



FILED

OCT 31 2025

**GALE A. NEULIEB
CITY CLERK
CITY OF MICHIGAN CITY**

A G E N D A

COMMON COUNCIL – IN PERSON - REGULAR MEETING

Tuesday, November 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) September 16, 2025
Executive Session October 1, 2025
Regular Council (Hybrid/Zoom) October 7, 2025
Regular Council (Hybrid/Zoom) October 21, 2025

REPORTS OF STANDING COMMITTEES

FINANCE COMMITTEE MEETING

CLAIMS DOCKET

November 4, 2025

Fund #2235 – Riverboat – Claims -	\$	442,125.68
EFT	\$	0.00
Rainy Day (Fund 2236)	\$	0.00
Fund #2504 – Boyd Development -	\$	0.00
EFT	\$	0.00
TOTAL CLAIMS	\$	442,125.68

REPORTS FROM BOARDS AND COMMISSIONS

REPORTS OF SPECIAL or SELECT COMMITTEES

REPORTS FROM MAYOR OR OTHER CITY OFFICERS AND DEPARTMENTS

Mary Lynn Wall, City Controller – 2024 Final State Board of Account Report

PETITIONS

**FORMAL PETITION AND LEGAL OBJECTION TO ECONOMIC
IMPROVEMENT DISTRICT (EID) DECLARATION (PURSUANT TO
INDIANA CODE 36-7-22 ET SEQ. AND 6-1.1-11-4)**

Agenda November 4, 2025

Posted October 31, 2025

COMMUNICATIONS

Correspondence was received in the Clerk's Office on October 31, 2025, from Seth Spencer, CEO – Sera Group/ Board Chair - EDCMC regarding the proposed amendments to the "Revolving Loan Ordinance.

Correspondence was received in the Clerk's Office on October 30, 2025, from Councilman Przybylinski regarding Governor Mike Braun contact information.

A "Notice of Public Comment" (30 day period Oct. 23, 2025) that was received in the Clerk's Office on October 27, 2025, from IDEM regarding a permit revision for Hitachi Global Air Power US, LLC.

Correspondence was received in the Clerk's Office on October 24, 2025, from President Tillman to Mr. Rodney McCormick, regarding the October 21, 2025, Council meeting.

Correspondence was received in the Clerk's Office on October 22, 2025, from Rodney McCormick, regarding the October 21, 2025, Council meeting.

A report was received in the Clerk's Office on October 21, 2025, from Baker Tilly LLD in regards to the Michigan City Redevelopment Commission TIF Report October 16, 2025.

A "Notice of Public Hearing" was received in the Clerk's Office on October 20, 2025 advising the hearing would be held on October 28, 2025 regarding the petition for Ameriplex-Marquette Minor Subdivision, 6101 Cleveland Avenue, Michigan City.

RESOLUTIONS

OPPOSING ANY EFFORT TO CONDUCT MID-DECADE REDISTRICTING OF INDIANA'S CONGRESSIONAL DISTRICTS OUTSIDE THE CONSTITUTIONALLY AUTHORIZED TIMEFRAME

**Introduced by: Greg Coulter
Don Przybylinski**

ORDINANCES

ORDINANCE 2nd Reading

**AMENDING THE ZONING MAP OF THE CITY OF MICHIGAN CITY,
LAPORTE COUNTY, INDIANA TO REZONE REAL PROPERTY
LOCATED at 504 EASTWOOD ROAD FROM THE M2 (HEAVY
INDUSTRIAL DISTRICT) ZONING DISTRICT CLASSIFICATION TO R1C
(SINGLE FAMILY RESIDENTIAL DISTRICT) ZONING DISTRICT
CLASSIFICATION**

Introduced by: Bryant Dabney

**Formal Public
Hearing was held
September 23, 2025**

**Published in the
Herald Dispatch
September 6 & 13, 2025**

ORDINANCE 2nd Reading

**CREATING SEC. 78-7 IN THE MICHIGAN CITY MUNICIPAL CODE TO
PROHIBIT SMOKING WITHIN (20) TWENTY FEET FROM THE PUBLIC
ENTRANCEWAYS OF MICHIGAN CITY GOVERNMENT BUILDINGS**

**Introduced by: Don Przybylinski
Vidya Kora
Greg Coulter
Tim Bietry**

**Note: This proposed ordinance was TABLED at the October 7, 2025,
Council meeting until the November 4, 2025 Council meeting to.**

ORDINANCE
3rd Reading

**RATIFYING AND REAFFIRMING CERTAIN FINDINGS,
DETERMINATIONS AND DESIGNATIONS IN ORDINANCE NO. 4771
REGARDING THE ESTABLISHMENT OF AN ECONOMIC
IMPROVEMENT DISTRICT AND AUTHORIZING AND APPROVING
OTHER ACTIONS WITH RESPECT THERETO**

Introduced by: Tracie Tillman

ORDINANCE
3rd Reading

**AMENDING CERTAIN SUBSECTIONS IN SEC. 38-33 IN THE
MICHIGAN CITY MUNICIPAL CODE REGARDING THE REVOLVING
LOAN FUND**

Introduced by: Don Przybylinski

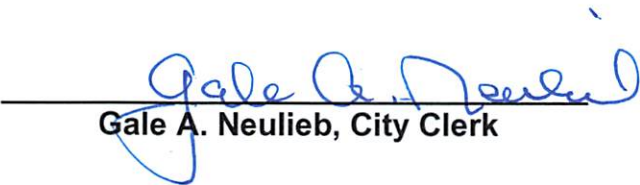
NEW BUSINESS

UNFINISHED BUSINESS

COMMENTS FROM THE PUBLIC

COMMENTS FROM THE COUNCIL

ADJOURNMENT



Gale A. Neulieb, City Clerk

You are invited to a Zoom webinar.

When: **Tuesday, November 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=RXVRUkhobXI2aVE2R1UUR0VEVTI3dz09>

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

MICHIGAN CITY COMMON COUNCIL

RESOLUTION NO. _____

**OPPOSING ANY EFFORT TO CONDUCT MID-DECADE REDISTRICTING OF
INDIANA’S CONGRESSIONAL DISTRICTS OUTSIDE THE CONSTITUTIONALLY
AUTHORIZED TIMEFRAME**

WHEREAS, Indiana Governor Mike Braun has announced his intention to call a special session of the Indiana General Assembly for the purpose of considering a mid-decade redraw of Indiana’s congressional districts; and

WHEREAS, Article 4, Section 5 of the Indiana Constitution sets a decennial schedule for state legislative apportionment, and Indiana Code §§ 3-3-2-1 and 3-3-2-2 require that congressional districts be enacted by law at the first regular session following each federal census, with a limited backup commission only if the General Assembly fails to enact maps on time—thereby establishing a decennial framework for congressional redistricting—so any effort by the Governor to call a special session mid-decade to redraw congressional district maps departs from that framework and invites legal challenge under Indiana’s redistricting scheme; and

WHEREAS, redistricting is fundamentally intended to ensure fair and equal representation based on population (the principle of “one person, one vote”), not to predetermine partisan outcomes – and any mid-decade effort to gerrymander district lines for political gain would violate these core principles of representative democracy; and

WHEREAS, such proposals to remake district maps outside the regular post-census process also violate the spirit of Article 2, Section 1 of the Indiana Constitution, which declares that “All elections shall be free and equal,” by subjecting Hoosier voters to unfair and unequal representation through politically motivated map manipulation; and

WHEREAS, data from recent elections indicate that seven of Indiana’s nine congressional districts are held by Republicans even though only roughly 60% of Indiana voters statewide cast ballots for Republican candidates – a disparity evidencing a lack of proportional representation that would only be exacerbated by any partisan mid-decade redistricting; and

WHEREAS, the Common Council finds that mid-decade redistricting of Indiana’s congressional districts, outside of the constitutionally prescribed interval following the census, would undermine public trust in the electoral process and deprive residents of Michigan City and the State of Indiana of fair and stable representation.

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

1. The City of Michigan City strongly opposes any attempt or proposal to conduct mid-decade redistricting of Indiana’s congressional districts, or any manipulation of district maps outside the constitutionally authorized decennial redistricting timeframe. The Common Council urges that Indiana’s congressional maps remain unchanged until the next round of redistricting after the forthcoming federal census, in accordance with Indiana law and constitutional principles.
2. The Council directs the Clerk to send a certified copy of this resolution to the following:
 - a. Governor Mike Braun

- b. Speaker of the Indiana House Todd Huston
- c. Indiana Senate President Pro Tempore Rodric Bray
- d. State Representative Randy Novak
- e. State Senator Rodney Pol

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

INTRODUCED BY: _____
Greg Coulter, Member
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.

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

MICHIGAN CITY COMMON COUNCIL

ORDINANCE NO. _____

AMENDING THE ZONING MAP OF THE CITY OF MICHIGAN CITY, LAPORTE COUNTY, INDIANA TO REZONE REAL PROPERTY LOCATED at 504 EASTWOOD ROAD FROM THE M2 (HEAVY INDUSTRIAL DISTRICT) ZONING DISTRICT CLASSIFICATION TO R1C (SINGLE FAMILY RESIDENTIAL DISTRICT) ZONING DISTRICT CLASSIFICATION

WHEREAS, on July 15, 2025, Shad Brennan Investing Partnership ("Property Owner" and "Petitioner") filed a Rezoning Application ("Application") and a Petition for Public Hearing (together the "Petition"), with the Plan Commission ("Commission") of the City of Michigan City, LaPorte County, Indiana ("City") to seek an amendment to the Zoning Map of the City for certain real property located at 504 Eastwood Road, with property identification numbers (PIN) of 46-01-24-100-004.000-022 and 46-01-24-100-068.000-022, and as described in Exhibit A attached hereto and referred to as the "Real Estate"; the Petition seeks to rezone said Real Estate from its current M2 (Heavy Industrial District) Zoning District classification to R1C ((Single Family Residential District) Zoning District classifications; and,

WHEREAS, the Plan Commission assigned the Petition filed as Petition No. P-101-25 and scheduled a public hearing on the Petition for September 23, 2025; and,

WHEREAS, the Commission found that the Petitioner properly provided the necessary notice to the persons, organizations, or entities via USPS certified mail/return receipt: (i) who own property within a 300 foot radius of the Real Estate (the "Affected Parties") which the Petitioner requested to be rezoned and (ii) who were required to be given notice of the filing of the Petition pursuant to the Plan Commission's Application for Public Hearing with such notice identifying the date and time of the hearing thereon pursuant to I.C. 5-3-1-1 et seq., upon submission of the Petitioner's Affidavit of Service as notarized and the USPS return receipts; and

WHEREAS, prior to the public hearing, the Commission found that the Petitioner properly gave the necessary notice of the filing of the Petition and of the date and time of the public hearing thereon by publication in the LaPorte Herald-Dispatch on September 6, 2025 in the manner prescribed by the Plan Commission's Application for a Public Hearing and I.C. 5-3-1-1 et seq.; and,

WHEREAS, upon proper notification and publication, the Plan Commission conducted the public hearing on the Petition to rezone the Real Estate pursuant to the Petition, and following said public hearing, determined that an amendment to the Zoning Map is appropriate for the Real Estate as described in Exhibit A to be rezoned from the current M2 zoning classification to R1C zoning classifications, all as permitted by the Joint Zoning Ordinance and

Indiana law; and, on September 13, 2025, the Plan Commission certified the Commission's findings and determinations, including those required by IC 36-7-4-603, and this proposed Ordinance to the City's Common Council with a favorable recommendation for passage; and

WHEREAS, the City Clerk, on behalf of the City's Common Council, provided the necessary public notice of the Council's intention to consider the proposed change to the Zoning Map as required by IC 5-14-1.5-5; and

WHEREAS, the City's Common Council has paid reasonable regard, consideration, and attention to the recommendation of the Plan Commission, to the documentation and other evidence presented to the Common Council regarding the proposed zoning and zoning district classification amendment and change, and to the legal requirements applicable to the Common Council's decision, including, as required by IC 36-7-4-603, the City's comprehensive plan; the current conditions and the character of current structures and uses in each district; the most desirable uses for which the land in each district is adapted; the conservation of property values throughout the City; and responsible development and growth.

NOW, THEREFORE, BE IT ORDAINED by the City of Michigan City Common Council, pursuant to applicable laws, including IC 36-7-4-608, that:

1. The Common Council finds, based on all the evidence presented before it, that:
 - A. The requested amendment to the Zoning Map and the change in zoning district classification for the Real Estate described in Exhibit A is compatible with the City's comprehensive plan, the current conditions and the character of current structures and uses in each district; the most desirable uses for which the land in each district is adapted; the conservation of property values throughout the City; and responsible development and growth; and
 - B. The requested amendment to the Zoning Map and the change in zoning district classification for the Real Estate described in Exhibit A will provide for the most reasonable use of land for which the Real Estate is adapted, and the proposed land use will not have an adverse effect on surrounding land; and
 - C. The amendment to the Zoning Map and the change in zoning district classification for the Real Estate described in Exhibit A will not be injurious or detrimental to the surrounding property values and will further the conservation of property values throughout the City; and
 - D. The amendment to the Zoning Map and the change in zoning district classification for the Real Estate described in Exhibit A will promote orderly and responsible community growth and development and will not adversely affect the community; and

- E. The topography, soil condition, and other physical features of the Real Estate are suitable for the proposed land use and the amendment to the Zoning Map and the change in zoning district classification for the Real Estate described in Exhibit A; and
 - F. The amendment to the Zoning Map and the change in zoning district classification for the Real Estate described in Exhibit A is not "spot zoning" which will confer a special benefit on a relatively small tract without commensurate benefit to the community; and
 - G. The amendment to the Zoning Map and the change in zoning district classification will not disrupt or destroy any official neighborhood plan of the Plan Commission.
 - H. The Common Council finds and determines that it is in the best interests of the City and its citizens that the Common Council accept and approve the recommendation of the Plan Commission that the Petitioner's request for an amendment to the Zoning Map and the change in zoning district classification be approved by the Common Council.
2. The Common Council now adopts, approves and enacts the zoning map change whereby:
- A. The zoning district classification for the Real Estate located in the City of Michigan City, LaPorte County, State of Indiana, commonly known as 504 Eastwood with PINs of 46-01-24-100-004.000-022 and 46-01-24-100-068.000-022, is hereby changed from its current M2 zoning district classification to R1C zoning district classifications.
 - B. The official Zoning Map of the City is hereby amended to reflect this change in the zoning district classification for the Real Estate; and the amended zoning map shall hereafter be available in the office of the Plan Commission and the City Clerk for public inspection, review and copying.
 - C. The City Clerk shall furnish a certified copy of this Ordinance to the LaPorte County Recorder and require that the same be placed of record in the records of the Recorder's Office.

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

INTRODUCED BY:

Bryant Dabney, 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

EXHIBIT A
Ordinance No. _____
Legal Description

Parcel I: Part of the South 1/2 of the Southwest 1/4 of the Northwest 1/4 of Section 24, Township 38 North, Range 4 West of the 2nd Principal Meridian, LaPorte County, Indiana, being more particularly described as follows: Commencing at the West 1/4 corner of said Section 24, for the place of beginning; thence Northerly along the West line of said Section 24, a distance of 467.17 feet to a point; thence Easterly parallel with the East and West centerline of said Section 24, a distance of 467.17 feet to a point; thence Southerly parallel with the West line of said Section 24, a distance of 467.17 feet to a point on the East and West centerline of said Section 24; thence Westerly along said East and West centerline, a distance of 467.17 feet to the place of beginning.

Parcel II: The South 1/2 of the Southwest 1/4 of the Northwest 1/4 of Section 24, Township 38 North, Range 4 West of the 2nd Principal Meridian, LaPorte County, Indiana.

EXCEPT THEREFROM THE FOLLOWING DESCRIBED PARCEL:

Part of the South 1/2 of the Southwest 1/4 of the Northwest 1/4 of Section 24, Township 38 North, Range 4 West of the 2nd Principal Meridian, LaPorte County, Indiana, being more particularly described as follows: Commencing at the West 1/4 corner of said Section 24, for the place of beginning; thence Northerly along the West line of said Section 24, a distance of 467.17 feet to a point; thence Easterly parallel with the East and West centerline of said Section 24, a distance of 467.17 feet to a point; thence Southerly parallel with the West line of said Section 24, a distance of 467.17 feet to a point on the East and West centerline of said Section 24; thence Westerly along said East and West centerline, a distance of 467.17 feet to the place of beginning.

MICHIGAN CITY COMMON COUNCIL

ORDINANCE NO. _____

**CREATING SEC. 78-7 IN THE MICHIGAN CITY MUNICIPAL CODE TO PROHIBIT
SMOKING WITHIN (20) TWENTY FEET FROM THE PUBLIC ENTRANCEWAYS OF
MICHIGAN CITY GOVERNMENT BUILDINGS**

WHEREAS, the State of Indiana has enacted certain smoking bans and regulations under I.C. 7.1-15-12, including a ban prohibiting smoking within eight (8) feet of a public entranceway (see I.C. 7.1-15-12-4(a)(4)); and

WHEREAS, State law also provides that a municipality may adopt more stringent regulations (see I.C. 7.1-15-12-13(a)); and

WHEREAS, the City reasonably believes it to be in the best interest of the public and City employees based upon public health and welfare to prohibit smoking within twenty (20) feet of the entranceway of all City-owned buildings, and include electronic cigarettes, vaporizes and vapor products in the definition of smoking.

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

1. Sec. 78-7 is hereby created in Chapter 78 of the Michigan City Municipal Code and shall read as follows:

Sec. 78-7. No Smoking Within Twenty (20) Feet of Entranceway of City-Owned Building.

(a). Definitions:

- (1) *Smoking* is hereby defined as the following:

(a.) I.C. 7.1-15-12-3, as the same may be amended, which states:

- (1). The carrying or holding of a lighted cigarette, cigar, or pipe or any other lighted tobacco smoking equipment; or
- (2). The inhalation or exhalation of smoke from lighted tobacco smoking equipment.

- (b) It shall also include vaping, which means the process of inhalation and exhalation of electronic cigarettes, electronic water pipes, or vaporizers.

- (2) *Electronic Cigarette* means a device that is capable of providing an inhalable dose of nicotine or any other substance intended for human consumption by delivering a vaporized solution that can be used by a person to simulate smoking through inhalation of vapor or aerosol from the device. The term includes the components and cartridges.

- (3) *Electronic Water Pipe* means a device that is capable of providing an inhalable dose of nicotine or any other substance through water intended for human consumption by delivering a vaporized solution that can be used by a person to simulate smoking through inhalation of vapor or aerosol from the device.

- (4) *Vaporizers* means a device like an electronic cigarette that is used to inhale e-liquid, which is a substance that may or may not contain nicotine and is intended to be vaporized and inhaled using a vapor product.

- (b). Smoking is hereby prohibited within twenty (20) feet of the entranceway of City-owned building.

- (b). The City administration shall amend any and all employee policy and procedure manuals to reflect such prohibition and post the necessary signage reflecting the same at each public entranceway of each City-owned building.

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

INTRODUCED BY: _____
Don Przybylinski, Member
Michigan City Common Council

Vidya Kora, Member
Michigan City Common Council

Greg Coulter, Member
Michigan City Common Council

Tim Bietry, 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

ORDINANCE NO. _____

**RATIFYING AND REAFFIRMING CERTAIN FINDINGS, DETERMINATIONS AND
DESIGNATIONS IN ORDINANCE NO. 4771 REGARDING THE ESTABLISHMENT
OF AN ECONOMIC IMPROVEMENT DISTRICT AND AUTHORIZING AND
APPROVING OTHER ACTIONS WITH RESPECT THERETO**

WHEREAS, the Common Council of the City of Michigan City, Indiana (the “Common Council”), adopted Ordinance No. 4771 on August 4, 2025 (the “EID Ordinance”), establishing an economic improvement district pursuant to Indiana Code 36-7-22 (the “Act”) designated as the “SOLA Michigan City Economic Improvement District” (the “District”) to facilitate additional privately funded debt financing for a multi-story mixed use project including a hotel, a parking structure residential and retail amenities (collectively, the “Project”) to be undertaken by YAB Development Partners, LLC or its designee (the “Developer”); and

WHEREAS, prior to adoption of the EID Ordinance, a petition dated as of July 8, 2025, requesting the establishment of the District (the “Petition”) was filed with the Common Council, and a copy of the Petition was attached to the EID Ordinance as Appendix A; and

WHEREAS, pursuant to the Act, the Petition was signed by certain owners of real property in the proposed District (as defined in the Petition, the “Petitioners”); and

WHEREAS, due to a scrivener’s error, the Petition erroneously listed Petitioner 1 (as defined in the Petition) as Lakefront LLC and erroneously listed Lakefront LLC as the owner of the Petitioner 1 Land (as defined in the Petition) in the District; and

WHEREAS, the true and correct name of Petitioner 1 is MC Lakefront LLC (“MC Lakefront LLC”) and MC Lakefront LLC is the owner of the Petitioner 1 Land in the District; and

WHEREAS, except for the incorrect name of Petitioner 1, all other information regarding Petitioner 1 contained in the Petition was correct and accurate with respect to MC Lakefront LLC, and the common address, mailing address and authorized representative of Petitioner 1 listed in the Petition are the correct and accurate common address, mailing address and authorized representative of MC Lakefront LLC; and

WHEREAS, the authorized representative of MC Lakefront LLC has executed a scrivener’s error affidavit, attached hereto as Exhibit A, deposing and stating that (i) the Petition erroneously listed Lakefront LLC as Petitioner 1 and erroneously listed Lakefront LLC as the owner of the Petitioner 1 Land, (ii) the correct name of Petitioner 1 is MC Lakefront LLC, (iii) MC Lakefront LLC is the owner of the Petitioner 1 Land in the District, and (iv) such authorized representative executed the Petition on behalf of MC Lakefront LLC and the listing of Lakefront LLC in the Petition as Petitioner 1 was a scrivener’s error; and

WHEREAS, in order to acknowledge the scrivener’s error in the Petition attached as Appendix A to the EID Ordinance and acknowledge and accept the scrivener’s error affidavit correcting the scrivener’s error, this Common Council now desires to ratify and reaffirm the findings, determinations and designations in the EID Ordinance as set forth below;

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

Section 1. The recitals set forth above are incorporated herein and approved as if set forth herein.

Section 2. The Common Council hereby acknowledges the scrivener's error in the Petition attached as Appendix A to the EID Ordinance and acknowledges and accepts the scrivener's error affidavit attached hereto as Exhibit A correcting the scrivener's error.

Section 3. The Common Council hereby acknowledges MC Lakefront LLC as the true and correct name of Petitioner 1 and as the true and correct owner of the Petitioner 1 Land in the District. The Common Council ratifies and reaffirms all findings, determinations, and designations in the EID Ordinance relating to the Petition with respect to Petitioner 1 recognizing MC Lakefront LLC as the true and correct name of Petitioner 1 and the true and correct owner of the Petitioner 1 Land in the District.

Section 4. With the acknowledgement of the scrivener's error, the Common Council reaffirms the EID Ordinance, and the EID Ordinance shall remain in full force and effect and all terms, conditions and provisions of the EID Ordinance, are hereby ratified and affirmed.

Section 5. This Ordinance shall be in full force and effect upon adoption and compliance with Indiana Code 36-4-6.

This Ordinance to be effective upon passage by the Council and 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 by a vote of ____ to ____.

Tracie Tillman, President
Michigan City Common Council

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

ATTEST:

Angie Nelson Deutch, Mayor
City of Michigan City, Indiana

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

EXHIBIT A

Scrivener's Error Affidavit

(Attached).

MICHIGAN CITY COMMON COUNCIL

ORDINANCE NO. _____

**AMENDING CERTAIN SUBSECTIONS IN SEC. 38-33 IN THE MICHIGAN CITY
MUNICIPAL CODE REGARDING THE REVOLVING LOAN FUND**

WHEREAS, the need exists to amend the Revolving Loan Fund to allow the Fund to also be used to pay the City's annual contract with the Michigan City Economic Development Corporation and be used as a local match and/or local corporate match incentive for businesses seeking to donate to the City's park and recreational capital projects or beautification projects, including but not limited to the proposed destination playground in Fedder's Alley; and

WHEREAS, the City's Revolving Loan Fund Committee has recently met and supports the additional permissible uses of said Fund; and

WHEREAS, the Common Council desires to amend the Revolving Fund to allow for the additional permissible uses of Fund.

THEREFORE, BE IT ORDAINED by the Common Council for the City of Michigan City, Indiana that the following subsections of Sec. 38-33 in the Michigan City Municipal Code are hereby amended as follows:

1. Subsection (1) shall now read:

Goal. Stabilize and expand the employment base and economy of Michigan City through retention and attraction of primary employment and encourage economic growth in the City.

2. Subsection (4)(a) shall now read:

Loans to businesses for new investments in capital assets and operating capital for the following:

3. Subsubsections (d), (e), and (f) shall be added to Subsection (4) and shall read as follows:

- d. Fund may be used to pay the City's annual contract with the Michigan City Economic Development Corporation.
- e. Fund may be used as a local match for park and recreational capital projects and/or beautification projects, which shall include but not be limited to the proposed destination playground project in Fedder's Alley
- f. Fund may be used as an incentive as a corporate match for businesses donating funding toward park and recreational capital and beautification projects, which shall include but not be limited to the proposed destination playground project in Fedder's Alley.

4. The first sentence of Subsection (5) shall read as follows:

Terms if Funds Used for Loan Program.

5. The first sentence of Subsection (6) shall read as follows:

Requirements if Funds Used for a Loan Program.

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

INTRODUCED BY: _____
Don Przybylinski, 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