



FILED

JAN 30 2025

GALE A. NEULIEB
CITY CLERK
CITY OF MICHIGAN CITY

A G E N D A
COMMON COUNCIL – IN PERSON - REGULAR MEETING
Tuesday February 4, 2025

Meeting to be held at 6:30 p.m., local time,
in the Council Chambers, City Hall 100 E. Michigan Blvd.
and Hosted by "Hybrid/Zoom" and streaming live on the
Access LaPorte County Facebook page
See attached to connect to "Hybrid/Zoom."

CALL TO ORDER BY COUNCIL
PRESIDENT

PLEDGE OF ALLEGIANCE TO THE FLAG and PRAYER

ROLL CALL

APPROVAL OF MINUTES

Regular Council (Hybrid/Zoom) January 21, 2025

REPORTS OF STANDING COMMITTEES

FINANCE COMMITTEE MEETING

CLAIMS DOCKET

February 4, 2025

Fund #2235 – Riverboat – Claims -	\$	95,288.51
EFT	\$	487,377.62
Fund #2504 – Boyd Development -	\$	0.00
EFT	\$	0.00
TOTAL CLAIMS	\$	582,666.13

REPORTS FROM BOARDS AND COMMISSIONS

REPORTS OF SPECIAL or SELECT COMMITTEES

REPORTS from MAYOR OR OTHER CITY OFFICERS AND DEPARTMENTS

PETITIONS

COMMUNICATIONS

Correspondence was received in the Clerk's Office on January 16, 2025, from Mayor Angie regarding the "Supplemental Monies Owed by State to Michigan City"

Correspondence was received in the Clerk's Office on January 21, 2025, from the Indiana Department of Environmental Management regarding the Renewal of Part 70 Operating Permit.

Agenda February 4, 2025

Posted January 30, 2025

Correspondence was received in the Clerk's Office on January 21, 2025, from Mayor Angie Regarding the "2025-1 Michigan City CCMG Pavement Replacement Project Street List"

In accordance with Ordinance # 4538 the Clerk's Office received the following incident report from the MCPD on January 24, 2025 regarding an accident that took place on January 20, 2025.

Correspondence was received in the Clerk's Office on January 29, 2025, from the Indiana Department of Environmental Management regarding the Revocation of an existing permit.

RESOLUTIONS

**DETERMINING THAT FUNDING FOR CERTAIN OUSTANDING 2024
PURCHASE ORDERS SHOULD BE ENCUMBERED AND AUTHORIZING
THE CITY CONTROLLER TO ENCUMBER SUCH FUNDS**

Introduced by: Tracie Tillman

**A RESOLUTION INCREASING AND DECREASING CERTAIN
APPROPRIATIONS WITHIN THE BUDGET OF THE PLANNING AND
INSPECTION DEPARTMENT OF THE GENERAL FUND #1101 FOR
THE YEAR 2025 IN MICHIGAN CITY, INDIANA**

Introduced by: Tracie Tillman

**OPPOSING ANY STATE LEGISLATIVE EFFORT IN THE 2025
LEGISLATIVE SESSION THAT WOULD REDUCE MICHIGAN CITY'S
STATUS FROM A SECOND CLASS CITY TO A THIRD CLASS CITY**

Introduced by: Tracie Tillman
Don Przybylinski
Daisy Lee
Dr. Vidya Kora
Nancy Moldenhauer
Bryant Dabney
Greg Coulter

ORDINANCES

ORDINANCE **AMENDING ORDINANCE NO. 4741 COMMONLY KNOWN AS THE**
2nd Reading **"2025 SALARY ORDINANCE" TO CREATE THE POSITION OF**
 ARBORIST APPRENTICE

Introduced by: Dr. Vidya Kora
Nancy Moldenhauer

ORDINANCE **AN ORDINANCE ESTABLISHING SALARIES FOR THE FIRE**
2nd Reading **DEPARTMENT OF THE CITY OF MICHIGAN CITY FOR THE**
 CALENDAR YEAR 2025

Introduced by: Bryant Dabney
Tracie Tillman
Don Przybylinski

**ORDINANCE
2nd Reading**

**AMENDING ORDINANCE NO. 4741 COMMONLY KNOWN AS THE
"2025 SALARY ORDINANCE" TO CREATE THE POSITIONS OF
PERMIT SPECIALIST AND BUILDING SUPERINTENDENT IN THE
MICHIGAN CITY PLANNING & INSPECTION DEPARTMENT**

**Introduced by: Tim Bietry
Tracie Tillman
Bryant Dabney**

**ORDINANCE
2nd Reading**

**APPROVING ADDITIONAL APPROPRIATION IN THE BUDGET OF
THE REDEVELOPMENT FUND FOR SALARIES AND WAGES OF THE
REDEVELOPMENT DIRECTOR AND REDEVELOPMENT BUSINESS
MANAGER**

**Introduced by: Tim Bietry
Tracie Tillman
Bryant Dabney**

(DECREASE 2502.000 Unappropriated balance \$263,121.50 INCREASE
ACCOUNT# 2502 000 411.013 \$148,000.00 Salaries & Wages-Regular Salary
and Wages INCREASE ACCOUNT#2052 000 413.001 \$11,322.50 Employee
Benefits-Employer Share FICA INCREASE ACCOUNT#2052 000 413.003 \$
21,016.00 Employee Benefits-Employer Share INPRS INCREASE
ACCOUNT#2052 000 413.005 \$ 42,000.00 Employee Benefits-Employer Share
Health Insurance INCREASE ACCOUNT #2052 000 434.010 \$ 4,000.00
Insurance-Workers Compensation INCREASE ACCOUNT
#2052 000 434.016 \$ 7,800.00 Employee Benefits-Longevity INCREASE
ACCOUNT #2052 000 434.017 \$ 6,510.00 Employee Benefits-Vacation Bonus
INCREASE ACCOUNT # 2502.000.421.005 \$ 22,473.00 Supplies)

**Advertised in the
Herald Dispatch
January 22 ,2025**

**Formal Public
Hearing will be held
February 4, 2025**

NEW BUSINESS

UNFINISHED BUSINESS

NOMINATIONS: The Council has one (1) appointment to the Michigan City Tree Board representing a Neighborhood Association – **Incumbent** Laura Henderson representing the Elston Grove Neighborhood Assoc. term expires February 15, 2025

NOMINATIONS: The Council has two (2) appointments to the Revolving Loan Fund Committee **Incumbents** – Pia Parrott and Erica Miller (term expired October 18, 2024)

NOTE: one (1) member - senior level professional loan officer; one (1) member is from business or retail who is a resident of Michigan City

Applications Received:

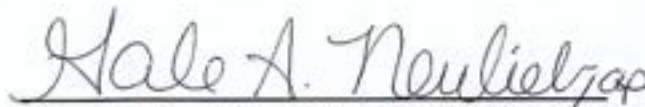
- Sheree Wilson
- Scott Meland
- Shauna Hill

NOTE: The nominations for Revolving Loan Fund Committee were **TABLED** until the February 4, 2025 council meeting.

COMMENTS FROM THE PUBLIC

COMMENTS FROM THE COUNCIL

ADJOURNMENT

A handwritten signature in black ink that reads "Gale A. Neulieb". The signature is written in a cursive, flowing style.

Gale A. Neulieb, City Clerk

You are invited to a Zoom webinar.

When: **Tuesday, February 4, 2025, 6:30 PM** Central Time (US and Canada)

Please click the link below to join the webinar:

<https://us02web.zoom.us/j/84298000057?pwd=RXVRUkhobXI2aVE2R1lR0VEVTl3dz09>

Passcode : 463601

Webinar ID: 842 9800 0057 Passcode: 463601 Or One tap mobile:

MICHIGAN CITY COMMON COUNCIL

RESOLUTION NO. _____

**DETERMINING THAT FUNDING FOR CERTAIN OUSTANDING 2024 PURCHASE
ORDERS SHOULD BE ENCUMBERED AND AUTHORIZING THE CITY CONTROLLER TO
ENCUMBER SUCH FUNDS**

WHEREAS, the City of Michigan City, is an Indiana municipal corporation governed by its
duly elected Mayor and City Council; and

WHEREAS, the Council has the authority and duty to maintain and oversee the fiscal operations
of the City and to manage the City's financial and budgetary resources;

MICHIGAN CITY COMMON COUNCIL

RESOLUTION _____

**A RESOLUTION INCREASING AND DECREASING CERTAIN APPROPRIATIONS
WITHIN THE BUDGET OF THE PLANNING AND INSPECTION DEPARTMENT OF
THE GENERAL FUND #1101 FOR THE YEAR 2025 IN MICHIGAN CITY, INDIANA**

WHEREAS, there exist certain circumstances within the budget of the Planning and Inspections Department of the General Fund #1101 of Michigan City which require increasing and decreasing appropriations for certain line items in that Fund for the year 2025, more specifically, the Mayor desires to hire a consultant to temporarily assist the Michigan City Planning & Inspection Department to provide oversight of the implementation of the City's permitting software, develop a standard operating procedure, provide daily oversight & management of the inspectors, and establish milestones and deliverables for the Department.

NOW, THEREFORE, BE IT RESOLVED by the Common Council of the City of Michigan City, La Porte County, Indiana, that:

Section 1. Because it is deemed advisable and necessary, in order to meet the circumstances facing the budget of the Planning and Inspection Department of the City, the Common Council approves the following transfer of appropriations, as listed, to-wit:

PLANNING AND INSPECTION DEPT OF GENERAL FUND #1101.106

DECREASE:	A/C #1101.106.411.013	
	Salaries & Wages	\$21,250.00
INCREASE:	A/C #1101.106.439.090	
	Other Contractual Services	\$21,250.00

This Resolution shall be in full force and effect after passage by the Michigan City Common Council and the approval by the Mayor.

INTRODUCED BY: _____

Tracie Tillman, President
Michigan City Common Council

Passed by the Common Council of the City of Michigan City, Indiana, this _____ day of _____, 2025.

Tracie Tillman, President
Michigan City Common Council

Approved/Vetoed (circle choice) by me, this _____ day of _____, 2025.

Angie Nelson Deutch, Mayor
City of Michigan City, Indiana

ATTEST:

Gale A. Neulieb, Clerk
City of Michigan City, Indiana

Prepared by Corporation Counsel Upon Request

JAN 30 2025

GALE A. NEULIEB
CITY CLERK
CITY OF MICHIGAN CITY

MICHIGAN CITY COMMON COUNCIL

RESOLUTION NO. _____

**OPPOSING ANY STATE LEGISLATIVE EFFORT IN THE 2025 LEGISLATIVE
SESSION THAT WOULD REDUCE MICHIGAN CITY'S STATUS FROM A SECOND
CLASS CITY TO A THIRD CLASS CITY**

WHEREAS, Michigan City is currently a second class City; and

WHEREAS, Senator Michael Bohacek recently authored Senate Bill No. 436, which is attached hereto and incorporated herein as Exhibit A, which sought to automatically convert a second class City to a third class if two (2) federal decennial censuses show a second class City as having a population under 31,500 (A copy of Senate Bill No. 436 is attached hereto and incorporated herein as Exhibit A); and

WHEREAS, despite the local impact of Senate Bill No. 436, Senator Bohacek did not consult with the Mayor or any members of the Michigan City Common Council regarding how this Bill could impact the City and whether said elected officials were in favor of this Bill before the enactment of the same; and

WHEREAS, to the best of the City's knowledge, Senator Bohacek has recently withdrawn this bill, however, in the event this Bill is re-filed or an amended version of this Bill resurfaces in this 2025 legislative session, the City strongly disapproves of reducing Michigan City from a second class city to a third class city for many reasons, included but not limited to the following:

1. Local Officials Are in the Best Position to Know Their Needs:

The local elected officials are in the best position to know their internal financial needs and the details and specifications of these needs. They are also in the best position to know the short-term and long-term goals of the City, what services the residents need, and the economic development needs of the City.

For example, in 2024, when the new administration took office, it was immediately discovered that the City needed to make considerable cuts in the 2025 budget. The Mayor and the City Controller hosted a series of workshop with the Common Council. With the 2025 Budget, the Mayor and the Common Council reduced the prior year's budget by \$6 Million Dollars.

Also, Indiana law as currently written provides a mechanism for the local elected officials to adopt an ordinance modifying their status as second or third class City depending on any increase or decrease in population. (See I.C. 46-4-1-1 and I.C. 36-4-1-1.1) Thus, if the City believed it to be in the best interest to reduce the City to a third class city, a means already exists for the City to do so.

2. Loss of Administrative Efficiency:

As a second-class City, we currently have an elected City Clerk, whose main responsibility is to manage the City records and record keeping, and an appointed City Controller, whose main responsibility is to manage the City finances. By forcing the City to move to a third-class city, which uses a clerk-treasurer system, it would force financial responsibilities on the City Clerk, who may lack the specialization, education, and experience dealing with fiscal matters. A quick search on the internet reveals numerous examples throughout the State of Indiana of the financial consequences and losses a municipality endures when an elected clerk-treasurer holds office and lacks the specialization, education, and experience dealing with fiscal matters.

3. Reduction in Representation:

Second class cities have a common council and a mayor, which allows for broader representation and input. Moving to a third class status will result in reduced representation and will be less tailored to address the needs of the City and its diverse population. In addition to the population that resides in the City full-time, the City almost doubles in growth in the summer months with its' seasonal residents who maintain second homes within our jurisdictional boundaries.

4. Economic Development Concerns:

Second class status often signals a higher level of development, infrastructure, and capacity to attract business and investment. Downgrading the City to a third class status may give the perception that the City is shrinking, less dynamic, or not prepared to handle growth, discouraging investors, developers, and population growth.

Michigan City does not need to be seen in such inaccurate false perception. We have several significant projects in the process that will provide for population and economic growth for the City including but not limited to the following:

- Franklin Tower Project- 222 residential apartments
- SOLA Project – 90 condominiums and 160 room hotel
- 5th Street Project- 500 residential apartments and grocery store
- Helix 33 Project- 275 residential apartments (“workforce project”)
- New Housing TIF proposed – 160 mixed residential units
- Moore Road- 44 townhomes
- Pahs Road – 114 single family homes
- Development/Redevelopment of old Michigan City Prison site
- Development/Redevelopment due to closing of the NIPSCO cooling plant on lakefront
- At least 4,000 new jobs are anticipated in New Carlisle, Indiana at the Amazon and Samsung sites that will have a spillover effect on the City
- The City has had over \$3 billion in capital investments in the past six (6) years that will keep increasing and within the last three (3) years the City has had over \$100 million private capital investment

5. Cost and Unnecessary Time Consumption Downgrading the City:

Changing the City’s classification would involve legal, administrative, and logistical challenges for the City. The process of restructuring the government and modifying ordinances, procedures, City Departments, and personnel would be costly and time-consuming without offering any significant benefit in return to the City. According to the Explanation of Local Expenditures on the Fiscal Impact Statement prepared for Senate Bill 436, it acknowledges that the “...Bill’s provision will result in a slight decrease in fiscal expenditures...” (emphasis added). (A copy of the Fiscal Impact Statement is attached hereto and incorporated herein as Exhibit B).

In addition, the Michigan City Common Council is already one of the lowest paid legislative bodies in the region. Currently, council members are paid only \$15,426.16 a year and receive no other benefits from the City to serve in this position. In addition, the salary of the City Controller is set at \$79,807.52, which is also low compared to other City Controllers throughout the State.

6. Additional Problem with the Version of Proposed Legislation that Was Withdrawn:

IC 36-4-1-1.2(d) currently reads:

(d) If a second class city's population on the effective dates of the 2010 federal decennial census and 2020 federal decennial census is not more than thirty-one thousand five hundred (31,500), the city becomes a third class city on January 1, 2027. At the municipal election conducted in 2026, the number of members of the legislative body required by the laws applicable to the city's new third class city status shall be elected. Until January 1, 2027: (1) the powers, duties, functions, and office of an elected official

of the city remain unchanged; and (2) the city shall be governed by the laws applicable to second class city status.

There will be no municipal election for Michigan City conducted in 2026. The last general municipal election was conducted in November 2023. The elected officers (Mayor, Common Council, and City Clerk) took office on January 1, 2024. Each of their respective terms of office is four (4) years, and thus, their terms expires on December 31, 2027.

The proposed legislation, if adopted, could reduce Michigan City to a third class City before the terms of office of each of the second class City officers expired.

7. Michigan City has gained population since the 1980 census

The 2020 census demonstrates that Michigan City has gained population since the 1980 census. Also, Michigan City reasonably believes that the census may not have been accurately counted due to the national pandemic of COVID-19 facing the nation at this time.

8. Only a Second Class Cities Can Establish a Department of Sanitary

Under, IC 36-9-25, only a second class city, can establish a Department of Sanitary. Third class cities do not automatically have this option under the statute. The main benefit of a Sanitary District is that it provides a structured local mechanism to manage and maintain essential public health services related to sanitation, such as wastewater treatment, sewage disposal, and stormwater management. This helps to protect the public health, environment, flood control, and ensures regulatory compliance and resource management. Michigan City has established a Sanitary District.

WHEREAS, there was no consideration on the potential impacts that legislative efforts to reduce Michigan City to a third class city would have on the City, its governance, services, economic growth, and the City's long terms needs and goals; and

WHEREAS, the Common Council, on behalf of the City and residents herein, strongly opposing legislation to reduce Michigan City from a second class city to a third class.

NOW, THEREFORE BE IT RESOLVED BY THE MICHIGAN CITY, INDIANA COMMON COUNCIL AS FOLLOWS:

1. The aforementioned "Whereas" sections are incorporated herein as if fully set forth herein.
2. The City opposes Senate Bill No. 436 and any similar 2025 legislative efforts to reduce Michigan City from a second class city to a third class city.
3. The City Clerk is directed to forward a copy of this Resolution to the following:
 - a. Senator Michael Bohacek, 200 W. Washington Street, Indianapolis, Indiana 46204
 - b. State Representative Pat Boy, 200 W. Washington Street, Indianapolis, Indiana 46204
 - c. Senator Rodney Pol, 200 W. Washington Street, Indianapolis, Indiana 46204
 - d. Members of the Senate Local Government Committee:
 - Sen. James Buck, 200 W. Washington Street, Indianapolis, Indiana 46204
 - Sen. Rick Niemeyer, 200 W. Washington Street, Indianapolis, Indiana 46204
 - Sen. Vaneta Becker, 200 W. Washington Street, Indianapolis, Indiana 46204
 - Sen. Kevin Boehnlein, 200 W. Washington Street, Indianapolis, Indiana 46204
 - Sen. Mike Bohacek, 200 W. Washington Street, Indianapolis, Indiana 46204
 - Sen. Dennis Kruse, 200 W. Washington Street, Indianapolis, Indiana 46204
 - Sen. James Tomes, 200 W. Washington Street, Indianapolis, Indiana 46204
 - Sen. Rodney Pol, 200 W. Washington Street, Indianapolis, Indiana 46204
 - Sen. Michael Griffin, 200 W. Washington Street, Indianapolis, Indiana 46204
 - Sen. Greg Taylor, 200 W. Washington Street, Indianapolis, Indiana 46204

- e. Northwest Indiana Regional Planning Commission (NIRPC), 6100 Southport Road, Portage, Indiana 46368
- f. Michigan City Chamber of Commerce, 200 E. Michigan Blvd, Michigan City, Indiana 46360
- g. Michigan City Economic Development Corporation, Two Candence Plaza, Michigan City, Indiana 463660

This Resolution shall be in full force and effect after passage by the Michigan City Common Council and approval by the Mayor.

INTRODUCED BY: _____

Tracie Tillman, President
Michigan City Common Council

Don Przybylinski, Member
Michigan City Common Council

Daisy Lee, Member
Michigan City Common Council

Dr. Vidya Kora, Member
Michigan City Common Council

Nancy Moldenhauer, Member
Michigan City Common Council

Bryant Dabney, Member
Michigan City Common Council

Greg Coulter, Member
Michigan City Common Council

Passed by the Common Council of the City of Michigan City, Indiana this _____ day of _____, 2025.

Tracie Tillman, President
Michigan City Common Council

Approved/Vetoed (*circle action taken*) by me, this _____ day of _____, 2025.

Angie Nelson Deutch, Mayor
Michigan City, Indiana

ATTEST:

Gale A. Neulieb, Clerk
City of Michigan City, Indiana

Prepared by Corporation Counsel Upon Request

FILED

JAN 30 2025

GALE A. NEULIEB
CITY CLERK
CITY OF MICHIGAN CITY

SENATE BILL No. 436

DIGEST OF INTRODUCED BILL

Citations Affected: IC 36-4-1.

Synopsis: Conversion to Class 3 city status. Provides that if the population of a second class city is reported by two consecutive federal decennial censuses (census) as having a population of less than 31,500, the city becomes a third class city on January 1: (1) of the calendar year following the next municipal election held after the most recent census; or (2) of the calendar year following the second municipal election held after the most recent census, if the effective date of the most recent census and the municipal election are in the same calendar year. Provides that if a city's population is less than 31,500 in the 2010 and 2020 censuses, the city becomes a third class city on January 1, 2027. Provides that the population of the second class city is calculated by subtracting the portion of the population of the city consisting of prison inmates from the population of the city reported by the federal decennial census.

Effective: July 1, 2025.

Bohacek

January 13, 2025, read first time and referred to Committee on Local Government.



Introduced

First Regular Session of the 124th General Assembly (2025)

PRINTING CODE. Amendments: Whenever an existing statute (or a section of the Indiana Constitution) is being amended, the text of the existing provision will appear in this style type, additions will appear in this style type, and deletions will appear in this style type.
Additions: Whenever a new statutory provision is being enacted (or a new constitutional provision adopted), the text of the new provision will appear in this style type. Also, the word NEW will appear in that style type in the introductory clause of each SECTION that adds a new provision to the Indiana Code or the Indiana Constitution.
Conflict reconciliation: Text in a statute in this style type or this style type reconciles conflicts between statutes enacted by the 2024 Regular Session of the General Assembly.

SENATE BILL No. 436

A BILL FOR AN ACT to amend the Indiana Code concerning local government.

Be it enacted by the General Assembly of the State of Indiana:

1 SECTION 1. IC 36-4-1-1, AS AMENDED BY P.L.56-2022,
2 SECTION 3, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
3 JULY 1, 2025]: Sec. 1. (a) Municipalities are classified according to
4 their status and population as follows:
5 STATUS AND POPULATION CLASS
6 Cities of 600,000 or more First class cities
7 Cities of 34,000 to 599,999 Second class cities
8 Cities of less than 34,000 Third class cities
9 Other municipalities of any
10 population Towns
11 (b) Except as provided in subsection (c), and section 1.2 of this
12 chapter, a city that attains a population of thirty-four thousand
13 (34,000) remains a second class city even though its population
14 decreases to less than thirty-four thousand (34,000) at as reported by
15 the next most recent federal decennial census.
16 (c) The legislative body of a city to which subsection (b) applies
17 may, by ordinance, adopt third class city status.



SECTION 2. IC 36-4-1-1.2 IS ADDED TO THE INDIANA CODE
AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY
1, 2025]: (a) For purposes of this section, "population" means:

(1) the population of a city as reported by the federal
decennial census; minus

(2) the portion of the city's population under subdivision (1):

(A) on the effective date of the federal decennial census
under IC 1-1-3.5-3(f); and

(B) that consists of prison inmates.

(b) Except as provided in subsections (c) and (d), if a second
class city's population on the effective date of the two (2) most
recent federal decennial censuses is not more than thirty-one
thousand five hundred (31,500), the city becomes a third class city
on January 1 of the calendar year that follows the next municipal
election held after the effective date of the most recent decennial
census, at which time the number of members of the legislative
body required by the laws applicable to the city's new third class
city status shall be elected. Until the date the city becomes a third
class city:

(1) the powers, duties, functions, and office of an elected
official of the city remain unchanged; and

(2) the city shall be governed by the laws applicable to second
class city status.

(c) This subsection applies if the effective date of the most recent
federal decennial census is in the same calendar year as a
municipal election. A city becomes a third class city on January 1
of the calendar year that follows the second municipal election held
after the effective date of the most recent federal decennial census,
at which time the number of members of the legislative body
required by the laws applicable to the city's new third class status
shall be elected. Until the date the city becomes a third class city:

(1) the powers, duties, functions, and office of an elected
official of the city remain unchanged; and

(2) the city shall be governed by the laws applicable to second
class city status.

(d) If a second class city's population on the effective dates of
the 2010 federal decennial census and 2020 federal decennial
census is not more than thirty-one thousand five hundred (31,500),
the city becomes a third class city on January 1, 2027. At the
municipal election conducted in 2026, the number of members of
the legislative body required by the laws applicable to the city's
new third class city status shall be elected. Until January 1, 2027:



(1) the powers, duties, functions, and office of an elected official of the city remain unchanged; and

(2) the city shall be governed by the laws applicable to second class city status.

SECTION 3. IC 36-4-1-8 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2025]: Sec. 8. (a) This section does not apply to a city under section 1.2 of this chapter. Whenever the classification of a city under section 1 of this chapter changes due to a change in the city's population, the city shall be governed by the laws applicable to its new class, except as provided by subsection (b).

(b) The membership of a city legislative body remains unchanged until the expiration of the terms of its members, despite a change in the classification of the city for any reason. At the municipal election preceding the expiration of those terms, the number of members of the legislative body required by the laws applicable to its new class shall be elected. The powers, duties, functions, and office of an elected official of a city shall remain unchanged until the expiration of the term of the elected official, despite a change in city classification for any reason.



**LEGISLATIVE SERVICES AGENCY
OFFICE OF FISCAL AND MANAGEMENT ANALYSIS
FISCAL IMPACT STATEMENT**

FILED

JAN 30 2025

GALE A. NEULIEB
CITY CLERK
CITY OF MICHIGAN CITY

**LS 7267
BILL NUMBER: SB 436**

**NOTE PREPARED: Jan 7, 2025
BILL AMENDED:**

SUBJECT: Conversion to Class 3 City Status.

**FIRST AUTHOR: Sen. Bohacek
FIRST SPONSOR:**

BILL STATUS: As Introduced

**FUNDS AFFECTED: GENERAL
DEDICATED
FEDERAL**

IMPACT: Local

Summary of Legislation: This bill provides that if the population of a second class city is reported by two consecutive federal decennial censuses as having a population of less than 31,500, the city becomes a third class city on January 1: (1) of the calendar year following the next municipal election held after the most recent census; or (2) of the calendar year following the second municipal election held after the most recent census, if the effective date of the most recent census and the municipal election are in the same calendar year. It provides that if a city's population is less than 31,500 in the 2010 and 2020 censuses, the city becomes a third class city on January 1, 2027.

The bill also provides that the population of the second class city is calculated by subtracting the portion of the population of the city consisting of prison inmates from the population of the city reported by the federal decennial census.

Effective Date: July 1, 2025.

Explanation of State Expenditures:

Explanation of State Revenues:

Explanation of Local Expenditures: This bill's provision will result in a slight decrease in fiscal expenditures pertaining to councilor compensation for those second class cities that meet the population parameters referenced in the bill. Namely, if a second class city were to become a third class city, the municipality's legislative body would go from a nine-member council to a seven-member council. Additionally, costs pertaining to council redistricting might potentially decrease since there would be fewer districts when determining updated boundaries of the new districts.

Additional Information: According to U.S. Census Bureau data from the 2010 Census and the 2020 Census, as well as data from the Indiana Department of Corrections Offender Population Report from April 1, 2020, there are currently three second class cities that would meet the population parameters referenced in the bill: Marion (Grant County), East Chicago (Lake County), and Michigan City (LaPorte County).

Explanation of Local Revenues:

State Agencies Affected:

Local Agencies Affected: Second class cities.

Information Sources: U.S. Census Bureau 2010 Census and 2020 Census data: Indiana Department of Correction Offender Population Report - April 1, 2020.

Fiscal Analyst: James Johnson, 317-232-9869.

MICHIGAN CITY COMMON COUNCIL

ORDINANCE NO. _____

AMENDING ORDINANCE NO. 4741 COMMONLY KNOWN AS THE “2025 SALARY ORDINANCE” TO CREATE THE POSITION OF ARBORIST APPRENTICE

WHEREAS, on October 15, 2024, the Michigan City Common Council enacted and on October 16, 2024, the Mayor signed Ordinance No. 4741, which established the salaries and wages for appointed officials and employees for the year 2025; and

WHEREAS, since that time, the City Forester would like to create a temporary full-time position of Arborist Apprentice; and

WHEREAS, this position would be temporary in nature because the apprenticeship program would be for three (3) years only; and

WHEREAS, the City was previously awarded a \$1 Million Dollar federal grant from the USDA/Forest Service, and the City Forester has advised that said grant would fully fund the temporary full-time position of Arborist Apprentice for all three (3) years.

NOW, THEREFORE, BE IT ORDAINED by the Common Council of the City of Michigan City, LaPorte County, Indiana, as follows:

- 1. The aforementioned “Whereas” sections are incorporated herein as if fully set forth herein.
- 2. Arborist Apprentice shall be created in Section 1 of Ordinance No. 4741, under the Mayor’s Department and shall read as follows:

		<u>Salary/Hourly</u>
Arborist Apprentice	Up to	\$17.00-\$22.00 hour

- 3. All other provisions of Ordinance No. 4741 not in conflict with this Ordinance shall remain in full force and effect.

This Ordinance to be effective upon passage of the same by the Council, approval by the Mayor, any necessary publication, and any necessary approval by the Indiana Department of Local Government Finance.

INTRODUCED BY: _____
Dr. Vidya Kora, Member
Michigan City Common Council

CO SPONSOR: _____
Nancy Moldenhauer, Member
Michigan City Common Council

Passed by the Common Council of the City of Michigan City, Indiana, this _____ day of _____, 2025 by a vote of _____ to _____.

Tracie Tillman, President
Michigan City Common Council

Approved/Vetoed (circle choice) by me, this _____ day of _____, 2025.

Angie Nelson Deutch, Mayor
City of Michigan City, Indiana

ATTEST:

Gale A. Neulieb, Clerk
City of Michigan City, Indiana

Prepared by Corporation Counsel Upon Request

MICHIGAN CITY COMMON COUNCIL

ORDINANCE NO. _____

**AN ORDINANCE ESTABLISHING SALARIES FOR THE FIRE DEPARTMENT
OF THE CITY OF MICHIGAN CITY FOR THE CALENDAR YEAR 2025**

WHEREAS, the salaries for the Fire Department must be set by ordinance pursuant to IC 36-8-3-3; and

WHEREAS, previously, the City of Michigan City, through the Common Council's Labor Committee and Firefighters Local #475, on behalf of the firefighters of the Fire Department, negotiated a fair and equitable contract for the year 2022-2024 the terms of which continue until a new contract is approved by both the City and Firefighters Local #475; and

WHEREAS, due to budget constraints, the City is only able to offer a one-time bonus to employees and is unable to offer an increase to the base wages of members of the Michigan City Firefighters Local #475, thus, the base wage salaries established for the year 2024 will remain in effect for year 2025.

NOW, THEREFORE BE IT ORDAINED by the Common Council of the City of Michigan City, Indiana, that:

Section 1. The salaries for the firefighters for the year 2025 shall be set as follows, subject to the terms and conditions of a labor agreement between the City of Michigan City and Firefighters Local #475:

<u>Base Wages:</u>	<u>2025</u>
Training Officer	\$75,166.40
Fire Marshal	\$75,166.40
Assistant Chief	\$75,166.40
Captain	\$73,085.60
Lieutenant	\$71,004.80
Driver	\$68,924.00
First Class Firefighter (3 years)	\$66,843.20
Firefighter (1-2 year)	\$64,191.20
Probationary Firefighter	\$61,070.00
Public Information Officer	Base Pay + \$1,000.00

Section 2. Set salaries are in effect for all payrolls issued in the calendar year governed by this ordinance.

Section 3. For purposes of 2025, a Firefighter subject to this Salary Ordinance shall be entitled to a one-time mid-year bonus in an amount up to \$1,200.00 payable the 2nd payroll in July 2025. To qualify for this bonus, a City Employee must:

- a.) Have been employed by the City in the preceding year 2024, however, if the employee was hired after July 1, 2024, their respective bonus will be prorated accordingly;
- b.) Be a full-time employee or a permanent part-time employee; and
- c.) Be actively employed by the City at the time the bonus is dispersed in 2025.

This Ordinance to be effective upon passage by the Council, approved by the Mayor, any necessary publication, and any necessary approval by the Indiana Department of Local Government Finance.

INTRODUCED BY: _____,
Bryant Dabney, Member
Michigan City Common Council

_____,
Tracie Tillman, President
Michigan City Common Council

Don Przybylinski, Member
Michigan City Common Council

Passed by the Common Council of the City of Michigan City, Indiana, this ____ day of _____, 2025 by a vote of _____ to _____.

Tracie Tillman, President
Michigan City Common Council

Veto / Approved (*circle action taken*) by me, this ____ day of _____, 2025.

Angie Nelson Deutch, Mayor
City of Michigan City, Indiana

ATTEST:

Gale A. Neulieb, Clerk
City of Michigan City, Indiana

Prepared by Corporation Counsel upon Request

MICHIGAN CITY COMMON COUNCIL

ORDINANCE NO. _____

AMENDING ORDINANCE NO. 4741 COMMONLY KNOWN AS THE “2025 SALARY ORDINANCE” TO CREATE THE POSITIONS OF PERMIT SPECIALIST AND BUILDING SUPERINTENDENT IN THE MICHIGAN CITY PLANNING & INSPECTION DEPARTMENT

WHEREAS, on October 15, 2024, the Michigan City Common Council enacted and on October 16, 2024, the Mayor signed Ordinance No. 4741, which established the salaries and wages for appointed officials and employees for the year 2025; and

WHEREAS, since that time, the Mayor has restructured the Planning & Inspection Department to better serve the needs of the City, and with that restructuring, the Mayor desires to create the positions of Permit Specialist and Building Superintendent in the Planning & Inspection Department; and

WHEREAS, the City Controller has confirmed that sufficient appropriated funds exist in the Budget of the Planning Department in the General Fund to fund the positions of Permit Specialist and Building Superintendent.

NOW, THEREFORE, BE IT ORDAINED by the Common Council of the City of Michigan City, LaPorte County, Indiana, as follows:

1. The aforementioned “Whereas” sections are incorporated herein as if fully set forth herein.
2. Permit Specialist and Building Superintendent shall be created in Section 1 of Ordinance No. 4741, under the Planning & Inspection Department and shall read as follows:

<u>Planning & Inspection:</u>		<u>Salary/Hourly</u>
Permit Specialist	Up to	\$23.50 hour
Building Superintendent	Up to	\$72,800.00

3. All other provisions of Ordinance No. 4741 not in conflict with this Ordinance shall remain in full force and effect.

This Ordinance to be effective upon passage of the same by the Council, approval by the Mayor, any necessary publication, and any necessary approval by the Indiana Department of Local Government Finance.

INTRODUCED BY: _____

Tim Bietry, Member
Michigan City Common Council

Tracie Tillman, President
Michigan City Common Council

Bryant Dabney, Member
Michigan City Common Council

Passed by the Common Council of the City of Michigan City, Indiana, this _____
day of _____, 2025 by a vote of _____ to _____.

Tracie Tillman, President
Michigan City Common Council

Approved/Vetoed (*circle choice*) by me, this _____ day of _____
_____, 2025.

Angie Nelson Deutch, Mayor
City of Michigan City, Indiana

ATTEST:

Gale A. Neulieb, Clerk
City of Michigan City, Indiana

Prepared by Corporation Counsel Upon Request

MICHIGAN CITY COMMON COUNCIL

ORDINANCE NO. _____

**APPROVING ADDITIONAL APPROPRIATION IN THE BUDGET OF THE
REDEVELOPMENT FUND FOR SALARIES AND WAGES OF THE
REDEVELOPMENT DIRECTOR AND REDEVELOPMENT BUSINESS MANAGER**

WHEREAS, it has been demonstrated to the Common Council of the City of Michigan City that it is necessary to appropriate more money than was appropriated in the 2025 Annual Budget to fund the two (2) positions of Redevelopment Director and Business Manager; and

WHEREAS, the City Controller has determined that sufficient unappropriated funds are available in the Redevelopment Fund #2502.000 to be appropriated for that purpose.

NOW, THEREFORE, BE IT ORDAINED by the Common Council of the City of Michigan City, La Porte County, Indiana, that for the expenses of the City the following additional sums of money are hereby appropriated out of the fund named and for the purpose specified above, subject to the laws governing the same:

	<u>AMOUNT REQUESTED</u>	<u>AMOUNT APPROPRIATED</u>
DECREASE 2502.000		
Unappropriated balance	\$263,121.50	
 INCREASE ACCOUNT# 2502 000 411.013		\$148,000.00
Salaries & Wages-Regular Salary and Wages		
INCREASE ACCOUNT#2052 000 413.001		\$ 11,322.50
Employee Benefits-Employer Share FICA		
INCREASE ACCOUNT#2052 000 413.003		\$ 21,016.00
Employee Benefits-Employer Share INPRS		
INCREASE ACCOUNT#2052 000 413.005		\$ 42,000.00
Employee Benefits-Employer Share Health Insurance		
INCREASE ACCOUNT#2052 000 434.010		\$ 4,000.00
Insurance-Workers Compensation		
INCREASE ACCOUNT#2052 000 434.016		\$ 7,800.00
Employee Benefits-Longevity		
INCREASE ACCOUNT#2052 000 434.017		\$ 6,510.00
Employee Benefits-Vacation Bonus		
INCREASE ACCOUNT # 2502.000.421.005		\$ 22,473.00
Supplies		
 TOTAL FOR FUND	 \$263,121.50	

This Ordinance to be effective upon passage by the Council, approval by the Mayor, any necessary publication, and any necessary approval by the Indiana Department of Local Government Finance.

INTRODUCED BY: _____

Tim Bietry, Member
Michigan City Common Council

Tracie Tillman, President
Michigan City Common Council

Bryant Dabney, Member
Michigan City Common Council

Passed by the Common Council of the City of Michigan City, Indiana, this _____
day of _____, 2025 by a vote of _____ to _____
_____.

Tracie Tillman, President
Michigan City Common Council

Approved/Vetoed (*circle appropriate action*) by me, this _____ day of _____
_____, 2025.

Angie Nelson Deutch, Mayor
City of Michigan City, Indiana

ATTEST:

Gale A. Neulieb, Clerk
City of Michigan City, Indiana

Prepared by Corporation Counsel Upon Request