



OFFICE OF THE CITY CLERK

DAWN M. JONES, CITY CLERK

MEMORANDUM

TO: MEMBERS OF THE COMMON COUNCIL
FROM: DAWN M. JONES, CITY CLERK
DATE: THURSDAY, SEPTEMBER 7, 2023
SUBJECT: COMMITTEE MEETING NOTICE

The following Common Council Committee Meetings have been scheduled for **Monday, September 11, 2023:**

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

The Council Chambers will be Open to the Public or Members of the Public May Attend this Meeting Virtually via Microsoft Teams Meeting app here: <https://tinyurl.com/09112023CC>.

4:00 P.M. **COMMUNITY INVESTMENT** **CHAIRPERSON, TOMAS MORGAN**
[Bill No. 51-23](#) – Riverfront Development Project, “The Expanded West Riverfront District”
[Bill No. 52-23](#) – New Municipal Riverfront Development Project “The Expanded East Riverfront District”
[Bill No. 23-55](#) – A Resolution for a Tax Abatement for Property Located at 1302 West Sample, South Bend, Indiana

4:25 P.M. **ZONING & ANNEXATION** **CHAIRPERSON, HAMANN**

[Bill No. 48-23](#) – A Zoning Ordinance for Property Located at 1044 at Lincolnway West, Councilmanic District No. 1

Council President Sharon L. McBride has called an **Informal Meeting** of the Council which will commence immediately after the adjournment of the Zoning & Annexation Committee Meeting.

INFORMAL MEETING OF THE COMMON COUNCIL

PRESIDENT, MCBRIDE

1. Discussion of Council Agenda
2. Update and Announcements
3. Adjournment

cc: Mayor James Mueller
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, September 11, 2023

7:00 PM

The South Bend Common Council meeting will be open to the public at the Council Chambers on the 4th floor of the County-City Building, 227 W. Jefferson Blvd., South Bend, IN 46601

or available by way of a virtual meeting using the Microsoft Teams Meeting App. Public access to the meeting can be granted by this Microsoft Teams

Link: <https://tinyurl.com/09112023SBCC>.

1. **INVOCATION**

Pastor Debra Givens, New Horizon Ministries

2. **PLEDGE OF ALLEGIANCE**

3. **ROLL CALL**

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

5. **SPECIAL BUSINESS**

6. **REPORTS FROM CITY OFFICES**

7. **COMMITTEE OF THE WHOLE**
BILL NO.

[48-23](#) PUBLIC HEARING ON AN ORDINANCE OF THE COMMON COUNCIL OF THE CITY OF THE SOUTH BEND, INDIANA, APPROVING A PETITION OF THE ADVISORY BOARD OF ZONING APPEALS FOR THE PROPERTY LOCATED AT 1044 LINCOLNWAY WEST, COUNCILMANIC DISTRICT NO. 1 IN THE CITY OF SOUTH BEND, INDIANA

[51-23](#) PUBLIC HEARING ON AN ORDINANCE OF THE COMMON COUNCIL OF THE CITY OF THE SOUTH BEND, INDIANA, AUTHORIZING AND ESTABLISHING THE BOUNDARIES OF A NEW MUNICIPAL RIVERFRONT DEVELOPMENT PROJECT “THE EXPANDED WEST RIVERFRONT DISTRICT”

[52-23](#) PUBLIC HEARING ON AN ORDINANCE OF THE COMMON COUNCIL OF THE CITY OF THE SOUTH BEND, INDIANA, AUTHORIZING AND ESTABLISHING THE BOUNDARIES OF A NEW MUNICIPAL RIVERFRONT DEVELOPMENT PROJECT “THE EXPANDED EAST RIVERFRONT DISTRICT”

8. **RISE AND REPORT**

9. **REGULAR MEETING RECONVENED**

10. **BILLS ON THIRD READING**

BILL NO.

[48-23](#) THIRD READING ON AN ORDINANCE OF THE COMMON COUNCIL OF THE CITY OF THE SOUTH BEND, INDIANA, APPROVING A PETITION OF THE ADVISORY BOARD OF ZONING APPEALS FOR THE PROPERTY LOCATED AT 1044 LINCOLNWAY WEST, COUNCILMANIC DISTRICT NO. 1 IN THE CITY OF SOUTH BEND, INDIANA

[51-23](#) THIRD READING ON AN ORDINANCE OF THE COMMON COUNCIL OF THE CITY OF THE SOUTH BEND, INDIANA, AUTHORIZING AND ESTABLISHING THE BOUNDARIES OF A NEW MUNICIPAL RIVERFRONT DEVELOPMENT PROJECT “THE EXPANDED WEST RIVERFRONT DISTRICT”

[52-23](#) THIRD READING ON AN ORDINANCE OF THE COMMON COUNCIL OF THE CITY OF THE SOUTH BEND, INDIANA, AUTHORIZING AND ESTABLISHING THE BOUNDARIES OF A NEW MUNICIPAL RIVERFRONT DEVELOPMENT PROJECT “THE EXPANDED EAST RIVERFRONT DISTRICT”

11. **RESOLUTIONS**

BILL NO.

[23-55](#) A RESOLUTION OF THE COMMON COUNCIL OF THE CITY OF THE SOUTH BEND, INDIANA, DESIGNATING CERTAIN AREAS WITHIN THE CITY OF SOUTH BEND, INDIANA, COMMONLY KNOWN AS 1302 WEST SAMPLE STREET AN ECONOMIC REVITALIZATION AREA FOR PURPOSES OF A FIVE-YEAR (5) PERSONAL PROPERTY TAX ABATEMENT FOR IMAGINEERING ENTERPRISES

12. **BILLS OF FIRST READING**

BILL NO.

[53-23](#) FIRST READING ON AN ORDINANCE OF THE COMMON COUNCIL OF THE CITY OF THE SOUTH BEND, INDIANA, APPROVING A PETITION OF THE ADVISORY BOARD OF ZONING APPEALS FOR THE PROPERTY LOCATED AT 1132 PORTAGE AVENUE, COUNCILMANIC DISTRICT NO. 1 IN THE CITY OF SOUTH BEND, INDIANA

[54-23](#) FIRST READING ON AN ORDINANCE OF THE COMMON COUNCIL OF THE CITY OF THE SOUTH BEND, INDIANA, APPROVING A PETITION OF THE ADVISORY BOARD OF ZONING APPEALS FOR THE PROPERTY LOCATED AT 1128 PORTAGE AVENUE, COUNCILMANIC DISTRICT NO. 1 IN THE CITY OF SOUTH BEND, INDIANA

[55-23](#) FIRST READING ON AN ORDINANCE OF THE COMMON COUNCIL OF THE CITY OF THE SOUTH BEND, INDIANA, APPROVING A PETITION OF THE ADVISORY BOARD OF ZONING APPEALS FOR THE PROPERTY LOCATED AT 110 S MAIN STREET, COUNCILMANIC DISTRICT NO. 2 IN THE CITY OF SOUTH BEND, INDIANA

[56-23](#) FIRST READING ON AN ORDINANCE OF THE COMMON COUNCIL OF THE CITY OF THE SOUTH BEND, INDIANA, ADOPTING AND APPROVING THE SOUTH BEND PUBLIC TRANSPORTATION CORPORATION'S 2024 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, 2024

[57-23](#) FIRST READING ON AN ORDINANCE OF THE COMMON COUNCIL OF THE CITY OF THE 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, 2024, AND APPROPRIATING MONIES FOR THE PURPOSE OF DEFRAYING THE EXPENSES OF THE CITY OF SOUTH BEND, INDIANA FOR THE FISCAL YEAR BEGINNING JANUARY 1, 2024 AND ENDING DECEMBER 31, 2024, INCLUDING ALL OUTSTANDING CLAIMS AND OBLIGATIONS, AND FIXING A TIME WHEN THE SAME SHALL TAKE EFFECT

[58-23](#) FIRST READING ON AN ORDINANCE OF THE COMMON COUNCIL OF THE CITY OF THE SOUTH BEND, INDIANA, BUDGET TRANSFERS FOR VARIOUS DEPARTMENTS WITHIN THE CITY OF SOUTH BEND, INDIANA FOR THE YEAR 2023

[59-23](#) FIRST READING ON AN ORDINANCE OF THE COMMON COUNCIL OF THE CITY OF THE SOUTH BEND, INDIANA, APPROPRIATING ADDITIONAL FUNDS FOR CERTAIN DEPARTMENTAL AND CITY SERVICES OPERATIONS FOR THE YEAR 2023 OF \$1,740,000 FROM THE GENERAL FUND (#101), \$356,800 FROM THE PARKS AND RECREATION FUND (#201), \$104,999 FROM THE MOTOR VEHICLE HIGHWAY FUND (#202), \$1,200,000 FROM THE CENTRAL SERVICES FUND (#222), \$160,200 FROM THE PARKING GARAGES FUND (#601), \$42,688 FROM THE WATER WORKS CAPITAL FUND (#622), \$200,000 FROM THE SEWER REPAIR INSURANCE FUND (#640), \$3,000,000 FROM THE SEWAGE WORKS CAPTIAL FUND (#642), AND \$293,000 FROM THE STORM SEWER FUND (#667)

[60-23](#) FIRST READING ON AN ORDINANCE OF THE COMMON COUNCIL OF THE CITY OF THE SOUTH BEND, INDIANA, AMENDING ORDINANCE NO. 10894-22, WHICH FIXES MAXIMUM SALARIES AND WAGES OF APPOINTED OFFICERS AND NON-BARGAINING EMPLOYEES OF EXECUTIVE DEPARTMENTS OF THE CITY OF SOUTH BEND FOR CALENDAR YEAR 2023, TO ESTABLISH ONE NEW FULL-TIME POSITION

[61-23](#) FIRST READING ON AN ORDINANCE OF THE COMMON COUNCIL OF THE CITY OF THE SOUTH BEND, INDIANA, AMENDING CHAPTER 6, ARTICLE 13, SECTIONS 6-71 THROUGH 6-78 ADDRESSING RESPONSIBLE BIDDING PRACTICES AND

SUBMISSION REQUIREMENTS ON PUBLIC WORKS PROJECTS

13. **UNFINISHED BUSINESS**
14. **NEW BUSINESS**
15. **PRIVILEGE OF THE FLOOR**
16. **ADJOURNMENT**

NOTICE FOR HEARING AND SIGHT-IMPAIRED PERSONS

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2023 COMMON COUNCIL STANDING COMMITTEES (Rev. 04-24-2023)

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.

Rachel Tomas Morgan, Chairperson
Troy Warner, Vice-Chairperson
Henry Davis, Jr., Member

Eli Wax, Member
Thomas Kurzhal, *Citizen Member*
Kaine Kanczuzewski, *Citizen 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.

Troy Warner, Chairperson
Lori K. Hamann, Vice-Chairperson
Citizen Member

Canneth Lee, Member
Eli Wax, 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*.

Sharon L. McBride, Member
Sheila Niezgodski, Member

Eli Wax, 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.

Eli Wax, Chairperson
Karen L. White, Vice-Chairperson
Rachel Tomas Morgan, Member

Troy Warner, Member
Canneth Lee, Member
Desmont Upchurch, *Citizen 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.

Rachel Tomas Morgan, Chairperson
Lori K. Hamann, Vice-Chairperson
Matthew Coats, *Citizen Member*

Canneth Lee, Member
Maria Gibbs, *Citizen 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.

Canneth Lee, Chairperson
Troy Warner, Vice-Chairperson
Beth Sanford, *Citizen Member*

Henry Davis, Jr., Member
Rachel Tomas Morgan, Member
Citizen Member



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.

Sheila Niezgodski, Chairperson
Troy Warner, Vice-Chairperson
Rachel Tomas Morgan, Member

Eli Wax, Member
Canneth Lee, 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.

Sheila Niezgodski, Chairperson
Karen L. White, Vice-Chairperson
Jason Piontek, *Citizen Member*

Lori K. Hamann, Member
Carl Littrell, *Citizen Member*

RESIDENTIAL NEIGHBORHOODS COMMITTEE

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

Karen L. White, Chairperson
Canneth Lee, Vice-Chairperson
Amika Micou, *Citizen Member*

Henry Davis, Jr., Member
Sheila Niezgodski, Member
Lakeyue Williams, *Citizen 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.

Henry Davis, Jr., Chairperson
Eli Wax, Vice-Chairperson
Citizen Member

Troy Warner, Member
Lori K. Hamann, Member
Citizen 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.

Lori K. Hamann, Chairperson
Henry Davis, Jr., Vice-Chairperson
James Snodgrass, *Citizen Member*

Sheila Niezgodski, Member
Karen L. White, 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.

Troy Warner, Member

Eli Wax, Member



2023 COMMON COUNCIL STANDING COMMITTEES (Rev.01-09-2023)

CANNETH LEE, 1ST District Council Member

Chairperson, Committee of the Whole

PARC Committee, Chairperson

Residential Neighborhoods Committee, Vice-Chairperson
Community Relations Committee, Member

Health & Public Safety Committee, Member
Information & Technology Committee, Member
Personnel & Finance Committee, Member

HENRY DAVIS, JR. 2ND District Council Member

Utilities Committee, Chairperson

Zoning & Annexation Committee, Vice-Chairperson
Community Investment Committee, Member

Residential Neighborhoods Committee, Member
PARC Committee, Member

SHARON L. MCBRIDE, 3RD District Council Member

President

Council Rules Committee, Member

TROY WARNER, 4TH District Council Member

Community Relations Committee, Chairperson

Personnel & Finance Committee, Vice-Chair
PARC Committee, Vice-Chairperson

Health & Public Safety Committee, Member
Utilities Committee, Member
Sub-Committee on the Minutes, Member

ELI WAX, 5TH District Council Member

Health & Public Safety Committee, Chairperson

Utilities Committee, Vice-Chairperson
Community Investment, Member
Personnel & Finance Committee, Member

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

SHEILA NIEZGODSKI, 6TH District Council Member

Vice-President

Personnel & Finance Committee, Chairperson

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

Residential Neighborhoods Committee, Member
Zoning & Annexation Committee, Member

RACHEL TOMAS MORGAN, AT LARGE Council Member

Information & Technology Committee, Chairperson

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

PARC Committee, Member
Personnel & Finance Committee, Member

KAREN L. WHITE, AT LARGE Council Member

Residential Neighborhoods Committee, Chairperson

Health & Public Safety Committee, Vice-Chairperson

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

LORI K. HAMANN, AT LARGE Council Member

Zoning & Annexation Committee, Chairperson

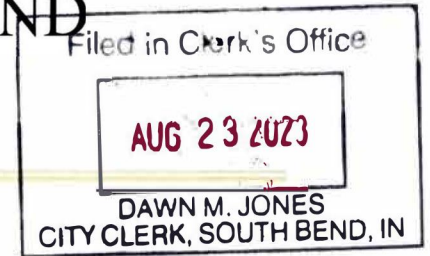
Information & Technology Committee, Vice-Chairperson
Community Relations Committee, Vice-Chairperson

Public Works & Property Vacation, Member
Utilities Committee, Member

BILL NO. 51-23



CITY OF SOUTH BEND COMMUNITY INVESTMENT



August 23, 2023

Council Member Sharon McBride
President
South Bend Common Council
County-City Building, 4th Floor
South Bend, Indiana 46601

Council Member Rachel Tomas Morgan
Chairperson
Community Investment Committee
South Bend Common Council
County-City Building, 4th Floor
South Bend, Indiana 46601

RE: An Ordinance of the Common Council of the City of South Bend, Indiana, amending the legal description and map of Ordinance No. 10165-12, as amended, and designating a Municipal Riverfront Development Project to be known as the "Expanded West Riverfront District"

Dear President McBride and Council Member Tomas Morgan,

Attached for filing with the Common Council of the City of South Bend is an ordinance amending the legal description and map within Ordinance No. 10165-12, as amended, to expand the boundaries of the existing Riverfront Development Project Area. Please include the attached ordinance on the Council agenda for first reading at the August 28, 2023, Council meeting, and set it for public hearing at the Council meeting on September 11, 2023.

If adopted, this ordinance would expand the Riverfront boundaries downtown and into areas west of the St. Joseph River. The Department of Community Investment will present to the Common Council for its consideration a similar ordinance that will expand the boundaries on the east side of the river.

The Riverfront Development Project Area enables businesses within the boundaries of the area to acquire three-way liquor licenses at a substantially reduced cost. Exhibits A and B attached to the ordinance contain the new map and legal description, respectively, of the expanded area.

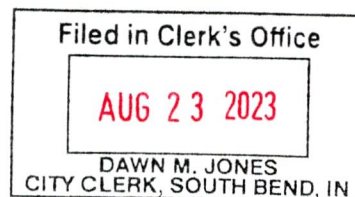
To date, since the South Bend Common Council first passed Ordinance No. 10165-12 in June 2012, establishing the Riverfront Development Project Area, it has been amended in December 2013 and March 2017. More than 20 active licenses have been issued in the Project Area, and this has helped spur economic development within the downtown and East Bank areas. Expansion of the district is expected to continue to attract investment in South Bend, including more dining establishments and entertainment and cultural venues.

If you or any of the other Council members have questions concerning the report or need additional information, please feel free to call me at (574) 235-5838.

Sincerely,

Erik Glavich
Director, Growth and Opportunity

BILL NO. 51-23
ORDINANCE NO. 10965-23



**AN ORDINANCE OF THE COMMON COUNCIL OF THE CITY OF
SOUTH BEND, INDIANA, AUTHORIZING AND ESTABLISHING THE
BOUNDARIES OF A NEW MUNICIPAL RIVERFRONT DEVELOPMENT
PROJECT "THE EXPANDED WEST RIVERFRONT DISTRICT"**

STATEMENT OF PURPOSE AND INTENT

To complement economic development efforts of cities and towns, the Indiana General Assembly enacted Ind. Code § 7.1-3-20-16.1 (the "Act"). The Act allows the Indiana Alcohol and Tobacco Commission ("ATC") to issue one-way, two-way, and three-way nontransferable permits without regard to the ATC quota restrictions to restaurants located within an authorized Municipal Riverfront Development Project, funded in part with State and City money.

The St. Joseph River is among the City of South Bend's most beautiful and treasured assets, and the optimum utilization of this valuable resource has been emphasized repeatedly and prioritized in City planning. The South Bend Common Council recognized this by its adoption on June 25, 2012, of a Downtown Riverfront Development Project (also known as the "Downtown Riverfront District") in Ordinance No. 10165-12 that was amended in its legal description by Ordinance No. 10178-12 (August 27, 2012), and expanded by Ordinance Nos. 10281-13 (December 9, 2013), and 10501-17 (March 13, 2017).

The Downtown Riverfront District has resulted in the growth and success of many innovative restaurants and culture-enhancing businesses which serve alcoholic beverages, most of which are locally owned, operated, and inspired. The Downtown Riverfront District has also brought economic growth, strength, and development to the entire area within and bordering on its boundaries.

To encourage new restaurant proprietors to invest in the part of South Bend contiguous to the west side of the St. Joseph River, the South Bend Common Council determines that it is in South Bend's best interest to authorize and establish boundaries for

a new Municipal Riverfront Development Project to be known as “the Expanded West Riverfront District.” Those persons desiring riverfront permits in this District will work with the City Administration and will follow the City Administration’s established rules and procedures and, as amended, to obtain executive approval for a Riverfront 221-3 Riverfront License. The City Department of Community Investment has developed these rules, policies, and procedures to assure that applicants and holders of these special alcoholic beverage permits maintain these enterprises for a cuisine or culture-focused experience, and not for the main purpose of liquor consumption.

This Ordinance identifies the boundaries of a new Municipal Riverfront Development Project, “The Expanded West Riverfront District,” as shown in the map attached as Exhibit A, and the Council finds that these boundaries comply in all respects with the Act in that the designated area borders on at least one side of the St. Joseph River. The Council further finds that Exhibit B is a true, complete legal description of the area depicted on the Map (Exhibit A), and that the entire authorized real estate as legally described in Exhibit B is located within an economic development area established under Indiana law.

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

SECTION I. The area shown on the map attached as Exhibit A with its legal description in Exhibit B is hereby designated as a Municipal Riverfront Development Project for the City of South Bend pursuant to the Act and shall be known as the “Expanded West Riverfront District,” which meets all qualifications for such a Project under the Act. In the event that any part of such area does not meet the criteria of the Act, that part shall be deemed excluded from the Project Area, and the remaining parts of the Area shall retain its Project designation.

SECTION II. The City Administration shall follow its established rules, policies, and procedures, as amended, for individuals, corporations, and business entities to apply for a Riverfront License pursuant to the Act and consistent with the regulations promulgated as a result of the Act.

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.

Sharon McBride, President
South Bend Common Council

Attest:

Dawn M. Jones, City Clerk

Presented by me to the Mayor of the City of South Bend, Indiana on the _____ day of _____, 2____, at _____ o'clock _____.m.

Dawn M. Jones, City Clerk

Approved and signed by me on the _____ day of _____, 2____, at _____ o'clock, _____.m.

James Mueller, Mayor
City of South Bend, Indiana

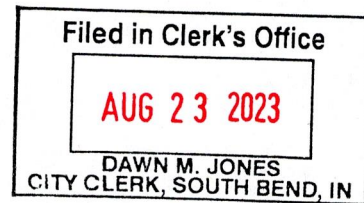
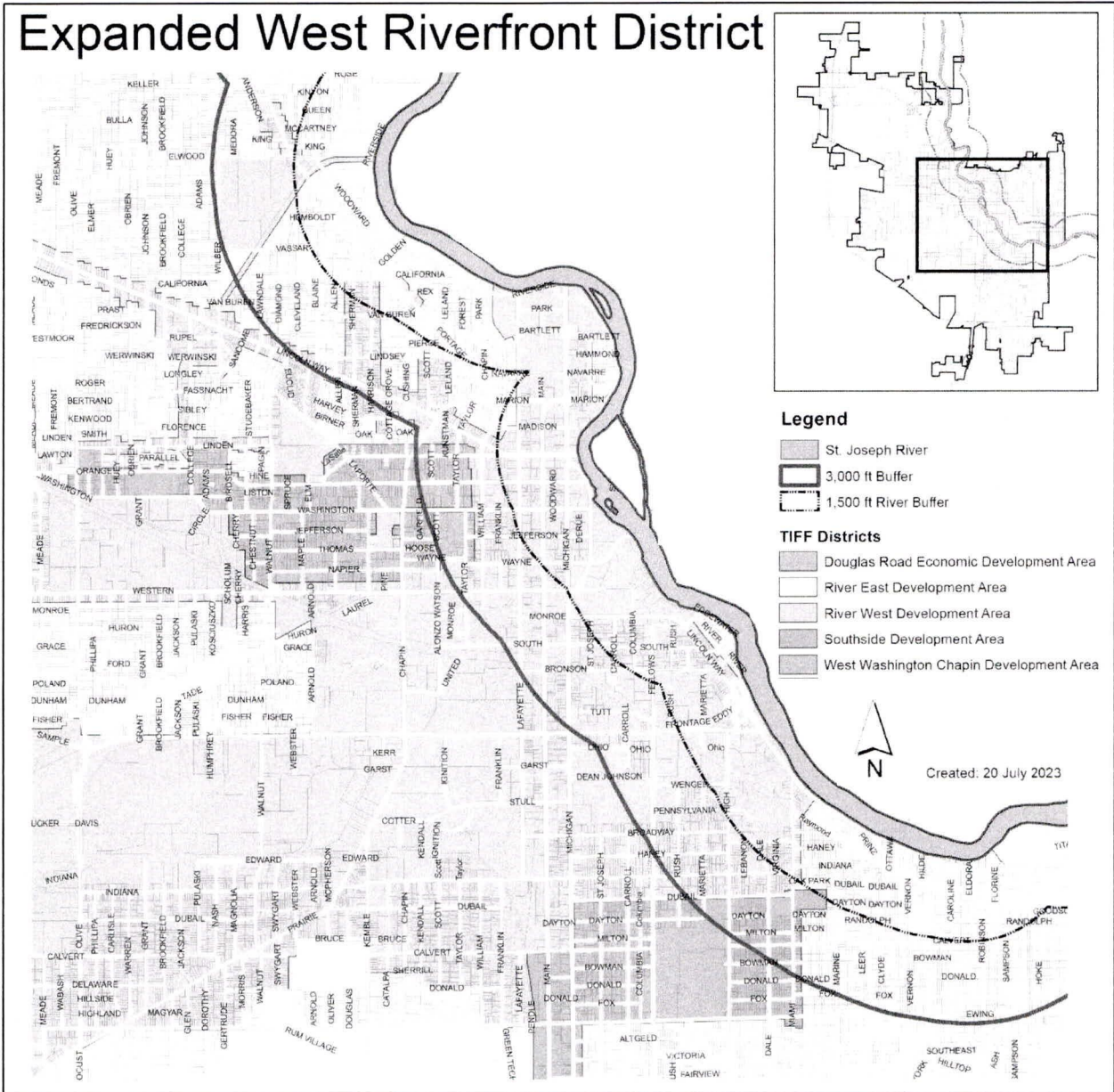


EXHIBIT A

Expanded West Riverfront District



Legend

- St. Joseph River
 - 3,000 ft Buffer
 - 1,500 ft River Buffer
- ### TIFF Districts
- Douglas Road Economic Development Area
 - River East Development Area
 - River West Development Area
 - Southside Development Area
 - West Washington Chapin Development Area



Created: 20 July 2023

EXHIBIT B

Legal Description for the Expanded West Riverfront District

Beginning at the intersection of the of the Centerline of the St. Joseph River with the Centerline of Ironwood Drive; thence South along the Centerline of Ironwood Drive to a point which is directly East of the Southeast corner of Lot # 84 of the Plat of "Ewing Park Addition" as recorded in the records of the St. Joseph County, Indiana recorder's office; thence West, a distance of 30 feet more or less to said Southeast Lot corner; thence West, a distance of 123 feet more or less along the South line of said Lot to the Southwest corner of said Lot said point also being on the East right-of-way line of a 14 foot wide North and South Public Alley; thence South along said East line and its Southerly extension crossing Fox Street to the Northwest corner of Lot # 138 in said Plat, said corner also being on the South right-of-way line of Fox Street; thence West along said South line to the Northeast corner of Lot # 131 in said Plat; thence South along the East line of said Lot, 130 feet more or less to the Southeast corner of said Lot, said corner also being on the North right-of-way line of a 14 foot wide East and West Public Alley; thence West along said North line and its Westerly extension crossing Hoke Street to the Southeast corner of Lot # 125 in said Plat, said corner also being on the West right-of-way line of Hoke Street; thence South along said West line to the Southeast corner of Lot # 156 in said Plat, said corner also being on the North right-of-way line of Ewing Avenue; thence West along said North line to the Southwest corner of a Parcel of ground having a Tax Key Number of 018-7119-4192 in the records of the St. Joseph County, Indiana Auditor's office; thence to a point of intersection with the Centerline of said Ewing Street; thence West along said Centerline crossing Sampson Street, Robinson Street, Caroline Street, Twyckenham Drive and Vernon Street, to a point which is directly South of the Southeast corner of Lot # 92 of the Plat of "Kelsey's Ewing Avenue Addition" as recorded in the records of said County; thence North, a distance of 40 feet more or less to said Lot corner, said Lot corner also being on the North right-of-way line of Ewing Avenue; thence West along said North line to a point of intersection with the East right-of-way line of Clyde Street; thence North along said East line to the Southwest corner of Lot # 67 in said Plat; thence West crossing Clyde Street to the Southeast corner of Lot # 68 in said Plat, said Lot corner also being on the North right-of-way line of a 14 foot wide East and West Public Alley; thence West along said North line and crossing a 14 foot wide North and South Public Alley to a point on the West right-of-way line of said Public Alley; thence North along said West line to the to the Southeast corner of Lot # 72 in said Plat; thence West along the South line of said Lot, a distance of 127 feet more or less to the Southwest corner of said Lot, said Lot corner also being on the East right-of-way line of Leer Street; thence North along said East line to the Northwest corner of said Lot; thence West crossing Leer Street to the Northeast corner of Lot # 88 in the Plat of "White's Southlawn Subdivision" as recorded in the records of said County; thence North crossing Fox Street to the Southeast corner of Lot # 63 in said Plat; thence North along the West right-of-way line of Leer Street to the Northeast corner of said Lot # 63; thence West along the North line of said Lot and its Westerly extension crossing a

14 foot wide North and South Public Alley to a point on the West line of said Alley; thence North along said West line and crossing a 14 foot wide East and West Public Alley to the Southeast corner of Lot # 57 in said Plat, said Lot corner also being on the North right-of-way line of said East and West Public Alley; thence West along said North line and its Westerly extension crossing Marine Street to the Southeast corner of Lot # 49 in said Plat, said Lot corner also being on the North line of a East and West 14 foot wide Public Alley; thence West along said North line to the Southeast corner of Lot # 253 in the Plat of "South-East Addition 3rd Plat" as recorded in the records of said County; thence North along the East line of said Lot, a distance of 104 feet more or less to the Northeast corner of said Lot, said Lot corner also being on the South right-of-way line of Donald Street; thence West along said South line to the Northeast corner of Lot # 260 in said Plat; thence North crossing Donald Street to the Southeast corner of Lot # 237 in said Plat, said Lot corner also being on the North right-of-way line of Donald Street; thence West along said North line to the Southwest corner of said Lot, said Lot corner also being on the East right-of-way line of Miami Street; thence West crossing Miami Street to the Southeast corner of Lot # 3 in the Plat of "Oak Park 4th Addition" as recorded in the records of said County, said Lot corner also being on the West right-of-way line of Miami Street; thence North along said West line, a distance of 86 feet more or less to the Southeast corner of Lot # 1 in said Plat; thence West along said South line, a distance of 132 feet more or less to the Southwest corner of said Lot, said Lot corner also being on the East right-of-way line of a 14 foot wide North and South Public Alley; thence North along said East line to the Southwest corner of Lot # 234 in the Plat of "South East 3rd Addition" as recorded in the records of said County; thence West crossing a 14 foot wide North and South Public Alley to the Southeast corner of Lot # 231 in said Plat, said Lot corner on the North right-of-way line of a 14 foot East and West Public Alley; thence West along said North line to the Southwest corner of Lot # 230 in said Plat; thence North along the West line of said Lot, a distance of 128 feet more or less to the Northwest corner, said Lot corner also being on the South right-of-way line of Bowman Street; thence North crossing Bowman Street to the Southeast corner of Lot # 145 in the Plat of "South East Addition" as recorded in the records of said County, said Lot corner also being on the North right-of-way line of Bowman Street; thence West along said North line and crossing Dale Street to the Southwest corner of Lot # 140 in said Plat; thence North along the West line of said Lot and crossing a 14 foot wide East and West Public Alley to the Southeast corner of Lot # 106 in said Plat, said Lot corner also being on the North right-of-way line of said Public Alley; thence West along said North line to the Southwest corner of Lot # 108 in said Plat; thence North along the West line of said Lot, a distance of 128 feet more or less to the Northwest corner of said Lot, said Lot corner also being on the South right-of-way line of Calvert Street; thence West along said South line to the Northwest corner of Lot # 111 in said Plat; thence North crossing Calvert Street to the Southwest corner of Lot # 80 in said Plat, said Lot corner also being on the North right-of-way line of Calvert Street; thence West along said North line to the Southwest corner of Lot # 75 in said Plat; thence North along the West line of said Lot, a distance of 75 feet more or less to the Northwest corner of said Lot, said Lot corner also being on the South right-of-way line a 14 foot East and West Public Alley; thence West along said South line and its Westerly extension crossing High Street to a point on the West right-of-way of High Street; thence North along said West line to the

Northeast corner of Lot # 2 of the Plat of "Riley High School Minor Subdivision" as recorded in the records of said County; thence West along the North line of said Lot to a point of intersection with the East right-of-way line of Marietta Street; thence North along said East line, a distance of 60 feet more or less; thence West crossing Marietta Street to the Southeast corner of Lot # 90 in the Plat of "Studebaker 2nd Addition" as recorded in the records of said County, said Lot corner also being on the North right-of-way line of Dayton Street; thence West along said North line, a distance of 40 feet more or less to the Southwest corner of said Lot; thence North along the West line of said Lot and its Northerly extension crossing a 14 foot wide East and West Public Alley to the Southeast corner of Lot # 72 in the Plat of "Studebaker's 1st Addition" as recorded in the records of said County, said Lot corner also being on the North right-of-way line of a 14 foot wide East and West Public Alley; thence West along said North line to the Southwest corner of Lot # 69 in said Plat; thence North along the West line of said Lot, a distance of 165 feet more or less to the Northwest corner of said Lot; thence Northerly crossing Dubail Street to the Southeast corner of a Parcel of ground having a Tax Key Number of 018-7046-1789 in the records of said Auditor's office, said Parcel corner also being on the North right-of-way line of Dubail Street; thence West along said North line to the Southwest corner of Lot # 45 in said Plat, said Lot corner also being on the East right-of-way line of Rush Street; thence North along said East line to the Northwest corner a Parcel of ground having a Tax Key Number of 018-7046-1785 in the records of said Auditor's office; thence West crossing Rush Street to the Northeast corner of a Parcel of ground having a Tax Key Number of 018-7046-1783.01 in the records of said Auditor's office; thence North crossing a 14 foot wide East and West Public Alley to the Southeast corner of Lot # 9 in said Plat, said Lot corner also being on the North right-of-way line of a 14 foot wide East and West Public Alley; thence West along said North line to the Southwest corner of a Parcel of ground having a Tax Key Number of 018-7046-1766 in the records of said Auditor's office; thence North along the West line of said Parcel, a distance of 165 feet more or less to the Northwest corner of said Lot, said Lot corner also being on the South right-of-way line of Indiana Avenue; thence North crossing Indiana Avenue to a point on the North right-of-way line of said Indiana Avenue; thence West along said North line to the Southwest corner of Lot # 19 of the Plat of "Indiana Avenue Addition" as recorded in the records of said County; thence North along the West line of said Lot to the Southeast corner of Lot # 15 in said Plat; thence West along the South line of said Lot, a distance of 85 feet more or less to the Southwest corner of said Lot; thence West crossing Fellows Street to the Southeast corner of Lot # 100 in said Plat, said Lot corner also being on the West right-of-way of Fellows Street; thence North along said West line, a distance of 40 feet more or less to the Northeast corner of said Lot; thence West along the North line of said Lot, a distance of 85.7 feet more or less to the Northwest corner of said Lot; thence North along the West line of Lot # 102 in said Plat and its Northerly extension crossing Haney Avenue to a point on the North right-of-way line of said Haney Avenue; thence West along said North line to the Southwest corner of Lot # 351 in the Plat of "Broadway 2nd Addition" as recorded in the records of said County; said Lot corner also being on the East right-of-way line of a 20 foot wide more or less North and South Public Alley; thence North along said East line to the Northwest corner of said Lot; thence West crossing said 20 foot more or less wide East and West Public Alley to the Northeast corner of Lot # 350

in said Plat, said Lot corner also being on the South right-of-way line of a 14 foot wide East and West Public Alley; thence West along said South line to the Northwest corner of Lot # 346 in said Plat, said Lot corner also being on the East right-of-way line of Carroll Street; thence North along said East line and crossing Broadway Street to a point on the North right-of-way line of said Broadway Street; thence West along said North line to the Southwest corner of Lot # 7A in the Plat of "American Home Dreams Replat" as recorded in the records of said County; thence North along the West line of said Lot and its Northly extension crossing a 14 foot wide East and West Public Alley to a point on the South line of Lot # 1A of the Plat of "Ivy Tech 2nd Minor Subdivision" as recorded in the records of said County; thence West along the South line of said Lot to the Southwest corner of said Lot, thence along the Westerly line of said Lot to a point of intersection with the East right-of-way of Michigan Street; thence North along said East line and crossing Dean Johnson Drive to a point of intersection with the South right-of-way line of Ohio Street; thence East along said South line, a distance of 150 feet more or less; thence North crossing Ohio Street to a point of intersection with the North right-of-way of said Ohio Street with the West right-of-way line of a 12 foot wide North and South Public Alley; thence North along said West line to a point on the South right-of-way line of Sample Street; thence West along said South line and crossing Michigan Street to a point of intersection of the West line of Michigan Street with the South line of Sample Street; thence North crossing Sample Street to the Southeast corner of Lot "A" of the Plat of "Daniel Garst's First Addition to the City of South Bend, Center for the Homeless 1st Replat" as recorded in the records of said County; thence North along the East line of said Lot and the West right-of-way line of Michigan Street to the Southeast corner of Lot "B" of said Plat; thence West along the South line of said Lot to the Southwest corner of said Lot, said corner also being on the East right-of-way line of a 14 foot wide North and South Public Alley; thence North along said East line to a point which is directly East of the Southeast corner of a Parcel of ground having a Tax Key Number of 018-3041-1586 in the records of said Auditor's office; thence West along the South line of said Parcel and the South line of a Parcel of ground having a Tax Key Number of 018-3041-1583 in the records of said Auditor's office to the Southwest corner of said Parcel; thence West crossing Main Street to a point of intersection of the West right-of-way line of said Main Street with the Centerline of vacated Tutt Street; thence North along said West line to the Southeast corner of Lot # 1 of the Plat of "Vandalia Station Minor Subdivision" as recorded in the records of said County; thence West along the South line of said Lot, a distance of 172.38 feet more or less to the Southwest corner of said Lot; thence North along the West line of said Lot to the Northwest corner of said Lot, said Lot corner also being on the South right-of-way line of Bronson Street; thence West along said South line and its Westerly extension crossing Lafayette Boulevard to a point on the West right-of-way line of said Lafayette Boulevard; thence North along said West line to the Southeast corner of a Parcel of ground having a Tax Key Number of 018-3043-1659.02 in the records of said Auditor's office; thence Westerly along the South line of said Parcel to the Southwest corner of said Parcel; thence North along the West line of said Parcel and its Northerly extension crossing South Street to a point on the North right-of-way line of South Street; thence West along said North to the Southeast corner of a Parcel of ground having a Tax Key Number of 018-3014-0514 in the records of said Auditor's office; thence North along the East line of said Parcel and

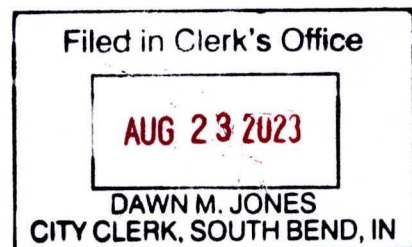
the East line of a Parcel of ground having a Tax Key Number of 018-3014-0512 in the records of said Auditor's office, to the Northeast corner of said Parcel; thence West along the North line of said Parcel to the Northwest corner of said Parcel, said Parcel corner also being on the East right-of-way line of Taylor Street; thence North along said East to the Northwest corner of a Parcel of ground having a Tax Key Number of 018-3014-0515 in the records of said Auditor's office; thence West crossing said Taylor Street to a point on the West right-of-way line of said Taylor Street; thence North along said West line to a point of intersection with the South right-of-way line of Western Avenue; thence North crossing Western Avenue to a point on the North right-of-way line of Western Avenue; thence West along said North line, a distance of 239.50 feet more or less to a point of intersection with the West right-of-way line of a 12 foot wide North and South Public Alley; thence North along said West line and its Northerly extension to the South line of Lot # 54 of the Plat of "State Bank of Indiana Plat of Outlots, Town of South Bend" as recorded in the records of said County; thence West along the South line of said Lot to the Southwest corner of said Lot, said Lot corner also being on the East right-of-way line of Scott Street; thence North along said East line to a point which is directly East of the Southeast corner of a Parcel of ground having a Tax Key Number of 018-3050-1946 in the records of said Auditor's office; Thence West crossing Scott Street to said Parcel corner, said Parcel corner also being on the North right-way line of Jefferson Boulevard; thence West along said North line to the Southwest corner of said Parcel; thence North along the West line of said Parcel to the South line of a Parcel of ground having a Tax Key Number of 018-3050-1944 in the records of said Auditor's office; thence West along the South line of said Parcel to the Southwest corner of said Parcel; thence North along the West line of said Parcel and the West line of Parcels having a Tax Key Numbers of 018-3050-1943, 018-3050-1918 and 018-3050-1916 in the records of said Auditor's office to the Northwest corner of said Parcel, said Parcel corner also being on the South right-of-way line of Washington Street; thence North crossing Washington Street to a point on the North right-of-way of said Washington Street; thence West along said North line to the Southeast corner of a Parcel of ground having a Tax Key Number of 018-1024-1038 in the records of said Auditor's office; thence North along said East line to the Northeast corner of said Parcel; thence West along the North line of said Parcel to the Southeast corner of a Parcel of ground having a Tax Key Number of 018-1024-1034 in the records of said Auditor's office; thence North along the East line of said Parcel to the Northeast corner of said Parcel, said Parcel corner also being on the South right-of-way line of Colfax Avenue; thence North crossing Colfax Avenue to a point on the North right-of-way line of Colfax Avenue; thence West along said North line to the Southwest corner of a Parcel of ground having a Tax Key Number of 018-1026-1137 in the records of said Auditor's office; thence North along the West line of said Parcel to the Northwest corner of said parcel; thence East along said North line to a point which is directly South of the Southwest corner of a Parcel of ground having a Tax Key Number of 018-1026-1127 in the records of said Auditor's office; thence North crossing a 14 foot wide East and West Public Alley to said Southwest parcel corner; thence North along the West line of said Parcel to the Northwest corner of said Parcel, said Parcel corner also being on the South right-of-way line of Lasalle Avenue; thence Northeasterly crossing Lasalle Avenue to the Southeast corner of a Parcel of ground having a Tax Key Number of 018-1026-1116 in the records of said Auditor's office; thence Northeasterly along said Parcel

and the Easterly Line of Parcels of ground having a Tax Key Numbers of 018-1028-1269 and 018-1029-1298 in the records of said Auditor's office to the Northeast corner of said Parcel, said Parcel corner also being on the South right-of-way line of Oak Street; thence crossing Oak Street to a point on the North right-of-way of said Oak Street thence Northwesterly along said North line to a point of intersection with the Southeast corner of Lot # 7 in the Plat of "Heintzman's Addition" as recorded in the records of said County, said Lot corner also being on the West right-of-way line of a 13.06 foot wide Public Alley; thence North along said West line to the Southeast corner of Lot # 5 in said Plat; thence West along the South line of said Lot and its Westerly extension crossing Cushing Street to the Southeast corner of Lot # 15 in said Plat, said Lot corner also being on the West right-of-way line of Cushing Street; thence North along said West line to the Northeast corner of Lot # 14 in said Plat; thence West along said North line, a distance of 120.23 feet more or less to the Northwest corner of said Lot, said Lot corner also being on the East right-of-way line of 13.86 foot wide North and South Public Alley; thence North along said East line to the South line of Lot # 1 of the Plat of "Colfax Cultural Minor Subdivision" as recorded in the records of said County; thence West along said South line and its Westerly extension crossing Cottage Grove Avenue to the West right-of-way line of Cottage Grove Avenue; thence South along said West line to the Southeast corner of Lot # 29 in the Plat of Fuerbringer's 3rd Addition" as recorded in the records of said County; thence West along the South line of said Lot and its Westerly extension to the West right-of-way line of a 14 foot wide North and South Public Alley; thence North along said West line to the Southeast corner of Lot # 33 in said Plat; thence West along the South line of said Lot and its Westerly extension crossing Harrison Avenue to the West right-of-way line of Harrison Avenue; thence North along said West line to the Southeast corner of Lot # 5 in the Plat of "Cushing & Lindsey's Subdivision" as recorded in the records of said County; thence along the South line of said Lot and its Westerly extension to the West right-of-way line of a 14 foot wide North and South Public Alley; thence North along said West line to a point of intersection with the South right-of-way of the First Easterly and Westerly Public Alley South of Lincolnway West; thence in a Northwesterly direction along said South line and crossing Sherman Avenue and Allen Street to a point of intersection with the East right-of-way line of Blaine Avenue; thence Northerly along said East line and its Northerly extension crossing Lincolnway West to a point on the North right-of-way line of Lincolnway West; thence Northwesterly along said North line crossing Blaine Avenue, Cleveland Avenue and Diamond Avenue to a point of intersection with the West right-of-way line of Diamond Avenue; thence North along said West line to the Southeast corner of a Parcel of ground having a Tax Key Number of 018-1078-3269 in the records of said Auditor's office; thence West along the South line of said Parcel, a distance of 67 feet more or less to the Southwest corner of said Parcel; thence North along the West line of said Parcel, a distance of 36 feet more or less to the Northwest corner of said Parcel, said Parcel corner also being on the South right-of-way line of an East and West 14 foot wide Public Alley; thence West along said South line and its Westerly extension to a point on the West right-of-way line of a 14 foot wide North and South Public Alley; thence North along said West line to the Southeast corner of Lot # 35 in the Plat of "Cushing's Addition" as recorded in the records of said County; thence West along the South line of said Lot to the Southwest corner of said Lot, said Lot corner also being on the East right-

of-way line of Lawndale Avenue; thence North along said East line and its Northerly extension crossing Van Buren Street to a point on the North right-of-way line of Van Buren Street; thence West along said North line and crossing Lawndale Avenue to the Southeast corner of a Parcel of ground having a Tax Key Number of 018-1082-3421 in the records of said Auditor's office, said Parcel corner also being on the West right-of-way line of a North and South Public Alley; thence North along said West line to the Southeast corner of a Parcel of ground having a Tax Key Number of 018-1082-3413 in the records of said Auditor's office; thence West along the South line of said Parcel, a distance of 134 feet more or less to the Southwest corner of said Parcel, said Parcel corner also being on the East right-of-way line of Sancome Avenue; thence North along said East line to a point which is directly East of the Southeast corner of Lot # 14 in the Plat of "Vassar Park" as recorded in the records of said County; thence West along the South line of said Lot and its Westerly extension to a point on the Easterly line of a Parcel of ground having a Tax Key Number of 018-1094-3945 in the records of said Auditor's office; thence Southwesterly along said Easterly line to the Southwest corner of said Parcel, said Parcel corner also being on the East right-of-way line of Wilber Street; thence North along said East line and crossing Vassar Street to a point which is directly East of the Southeast corner of Lot # 280 in the Plat of "Smith's 2nd Subdivision" as recorded in the records of said County; thence West crossing Wilber Street to said Southeast Lot corner; thence West along the South line of said Lot to the Southwest corner of said Lot, said Lot corner also being on the East right-of-way line of a 14 foot wide North and South Public Alley; thence North along said East line and its northerly extension crossing Elwood Avenue to a point of intersection of the North right-of-way line of Elwood Avenue and the Southwest corner of a Parcel of ground having a Tax Key Number of 018-2195-7315 in the records of said Auditor's office; thence North along the West line of said Parcel to the Northwest corner of said Parcel; thence East along the North line of said Parcel to a point which is directly South of the Southwest corner of Lot # 33 in the Plat of "Mussel Park Addition" as recorded in the records of said County; thence North to said Southwest Lot corner, said corner also being on the East right-of-way line of a 14 foot wide North and South Public Alley; thence North along said East line to the Northwest corner of Lot # 37 in said Plat; thence East along the North line of said Lot and its Easterly extension crossing Wilbur Street to a point on the East right-of-way line of Wilbur Street; thence North along said East line, crossing Bulla Street and Kinyon Street to a point of intersection with the North right-of-way line of Kinyon Street; thence East along said North line crossing Medora Street, and Anderson Avenue to a point of intersection with the West right-of-way line of Portage Avenue; thence Northwesterly along said West line, to a point which is directly West of the North right-of-way line of Kinyon Street extended West across Portage Avenue; thence East crossing said Portage Avenue to a point of intersection of the East right-of-way line of Portage Avenue with the North right-of-way line of Kinyon Street; thence East along said North line, crossing Kessler Boulevard and Sherman Avenue to a point of intersection with the East right-of-way line of Sherman Avenue; thence North along said East line to a point of intersection with the South right-of-way line of the first East and West 7 foot wide Public Alley located South of Rose Street; thence East along the South line of said Public Alley and its Easterly extension crossing Riverside Drive to a point of intersection with the Centerline of the St. Joseph River; thence meandering Southeasterly and Easterly

along the Centerline of the St. Joseph River, a distance of 3,500 feet more or less to the point of beginning.

Containing 1831.58 Acres more or less.



BILL NO. 52-23



CITY OF SOUTH BEND COMMUNITY INVESTMENT

Filed in Clerk's Office

AUG 23 2023

DAWN M. JONES
CITY CLERK, SOUTH BEND, IN

August 23, 2023

Council Member Sharon McBride
President
South Bend Common Council
County-City Building, 4th Floor
South Bend, Indiana 46601

Council Member Rachel Tomas Morgan
Chairperson
Community Investment Committee
South Bend Common Council
County-City Building, 4th Floor
South Bend, Indiana 46601

RE: An Ordinance of the Common Council of the City of South Bend, Indiana, amending the legal description and map of Ordinance No. 10165-12, as amended, and designating a Municipal Riverfront Development Project to be known as the "Expanded East Riverfront District"

Dear President McBride and Council Member Tomas Morgan,

Attached for filing with the Common Council of the City of South Bend is an ordinance amending the legal description and map within Ordinance No. 10165-12, as amended, to expand the boundaries of the existing Riverfront Development Project Area. Please include the attached ordinance on the Council agenda for first reading at the August 28, 2023, Council meeting, and set it for public hearing at the Council meeting on September 11, 2023.

If adopted, this ordinance would expand the Riverfront boundaries east of the St. Joseph River and into areas that include Mishawaka Avenue. The Department of Community Investment will present to the Common Council for its consideration a similar ordinance that will expand the boundaries on the west side of the river.

The Riverfront Development Project Area enables businesses within the boundaries of the area to acquire three-way liquor licenses at a substantially reduced cost. Exhibits A and B attached to the ordinance contain the new map and legal description, respectively, of the expanded area.

To date, since the South Bend Common Council first passed Ordinance No. 10165-12 in June 2012, establishing the Riverfront Development Project Area, it has been amended in December 2013 and March 2017. More than 20 active licenses have been issued in the Project Area, and this has helped spur economic development within the downtown and East Bank areas. Expansion of the district is expected to continue to attract investment in South Bend, including more dining establishments and entertainment and cultural venues.

If you or any of the other Council members have questions concerning the report or need additional information, please feel free to call me at (574) 235-5838.

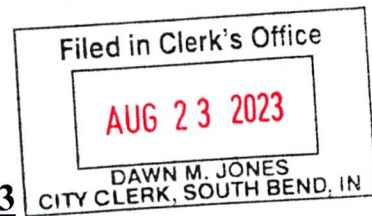
Sincerely,

Erik Glavich
Director, Growth and Opportunity

EXCELLENCE | ACCOUNTABILITY | INNOVATION | INCLUSION | EMPOWERMENT

14005 County-City Building 227 W. Jefferson Blvd. South Bend, Indiana 46601 p 574.235.9371 www.southbendin.gov

BILL NO. 52-23
ORDINANCE NO. 10966-23



AN ORDINANCE OF THE COMMON COUNCIL OF THE CITY OF SOUTH BEND, INDIANA, AUTHORIZING AND ESTABLISHING THE BOUNDARIES OF A NEW MUNICIPAL RIVERFRONT DEVELOPMENT PROJECT "THE EXPANDED EAST RIVERFRONT DISTRICT"

STATEMENT OF PURPOSE AND INTENT

To complement economic development efforts of cities and towns, the Indiana General Assembly enacted Ind. Code § 7.1-3-20-16.1 (the "Act"). The Act allows the Indiana Alcohol and Tobacco Commission ("ATC") to issue one-way, two-way, and three-way nontransferable permits without regard to the ATC quota restrictions to restaurants located within an authorized Municipal Riverfront Development Project, funded in part with State and City money.

The St. Joseph River is among the City of South Bend's most beautiful and treasured assets, and the optimum utilization of this valuable resource has been emphasized repeatedly and prioritized in City planning. The South Bend Common Council recognized this by its adoption on June 25, 2012, of a Downtown Riverfront Development Project (also known as the "Downtown Riverfront District") in Ordinance No. 10165-12 that was amended in its legal description by Ordinance No. 10178-12 (August 27, 2012), and expanded by Ordinance Nos. 10281-13 (December 9, 2013), and 10501-17 (March 13, 2017).

The Downtown Riverfront District has resulted in the growth and success of many innovative restaurants and culture-enhancing businesses which serve alcoholic beverages, most of which are locally owned, operated, and inspired. The Downtown Riverfront District has also brought economic growth, strength, and development to the entire area within and bordering on its boundaries.

To encourage new restaurant proprietors to invest in the part of South Bend contiguous to the east side of the St. Joseph River, the South Bend Common Council determines that it is in South Bend's best interest to authorize and establish boundaries for a new Municipal Riverfront Development Project to be known as "the Expanded East Riverfront District." Those persons desiring riverfront permits in this District will work with the City Administration and will follow

the City Administration's established rules and procedures and, as amended, to obtain executive approval for a Riverfront 221-3 Riverfront License. The City Department of Community Investment has developed these rules, policies, and procedures to assure that applicants and holders of these special alcoholic beverage permits maintain these enterprises for a cuisine or culture-focused experience, and not for the main purpose of liquor consumption.

This Ordinance identifies the boundaries of a new Municipal Riverfront Development Project, "The Expanded East Riverfront District," as shown in the map attached as Exhibit A, and the Council finds that these boundaries comply in all respects with the Act in that the designated area borders on at least one side of the St. Joseph River. The Council further finds that Exhibit B is a true, complete legal description of the area depicted on the Map (Exhibit A), and that the entire authorized real estate as legally described in Exhibit B is located within an economic development area established under Indiana law.

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

SECTION I. The area shown on the map attached as Exhibit A with its legal description in Exhibit B is hereby designated as a Municipal Riverfront Development Project for the City of South Bend pursuant to the Act and shall be known as the "Expanded East Riverfront District," which meets all qualifications for such a Project under the Act. In the event that any part of such area does not meet the criteria of the Act, that part shall be deemed excluded from the Project Area, and the remaining parts of the Area shall retain its Project designation.

SECTION II. The City Administration shall follow its established rules, policies, and procedures, as amended, for individuals, corporations, and business entities to apply for a Riverfront License pursuant to the Act and consistent with the regulations promulgated as a result of the Act.

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.

Sharon McBride, President
South Bend Common Council

Attest:

Dawn M. Jones, City Clerk

Presented by me to the Mayor of the City of South Bend, Indiana on the _____ day of _____, 2____, at _____ o'clock ____ .m.

Dawn M. Jones, City Clerk

Approved and signed by me on the _____ day of _____, 2____,
at _____ o'clock, _____.m.

James Mueller, Mayor
City of South Bend, Indiana

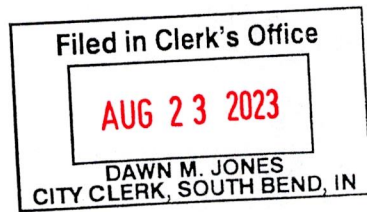


EXHIBIT A

Expanded Riverfront District

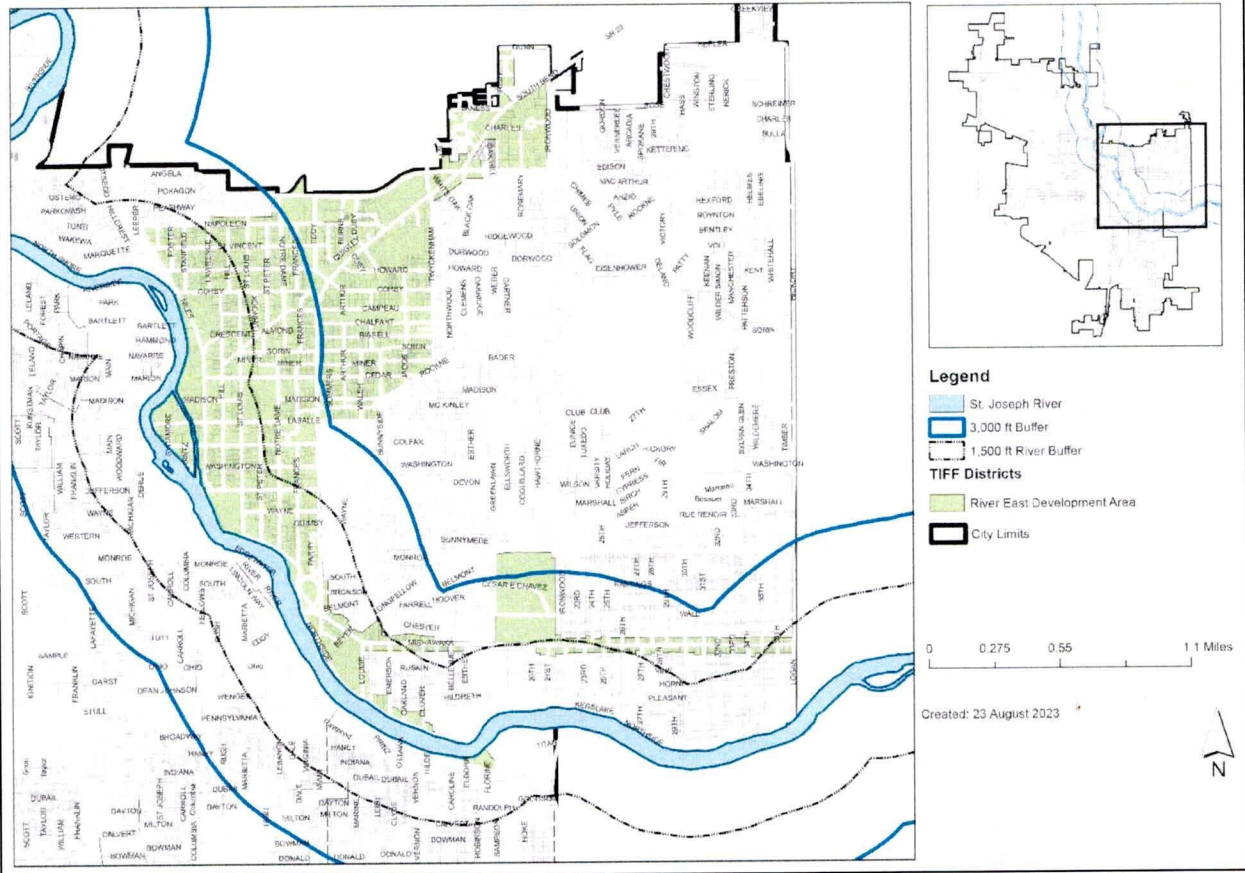


EXHIBIT B

Legal Description for the Expanded East Riverfront District

Beginning at the intersection of the West right-of-way line of Laurel Road with the South right-of-way line of Auten Road; thence North 40 feet more or less to the Centerline of said Auten Road; thence East along said Centerline for a distance of 1,420 feet more or less to a point of intersection with the West right-of-way line of Linwood Drive extended North; thence Southerly along said extension and along the West line of said Linwood Drive to the Southeasterly corner of Lot # 54 of the Plat of "Laurel Woods Apartments PUD" as recorded in the records of the St. Joseph County, Indiana Recorder's office; thence along the Easterly line of said Lot # 54 in a Southwesterly and Southerly direction for a distance of 321.48 feet more or less to a point on the Northerly line of Lot # 57 in the Plat of "Laurel Woods (PUD) Section 2" as recorded in the records of said County; thence Northwesterly along said Northerly line a distance of 100 feet more or less to a point on the East line of Lot # 58 in said Plat; thence Southwesterly along said East Lot line a distance of 120.64 feet more or less to the Easterly right-of-way line of Ashwood Court; thence in a Southerly direction along said right-of-way line and its Southerly extension a distance of 220 feet more or less to a point on the South right-of-way line of Linwood Drive; thence West along said South line a distance of 40 feet more or less to the East line of Lot # 27 in said Plat; thence South along said East line a distance of 115 feet more or less to the southeast corner of said Lot, said point also being on the South line of said Plat; thence West along the South line of said Plat and the South line of the Plat of "Laurel Woods (PUD) Section 1" as recorded in the records of said County a distance of 1,018.80 feet more or less to the East right-of-way line of Laurel Road; thence South along said East line, a distance of 4,392 feet more or less to a point of intersection with the South right-of-way line Darden Road; thence East along said South line a distance of 1,421 feet more or less to a point on the East line of a Parcel of ground identified by Tax Key Number 024-1005-0575 in the records of the St. Joseph County, Indiana Auditor's office; thence South along the East line of said Parcel a distance of 2,275 feet more or less to a point of intersection with the North right-of-way line of Cleveland Road; then West on said North line a distance of 2,087 feet more or less to the Centerline of the St. Joseph River; thence North and Northwesterly along said Centerline a distance of 2,601 feet more or less to a point of intersection with the South right-of-way line of Darden Road extended West; thence in an Easterly direction along said extended South line and the South line of Darden Road a distance of 848 feet more or less to a point; thence Northeasterly a distance of 161 feet more or less to a point of intersection of the West right-of-way line of Laurel Road with the North right-of-way line of Darden Road; thence along the West right-of-way line of Laurel Road a distance of 5,107 feet more or less to the point of beginning.

Containing 157.19 Acres more or less.

Also beginning at the point of intersection of the Centerline of the St. Joseph River with the North line of the Southeast Quarter of Section 35, Township 38 North, Range 2 East; thence East along said North line (also being the City Corporate Limit line) a distance of 280 feet more or less to the East line of said Southeast Quarter; thence South along said East line (and said Corp. Limit line) a distance of 135 feet more or less to a point of intersection with the Westerly right-of-way line of the old Penn Central Railroad; thence in a Southwesterly direction along said West line (and said Corp. Limit line) a distance of 2,475 feet more or less; thence East along said Corp. Limit line a distance of 1,590 feet more or less to the Southeast corner of a Parcel of ground having a Tax key Number of 017-1022-0445.01 in the records of the St. Joseph County, Indiana Auditor's office; thence in a Northerly direction along the East line of said parcel (and said Corp. Limit line) a distance 460 feet more or less to the Northeast corner of said Parcel; thence East along said Corp. Limit line a distance of 560 feet more or less to the West right-of-way line of S.R. 933; thence Southwesterly along said West line (and said Corp. Limit line) a distance of 465 feet more or less to a point 160 feet more or less North of the North right-of-way line of Angela Boulevard; thence East on said Corp. Limit line a distance of 1,555 feet more less to a point which is directly North of the Northwest corner of Lot # 136 of the Plat of "University Heights" as recorded in the records of the St. Joseph County, Indiana Recorder's office; thence South along said Corp. Limit line a distance of 160 feet more or less to said Northwest Lot corner; thence East along the North line of said Lot and Plat, a distance of 685 feet more or less to the Northeast corner of said Lot; thence South along the East line of said Plat (and said Corp. Limit line) a distance of 375 feet more or less; thence East continuing along the North line of said Plat (and Corp. Limit line) a distance of 720 feet more or less to the Northeast corner of a Parcel of ground having a Tax Key Number of 018-5124-4425 in the records of said Auditor's office; thence South along the East line of said Parcel to the Southeast corner of said Parcel and a point on the North right-of-way line of Angela Blvd.; thence South crossing said right-of-way to a point on the South right-of-way line of Angela Blvd.; thence East along said South line to the Northeast corner of Lot # 96 in said Plat of University Heights"; thence South along the East line of said Lot to the Southeast corner of said Lot which corner is also the Northwest corner of Lot # 93 in said Plat; thence East along the North line of said Lot and its Easterly extension to a point on the East right-of-way line of Notre Dame Avenue; thence South along said East line to a point of intersection with the North right-of-way line of Napoleon Street; thence East along said North line to a point which is directly North of the Northwest corner of Lot # 47 of the Plat of "Sorin's 2nd Addition" as recorded in the records of said County; thence South crossing said Napoleon Street 82.5 feet more or less to said Northwest corner of Lot # 47; thence South along the West line of said Lot to the Southwest corner of said Lot; thence East along the South line of said Lot to the Southeast corner of said Lot, said corner also being on the West right-of-way line of Frances Street; thence South along said West line to a point of intersection with the North right-of-way line of St. Vincent Street; thence East crossing said Frances Street to a point of intersection with the East right-of-way line of Frances Street with the North right-of-way line of said St. Vincent Street; thence South crossing said St. Vincent Street to a point on the South right-of-way line of said St. Vincent Street; thence East along said South line a distance of 115 feet more or less to the Northwest corner of a Parcel of ground having a Tax Key Number of 018-5105-3685

in the records of said Auditor's office; thence South along the West line of said Parcel to the Southwest corner of said Parcel; thence East along the South line of said Parcel and its Easterly extension to a point on the East right-of-way line of a 14 foot wide North and South Public Alley; thence South along said East line to a point of intersection with the North right-of-way line of Howard Street; thence South crossing said Howard Street to a point on the South right-of-way line of said Howard Street, said point also being the Northeast corner of the Plat of "Eddy Commons Phase III 2nd Major Subdivision" as recorded in the record of said County; thence South along the East line of said Plat to the Southeast corner of said Plat, said point also being on the North right-of-way line of Corby Boulevard; thence East and Southeasterly along said right-of-way line to a point of intersection with the Northwest corner of Lot # 1 of the Plat of "Five Corners Minor Subdivision" as recorded in the records of said County; thence following along the West line of said Lot to the Southwest corner of said Lot; thence East along the South line of said Lot a distance of 120 feet more or less to a point of intersection with the West right-of-way line of Eddy Street; thence South along said West line and crossing Campeau Street to a point of intersection with said West line and the South right-of-way line of Campeau Street; thence East crossing Eddy Street to the point of intersection of the South right-of-way line of Campeau Street with the East right-of-way line of Eddy Street; thence South along said East line to the point of intersection with the North right-of-way line of Chalfant Street; thence East along said North line a distance of 45 feet more or less; thence South crossing Chalfant Street to the Northeast corner of Lot # 185 of the Plat of Park Place 2nd Plat" as recorded in the records of said County; thence South along the East line of said Lot and its Southerly extension to the Northwest corner of Lot # 115 in said Plat; thence East along the North line of said Lot, a distance of 45 feet to the Northeast corner of said Lot; thence South along said East line and its Southerly extension to a point on the South right-of-way line of Bissell Street said point also being the Northeast corner of Lot # 112 in said Plat; thence South along the East of said Lot and the East line of Lot # 43 in said Plat to the Southeast corner of said Lot; thence South crossing Sorin Street to the Northwest corner of Lot # 4 in the Plat of "Park Place" as recorded in the records of said County; thence South along the West line of said lot and the West line of Lot # 18 in said Plat to the Southwest corner of said Lot and the North right-of-way line of Miner Street; thence West along said North line to a point of intersection with the East right-of-way line of said Eddy Street; thence South crossing said Miner Street and continuing along the East line of said Eddy Street and crossing Cedar Street to a point on the South line of said Cedar Street; thence East along said South line to the West line of a 14 foot wide North and South Public Alley; thence South along said West line and its Southerly extension to a point on the South right-of-way line of Madison Street; thence East along said South line to the Northeast corner of Lot # 5 in the Plat of "Happ & Taggart's Subdivision of Lots 37 & 38 of Sommer's Addition" as recorded in the records of said County; thence South along the East line of said Lot and its Southerly extension to a point on the South right-of-way line of Mc Kinley Highway; thence East along said South line a distance of 143.10 feet more or less to the Northeast corner of Lot # 1 in the Plat of "Bullard's 1st Addition"; thence South along the East line of said Lot and its southerly extension to the Centerline of a Vacated East and West 14 foot wide Public Alley; thence West along said Centerline a distance of 50 feet more or less to the Northwest corner of a Parcel of ground having a Tax Key Number of 018-

5039-1374 in the records of said Auditor's office; thence South along the West line of said Parcel and its Southerly extension to a point on the South right-of-way line of LaSalle Avenue; thence East along said South line to the West line of the Plat of "Swanson's Sunnyside Heights" as recorded in the records of said County; thence South along the West line of said Plat to the South right-of-way line of an East and West Public Alley; thence East along the South line of said Alley to the Northeast corner of Lot # 5 in said Plat; thence South along the East line of said Lot and its Southerly extension to a point on the South right-of-way line of Colfax Avenue; thence East along said South line to the Northeast corner of a Parcel of ground having a Tax Key Number of 018-5039-1382.01 in the records of said Auditor's office; thence South along the East line of said Parcel to the Northwest corner of a Parcel of ground having a Tax Key Number of 018-5039-1383.02 in the records of said Auditor's office; thence East along the North line of said Parcel to the Northeast corner of said Parcel and the West right-of-way line of Sunnyside Avenue; thence South along said West line a distance of 160 feet more or less; thence East crossing said Sunnyside Avenue to a point of intersection of the East right-of-way line of Sunnyside Avenue with the South right-of-way line of Washington Street; thence East along said South line a distance of 150 feet more or less to the Northeast corner of Lot # 1 of the Plat of Kuhn's & Henderson's 1st Subdivision" as recorded in the records of said County; thence South along the east line of said Lot a distance of 131 feet more or less; thence East along the North line of a Parcel of ground having a Tax Key Number of 018-5139-5093 in the records of said Auditor's office a distance of 100 feet more or less to the East line of Lot # 2 in said Plat; thence South along the East line of said Plat and its Southerly extension to a point on the South right-of-way line of Jefferson Boulevard; thence Southeasterly along said South line and crossing Jacob Street to a point of intersection of the South line of said Jefferson Boulevard with the East right-of-way line of said Jacob Street; thence South along said East line to the Northwest corner of Lot # 71 in the Plat of "Whitcomb & Keller's Sunnymede" Subdivision as recorded in the records of said County; thence East along the north line of said Lot and a portion of Lot # 64 in said Plat to the Northwest corner of a Parcel of ground having a Tax Key Number of 018-6105-3753 in the records of said Auditor's office; thence South along the West line of said Parcel to the Northeast corner of a Parcel of ground having a Tax Key Number of 018-6105-3748 in the records of said Auditor's office; thence West along the North line of said Parcel a distance of 46 feet more or less; thence Southerly along the West line of said Parcel, a distance of 226.53 feet more or less to the Southwest corner of said Parcel; thence South crossing Wayne Street right-of-way to the Northwest corner of Lot # 168 in said Plat; thence East along the South right-of-way line of Wayne Street, a distance of 134 feet more or less to the Northwest corner of a Parcel of ground having a Tax Key Number of 018-6109-3897 in the records of said Auditor's office; thence South along the West line of said Parcel a distance of 182 feet more or less to the Southwest corner of said Parcel; thence East along the South line of said Parcel, a distance of 45 feet more or less to the Northeast corner of a Parcel of ground having a Tax Key Number of 018-6109-3922 in the records of said Auditor's office; thence South along the East line of said Parcel a distance of 169 feet more or less to the Southeast corner of said Parcel; thence South crossing the Sunnymede Avenue right-of-way to the Northwest corner of a Parcel of ground having a Tax Key Number of 018-6112-4018.01 in the records of said Auditor's office; thence East along the South

right-of-way line of said Sunnymede Avenue a distance of 47 feet more or less to the Northeast corner of said Parcel; thence South along the East line of said Parcel a distance of 188 feet more or less to the Southeast corner of said Parcel; thence East along the North line of two Parcels of ground having a Tax Key Numbers of 018-6124-4485 and 018-6124-4486 in the records of said Auditor's office to the Northeast corner of said Parcel with Tax Key Number 018-6124-4486; thence South along the East line of said Parcel to the Southeast corner of said Parcel, said corner also being on the North right-of-way line of Monroe Street; thence Southeasterly crossing said Monroe Street right-of-way to the Northeast corner of a Parcel of ground having a Tax Key Number of 018-6124-4495 in the records of said Auditor's office, said corner also being on the South right-of-way line of Monroe Street; thence South along the East line of said Parcel and the East line of a Parcel of ground having a Tax Key Number of 018-6124-4503 in the records of said Auditor's office to the Southeast corner of said Parcel, said corner also being on the North right-of-way line of South Street; thence East along said North line and its Easterly extension a distance of 180 feet more or less to the Centerline of Twyckenham Drive; thence South along said Centerline a distance of 260 feet more or less to a point of intersection with the Southerly right-of-way line of the Grand Trunk Western Railroad; thence Northeasterly along said Southerly line a distance of 46 feet more or less to the Northwest corner of Lot # 790 in the Plat of "Whitcomb & Keller's 4th Sunnymede Addition" as recorded in the records of said County, said corner also being on the East right-of-way line of Tywckenham Drive; thence South along said East line to a point of intersection with the North right-of-way line of Southwood Avenue; thence East along said North line and crossing the right-of-way of Belmont Avenue to a point at the Southwesterly corner of Lot # 829B in said Plat; thence continuing along the North right-of-way line of said Southwood Avenue to the Southwest corner of Lot # 829C in said Plat; thence North along the West line of said Lot a distance of 69.9 feet more or less to the Northwest corner of said Lot; thence Northeasterly along the North line of said Lot # 829C and Lots # 830 through Lot # 838 in said Plat to the Northwest corner of Lot # 839 in said Plat; thence North along the West line of said Lot and the West line of Lot # 818 in said Plat to the Northwest corner of a Parcel of ground having a Tax Key Number of 018-6130-4584 in the records of said Auditor's office; thence East along the North line of said Parcel and its Easterly extension to a point of intersection with the East right-of-way line of Greenlawn Avenue; thence North along said East line to a point of intersection with the South right-of-way line of the Grand Trunk Western Railroad; thence East along said South line to the Northwest corner of a Parcel of ground having a Tax Key Number of 018-6126-4514.02 in the records of said Auditor's office; thence South along the West line of said Parcel a distance of 127 feet more or less to the Southwest corner of said Parcel; thence East along the South line of said Parcel a distance 86 feet more or less to the Southeast corner of said Parcel; thence South along the West line of a Parcel of ground having a Tax Key Number of 018-6077-2673 in the records of said Auditor's office a distance of 11 feet more or less to the Southwest corner of said Parcel; thence East along the South line of said Parcel, a distance of 14 feet more or less to the East right-of-way line of a 14 foot wide North and South Public Alley; thence South along said East line to the Southwest corner of a Parcel of ground having a Tax Key Number of 018-6077-2678 in the records of said Auditor's office; thence East along the South line of said Parcel a distance of 133.90 feet more or less to the Southwest

corner of said Parcel, said corner also being on the West right-of-way line of Ironwood Drive; thence South along said West line, a distance of 87 feet more or less to the Southwest corner of Lot # 127 in the Plat of "Hastings, Woodward & Gray Addition" as recorded in the records of said County; thence East crossing the Ironwood Drive right-of-way to the Northwest corner of Lot # 113 in said Plat; thence East along the North line of said Lot and Lot # 92 in said Plat to the Northeast corner of said Lot 92; thence East crossing the 23rd Street right-of-way to the Northwest corner of Lot # 79 in said Plat; thence East along the North line of said Lot a distance of 128 feet more or less to the Northeast corner of said Lot; thence South a distance of 40 feet more or less along the East line of said Lot and the West line of a 14 foot wide, North and South Public Alley to the Southwest corner of said Lot; Thence East crossing said Public Alley to the Northwest corner of Lot # 57 in said Plat; thence East along the North line of said Plat and its Easterly extension crossing the right-of-way of 24th Street to the Northwest corner of Lot # 46 in said Plat; thence East along the North line of said Lot and its Easterly extension crossing a 14 foot wide North and South Public Alley to the Northwest corner of Lot # 23 in said Plat; thence South along the East line of said Alley and the West line of said Lot a distance of 40 feet to the Southwest corner of said Lot; thence East along the South line of said Lot, a distance of 128 feet more or less to the Southeast corner of said Lot and the West right-of-way line of 25th Street; thence South along said West line a distance of 40 feet more or less to the Southeast corner of Lot # 22 in said Plat; thence East crossing the right-of-way of 25th Street to the Northwest corner of Lot # 14 in said Plat; thence East along the North line of said Lot and its Easterly extension crossing a 14 foot wide North and South Public Alley to the Northwest corner of Lot # 351 in the Plat of "Berner Grove 3rd Addition" as recorded in the records of said County; thence South along said East line and the West line of said Lot a distance of 40 feet more or less to the Southwest corner of said Lot; thence East along the South line of said Lot a distance of 129.32 feet more or less to the Southeast corner of said Lot and the West right-of-way line of 26th Street; thence South along said West line a distance of 40 feet more or less; thence East crossing the right-of-way of 26th Street to the Northwest corner of Lot # 380 in said Plat; thence along the North line of said Lot a distance of 128 feet more or less to the Northeast corner of said Lot; thence South along the East line of said Lot and the West right-of-way line of a 14 foot wide North and South Public Alley a distance of 40 feet more or less to the Southeast corner of said Lot; thence East crossing said Public Alley to the Northwest corner of Lot # 410 in said Plat; thence East along the North line of said Lot a distance of 128 feet more or less to the Northeast corner of said Lot; thence South along the East line of said Lot and the West right-of-way line of 27th Street to the Southeast corner of said Lot; thence South crossing the right-of-way of Hastings Street to the Northeast corner of Lot # 409 in said Plat; thence East crossing the right-of-way of 27th Street to the Northwest corner of Lot # 444 in said Plat; thence along the North line of said Lot and the North line of Lot # 471 in said Plat to the Northeast corner of said Lot # 471; thence South along the East line of said Lot and the West right-of-way line of 28th Street a distance of 43.30 feet more or less to the Southeast corner of said Lot; thence East crossing the right-of-way of 28th Street to the Northwest corner of Lot # 507 in said Plat; thence East along the North line of said Lot a distance of 128 feet to the Northeast corner of said Lot; thence South along the East line of said Lot and the West right-of-way line of a 14 foot wide Public North and South Alley a

distance of 42 feet more or less to the Southeast corner of said Lot; thence East crossing the 14 foot wide Public Alley to the Northwest corner of Lot # 531 in said Plat; thence East along the North line of said Lot a distance of 128 feet more or less to the Northeast corner of said Lot and the West right-of-way line of 29th Street; thence South along said West line a distance of 84 feet more or less to the Southeast corner of Lot # 530 in said Plat; thence East crossing the right-of-way of 29th Street to the Northwest corner of Lot # 572 in said Plat, said corner also being on the East right-of-way of said 29th Street; thence South along said East line a distance of 84 feet more or less to the Southwest corner of Lot # 573 in said Plat; thence East along the South line of said Lot a distance of 121.79 feet more or less to the Northeast corner of said Lot; thence Easterly crossing a 14 foot wide North and South Public Alley to the Northwest corner of a Parcel of ground having a Tax Key Number of 018-6085-3028 in the records of said Auditor's office; thence East along the North line of said Parcel a distance of 185.85 feet more or less to the Northeast corner of said Parcel, said corner also being on the West right-of-way line of 30th Street; thence South along said West line a distance of 142 feet more or less to the Southeast corner of Lot # 21 of the Plat of "Colonial Gardens" as recorded in the records of said County; thence East crossing the right-of-way of 30th Street to the Northwest corner of Lot # 73 in said Plat; thence East along the North line of said Lot a distance of 160 feet more or less to the Northeast corner of said Lot and the West right-of-way line of a 14 foot wide North and South Public Alley; thence South along said West line a distance of 80 feet more or less to the Southeast corner of Lot # 74 in said Plat; thence East crossing the Public Alley to the Northwest corner of a Parcel of ground having a Tax Key Number of 018-6085-3048 in the records of said Auditor's office; thence East along the North line of said Parcel a distance of 40 feet more or less to the Northeast corner of said Parcel; thence South along the East line of said Parcel to the North line of Lot # 109 in said Plat; thence East along the North line of said Lot and its Easterly extension crossing the right-of-way of 31st Street to the Southwest corner of Lot # 167 in said Plat; thence North along the east right-of-way line of 31st Street a distance of 42 feet more or less to the Northwest corner of said Lot; thence East along the North line of said Lot and its Easterly extension crossing a 14 foot wide North and South Public Alley to the Southwest corner of Lot # 201 in said Plat; thence North along the West line of said Lot and the East right-of-way line of said Alley a distance of 42 feet more or less to the Northwest corner of said Lot; thence East along the North line of said Lot and crossing the right-of-way of 32nd Street to the Southwest corner of Lot # 255 in said Plat; thence North along the East right-of-way line of 32nd Street a distance of 84 feet more or less to the Northwest corner of Lot # 254 in said Plat; thence East along the North line of said Lot and its Easterly extension crossing a 14 foot wide North and South Public Alley to the Southwest corner of Lot # 294 in said Plat; thence North along the West line of said Lot and East right-of-way line of said Public Alley a distance of 42 feet more or less to the Northwest corner of said Lot; thence East along the North line of said Lot and its easterly extension crossing the right-of-way of 33rd Street to the Northwest corner of Lot # 343 in said Plat; thence North along the east right-of-way line of 33rd Street a distance of 98 feet more or less to the Northwest corner of Lot # 341 in said Plat; thence East along the North line of said Lot and its easterly extension crossing a 14 foot wide North and South Public Alley to the Southwest corner of Lot # 401 in said Plat; thence North along the East right-of-way line of said Public Alley a distance of 84

feet more or less to the Northwest corner of Lot # 402 in said Plat; thence East along the North line of said Lot and crossing the right-of-way of 34th Street to a point on the East line of said 34th Street; thence North along said East line to the Northwest corner of Lot # 224 in the Plat of "Riverdale 2nd Addition" as recorded in the records of said County; thence East along the North line of said Lot and crossing a 14 foot wide North and South Public Alley to the Southwest corner of Lot # 192 in said Plat; thence North along the West line of said Lot and East right-of-way line of said Public Alley a distance of 30 feet more or less to the Northwest corner of a Parcel of ground having a Tax Key Number of 018-6101-3595 in the records of said Auditor's office; thence East along the North line of said Parcel and its Easterly extension crossing 35th Street to a point on the East right-of-way line of said 35th Street; thence North along said East line a distance of 29.70 feet more or less to the Northwest corner of Lot # 160 in said Plat, said corner also being on the South right-of-way line of Hastings Street; thence East along said South line and crossing 36th Street and continuing along said South line and its Easterly extension to a point of intersection with the Centerline of Logan Street; thence South along said Centerline a distance of 3,180 feet more or less to a point of intersection with the Centerline of the St. Joseph River; thence meandering along said Centerline in a Westerly, Northwesterly and Northerly direction a distance of 30,800 feet more or less to the point of beginning.

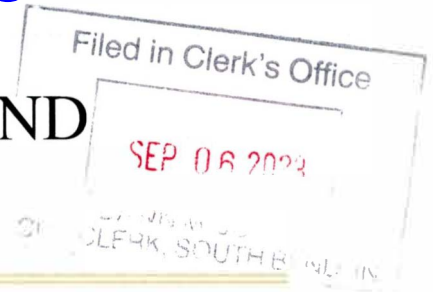
Containing 1,804 acres more or less.

Filed in Clerk's Office
AUG 23 2023
DAWN M. JONES
CITY CLERK, SOUTH BEND, IN

BILL NO. 23-55



CITY OF SOUTH BEND COMMUNITY INVESTMENT



September 6, 2023

Council Member Rachel Tomas Morgan
Chairperson, Community Investment Committee
South Bend Common Council
County-City Building, 4th Floor
South Bend, Indiana 46601

RE: **Declaratory Resolution:** Personal Property Tax Abatement Petition for **Imagineering Enterprises, Inc**

Dear Council Member Tomas Morgan:

Please find the enclosed information pertaining to a personal property tax abatement petition submitted by Imagineering Enterprises, Inc, an Indiana sub-chapter S Corporation. The abatement would apply to new equipment to be installed at 1302 West Sample Street in South Bend. This petition package includes:

- Department of Community Investment's summary report
- Petition for abatement
- Statement of Benefits form (SB-1 / PP)
- Supporting information

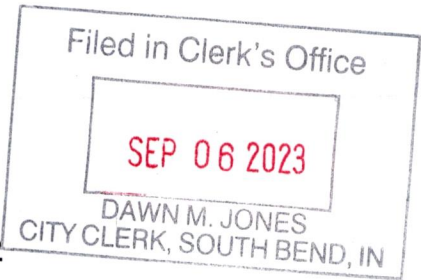
The report contains the Department's findings relative to the above-mentioned petition. The petitioner plans to purchase and install a new electroless nickel line at a cost of \$2,631,500. The investment will increase revenues by 25 to 30 percent and enable Imagineering to hire 10 new full-time employees.

The project meets the requirements established by Sections 2-79 et seq. and would qualify for a five-year (5) personal property tax abatement. A representative from Imagineering Enterprises, Inc will be available to meet with the Committee on Monday, September 11, 2023.

If you or any of the other Council members have questions concerning the report or need additional information, please contact me at (574) 235-5838.

Sincerely,

Mark Bemenderfer
Manager Business Development, Community Investment



BILL NO 23-55

RESOLUTION NO. 5052-23

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

1302 West Sample Street

AN ECONOMIC REVITALIZATION AREA FOR PURPOSES OF A FIVE-YEAR (5) PERSONAL PROPERTY TAX ABATEMENT FOR

Imagineering Enterprises, Inc

WHEREAS, a petition for personal 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 the area commonly known as 1302 West Sample Street, South Bend, Indiana, 46619 and which is more particularly described as:

Business Personal Property

and which has Key Numbers to be assigned, 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 pursuant to Indiana Code 6-1.1-12.1-4.5 et seq. that:

A. The estimate of the cost of the new industrial and manufacturing equipment is reasonable for equipment of that type;

B. 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 installation of new industrial and manufacturing equipment;

C. 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 installation of new industrial and manufacturing equipment;

D. Any other benefits about which information was requested are benefits that can be reasonably expected to result from the proposed new industrial and manufacturing equipment; and

E. The totality of benefits is sufficient to justify the deduction requested.

SECTION II. The Common Council hereby determines and finds that the proposed new industrial and manufacturing equipment can be reasonably expected to yield the benefits identified in the Statement of Benefits as set forth in Sections 1 through 3 of the Petition for Personal Property Tax Abatement Consideration and that 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 6-1.1-12.1-4.5.

SECTION III. The Common Council hereby accepts the report and recommendation of the Department of Community Investment and the Community Investment Committee's favorable recommendation that the area herein described be designated as an Economic Revitalization Area for purposes of personal property tax abatement and hereby makes such a designation.

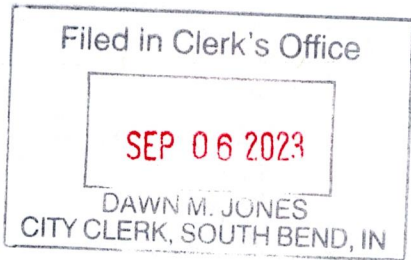
SECTION IV. The Common Council determines that such designation is for personal property tax abatement only and shall expire on December 31, 2026.

SECTION V. The Common Council hereby determines that the property owner is qualified for and is granted property tax deduction for a period of five (5) years as shown below pursuant to Indiana Code 6-1.1-12.1-17.

Year 1 - 100%
Year 2 - 90%
Year 3 - 80%
Year 4 - 70%
Year 5 - 60%

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

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



Sharon McBride, Council President
South Bend Common Council

Attest:

Dawn M. Jones, 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 _____, 2023, at _____ o'clock _____.m.

Dawn M. Jones, City Clerk
Office of the City Clerk

Approved and signed by me on the _____ day of _____, 2023, at ____ o'clock _____.m.

James Mueller, Mayor
City of South Bend



IMAGINEERING™
FINISHING TECHNOLOGIES
The Industry KnowledgeSource™ for Metal Finishing Solutions

Filed in Clerk's Office

SEP 06 2023

DAWN M. JONES
CLERK, SOUTH BEND, IN

August, 31 2023

City of South Bend
Department of Community Investment
227 W. Jefferson Blvd.
South Bend, IN 46601

Imagineering Enterprises - Personal Property Tax Abatement

Since 1959, Imagineering has experienced growth in St. Joseph County. We grew from a single facility with one major customer, into three fully occupied factories serving over 900 customers (two locations in South Bend and one in Indianapolis). Our success has allowed us to continue to expand our customer base, Imagineering team, and physical footprint. We continue to modernize our processing capabilities and add product lines.

Our success is a direct result of our team's hard work and dedication. Without everyone's dedication to excellence, these achievements never could have been realized. We have been awarded abatements in the past, which have allowed cost savings, directly reinvested into our business expansion. Each year, we continue to expand our team and are honored to have the opportunity to hire top South Bend talent.

This year, we expect to invest approximately \$2,600,000 at our 1302 W. Sample Street location in South Bend. Imagineering's growth will continue through the improvement of our electroless nickel line at our 1302 W Sample Steet location. The new processing line will improve working conditions for our current team, increase hiring, be more environmentally friendly, and allow us to properly scale for projected future growth.

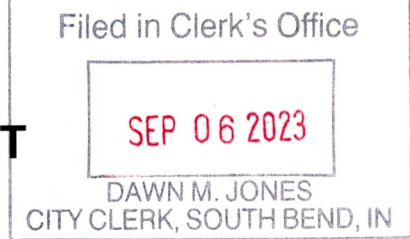
With this process improvement comes job creation; we expect this investment to create approximately 10 positions; adding an additional \$427,600 to our payroll over the next 5 years.

Respectfully,

Lauren Eby
Controller

3722 Foundation Ct.,
South Bend, IN 46628
574.287.2941
F: 574.287.2970
www.IFTworldwide.com

TAX ABATEMENT REPORT



TO: South Bend Common Council

FROM: Mark Bemenderfer, Manager Business Development, Community Investment

SUBJECT: Personal Property Tax Abatement Petition for **Imagineering Enterprises, Inc**

DATE: September 6, 2023

On September 6, 2023, a petition for tax abatement from Imagineering Enterprises, Inc was filed with the Office of the City Clerk. The petition seeks consideration for a personal property tax abatement for property located at 1302 West Sample Street.

Pursuant to Chapter 2, Article 6, Section 2-84.9 of the Municipal Code of the City of South Bend, the 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 Indiana Code 6 1.1-12.1 and 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

- Imagineering Enterprises, Inc is purchasing equipment for \$2.6 million to create a new electroless nickel line. This investment will significantly enhance production and will enable the company to hire ten (10) new full-time employees by the end of 2027. The company is anticipating that these new employees will need to be trained for the specialized line and is projecting that two (2) new additional employees will be trained each year over the next four years.
- Imagineering is a metal finishing company that has operated in South Bend since 1959. The company provides a variety of metal finishing processes for their customers, which vary across a variety of industries including Aerospace, Automotive, Military & Defense, Medical, Firearms, and Construction.

Employment Impact

Per this petition and supporting material, it is estimated that the company will:

- Retain the 45 employees currently working at the company location.
- By the end of 2027, hire at least ten (10) new full-time employees with an estimated total annual payroll of approximately \$427,600.

SEP 08 2023

DAWN M. JONES
CLERK, SOUTH BEND, IN

Tax Estimates

The petitioner qualifies for a five-year (5) personal property tax abatement.

- Estimated personal property taxes on the new equipment during the five-year (5) abatement period: \$173,558
 - Estimated taxes being abated during the abatement period: \$127,574
 - Estimated taxes to be paid during the abatement period: \$45,984

Abatement Qualification

1. A review of the tax abatements previously granted finds that the petitioner has been granted the following previous abatement.
 - Resolution No. 2468-97: Five-year (5) personal property tax abatement for property at 1302 W. Sample Street.
 - Resolution No. 3794-07: Five-year (5) personal property tax abatement for property at 3722 Foundation Court.
 - Resolution No. 4595-16: Six-year (6) real property tax abatement for property at 3722 Foundation Court.
 - Resolution No. 4740-18: Five-year (5) personal property tax abatement for property at 3722 Foundation Court. This resolution reconfirmed Resolution No. 4596-16. In May 2022, the Common Council adopted a waiver of noncompliance (Resolution No. 4958-22) for this abatement.
 - Resolution No. 4741-18: Six-year (6) real property tax abatement for property at 3722 Foundation Court. In May 2022, the Common Council adopted a waiver of noncompliance (Resolution No. 4959-22) for this abatement.

Imagineering Properties LLC was granted the following previous abatements:

- Resolution No. 3545-05: Ten-year (10) real property tax abatement for 4521 Nimitz Parkway.
2. The property is properly zoned for the proposed project.
 3. Taxes on the property are current.
 4. A review of the South Bend Redevelopment designation areas finds that the property is 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 five-year (5) personal property tax abatement under Division 10 (Personal Property Tax Abatement), Section 2-84.2 (Tangible Personal Property Tax Abatement).

5-Year Abatement

Imagineering Enterprises, Inc

South Bend Portage Township
 Personal Property Tax Abatement Schedule *

Estimated Equipment Cost: \$ 2,631,500
 Asset Pool: Pool #2 (5-8 years)

Property Address: 1302 W Sample
 Tax Key Number: TBD

Filed in Clerk's Office
 September 6, 2023
SEP 06 2023
 DAWN M. JONES
 CITY CLERK, SOUTH BEND, IN

	<u>Year 1</u>	<u>Year 2</u>	<u>Year 3</u>	<u>Year 4</u>	<u>Year 5</u>
Assessed Value (AV)					
True Tax Value (TTV)	40%	56%	42%	32%	24%
New Base (Equipment Cost x TTV)	1,052,600	1,473,640	1,105,230	842,080	631,560
Abatement					
Abatement Deduction	100%	90%	80%	70%	60%
	(1,052,600)	(1,326,276)	(884,184)	(589,456)	(378,936)
Net Assessed Value	-	147,364	221,046	252,624	252,624
Property Taxes					
Assume constant tax rate of 5.2897%					
Gross Tax (Tax Rate x Net AV)	-	7,795	11,693	13,363	13,363
Debt Service (0.3997% of Net AV)	-	589	884	1,010	1,010
Local Tax Credit (8.7112% of GT-DS)	-	(628)	(942)	(1,076)	(1,076)
Circuit Breaker Credit	-	-	-	-	-
Taxes Due	\$ -	\$ 7,756	\$ 11,635	\$ 13,297	\$ 13,297
Circuit Breaker Cap					
	3%	3%	3%	3%	3%
	31,578	44,209	33,157	25,262	18,947

Year	Abatement	New Projected Tax	Taxes Abated	Net Taxes Paid
1	100%	\$ 35,785	\$ (35,785)	\$ -
2	90%	50,099	(42,343)	7,756
3	80%	37,575	(25,940)	11,635
4	70%	28,628	(15,332)	13,297
5	60%	21,471	(8,174)	13,297
Years 1-5 Total:		173,558	(127,574)	45,984
<i>Years 6-10 Total:</i>		<i>29,523</i>	<i>-</i>	<i>29,523</i>

* This schedule is for estimation purposes only and assumes constant tax rates equal to those for 2022 Payable 2023.
 The true tax values will ultimately be determined by the actual assessed valuation and the then current tax rates.



Department of Community Investment
 City of South Bend

City of South Bend Petition for Incentives

Petition must include a \$250 filing fee payable to the "City of South Bend" before processing can be complete

Instructions: Complete pages 1-3 AND the proper Form SB-1 for the type of abatement (real property or personal property) for which you are applying.



General Information		Project Name	Project Number
Legal name as registered with Secretary of State		Imagineering Enterprises, Inc	
Business structure		Sub-Chapter S Corporation	
Company website		www.iftworldwide.com	
Proposed Project Information			
Proposed project address		1302 West Sample Street	Parent company name N/A
City, State, Zip	South Bend, Indiana 46619	Legal owner	Imagineering Enterprises, Inc.
Site acreage or acreage required	3,150 sq ft for line	Is the real estate owned or leased?	Owned
Square feet of facility	27,260	If leased, by whom?	N/A
Primary Contact Information			
Primary company contact name		Title	Controller
Address of company contact		Phone	574-807-8763
City, State, Zip	South Bend, IN 46628	Email	leby@iftww.com
Senior Official Information			
Company senior official name		Title	Chief Financial Officer
Address of company contact (if different from above)		Phone	574-807-8723
City, State, Zip	South Bend, IN 46628	Email	mseiler@iftww.com
Consultant Information/Agent			
Hired business consultant/agent name		Consultant release? (Y/N)	
Address		Local economic development partners approval? (Y/N)	
City, State, Zip		Email	
Project Overview			
Brief description of your company, project, and why the property is necessary for economic growth	<p>We are a metal finishing company that has been in business since 1959 with two locations in South Bend and one location in Indianapolis. We currently provide a variety of chemical finishing processes to our customers; increasing the useful life of their parts. We have a variety of customers that compete within the Aerospace, Automotive, Military & Defense, Medical, Firearms, and Construction industries.</p> <p>We are looking to enhance our business by updating our electroless nickel line, ultimately increasing efficiency, improving working conditions and allow future growth. We believe the building of a new Electroless Nickel process (a chemical process) will allow us to grow to our next desired level; increasing revenues by 25% - 30% which then allows us to create jobs.</p>		
Certified Technology Park appropriate	No		
Is the project in a Tax Incremental Financing (TIF) area? If so, which?	River West		
Have Building Permits been issued? (Y/N) [Note-Not eligible for abatement if Yes]	N	Number of residential units created by project	N/A
If this is a petition for personal property tax abatement, has the equipment been installed?	Equipment has not been installed		

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?
N/A	No	\$0	\$2,631,500

New Project Investments								
Calendar Year	2022	2023	2024	2025	2026	2027	2028	2029
Land Acquisition								
Building Lease Payments								
Building Purchase Costs								
New Building Construction								
Existing Building Improvements		\$ 118,364.00						
New Machinery & Equipment		\$ 2,631,500.00						
Special Tooling/Retrofitting								
New Furniture/Fixtures								
New Computer/IT Hardware								
New Software								
On-site Rail Infrastructure								
On-site Fiber Infrastructure								
TOTAL	\$ 0.00	\$ 2,749,864.00	\$ 0.00	\$ 0.00	\$ 0.00	\$ 0.00	\$ 0.00	\$ 0.00

Full-Time Permanent Indiana-Resident Positions by Calendar Year						
Calendar Year	Jobs retained	Hourly average wage, w/o benefits 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
2023	162	\$ 26.00	2	\$ 19.00		2
2024			4	\$ 19.57		2
2025			6	\$ 20.16		2
2026			8	\$ 20.76		2
2027			10	\$ 21.38		
2028						
2029						
2030						
2031						
2032						
2033						
2034						

Provide hourly wage information for new employees in the following positions.		
	Full time	Part time
Laborers	\$ 16.00	\$ 16.00
Technical	\$ 25.00	
Managerial	\$ 32.00	
Administrative	\$ 40.00	

Who will be the individual responsible for coordinating with WorkOne on recruiting?	Tasha Carey	
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 the following 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	2023		2022		2021		
	Full Time	Part Time	Full Time	Part Time	Full Time	Part Time	
Black	21	1	28	2	25	2	We currently have an affirmative action plan in place and intend on keeping it active.
Hispanic	16	0	20	0	18	0	
Asian	2	0	2	0	2	0	
Indian	1	0	1	0	1	0	
Female	56	1	66	2	56	5	
Other	6	2	6	2	3	3	

Complete the table below for Real Property Tax Abatement only.

Please sign at the bottom for all requested incentives (real AND personal property).

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%)		20
	B.	Purchase Materials from Local Companies (75%)		20
	C.	Require Employees vs. Independent Contractors		19
	D.	Require Prevailing Wage		22
	E.	Require Health Benefits		22
	F.	Require Retirement Benefits		18
	G.	Maintain Affirmative Action Plan		20
	Sub-total Construction Related:			0
2	Wage & Benefit Related (Owner):			
	A.	Pay Target Wage Levels		33
	B.	Provide Health Benefits		34
	C.	Provide Retirement Benefits		29
	D.	Provide Training		28
	E.	Provide Child Care		15
	F.	Provide Transportation Assistance		14
	G.	Provide Employer Assisted Housing program		9
	Sub-total Wage & Benefit Related:			0
3	Workforce Related:			
	A.	Create New Jobs		42
	B.	Retain Existing Jobs		41
	C.	Maintain Affirmative Action Plan		35
	D.	Provide Targeted Hiring Preference		34
Sub-total Workforce Related:			0	152
4	Support a Municipal Facility:			
	A.	Support a SB Municipal Facility (donations to the zoo, conservatory, museum, etc.)		84
	Name of Facility			
Sub-total Municipal Facility:			0	84
Sub-total from Above:			0	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:	Lauren Eby	Date:	8/28/2023
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SEP 06 2023

For Staff Use Only Below This Line

DAWN M. JONES
CITY CLERK, SOUTH BEND, IN

What is the current assessed value?	Real Property:	\$428,200	Personal Property:	\$772,250	
What is the projected assessed value?	Real Property:	n/a	Personal Property:	\$1,824,850	
What is the tax key number for this project?	n/a				
What is the six digit NAICS code?	332812				
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		\$20,200.48	\$30,788.39		
Year Two		\$6,605.62	\$12,012.14		
Year Three		\$12,225.00	\$21,035.66		
Year Four		\$13,675.74	\$19,353.06		
Year Five		\$13,743.36	\$23,017.98		
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	n		49
	B.	Develop Based on Local University Research	n		35
	C.	Achieve a Physical Element of a Plan	n		36
	Sub-total Project Related:				120
6	Super Size Projects (point values are cumulative):				
	A.	100% to 199%	n		25
	B.	200% to 299%	n		68
	C.	300% to 399%	n		65
	D.	400% and Over	n		52
Sub-total Super Size Projects:				210	
7	Pay for Municipal Infrastructure:				
	A.	Pay for Oversizing or Upgrading	n		14
	B.	Pay for 26-50% of Extension Cost	n		26
	C.	Pay for 51-75% of Extension Cost	n		39
	D.	Pay for 76-100% of Extension Cost	n		52
Sub-total Infrastructure Related:				131	
Total from Applicant Section:				0	539
Total from Staff Section:					461
Total Public Benefit Points:					1000



STATEMENT OF BENEFITS PERSONAL PROPERTY

State Form 51764 (R5 / 1-21)

Prescribed by the Department of Local Government Finance

Filed in Clerk's Office
SEP 06 2023
DAWN M. JONES
CITY CLERK, SOUTH BEND, IN

FORM SB-1 / PP

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.

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** a person installs the new manufacturing equipment and/or research and development equipment, and/or logistical distribution equipment and/or information technology equipment 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 installation of qualifying abatable equipment for which the person desires to claim a deduction.
- To obtain a deduction, a person must file a certified deduction schedule with the person's personal property return on a certified deduction schedule (Form 103-ERA) with the township assessor of the township where the property is situated or with the county assessor if there is no township assessor for the township. The 103-ERA must be filed between January 1 and May 15 of the assessment year in which new manufacturing equipment and/or research and development equipment and/or logistical distribution equipment and/or information technology equipment is installed and fully functional, unless a filing extension has been obtained. A person who obtains a filing extension must file the form between January 1 and the extended due date of that year.
- Property owners whose Statement of Benefits was approved, must submit Form CF-1/PP annually to show compliance with the Statement of Benefits. (IC 6-1.1-12.1-5.6)
- For a Form SB-1/PP 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/PP 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 Imagineering Enterprises, Inc.					Name of contact person First Name: Lauren Last Name: Eby						
Address of taxpayer Number and Street: 3722 Foundation Court City: South Bend State: IN ZIP: 46628					Telephone number		Email leby@iftww.com				
SECTION 2 LOCATION AND DESCRIPTION OF PROPOSED PROJECT											
Name of designating body Common Council of the City of South Bend							Resolution number (s)				
Location of property Number and Street: 1302 W Sample Street City: South Bend State: IN ZIP: 46619				County St. Joseph		DLGF taxing district number 026 (South Bend-Portage)					
Description of manufacturing equipment and/or research and development equipment and/or logistical distribution equipment and/or information technology equipment. (Use additional sheets if necessary.) Our investment in equipment will consist of tanks for processing, hoists, ventilation, plumbing upgrades, boiler, ect.					ESTIMATED						
							START DATE		COMPLETION DATE		
					Manufacturing Equipment		11/15/2023		12/29/2023		
					R & D Equipment						
					Logist Dist Equipment						
IT Equipment											
SECTION 3 ESTIMATE OF EMPLOYEES AND SALARIES AS RESULT OF PROPOSED PROJECT											
Current Number 45		Salaries \$ 2,018,494		Number Retained 45		Salaries \$ 201,844		Number Additional 10		Salaries \$ 427,600	
SECTION 4 ESTIMATED TOTAL COST AND VALUE OF PROPOSED PROJECT											
NOTE: Pursuant to IC 6-1.1-12.1-5.1 (d) (2) the COST of the property is confidential.			MANUFACTURING EQUIPMENT		R & D EQUIPMENT		LOGIST DIST EQUIPMENT		IT EQUIPMENT		
			COST	ASSESSED VALUE	COST	ASSESSED VALUE	COST	ASSESSED VALUE	COST	ASSESSED VALUE	
Current values											
Plus estimated values of proposed project			\$ 2,631,500	\$ 2,631,500							
Less values of any property being replaced											
Net estimated values upon completion of project			\$ 2,631,500	\$ 2,631,500	\$ 0	\$ 0	\$ 0	\$ 0	\$ 0	\$ 0	
SECTION 5 WASTE CONVERTED AND OTHER BENEFITS PROMISED BY THE TAXPAYER											
Estimated solid waste converted (pounds) _____					Estimated hazardous waste converted (pounds) _____						
Other benefits:											
SECTION 6 TAXPAYER CERTIFICATION											
I hereby certify that the representations in this statement are true.											
Signature of authorized representative <i>Lauren Eby</i>							Date signed (month, day, year) 8/28/2023				
Printed name of authorized representative Lauren Eby					Title Controller						

FOR USE OF THE DESIGNATING BODY

We have reviewed our prior actions relating to the designation of this economic revitalization area and find that the applicant meets the general standards adopted in the resolution previously approved by this body. Said resolution, passed under IC 6-1.1-12.1.2.5, provides for the following limitations as authorized under IC 6-1.1-12.1-2.

City of South Bend, IN
 City Clerk's Office
SEP 06 2023
 City Clerk, SOUTH BEND, IN

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 _____. *NOTE: This question addresses whether the resolution contains an expiration date for the designated area.*

B. The type of deduction that is allowed in the designated area is limited to:

- 1. Installation of new manufacturing equipment; Yes No
- 2. Installation of new research and development equipment; Yes No
- 3. Installation of new logistical distribution equipment. Yes No
- 4. Installation of new information technology equipment; Yes No

Enhanced Abatement per IC 6-1.1-12.1-18
 Check box if an enhanced abatement was approved for one or more of these types.

C. The amount of deduction applicable to new manufacturing equipment is limited to \$ _____ cost with an assessed value of \$ _____. *(One or both lines may be filled out to establish a limit, if desired.)*

D. The amount of deduction applicable to new research and development equipment is limited to \$ _____ cost with an assessed value of \$ _____. *(One or both lines may be filled out to establish a limit, if desired.)*

E. The amount of deduction applicable to new logistical distribution equipment is limited to \$ _____ cost with an assessed value of \$ _____. *(One or both lines may be filled out to establish a limit, if desired.)*

F. The amount of deduction applicable to new information technology equipment is limited to \$ _____ cost with an assessed value of \$ _____. *(One or both lines may be filled out to establish a limit, if desired.)*

G. Other limitations or conditions (specify) _____

H. The deduction for new manufacturing equipment and/or new research and development equipment and/or new logistical distribution equipment and/or new information technology equipment installed and first claimed eligible for deduction is allowed for:

Year 1 Year 2 Year 3 Year 4 Year 5 Enhanced Abatement per IC 6-1.1-12.1-18
 Year 6 Year 7 Year 8 Year 9 Year 10 Number of years approved: _____
(Enter one to twenty (1-20) years; may not exceed twenty (20) years.)

I. 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.

Also we have 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 by: (signature and title of authorized member of designating body)	Telephone number ()	Date signed (month, day, year)
Printed name of authorized member of designating body	Name of designating body	
Attested by: (signature and title of attester)	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.

IC 6-1.1-12.1-17

Abatement schedules

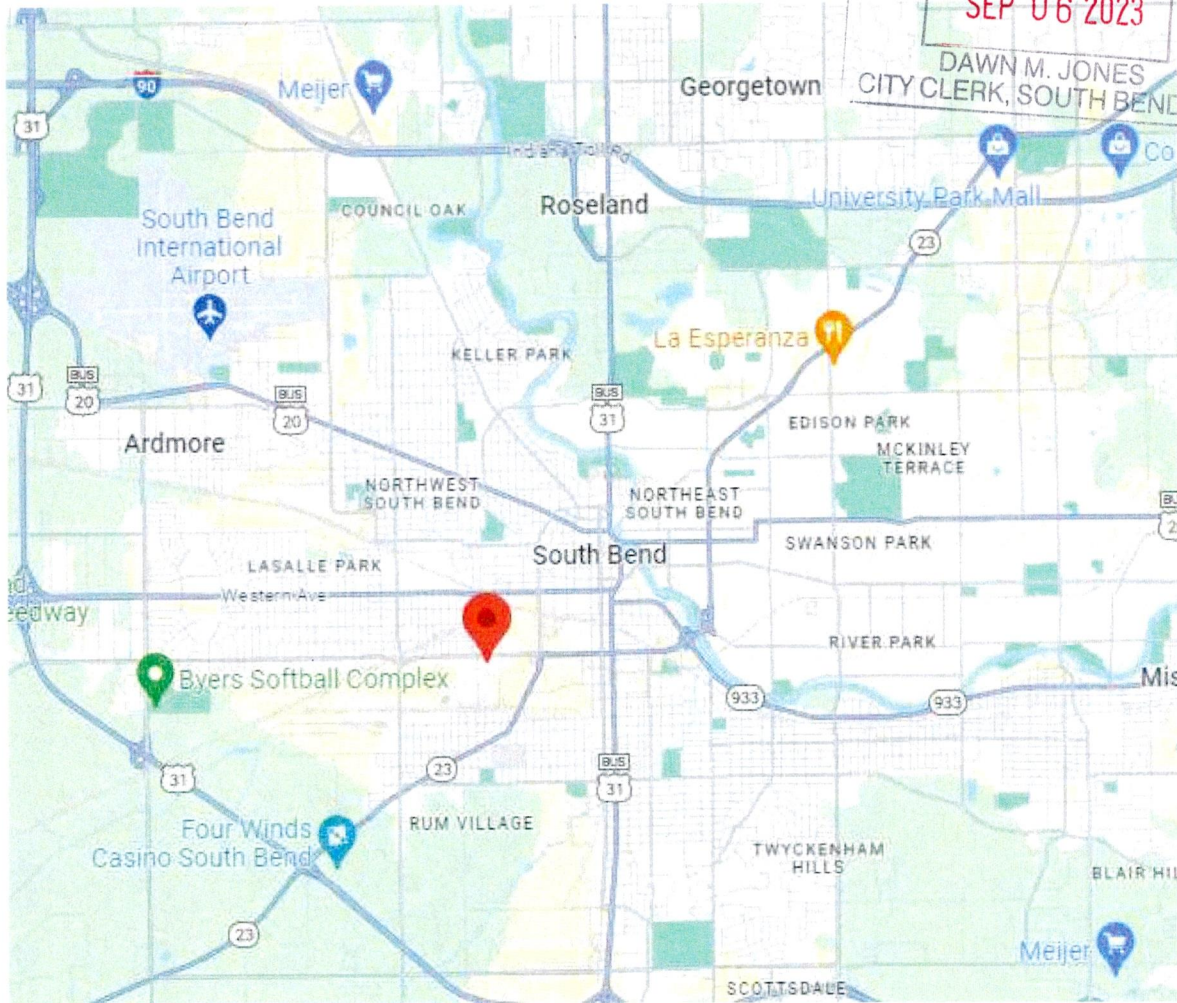
Sec. 17. (a) A designating body may provide to a business that is established in or relocated to a revitalization area and that receives a deduction under section 4 or 4.5 of this chapter an abatement schedule based on the following factors:

- (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. Except as provided in IC 6-1.1-12.1-18, 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.

South Bend Map Location



Filed in Clerk's Office
SEP 06 2023
DAWN M. JONES
CITY CLERK, SOUTH BEND, IN

View Looking West just South of the Intersection at West Sample St and Webster St



View of the intended location of the new EN Line



Filed in Clerk's Office
SEP 06 2023
DAWN M. JONES
CITY CLERK, SOUTH BEND, IN

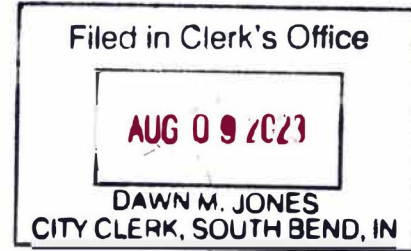
BILL NO. 48-23

City of South Bend BOARD OF ZONING APPEALS

County-City Building
227 W. Jefferson Blvd. 1400S
South Bend, IN 46601
(574) 235-7627

August 8, 2023

Common Council of South Bend
227 W. Jefferson Blvd, 4th Floor
South Bend, IN 46601



Re: The petition of RONALD E KOEHLER seeking a Special Exception for a Group Residence in the U3 Urban Neighborhood 3 for property located at 1044 LINCOLNWAY, BILL#48-23

Dear Council Members:

I hereby Certify that the above referenced petition of RONALD E KOEHLER was legally advertised on July 28, 2023 and that the South Bend Board of Zoning Appeals at its public hearing on August 7, 2023 took the following action:

Upon a motion by Kyle Copelin, being seconded by Mark Burrell and unanimously carried, a petition by RONALD E KOEHLER seeking a Special Exception for a Group Residence for property located at 1044 LINCOLNWAY, City of South Bend, is sent to the Common Council with a **favorable recommendation, subject to a writte commitment that no more than one person or family shall be permitted per bedroom**, and will issue written Findings of Fact.

The staff comments related to this petition are attached. The Findings of Fact will be adopted at the next South Bend Board of Zoning Appeals meeting. Minutes of the public hearing are available in our office and will be posted on our website once approved.

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

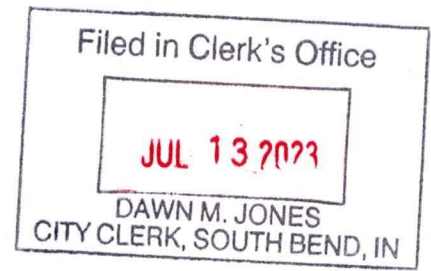
Sincerely,

A handwritten signature in cursive script that reads "Angela M. Smith".

Angela M. Smith
Zoning Administrator

Attachment

CC: RONALD E KOEHLER
K. Sue Hurley



BILL NO. 48-23

ORDINANCE NO.

AN ORDINANCE OF THE COMMON COUNCIL OF THE CITY OF SOUTH BEND, INDIANA, APPROVING A PETITION OF THE ADVISORY BOARD OF ZONING APPEALS FOR THE PROPERTY LOCATED AT 1044 LINCOLNWAY WEST, COUNCILMANIC DISTRICT NO. 1 IN THE CITY OF SOUTH BEND, INDIANA

STATEMENT OF PURPOSE AND INTENT

Request a Special Exception to allow for the use of a group residence.

NOW, THEREFORE, BE IT ORDAINED 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 Advisory 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:

1044 Lincolnway West. South Bend, IN 46619. 018-1035-1508

In order to permit a Group Residence

SECTION II. Following a presentation by the Petitioner, and after proper public hearing, the Common Council hereby approves the petition of the Advisory 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 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, if any, established by the Advisory Board of Zoning Appeals which are on file in the Office of the City Clerk.

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

Sharon McBride, Council President
South Bend Common Council

Attest:

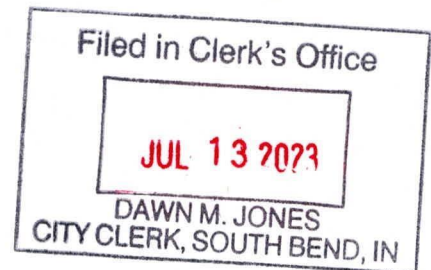
Dawn M. Jones, City Clerk
Office of the City Clerk

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 _____, 2023, at _____ o'clock ____ . m.

Dawn M. Jones, City Clerk
Office of the City Clerk

Approved and signed by me on the _____ day of _____, 2023, at ____ o'clock ____ .m.

James Mueller, Mayor
City of South Bend, Indiana



Property Information

Location: 1044 LINCOLNWAY
Owner: RONALD E KOEHLER

Project Summary

Request a special exception to allow for the use of a Group Residence.

Requested Action

Special Exception: a Group Residence

Site Location



Staff Recommendation

Based on the information provided prior to the public hearing, the Staff recommends the Board send the petition to the Common Council with a favorable recommendation subject to a limit of one person per bedroom.

Proposed Site Plan



Criteria for Decision Making: Special Exception

A Special Use may only be granted upon making a written determination, based upon the evidence presented at a public hearing, that:

(1) The proposed use will not be injurious to the public health, safety, comfort, community moral standards, convenience or general welfare;

The proposed use should not be injurious to the public health, safety, comfort or general welfare of the community. A group residence aligns with the residential character of the immediate surrounding properties. The property is located on a mixed use cor

(2) The proposed use will not injure or adversely affect the use of the adjacent area or property values therein;

The proposed use should not injure or adversely affect the use of the adjacent area or property values. The property will still function as a residential dwelling unit.

(3) The proposed use will be consistent with the character of the district in which it is located and the land uses authorized therein;

This group residence will be consistent with the character of the district and neighborhood in both use and style of construction. Lincolnway West is a mixed use corridor and the current structure is large residential building suitable for multiple indivi

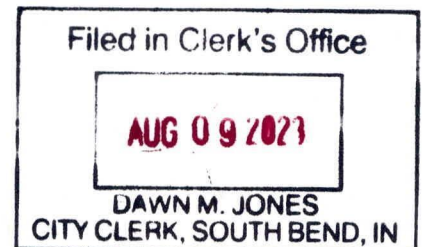
(4) The proposed use is compatible with the recommendations of the Comprehensive Plan.

The petition is consistent with the City Plan, South Bend Comprehensive Plan (2006) Objective H1.1: Encourage residential developments to contain a mix of housing types, densities, price ranges, and amenities.

Analysis & Recommendation

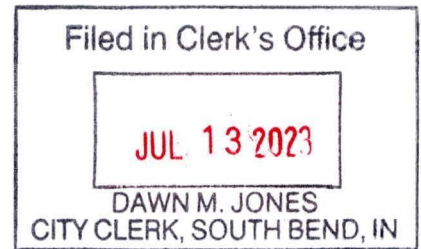
Analysis: Lincolnway West has a mix of commercial and industrial uses of varying intensity along the surrounding stretch. The property is currently zoned for multifamily use which would allow for an apartment complex. The dwelling is consistent with the character of the district in the housing style.

Staff Recommendation: Based on the information provided prior to the public hearing, the Staff recommends the Board send the petition to the Common Council with a favorable recommendation subject to a limit of one person per bedroom.



City of South Bend

BOARD OF ZONING APPEALS



July 13, 2023

Honorable Lori Hamann
4th Floor, County-City Building
South Bend, IN 46601

RE: Special Exception Use at 1044 Lincolnway West

Dear Committee Chair Hamann:

Enclosed is an Ordinance for the proposed Special Exception Use at the above referenced location. Please include the attached Ordinance on the Council agenda for **first reading** at your **July 24, 2023**, meeting and set it for public hearing at your **August 14, 2023**, Council meeting. The petition is tentatively scheduled for public hearing at the August 7, 2023, South Bend Board of Zoning Appeals meeting. The staff report and recommendation of the South Bend Board of Zoning Appeals will be forwarded to the Office of the City Clerk by noon on the Wednesday following the public hearing.

The petitioner provided the following to describe the proposed project:
A Special Exception to allow for the use of a group residence.

The full petition is attached for your reference. Changes may occur between the filing and the public hearing. Any substantial changes will be identified at the Council meeting.

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

Sincerely,

A handwritten signature in blue ink that reads "Kari Myers".

Kari Myers
Zoning Specialist

CC: Bob Palmer

Petition for Variance - Special Exception

Property Information

Tax Key Number: 618-1035-1508 RECEIVED JUL 10 2023
Address: 11044 LWW
Owner: Ronald Koehler
Zoning: Choose the current district U3

Project Summary:

not zoned for group residents
for every day people + prolees

Requested Action

- Special Exception - complete and attach Criteria for Decision Making
Use requested: Group residents
- Variance(s) - List variances below, complete and attach Criteria for Decision Making
Variance(s) requested:

Required Documents

- Completed Application (including Criteria for Decision Making and Contact Information)
- Site Plan drawn to scale aerial pictures
- Filing Fee

P A I D
JUL 10 2023
Per K. Myers
\$ 300

Criteria for Decision Making

Special Exception - if applicable

A Special Exception may only be granted upon making a written determination, based upon the evidence presented at a public hearing. Please address how the project meets the following criteria.

(1) The proposed use will not be injurious to the public health, safety, comfort, community moral standards, convenience or general welfare, because:

NO - House has been sleeping rooms and has not been any problems with the neighbors

(2) The proposed use will not injure or adversely affect the use of the adjacent area or property values therein, because:

NO all tenants are very well behaved. It has always been used as sleeping rooms.

(3) The proposed use will be consistent with the character of the district in which it is located and the land uses authorized therein, because:

residential House with use as sleeping rooms,

(4) The proposed use is compatible with the recommendations of the Comprehensive Plan, because:

Yes

Contact Information

Property owner(s) of the petition site:

Name: Ronald E. Koehler

Address: 59050 Clover Rd
Mishawaka Ind 46544

Name: _____

Address: _____

Name: _____

Address: _____

Back at meeting

Contact Person:

Name: Ronald Koehler K. Sue Hurley

Address: 59050 Clover Rd 59050 Clover Rd
Mish Ind 46544 Mish Ind 46544

Phone Number: 574-250-3150 574-575-0044

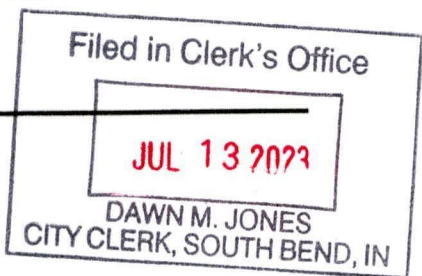
E-mail: _____

By signing this petition, the Petitioner/Property Owners of the above described Real Estate acknowledge they are responsible for understanding and complying with the South Bend Zoning Ordinance and any other ordinance governing the property. Failure of staff to notify the petitioner of a requirement does not imply approval or waiver from anything contained within the ordinance.

The undersigned authorizes the contact person listed above to represent this petition before the South Bend Plan Commission and Common Council and to answer any and all questions related to this petition.

Property Owner (s) Signatures:

Ronald E Koehler



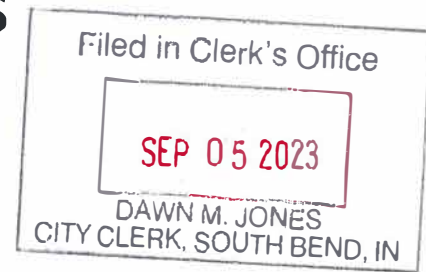
BILL NO. 53-23

City of South Bend

BOARD OF ZONING APPEALS

September 5, 2023

Honorable Lori Hamann
4th Floor, County-City Building
South Bend, IN 46601



RE: Special Exception Use at 1132 Portage Avenue

Dear Committee Chair Hamann:

Enclosed is an Ordinance for the proposed Special Exception Use at the above referenced location. Please include the attached Ordinance on the Council agenda for **first reading** at your **September 11, 2023**, meeting and set it for public hearing at your **October 9, 2023**, Council meeting. The petition is tentatively scheduled for public hearing at the October 2, 2023, South Bend Board of Zoning Appeals meeting. The staff report and recommendation of the South Bend Board of Zoning Appeals will be forwarded to the Office of the City Clerk by noon on the Wednesday following the public hearing.

The petitioner provided the following to describe the proposed project:
A Special Exception to allow for the use of a duplex.

The full petition is attached for your reference. Changes may occur between the filing and the public hearing. Any substantial changes will be identified at the Council meeting.

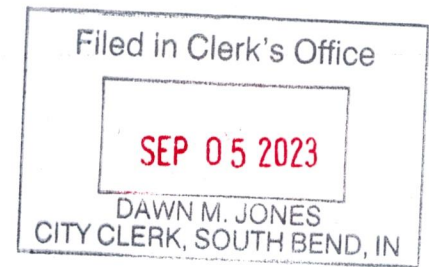
If you have any questions, please feel free to contact our office.

Sincerely,

Kari Myers
Zoning Specialist

CC: Bob Palmer

BILL NO. 53-23
ORDINANCE NO. 10967-23



AN ORDINANCE OF THE COMMON COUNCIL OF THE CITY OF SOUTH BEND, INDIANA, APPROVING A PETITION OF THE ADVISORY BOARD OF ZONING APPEALS FOR THE PROPERTY LOCATED AT 1132 PORTAGE AVENUE, COUNCILMANIC DISTRICT NO. 1 IN THE CITY OF SOUTH BEND, INDIANA

STATEMENT OF PURPOSE AND INTENT

Request a Special Exception to allow for the use of a duplex.

NOW, THEREFORE, BE IT ORDAINED 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 Advisory 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:

1132 Portage Ave., South Bend, IN 46616. 018-1064-2747

In order to permit a Two Unit Dwelling.

SECTION II. Following a presentation by the Petitioner, and after proper public hearing, the Common Council hereby approves the petition of the Advisory 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 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, if any, established by the Advisory Board of Zoning Appeals which are on file in the Office of the City Clerk.

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

Sharon McBride, Council President
South Bend Common Council

Attest:

Dawn M. Jones, 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 _____, 2023, at _____ o'clock ____ .m.

Dawn M. Jones, City Clerk
Office of the City Clerk

Approved and signed by me on the _____ day of _____, 2023, at ____ o'clock ____ .m.

James Mueller, Mayor
City of South Bend, Indiana

City of South Bend
BOARD OF ZONING APPEALS

227 W. Jefferson - Suite 1400S
South Bend, IN 46601
zoning@southbendin.gov

RECEIVED AUG 22 2023

Petition for Variance - Special Exception

Property Information

Tax Key Number: _____

08-10604-2747

Address: 1132 PORTAGE AVE

Owner: SHARI SELLERS

Zoning: Choose the current district

U1

Project Summary:

This previous duplex was purchased as is in the hopes to contribute to more affordable housing and as an owner afford to manage the large investment that I've already put into the house and maintain the house to the beautification of the street and neighborhood.

Requested Action

Special Exception – complete and attach Criteria for Decision Making

Use requested: 2 unit dwelling

Variance(s) - List variances below, complete and attach Criteria for Decision Making

Variance(s) requested:

Required Documents

Completed Application (including Criteria for Decision Making and Contact Information)

Site Plan drawn to scale

Filing Fee

P A I D

AUG 22 2023

Per KB

\$300

Criteria for Decision Making

Special Exception - if applicable

A Special Exception may only be granted upon making a written determination, based upon the evidence presented at a public hearing. Please address how the project meets the following criteria.

(1) The proposed use will not be injurious to the public health, safety, comfort, community moral standards, convenience or general welfare, because:

The house will help with affordable housing.

(2) The proposed use will not injure or adversely affect the use of the adjacent area or property values therein, because:

Properties on this street have a variety of uses such as businesses, markets, and both single and family dwellings. The home needs a great deal of repair and investment and that will increase it's property value and neighborhood value

(3) The proposed use will be consistent with the character of the district in which it is located and the land uses authorized therein, because:

*Same as above...
there are many kinds of spaces/properties on this main Rd.*

(4) The proposed use is compatible with the recommendations of the Comprehensive Plan, because:

A community needs a variety of housing for everyone. Many family owned businesses are on this street which I visit and a house like this with 6-8 bedrooms would be more valuable and helpful to be a duplex, to fit into affordable housing.

Criteria for Decision Making

Variance(s) - *if applicable*

State statutes and the Zoning Ordinance require that certain standards must be met before a variance can be approved. Please address how the project meets the following criteria:

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

(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, because:

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

(4) The variance granted is the minimum necessary, because:

(5) The variance does not correct a hardship caused by a former or current owner of the property, because:

Contact Information

Property owner(s) of the petition site:

Name: Shari Sellers

Address: 10426 VISTULA Rd
Osceola, IN 46561

Name: _____

Address: _____

Name: _____

Address: _____

Contact Person:

Name: Shari Sellers or Terri Sellers-Olivarez

Address: 706 S. Gladstone
South Bend, IN 46619

Phone Number: 310-625-1432

E-mail: Sharprc@gmail.com

By signing this petition, the Petitioner/Property Owners of the above described Real Estate acknowledge they are responsible for understanding and complying with the South Bend Zoning Ordinance and any other ordinance governing the property. Failure of staff to notify the petitioner of a requirement does not imply approval or waiver from anything contained within the ordinance.

The undersigned authorizes the contact person listed above to represent this petition before the South Bend Plan Commission and Common Council and to answer any and all questions related to this petition.

Property Owner (s) Signatures:

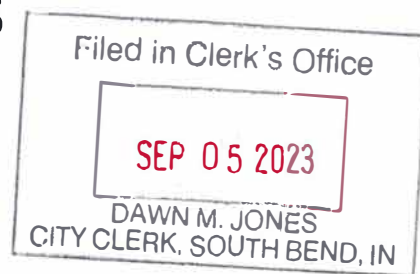
Shari Sellers _____

BILL NO. 54-23

City of South Bend BOARD OF ZONING APPEALS

September 5, 2023

Honorable Lori Hamann
4th Floor, County-City Building
South Bend, IN 46601



RE: Special Exception Use at 1132 Portage Avenue

Dear Committee Chair Hamann:

Enclosed is an Ordinance for the proposed Special Exception Use at the above referenced location. Please include the attached Ordinance on the Council agenda for **first reading** at your **September 11, 2023**, meeting and set it for public hearing at your **October 9, 2023**, Council meeting. The petition is tentatively scheduled for public hearing at the October 2, 2023, South Bend Board of Zoning Appeals meeting. The staff report and recommendation of the South Bend Board of Zoning Appeals will be forwarded to the Office of the City Clerk by noon on the Wednesday following the public hearing.

The petitioner provided the following to describe the proposed project:
A Special Exception to allow for the use of a duplex.

The full petition is attached for your reference. Changes may occur between the filing and the public hearing. Any substantial changes will be identified at the Council meeting.

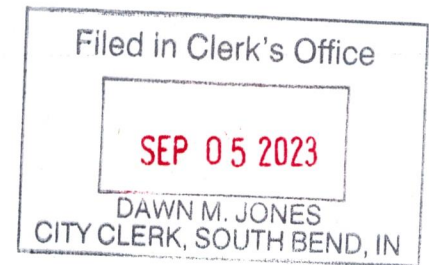
If you have any questions, please feel free to contact our office.

Sincerely,

Kari Myers
Zoning Specialist

CC: Bob Palmer

BILL NO. 53-23
ORDINANCE NO. 10967-23



**AN ORDINANCE OF THE COMMON COUNCIL OF THE CITY OF SOUTH BEND,
INDIANA, APPROVING A PETITION OF THE ADVISORY BOARD OF ZONING
APPEALS FOR THE PROPERTY LOCATED AT 1132 PORTAGE AVENUE,
COUNCILMANIC DISTRICT NO. 1 IN THE CITY OF SOUTH BEND, INDIANA**

STATEMENT OF PURPOSE AND INTENT

Request a Special Exception to allow for the use of a duplex.

NOW, THEREFORE, BE IT ORDAINED 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 Advisory 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:

1132 Portage Ave., South Bend, IN 46616. 018-1064-2747

In order to permit a Two Unit Dwelling.

SECTION II. Following a presentation by the Petitioner, and after proper public hearing, the Common Council hereby approves the petition of the Advisory 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 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, if any, established by the Advisory Board of Zoning Appeals which are on file in the Office of the City Clerk.

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

Sharon McBride, Council President
South Bend Common Council

Attest:

Dawn M. Jones, 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 _____, 2023, at _____ o'clock ____ . m.

Dawn M. Jones, City Clerk
Office of the City Clerk

Approved and signed by me on the _____ day of _____, 2023, at ____ o'clock ____ .m.

James Mueller, Mayor
City of South Bend, Indiana

City of South Bend
BOARD OF ZONING APPEALS

227 W. Jefferson - Suite 1400S
South Bend, IN 46601
zoning@southbendin.gov

RECEIVED AUG 22 2023

Petition for Variance - Special Exception

Property Information

Tax Key Number: 08-10604-2747
Address: 1132 PORTAGE AVE
Owner: SHARI SELLERS
Zoning: Choose the current district U1

Project Summary:

This previous duplex was purchased as is in the hopes to contribute to more affordable housing and as an owner afford to manage the large investment that I've already put into the house and maintain the house to the beautification of the street and neighborhood.

Requested Action

- Special Exception – complete and attach Criteria for Decision Making
Use requested: 2 unit dwelling
- Variance(s) - List variances below, complete and attach Criteria for Decision Making
Variance(s) requested:

Required Documents

- Completed Application (including Criteria for Decision Making and Contact Information)
- Site Plan drawn to scale
- Filing Fee

P A I D
AUG 22 2023
Per KB
\$300

Criteria for Decision Making

Variance(s) - *if applicable*

State statutes and the Zoning Ordinance require that certain standards must be met before a variance can be approved. Please address how the project meets the following criteria:

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

(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, because:

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

(4) The variance granted is the minimum necessary, because:

(5) The variance does not correct a hardship caused by a former or current owner of the property, because:

Contact Information

Property owner(s) of the petition site:

Name: Shari Sellers

Address: 10426 VISTULA Rd
Osceola, IN 46561

Name: _____

Address: _____

Name: _____

Address: _____

Contact Person:

Name: Shari Sellers or Terri Sellers-Olivarez

Address: 706 S. Gladstone
South Bend, IN 46619

Phone Number: 310-625-1432

E-mail: Sharprc@gmail.com

By signing this petition, the Petitioner/Property Owners of the above described Real Estate acknowledge they are responsible for understanding and complying with the South Bend Zoning Ordinance and any other ordinance governing the property. Failure of staff to notify the petitioner of a requirement does not imply approval or waiver from anything contained within the ordinance.

The undersigned authorizes the contact person listed above to represent this petition before the South Bend Plan Commission and Common Council and to answer any and all questions related to this petition.

Property Owner (s) Signatures:

Shari Sellers _____

Criteria for Decision Making

Special Exception - if applicable

A Special Exception may only be granted upon making a written determination, based upon the evidence presented at a public hearing. Please address how the project meets the following criteria.

(1) The proposed use will not be injurious to the public health, safety, comfort, community moral standards, convenience or general welfare, because:

The house will help with affordable housing.

(2) The proposed use will not injure or adversely affect the use of the adjacent area or property values therein, because:

Properties on this street have a variety of uses such as businesses, markets, and both single and family dwellings. The home needs a great deal of repair and investment and that will increase it's property value and neighborhood value

(3) The proposed use will be consistent with the character of the district in which it is located and the land uses authorized therein, because:

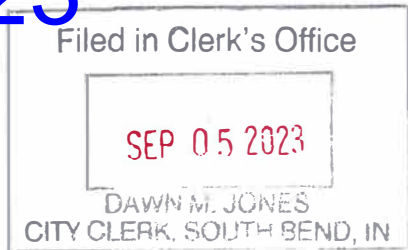
*Same as above...
there are many kinds of spaces/properties on this main Rd.*

(4) The proposed use is compatible with the recommendations of the Comprehensive Plan, because:

A community needs a variety of housing for everyone. Many family owned businesses are on this street which I visit and a house like this with 6-8 bedrooms would be more valuable and helpful to be a duplex, to fit into affordable housing.

BILL NO. 55-23

City of South Bend BOARD OF ZONING APPEALS



September 5, 2023

Honorable Lori Hamann
4th Floor, County-City Building
South Bend, IN 46601

RE: Special Exception Use at 110 S Main Street

Dear Committee Chair Hamann:

Enclosed is an Ordinance for the proposed Special Exception Use at the above referenced location. Please include the attached Ordinance on the Council agenda for **first reading** at your **September 11, 2023**, meeting and set it for public hearing at your **October 9, 2023**, Council meeting. The petition is tentatively scheduled for public hearing at the October 2, 2023, South Bend Board of Zoning Appeals meeting. The staff report and recommendation of the South Bend Board of Zoning Appeals will be forwarded to the Office of the City Clerk by noon on the Wednesday following the public hearing.

The petitioner provided the following to describe the proposed project:
A Special Exception to allow for a freestanding sign in DT Downtown District

The full petition is attached for your reference. Changes may occur between the filing and the public hearing. Any substantial changes will be identified at the Council meeting.

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

Sincerely,

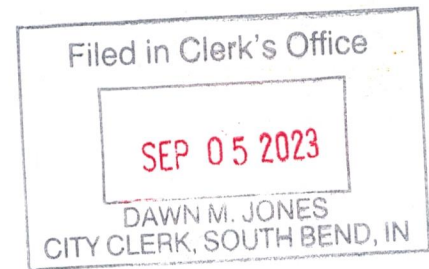
A handwritten signature in blue ink that reads "Kari Myers".

Kari Myers
Zoning Specialist

CC: Bob Palmer

BILL NO. 55-23

ORDINANCE NO. 10969-23



AN ORDINANCE OF THE COMMON COUNCIL OF THE CITY OF SOUTH BEND, INDIANA, APPROVING A PETITION OF THE ADVISORY BOARD OF ZONING APPEALS FOR THE PROPERTY LOCATED AT 110 S MAIN STREET, COUNCILMANIC DISTRICT NO. 2 IN THE CITY OF SOUTH BEND, INDIANA

STATEMENT OF PURPOSE AND INTENT

Request a Special Exception to allow for a freestanding sign in the DT Downtown District

NOW, THEREFORE, BE IT ORDAINED 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 Advisory 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:

110 S Main St., South Bend, IN 46601. 018-3006-0184

In order to permit a freestanding sign in the DT Downtown district

SECTION II. Following a presentation by the Petitioner, and after proper public hearing, the Common Council hereby approves the petition of the Advisory 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 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, if any, established by the Advisory Board of Zoning Appeals which are on file in the Office of the City Clerk.

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

Sharon McBride, Council President
South Bend Common Council

Attest:

Dawn M. Jones, 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 _____, 2023, at _____ o'clock ____ . m.

Dawn M. Jones, City Clerk
Office of the City Clerk

Approved and signed by me on the _____ day of _____, 2023, at ____ o'clock ____ .m.

James Mueller, Mayor
City of South Bend, Indiana

City of South Bend
BOARD OF ZONING APPEALS

227 W. Jefferson - Suite 1400S
South Bend, IN 46601
zoning@southbendin.gov

Petition for Variance - Special Exception

Property Information

Tax Key Number: 018-3006-0184
Address: 110 S Main St
Owner: Teachers Credit Union
Zoning: Choose the current district

Project Summary:

Installation of monument sign.

Requested Action

- Special Exception/ Use Variance – *complete and attach Criteria for Decision Making*
Use requested: Free standing sign allowed in Downtown Zoning District.
- Variance(s) - *List variances below, complete and attach Criteria for Decision Making*
Variance(s) requested:

Required Documents

- Completed Application (including Criteria for Decision Making and Contact Information)
- Site Plan drawn to scale
- Filing Fee

Criteria for Decision Making

Special Exception - if applicable

A Special Exception may only be granted upon making a written determination, based upon the evidence presented at a public hearing. Please address how the project meets the following criteria.

- (1) The proposed use will not be injurious to the public health, safety, comfort, community moral standards, convenience or general welfare, because:

The sign is manufactured and installed by certified sign erectors.

- (2) The proposed use will not injure or adversely affect the use of the adjacent area or property values therein, because:

The new signage is similar in construction and design to the previous free standing sign.

- (3) The proposed use will be consistent with the character of the district in which it is located and the land uses authorized therein, because:

The sign is replacing an existing free standing sign.

- (4) The proposed use is compatible with the recommendations of the Comprehensive Plan, because:

The sign is replacing an existing sign and is staying the same size and square footage.

Contact Information

Property owner(s) of the petition site:

Name: Teachers Credit Union

Address: 110 S Main St.
South Bend, IN 46601

Name: _____

Address: _____

Name: _____

Address: _____

Contact Person:

Name: Autum Wimmer

Address: 8816 Corporation Dr
Indianapolis, IN 46256

Phone Number: 317-842-8664

E-mail: awimmer@signcraftind.com

By signing this petition, the Petitioner/Property Owners of the above described Real Estate acknowledge they are responsible for understanding and complying with the South Bend Zoning Ordinance and any other ordinance governing the property. Failure of staff to notify the petitioner of a requirement does not imply approval or waiver from anything contained within the ordinance.

The undersigned authorizes the contact person listed above to represent this petition before the South Bend Plan Commission and Common Council and to answer any and all questions related to this petition.

Property Owner (s) Signatures:

(Please see attached)



Teachers Credit Union

To whom it may concern,

This letter authorizes **Mitchell Signs, Inc.** and its agent, **Adrenaline** to represent **Teachers Credit Union** for the purpose of obtaining permits to perform sign installations, removals, or any sign maintenance necessary at our property located at:

Location Address:

110 S. Main Street
South Bend, IN 46601

Property Owner: **Teachers Credit Union**

Property Owner Signature

State of INDIANA

County of ST. JOSEPH

Sworn to (or affirmed) and subscribed before me this 23 day of MARCH 2023

by BRANDON DEMITRUK (name of person making statement)

Signature of Notary Public



Commission Number
NP8693266

BILL NO. 56-23

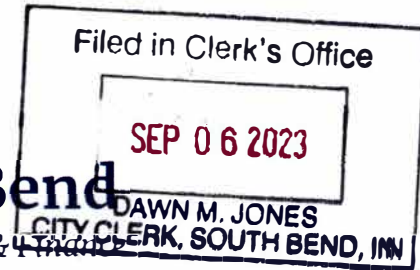
County-City Building
227 W Jefferson Blvd Suite, 1200 N
South Bend, IN 46601

James Mueller, Mayor



Phone 311 inside City limits
Email 311@southbendin.gov
Website Southbendin.gov

City of South Bend
Department of Administration & Finance
Division of Human Resources



September 6, 2023

Sharon McBride, President
City of South Bend Common Council
227 W. Jefferson Boulevard, 4th Floor
South Bend, Indiana 46601

RE: 2024 TRANSPO Budget Appropriation and Property Tax Levy

Dear Council President McBride:

Attached, please find a bill for consideration by the Common Council of the City of South Bend appropriating, adopting and approving monies for the South Bend Public Transportation Corporation (Transpo) for the fiscal year commencing January 1, 2024 and ending December 31, 2024.

This bill is respectfully submitted for 1st reading filing with the Common Council for the council meeting on September 11, 2023, 2nd reading and public hearing at the council meeting on September 25, 2023, with 3rd reading and council vote at the council meeting on October 9, 2023. Per requirements of the Indiana Department of Local Government Finance ("DLGF"), when this bill is voted upon, each Councilmember's vote must be reflected on the last page of Exhibit B ("DLGF Budget Form No. 4"), and each Councilmember must sign this page of Exhibit B.

It should be noted that the exhibits will be forthcoming in a substitute ordinance.

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. Employees of the South Bend Public Transportation Corporation will also be available at these meetings.

Regards,

Kyle Willis
City Controller

Filed in Clerk's Office

SEP 06 2023

DAWN M. JONES
CITY CLERK, SOUTH BEND, IN

BILL NO. 56-23

ORDINANCE NO. 10970-23

AN ORDINANCE OF THE COMMON COUNCIL OF THE CITY OF SOUTH BEND, INDIANA, APPROPRIATING, ADOPTING AND APPROVING THE SOUTH BEND PUBLIC TRANSPORTATION CORPORATION'S 2024 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, 2024

STATEMENT OF PURPOSE AND 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 I. The South Bend Public Transportation Corporation's budget for the year ending December 31, 2024, in the sum of **\$13,839,451**, as shown in the budget filed with the Common Council on August 31, 2023 and attached to this Ordinance as Exhibit A, 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. By adoption of and consistent with this Ordinance, the State-mandated Budget Form No. 4 attached to this Ordinance as Exhibit B is hereby approved and adopted.

SECTION II. For the purpose of raising revenue to meet the necessary expenses of the South Bend Public Transportation Corporation, there shall be levied a property tax upon each one hundred dollars of assessed valuation of taxable property within the City of South Bend, Indiana, for the fiscal year 2023 to be collected in the year 2024, as shown and described in Exhibit B.

SECTION III. 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.

Sharon McBride, President
South Bend Common Council

Attest:

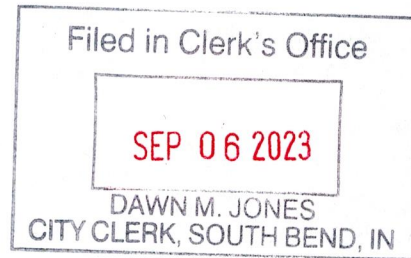
Dawn M. Jones, City Clerk

Presented by me to the Mayor of the City of South Bend, Indiana on the _____ day of _____, 2____, at _____ o'clock ____ .m.

Dawn M. Jones, City Clerk

Approved and signed by me on the _____ day of _____, 2____, at _____ o'clock, ____ .m.

James Mueller, Mayor
City of South Bend, Indiana



BILL NO. 57-23

County-City Building
227 W Jefferson Blvd Suite, 1200 N
South Bend, IN 46601

James Mueller, Mayor



Phone 311 inside City limits
Email 311@southbendin.gov
Website Southbendin.gov

Filed in Clerk's Office

SEP 06 2023

City of South Bend
Department of Administration & Finance
Division of Human Resources

DAWN M. JONES
CITY CLERK, SOUTH BEND, IN

September 6, 2023

Sharon McBride, President
City of South Bend Common Council
227 W. Jefferson Boulevard, 4th Floor
South Bend, Indiana 46601

RE: 2024 Annual Budget Appropriation and Property Tax Levy

Dear President McBride,

Attached, please find a bill for consideration by the Common Council of the City of South Bend appropriating monies for city expenditures for the fiscal year commencing January 1, 2024 and ending December 31, 2024 and levying property taxes for the same.

This bill is respectfully submitted for 1st reading filing with the Common Council for the council meeting on September 11, 2023, 2nd reading and public hearing at the council meeting on September 25, 2023, with 3rd reading and council vote at the council meeting on October 9, 2023. Per requirements of the Indiana Department of Local Government Finance ("DLGF"), when this bill is voted upon, each Councilmember's vote must be reflected on the last page of Exhibit B ("DLGF Budget Form No. 4"), and each Councilmember must sign this page of Exhibit B.

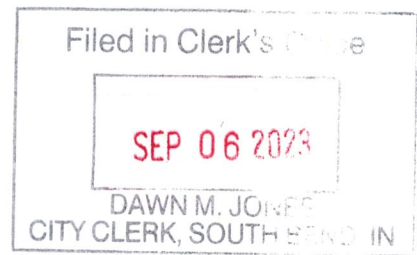
It should be noted that the exhibits will be forthcoming in a substitute ordinance.

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.

Regards

A handwritten signature in blue ink that reads "Kyle Willis".

Kyle Willis
City Controller



BILL NO. 57-23

ORDINANCE NO. 10971-23

AN ORDINANCE OF THE COMMON COUNCIL 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, 2024, AND APPROPRIATING MONIES FOR THE PURPOSE OF DEFRAYING THE EXPENSES OF THE CITY OF SOUTH BEND, INDIANA FOR THE FISCAL YEAR BEGINNING JANUARY 1, 2024 AND ENDING DECEMBER 31, 2024, 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 2024, and it is necessary to levy a tax on taxable property for the purpose of meeting said expenses.

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

SECTION I. For the expenses of the Civil City Government, its various Departments, Funds, Commissions, and institutions for the fiscal year ending December 31, 2024, the sums of money stated in the budget summary attached to this Ordinance as Exhibit A (in the form required by South Bend Municipal Code Sec. 2-90) are hereby appropriated and ordered set apart within the funds identified in that Exhibit (the "Funds"), 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 law. By adoption of and consistent with this Ordinance, the State-mandated Budget Form No. 4 attached to this Ordinance as Exhibit B is hereby approved and adopted with respect to the Funds.

SECTION II. For the purpose of raising revenue to meet the expenses of the Civil City Government, its various Departments, Funds, Commissions, and institutions for the fiscal year ending December 31, 2024, there shall be levied a property tax upon each one hundred dollars of assessed valuation of taxable property within the City of South Bend, Indiana, for the fiscal year 2023 to be collected in the year 2024, as shown and described in the State-mandated Budget Form No. 4 attached to this Ordinance as Exhibit B.

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.

Sharon McBride, President
South Bend Common Council

Attest:

Dawn M. Jones, City Clerk

Presented by me to the Mayor of the City of South Bend, Indiana on the _____ day of _____, 2____, at _____ o'clock _____.m.

Dawn M. Jones, City Clerk

Approved and signed by me on the _____ day of _____, 2____, at _____ o'clock, _____.m.

James Mueller, Mayor
City of South Bend, Indiana

Filed in Clerk's Office
SEP 06 2023
DAWN M. JONES
CITY CLERK, SOUTH BEND, IN

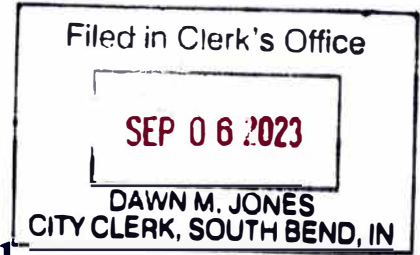
BILL NO. 58-23

County-City Building
227 W Jefferson Blvd Suite, 1200 N
South Bend, IN 46601

James Mueller, Mayor



Phone 311 inside City limits
Email 311@southbendin.gov
Website Southbendin.gov



City of South Bend

Department of Administration & Finance
Division of Human Resources

September 6, 2023

Sharon McBride, President
City of South Bend Common Council
227 W. Jefferson Boulevard, 4th Floor
South Bend, Indiana 46601

RE: Q3 2023 Budget Transfer Ordinance

Dear President McBride,

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 2023, we plan to propose adjustments during four time periods—March, June, October and December.

Based on our budget review, we are submitting the enclosed budget transfer 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 11, 2023, with 2nd reading, public hearing and 3rd reading scheduled for September 25, 2023.

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 that reads "Kyle Willis".

Kyle Willis
City Controller

BILL NO. 58-23

ORDINANCE NO. 10972-23

**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 2023**

STATEMENT OF PURPOSE AND INTENT

Unforeseen conditions have developed since the adoption of the existing City budget, under Ordinance No. 10883-22 on October 10, 2022, 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 2023.

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.

Sharon McBride,
Common Council President

Attest:

Dawn M. Jones, City Clerk

Presented by me to the Mayor of the City of South Bend, Indiana, on the _____ day of _____, 2023, at _____ o'clock __ . m.

Dawn M. Jones, City Clerk

Approved and signed by me on the _____ day of _____, 2023, at _____ o'clock __ . m.

James Mueller,
Mayor, City of South Bend, Indiana

City of South Bend, Indiana
Q3 2023 Budget Adjustments - Budget Transfers

(budget transfers between different cost categories (i.e. personnel, supplies, services, capital) and/or different departments/divisions within the same fund)

Account #	Fund	Department	Division	Account	Budget Adjustment
101-04-402-044-410001--	General Fund	Administration & Finance	Human Rights	Personnel-Salaries & Wages-Salaried Wages	(40,000)
101-04-402-044-432003--	General Fund	Administration & Finance	Human Rights	Services & Charges-Communication & Transp-Travel	40,000
Rationale:	<i>Transfer funds from Personnel to Travel</i>				
101-09-090-090-436003--	General Fund	Fire Department	Fire Department	Services & Charges-Repairs & Maint-Auto Equip R&M	100,000
101-09-092-092-436005--	General Fund	Fire Department	EMS	Services & Charges-Repairs & Maint-Other Equip R&M	(100,000)
Rationale:	<i>Reallocate budget</i>				
201-11-202-220-445108--	Parks & Recreation	Venues Parks & Arts	Golf Courses	Capital Outlay-Machinery & Equip-Lease Purch/Other Equip	(436,000)
201-11-202-220-438100-DS0231-	Parks & Recreation	Venues Parks & Arts	Golf Courses	Services & Charges-Debt Service-Principal	375,208
201-11-202-220-438200-DS0231-	Parks & Recreation	Venues Parks & Arts	Golf Courses	Services & Charges-Debt Service-Interest	60,792
Rationale:	<i>Transfer to DS0231 for Golf Cart Lease</i>				
201-11-203-233-422000--	Parks & Recreation	Venues Parks & Arts	Recreational Experiences	Supplies-Operating-Other Operating Supplies	(7,000)
201-11-203-233-422009--	Parks & Recreation	Venues Parks & Arts	Recreational Experiences	Supplies-Operating-Recreation Supplies	(8,000)
201-11-203-233-431000--	Parks & Recreation	Venues Parks & Arts	Recreational Experiences	Services & Charges-Professional-Other Professional Svcs	15,000
Rationale:	<i>Transfer to other prof services - increased umpire fees</i>				
201-11-201-201-431019--	Parks & Recreation	Venues Parks & Arts	Park Maintenance	Services & Charges-Professional-Security Services	(200,000)
201-11-011-011-431000--	Parks & Recreation	Venues Parks & Arts	Community Initiatives	Services & Charges-Professional-Other Professional Svcs	200,000
Rationale:	<i>Transfer POET funds to Community Initiatives</i>				
471-11-206-288-444000--PROJ00000177	2017 Parks Bond Capital	Venues Parks & Arts	Park Projects & Capital	Capital Outlay-Impv Other Than Bldgs-Land Improvement	(375)
201-11-206-273-444000--PROJ00000177	Parks & Recreation	Venues Parks & Arts	Park Projects & Capital	Capital Outlay-Impv Other Than Bldgs-Land Improvement	375
Rationale:					
601-11-240-461-413900--	Parking Garages	Venues Parks & Arts	Parking Garages	Personnel-Other Personnel-SMG Wages	(150,000)
601-11-240-461-431000--	Parking Garages	Venues Parks & Arts	Parking Garages	Services & Charges-Professional-Other Professional Svcs	150,000
Rationale:	<i>Allocate for new management company for parking garages</i>				
601-11-240-461-413900--	Parking Garages	Venues Parks & Arts	Parking Garages	Personnel-Other Personnel-SMG Wages	(35,000)
601-11-240-461-413901--	Parking Garages	Venues Parks & Arts	Parking Garages	Personnel-Other Personnel-SMG Benefits & Taxes	(15,000)
601-11-240-461-431000--	Parking Garages	Venues Parks & Arts	Parking Garages	Services & Charges-Professional-Other Professional Svcs	10,000
601-11-240-460-431000--	Parking Garages	Venues Parks & Arts	Parking Garages	Services & Charges-Professional-Other Professional Svcs	40,000
Rationale:	<i>Allocate for new management company for parking garages (contract fees)</i>				
602-11-220-292-436001--	Morris Performing Arts Cente	Venues Parks & Arts	Morris Performing Arts Center	Services & Charges-Repairs & Maint-Building R&M	(6,000)
602-11-220-292-423001--	Morris Performing Arts Cente	Venues Parks & Arts	Morris Performing Arts Center	Supplies-Repair & Maint-Building Materials	6,000
Rationale:	<i>Allocate to cover budget</i>				

Filed in Clerk's Office
SEP 06 2023
DAWN M. JONES
CITY CLERK, SOUTH BEND, IN

City of South Bend, Indiana
Q3 2023 Budget Adjustments - Budget Transfers

(budget transfers between different cost categories (i.e. personnel, supplies, services, capital) and/or different departments/divisions within the same fund)

Account #	Fund	Department	Division	Account	Budget Adjustment
641-06-605-514-422000--	Sewage Works Operations	Public Works	Wastewater	Supplies-Operating-Other Operating Supplies	136,000
641-06-605-514-439001--	Sewage Works Operations	Public Works	Wastewater	Services & Charges-Other-Other Contractual Services	(136,000)
	<i>Rationale: Allocate budget for purchase of sensors</i>				
230-10-103-105-445100--	Code Enforcement	Community Investment	Neighborhoods	Capital Outlay-Machinery & Equip-Lease Purch/Motor Equip	4,000
230-10-103-105-436003--	Code Enforcement	Community Investment	Neighborhoods	Services & Charges-Repairs & Maint-Auto Equip R&M	(4,000)
	<i>Rationale: Allocate budget to coer capital purchase</i>				

Filed in Clerk's Office

SEP 06 2023

DAWN M. JONES
 CITY CLERK, SOUTH BEND, IN

County-City Building
227 W Jefferson Blvd Suite, 1200 N
South Bend, IN 46601

James Mueller, Mayor

BILL NO. 59-23



Phone 311 inside City limits
Email 311@southbendin.gov
Website Southbendin.gov

City of South Bend

Department of Administration & Finance
Division of Human Resources

Filed in Clerk's Office

SEP 06 '23

DAWN M. JONES
CITY CLERK, SOUTH BEND, IN

September 6, 2023

Sharon McBride, President
City of South Bend Common Council
227 W. Jefferson Boulevard, 4th Floor
South Bend, Indiana 46601

RE: Q3 2023 Additional Appropriation Ordinance

Dear President McBride,

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 2023, we plan to propose adjustments during four time periods—March, June, September 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 11, 2023, with 2nd reading, public hearing and 3rd reading scheduled for September 25, 2023.

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 that reads "Kyle Willis".

Kyle Willis
City Controller

BILL NO. 59-23

ORDINANCE NO. 10973-23

Filed in Clerk's Office
SEP 06 2023
TIAWN M. JONES
CITY CLERK, SOUTH BEND, IN

AN ORDINANCE OF THE COMMON COUNCIL OF THE CITY OF SOUTH BEND, INDIANA, APPROPRIATING ADDITIONAL FUNDS FOR CERTAIN DEPARTMENTAL AND CITY SERVICES OPERATIONS FOR THE YEAR 2023 OF \$1,740,000 FROM THE GENERAL FUND (#101), \$356,800 FROM THE PARKS AND RECREATION FUND (#201), \$104,999 FROM THE MOTOR VEHICLE HIGHWAY FUND (#202), \$1,200,000 FROM THE CENTRAL SERVICES FUND (#222), \$160,200 FROM THE PARKING GARAGES FUND (#601), \$42,688 FROM THE WATER WORKS CAPITAL FUND (#622), \$200,000 FROM THE SEWER REPAIR INSURANCE FUND (#640), \$3,000,000 FROM THE SEWAGE WORKS CAPITAL FUND (#642), AND \$293,000 FROM THE STORM SEWER FUND (#667)

STATEMENT OF PURPOSE AND INTENT

By Ordinance No. 10883-22, passed on October 10, 2022, the Common Council adopted the City's 2023 operating and capital budgets, 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 the provision of services to its residents 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 2023 and set apart within the following designated funds for expenditures as follows:

<u>Fund</u>	<u>Fund Name</u>	<u>Amount</u>
101	General Fund	\$1,740,000
201	Parks & Recreation	\$356,800
202	Motor Vehicle Highway	\$104,999
222	Central Services	\$1,200,000
601	Parking Garages	\$160,200
622	Water Works Capital	\$42,688
640	Sewer Repair Insurance	\$200,00
642	Sewage Works Capital	\$3,000,000
667	Storm Sewer	\$293,000
	<u>Total</u>	<u>\$7,097,687</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.

Sharon McBride, Common Council President

Attest:

Dawn M. Jones, City Clerk

Presented by me to the Mayor of the City of South Bend, Indiana on the _____ day of _____,
2____, at _____ o'clock _____.m.

Dawn M. Jones, City Clerk

Approved and signed by me on the _____ day of _____, 2____, at
_____ o'clock, _____.m.

James Mueller, Mayor
City of South Bend, Indiana

Filed in Clerk's Office
SEP 06 2023
DAWN M. JONES
CITY CLERK, SOUTH BEND, IN

Filed in Clerk's Office

SEP 06 2023

DAWN M. JONES
CITY CLERK, SOUTH BEND, IN

City of South Bend, Indiana
Q3 2023 Budget Adjustments - Additional Appropriations
(increase or decrease in total fund expenditures)

Account #	Fund	Department	Division	Account	Budget Adjustment	
Unanticipated Expenses						
201-11-200-200-431001--		Parks & Recreation	Venues Parks & Arts	Park Admin	Services & Charges-Professional-Legal Services	50,000
	Rationale:	Additional appropriations for outstanding legal services				
201-11-208-238-439000--		Parks & Recreation	Venues Parks & Arts	Community Programming	Services & Charges-Other-Misc Charges & Svcs	20,000
201-11-208-239-439000--		Parks & Recreation	Venues Parks & Arts	Community Programming	Services & Charges-Other-Misc Charges & Svcs	5,300
	Rationale:	Appropriation to cover '22 exp pd '23 and YE budget and unbudgeted holiday lights at MLK Center.				
201-11-201-201-436001--		Parks & Recreation	Venues Parks & Arts	Park Maintenance	Services & Charges-Repairs & Maint-Building R&M	47,000
	Rationale:	Hail damage repairs \$20K and boat dock install \$27K				
101-11-201-201-439000--		General Fund	Venues Parks & Arts	Park Maintenance	Services & Charges-Other-Misc Charges & Svcs	500,000
	Rationale:	DTSB and Block by Block '22 expenses pd in '23				
201-11-202-222-422014--		Parks & Recreation	Venues Parks & Arts	Golf Courses	Supplies-Operating-Concessions Inventory	30,000
201-11-202-222-431000--		Parks & Recreation	Venues Parks & Arts	Golf Courses	Services & Charges-Professional-Other Professional Svcs	3,000
201-11-202-222-437002--		Parks & Recreation	Venues Parks & Arts	Golf Courses	Services & Charges-Rentals-Equipment Rental	3,000
	Rationale:	Allocate to cover YE budget				
201-11-203-233-422014--		Parks & Recreation	Venues Parks & Arts	Recreational Experiences	Supplies-Operating-Concessions Inventory	15,000
	Rationale:	Allocate to cover YE budget				
201-11-200-200-432003--		Parks & Recreation	Venues Parks & Arts	Park Admin	Services & Charges-Communication & Transp-Travel	3,000
201-11-200-200-439006--		Parks & Recreation	Venues Parks & Arts	Park Admin	Services & Charges-Other-Education & Training	3,000
	Rationale:	Additional appropriations for travel & training				
202-06-602-503-431001--		Motor Vehicle Highway	Public Works	Streets & Sewers	Services & Charges-Professional-Legal Services	50,000
202-06-602-503-422018--		Motor Vehicle Highway	Public Works	Streets & Sewers	Supplies-Operating-Signals/Lights	54,999
	Rationale:	Per Legal Department request/Latosuits Hill & LaSalle and Special Events & Insurance Claims - Replace poles				
201-11-201-201-431001-11FOREST-		Parks & Recreation	Venues Parks & Arts	Park Maintenance	Services & Charges-Professional-Legal Services	25,000
	Rationale:	Per Legal Dept - Harter Heights Tree Dispute				
640-06-602-510-436007--		Sewer Repair Insurance	Public Works	Streets & Sewers	Services & Charges-Repairs & Maint-Sewer R&M	200,000
	Rationale:	Increased expenses for Sewer Insurance contractors				
101-08-080-080-410001--		General Fund	Police Department	Police Department	Personnel-Salaries & Wages-Salaried Wages	700,000
	Rationale:	Increase salaries due to 249 officers compared to 238 budget				
101-08-080-080-436003--		General Fund	Police Department	Police Department	Services & Charges-Repairs & Maint-Auto Equip R&M	200,000
	Rationale:	Increase due to both 2022 & 2023 vehicles arriving in 2023.				

City of South Bend, Indiana
Q3 2023 Budget Adjustments - Additional Appropriations
(increase or decrease in total fund expenditures)

Account #	Fund	Department	Division	Account	Budget Adjustment
101-08-080-080-431000--	General Fund	Police Department	Police Department	Services & Charges-Professional-Other Professional Svcs	100,000
	Rationale:	<i>Increase Other Professional Services SVU</i>			
201-11-205-231-439006--	Parks & Recreation	Venues Parks & Arts	Development & Promotion	Services & Charges-Other-Education & Training	3,300
201-11-205-231-433003--	Parks & Recreation	Venues Parks & Arts	Development & Promotion	Services & Charges-Printing & Ad-Promotional	3,200
201-11-205-231-432003--	Parks & Recreation	Venues Parks & Arts	Development & Promotion	Services & Charges-Communication & Transp-Travel	1,000
	Rationale:	<i>Appropriation - leadership training, printing/advertising needs, and travel to NRPA conference.</i>			
601-11-240-462-431000--	Parking Garages	Venues Parks & Arts	Parking Garages	Services & Charges-Professional-Other Professional Svcs	53,400
601-11-240-463-431000--	Parking Garages	Venues Parks & Arts	Parking Garages	Services & Charges-Professional-Other Professional Svcs	53,400
601-11-240-464-431000--	Parking Garages	Venues Parks & Arts	Parking Garages	Services & Charges-Professional-Other Professional Svcs	53,400
	Rationale:	<i>Appropriate for new management company contract fees</i>			
101-09-090-090-422005--	General Fund	Fire Department	Fire Department	Supplies-Operating-Uniforms	100,000
	Rationale:	<i>Budget needed for new fire fighters due to turnover</i>			
101-09-090-090-431001--	General Fund	Fire Department	Fire Department	Services & Charges-Professional-Legal Services	140,000
	Rationale:	<i>Increase in estimated expense from legal department</i>			
201-11-202-221-422014--	Parks & Recreation	Venues Parks & Arts	Golf Courses	Supplies-Operating-Concessions Inventory	15,000
	Rationale:	<i>Allocate to cover YE budget expenses - concession inventory</i>			
201-11-201-201-439001--	Parks & Recreation	Venues Parks & Arts	Park Maintenance	Services & Charges-Other-Other Contractual Services	20,000
201-11-201-201-431019--	Parks & Recreation	Venues Parks & Arts	Park Maintenance	Services & Charges-Professional-Security Services	100,000
	Rationale:	<i>Appropriate funds to cover YE budget and appropriate funds for POET program</i>			
201-11-205-231-439300	Parks & Recreation	Venues Parks & Arts	Development & Promotion	Services & Charges-Other-Grants & Subsidies	10,000
	Rationale:	<i>Appropriate grant proceeds received from the National Endowment of Arts</i>			
667-06-605-517-442002--	Storm Sewer	Public Works	Wastewater	Capital Outlay-Infrastructure-Sewers	293,000
	Rationale:	<i>Appropriate new revenue from IDNR & Great Lakes Comm Grants</i>			
622-06-604-620-442007--	Water Works Capital	Public Works	Water Works	Capital Outlay-Infrastructure-Mains	42,688
	Rationale:	<i>For 2023 Capital Purchase exceeding cost 2023 Capital budget</i>			
642-06-605-514-442005--PROJ00000452	Sewage Works Capital	Public Works	Wastewater	Capital Outlay-Infrastructure-Treatment/Disposal Equipment	3,000,000
	Rationale:	<i>LTCP for Hydraulic Improvements-SRF Required Project</i>			
222-04-403-450-423010--	Central Services	Administration & Finance	Central Services	Supplies-Repair & Maint-Reimbursed Parts	1,200,000
	Rationale:	<i>Requesting Additional Appropriation - Parts</i>			
				Grand Total	7,097,687

Filed in Clerk's Office
SEP 06 2023
DAWN M. JONES
CITY CLERK, SOUTH BEND, IN

BILL NO. 60-23

County-City Building
227 W Jefferson Blvd Suite, 1200 N
South Bend, IN 46601

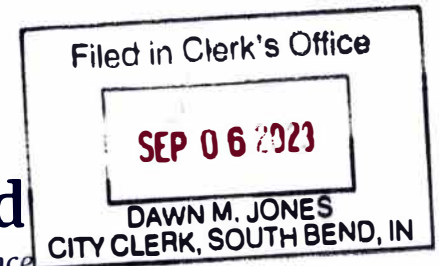
James Mueller, Mayor



Phone 311 inside City limits
Email 311@southbendin.gov
Website Southbendin.gov

City of South Bend

Department of Administration & Finance
Division of Human Resources



September 6, 2023

Sharon McBride, President
City of South Bend Common Council
227 W. Jefferson Boulevard, 4th Floor
South Bend, Indiana 46601

RE: Salary Ordinance Amendment

Dear President McBride,

On October 10, 2022, the South Bend Common Council passed Ordinance No. 10894-22, which fixed maximum salaries and wages of appointed officers and non-bargaining employees of the City of South Bend for the calendar year 2023. It was amended by Ordinance No. 10955-23, passed by the Council on June 26, 2023.

We now request a further amendment to this non-bargaining salary ordinance, specifically to make the following change:

- Establish a full-time GVI – Project Manager position (with a 2023 salary cap of \$65,000)

I will present this bill to the Common Council at the appropriate committee and Council meetings. It is requested that this bill be accepted for 1st reading on September 11, 2023, with 2nd reading, public hearing and 3rd reading scheduled for September 25, 2023, to coincide with the third quarter budget adjustment bills.

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 that reads "Kyle Willis".

Kyle Willis
City Controller

Filed in Clerk's Office
SEP 06 2023
DAWN M. JONES
CITY CLERK, SOUTH BEND, IN

BILL NO. 60-23

ORDINANCE NO. 10974-23

AN ORDINANCE OF THE COMMON COUNCIL OF THE CITY OF SOUTH BEND, INDIANA, AMENDING ORDINANCE NO. 10894-22, WHICH FIXES MAXIMUM SALARIES AND WAGES OF APPOINTED OFFICERS AND NON-BARGAINING EMPLOYEES OF EXECUTIVE DEPARTMENTS OF THE CITY OF SOUTH BEND FOR CALENDAR YEAR 2023, TO ESTABLISH ONE NEW FULL-TIME POSITION

STATEMENT OF PURPOSE AND INTENT

On October 10, 2022, the South Bend Common Council passed Ordinance No. 10894-22, which fixed maximum salaries and wages of appointed officers and non-bargaining employees of the executive departments of the City of South Bend for the calendar year 2023.

Since the enactment of Ordinance No. 10894-22, the City's executive has determined that it is appropriate and necessary to amend the list of non-bargaining City positions and their maximum salaries approved under Ordinance No. 10894-22. Specifically, this ordinance establishes one new full-time position (GVI – Project Manager), as reflected in the amended list attached to this ordinance as Exhibit A.

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

SECTION I. Ordinance No. 10894-22 (as amended by Ordinance No. 10921-23 and 10955-23) is hereby amended to include the non-bargaining positions and maximum salaries set forth in Exhibit A attached hereto. The positions affected by this ordinance are highlighted for ease of identification.

SECTION II. All other portions and sections of Ordinance No. 10894-22 (as amended by Ordinance No. 10921-23 and 10955-23) are unaffected by this amendment and are reconfirmed.

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.

Filed in Clerk's Office
SEP 06 2023
DAWN M. JONES
CITY CLERK, SOUTH BEND, IN

Sharon McBride, President
South Bend Common Council

Attest:

Dawn M. Jones, City Clerk

Presented by me to the Mayor of the City of South Bend, Indiana on the _____ day of _____, 2____, at _____ o'clock _____.m.

Dawn M. Jones, City Clerk

Approved and signed by me on the _____ day of _____, 2____, at _____ o'clock, _____.m.

James Mueller, Mayor
City of South Bend, Indiana

Filed in Clerk's Office

SEP 06 2023 Increase 3.0%

City of South Bend, Indiana Amended 2023 Nonbargaining Salary Ordinance Schedule Maximum Salaries		New Position	2019	2020	2021	2022	2023	% Increase
Job Title	Status	Salary Cap	Salary Cap	Salary Cap	Salary Cap	Salary Cap	Salary Cap	
311 Customer Service Liaison	Full Time	45,610	46,522	46,652	47,829	49,264	50,884	3.00%
311 Customer Service Liaison II	Full Time	47,397	48,345	48,490	49,702	51,154	52,854	6.00%
Accounting Assistant	Full Time	44,500	45,390	45,526	46,664	48,064	49,764	3.00%
Accounting Clerk IV	Full Time	34,675	35,369	35,475	36,362	37,453	38,643	3.00%
Accounts Payable Administrator	Full Time	36,466	37,195	37,307	38,240	39,387	40,647	3.00%
Administrative Assistant I	Full Time	41,336	42,163	42,289	43,346	44,534	45,854	3.00%
Administrative Assistant II	Full Time	42,558	43,409	43,539	44,627	45,966	47,356	3.00%
Animal Welfare Assistant	Full Time	35,899	36,617	36,727	37,645	38,774	40,000	3.00%
Animal Welfare Officer	Full Time	36,167	36,890	37,001	37,926	39,060	40,300	5.47%
Applications Developer I	Full Time	56,896	59,741	59,920	68,788	70,852	73,000	3.00%
Applications Developer II	Full Time			new title	74,492	76,727	79,050	3.00%
Assistant City Attorney	Full Time	89,284	91,070	91,343	93,627	96,012	98,496	3.00%
Assistant City Attorney/Claims Adjuster	Full Time	78,697	80,271	80,512	82,525	85,001	87,546	3.00%
Assistant City Engineer	Full Time	85,568	87,279	87,541	89,730	92,114	94,600	6.00%
Assistant Director of Applications	Full Time	68,931	70,310	70,521	72,863	75,361	77,916	3.00%
Assistant Director of Communication Center	Full Time	56,308	57,434	57,606	59,046	60,817	62,700	3.00%
Assistant Director of Distribution	Full Time	53,490	54,560	54,724	56,092	57,775	59,500	3.00%
Assistant Director of Growth & Opportunity (formerly Assistant Director of Business Development)	Full Time		new	75,327	77,210	79,256	81,466	3.00%
Assistant Director of Recreation	Full Time	60,724	61,938	62,124	63,677	65,387	67,254	3.00%
Assistant Director of SCADA Information Systems	Full Time	68,931	70,310	70,521	72,284	74,153	76,136	3.00%
Assistant Director of Ticket Sales & Strategy (formerly Manager - Assistant Director of Ticket Sales)	Full Time	39,453	40,242	40,363	41,372	42,500	43,736	25.69%
Assistant Manager - Customer Service	Full Time	48,379	49,347	49,495	50,732	52,254	53,900	3.00%
Budget Analyst - Senior	Full Time	64,945	66,244	66,443	68,104	70,147	72,376	3.00%
Building and Code Inspector	Full Time	51,893	52,931	53,090	54,417	56,050	57,800	3.00%
Building Commissioner	Full Time	93,770	95,645	95,932	84,161	86,686	89,376	3.00%
Building Inspector	Full Time	49,637	50,630	50,782	52,052	53,614	55,300	3.00%
Business & Resource Specialist	Full Time			new	65,000	66,624	68,350	3.00%
Business Analyst	Full Time	54,100	55,182	55,348	56,732	58,226	59,836	6.00%
Business Analyst - Senior	Full Time	title change	59,000	59,177	60,656	62,256	63,986	8.00%
Business Development Specialist	Full Time	57,192	58,336	58,511	59,974	61,574	63,300	3.00%
Chemist	Full Time	51,549	52,580	52,738	54,056	55,678	57,414	3.00%
Chemist Lead	Full Time	54,833	55,930	56,098	57,500	59,025	60,675	3.00%
Chief Building Inspector	Full Time	60,724	61,938	62,124	63,677	65,387	67,254	3.00%
Chief Code Inspector	Full Time	60,724	61,938	62,124	63,677	65,387	67,254	3.00%
Chief Community Officer (formerly Director of Community Initiatives)	Full Time		new	88,500	88,766	90,985	93,266	3.00%
Chief Development Officer	Full Time				new title	106,804	109,116	100.00%
Chief Innovation Officer	Full Time	106,423	108,551	108,877	118,676	122,236	126,066	3.00%
Chief Neighborhoods Officer	Full Time	83,432	85,645	85,932	88,330	90,820	93,400	3.00%
Chief of Park Operations (formerly Director of Facilities & Grounds)	Full Time	75,000	76,500	76,730	84,000	86,500	89,100	13.10%
Chief of Staff to the Mayor	Full Time	78,858	79,500	79,796	101,266	104,304	107,400	3.00%
Chief Planner	Full Time	80,651	82,264	82,511	97,851	100,787	103,800	3.00%
Chief Technology Officer	Full Time	106,423	108,551	108,877	111,599	114,947	118,350	3.00%
City Attorney	Full Time				new position	110,451	112,966	100.00%
City Clerk Secretary	Full Time	34,764	35,459	35,565	36,454	37,548	38,746	3.00%
City Controller	Full Time	121,904	124,342	124,715	127,833	131,668	135,616	3.00%
City Engineer	Full Time	106,423	108,551	108,877	111,599	121,643	125,800	9.00%
Club Pro Municipal Golf Course	Full Time	53,280	53,280	53,440	54,776	56,419	58,166	3.00%
Code Inspector	Full Time	42,529	43,380	43,510	44,598	45,936	47,526	3.00%
Code Inspector - Senior	Full Time	45,190	46,094	46,232	47,388	48,810	50,396	3.00%
Commercial Combination Inspector	Full Time	52,119	53,161	53,320	54,653	56,293	58,040	3.00%
Communication Specialist I	Full Time	37,726	38,481	38,596	39,561	40,748	42,056	3.00%
Communication Specialist II	Full Time	47,735	47,670	47,813	49,008	50,478	52,100	3.00%
Communication Specialist III	Full Time	48,426	49,395	49,543	50,782	52,305	53,990	3.00%
Contract Compliance Administrator	Full Time		new	57,000	58,600	62,994	65,600	7.50%
Corporation Counsel	Full Time	127,126	129,669	130,058	133,309	137,308	141,066	3.00%
Court Liaison	Full Time	36,317	37,043	37,154	38,083	39,225	40,486	3.00%
Crime Analyst	Full Time	39,782	40,578	40,700	41,718	42,970	44,356	3.00%
Crime Resource Specialist	Full Time		new	50,000	51,250	52,788	54,516	3.00%
Custodian	Full Time	25,982	30,000	30,090	32,000	32,960	34,000	3.00%
Data Entry/Alarms Coordinator	Full Time	33,091	33,753	33,854	34,700	35,741	36,876	3.00%
Data Entry Specialist	Full Time	38,494	39,264	39,382	40,367	41,478	42,716	3.00%
Data Entry Specialist II	Full Time	32,465	33,114	33,213	34,043	35,064	36,176	3.00%
Departmental System Specialist	Full Time	49,637	50,630	50,782	52,052	53,614	55,300	3.00%
Deputy Building Commissioner	Full Time	67,049	68,390	68,595	70,310	72,149	74,116	3.00%
Deputy Chief of Staff to the Mayor	Full Time	74,914	76,412	76,641	78,557	80,914	83,400	3.00%
Deputy Chief Technology Officer	Full Time	84,660	86,353	86,612	88,777	91,440	94,200	3.00%
Deputy City Controller	Full Time	99,367	101,354	101,658	104,199	110,451	116,900	6.00%
Deputy Director of Community Investment	Full Time			new	103,691	110,451	117,500	6.52%
Deputy Director of Human Resources	Full Time	78,030	79,591	79,830	89,000	91,670	94,500	3.00%
Deputy Director of Public Works	Full Time	99,367	101,354	101,658	104,199	110,451	116,900	6.00%
Deputy Director of Venues, Parks & Arts	Full Time	99,367	101,354	101,658	104,199	110,451	116,900	6.00%
Web Manager (formerly Design Specialist)	Full Time	title change	58,033	58,207	59,662	64,435	69,400	8.00%
Digital (Forensic) Lab Technician	Full Time	56,100	57,222	57,394	58,829	60,594	62,500	3.00%
Digital Communications & Multimedia Training Coordinator	Full Time	56,182	57,306	57,478	58,915	60,682	62,600	3.00%
Director - Environmental Compliance (formerly Manager - Environmental Compliance)	Full Time	71,776	73,212	73,432	75,268	82,126	87,100	9.11%
Director - Wastewater Utility (formerly Director of Utilities)	Full Time	97,419	99,367	99,665	102,157	98,671	101,200	-3.41%
Director - Water Operations (formerly Manager - Operations)	Full Time	71,394	72,822	73,040	74,866	82,126	87,100	9.70%
Director - Water Utility (formerly Assistant Director of Utilities)	Full Time	86,489	88,219	88,484	90,696	98,671	106,800	8.79%
Director of 311 Customer Service	Full Time	76,407	77,935	78,169	80,123	82,527	85,100	3.00%
Director of Applications	Full Time	76,407	77,935	78,169	80,123	82,527	85,100	3.00%
Director of Booking & Event Services	Full Time	61,194	62,418	62,605	64,170	66,095	68,176	3.00%
Director of Business Analytics	Full Time	76,407	77,935	78,169	80,123	82,527	85,100	6.00%
Director of Central Services	Full Time	99,367	101,354	101,658	94,500	97,335	100,300	3.00%
Director of City Finance	Full Time			new title	85,152	97,000	109,000	13.91%
Director of Civic Innovation	Full Time	76,407	77,935	78,169	80,123	82,527	85,100	3.00%
Director of Civilian Services	Full Time	62,424	63,672	63,863	65,460	67,424	69,550	3.00%
Director of Communication Center	Full Time	66,796	68,132	68,336	70,044	72,145	74,396	3.00%
Director of Communications	Full Time	67,018	68,358	68,563	70,277	72,385	74,646	3.00%

City of South Bend, Indiana Amended 2023 Nonbargaining Salary Ordinance Schedule Maximum Salaries		New Position					Increase 3.0%	
Job Title	Status	2019 Salary Cap	2020 Salary Cap	2021 Salary Cap	2022 Salary Cap	2023 Salary Cap	% increase	
Director of Communications & Radio	Full Time	60,120	61,322	61,506	63,044	64,935	3.00%	
Director of Community Outreach	Full Time	65,704	67,018	67,219	68,899	70,966	3.00%	
Director of Community Police Review Office	Full Time		new	65,000	66,625	68,624	3.00%	
Director of CSO Project Management	Full Time	85,172	86,875	87,136	89,314	91,993	3.00%	
Director of Customer Service & Billing Office	Full Time	75,641	77,154	77,385	79,320	82,126	3.54%	
Director of Department Finance	Full Time	67,885	69,243	69,451	77,012	79,322	3.00%	
Director of Development - Venues, Parks & Arts	Full Time	57,222	58,366	58,541	60,005	61,805	3.00%	
Director of Distribution	Full Time	reinstated	80,000	80,240	82,246	85,444	3.89%	
Director of Engagement & Economic Empowerment	Full Time	80,651	82,264	82,511	84,574	87,111	3.00%	
Director of Equipment Services	Full Time	75,000	76,500	76,730	78,648	81,007	3.00%	
Director of Experience (VPA)	Full Time	65,000	66,300	66,499	68,161	70,206	3.00%	
Director of Facilities Management	Full Time	67,350	68,697	68,903	70,626	72,745	3.00%	
Director of Financial Services (Park Administration)	Full Time	67,885	69,243	69,451	title change			
Director of Financial Services (Water Utility)	Full Time	67,885	69,243	69,451	title change			
Director of Growth & Opportunity	Full Time	80,651	82,264	82,511	84,574	87,111	3.00%	
Director of Human Resources	Full Time	91,898	93,736	94,017	96,367	99,258	3.00%	
Director of Infrastructure	Full Time	76,407	77,935	78,169	80,123	82,527	3.00%	
Director of Marketing - Public Works	Full Time	67,018	68,358	68,563	70,277	72,385	3.00%	
Director of Marketing & Promotions	Full Time	58,030	59,191	59,369	60,853	62,679	3.00%	
Director of Neighborhood Health & Housing	Full Time	80,651	82,264	82,511	84,574	87,111	3.00%	
Director of Neighborhood Services & Enforcement	Full Time	78,030	81,932	82,178	84,232	86,759	3.00%	
Director of Office of Sustainability	Full Time	83,620	85,292	85,548	87,687	90,318	3.00%	
Director of Operations - Venues	Full Time	91,800	93,636	93,917	96,265	99,153	3.00%	
Director of Operations - Wastewater (formerly Manager - Operations)	Full Time	71,394	72,822	73,040	74,866	85,444	14.13%	
Director of Public Works	Full Time	121,904	124,342	124,715	127,833	131,668	3.00%	
Director of Purchasing	Full Time	81,600	83,232	83,482	85,569	90,000	5.18%	
Director of Purchasing & Logistics (Police Dept)	Full Time	70,000	71,400	71,614	73,404	75,606	3.00%	
Director of Recreation	Full Time	75,452	76,961	75,000	76,875	79,181	3.00%	
Director of Redevelopment Engineering	Full Time	101,167	103,190	103,500	106,088	109,271	3.00%	
Director of Redevelopment Finance	Full Time	73,440	74,909	75,134	title change			
Director of SCADA Information Systems	Full Time	79,494	81,084	81,327	83,360	85,861	3.00%	
Director of Services	Full Time	76,407	77,935	78,169	80,123	82,527	3.00%	
Director of Solid Waste	Full Time	73,140	74,603	74,827	76,698	78,999	3.00%	
Director of Streets & Sewers	Full Time	86,489	88,219	88,484	90,696	93,417	3.00%	
Director of Ticket Sales & Strategy (formerly Director of Box Office & Event S	Full Time	64,000	65,280	65,476	67,113	69,126	3.00%	
Director of Treasury	Full Time	77,681	79,235	79,473	85,569	97,000	13.36%	
Director of Wastewater Maintenance	Full Time	74,285	75,771	75,998	77,898	82,126	5.43%	
Director of Water Quality & Laboratory	Full Time	74,285	75,771	75,998	77,898	82,126	5.43%	
Distribution Records Drafter	Full Time	43,096	title change					
Distribution System Specialist	Full Time	70,039	71,440	71,654	73,445	75,648	3.00%	
Diversity Compliance/Inclusion Officer	Full Time	79,591	81,183	81,427	83,463	95,000	13.82%	
Engagement Specialist	Full Time	57,192	58,336	58,511	59,974	61,773	3.00%	
Equity Arts Coordinator	Full Time				new title	60,000	100.00%	
Event Service Technician II	Full Time	32,613	33,265	33,365	34,199	35,225	3.00%	
Evidence Technician	Full Time	42,459	43,308	43,438	44,524	45,860	3.00%	
Executive Administrative Assistant	Full Time	42,987	43,847	43,979	45,078	46,430	3.00%	
Executive Assistant	Full Time	55,740	56,855	57,026	58,452	60,206	3.00%	
Executive Assistant and Director of Special Projects	Full Time	55,251	56,356	56,525	57,938	59,676	3.00%	
Executive Director of Community Investment	Full Time	106,423	108,551	108,877	118,676	122,236	3.00%	
Executive Director of Human Rights (formerly Director of Human Rights)	Full Time	72,828	74,285	74,508	76,371	92,500	21.12%	
Executive Director Venues, Parks & Arts	Full Time	119,646	122,039	122,405	125,465	129,229	3.00%	
Financial Specialist I	Full Time	36,466	37,195	37,307	38,240	39,387	3.00%	
Financial Specialist II	Full Time	39,782	40,578	40,700	41,718	42,970	3.00%	
Financial Specialist III	Full Time	44,500	45,390	45,526	46,664	48,064	3.00%	
Financial Specialist IV	Full Time	49,277	50,263	50,414	51,674	53,224	3.00%	
Financial Specialist Senior	Full Time	56,356	57,483	57,655	59,096	60,869	3.00%	
Financial Systems Specialist	Full Time	-	-	-	new position	66,645	100.00%	
Fingerprint/Photo Technician	Full Time	38,557	39,328	39,446	40,432	41,645	3.00%	
Firearms IBIS/NIBIN Tech	Full Time	45,900	46,818	46,958	48,132	49,576	3.00%	
Foreman IV	Full Time	49,827	50,824	50,976	52,250	53,818	3.00%	
Foreman V	Full Time	49,827	50,824	50,976	52,250	53,818	3.00%	
Forensic Lab Tech	Full Time	61,200	62,424	62,611	64,176	66,101	3.00%	
Forensic Scientist / Firearm & Tool Mark Examiner	Full Time	74,460	75,949	76,177	78,081	80,423	3.00%	
Forensic Scientist / Firearm & Tool Mark Examiner Trainee	Full Time	61,200	62,424	62,611	64,176	66,101	3.00%	
General Manager - Golf Courses (formerly Director of Golf Operations)	Full Time	65,466	66,775	66,975	68,649	78,797	14.78%	
General Manager - Venues	Full Time	100,470	102,479	102,786	105,356	108,517	3.00%	
GIS Manager	Full Time	64,361	65,648	65,845	67,491	69,516	3.00%	
GIS Specialist - Senior	Full Time	52,116	53,158	53,317	54,650	56,290	3.00%	
Grants Administrator	Full Time	62,898	64,156	64,348	65,957	67,936	3.00%	
Graphic Designer	Full Time	49,827	50,824	50,976	52,250	53,818	3.00%	
Greenskeeper	Full Time	47,278	48,224	48,369	49,578	51,065	3.00%	
GVI - Project Manager					new position	65,000	100.00%	
Hearing Secretary	Full Time	41,062	41,883	42,009	43,059	44,351	3.00%	
Historic Preservation Administrator	Full Time	57,192	58,336	58,511	59,974	61,773	3.00%	
Historic Preservation Specialist	Full Time	42,840	43,697	43,828	45,341	54,941	3.00%	
Horticulturist Tech	Full Time	49,827	50,824	50,976	52,250	53,818	3.00%	
Housing Counselor	Full Time	67,049	68,390	68,595	70,310	72,419	3.00%	
Human Resource Generalist - Senior	Full Time	63,672	67,492	67,694	69,386	71,468	3.00%	
Human Resources Generalist (formerly Human Resources Specialist IV)	Full Time	49,278	50,264	50,415	51,675	53,225	3.00%	
Human Resources Generalist/Benefits Coordinator	Full Time	42,448	43,297	43,427	44,513	45,848	3.00%	
Human Resources Specialist III	Full Time			new title	48,500	49,955	3.00%	
HVAC Technician	Full Time	49,827	50,824	50,976	52,250	53,818	3.00%	
Industrial Pretreatment Specialist I	Full Time	54,864	55,961	56,129	57,532	59,258	3.00%	
Intake Officer/Investigator	Full Time	36,347	37,074	37,185	38,115	39,258	3.00%	
Internal Auditor	Full Time	62,808	64,064	64,256	65,862	67,838	3.00%	
Inventory Control Technician II	Full Time	38,288	39,054	39,171	40,150	41,355	3.00%	
Investigator II	Full Time	41,663	42,496	42,623	43,889	45,000	3.00%	
Investigator III	Full Time	44,321	45,207	45,343	46,477	47,871	3.00%	

City of South Bend, Indiana		New Position				Increase	
Amended 2023 Nonbargaining Salary Ordinance Schedule						3.0%	
Maximum Salaries							
Job Title	Status	2019 Salary Cap	2020 Salary Cap	2021 Salary Cap	2022 Salary Cap	2023 Salary Cap	% increase
Investigator IV	Full Time	46,979	47,919	48,063	49,265	50,743	3.00%
Investigator V	Full Time	49,278	50,264	50,415	51,675	53,225	3.00%
Investigator VI	Full Time	50,502	51,512	51,667	52,959	54,548	3.00%
Laboratory Technician	Full Time	34,764	35,459	35,565	36,454	37,548	3.00%
Latent Fingerprint Examiner	Full Time	56,100	57,222	57,394	58,829	60,594	3.00%
License Clerk	Full Time	39,782	40,578	40,700	41,718	42,970	3.00%
Licensing & Registration Administrator	Full Time	53,623	54,695	54,859	56,230	57,917	3.00%
Locator	Full Time	43,903	44,781	44,915	46,038	47,419	3.00%
Logistics Specialist	Full Time	new	40,578	40,700	41,718	42,970	3.00%
Maintenance Foreman II	Full Time	39,304	40,090	40,210	41,215	42,451	3.00%
Maintenance Technician	Full Time	51,000	52,020	52,176	53,480	55,084	3.00%
Manager - Animal Resource Center	Full Time	52,444	56,377	56,546	57,960	63,000	8.70%
Manager - Aquatics	Full Time	new	new	56,000	57,400	59,122	3.00%
Manager - Assistant Animal Resource Center	Full Time	44,163	45,046	45,181	46,311	50,000	7.97%
Manager - Assistant Facility Operations	Full Time	37,063	37,804	37,917	38,865	40,031	3.00%
Manager - Athletics	Full Time	49,827	50,824	56,000	57,400	59,122	3.00%
Manager - Benefits	Full Time	60,655	61,868	62,054	63,605	65,513	3.00%
Manager - Billing and Customer Accounts	Full Time	58,566	59,737	59,916	61,414	63,256	3.00%
Manager - Business Development	Full Time	67,049	68,390	68,595	70,310	72,419	3.00%
Manager - Center	Full Time	55,000	56,100	56,000	57,400	59,122	3.00%
Manager - Cross Connection & Water Loss	Full Time	new title	new title	new title	69,765	71,858	3.00%
Manager - CSO Operations	Full Time	63,017	64,277	64,470	66,082	68,064	3.00%
Manager - Customer Service	Full Time	56,500	57,630	57,803	59,248	61,025	3.00%
Manager - Data & GIS	Full Time	68,931	70,310	70,521	72,284	74,453	3.00%
Manager - Employee Safety	Full Time	62,661	63,914	64,106	65,709	67,680	3.00%
Manager - Employment (Human Rights)	Full Time	54,465	67,565	63,000	64,575	66,512	3.00%
Manager - Events	Full Time	49,827	50,824	50,976	52,250	53,818	3.00%
Manager - Facilities	Full Time	64,033	65,314	65,510	67,148	69,162	3.00%
Manager - Facility Operations	Full Time	52,444	53,493	53,653	54,994	56,644	3.00%
Manager - Facility Operations (MPAC)	Full Time	61,194	62,418	62,605	64,170	66,095	3.00%
Manager - Housing (Human Rights)	Full Time	54,465	67,565	63,000	64,575	66,512	3.00%
Manager - Inclusion Project	Full Time	52,000	57,000	57,171	58,600	65,023	10.96%
Manager - Industrial Pretreatment	Full Time	62,612	63,864	64,056	65,657	67,627	3.00%
Manager - Infrastructure	Full Time	68,931	70,310	70,521	72,284	74,453	3.00%
Manager - Interactive Marketing	Full Time	49,827	50,824	50,976	52,250	53,818	3.00%
Manager - Maintenance	Full Time	66,856	68,193	68,398	70,108	72,211	3.00%
Manager - Maintenance (MPAC)	Full Time	61,195	62,419	62,606	64,171	66,096	3.00%
Manager - Marketing	Full Time	58,030	59,191	59,369	60,853	62,679	3.00%
Manager - Meter Service	Full Time	66,855	68,192	68,397	70,107	72,210	3.00%
Manager - Neighborhood Grants	Full Time	67,049	68,390	68,595	70,310	72,419	3.00%
Manager - Office	Full Time	38,019	38,779	38,895	39,867	41,063	3.00%
Manager - Operations	Full Time	71,394	72,822	73,040	74,866	77,112	3.00%
Manager - Operations - AmeriCorps	Full Time	40,800	46,000	46,138	47,291	48,710	3.00%
Manager - Operations - Distribution	Full Time	68,042	69,403	69,611	71,351	73,492	3.00%
Manager - Operations - Forester	Full Time	64,033	65,314	65,510	67,148	69,162	3.00%
Manager - Park Grounds Manager	Full Time	64,033	65,314	65,510	67,148	69,162	3.00%
Manager - Permits	Full Time	50,414	51,422	51,576	52,865	54,451	3.00%
Manager - Print Shop	Full Time	49,010	49,990	50,140	51,394	52,936	3.00%
Manager - Production	Full Time	49,827	50,824	50,976	52,250	53,818	3.00%
Manager - Property & Evidence	Full Time	44,737	45,632	45,769	46,913	48,320	3.00%
Manager - Property Development	Full Time	67,049	68,390	68,595	70,310	72,419	3.00%
Manager - Public Construction	Full Time	69,080	70,462	70,673	72,440	74,613	3.00%
Manager - Purchasing	Full Time	68,931	70,310	70,521	72,284	74,453	3.00%
Manager - Records Bureau	Full Time	38,889	39,667	39,786	40,781	42,004	3.00%
Manager - Service Contracts & General Supplies	Full Time	61,200	62,424	62,611	64,176	66,101	3.00%
Manager - Service Line Repair	Full Time	66,855	68,192	68,397	70,107	72,210	3.00%
Manager - Services	Full Time	61,703	62,937	63,126	64,704	66,645	3.00%
Manager - Sewer Operations	Full Time	68,931	70,310	70,521	72,284	74,453	3.00%
Manager - Solid Waste Operations	Full Time	64,272	65,557	65,754	67,398	69,420	3.00%
Manager - Special Events	Full Time	58,030	59,191	59,369	60,853	62,679	3.00%
Manager - Streets	Full Time	68,042	69,403	69,611	71,351	73,492	3.00%
Manager - Traffic & Lighting	Full Time	68,042	69,403	69,611	71,351	73,492	3.00%
Manager - Utility Purchasing & Storeroom	Full Time	54,121	55,203	55,369	56,753	58,456	3.00%
Manager - Water Distribution Services & Records	Full Time	title change	52,000	52,156	53,460	65,000	21.59%
Manager - Wireless Construction	Full Time	67,320	68,666	68,872	70,594	72,712	3.00%
Manager - Youth Employment	Full Time	new	50,824	56,000	57,400	59,122	3.00%
Naturalist	Full Time	37,810	38,566	eliminated			
Neighborhood Grant Specialist	Full Time			new	53,341	54,941	3.00%
Neighborhood Program Specialist	Full Time	51,117	52,139	52,295	60,000	61,800	3.00%
Neighborhood Program Specialist - Lead	Full Time		new	53,000	60,000	61,800	3.00%
Network Engineer	Full Time	64,665	65,958	66,156	67,810	69,844	3.00%
Non Bargaining Maximum Hourly Rate (excluding above)	Part Time	30.92	31.54	31.63	32.42	33.39	3.00%
Operations Analyst (Code)	Full Time	58,366	59,533	59,712	61,205	63,041	3.00%
Ordinance Violation Bureau Clerk	Full Time	45,910	47,845	47,992	49,192	50,668	3.00%
OVP Program Manager	Full Time	new	50,000	50,150	51,404	52,946	3.00%
Paralegal	Full Time	55,740	56,855	57,026	58,452	60,206	3.00%
Permitting & Licensing Compliance Specialist	Full Time		new	50,782	52,052	53,614	3.00%
Police Crime Intelligence Analyst - Senior	Full Time				new title	65,000	100.00%
Police Crime Intelligence Analyst I	Full Time	50,000	51,000	51,153	52,432	48,000	-8.45%
Police Crime Intelligence Analyst II	Full Time	50,000	58,000	58,174	59,628	61,417	3.00%
Preventative Maintenance Coordinator	Full Time	42,977	43,837	43,969	45,068	46,420	3.00%
Preventative Maintenance Coordinator II	Full Time			new title	47,000	48,410	3.00%
Principal Planner	Full Time	67,049	68,390	68,595	70,310	72,419	3.00%
Print Shop Technician	Full Time	40,259	41,064	41,187	42,217	43,484	3.00%
Program Coordinator	Full Time	49,827	50,824	50,976	52,250	53,818	3.00%
Program Coordinator - Recreation	Full Time		new	42,000	43,050	44,342	3.00%
Programmer Analyst I	Full Time	47,845	48,802	48,948	50,172	51,677	3.00%
Programmer Analyst II	Full Time	49,906	50,904	51,057	52,333	53,903	3.00%

City of South Bend, Indiana		New Position					Increase	
Amended 2023 Nonbargaining Salary Ordinance Schedule							3.0%	
Maximum Salaries								
Job Title	Status	2019 Salary Cap	2020 Salary Cap	2021 Salary Cap	2022 Salary Cap	2023 Salary Cap	% Increase	
Project Engineer (formerly Engineer I)	Full Time	69,276	70,662	70,874	72,646	74,825	3.00%	
Project Inspector	Full Time	55,279	56,385	56,554	57,968	59,707	3.00%	
Project Manager	Full Time	55,432	56,541	56,711	58,129	59,873	3.00%	
Project Manager - Engagement & Economic Empowerment	Full Time	57,192	58,336	58,511	57,845	59,580	3.00%	
Project Manager - Part Time	Part Time	40,058	40,859	40,982	42,007	43,267	3.00%	
Project Manager - Sustainability	Full Time	56,100	57,222	57,394	57,845	59,580	3.00%	
Property Development Analyst	Full Time	57,192	58,336	58,511	59,974	61,773	3.00%	
Property Inspector	Full Time	57,192	58,336	58,511	59,974	61,773	3.00%	
Property/Evidence Custodian- Senior	Full Time	37,333	38,080	38,194	39,149	40,323	3.00%	
Public Access Coordinator	Full Time	37,585	38,337	38,452	39,413	40,595	3.00%	
Public Relations Specialist	Full Time	46,321	47,247	47,389	48,574	50,031	3.00%	
Public Service Officer	Full Time	34,333	35,020	35,125	36,003	37,083	3.00%	
Quality Assurance Distribution Technician	Full Time	43,485	44,355	44,488	45,800	46,968	3.00%	
Radio Equipment Installation Technician	Full Time	45,000	45,900	46,038	47,189	48,605	3.00%	
Radio Technician I	Full Time	49,458	50,447	50,598	51,863	53,419	3.00%	
Radio Technician II	Full Time	51,070	52,091	52,247	53,553	55,160	3.00%	
Radio Technician III	Full Time	54,924	56,022	56,190	57,595	59,323	3.00%	
Records Specialist	Full Time	36,285	37,011	37,122	38,050	39,192	3.00%	
Records Supervisor	Full Time	55,000	56,100	56,268	57,675	59,405	3.00%	
Residential Combination Inspector	Full Time	49,637	50,630	50,782	52,052	53,614	3.00%	
SCADA Instrument Specialist	Full Time	58,149	59,312	59,490	60,977	62,806	3.00%	
Secretary III	Full Time	31,091	31,713	31,808	32,603	33,581	3.00%	
Secretary IV	Full Time	33,001	33,661	33,762	34,606	35,644	3.00%	
Secretary V	Full Time	34,764	35,459	35,565	36,454	37,548	3.00%	
Security Guard	Full Time	37,740	38,495	38,610	39,575	40,762	3.00%	
Senior Engineer (formerly Engineer II)	Full Time	75,441	76,950	77,181	79,111	81,484	3.00%	
Senior Planner	Full Time	63,029	63,029	63,218	64,798	66,742	3.00%	
Senior Purchasing Agent	Full Time	51,000	52,020	52,176	53,480	55,084	3.00%	
Shift Lead	Full Time	44,290	45,176	45,312	46,445	47,838	3.00%	
Site Acquisition Specialist	Full Time	68,340	69,707	69,916	71,664	73,814	3.00%	
Special Events Assistant	Full Time	42,081	42,923	43,052	44,128	45,452	3.00%	
Specialist of Infrastructure	Full Time	56,896	58,034	58,208	59,663	61,453	3.00%	
Specialist of Services	Full Time	56,896	58,034	58,208	59,663	61,453	3.00%	
Staff Accountant (formerly Director of Accounting and Budget)	Full Time	76,158	77,681	77,914	85,569	85,000	-24.04%	
Stock Room & Safety Coordinator	Full Time	51,608	52,640	52,798	54,118	55,742	3.00%	
Superintendent II	Full Time	51,817	52,853	53,012	54,337	55,967	3.00%	
Superintendent III	Full Time	53,490	54,560	54,724	56,092	57,775	3.00%	
Superintendent IV	Full Time	56,308	57,434	57,606	59,046	60,817	3.00%	
Superintendent V	Full Time	58,716	59,890	60,070	61,572	63,419	3.00%	
Supervisor - 311 Customer Service	Full Time	50,081	51,083	51,236	52,517	57,244	9.00%	
Supervisor - Accounts Payable	Full Time	50,026	51,027	51,180	54,763	56,406	3.00%	
Supervisor - Administrative Assistant	Full Time	38,091	38,853	eliminated				
Supervisor - Assistant Program	Full Time	36,735	37,470	eliminated				
Supervisor - Communication I	Full Time	51,804	52,840	52,999	54,324	55,954	3.00%	
Supervisor - Communication II	Full Time	53,493	54,563	54,727	56,095	57,778	3.00%	
Supervisor - Crime Laboratory	Full Time	70,380	71,788	72,003	73,803	76,017	3.00%	
Supervisor - Fitness	Full Time	46,352	47,279	eliminated				
Supervisor - Fitness/Wellness	Full Time	36,845	37,582	37,695	38,637	39,796	3.00%	
Supervisor - Maintenance Mechanic	Full Time	58,716	59,890	60,070	61,572	63,419	3.00%	
Supervisor - Operations	Full Time	61,195	62,419	62,606	64,171	66,096	3.00%	
Supervisor - Park Ranger	Full Time	49,009	49,989	50,139	51,392	52,934	3.00%	
Supervisor - Payroll	Full Time	51,000	56,100	56,268	57,675	63,605	10.28%	
Supervisor - Program	Full Time	49,827	50,824	eliminated				
Supervisor - Rum Village Park	Full Time	42,918	43,776	eliminated				
Supervisor - Shelter Operations	Full Time	37,662	38,415	38,530	39,493	40,678	3.00%	
Supervisor - Signal	Full Time	58,149	59,312	59,490	60,977	62,806	3.00%	
Supervisor - Special Events	Full Time	49,827	50,824	50,976	52,250	53,818	3.00%	
Supervisor - Youth	Full Time	46,352	47,279	47,421	48,607	50,065	3.00%	
System Specialist I	Full Time	47,861	48,818	48,964	50,188	51,694	3.00%	
System Specialist II	Full Time	56,895	58,033	58,207	59,662	61,452	3.00%	
System Specialist III	Full Time	61,703	62,937	63,126	64,704	66,645	3.00%	
System Specialist IV	Full Time	68,931	70,310	70,521	72,284	74,453	3.00%	
Technology Equity Manager	Full Time				new title	66,322	100.00%	
Utilities System Specialist	Full Time	57,463	58,612	58,788	60,258	62,066	3.00%	
Utility Safety Officer (formerly Director of Utility Safety)	Full Time	56,774	57,909	58,083	59,535	61,321	3.00%	
Violence Prevention Coordinator II	Full Time	41,125	41,948	42,074	43,126	44,420	3.00%	
Volunteer Coordinator	Full Time	49,827	50,824	50,976	52,250	53,818	3.00%	
Water Asset Specialist (formerly Engineer Aide IV)	Full Time	43,096	43,958	44,090	45,192	54,800	21.26%	
Water Quality Specialist	Full Time	59,762	60,957	61,140	62,669	64,549	3.00%	
Worker's Compensation Specialist	Full Time	37,885	38,643	38,759	39,728	40,920	3.00%	
Workforce Development Coordinator	Full Time				new title	69,967	100.00%	
Zoning Administrator	Full Time	67,049	68,390	68,595	70,310	72,419	3.00%	
Zoning Specialist	Full Time	57,192	58,336	58,511	59,974	61,773	3.00%	
Part-Time Positions Receiving Benefits								
City Attorney	Part Time	67,708	69,062	69,269	71,001	73,131	3.00%	
Other Part Time Positions								
City Engineer (hourly rate)	Part Time	41.18	42.00	42.18	44.48	44.98	3.00%	
Non Bargaining Maximum Hourly Rate (excluding above)	Part Time	30.92	31.54	31.63	32.42	33.39	3.00%	
City Minimum Wage for All Positions								
City Minimum Wage	All Positions	10.10	10.10	10.10	12.00	12.00	0.00%	

Filed in Clerk's Office
 SEP 06 2023
 DAWN M. JONES
 CITY CLERK, SOUTH BEND, IN



BILL NO. 61-23

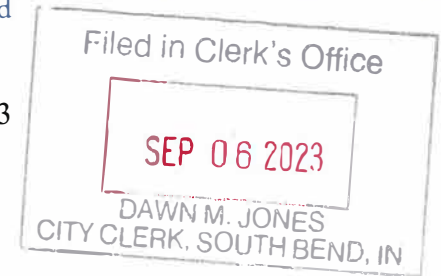
City of South Bend

Common Council

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September 6, 2023



Sharon L. McBride
President

Sheila Niezgodski
Vice-President

Canneth Lee
Chairperson, Committee
of the Whole

Canneth Lee
First District

Henry Davis, Jr.
Second District

Sharon L. McBride
Third District

Troy Warner
Fourth District

Eli Wax
Fifth District

Sheila Niezgodski
Sixth District

Karen L. White
At Large

Rachel Tomas Morgan
At Large

Lori K. Hamann
At Large

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

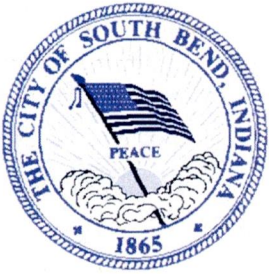
Re: AN ORDINANCE OF THE COMMON COUNCIL OF THE CITY OF SOUTH BEND, AMENDING CHAPTER 6, ARTICLE 13, SECTIONS 6-71 THROUGH 6-78 ADDRESSING RESPONSIBLE BIDDING PRACTICES AND SUBMISSION REQUIREMENTS ON PUBLIC WORKS PROJECTS

Dear Council Members:

On April 9, 2018, the Common Council passed Ordinance No. 10594-18, "An Ordinance of the Common Council of the City of South Bend, Indiana, amending Chapter 6 of the South Bend Municipal Code to Include New Article 13 Establishing Responsible Bidding Practices and Submission Requirements on Public Works Projects." The Bill was crafted through the collaboration of City Government, the Chamber of Commerce, Union Trades, and other key stakeholders.

After more than four years operating under the original ordinance, the proposed amendments represent improvements and updates to the original ordinance to reflect current circumstances and to ensure that the highest quality of standards continue to be utilized during the bidding process. Like the original bill, these amendments were also crafted through the collaboration of City Government, the Chamber of Commerce, Union Trades, and other key stakeholders.

These amendments retain existing responsible bidding practices and submission requirements by contractors on Public Works projects and continue to comply with state law to award capital improvement contracts to the "lowest responsive and responsible" bidder. This ordinance continues to reflect the factors the city will consider in determining a responsive bidder and updates the factors the city will consider in determining a "responsible" bidder.



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The amendments include updated apprenticeship requirements. It inserts an apprenticeship clause that a contractor is deemed responsible if they are registered in a U.S. Department of Labor (USDOL) recognized apprenticeship program that has graduated at least five (5) apprentices in each of the past five (5) years per construction craft the bidder will perform on the project. Under the proposed amended ordinance, the required evidence includes participation in a USDOL registered apprenticeship program that meets this graduation threshold. The updated language ensures that the highest quality of standards continue to be utilized during the bidding process and communicates the City's commitment to growing a well-trained, highly qualified, and safe workforce.

Changes in this amended ordinance also include increasing the minimum threshold for applicability from \$150,000 to \$250,000. The increase considers inflation and provides more opportunities for smaller or first-time bidders, including MWBE's, to participate in bidding on City projects.

This amended ordinance continues to reflect the City's experience in factors it has determined to meet minimum requirements to be a "responsive and responsible" bidder. The goal is to ensure the efficient use of taxpayer dollars and to ensure that qualified contractors and subcontractors are performing work on City projects. The ordinance will also ensure that no contractor or subcontract working on Public Works projects will engage in payroll fraud, tax fraud, including the misclassification of employees as independent contractors to avoid paying state, federal or local payroll taxes, workers' compensation insurance, unemployment insurance premiums and failing to pay overtime and wages as required by law.

Please schedule this for first reading on September 11, 2023, and assign to the Community Investment Committee for public hearing, second and third readings on September 25, 2023. Thank you for your consideration.

Sincerely Yours,

Rachel Tomas Morgan
Common Council Member At-Large



City of South Bend Common Council

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SEP 06 2023

DAWN M. JONES
CITY CLERK, SOUTH BEND, IN

Sheila Niezgodski
Common Council Member, Sixth District

Troy Warner
Common Council Member, Fourth District

Sharon McBride
Common Council Member, Third District

Karen White
Common Council Member At-Large

Eli Wax
Common Council Member, Fifth District

Canneth Lee
Common Council Member, First District

BILL NO. 61-23

ORDINANCE NO. 10975-23

SEP 06 2023

DAWN M. JONES
CITY CLERK, SOUTH BEND, IN

**AN ORDINANCE OF THE COMMON COUNCIL OF THE CITY OF SOUTH BEND,
AMENDING CHAPTER 6, ARTICLE 13, SECTIONS 6-71 THROUGH 6-78
ADDRESSING RESPONSIBLE BIDDING PRACTICES AND SUBMISSION
REQUIREMENTS ON PUBLIC WORKS PROJECTS**

STATEMENT OF PURPOSE AND INTENT

On April 9, 2018, the Common Council passed Ordinance No. 10594-18, "An Ordinance of the Common Council of the City of South Bend, Indiana, amending Chapter 6 of the South Bend Municipal Code to Include New Article 13 Establishing Responsible Bidding Practices and Submission Requirements on Public Works Projects."

After more than four years operating under the original ordinance, the proposed amendments represent improvements and updates to the original ordinance to reflect current circumstances and to ensure that the highest quality of standards continue to be utilized during the bidding process.

The amendments include updated apprenticeship requirements. They insert an apprenticeship clause that a contractor is deemed responsible if they are registered in a U.S. Department of Labor (USDOL) recognized apprenticeship program that has graduated at least five (5) apprentices in each of the past five (5) years per construction craft the bidder will perform on the project. Under the proposed amended ordinance, the required evidence includes participation in a USDOL registered apprenticeship program that meets this graduation threshold. The updated language ensures that the highest quality of standards continue to be utilized during the bidding process and communicates the City's commitment to growing a well-trained, highly qualified, and safe workforce.

Changes in this amended ordinance also include increasing the minimum threshold for applicability from \$150,000 to \$250,000. The increase considers inflation and provides more opportunities for smaller or first-time bidders, including MWBE's, to participate in bidding on City projects.

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

SECTION I. Chapter 6, Article 13, Sections 6-71 through 6-78 of the South Bend Municipal Code shall be amended to read in their entirety as follows:

Sec. 6-71. Bid submission requirements.

- (a) Contractors proposing to submit bids on any City project estimated to be at least two-hundred fifty thousand dollars (\$250,000.00) or more must, prior to the opening of bids, submit a statement made under oath and subject to perjury laws, on a form designated by the City and must include:
- (1) A copy of a print-out of the Indiana Secretary of State's on-line records for the bidder dated within sixty (60) days of the submission of said document showing that the bidder is in existence, current with the Indiana Secretary of State's Business Entity Reports, and eligible for a certificate of good standing. If the bidder is an individual, sole proprietor or partnership, this subsection shall not apply;
 - (2) A list identifying all former business names;
 - (3) Any determinations by a court or governmental agency for violations of federal, state, or local laws including, but not limited to violations of contracting or antitrust laws, tax or licensing laws, environmental laws, the Occupational Safety and Health Act (OSHA), or federal Davis-Bacon and related Acts, within the preceding five (5) years;
 - (4) A statement on staffing capabilities, including labor sources. This statement shall include whether the bidder has sufficient employees on staff to complete the work it is bidding. If not, the bidder shall outline how it intends to meet the staffing needs of the work;
 - (5) A statement that individuals who will perform work on the public work project on behalf of the bidder will be properly classified as an employee or as an independent contractor under all applicable state and federal laws and local ordinances;
 - (6) Evidence of participation in apprenticeship and training programs, applicable to the work to be performed on the project, which are approved by and registered with the United States Department of Labor's Office of Apprenticeship, or its successor organization. The required evidence includes, but may not be limited to, evidence that each apprenticeship program has graduated at least five (5) apprentices in each of the past five (5) years for each construction craft the bidder will perform on the project;
 - (7) A copy of a written plan for employee drug testing that: (i) covers all employees of the bidder who will perform work on the public work project; and (ii) meets, or exceeds, the requirements set forth in IC 4-13-18-5 or IC 4-13-18-6;
 - (8) (i) A statement that the contractor submitting a bid or quote on a public work project of the City; and all subcontractors from whom the bidder has accepted a bid and/or intends to hire to perform work, on the public work project, are properly licensed;
(ii) A bidder not so licensed shall be rejected as nonresponsive to the bid or quote request, or the bidder or quoter shall be determined to be a nonresponsible bidder or quoter. It shall be the bidder's or quoter's responsibility to check with the City Building Department to make sure it and all subcontractors have all necessary licenses to undertake the work called for in the bid or quote. The bidder shall immediately remove any subcontractor not so licensed;

-
- (9) Evidence that the contractor is utilizing a surety company which is on the United States Department of Treasury's Listing of Approved Sureties as required in the bid specifications or contract;
 - (10) A written statement of any federal, state, or local tax liens or tax delinquencies owed to any federal, state, or local taxing body in the preceding three (3) years; and,
 - (11) A list of projects of similar size and scope of work that the bidder has performed in all areas, including the State of Indiana, within three (3) years prior to the date on which the bid is due.
- (b) The City reserves the right to request supplemental information from the bidder, additional verification of any information provided by the bidder, and may also conduct random inquiries of the bidder's current and prior customers.

Sec. 6-72. Post-bid submissions.

- (a) All bidders shall collect, maintain, and provide upon request, a current written list that discloses the name, address, licensing status, and type of work for any subcontractor from whom the bidder has accepted a bid and/or intends to hire on any part of the public work project, including individuals performing work as independent contractors.
- (b) Each subcontractor, whose portion of the project is estimated to be at least two-hundred fifty thousand dollars (\$250,000.00), shall be required to adhere to the requirements of this article as though it were bidding directly to the City, except that the subcontractor shall submit the required information (including the name, address, and type of work) to the successful bidder prior to the commencement of work.
- (c) Failure of a subcontractor to submit the required information shall not disqualify the successful bidder from performing work on the project and shall not constitute a contractual default and/or breach by the successful bidder. However, the City may withhold all payments otherwise due for work performed by a subcontractor, until the subcontractor submits the required information and the City approves such information.
- (d) The disclosure of a subcontractor list ("Disclosed Subcontractor(s)") to the City by a bidder shall not create any rights in the Disclosed Subcontractor(s). Thus, a bidder may substitute another subcontractor for a Disclosed Subcontractor by giving the City, upon request, written notice of the name, address, licensing status, and type of work of the substitute subcontractor.

Sec. 6-73. Validity of pre-qualification classification.

Upon designation by the City that a contractor's submission in anticipation of a bid is complete and timely, and upon any further consideration deemed necessary by the City, the contractor may be pre-qualified for future City public works projects. A contractor's classification as "qualified" shall exempt the contractor from the comprehensive submission requirements outlined in Section 6-71(a) of this Article for a period of twelve (12) months, excepting subsections 6-71(a)(1), (a)(4), (a)(9) and (a)(11) which shall be submitted for every bid submission. Thereafter, contractors who are pre-qualified must submit a complete application for continuation of "pre-qualified" standing, on a form provided by the City, (also referred to as the "short form") by December 31st for the upcoming calendar year. Failure by any pre-qualified

contractor to timely submit its complete application for continuation of "pre-qualified" standing shall result in automatic removal of the designation, effective January 1 of the upcoming year. However, the "removed" contractor or subcontractor shall still be permitted to bid on City public works projects.

Sec. 6-74. Incomplete submissions by bidders.

It is the sole responsibility of the potential bidder to comply with all submission requirements applicable to the bidder in Section 6-71 of this Article by no later than the public bid opening. Post-bid submissions must be submitted in accordance with foregoing Section 6-73 of this Article. Submissions deemed inadequate, incomplete, or untimely by the City may result in the automatic disqualification of the bid.

Sec. 6-75. Responsive and responsible bidder determination.

The City, after review of complete and timely submissions, shall, in its sole discretion, after taking into account all information in the submission requirements, determine whether a bidder is responsive and responsible. The City specifically reserves the right to utilize all information provided in the contractor's submission or any information obtained by the City through its own independent verification of the information provided by the contractor.

Sec. 6-76. Certified payroll.

For any projects estimated to be at least two hundred fifty thousand dollars (\$250,000.00) or more, the successful bidder and all subcontractors working on a public works project are required to submit to the awarding agency, and general contractor if applicable, a detailed certified payroll utilizing the federal form now known as WH-347 or a similar form on a biweekly basis, unless different payroll reporting requirements are stated under the bid specifications or contract. The certified payroll must be prepared on a biweekly basis and submitted to the City within ten (10) calendar days after the end of each biweekly payroll period in which the bidder or subcontractor performed its work on the public works. The certified payroll reports shall identify the job title and craft of each employee on the project. The City may withhold payments due for work performed by a bidder if the bidder or subcontractor fails to submit its certified payroll reports timely or until such certified payroll reports are submitted.

Sec. 6-77. Public records.

All information submitted by a bidder or a subcontractor pursuant to this Article, including certified payrolls, are public records subject to review pursuant to the Indiana Access to Public Records Act (IC 5-14-3) and any other applicable disclosure laws.

Sec. 6-78. Penalties for false, deceptive, or fraudulent statements/information.

- (a) Any bidder that willfully makes, or willfully causes to be made, a false, deceptive, or fraudulent statement, or willfully submits false, deceptive, or fraudulent information in connection with any submission made to the City shall be disqualified from bidding on all City projects for a period of three (3) years.
- (b) For projects that fall under the requirements of Section 6-76 of this Article, the City may engage in an audit and/or verification process of the information provided. To the extent that material errors are identified, the City may do the following:
 - (1) Require the bidder to reimburse the City the actual cost of the audit;
 - (2) Assess a penalty of up to two thousand five hundred dollars (\$2,500.00), it being determined that each material error constitutes a separate violation of this Article.

SECTION II. Severability.

If any part, section, subsection, paragraph, sentence, clause, or phrase of this ordinance is for any reason declared to be unconstitutional or otherwise invalid, such decision shall not affect the validity of the remaining portions of this ordinance.

SECTION III. Effective Date.

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

Sharon McBride, Council President
South Bend Common Council

Attest:

Dawn M. Jones, 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 September 2023, at _____ o'clock ____ m.

Dawn M. Jones, City Clerk
Office of the City Clerk

Approved and signed by me on the _____ day of September 2023, at ____ o'clock
____. m.

James Mueller, Mayor
City of South Bend, Indiana

Filed in Clerk's Office
SEP 06 2023
DAWN M. JONES
CITY CLERK, SOUTH BEND, IN