



FILED
AUG 27 2026
GALE A. HILBIE
CITY CLERK
CITY OF MICHIGAN CITY

A G E N D A
COMMON COUNCIL – IN PERSON - REGULAR MEETING
Tuesday, September 1, 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) August 18, 2026

REPORTS OF STANDING COMMITTEES

FINANCE COMMITTEE MEETING

CLAIMS DOCKET

September 1, 2026

Fund #2235 – Riverboat – Claims -	\$	1,086,810.51
EFT	\$	0.00
Rainy Day (Fund 2236)	\$	0.00
Rainy Day EFT	\$	0.00
Fund #2504 – Boyd Development -	\$	0.00

TOTAL CLAIMS	\$	1,086,810.51
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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 – **NEIGHBORHOOD PEITION IN OPPOSITION TO VARIANCE APPEAL** received in the Clerk's Office on August 19, 2026 regarding property Elmwood & Sanders Mich Shores Sub 10 Lt 7 Blt 7 Blk 8, Reference B-111-26

Petition – **PETITION OF FRANK & EDWARD SKWIAT AMERICAN LEGION POST 451 TO VACATE A PORTION OF AN ALLEYWAY IN THE CITY OF MICHIGAN CITY LOCATED (BETWEEN LOTS 1 & @ IN BLOCK 2, AND LOTS 11 & 12 IN BLOCK 2 AND EARL'S ADDITION TO THE CITY OF MICHIGAN CITY**

COMMUNICATIONS

Correspondence was received in the Clerk's Office On August 25, 2026 from Paul Przybylinski regarding the hearings scheduled for Indiana Utility Regulatory Commission (IURC)

Correspondence was received in the Clerk's Office on August 21, 2026 from Derald Borton – Chair of the Human Rights Commission stating the Commission will not stand for any form of hate speech from any elected official.

Correspondence was received in the Clerk's Office on August 20, 2026 from Stephen Coyle regarding flock cameras,the Sanitary Rate Increase, and the DATA center.

Correspondence was received in the Clerk's Office on August 20, 2026 from Douglas Manley; regarding a notice of procedural defect and Memorandum for compliance.

Correspondence was received in the Clerk's Office on Augut 18, 2025 from Tom Donegan of a list of Flock Safety Expansion – Source Sheet

Correspondence was received in the Clerk's Office on August 19, 2026 from Mary Miller regarding opposition to building on a corner lot Parcel 46011329001000022.

Correspondence received in the Clerk's Office on August 18, 2026 from Councilman Tim Bietry regarding the absence of both president and vice president assigning Council Przybylinski to fill in.

RESOLUTIONS

**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
Joe Nelson

NOTE: Exhibit "A" has not been received to date

NOTE: This proposed Resolution was TABLED at the August 5, 2026 Council meeting until the September 1, 2026 Council meeting

ORDINANCES

**ORDINANCE
1st Reading**

**ESTABLISHING AN INDEFINITE TEMPORARY MORATORIUM ON
NEW DATA CENTER DEVELOPMENT AND RELATED APPROVALS
WITHIN THE CITY OF MICHIGAN CITY, INDIANA, AND DIRECTING A
REVIEW OF THE MICHIGAN CITY COMPREHENSIVE ZONING
ORDINANCE BY THE PLANNING COMMISSION OF MICHIGAN CITY,
FOR PURPOSES OF DEFINING AND REGULATING DATA CENTER
DEVELOPMENT**

Introduced by: Nancy Moldenhauer
Joe Nelson
Daisy Lee

**ORDINANCE
1st Reading**

**AN ORDINANCE VACATING A PORTION OF A PORTION OF AN
ALLEYWAY IN THE CITY OF MICHIGAN CITY LOCATED BETWEEN
LOTS 1 & 2 IN BLOCK 2, AND LOTS 11 & 12 IN BLOCK 2 OF EARL'S
ADDITION TO THE CITY OF MICHIGAN CITY**

Introduced by: Don Przybylinski

**ORDINANCE
2nd Reading**

**APPROVING ADDITIONAL APPROPRIATION IN THE BUDGET OF THE
RAINY DAY FUND FOR LIMITED USE OF THE FLOCK CAMERA
SYSTEM FOR THE MICHIGAN CITY POLICE DEPARTMENT**

Introduced by: Bryant Dabney
Don Przybylinski
Dr. Kora
Greg Coulter

(DECREASE Rainy Day Fund #2236 Unappropriated balance \$300,000.00
**INCREASE ACCOUNT#2235.202.445.050 \$300,000.00 Other Machinery &
Equipment- Other Machinery & Equip)**

**Advertised in the
Herald Dispatch on
August 19 ,2026**

**Formal Public
Hearing will be held
September 1, 2026**

**ORDINANCE
3rd 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)**

**Advertised in the
Herald Dispatch on
August 6, 2026**

**Formal Public
Hearing was held
August 18, 2026**

ORDINANCE
3rd 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

**Advertised in the
Herald Dispatch on
August 6 ,2026**

**Formal Public
Hearing was held
August 18, 2026**

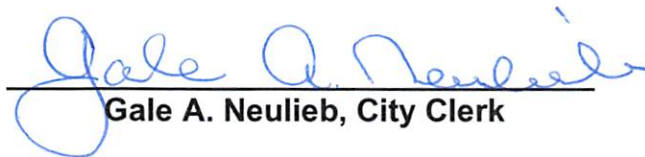
NEW BUSINESS

UNFINISHED BUSINESS

COMMENTS FROM THE PUBLIC

COMMENTS FROM THE COUNCIL

ADJOURNMENT



Gale A. Neulieb, City Clerk

You are invited to a Zoom webinar.

When: Wednesday, September 1, 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=RXVRUkhobXI2aVE2R1lIR0VEVTl3dz09>

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

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: _____

**ESTABLISHING AN INDEFINITE TEMPORARY MORATORIUM ON NEW DATA
CENTER DEVELOPMENT AND RELATED APPROVALS WITHIN THE
CITY OF MICHIGAN CITY, INDIANA, AND DIRECTING A REVIEW OF THE
MICHIGAN CITY COMPREHENSIVE ZONING ORDINANCE BY THE PLANNING
COMMISSION OF MICHIGAN CITY, FOR PURPOSES OF DEFINING
AND REGULATING DATA CENTER DEVELOPMENT**

WHEREAS, residents of Michigan City, especially those living in the 6th Ward, have expressed publicly and in writing their concerns regarding the significant impact of local data center development on their health, well-being, and quality of life, and the health, well-being, and quality of life of the Michigan City community as a whole; and

WHEREAS, the Michigan City Common Council desires to support development within the City of Michigan City as a means of attracting high-value capital investment, redeveloping antiquated, obsolete, or otherwise unusable industrial properties in a manner compatible with their surroundings, and promoting the City's long-term fiscal and economic stability; and

WHEREAS, the Michigan City Comprehensive Zoning Ordinance No. 4120, as adopted on January 4, 2011, did not anticipate or consider data center projects and their impacts on the City's incorporated areas; and

WHEREAS, the Michigan City Common Council has an interest in protecting the City's infrastructure, natural resources, wildlife, and property values; and

WHEREAS, the Michigan City Common Council also has an interest in protecting the health, safety, and economic welfare of the residents of Michigan City; and

WHEREAS, the Michigan City Common Council recognizes the Michigan City Planning Commission as the appropriate body, pursuant to Ind. Code 36-7-4, to engage in a review of current zoning regulations and create proposed amendments to the Michigan City Comprehensive Zoning Ordinance governing data center development; and

WHEREAS, the City Council finds that allowing new data center development to proceed before completion of that review may be inconsistent with the City's future land use regulations and planning objectives and may result in further unregulated development and/or inconsistent application of current and future zoning regulations; and

WHEREAS, residents of Michigan City have requested, consistently with recent precedent set forth by adjacent and surrounding communities, the adoption of an indefinite temporary moratorium regarding further data center development until such time as a complete review of the current Michigan City Comprehensive Zoning Ordinance can be conducted and a set of

amendments relating specifically to data center-related concerns and circumstances may be reviewed and adopted; and

WHEREAS, the Michigan City Common Council finds that an indefinite temporary moratorium on data center development is necessary to preserve the integrity of the planning process until permanent regulations can be developed by the Planning Commission of Michigan City;

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

The following Ordinance, to be known as the “Indefinite Temporary Data Center Moratorium Ordinance,” is hereby APPROVED and ADOPTED for codification within the City Code of Michigan City:

Section 1. Title

This Ordinance shall be known and cited as the “Indefinite Temporary Data Center Moratorium Ordinance.”

Section 2. Definitions

The following definitions shall apply to the entire chapter of the City Code of Michigan City, and any corresponding sections of the City Code of Michigan City, in which any part of this Ordinance is codified:

- A. *“Data Center,” for purposes of this Ordinance, shall be defined consistently with 42 U.S.C. § 17112 as follows: “Any facility that primarily contains electronic equipment used to process, store, and transmit digital information, which may be:
 - i. a free-standing structure; or
 - ii. a facility within a larger structure,that uses environmental control equipment to maintain the proper conditions for the operation of electronic equipment.”*
- B. *“Data Center Development,” as used in this ordinance, shall be defined as a building or structure of more than five thousand (5,000) square feet, whose primary purpose and design is to house data center equipment or software, to be used for processing, storage, retrieval, or other communication of data.*

Section 3. Establishment of Indefinite Temporary Moratorium

During the effective period of this Ordinance, as that term is defined in Section 5 of this Ordinance, the City shall not grant, issue, approve, or enter into any City approval for the issuance of a land use permit, tax abatement, site improvement permit, or any other approval generally relating to or facilitating any data center project or structure, including but not limited to any:

- A. *storage facility;*
- B. *water conservation system;*
- C. *cooling system;*
- D. *parking lot; or*

- E. other attached facility or utility consistent with the purposes of or designed to facilitate the development of a data center;*

in any zoning district within the territorial limits and/or any incorporated area of the City of Michigan City, Indiana, pending the adoption of an ordinance amending the Michigan City Comprehensive Zoning Ordinance to provide regulations related to data center projects within the City of Michigan City, Indiana.

This Indefinite Temporary Moratorium is effective as to any application pending as of the effective date of this Ordinance, unless a City approval has already been finally issued before that date.

Section 4. Exceptions

This Ordinance shall not apply to:

- A. existing lawful uses;*
- B. routine maintenance, repair, or renovation of existing facilities; or*
- C. development for which vested rights have previously been established under applicable Indiana law.*

Section 5. Duration

This Ordinance, and the Indefinite Temporary Moratorium described herein, shall be effective upon the date of its adoption, and shall remain continually in effect until the date of adoption of an ordinance to amend the Michigan City Comprehensive Zoning Ordinance with specific regard to regulation of data center development.

Section 6. Plan Commission Referral

The Michigan City Common Council hereby refers development of permanent data center standards to the Michigan City Planning Commission for recommendations relating to final adoption of permanent standards relating to data center development. The City Council, in coordination with the Michigan City Planning Commission, shall each hold at least two public workshops or hearings, and shall accept emails and letters from residents and concerned parties through and including a date to be established by the Michigan City Planning Commission, in order to receive input regarding data center safety and protections, including but not limited to concerns relating to the use of generators, noise pollution, night sky light pollution, energy usage, water consumption, sewer and drainage impacts, and groundwater impacts.

Section 7. Severability

If any section of this Ordinance is found or determined to be invalid, the remaining sections shall remain in effect.

Section 8. Effective date

This Ordinance shall take effect immediately upon adoption by the Common Council and approval of the City Executive.

Section 9. Repeal of Conflicting Ordinances

All ordinances or parts of ordinances currently established in the City Code of Michigan City which are in conflict with this Ordinance are hereby repealed to the extent of the conflict.

INTRODUCED BY: _____
NANCY MOLDENHAUER,
Michigan City Common Council

JOSEPH NELSON,
Michigan City Common Council

DAISY LEE,
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,
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

MICHIGAN CITY COMMON COUNCIL
Ordinance No. _____

**AN ORDINANCE VACATING A PORTION OF A PORTION OF AN
ALLEYWAY IN THE CITY OF MICHIGAN CITY LOCATED BETWEEN
LOTS 1 & 2 IN BLOCK 2, and LOTS 11 & 12 IN BLOCK 2 OF EARL'S
ADDITION TO THE CITY OF MICHIGAN CITY**

WHEREAS, Frank & Edward Skwiat American Legion Post 451, ("Petitioner") is the owner of certain real estate located within the City of Michigan City, Indiana, commonly known as as 121 Skwiat Legion Ave., Michigan City, Indiana, (Parcel No: 46-01-32-291-004.000-002), and 1101 Washington Street, Michigan City, Indiana (Parcel No: 46-01-32-291-001.000-022), (the "Property"), more particularly described as:

*Lots 1 and 2 in Block 2, and Lots 11 and 12 in Block 2, all in Earl's Addition
to the City of Michigan City, LaPorte County, Indiana;*

WHEREAS, Petitioner has petitioned the Common Council of the City of Michigan City, Indiana for the vacation of a portion the alleyway that is located between Lots 1 & 2 in Block 1 and Lots 11 & 12 in Block 2 of Earl's Addition to the City of Michigan City, all of which surrounds the subject alleyway to the North and South and is owned by Petitioner;

WHEREAS, Petitioner was not required to mail notice of the consideration of its Petition before the Common Council of the City of Michigan City because Petitioner owns the property abutting the portion of the alleyway to be vacated;

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 ____ day of __, 20__, 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 ____ day of ____, 20__, 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 that the requested vacation will not:

- A. 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. make access to the lands of any property owners within Michigan City, Indiana by means of public way difficult or inconvenience;
- C. hinder the public's access to a church, school, or other public building or place;
- and
- D. hinder the use of a public way by a neighborhood in which it is located or to which it is contiguous; and

WHEREAS, 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" clauses are set forth above as if fully incorporated in this Section.
2. The portion of the alleyway located between Petitioner's parcels to the North and South,

which more specifically described as:

part of a 15 foot wide alley lying between Lots 1 & 2 and Lots 11 & 12 Block 2 Earls Addition to Michigan City as recorded in Plat Book 1 page 235 in the Office of the La Porte County Recorder,
is now vacated and, pursuant to law, shall vest in Petitioner as the sole 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.

This Ordinance to be effective upon passage by the 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 _____, 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

MICHIGAN CITY COMMON COUNCIL

ORDINANCE NO. _____

APPROVING ADDITIONAL APPROPRIATION IN THE BUDGET OF THE
RAINY DAY FUND FOR LIMITED USE OF THE FLOCK CAMERA SYSTEM FOR
THE MICHIGAN CITY POLICE DEPARTMENT

WHEREAS, the City has previously invested in the Flock License Plate Reader and Raven Gunshot Detection systems; and

WHEREAS, these tools are frequently used by the Michigan City Police Department (MCPD) and have become integral to patrol operations and criminal investigations; and

WHEREAS, the MCPD seeks to continue with these services and also to expand some other services, which will help close operational information gaps; and

WHEREAS, the revised Flock plan provides for a limited expansion of public safety technology, including Drone as First Responder (DFR), strategically placed Pan-Tilt-Zoom (PTZ) cameras within the Franklin Street corridor which includes the South Shore train station and Washington Park, Community Partnership Cameras, and a Flock Safety Trailer equipped with mobile license plate reader and PTZ capabilities for strategic deployment during community events, festivals, special events, and other emerging public safety needs throughout the City; and

WHEREAS, following public input and continued discussions between the Common Council, City Administration, Michigan City Police Department, community members, and local stakeholders, the revised plan eliminates the previously proposed twenty (20) fixed Live View cameras that would have been distributed throughout the City; and

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 2026 Annual Budget to fund these additional items for the Michigan City Police Department; and

WHEREAS, the City Controller has determined that sufficient unappropriated funds are available in the Rainy Day Fund #2236 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 Rainy Day Fund #2236		
Unappropriated balance	\$300,000.00	
INCREASE ACCOUNT#2235.202.445.050		\$300,000.00
Other Machinery & Equipment- Other Machinery & Equip		
TOTAL FOR FUND	\$300,000.00	

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: _____
Bryant Dabney, Member
Michigan City Common Council

Don Przybylinski, Member
Michigan City Common Council

Dr. Vidya Kora, 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 choice) 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. _____

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.

