



SOUTH BEND COMMON COUNCIL

MEETING AGENDA

Monday, September 9, 2019

7:00 P.M.

1. **INVOCATION- APOSTLE MICHAEL PATTON, SENIOR PASTOR- KINGDOM LIFE CHRISTIAN CATHEDRAL**

2. **PLEDGE TO THE FLAG**

3. **ROLL CALL**

4. **REPORT FROM THE SUB-COMMITTEE ON MINUTES**

5. **SPECIAL BUSINESS**

6. **REPORTS FROM CITY OFFICES**

7. **COMMITTEE OF THE WHOLE**

TIME: _____

BILL NO.

28-19 PUBLIC HEARING ON AN ORDINANCE OF THE COMMON COUNCIL OF THE CITY OF SOUTH BEND, INDIANA, AMENDING CHAPTER 2, ARTICLE 8, SECTIONS 2-119 AND 2-220 OF THE SOUTH BEND MUNICIPAL CODE, TO ADDRESS SICK LEAVE AND VACATIONS FOR OFFICERS AND EMPLOYEES

29-19 PUBLIC HEARING ON AN ORDINANCE OF THE COMMON COUNCIL OF THE CITY OF SOUTH BEND, INDIANA, WITHDRAWING FROM THE AREA PLAN COMMISSION OF ST. JOSEPH COUNTY, ESTABLISHING THE CITY OF SOUTH BEND ADVISORY PLAN COMMISSION AND THE SOUTH BEND ADVISORY BOARD OF ZONING APPEALS EFFECTIVE DECEMBER 1, 2019, AND APPROVING CONSISTENT HERewith AN AMENDMENT TO THE SOUTH BEND MUNICIPAL CODE AT CHAPTER 2 ARTICLE 5

8. **BILLS ON THIRD READING**

TIME: _____

BILL NO.

[28-19](#) THIRD READING ON AN ORDINANCE OF THE COMMON COUNCIL OF THE CITY OF SOUTH BEND, INDIANA, AMENDING CHAPTER 2, ARTICLE 8, SECTIONS 2-119 AND 2-220 OF THE SOUTH BEND MUNICIPAL CODE, TO ADDRESS SICK LEAVE AND VACATIONS FOR OFFICERS AND EMPLOYEES

[29-19](#) THIRD READING ON AN ORDINANCE OF THE COMMON COUNCIL OF THE CITY OF SOUTH BEND, INDIANA, WITHDRAWING FROM THE AREA PLAN COMMISSION OF ST. JOSEPH COUNTY, ESTABLISHING THE CITY OF SOUTH BEND ADVISORY PLAN COMMISSION AND THE SOUTH BEND ADVISORY BOARD OF ZONING APPEALS EFFECTIVE DECEMBER 1, 2019, AND APPROVING CONSISTENT HERewith AN AMENDMENT TO THE SOUTH BEND MUNICIPAL CODE AT CHAPTER 2 ARTICLE 5

9. **RESOLUTIONS**

BILL NO.

[19-51](#) A RESOLUTION OF THE COMMON COUNCIL OF THE CITY OF SOUTH BEND, INDIANA, APPROVING A WAIVER OF NONCOMPLIANCE FOR LATE-FILED DEDUCTION APPLICATION (FORM 322/RE) AND COMPLIANCE WITH STATEMENT OF BENEFITS (FORM CF-1) BY JSK DEVELOPMENT INC./IRELAND HOSPITALITY, LLC FOR CERTAIN REAL PROPERTY KNOWN AS HOLIDAY INN EXPRESS AND LOCATED AT 210 E. CALLANDER STREET, SOUTH BEND, IN 46614 DESIGNATED AS AN ECONOMIC REVITALIZATION AREA UNDER RESOLUTION 4467-15

[19-52](#) A RESOLUTION OF THE COMMON COUNCIL OF THE CITY OF SOUTH BEND, INDIANA, APPROVING A WAIVER OF NONCOMPLIANCE FOR LATE-FILED DEDUCTION APPLICATION (FORM 322/RE) AND COMPLIANCE WITH STATEMENT OF BENEFITS (FORM CF-1) BY JSK DEVELOPMENT INC./SOUTHOLD, LLC FOR CERTAIN REAL PROPERTY KNOWN AS COURTYARD BY MARRIOTT AND LOCATED AT 121 DR. MARTIN LUTHER KING, JR. DRIVE, SOUTH BEND, IN 46601 DESIGNATED AS AN ECONOMIC REVITALIZATION AREA UNDER RESOLUTION 4457-15

[19-53](#) A RESOLUTION OF THE COMMON COUNCIL OF THE CITY OF SOUTH BEND, INDIANA, APPROVING A WAIVER OF NONCOMPLIANCE FOR LATE-FILED DEDUCTION APPLICATION (FORM 322/RE) AND COMPLIANCE WITH STATEMENT OF BENEFITS (FORM CF-1) BY JSK DEVELOPMENT INC./SOUTHOLD, LLC FOR CERTAIN REAL PROPERTY KNOWN AS FORMER HALL OF FAME BUILDING AND LOCATED AT 111 DR. MARTIN LUTHER KING, JR. DRIVE, SOUTH BEND,

IN 46601 DESIGNATED AS AN ECONOMIC REVITALIZATION AREA UNDER RESOLUTION 4456-15

[19-54](#) A RESOLUTION OF THE CITY OF SOUTH BEND WAIVING PETITIONER, THE LASALLE APARTMENTS, LLC NON-COMPLIANCE WITH IND. CODE §6-1.1-12.1.6 *ET SEQ.*

10. **BILLS ON FIRST READING**
BILL NO.

[30-19](#) FIRST READING ON AN ORDINANCE OF THE COMMON COUNCIL OF THE CITY OF SOUTH BEND, INDIANA AMENDING CHAPTER 13, ARTICLE 5, SECTION 13-75.5 OF THE SOUTH BEND MUNICIPAL CODE TO ADD DEALING IN A CONTROLLED SUBSTANCE ANALOG TO THE LIST OF PROHIBITED ACTIVITIES CONSTITUTING A DISORDERLY HOUSE

[31-19](#) 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

[32-19](#) 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 \$35,000 FROM SEWAGE WORKS O&M RESERVE FUND (#643)

[33-19](#) 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 \$50,000 FROM GENERAL FUND (#101), \$2,900,000 FROM PARKS AND RECREATION FUND (#201), \$64,316 FROM MOTOR VEHICLE HIGHWAY FUND (#202), \$491,466 GIFT, DONATION, BEQUEST FUND (#217), \$4,801,561 FROM CENTRAL SERVICES FUND (#222), \$64,316 FROM LOCAL ROAD & STREET FUND (#251), \$76,493 FROM HUMAN RIGHTS FEDERAL GRANT FUND (#258), \$23,325 FROM IT/INNOVATION/311 CALL CENTER FUND (#279), \$80,000 FROM COPS MORE GRANT FUND (#295), AND \$13,260 FROM COIT FUND (#404).

[34-19](#) FIRST READING ON 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, 2020

[35-19](#) FIRST READING ON 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, 2020 AND ENDING DECEMBER 31, 2020 INCLUDING ALL OUTSTANDING CLAIMS AND OBLIGATIONS FIXING A TIME WHEN THE SAME SHALL TAKE EFFECT

[36-19](#) FIRST READING ON 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, 2020 AND ENDING DECEMBER 31, 2020 INCLUDING ALL OUTSTANDING CLAIMS, AND OBLIGATIONS, AND FIXING A TIME WHEN THE SAME SHALL TAKE EFFECT

[37-19](#) FIRST READING ON AN ORDINANCE OF THE COMMON COUNCIL OF THE CITY OF SOUTH BEND, INDIANA, APPROPRIATING, ADOPTING AND APPROVING THE SOUTH BEND PUBLIC TRANSPORTATION CORPORATION'S 2020 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, 2020

[38-19](#) FIRST READING ON AN ORDINANCE OF THE COMMON COUNCIL OF THE CITY OF SOUTH BEND, INDIANA, AMENDING CHAPTER 19 OF THE SOUTH BEND MUNICIPAL CODE TO INCLUDE AN AMENDED ARTICLE 2 REGARDING ABATEMENT REGULATIONS ADDRESSING TALL GRASS, WEEDS, NOXIOUS WEEDS, AND RANK VEGETATION

- 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.
Please Give Reasonable Advance Request When Possible.

In the interest of providing greater public access and to promote greater transparency, the South Bend Common Council agenda has been translated into Spanish. All agendas are available online from the Council's website, and also in paper format in the Office of the City Clerk, 4th Floor County-City Building. Reasonable efforts have been taken to provide an accurate translation of the text of the agenda, however, the officiate 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.