



FILED

JUL 30 2026

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

A G E N D A
COMMON COUNCIL – IN PERSON - REGULAR MEETING
WEDNESDAY, August 5, 2026

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) July 21, 2026

REPORTS OF STANDING COMMITTEES

FINANCE COMMITTEE MEETING

CLAIMS DOCKET

August 5, 2026

Fund #2235 – Riverboat – Claims -	\$	0.00
EFT	\$	0.00
Rainy Day (Fund 2236)	\$	0.00
Rainy Day EFT	\$	1,836.39
Fund #2504 – Boyd Development -	\$	0.00

TOTAL CLAIMS	\$	1,836.39
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REPORTS FROM BOARDS AND COMMISSIONS

REPORTS OF SPECIAL or SELECT COMMITTEES

REPORTS FROM MAYOR OR OTHER CITY OFFICERS AND DEPARTMENTS

PETITIONS

Petition of Peter Edmund Razma to VACATE A PORTION OF A PUBLIC ROAD (LAKE HILLS ROAD) IN THE CITY OF MICHIGAN CITY LOCATED BETWEEN LORAN ROAD TO THE WEST AND THE BEACHWALK DEVELOPMENT TO THE EAST

COMMUNICATIONS

Correspondence was received in the Clerk's Office on July 30, 2026, from CJ Alexander, regarding false allegations against him.

Correspondence was received in the Clerk's Office on July 28, 2026, from Steve Coyle regarding his concerns with the Google Data Center expansion located at 402 Royal Road.

RESOLUTIONS

A RESOLUTION OF THE COMMON COUNCIL OF MICHIGAN CITY, INDIANA URGING THAT THE COSTS OF ENHANCED ELECTRIC INFRASTRUCTURE BE BORNE BY THE BENEFITING DEVELOPERS RATHER THAN PASSED ON TO THE RESIDENTIAL OR SMALL BUSINESS UTILITY RATEPAYERS.

Introduced by: Dr. Vidya Kora

RESOLUTION

APPROVING AND AUTHORIZING THE 2026 UNION CONTRACT BETWEEN THE MICHIGAN CITY FIREFIGHTERS LOCAL #475 AND THE CITY OF MICHIGAN CITY, INDIANA

**Introduced by: Greg Coulter
Don Przybylinski
Joseph Nelson**

NOTE: Exhibit "A" has not been received

Note: This proposed resolution was TABLED at the July 21, 2026, Council meeting until August 5, 2026, Council meeting.

ORDINANCES

ORDINANCE
1st Reading **APPROVING ADDITIONAL APPROPRIATION IN THE BUDGET OF THE TREE VIOLATIONS FUND FOR THE PURCHASE OF MATERIALS FOR THE RESTORATION OF CITY PARKWAYS (a/k/a: CITY TREE LAWNS)**

Introduced by: Nancy Moldenhauer

(DECREASE Account #2249 Unappropriated balance \$30,000.00
INCREASE ACCOUNT# 2249.000.439.090 \$30,000.00
Other Services & Charges – Other Contractual Services)

ORDINANCE
1st Reading **AN ORDINANCE VACATING A PORTION OF A PUBLIC ROAD (LAKE HILLS ROAD) IN THE CITY OF MICHIGAN CITY LOCATED BETWEEN LORAN ROAD TO THE WEST AND THE BEACHWALK DEVELOPMENT TO THE EAST**

Introduced by: Don Przybylinski
Greg Coulter

ORDINANCE
2nd Reading **AMENDING THE SCHEDULE OF RATES AND CHARGES COLLECTED BY THE CITY OF MICHIGAN CITY, INDIANA FROM THE OWNERS OF PROPERTY SERVED BY THE MICHIGAN CITY SANITARY DISTRICT AND OTHER MATTERS CONNECTED THEREWITH**

Introduced by: Don Przybylinski
Bryant Dabney
Greg Coulter

**ORDINANCE
2nd Reading**

**AMENDING SEC. 54-153(2), SEC. 70-103(A), AND SEC. 54-157(D) OF
THE MICHIGAN CITY MUNICIPAL CODE TO COMPLY WITH MINIMUM
AGE REQUIREMENTS FOR FIRE AND POLICE APPLICANTS AS SET
FORTH IN I.C. 36-8-3.5-12(a) AND I.C. 36-8-4.7-5**

Introduced by: Daisy Lee

NEW BUSINESS

President Tillman is requesting to change the Tuesday, November 3rd, 2026 regular scheduled council meeting at 6:30 p.m. to be held on Wednesday, November 4, 2026 at 6:30 p.m. due to the "Election Day".

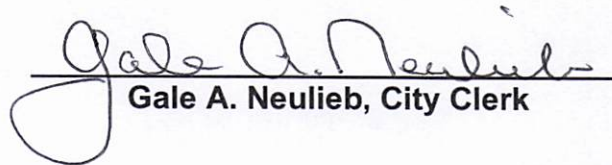
FYI: The Council has one (1) appointment to the Veterans Commission due to Keith Devereaux resignation on July 30, 2026 (term will begin Immediately and expire 12/31/26)

UNFINISHED BUSINESS

COMMENTS FROM THE PUBLIC

COMMENTS FROM THE COUNCIL

ADJOURNMENT



Gale A. Neulieb, City Clerk

You are invited to a Zoom webinar.

When: Wednesday, August 5, 2026, 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:

Agenda August 5, 2026

Posted July 31, 2026

STATE OF INDIANA
COUNTY OF LAPORTE

BEFORE THE COMMON COUNCIL OF THE
CITY OF MICHIGAN CITY

PETITION

OF

Peter Edmund Razma

TO

FILED

JUL 28 2026

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

**VACATE A PORTION OF A PUBLIC ROAD (LAKE HILLS ROAD)
IN THE CITY OF MICHIGAN CITY LOCATED BETWEEN LORAN ROAD TO
THE WEST AND THE BEACHWALK DEVELOPMENT TO THE EAST**

Comes now your Petitioner, Peter Edmund Razma, by counsel, Barry F. McDonnell, and petitions the Common Council of the City of Michigan City, in the State of Indiana, to vacate a portion of a public road (Lake Hills Road) located between Loran Road to the West and the Beachwalk development to the East, and represents and shows to the Common Council the following:

1. The Petitioner is the owner of the following described real estate located in the City of Michigan City, LaPorte County, Indiana, commonly known as 240 Loran Road, Michigan City, Indiana, (Parcel No: 46-01-21-458-002.000-022) (the "Property"):

See Exhibit "A" attached hereto and incorporated herein by reference.
2. There presently exists an unimproved portion of Lake Hills Road which borders the Property to the North.
3. The Petitioner seeks to vacate that portion of the public road as highlighted on Exhibit "B" attached hereto and incorporated herein by reference and identified on the drawing and corresponding legal description.
4. The Petitioner is willing, if necessary, to grant new utility easements to the City of Michigan City for the use and benefit of the Michigan City Department of Water Works and the Michigan City Sanitary District to allow for any existing utilities which may be located within the requested vacated portion of the road.

5. The Petitioner represents that the portion of public road sought to be vacated is contiguous to or lying within the Property which the Petitioner owns as set forth in Paragraph 1 above.
6. The names and addresses of all owners of land that abut the portion of public road proposed to be vacated are as follows:

Kelly Racek a/k/a Kelly G. Racek
302 Loran Road
Michigan City, Indiana 46360
(Parcel No: 46-01-21-454-002.000-022)

Mailing address:

302 Loran Road
Michigan City, Indiana 46360

7. The Petitioner (or the City Clerk's Office) shall give notice of a public hearing before the Common Council by certified mail to the owners listed in the immediately preceding paragraph pursuant to IC 36-7-3-12(c)(2).
8. The circumstances of the case and the reasons for this proposed vacation are as follows:

The portion of the road sought to be vacated dead ends at the Western border of Beachwalk, which is served by private roadways and will never serve, therefore, as an access to Beachwalk and in fact is blocked by a fence line on the Eastern edge of the portion of Lake Hills Road Petitioner seeks to vacate.
9. The vacation sought hereunder would not hinder the growth or development of the City or the neighborhood in which it is located or to which it is contiguous.
10. This vacation would not make access to the lands of any person by means of a public way difficult or inconvenient.
11. This vacation would not hinder public access to a church, school, or other public building or place.
12. This vacation would not hinder the use of any public way by the neighborhood in which it is located or to which it is contiguous.
13. Petitioner has paid the filing fee required by the City, if any, and agrees to pay, if requested, prior to the public hearing, the cost of providing notice in the manner prescribed in I.C. 5-3-1 by publication in a newspaper of general circulation in LaPorte County, namely, the LaPorte County Herald Dispatch, and individual notice to each owner of land that abuts the proposed portion of public road to be vacated by certified mail.

14. The Petitioner acknowledges that the vacation of the portion of the public road will not deprive any public utility of the use of all or part of the road to be vacated, if at the time that proceedings for vacation are instituted, such utility is occupying or using all or a part of the subject road for the location or operation of its facilities, all as contemplated by I.C. 36-7-3-16(b), and as specifically outlined in Paragraph 4 herein.

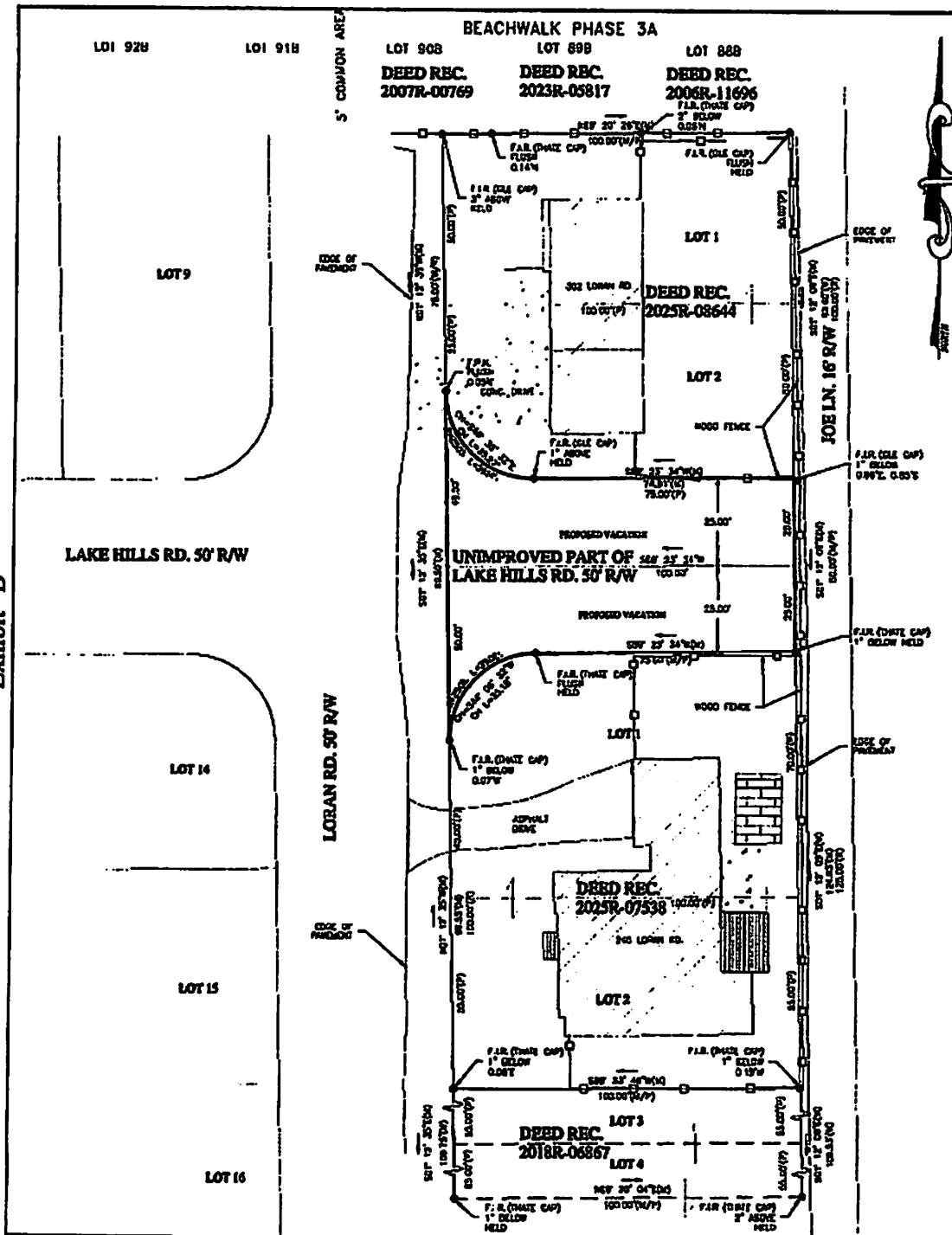
WHEREFORE, your Petitioner, Peter Edmund Razma, requests that the Common Council of the City of Michigan City hold a public hearing as required by I.C. 36-7-3-12, and after all interested parties have been heard, duly pass an ordinance vacating the above-described portion of the public road.

Respectfully submitted this ____ day of July, 2026.

By: /s/ Barry F. McDonnell
BARRY F. McDONNELL (#16123-53)
Attorney at Law
601 Franklin Street, Suite 200
Michigan City, Indiana 46360
Attorney for Petitioner
Telephone No: (219) 874-4276
Email: bfmesquire@comcast.net

Exhibit "A"

Lots Numbered 1 and 2 in Block 7 in Lake Hills Second Subdivision, of the City of Michigan City, as per plat thereof, recorded in Plat Book 11, pages 34 and 35 in the Office of the Recorder of LaPorte County, Indiana.



Subject: Maths

THE PURPOSE OF THIS SURVEY IS TO RETRACE THE UNDEVELOPED PORTION OF LAKE HILLS ROAD LYING BETWEEN LOT 2, BLOCK 11 AND LOT 1, BLOCK 7 IN LAKE HILLS SECOND EIGHTEEN IN PLAT BOOK 11, PAGE 34 AND 35 IN THE OFFICE OF THE RECORDER OF LAUREL COUNTY, FLORIDA.

THE THEORY OF THE SURVEY WAS BASED ON FOUND MONUMENTS IN THE FIELD THAT MATCHED THE PLAT RECORD. THE BOUNDARY LINES WERE ESTABLISHED BASED ON SAID SURVEYING AS WELL AS THE ORDERS FOR THE ADJORNMENT DATED NOV. 22, 1904-07, AND 2004-02, IN THE OFFICE OF THE RECORDER OF LAPORE COUNTY, INDIANA.

THE DATE OF PLANTING WAS DATED IN : ONE.

THIS SURVEY IS KNOWN TO BE ALONGSIDE RELATIVE POSITIVE ACCURACY FOR SURVEYING PURPOSES, WHICH IS 0.15" (3.8 MILLIMETERS) PLUS 100 PARTS PER MILLION.

LAST DATE OF FIELD WORK: 12th APRIL 2021

DEGREE OF INFLUENCE IS AS FOLLOWS :

DUE TO VARIANCES IN REFERENCE MEASUREMENTS: FIELD EXISTING
 MONUMENTS SEE MEASURED AND PLATTED DIMENSIONS ON DRAWING.

DUE TO POSSESSION LINE SEE WOOD FENCE ALONG LOT LINE

DUE TO DISCREPANCIES IN ORIGINAL ORDER: NONE

NOTICE OF THE APPROXIMATE LOCATION OF LAKE HILLS LOT 1, BLOCK 2, THE SOUTH HALF OF THE UNDIVIDED PART OF LAKE HILLS ROAD, AND BEING BOUNDED ON THE NORTH BY LOT 1, BLOCK 11, THE SOUTH BY LOT 1, BLOCK 2, AND THE WEST BY THE EAST RIGHT-OF-WAY LINE OF LORAIN ROAD ON LAKE HILLS SECOND SUBDIVISION IN PLAT BOOK 17, PAGES 34 AND 35, AND BOUNDED ON THE EAST BY THE WEST RIGHT-OF-WAY LINE OF JOE LAKE IN CARSON PARK, RECORDED ON DOCUMENT NUMBER 8008-14877 IN THE OFFICE OF THE RECORDER OF LAPORE COUNTY, NEBRASKA AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING AT AN IRON ROD AT THE EASTWEST CORNER OF LOT 1, BLOCK 7 IN LAKE KALLS SEVERE SUBDIVISION IN PLAT BOOK 11, PAGES 24 AND 25 IN THE OFFICE OF THE REGISTER OF LAPEER COUNTY, MICHIGAN; THENCE S89°22'40" E, ALONG THE NORTH LINE OF SAID LOT 1 AND THE SOUTH RIGHT-OF-WAY LINE OF SAID UNIMPROVED LAKE KALLS ROAD, A DISTANCE OF 75.00'; TO AN IRON ROD AND A CURVE TO THE LEFT HAVING A RADIUS OF 23.00', A CHORD BEARING BY BACKSIGHT, S89°22'40" E, DIVIDED (LENGTH OF 20.44); THENCE ALONG SAID CURVE, A DISTANCE OF 25.00'; TO AN IRON ROD; THENCE S89°22'40" E, ALONG THE SOUTH RIGHT-OF-WAY LINE OF SAID UNIMPROVED LAKE KALLS ROAD, A DISTANCE OF 50.00'; TO A POINT ON THE CENTERLINE OF SAID LAKE KALLS ROAD; THENCE S89°22'40" E, A DISTANCE OF 100.00'; TO A POINT ON THE WEST RIGHT-OF-WAY LINE OF JOE LAKE; THENCE S89°22'40" E, A DISTANCE OF 100.00'; TO A POINT ON THE WEST RIGHT-OF-WAY LINE OF JOE LAKE, A DISTANCE OF 23.00'; TO THE POINT OF BEGINNING.

DECEASED LATE, FURNISHED LOCATION OF LAKE HILLS IN LOT 2, BLOCK 33. THE NORTH HALF OF THE UNDIVIDED PART OF LAKE HILLS BOUND ON THE NORTH BY LOT 9 IN BLOCK 11, THE SOUTH BY LOT 4, BLOCK 7, AND THE WEST BY THE EAST RIGHT-OF-WAY LINE OF LOWAN ROAD IN LAKE HILLS. THE EAST RIGHT-OF-WAY LINE OF LAKE HILLS BOUND ON THE EAST BY THE WEST RIGHT-OF-WAY LINE OF LAKE LANE IN GARDEN PARK (RECORDED IN DOCUMENTS PUBLISHED 1907-1907) IN THE OFFICE OF THE RECORDER OF LAPEL CO., IOWA, AND CROSSING PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING AT AN IRON PILE AT THE SOUTHWEST CORNER OF LOT 2, BLOCK 11 IN LAKE HILLS; CROSSING BURBANK ON PLAN 200-11, PILES 18 AND 23 IN THE OFFICE OF THE RECORDER OF LAPEL CO., IOWA; THENCE SOUTHWEST ALONG THE WEST RIGHT-OF-WAY LINE OF SAID LAKE HILLS TO A POINT ON THE CORNER OF SAID BURBANK AND LAKE HILLS; THENCE SOUTHWEST ALONG SAID CORNER OF SAID BURBANK AND LAKE HILLS A DISTANCE OF 100.00 FT. TO A POINT ON THE EAST RIGHT-OF-WAY LINE OF SAID LOWAN ROAD; THENCE NORTHWEST ALONG SAID EAST RIGHT-OF-WAY LINE A DISTANCE OF 60.00 FT. TO A CURVE TO THE LEFT HAVING A RADIUS OF 33.00 FT., A CURVE BEARING S45°25'32"E, AND A CHORD LENGTH OF 73.81 FT.; THENCE ALONG SAID CURVE A DISTANCE OF 20.14 FT. TO AN IRON BORN ON THE SOUTH LINE OF SAID CURVE; THENCE NORTHWEST ALONG SAID SOUTH LINE OF LOT 2 IN BLOCK 11, A DISTANCE OF 74.81 FT. TO A POINT OF BEGINNING.

STAY STAY STAY

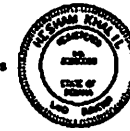
-  SECTION CORNER
 SET MONUMENT
 COM. P/LN MONUMENT
 LIGHT POLE
 WAREHOUSE
 AIR CONDITONER
 ENGINEER
 HANDICAP SIGN
 UTILITY POLE
 CONC. POST
 LARGE BALLGARD SIGN
 NO PARKING AREA
 ELECTRIC LINE
 GAS LINE
 CHAIN LINK FENCE
 WOOD FENCE
 BUILDING
 CONC. AREA
 PAVED AREA

STANDARD OPERATIONS

- | | |
|---------|----------------|
| Y | TOWN/ZIP |
| SEC | RANGE |
| S.E.A. | SECTION |
| S.A. | SET FROM ROD |
| F.P. | SET SMALL HOLE |
| F.R. | FOUR FROM PW |
| R.U.L. | FOUR FROM RW |
| M | RAILROAD-DE |
| R | MEASURED |
| E/D | MEASURED |
| N | RIGHT-OF-WAY |
| S.A. | LAST |
| P.L. | WEST |
| PRIV. | SHARING LINE |
| CLD. | PROPERTY LINE |
| PROP. | PROXIOUS |
| N | BUILDING |
| PP | PROPERTY |
| ELEV | NOISE |
| FT | SOUND |
| HZ | FINISHED FLOOR |
| 20 FT. | ELEVATION |
| APPROX. | FIXT |
| APPROX. | HEIGHT |
| CLD. | SQUARE FOOT |
| UP | APPROXIMATELY |
| CLD. | OCCLUDE |
| UP | APPROX. |
| | ELECTRIC |
| | UTILITY POLE |

STATE OF MICHIGAN
COUNTY OF LANSING
THIS IS TO CERTIFY THAT I HAVE SUBMITTED THE PROPERTY
ADDRESS AND THAT THIS PLAT REPRESENTS THE
SURVEY.
WITNESSED BY HAND AND SEAL THIS 13TH DAY OF APRIL 2025
REC-666 00001
REC. PROT. L.S. NO. 2000000000

STATE OF PENNSYLVANIA BY John K. Kistler



GRAPHIC SCALE



(26 PAGES)
1. 2000 - 2001

BOUNDARY SURVEY

GLOBAL
Only a few
companies can
offer the
best of both
worlds. We can.

[illegible]

AS SHOWN	DATE	APR 15, 2026
ANY	ANY	ANY
15	15	15

240 AND 302 LORAIN RD.
PETER RAJWA 240 LORAIN RD.
AND
KELLY RAGER 302 LORAIN RD.
NICHOLAN CITY, IN 46330

S1

MICHIGAN CITY COMMON COUNCIL

RESOLUTION NO. _____

**A RESOLUTION OF THE COMMON COUNCIL OF MICHIGAN CITY, INDIANA
URGING THAT THE COSTS OF ENHANCED ELECTRIC INFRASTRUCTURE BE
BORNE BY THE BENEFITING DEVELOPERS RATHER THAN PASSED ON TO THE
RESIDENTIAL OR SMALL BUSINESS UTILITY RATEPAYERS.**

WHEREAS, the City of Michigan City is an Indiana Municipal Corporation, governed by its duly elected Mayor and the Michigan City Common Council (hereinafter sometimes referred to as the “Common Council”); and

WHEREAS, reliable and up-to-date electric infrastructure is essential to the economic health, safety, and efficiency of the residents and businesses of Michigan City; and

WHEREAS, significant investments in electric transmission, distribution, substations, and related infrastructure may be required to accommodate new large-scale commercial, industrial, manufacturing, and technological developments in Michigan City; and

WHEREAS, residential constituents of Michigan City such as working families, individuals, and senior citizens, as well as schools, nonprofit organizations, and small businesses are already experiencing increased utility costs which place substantial financial burdens on household and business budgets; and

WHEREAS, the Michigan City Common Council believes that constituents who do not directly benefit from extraordinary infrastructure expansions should not be required to subsidize the cost of infrastructure enhancement through increased utility rates; and

WHEREAS, the Common Council finds that the costs associated with enhanced electric infrastructure necessary to serve any potential new electrical demands should, whenever legally permissible, be borne by the utility company, the developer, or the customer creating the additional demand, rather than by existing residential and small commercial ratepayers; and

WHEREAS, achieving such financial protection for its constituents will require action by Indiana state and federally elected officials, regulatory agencies, and other relevant governmental authorities.

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

1. The Common Council declares its support for policies that protect residential consumers and small business utility ratepayers from bearing the costs of enhanced electric infrastructure constructed primarily to serve new augmented electric loads.
2. The Common Council respectfully urges the Indiana General Assembly to enact legislation requiring that the costs of new electric transmission, distribution, generation interconnections, and other enhanced infrastructure built to accommodate new, increased electrical demands be allocated to the benefiting utility, developer, or end user rather than to existing residential and small-business constituents, except where otherwise required by federal law.
3. The Common Council further urges the Indiana Congressional Delegation and the U.S. Congress to enact federal legislation that supports the equitable cost allocation for electric infrastructure improvements and protects consumers from significant utility rate increases.

4. The Common Council also respectfully requests that the Governor of Indiana, the Indiana Utility Regulatory Commission (IURC), the Indiana Office of the Utility Consumer Counselor (OUCC), and the Federal Energy Regulatory Commission (FERC) adopt or support policies consistent with the principles expressed in this Resolution.
5. Accordingly, the Clerk of the Common Council is respectfully directed to transmit certified copies of this Resolution to: the members of the Indiana General Assembly representing Michigan City, the President Pro Tempore of the Indiana Senate, the Speaker of the House of the Indiana House of Representatives, Indiana's United States Senators, the Member of Congress representing Michigan City, the Indiana Utility Regulatory Commission (IURC), the Indiana Office of the Utility Consumer Counselor (OUCC), and the Federal Energy Regulatory Commission (FERC).

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

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

Passed by the Common Council of the City of Michigan City, Indiana this ____ day of August, ____ 2026.

Tracie Tillman, President
Michigan City Common Council

Approved/Vetoed (*circle appropriate action*) by me, this ____ day of August, 2026.

Angie Nelson Deutch, Mayor
Michigan City, Indiana

ATTEST:

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

MICHIGAN CITY COMMON COUNCIL

RESOLUTION _____

APPROVING AND AUTHORIZING THE 2026 UNION CONTRACT BETWEEN THE
MICHIGAN CITY FIREFIGHTERS LOCAL #475 AND THE CITY OF MICHIGAN CITY,
INDIANA

WHEREAS, there is a labor agreement currently in effect between the Michigan City Firefighters Local #475 and the City of Michigan City; and

WHEREAS, pursuant to I.C. 36-8-3-3, the Common Council is vested with the authority of establishing the compensation for members in the Michigan City Fire Department; and

WHEREAS, there have been successful negotiations between the Labor Relations Committee of the Common Council and the Michigan City Firefighters Local #475 to formulate certain changes and modifications in wages and language to the labor relations contract all of which have been incorporated into the contract which is attached hereto as “**Exhibit A**,” and

WHEREAS, the Labor Relations Committee recommends that the Common Council approve and authorize the 2026 contract attached hereto as “**Exhibit A**.”

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

(1.) The aforementioned “whereas” paragraphs are hereby incorporated as though fully set forth in these resolving clauses.

(2.) The Common Council hereby approves the financial terms of the 2026 Union Contract between the Michigan City Firefighters Local #475 and the City of Michigan City, Indiana, which is attached hereto as “**Exhibit A**.”

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

Joseph Nelson, Member
Michigan City Common Council

Passed by the Common Council of the City of Michigan City, Indiana, this _____ day of _____, 2026 by a vote of _____ to _____.

Tracie Tillman, President
Michigan City Common Council

Veto / Approved (*circle action taken*) by me, this _____ day of _____, 2026.

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
TREE VIOLATIONS FUND FOR THE PURCHASE OF MATERIALS FOR THE
RESTORATION OF CITY PARKWAYS (a/k/a: CITY TREE LAWNS)

WHEREAS, numerous trees throughout the City have been removed as a result of the federal tree grant the City was previously awarded; and

WHEREAS, the need exists to restore the City parkways/tree lawns with grass seed and straw where said trees have been removed; and

WHEREAS, the City Controller has determined that sufficient unappropriated funds are available in the Tree Violations Fund #2249 to be appropriated for the purpose of purchasing materials, more specifically seed and straw, to restore said City parkways/tree lawns.

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 Account #2249 Unappropriated balance	\$30,000.00	
INCREASE ACCOUNT# 2249.000.439.090 Other Services & Charges – Other Contractual Services		\$30,000.00
TOTAL FOR FUND	\$30,000.00	

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: _____
Nancy Moldenhauer, Member
Michigan City Common Council

Passed by the Common Council of the City of Michigan City, Indiana, this _____
day of _____, 2026 by a vote of _____ to _____.

Tracie Tillman, President
Michigan City Common Council

Approved/Vetoed (circle appropriate action) by me, this _____ day of _____
_____, 2026.

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 VACATING A PORTION OF A PUBLIC ROAD (LAKE HILLS ROAD) IN THE CITY OF MICHIGAN CITY LOCATED BETWEEN LORAN ROAD TO THE WEST AND THE BEACHWALK DEVELOPMENT TO THE EAST

WHEREAS, Peter Edmund Razma, (the “Petitioner”) is the owner of certain real estate located within the City of Michigan City, Indiana, commonly known as 240 Loran Road, Michigan City, Indiana, (Parcel No: 46-01-21-458-002.000-022) (the “Property”), more particularly described as follows:

See Exhibit “A” attached hereto and incorporated
herein by reference;

WHEREAS, the Petitioner has petitioned the Common Council of the City of Michigan City, Indiana for the vacation of a portion of Lake Hills Road which borders the Property to the North, more particularly shown and described as follows:

See Exhibit “B” attached hereto and incorporated
herein by reference;

WHEREAS, the City Clerk for the City of Michigan City, Indiana caused to be mailed on the 29th day of July, 2026, via United States Postal Service, certified mail, return receipt requested, notice of the consideration of its Petition before the Common Council of

the City of Michigan City for the vacation to the following abutting property owners of the Property:

Kelly Racek a/k/a Kelly G. Racek
302 Loran Road
Michigan City, Indiana 46360
(Parcel No: 46-01-21-454-002.000-022)

Mailing address:

302 Loran Road
Michigan City, Indiana 46360

WHEREAS, the Clerk for the City of Michigan City has caused notice of the consideration of the Petition before the Common Council of the City of Michigan City for the vacation to be published on the 6th day of August 2026, in the LaPorte County Herald Dispatch, a newspaper of general circulation in LaPorte County, Indiana; and

WHEREAS, the Common Council of the City of Michigan City has conducted a public hearing on the 18th day of August, 2026, with regard to said Petition and the Common Council of the City of Michigan City now finds that it is in the best interests of the City of Michigan City and its citizens that the herein described portion of the public road should be vacated; and

WHEREAS, the Common Council of the City of Michigan City, Indiana, now finds as follows:

- a. That the subject vacation would not hinder the growth or orderly development of Michigan City, Indiana or the neighborhood in which it is located or to which it is contiguous;

- b. That the subject vacation will not make access to the lands of any property owners within Michigan City, Indiana by means of public way difficult or inconvenience;
- c. That the subject vacation will not hinder the public's access to a church, school, or other public building or place; and
- d. That the subject vacation will not hinder the use of a public way by a neighborhood in which it is located or to which it is contiguous; and

WHEREAS, the Petitioner will, if necessary, grant appropriate utility easements acceptable to the City of Michigan City, for the use and benefit of the Michigan City Sanitary District and the Department of Water Works for the City of Michigan City, for any existing facilities that may be located in the portion of the road that is to be vacated.

NOW, THEREFORE, BE IT AND IT IS HEREBY ORDAINED by the Michigan City Common Council as follows:

- 1. The aforementioned WHEREAS sections are set forth herein as if fully incorporated herein.
- 2. The portion of the public road (Lake Hills Road) located between Loran road to the West and the Beachwalk development to the East is hereby vacated and, pursuant to law, shall vest in the Petitioner and the above-identified abutting property owner.
- 3. Notwithstanding the vacation of said portion of the subject road, any public utility presently occupying or using all or any part of said street shall not be deprived of said use unless and until said utility waives said rights by filing its written consent to this vacation proceedings or by executing and recording its waiver of said use.
- 4. This Ordinance to be effective upon passage by the Michigan City Common Council, approval by the Mayor, any necessary publication, any necessary recording, and any necessary approval by the Indiana Department of Local Government Finance.

5. The Clerk of the Michigan City Common Council shall furnish a certified copy of this Ordinance to the LaPorte County Recorder and the LaPorte County Auditor in order that same may be placed of record in the records of the Recorder's Office.

Introduced by: _____
Donald Przybylinski, Member
Michigan City Common Council

Seconded by: _____
Gregory Coulter, Member
Michigan City Common Council

ALL OF WHICH IS PASSED AND ADOPTED by the Michigan City Common Council this ____ day of _____, 20____.

Tracie Tillman, President
Michigan City Common Council

Approved by me this ____ day of _____, 20____.

Angie Nelson Deutch, Mayor
City of Michigan City

ATTEST:

Gale A. Neulieb
City Clerk of the City of Michigan City, IN.

Exhibit "A"

Lots Numbered 1 and 2 in Block 7 in Lake Hills Second Subdivision, of the City of Michigan City, as per plat thereof, recorded in Plat Book 11, pages 34 and 35 in the Office of the Recorder of LaPorte County, Indiana.

MICHIGAN CITY, INDIANA

ORDINANCE NO. _____

AMENDING THE SCHEDULE OF RATES AND CHARGES COLLECTED BY THE CITY OF MICHIGAN CITY, INDIANA FROM THE OWNERS OF PROPERTY SERVED BY THE MICHIGAN CITY SANITARY DISTRICT AND OTHER MATTERS CONNECTED THEREWITH

WHEREAS, the City of Michigan City, Indiana ("City") has heretofore constructed and has in operation its municipal sanitary district ("District") for the collection, treatment, and disposal of sewage under the provisions of IC 36-9-25; and

WHEREAS, the City Council previously adopted Ordinance No. 2837, 5-23-1985; Ordinance No. 3187, 10-2-1990; and Ordinance No. 3941, 12-21-2004, as codified in Section 98-343, et. seq. of the Code of Ordinances of the City (collectively, "Rate Ordinance") establishing the sewer rates and charges for the use and services rendered by the District; and

WHEREAS, the District, in cooperation with the City, has caused a rate study that was completed on December 16, 2025 by the firm of O.W. Krohn & Associates, LLP., Westfield, Indiana, in connection with the proposed construction of additions and improvements to its sewage works system; and

WHEREAS, on July 9, 2026, the District held a public hearing regarding this proposed Amendment to the Schedule of Rates and Charges Collected by the City of Michigan City, Indiana from the Owners of Property Served by the Michigan City Sanitary District and Other Matters Connected Therewith; and

WHEREAS, following the public hearing the District adopted Resolution #2026-71 entitled "A Resolution Authorizing an Amended Schedule of Rates and Charges Collected by the City of Michigan City, Indiana, From the Owners of Property Served by the Michigan City Sanitary District and Other Matters Connected Therewith" approving the amendment to the schedule of rates and charges and recommending this matter to the Common Council (A copy of the Districts Resolution is attached hereto and incorporated herein as **Exhibit D**); and

WHEREAS, based upon such rate study, the City Council finds that the rates and charges established by the existing Rate Ordinance are insufficient to enable the City to properly operate the Sanitary District's Sewer System in a sound physical and financial manner, to service its outstanding and proposed bonds needed to finance additions and improvements to its sewage works system and to provide adequate working capital and reserves.

NOW THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF MICHIGAN CITY, INDIANA:

Section 1. The following rates established in the City's existing Rate Ordinance are hereby amended and the new rates are hereby established in **Exhibit A, Exhibit B, and Exhibit C, which are attached hereto and incorporated herein.**

Section 2. The rates established in **Exhibit A** herein shall take effect in two (2) phases. The initial phase becoming effective on September 1, 2026 and the secondary phase becoming effective on January 1, 2028. The non-recurring charges in **Exhibits B & Exhibit C** shall become effective upon passage.

Section 3. The Phase 1 rates set forth in **Exhibit A** shall become due beginning with the first billing cycle of the District in October 2026. The Phase 2 rates set forth in **Exhibit A** shall become due beginning with the first billing cycle of the District in February, 2028.

Section 4. All other provisions of, and all other rates and charges established by, the Rate Ordinance not specifically referenced herein shall remain in full force and effect.

Section 5. This Ordinance shall be in full force and effect from and after its passage.

INTRODUCED BY: _____
Don Przybylinski, 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 _____, 2026 by a vote of _____ to _____.

Tracie Tillman, President
Michigan City Common Council

Approved/Vetoed (circle appropriate action) by me, this _____ day of _____, 2026.

Angie Nelson Deutch, Mayor
City of Michigan City, Indiana

ATTEST:

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

Prepared by Harris Law Firm, P.C. Upon Request

EXHIBIT A

CITY OF MICHIGAN CITY - SANITARY DISTRICT				EXHIBIT A			
SCHEDULE OF WASTEWATER RATES AND CHARGES							
MONTHLY METERED & NON-METERED USER CHARGES							
MONTHLY METERED RATES (PER 100 CUBIC FEET - CCF):				Phase 1		Phase 2	
				INSIDE CITY	OUTSIDE CITY	INSIDE CITY	OUTSIDE CITY
				14.5% SURCHARGE		14.5% SURCHARGE	
TIER 1:	INSIDE CITY	FIRST 1,200 CCF OF USAGE / MO.	\$	3.59	\$ 4.11	\$ 4.48	\$ 5.13
TIER 2:	INSIDE CITY	OVER 1,200 CCF OF USAGE / MO.	\$	10.17	\$ 11.64	\$ 12.70	\$ 14.54
MONTHLY BASE CHARGES:				Phase 1		Phase 2	
METER SIZE:				INSIDE CITY	OUTSIDE CITY	INSIDE CITY	OUTSIDE CITY
				14.5% SURCHARGE		14.5% SURCHARGE	
5/8 INCH METER				\$ 20.92	\$ 23.95	\$ 26.11	\$ 29.90
3/4 INCH METER				31.39	35.94	39.18	44.86
1 INCH METER				52.31	59.89	65.29	74.76
1 1/2 INCH METER				121.34	138.93	151.44	173.40
2 INCH METER				209.21	239.55	261.12	298.98
3 INCH METER				481.18	550.95	600.57	687.65
4 INCH METER				836.84	958.18	1,044.47	1,195.92
6 INCH METER				1,903.80	2,179.85	2,376.17	2,720.71
8 INCH METER				3,389.19	3,880.62	4,230.11	4,843.48
12 INCH METER				7,636.13	8,743.37	9,530.81	10,912.78
MINIMUM CHARGES:				Phase 1		Phase 2	
EQUAL TO MONTHLY BASE CHARGE PLUS 270 CU. FT. USAGE				\$ 30.61	\$ 35.05	\$ 38.21	\$ 43.75
FLAT FEES - WELL CUSTOMERS (5/8 BASE + 750 CU. FT.):				Phase 1		Phase 2	
				INSIDE CITY	OUTSIDE CITY	INSIDE CITY	OUTSIDE CITY
				14.5% SURCHARGE		14.5% SURCHARGE	
CUSTOMER CHARGE				\$ 46.05	\$ 52.73	\$ 57.47	\$ 65.80
SEPTAGE HAULERS (PER GALLON):				INSIDE CITY	OUTSIDE CITY	INSIDE CITY	OUTSIDE CITY
REGULAR				\$ 0.113	\$ 0.113	\$ 0.113	\$ 0.113
HOLDING TANK				0.057	0.057	0.057	0.057
EXCESSIVE STRENGTH CHARGES (PER POUND):				Phase 1		Phase 2	
				INSIDE CITY	OUTSIDE CITY	INSIDE CITY	OUTSIDE CITY
				14.5% SURCHARGE		14.5% SURCHARGE	
CBOD (IN EXCESS OF 250 MG/L)				\$ 0.55	\$ 0.63	\$ 0.68	\$ 0.78
SUSPENDE SOLIDS (IN EXCESS OF 250 MG/L)				0.57	0.65	0.71	0.81
PHOSPHORUS (IN EXCESS OF 6 MG/L)				0.56	0.64	0.70	0.80
AMMONIA NITROGEN (IN EXCESS OF 20 MG/L)				0.67	0.77	0.83	0.95

The monthly user fees above apply to all users of the Michigan City Sanitary District’s wastewater customers. The monthly User Charges include a 14.5% outside city surcharge for customers of the District that are located outside of the corporate limits of the City of Michigan City.

EXHIBIT B

CITY OF MICHIGAN CITY - SANITARY DISTRICT

EXHIBIT B

SCHEDULE OF WASTEWATER RATES AND CHARGES
FEES FOR NEW DEVELOPMENT AND SERVICE UPGRADES

SDC = System Development Charge - Payable at Time of Building Permit Issuance

PPR = Preliminary Plan Review Fee - Payable by Developer at Time Plans are Filed with City

IF = Inspection Fee - Payable by the Builder prior to backfilling the pipe connections

<u>METER SIZE</u>	<u>EDU RATIO</u>	<u>SDC FEE \$10 PER GPD</u>	<u>PPR FEE PER CONNECTION</u>	<u>INSPECT FEE PER CONNECTION</u>
		(1)	(2)	(3)
5/8 INCH METER	1.0	\$ 3,000.00	\$ 40.00	\$ 250.00
3/4 INCH METER	1.5	4,500.00	60.00	380.00
1 INCH METER	2.5	7,500.00	100.00	630.00
1 1/2 INCH METER	5.8	17,400.00	230.00	1,450.00
2 INCH METER	10.0	30,000.00	400.00	2,500.00
3 INCH METER	23.0	69,000.00	920.00	2,500.00
4 INCH METER	40.0	120,000.00	1,600.00	2,500.00
6 INCH METER	91.0	273,000.00	3,640.00	2,500.00
8 INCH METER	162.0	486,000.00	5,000.00	2,500.00
12 INCH METER	365.0	1,095,000.00	5,000.00	2,500.00

(1) Based up \$10 per GPD (gallons / day) - 300 GPD per EDU (equivalent dwelling unit)
 Oversized meters proportional to area ratio indexing

(2) Based up \$40 per EDU (i.e. 100 unit subdivision would pay \$2,500 PPR Fee)
 Oversized meters proportional to area ratio indexing maximum fee of \$5,000.

(3) Based upon \$250 per EDU, indexed up to \$2,500 maximum fee.
 Re-inspection Fees due to contractor errors will increase 25% for each re-inspection

The one-time fees for new development and service upgrades above apply to developers and builders requesting new services for new construction and / or expansion and upgrades to existing services and connections. The System Development Charges require new development to pay for the capacity allocation attributable to their respective new developments. While meter size is a primary determinant for determining the number of EDUs, 327 IAC delineates minimum flow standards for various uses and can be utilized for determining EDUs for apartment buildings, commercial buildings and other mixed use building connections. The District may apply the greater of the two techniques in determining System Development Charges. Preliminary Plan Review Fees will also apply to new developments in order to cover the District's costs associated with engineering review of proposed plans to ensure that the new development complies with the District's standards for new construction and connection to the sanitary sewage works system.

Similarly, Connection Inspection Fees are designed to cover the District's cost of inspection and review of the actual construction / connection.

EXHIBIT C

CITY OF MICHIGAN CITY - SANITARY DISTRICT

EXHIBIT C

SCHEDULE OF WASTEWATER RATES AND CHARGES
PERMIT & INSPECTION FEES

1. Sanitary Sewer Related Class 1 Residential

a. Permit Type 1A - Single Family Residence	\$250.00
b. Permit Type 1B - Multiple Unit Residence (Per Unit)	\$187.50
c. Permit Type 1C - Residential Sewer Repair (Clean Out or Lateral)	\$250.00

2. Sanitary Sewer Related Class 2 Non-Residential

a. Permit Type 2A - Commercial Establishment (Per EDU)	\$250.00
b. Permit Type 2B - Industrial Establishment (Per EDU)	\$250.00
c. Permit Type 2C - Institutional Establishment (Per EDU)	\$250.00
d. Permit Type 2D - Miscellaneous Non-Residential (Per EDU)	\$250.00
e. Permit Type 2E - Non-Residential Sewer Repair (Per EDU)	\$250.00
f. Application Fee 2F Fats, Oil & Grease Dischargers	\$250.00
g. Fats, Oil & Grease - Monthly Monitoring Fee (Annual Inspections)	\$25.00

3. Sanitary Sewer Related Class 3 Sewer Mains, Pumping Station, Other

a. Permit Type 3A - Sewer Extension involving Gravity Sewer Mains, Pressure (Force) Mains, Pumping Stations	Actual Cost but Not Less Than \$1,000
b. Application Fee 3B - Waste Hauler Bi-Annual Permits (per Hauler)	\$125.00
c. Striebel Pond Rental Fees 3C - Gazebo or Shelters per Weekend Day	\$50.00

4. Stormwater/Drainage Related Class 4

a. Permit Type 4A - Stormwater Management Permit (Reference: Municipal Code Section 46-316)	Actual Cost but Not Less Than \$500
b. Permit Type 4B - Individual Lot Plot Plan Permit (Reference: Municipal Code Section 46-318)	Actual Cost but Not Less Than \$250
c. Permit Type 4C - Connection to Storm Sewer System	Actual Cost but Not Less Than \$250
d. Permit Type 4D - Building Sump Pump Drain	Actual Cost but Not Less Than \$250

5. Inspection Fees Class 5

a. Permit Type 5A - Reinspection of failed inspection for Class 1 through 4 Permit Types	125% of Permit Fee
b. Permit Type 5B - Reinspection of Corrective Actions Associated with Erosion & Sediment Control Violations	125% of Permit Fee
c. Permit Type 5C - Reinspection of Corrective Actions Associated with Illicit Discharge Violations	125% of Permit Fee
d. Permit Type 5D - Reinspection of Corrective Actions Associated with Fats, Oil, Grease Discharge Violations - Per Violation	125% of Permit Fee

EXHIBIT D- Sanitary District Resolution #2026-71

COPY

**BOARD OF COMMISSIONERS OF THE
MICHIGAN CITY SANITARY DISTRICT**

RESOLUTION # 2026-71

FILED

JUL 10 2026

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

**A RESOLUTION AUTHORIZING AN AMENDED SCHEUDLE OF RATES AND
CHARGES COLLECTED BY THE CITY OF MICHIGAN CITY, INDIANA, FROM
THE OWNERS OF PROPERTY SERVED BY THE MICHIGAN CITY SANITARY
DISTRICT AND OTHER MATTERS CONNECTED THEREWITH**

WHEREAS, Michigan City Sanitary District ("MCSD" or "District") is established as an executive department of the City of Michigan City pursuant to Indiana Code 36-9-25 and manages the district's wastewater and stormwater through municipal ordinances, including Ordinance No. 4770; and

WHEREAS, MCSD manages the sewer systems, stormwater and water quality within its district in accordance with the regulations of the State of Indiana, namely 327 IAC 1, et seq., and the federal Clean Water Act, as amended in 1972 (33 U.S.C. §§1251-1387); and

WHEREAS, the City of Michigan City, Indiana ("City") has heretofore constructed and has in operation its municipal sanitary district ("District") for the collection, treatment, and disposal of sewage under the provisions of IC 36-9-25; and

WHEREAS, the City Council previously adopted Ordinance No. 2837, 5-23-1985; Ordinance No. 3187, 10-2-1990; and Ordinance No. 3941, 12-21-2004, as codified in Section 98-343, et. seq. of the Code of Ordinances of the City (collectively, "Rate Ordinance") establishing the sewer rates and charges for the use and services rendered by the District; and

WHEREAS, the District, in cooperation with the City, has caused a rate study that was completed on December 16, 2025 by the firm of O.W. Krohn & Associates, LLP., Westfield, Indiana, in connection with the proposed construction of additions and improvements to its sewage works system; and

WHEREAS, based upon such rate study, the District finds that the rates and charges established by the existing Rate Ordinance are insufficient to enable the City to properly operate the Sanitary District's Sewer System in a sound physical and financial manner, to service its outstanding and proposed bonds needed to finance additions and improvements to its sewage works system and to provide adequate working capital and reserves.

NOW, THEREFORE, BE IT RESOLVED, BY THE BOARD OF COMMISSIONERS OF THE MICHIGAN CITY SANITARY DISTRICT, THAT:

Section 1. The following rates established in the City's existing Rate Ordinance are hereby amended by Resolution of this Board and recommended for final amendment by Ordinance of the City Council to be restated as follows in Exhibit A, Exhibit B and Exhibit C. Exhibit A applies to

existing customers of the District. Exhibit B and portions of Exhibit C apply to new construction from builders and developers to cover the cost of capacity allocations due to customer growth. Exhibit C includes application and permit fees for new development and for other customers that require periodic monitoring and inspection services from the District.

SECTION 1, EXHIBIT A

CITY OF MICHIGAN CITY - SANITARY DISTRICT				EXHIBIT A			
<u>SCHEDULE OF WASTEWATER RATES AND CHARGES</u>							
<u>MONTHLY METERED & NON-METERED USER CHARGES</u>							
<u>MONTHLY METERED RATES (PER 100 CUBIC FEET - CCF):</u>				Phase 1		Phase 2	
				<u>INSIDE CITY</u>	<u>OUTSIDE CITY</u>	<u>INSIDE CITY</u>	<u>OUTSIDE CITY</u>
				14.5% SURCHARGE		14.5% SURCHARGE	
TIER 1:	INSIDE CITY	FIRST 1,200 CCF OF USAGE / MO.	\$	3.59	\$ 4.11	\$ 4.48	\$ 5.13
TIER 2:	INSIDE CITY	OVER 1,200 CCF OF USAGE / MO.	\$	10.17	\$ 11.64	\$ 12.70	\$ 14.54
<u>MONTHLY BASE CHARGES:</u>				Phase 1		Phase 2	
<u>METER SIZE:</u>				<u>INSIDE CITY</u>	<u>OUTSIDE CITY</u>	<u>INSIDE CITY</u>	<u>OUTSIDE CITY</u>
				14.5% SURCHARGE		14.5% SURCHARGE	
5/8 INCH METER			\$	20.92	\$ 23.95	\$ 26.11	\$ 29.90
3/4 INCH METER				31.39	35.94	39.18	44.86
1 INCH METER				52.31	59.89	65.29	74.76
1 1/2 INCH METER				121.34	138.93	151.44	173.40
2 INCH METER				209.21	239.55	261.12	298.98
3 INCH METER				481.18	550.95	600.57	687.65
4 INCH METER				836.84	958.18	1,044.47	1,195.92
6 INCH METER				1,903.80	2,179.85	2,376.17	2,720.71
8 INCH METER				3,389.19	3,880.62	4,230.11	4,843.48
12 INCH METER				7,636.13	8,743.37	9,530.81	10,912.78
<u>MINIMUM CHARGES:</u>				Phase 1		Phase 2	
EQUAL TO MONTHLY BASE CHARGE PLUS 270 CU. FT. USAGE				\$	30.61	\$ 38.21	\$ 43.75
<u>FLAT FEES - WELL CUSTOMERS (5/8 BASE + 750 CU. FT.):</u>				Phase 1		Phase 2	
				<u>INSIDE CITY</u>	<u>OUTSIDE CITY</u>	<u>INSIDE CITY</u>	<u>OUTSIDE CITY</u>
				14.5% SURCHARGE		14.5% SURCHARGE	
CUSTOMER CHARGE				\$	46.05	\$ 57.47	\$ 65.80
<u>SEPTAGE HAULERS (PER GALLON):</u>				<u>INSIDE CITY</u>	<u>OUTSIDE CITY</u>	<u>INSIDE CITY</u>	<u>OUTSIDE CITY</u>
REGULAR				\$	0.150	\$ 0.188	\$ 0.188
HOLDING TANK					0.076	0.095	0.095
<u>EXCESSIVE STRENGTH CHARGES (PER POUND):</u>				Phase 1		Phase 2	
				<u>INSIDE CITY</u>	<u>OUTSIDE CITY</u>	<u>INSIDE CITY</u>	<u>OUTSIDE CITY</u>
				14.5% SURCHARGE		14.5% SURCHARGE	
CBOD (IN EXCESS OF 250 MG/L)				\$	0.55	\$ 0.68	\$ 0.78
SUSPENDED SOLIDS (IN EXCESS OF 250 MG/L)					0.57	0.71	0.81
PHOSPHORUS (IN EXCESS OF 6 MG/L)					0.56	0.70	0.80
AMMONIA NITROGEN (IN EXCESS OF 20 MG/L)					0.67	0.83	0.95

The monthly user fees above apply to all users of the Michigan City Sanitary District's wastewater customers. The monthly User Charges include a 14.5% outside city surcharge for customers of the District that are located outside of the corporate limits of the City of Michigan City.

SECTION 1. EXHIBIT B

CITY OF MICHIGAN CITY - SANITARY DISTRICT					EXHIBIT B
<u>SCHEDULE OF WASTEWATER RATES AND CHARGES</u>					
<u>FEE FOR NEW DEVELOPMENT AND SERVICE UPGRADES</u>					
SDC = System Development Charge - Payable at Time of Building Permit Issuance					
PPR = Preliminary Plan Review Fee - Payable by Developer at Time Plans are Filed with City					
IF = Inspection Fee - Payable by the Builder prior to backfilling the pipe connections					
<u>METER SIZE</u>	<u>EDU RATIO</u>	<u>SDC FEE \$10 PER GPD</u>	<u>PPR FEE PER CONNECTION</u>	<u>INSPECT FEE PER CONNECTION</u>	
		(1)	(2)	(3)	
5/8 INCH METER	1.0	\$ 3,000.00	\$ 40.00	\$ 250.00	
3/4 INCH METER	1.5	4,500.00	60.00	380.00	
1 INCH METER	2.5	7,500.00	100.00	630.00	
1 1/2 INCH METER	5.8	17,400.00	230.00	1,450.00	
2 INCH METER	10.0	30,000.00	400.00	2,500.00	
3 INCH METER	23.0	69,000.00	920.00	2,500.00	
4 INCH METER	40.0	120,000.00	1,600.00	2,500.00	
6 INCH METER	91.0	273,000.00	3,640.00	2,500.00	
8 INCH METER	162.0	486,000.00	5,000.00	2,500.00	
12 INCH METER	365.0	1,095,000.00	5,000.00	2,500.00	
(1) Based up \$10 per GPD (gallons / day) - 300 GPD per EDU (equivalent dwelling unit) Oversized meters proportional to area ratio indexing					
(2) Based up \$40 per EDU (i.e. 100 unit subdivision would pay \$2,500 PPR Fee) Oversized meters proportional to area ratio indexing maximum fee of \$5,000.					
(3) Based upon \$250 per EDU, indexed up to \$2,500 maximum fee. Re-inspection Fees due to contractor errors will increase 25% for each re-inspection					

The one-time fees for new development and service upgrades above apply to developers and builders requesting new services for new construction and / or expansion and upgrades to existing services and connections. The System Development Charges require new development to pay for the capacity allocation attributable to their respective new developments. While meter size is a primary determinant for determining the number of EDUs, 327 IAC delineates minimum flow standards for various uses and can be utilized for determining EDUs for apartment buildings, commercial buildings and other mixed

use building connections. The District may apply the greater of the two techniques in determining System Development Charges. Preliminary Plan Review Fees will also apply to new developments in order to cover the District's costs associated with engineering review of proposed plans to ensure that the new development complies with the District's standards for new construction and connection to the sanitary sewage works system. Similarly, Connection Inspection Fees are designed to cover the District's costs of inspection and review of the actual construction / connection.

SECTION 1, EXHIBIT C

CITY OF MICHIGAN CITY - SANITARY DISTRICT		EXHIBIT C
<u>SCHEDULE OF WASTEWATER RATES AND CHARGES</u>		
PERMIT & INSPECTION FEES		
1. Sanitary Sewer Related Class 1 Residential		
a. Permit Type 1A - Single Family Residence		\$250.00
b. Permit Type 1B - Multiple Unit Residence (Per Unit)		\$187.50
c. Permit Type 1C - Residential Sewer Repair (Clean Out or Lateral)		\$250.00
2. Sanitary Sewer Related Class 2 Non-Residential		
a. Permit Type 2A - Commercial Establishment (Per EDU)		\$250.00
b. Permit Type 2B - Industrial Establishment (Per EDU)		\$250.00
c. Permit Type 2C - Institutional Establishment (Per EDU)		\$250.00
d. Permit Type 2D - Miscellaneous Non-Residential (Per EDU)		\$250.00
e. Permit Type 2E - Non-Residential Sewer Repair (Per EDU)		\$250.00
f. Application Fee 2F Fats, Oil & Grease Dischargers		\$250.00
g. Fats, Oil & Grease - Monthly Monitoring Fee (Annual Inspections)		\$25.00
3. Sanitary Sewer Related Class 3 Sewer Mains, Pumping Station, Other		
a. Permit Type 3A - Sewer Extension Involving Gravity Sewer Mains, Pressure (Force) Mains, Pumping Stations	Actual Cost but Not Less Than \$1,000	
b. Application Fee 3B - Waste Hauler Bi-Annual Permits (per Hauler)		\$125.00
c. Striebel Pond Rental Fees 3C - Gazebo or Shelters per Weekend Day		\$50.00
4. Stormwater/Drainage Related Class 4		
a. Permit Type 4A - Stormwater Management Permit (Reference: Municipal Code Section 46-316)	Actual Cost but Not Less Than \$500	
b. Permit Type 4B - Individual Lot Plot Plan Permit (Reference: Municipal Code Section 46-318)	Actual Cost but Not Less Than \$250	
c. Permit Type 4C - Connection to Storm Sewer System	Actual Cost but Not Less Than \$250	
d. Permit Type 4D - Building Sump Pump Drain	Actual Cost but Not Less Than \$250	
5. Inspection Fees Class 5		
a. Permit Type 5A - Reinspection of failed inspection for Class 1 through 4 Permit Types		125% of Permit Fee
b. Permit Type 5B - Reinspection of Corrective Actions Associated with Erosion & Sediment Control Violations		125% of Permit Fee
c. Permit Type 5C - Reinspection of Corrective Actions Associated with Illicit Discharge Violations		125% of Permit Fee
d. Permit Type 5D - Reinspection of Corrective Actions Associated with Fats, Oil, Grease Discharge Violations - Per Violation		125% of Permit Fee

Section 2. The rates established herein shall take effect in two (2) phases. The initial phase becoming effective on September 1, 2026 and the secondary phase becoming effective on January 1, 2028.

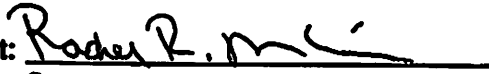
Section 3. The Phase 1 rates herein established shall become due beginning with the first billing cycle of the District in October, 2026. The Phase 2 rates herein established shall become due beginning with the first billing cycle of the District in February, 2028.

Section 4. All other provisions of, and all other rates and charges established by, the Rate Ordinance not specifically referenced herein shall remain in full force and effect.

Section 5. This Resolution shall be in full force and effect from and after its passage.

Approved by the Board of Sanitary Commissioners this 9th day of July, 2026.


Don Babcock, President

Attest: 
Secretary

Prepared by Harris Law Firm, P.C. Upon Request

MICHIGAN CITY COMMON COUNCIL

ORDINANCE NO. _____

AMENDING SEC. 54-153(2), SEC. 70-103(A), AND SEC. 54-157(D) OF THE MICHIGAN CITY MUNICIPAL CODE TO COMPLY WITH MINIMUM AGE REQUIREMENTS FOR FIRE AND POLICE APPLICANTS AS SET FORTH IN I.C. 36-8-3.5-12(a) AND I.C. 36-8-4.7-5

WHEREAS, in 2023, the Indiana General Assembly increased the maximum age of fire and police department applicants to under 40 years of age, and more specifically, I.C. 36-8-3.5-12(a)(3) states as follows:

“(a) Subject to [IC 36-8-4.7](#), to be appointed to the department, an applicant must be:

(1) a citizen of the United States;

(2) a high school graduate or equivalent; and

(3) at least twenty-one (21) years of age, but under forty (40) years of age.

However, the age requirements do not apply to a person who has been previously employed as a member of the department...”

WHEREAS, in 2026, the Indiana General Assembly recently adopted I.C. 36-8-4.7-5, which provides a waiver for police and fire applicants not more than forty (40) years and six (6) months if the applicant served at least twenty (20) years in the military and meets all the other requirements of I.C. 36-8-4.7-5(b), which is fully stated below:

“IC 36-8-4.7-5 Waiver of maximum age for appointment to police or fire department; waiver requirements; 1977 fund membership

Sec. 5. (a) Notwithstanding any contrary law, an appointing authority shall waive any age restriction for a person not more than forty (40) years and six (6) months of age that applies to the appointment and hiring of an individual as:

(1) a member of the police department; or

(2) a member of the fire department;

if the individual meets the requirements of subsection (b).

(b) An individual who meets all the following requirements is entitled to the waiver described in subsection (a):

(1) On the date the individual applies to be appointed and hired as:

(A) a member of the police department; or

(B) a member of the fire department;

the individual is a veteran who has completed at least twenty (20) years of military service.

(2) The individual received or is eligible to receive a discharge from the armed forces of the United States under conditions other than conditions set forth in [IC 10-17-12-8.1\(2\)](#).

(3) The individual meets all other requirements for appointment and hiring as:

(A) a member of the police department; or

(B) a member of the fire department;

including all physical requirements.

(c) An individual who is entitled to the waiver described in subsection (a) is eligible to become a member of the 1977 fund.”

WHEREAS, on August 3, 2023, the City enacted Ordinance #4695 which amended various Michigan City Municipal Code sections to reflect that age of police and fire applicants was increased to the age of under forty (40) years; and

WHEREAS, the need now exists to amend various sections of the Michigan City Municipal Code to incorporate the recent 2026 legislative change regarding the waiver provision of I.C. 36-8-4.7-5 for applicants to both the police and fire departments that are not more than forty (40) years and six (6) months if the applicant served at least twenty (20) years in the military and meets all the other requirements of I.C. 36-8-4.7-5(b); and

WHEREAS, in addition, the Michigan City Fire Department administration has recently

discovered another section in the Michigan City Municipal Code that needs to also be amended to increase the maximum age of fire applications to under forty (40) years of age, and more specifically, Sec. 54-157(d) currently states as follows:

“(d) If an applicant for original appointment reaches his thirty-sixth birthday, his name shall be removed from the eligibility list. Applicants remain on the list for two years from the date of certification. After two years a person may reapply as an applicant;” and

WHEREAS, the need exists to now amend the following sections in the Michigan City Municipal Code:

- A. Section 54-153(2) to recognize the waiver provision set forth in I.C. 36-8-4.7-5 with respect to applicants who served at least twenty (20) years in the military;
- B. Section 70-103(a) to recognize the waiver provision set forth in I.C. 36-8-4.7-5 with respect to applicants who served at least twenty (20) years in the military; and
- C. Sec. 54-157(d) to increase the age of fire applicants to under forty (40) years and recognize the waiver provision set forth in I.C. 36-8-4.7-5.

NOW THEREFORE, BE IT ORDAINED, by the Michigan City Common Council as follows:

- 1. The first sentence of Sec. 54-153(2) of the Michigan City Municipal Code should be amended to now read as follows:
An applicant must meet all of the following requirements. The applicant shall be:
 - (2) At least 21 years old at the time of making application and under the age of forty (40) years of age at the time of entrance into the fire department, unless the applicant qualifies for the waiver as set forth in I.C. 36-8-4.7-5,...
- 2. The first sentence of Section 70-103(a) of the Michigan City Municipal Code should be amended to now read as follows:
 - (a) In order to be eligible for appointment to the police department an applicant must be at least 21 years of age and under the age of forty (40) years, unless the applicant qualifies for the waiver as set forth in I.C. 36-8-4.7-5,...
- 3. Sec. 54-157(d) of the Michigan City Municipal Code shall be amended to read as follows:
 - (d) If an applicant for original appointment reaches his 40th birthday, and the waiver provisions set forth in I.C. 36-8-4.7-5 do not apply, his/her name shall be removed from the eligibility list. Applicants remain on the list for two years from the date of certification. After two years a person may reapply as an applicant.

This Ordinance to be effective upon passage by the Council and approval by the Mayor.

INTRODUCED BY: _____
Daisy Lee, Member
Michigan City Common Council

Passed by the Common Council of the City of Michigan City, Indiana, this _____ day of _____, 2026 by a vote of _____ to _____.

Tracie Tillman, President
Michigan City Common Council

Approved/Vetoed (circle appropriate action) by me, this _____ day of _____, 2026.

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