commission and those making presentations to the Commission would also better serve the interests of the citizens of South.

Section III. The Common Council strongly encourages the Redevelopment Commission to approve and adopt the recommendations of the Common Council, effective July 1, 2019.

Section IV. This Resolution shall be effective immediately upon passage by the South Bend Common Council and approval by the Mayor.

Tim Scott, Council President
South Bend Common Council



BILL NO. 16-19

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

June 5, 2019

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

RE: June 2019 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 2019, we plan to propose adjustments during four time periods—March, June, October and December.

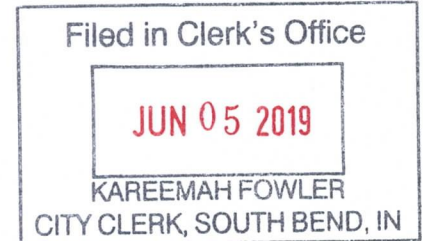
I will present this bill to the Common Council at the appropriate committee and council meetings. It is requested that this bill be filed for 1st reading on June 10, 2019 with 2nd reading, public hearing and 3rd reading scheduled for June 24, 2019.

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

Regards,

A handwritten signature in blue ink, appearing to read "Daniel T. Parker".

Daniel T. Parker
City Controller



Handwritten initials in blue ink, possibly "OK" or "JTD".

BILL NO. 16-19

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 2019

STATEMENT OF PURPOSE AND INTENT

Unforeseen conditions have developed since the adoption of the existing budgets (Ordinances #10615-18 and 10616-18 passed on October 8, 2018) 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 2019.

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 _____, 2019, at _____ o'clock ____ . m.

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

Approved and signed by me on the _____ day of _____, 2019, at _____
o'clock
____.m.

Pete Buttigieg, Mayor
City of South Bend, Indiana



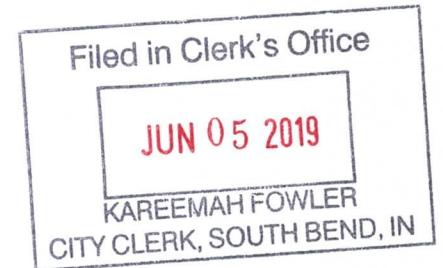
BILL NO. 17-19

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

June 5, 2019

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

RE: June 2019 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 2019, 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 June 10, 2019 with 2nd reading, public hearing and 3rd reading scheduled for June 24, 2019.

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

Regards,

Daniel T. Parker
City Controller

BILL NO. 17-19

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 2019 OF \$85,857 FROM GENERAL FUND (#101), \$657,159 FROM PARKS & RECREATION FUND (#201), \$28,150 FROM GIFT, DONATION, BEQUEST FUND (#217), \$97,077 FROM HALL OF FAME DEBT SERVICE FUND (#313), \$321,707 FROM 2018 FIRE ST #9 BOND DEBT SERVICE FUND (#350), \$178,534 FROM PROFESSIONAL SPORTS DEVELOPMENT FUND (#377), \$1,811,500 FROM COUNTY OPTION INCOME TAX FUND (#404), \$3,300,000 FROM 2018 ZOO BOND CAPITAL FUND (#453), AND \$70,000 FROM SMART STREETS BOND CAPITAL FUND (#753).

STATEMENT OF PURPOSE AND INTENT

The Common Council passed the City's 2019 operating and capital budgets in 2018 (Ordinance #10615-18 passed on October 8, 2018), 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 2019 and set apart within the following designated funds for expenditures as follows:

FUND	Amount
General Fund (#101)	\$85,857
Parks & Recreation (#201)	657,159
Gift, Donation, Bequest Fund (#217)	28,150
Hall of Fame Debt Service (#313)	97,077
2018 Fire St #9 Bond Debt Service (#350)	321,707
Professional Sports Development (#377)	178,534
County Option Income Tax (#404)	1,811,500
2018 Zoo Bond Capital (#453)	3,300,000
Smart Streets Bond Capital (#753)	70,000
TOTAL	<u><u>\$6,549,984</u></u>

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 _____, 2019, at _____ o'clock ____ m.

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

Approved and signed by me on the _____ day of _____, 2019, at ____ o'clock ____m.

Pete Buttigieg, Mayor
City of South Bend, Indiana



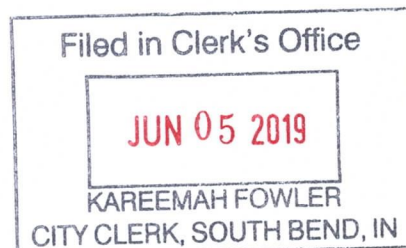
BILL NO. 18-19

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

June 5, 2019

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

RE: June 2019 Appropriation Ordinance – Enterprise 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 2019, 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 June 10, 2019 with 2nd reading, public hearing and 3rd reading scheduled for June 24, 2019.

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

Regards,

A handwritten signature in dark ink, appearing to read "Daniel T. Parker".

Daniel T. Parker
City Controller

A small, handwritten signature or set of initials in blue ink, located in the bottom right corner of the page.

BILL NO. 18-19

ORDINANCE NO. _____

AN ORDINANCE OF THE COMMON COUNCIL OF THE CITY OF SOUTH BEND, INDIANA, APPROPRIATING ADDITIONAL FUNDS FOR CERTAIN DEPARTMENTAL AND ENTERPRISE OPERATIONS IN 2019 OF \$960,000 FROM EMS CAPITAL FUND (#287), \$177,475 FROM CENTURY CENTER OPERATING FUND (#670), AND \$63,000 FROM CENTURY CENTER CAPITAL FUND (#671).

STATEMENT OF PURPOSE AND INTENT

The Common Council passed the City's 2019 operating and capital budgets in 2018 (Ordinance #10616-18 passed on October 8, 2018), which included expenditures for various City enterprise operations. It is now necessary to appropriate additional funds for operational 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 2019 and set apart within the following designated funds for operational expenses as follows:

FUND	<u>Amount</u>
EMS Capital (#287)	\$960,000
Century Center Operating (#670)	177,475
Century Center Capital (#671)	<u>63,000</u>
TOTAL	<u><u>\$1,200,475</u></u>

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:

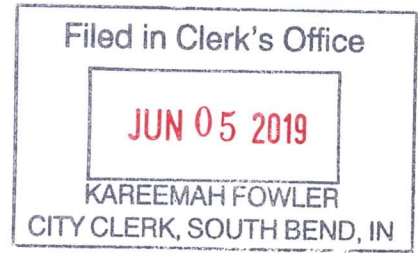
Kareemah N. Fowler, City Clerk
Office of the City Clerk

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 _____, 2019, at _____ o'clock ____ . m.

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

Approved and signed by me on the _____ day of _____, 2019, at _____ o'clock _____ .m.

Pete Buttigieg, Mayor
City of South Bend, Indiana



City of South Bend, Indiana							
<u>June 2019 Additional Appropriation Requests - Enterprise Funds</u>							
<i>(increase or decrease in total fund expenditures)</i>							
May 28, 2019							
Common Council Approved ###/###/19 - Bill No. ##-19							
Fund Name	Department Name	Account Name	Fiscal Officer/ Contact Name	Account Number	Project Number	Budget Increase/ (Decrease)	Justification
Unanticipated Expenses							
Century Center Operating	VPA / Century Center	Interfund Transfer Out	Maricela Juarez	670-1147-645.50-02		\$ 177,475	Transfer funds from Century Center Operating Fund 670 to Century Center Capital Fund 671 to cover cost of expansion studies.
Century Center Operating	VPA / Century Center	Services / Other Professional Svcs	Maricela Juarez	671-0406-645.31-06		\$ 63,000	Request an additional appropriation to cover cost of expansion studies.
						\$ 240,475	
Capital Projects							
EMS Capital	Fire Dept	Capital / Building Improvements	Renata Matousova	287-0902-422.42-02		\$ 960,000	Request an additional appropriation for repairs and rehabilitation of Fire Stations 3 & 6. - These projects were planned, but not budgeted because the full extent of the repairs needed to be determined before budget estimates could be completed. - If postponed, the project costs would likely go up and some temporary repairs would have to be completed this year. - The EMS Capital Fund has sufficient cash reserves to finance these projects.
						\$ 960,000	
Total Enterprise						\$ 1,200,475	