

REPORT OF SUB-COMMITTEE ON MINUTES

TO THE COMMON COUNCIL OF THE CITY OF SOUTH BEND:

THE SUB-COMMITTEE HAS INSPECTED THE MINUTES OF THE

DATE: 06-10-2024

MEETING OF THE COUNCIL AND FOUND THEM TO BE CORRECT.

THEREFORE, WE RECOMMEND THE SAME BE APPROVED:



TROY WARNER



SHERRY BOLDEN-SIMPSON

APPROVED BY THE COMMON COUNCIL ON: 06-24-2024

ATTEST:



BIANCA L. TIRADO, CITY CLERK

Be it remembered that the Common Council of the City of South Bend, Indiana, met in person on Monday, June 10, 2024, at 7:00 p.m. Council President Sharon McBride called the meeting to order. Reverend Matt Tracy of Community Baptist Church gave the invocation.

City Clerk Bianca L. Tirado announced: Good Evening, members of the public. For audio quality, we will be muting everyone not speaking by default to maintain good audio quality for the Council and yourselves. If you would like to speak during the meeting on a specific agenda item, please submit your request in the chat - directions to do so are in the chat. We ask that you provide your [FULL NAME] and [ADDRESS], as those are required for all speakers at in-person Council meetings.

Please note the attached link for the meeting recording:

<https://docs.southbendin.gov/WebLink/browse.aspx?dbid=0&mediaid=382881>

Council meetings are also available at Michiana Access Channel on both their website and their Facebook page.

ROLL CALL

COUNCILMEMBERS PRESENT

Canneth Lee	1 st District, Committee of the Whole
Sharon L. McBride	3 rd District, President
Troy Warner	4 th District
Sherry Bolden-Simpson	5 th District
Sheila Niezgodski	6 th District, Vice-President
Dr. Oliver Davis (<i>Arrived Late</i>)	At-Large
Karen L. White	At-Large
Rachel Tomas Morgan	At-Large

COUNCILMEMBERS ABSENT

Ophelia Gooden-Rodgers	2 nd District
------------------------	--------------------------

OTHERS PRESENT

Bianca L. Tirado	City Clerk
Elivet Quijada-Navarro	Chief Deputy City Clerk
Matthew Neal	Deputy City Clerk / Director of Policy
Talia Thornton	City Clerk Intern
Bob Palmer	Council Attorney

Members marked with an asterisk (*) are in virtual attendance.

SUB-COMMITTEE ON MINUTES:

<u>May 28, 2024</u>	<u>February 6, 2023</u>	<u>February 13, 2023</u>
---------------------	-------------------------	--------------------------

Council President McBride requested reports from the Sub-Committee on Minutes.

Clerk Tirado stated that the Sub-Committee on Minutes has inspected the May 28, 2024 Common Council meeting minutes and recommend they be approved.

Councilmember Troy Warner motioned to approve the May 28, 2024 Common Council meeting minutes, which was seconded by Councilmember Canneth Lee and carried via a vote by voice with two (2) councilmembers absent.

Clerk Tirado stated that the Sub-Committee on Minutes has inspected the February 6, 2023 and February 13, 2023 Common Council meeting minutes and recommended that they be approved. It is understood that councilmembers who were not members of Council in 2023 will be abstaining.

Councilmember Warner motioned to approve the February 6, 2023 and February 13, 2023 Common Council meeting minutes, which was seconded by Councilmember Lee and carried via a vote by voice with three (3) councilmembers abstaining.

SPECIAL BUSINESS

None.

REPORTS FROM CITY OFFICES

None.

PUBLIC HEARINGS

None.

RESOLUTIONS

BILL NO.

24-20

A RESOLUTION MODIFYING AND RECONFIRMING THE ADOPTION OF DECLARATORY RESOLUTION NO. 4612-17 DESIGNATING CERTAIN AREAS WITHIN THE CITY OF SOUTH BEND, INDIANA, COMMONLY KNOWN AS 401 E. COLFAX AVE. AN ECONOMIC REVITALIZATION AREA FOR PURPOSES OF A TEN (10) REAL PROPERTY TAX ABATEMENT FOR COMMERCE CENTER DEVELOPMENT LLC

Council President McBride stated that Bill No. 24-20 has been tabled until June 24, 2024.

24-18

A RESOLUTION OF THE COMMON COUNCIL OF THE CITY OF SOUTH BEND, INDIANA, APPOINTING AN AGENT/NEGOTIATOR TO REPRESENT THE COMMON COUNCIL AND ADDRESSING THE CITY ADVISORY NEGOTIATING TEAM FOR THE 2024 TEAMSTER LABOR NEGOTIATIONS

Clerk Tirado read the resolution to the Council.

After the reading President McBride requested a committee report.

Council Vice President Sheila Niezgodski stated that Bill No. 24-18 was heard in the Personnel and Finance Committee and comes to the Full Council with a favorable recommendation.

President McBride requested that the petitioner(s) state their name and address and share key points before the council.

Council Vice President Niezgodski stated that Bill No. 24-18 names the members of the 2024 Teamster negotiating team: Bob Palmer, Sheila Niezgodski, Troy Warner, and Karen White.

Council President McBride asked the councilmembers for comments, and nobody spoke.

Council President McBride held the public hearing, and nobody spoke.

Councilmember Warner encouraged councilmembers to evenly divide their time in staffing the negotiations.

Councilmember Warner motioned for the adoption of Bill No. 24-18, seconded by Council Vice President Niezgodski, and carried by a vote of eight (8) ayes with one (1) councilmember absent.

Council President Sharon McBride – <i>Aye</i>	Council Vice President Sheila Niezgodski – <i>Aye</i>
Councilmember Canneth Lee – <i>Aye</i>	Councilmember Ophelia Gooden-Rodgers – <i>Absent</i>
Councilmember Troy Warner – <i>Aye</i>	Councilmember Sherry Bolden-Simpson – <i>Aye</i>
Councilmember Dr. Oliver Davis – <i>Aye</i>	Councilmember Karen L. White – <i>Aye</i>
Councilmember Rachel Tomas Morgan – <i>Aye</i>	

24-19

A RESOLUTION OF THE COMMON COUNCIL OF THE CITY OF SOUTH BEND, INDIANA, APPROVING AN AGREEMENT EXTENDING

THE ST. JOSEPH COUNTY HOUSING
CONSORTIUM AND AUTHORIZING THE
EXECUTION THEREOF

Clerk Tirado read the resolution to the Council.

After the reading President McBride requested a committee report.

Councilmember Warner stated Bill No. 24-19 was heard in the Community Investment Committee and comes to the Full Council with a favorable recommendation.

President McBride requested that the petitioner(s) state their name and address and share key points before the council.

Elizabeth Maradik, Chief Neighborhoods Officer, with offices on the 13th floor of the County-City Building, stated that Bill No. 24-19 authorizes the mayor to execute documents to renew the Saint Joseph County Housing Consortium under an interlocal (City of South Bend, St. Joseph County, and City of Mishawaka) agreement.

Council President McBride asked the councilmembers for comments, and nobody spoke.

Council President McBride held the public hearing, and nobody spoke.

Councilmember Rachel Tomas Morgan motioned for the adoption of Bill No. 24-19, seconded by Councilmember Dr. Davis, and carried by a vote of eight (8) ayes with one (1) councilmember absent.

Council President Sharon McBride – <i>Aye</i>	Council Vice President Sheila Niezgodski – <i>Aye</i>
Councilmember Canneth Lee – <i>Aye</i>	Councilmember Ophelia Gooden-Rodgers – <i>Absent</i>
Councilmember Troy Warner – <i>Aye</i>	Councilmember Sherry Bolden-Simpson – <i>Aye</i>
Councilmember Dr. Oliver Davis – <i>Aye</i>	Councilmember Karen L. White – <i>Aye</i>
Councilmember Rachel Tomas Morgan – <i>Aye</i>	

BILLS ON FIRST READING

BILL NO.

26-24

FIRST READING ON AN ORDINANCE OF THE COMMON COUNCIL OF THE CITY OF SOUTH BEND, INDIANA, AMENDING ORDINANCE NO. 10978-23, 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 2024, TO ADD A FULL-TIME EMPLOYEE TO TWO EXISTING POSITIONS AND TO MAKE TITLE AND SALARY CHANGES TO TWO (2) EXISTING FULL-TIME POSITIONS

Clerk Tirado read the bill to the Council for its first (1st) reading.

Councilmember Dr. Davis motioned to send Bill No. 26-24 to the Personnel and Finance Committee for a public hearing and third (3rd) reading on June 24, 2024, which was seconded by Councilmember Warner and carried via a vote by voice with one (1) councilmember absent.

27-24

FIRST READING ON AN ORDINANCE OF THE COMMON COUNCIL OF THE CITY OF SOUTH BEND, INDIANA, FOR BUDGET TRANSFERS FOR VARIOUS DEPARTMENTS WITHIN THE CITY OF SOUTH BEND, INDIANA FOR THE YEAR 2024

Clerk Tirado read the bill to the Council for its first (1st) reading.

Council Vice President Niezgodski motioned to send Bill *No. 27-24* to the Personnel and Finance Committee for a public hearing and third (3rd) reading on June 24, 2024, which was seconded by Councilmember Lee and carried via a vote by voice with one (1) councilmember absent.

28-24

FIRST READING ON AN ORDINANCE OF THE COMMON COUNCIL OF THE CITY OF SOUTH BEND, INDIANA, APPROPRIATING ADDITIONAL FUNDS FOR CERTAIN DEPARTMENTAL AND CITY SERVICES OPERATIONS FOR THE YEAR 2024 OF \$2,000 FROM THE GENERAL FUND (#101), \$3,000,000 FROM THE PARKS AND RECREATION FUND #201), \$50,000 FROM THE GIFT, DONATION, BEQUEST FUND (#217), \$180,000 FROM THE LAW ENFORCEMENT CONTINUING EDUCATION FUND (#220), \$38,000 FROM THE CODE ENFORCEMENT FUND (#230), \$1,750,000 FROM THE LOCAL INCOME TAX – ECONOMIC DEVELOPMENT FUND (#408), \$33,260 FROM THE MORRIS PERFORMING ARTS OPERATIONS FUND (#602), \$200,000 FROM THE WATER WORKS CAPITAL FUND (#622), \$240,000 FROM THE SEWER REPAIR INSURANCE FUND (#640), \$2,300,000 FROM THE SEWAGE WORKS OPERATIONS FUND (#641), \$2,704,951 FROM THE SEWAGE WORKS CAPITAL FUND #642) AND \$50,000 FROM THE CENTURY CENTER CAPITAL FUND #671).

Clerk Tirado read the bill to the Council for its first (1st) reading.

Councilmember Dr. Davis motioned to send Bill *No. 28-24* to the Personnel and Finance Committee for a public hearing and third (3rd) reading on June 24, 2024, which was seconded by Councilmember Lee and carried via a vote by voice with one (1) councilmember absent.

29-24

FIRST READING ON 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 1830 LEER STREET COUNCILMANIC DISTRICT NO. 3 IN THE CITY OF SOUTH BEND, INDIANA

Clerk Tirado read the bill to the Council for its first (1st) reading.

Councilmember Dr. Davis motioned to send Bill *No. 29-24* to the South Bend Board of Zoning Appeals on July 1, 2024 and to the Zoning and Annexation Committee for a public hearing and third (3rd) reading on July 8, 2024, which was seconded by Councilmember Lee and carried via a vote by voice with one (1) councilmember absent.

UNFINISHED BUSINESS

Councilmember Dr. Davis stated that the Council will meet to discuss the procedures for the Privilege of the Floor. Councilmember Dr. Davis paid respects to South Bend’s former mayor, Jerry Miller. Councilmember Dr. Davis requested a meeting with Attorney Palmer and Councilmember Warner.

Councilmember Bolden-Simpson recognized the South Bend Community School Corporation, high school graduates, and Rise Up Academy.

Councilmember Dr. Davis thanked Clerk Tirado for getting the 2014 meeting minutes uploaded online.

NEW BUSINESS

Council President McBride stated that the filing date for the June 24, 2024 meeting will be moved from June 19, 2024 to June 18, 2024 due to the Juneteenth holiday. A press release will be sent out.

Councilmember White stated that the Youth Council Town Hall will be on June 18, 2024, 7:00p.m. - 8:30p.m.

Councilmember Lee stated that there will be a Portage-Elwood visioning plan meeting on June 12, 2024.

PRIVILEGE OF THE FLOOR

Jesse Davis, PO Box 10205 South Bend IN, spoke regarding contracts, APRA, and a matter that occurred following the May 13, 2024 Common Council meeting.

Sue Kesim, 4022 Kennedy Drive, South Bend IN 46628, spoke regarding free speech, democracy, and privilege of the floor.

Brendan Crumlish, 3215 Sugar Maple Business Court, South Bend IN 46628, spoke regarding fiscal responsibility, media freedom, and attempted meetings.

Serena Howley, 1013 East Jefferson Boulevard, South Bend IN 46601, spoke regarding a matter that occurred following the May 13, 2024 Common Council meeting.

Sarah Foster, 1138 College Street, South Bend IN 46628, spoke regarding a matter that occurred following the May 13, 2024 Common Council meeting.

Bruce Huntington, 1003 North Hickory Road, South Bend IN 46615, spoke regarding the Homeless Intake Center.

Charlotte Pfeifer, 1013 West Washington Street, South Bend IN 46601, spoke regarding potential programs in the MLK Dream Center.

Anne Mannix, 724 West Washington Street, South Bend IN 46601, spoke regarding environmental issues.

Jim Bognar, 807 West Washington Street, South Bend IN 46601, spoke regarding environmental issues.

Don Foster, 132 Chapin Street, South Bend IN 46601, spoke regarding a matter that occurred following the May 13, 2024 Common Council meeting.

Peggy Foster, 3210 Sugar Maple Business Court, South Bend IN 46628, spoke regarding a matter that occurred following the May 13, 2024 Common Council meeting.

ADJOURNMENT

Council President Sharon McBride adjourned the meeting at 8:03 p.m.