REGULAR IN PERSON COUNCIL

"HYBRID/ZOOM" MEETING
November 4, 2026

The Common Council of the City of Michigan City, Indiana, met in Regular session on Wednesday evening, November 4, 2026, at the hour of 6:30 p.m., Hosted by "Hybrid/Zoom" and streamed live on "My Michigan City" Facebook Page.

The meeting was called to order at 6:30 p.m.by President Tillman.

Roll call was authorized, and the following were noted present and/or absent.

PRESENT: COUNCIL MEMBERS Tim Bietry, Bryant Dabney, Dr. Vidya Kora, Daisy Lee, Nancy Moldenhauer, Joseph Nelson, Don Przybylinski, and Tracie Tillman (8).

ABSENT: COUNCIL MEMBERS Greg Coulter (1)

President Tillman advised Councilman Coulter absence is excused.

A QUORUM WAS NOTED PRESENT

ALSO, PRESENT: Council Attorney Jewel Harris, City Clerk Gale Neulieb, and Deputy Clerk Amanda Pickens

APPROVAL OF MINUTES

President Tillman asked if there were any corrections, deletions, or additions to the Regular "Hybrid/Zoom" Council meeting minutes that was held on Tuesday, October 20, 2026.

Councilman Dr. Kora made a motion to approve the Regular "Hybrid/Zoom" Council meeting minutes that was held on Tuesday, October 20th, 2026, second by Councilman Dabney, the motion carried and were approved by the following vote: AYES: Council members Nelson, Przybylinski, Tillman, Bietry, Dabney, Dr. Kora, Lee, and Moldenhauer (8) NAYS: Council members None (0)

REPORTS OF STANDING COMMITTEES

President Tillman asked if there were any standing committee reports, there was no response.

FINANCE REPORT

Councilman Dabney, chair of the Council's Finance Committee read the following November 4, 2026, minutes for the record.

November 4, 2026, Finance Committee Meeting Minutes

The Finance Committee meeting was called to order by Chairman Bryant Dabney at 6:00 p.m. to review and approve claims since the last meeting. Committee members Councilman Dr. Kora. Councilman Bietry, and Councilman Dabney were present. Assistant City Controllers Debi Studtman and Ann Shaffer were also present.

Claims reviewed were **$15,245.48** from the Riverboat Fund, **$0.00** from the Boyd Development fund, and **$0.00** from the Rainy-Day Fund, for a total claim docket of **$15,245.48.** Councilman Dr. Kora moved to recommend approval of the docket, and with a second from Councilman Bietry the motion was approved unanimously. Finally, on a motion by Councilman Dr. Kora and a second by Councilman Bietry the meeting was adjourned at 6:05 p.m.

The details of claims are as follows:

From the Riverboat Fund: $15,245.48

Waymire APS Inc. dba Waymire – MCPD Outfitting vehicles with proper equipment - $15,245.48.
Total Riverboat Fund Claims $15,245.48

From the Boyd Development Fund: $0.00
From the Rainy-Day Fund: $0.00

TOTAL CLAIM DOCKET - $15,245.48

November 4, 2026, Riverboat & Rainy-Day Fund – Statement of Cash Position:
Riverboat Fund - $7,122,263.45
Rainy Day Fund - $1,099,894.46
TOTAL - $8,222,157.91

Signature: *Bryant Dabney* Date: November 4, 2026

Bryant Dabney, MBA
Finance Committee Chair

Councilman Bietry made a motion to approve the November 4, 2026, Claim Docket in the amount of $15,245.48, second by Councilman Dr. Kora, the motion carried and was approved by the following vote: **AYES:** Council members Przybylinski, Tillman, Bietry, Dabney, Dr. Kora, Lee, Mondenhauer, and Nelson (8) **NAYS:** Council members None (0)

REPORTS FROM BOARDS AND COMMISSIONS

President Tillman asked if there were any reports from boards and commissions.

Tommy Kulavik, 1316 Ohio Street, stated his concerns with drinking and driving and that he feels there should be stronger penalties enforced.

Councilwoman Moldenhauer liaison to the Sustainability Commission, thanked the public for attending the workshop with Solar United Neighbors of Indiana; invited the public to attend the Northwest Indiana Green Drinks scheduled for Thursday, November 5th, 2026, at 6:30 p.m. and you can join on Save the Dune's Facebook Live, or a zoom link can be obtained em@savedunes.org; with the topic: "Discover Our Indiana Dunes National Park" presented by Leo Lestino, Indiana Dunes National Park Acting Superintendent.

REPORTS OF SPECIAL or SELECT COMMITTEES

President Tillman asked if there were any reports from Special or Select Committee reports.

Councilman Przybylinski liaison to the Sanitary District stated that Leaf Cleanup is happening and the maximum allowance is four (4) 32-gallon cans per household reminded the public to not use paper bags for lawn items.

REPORTS FROM THE MAYOR OR OTHER CITY OFFICERS AND DEPARTMENTS

President Tillman asked if there were any reports from the mayor or other city officers and departments.

MCFD Chief Taylor presented his stats from the month of October.

Chief Taylor advised Councilman Przybylinski that he is still researching the lifesaving drone and will be visiting the Long Beach Police Department to see their drone set up .

MCPD Chief Forker presented his stats from the month of October.

Chief Forker advised Councilman Przybylinski that the drone as a first responder does have the ability to have attachments such as a life preserver.

Councilman Przybylinski asked Chief Forker to have extra patrols along Franklin Street and Michigan Blvd. to reduce the number of speeders and issue tickets for public safety.

Mayor Angie addressed the council regarding the following.

- Advised that the city was awarded $388,000.00 for the 2027 CCMG.
- A Workshop will be held on Tuesday, November 10, 2026, at 5:30 p.m. regarding additional appropriations for the end of the year that will be needed for various departments.
- Thanked the public for voting and congratulating the winners of this election.
- Advised City Hall will be closed on Wednesday, November 11, 2026, for Veterans Day.
- Invited the public to attend the Veterans Day breakfast at the Wall Gang located at 911 Chicago Street, from 7:00 a.m.- 9:00 a.m. sponsored by the City of Michigan City and that three (3) applications have been received for the "Homeland Patriot Medal"

President Tillman asked if there were any other reports from the mayor or other city officers and departments, there was no response.

PETITIONS

President Tillman asked Clerk Neulieb if there were any petitions.

Clerk Neulieb advised that there were no petitions this evening.

COMMUNICATIONS

President Tillman asked if there were any communications received.

Clerk Neulieb read the following communications:

Notice of Extension of 30- Day Public Comment- received in the Clerk's Office on October 20, 2026, extending the deadline to November 23, 2026, from the Indiana Department of Environmental Management requesting Part 70 Operating Permit for Lavender Fields Holding, LLC.

RESOLUTIONS

Clerk Neulieb read the following proposed resolution by title only.

Councilman Przybylinski read the following proposed resolution in its entirety:

MICHIGAN CITY COMMON COUNCIL

RESOLUTION NO. 5010

A RESOLUTION OF THE COMMON COUNCIL OF THE CITY OF MICHIGAN CITY, INDIANA, APPROVING THE ISSUANCE OF REVENUE BONDS AND REVENUE BOND ANTICIPATION NOTES BY THE CITY OF MICHIGAN CITY, INDIANA, SANITARY DISTRICT RELATING TO THE DESIGN, ENGINEERING, ACQUISITION, CONSTRUCTION, AND INSTALLATION OF CERTAIN IMPROVEMENTS TO THE SEWAGE WORKS SYSTEM OF THE SANITARY DISTRICT AND ALL MATTERS RELATED THERETO

WHEREAS, pursuant to IC 36-9-25, as amended (the "Act"), the Board of Commissioners (the "Board"), as the governing body of the Sanitary District (the "District") of the City of Michigan City, Indiana (the "City"), has heretofore established, constructed, and financed its sewage works (the "Sewage Works"), and now owns and operates said Sewage Works pursuant to the Act; and

WHEREAS, the Board contemplates the design, engineering, acquisition, construction, extension, and installation of certain additions to and improvements for said Sewage Works for use by the District, including, without limitation, all or any portion of the following: (i) engineering and design for rehabilitation of the wastewater treatment plant; (ii) primary clarifier improvements for the wastewater treatment plant; (iii) Monon stormwater lift station rehabilitation improvements; (iv) Lafayette Barker outfall improvements and related engineering and design; (v) engineering, design, and construction for Esplanade sewer improvements; (vi) engineering and design for Edgewood sewer improvements; (vii) North Roeske septic cluster elimination and related engineering and design; (viii) engineering for the rehabilitation of six (6) lift stations; (ix) WWTP communication and security system rehabilitation; and (x) any other necessary design, engineering, appurtenances, related improvements, and equipment to serve the District, and all costs related thereto (collectively, the "Project"), and further contemplates the financing of all or a portion of the costs of the Project through the issuance of its sanitary district revenue bonds (the "Bonds") in one (1) or more series in an aggregate principal amount not to exceed Twenty Million Dollars ($20,000,000) and, pending the issuance of the Bonds, its sanitary district revenue bond anticipation notes (the "BANs") in one (1) or more series in an aggregate principal amount not to exceed Twenty Million Dollars ($20,000,000), which BANs will be payable from the proceeds of the Bonds; and

WHEREAS, accordingly, on October 28, 2026, the Board, as governing body of the District, approved its Resolution No. 2026-10, a "Declaratory Resolution of the Sanitary District Board of Commissioners of the City of Michigan City, Indiana, Approving Certain Projects of the City's Sanitary District and All Matters Related Thereto," a copy of which is attached hereto as Exhibit "A"; and

WHEREAS, said Resolution, upon proper publication of notice and opportunity for public comment, establishes the intent of the Board to finance the aforementioned Project from the proceeds of the Bonds and/or the BANs; and

WHEREAS, the Common Council, as is required by applicable law, and in furtherance of the Project, now desires to approve the issuance of the Bonds and the BANs;

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

All of the stated "WHEREAS" clauses are incorporated herein by reference.

The Common Council hereby approves the issuance by the District of (a) the Bonds in an aggregate principal amount not to exceed Twenty Million Dollars ($20,000,000) and (b) pending the issuance of the Bonds, the BANs in an aggregate principal amount not to exceed Twenty Million Dollars ($20,000,000), to finance all or any portion of the costs of the Project and to pay

all incidental expenses incurred in connection therewith, including the costs of issuance of the Bonds and the BANs.

Any officer or member of the Board, or any official, employee, or representative of the City or the District authorized by the Board, is hereby authorized, empowered and directed, on behalf of the District, to take any other action as required or appropriate to effectuate this Resolution, and any such actions heretofore made or taken by any such individual shall be, and hereby are, ratified and approved.

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

INTRODUCED BY: /s/ Don Przybylinski, Member
Michigan City Common Council

President Tillman asked if the author had anything to add at this time.

Councilman Przybylinski introduced Wendy Vachet to address any further questions the council may have.

Wendy Vachet, Public Works Director, presented " Capital Project unding-Financial Update"
Note: This presentation is filed in 2026 Council Matters.

President Tillman asked if there were any questions or comments from the public.

Tommy Kulavik, 1316 Ohio Street, asked the city to open the compost site on Hitchcock Street the first Saturday of the month for drop off that will help element the brush around the city.

Paul Przybylinski, 1716 Washington Street, stated he attended the Sanitary Board meeting when this original request was for $15 million and it increased to $20 million; questioning the language of this proposed resolution; asking how much this will cost the taxpayers on a monthly basis and asked that a public workshop be held to provide further information and address the resident's concerns.

President Tillman asked if there were any comments from the council.

Wendy Vachet, advised Councilman Przybylinski that the cost for the residents was built into rate and fee increase that was passed by the council and that public workshops has been held; that the proposed resolution states $20 million but the request is only for $15 million in order to complete the projects at hand, invited the public to attend the public hearing on Wednesday, November 18, 2026, at 4:00 p.m. at the Sanitary District.

Wendy Vachet, stated that the rate increase that has been passed to support the $15 million bond anticipation note; and this will help the department move forward and complete the future projects.

Councilman Dabney made a motion to approve the proposed resolution, second by Councilman Przybylinski, the motion carried and was approved by the following vote: **AYES:** Council members Tillman, Bietry, Dabney, Dr. Kora, Lee , Moldenhauer, and Przybylinski (7). **NAYS:** Council members None (0) **ABSTAIN:** Nelson (1)

Clerk Neulieb read the following proposed resolution by title only.

MICHIGAN CITY COMMON COUNCIL

RESOLUTION 5011

APPROVING AND AUTHORIZING THE 2027-2028 UNION CONTRACT BETWEEN THE MICHIGAN CITY FRATERNAL ORDER OF POLICE DUNES LODGE #75 AND THE CITY OF MICHIGAN CITY, INDIANA

WHEREAS, there is a labor agreement currently in effect between the Michigan City Fraternal Order of Police Dunes Lodge #75 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 and financial benefits for members in the Michigan City Police Department; and

WHEREAS, there have been successful negotiations between the Labor Relations Committee of the Common Council and the Michigan City Fraternal Order of Police Dunes Lodge #75 and the new proposed contract for 2027-2028 is attached hereto and incorporated herein as "Exhibit A;" and

WHEREAS, the Labor Relations Committee recommends that the Common Council approve and authorize the 2027-2028 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 terms of the 2027-2028 Union Contract between the Michigan City Fraternal Order of Police Dunes Lodge #75 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: /s/ Greg Coulter
Michigan City Common Council
/s/ Don Przybylinski, Member
Michigan City Common Council

NOTE: Exhibit "A" is attached to this Resolution in CR-117 filed in the Clerk's Office

President Tillman asked if any of the authors had anything to add at this time.

Councilman Przybylinski thanked the following individuals City Attorney Lapaich, Council Attorney Harris, City Controller Smith, Assistant Controller Shaffer, and Personal Director Henderson for working together on the (2) two-year 2027-2028 union contract with the Fraternal Order of Police Dunes Lodge #75 (FOP), advising the public can

receive a copy of the contract from the City Clerk's Office, thanked Councilman Coulter for his hard work and dedication.

President Tillman stated in the third whereas there is a clerical type of 2027-208.

Attorney Harris advised it's a minor scrivener's error and can still proceed.

President Tillman asked if there were any questions or comments from the public, repeating three times, there was no response.

President Tillman asked if there were any comments from the Council.

Councilman Przybylinski made a motion to approve the proposed resolution, second by Councilman Nelson, the motion carried and was approved by the following vote: **AYES:** Council members Bietry, Dabney, Dr. Kora, Lee , Moldenhauer, Nelson, Przybylinski, and Tillman (8). **NAYS:** Council members None (0)

ORDINANCES

Clerk Neulieb read the following proposed Ordinance on first reading by title only.

AMENDING CITY OF MICHIGAN CITY RESOLUTION 4809, WHICH PREVIOUSLY AMENDED 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

President Tillman asked if any of the authors had anything to add at this time.

Councilman Dabney stated that there was (3) three public workshops that was held and that information has been provided to the public to answer any questions that they may have.

Councilman Przybylinski stated that both the Sanitary District and the City Council has done their due diligences as this is a need for the district to continue to treat the wastewater correctly that flows into Lake Michigan and avoid any fines from IDEM.

Attorney Harris advised Wendy Vachet to provide clarification before public comment.

Wendy Vachet, Board of Public Works Director, stated that two (2) clerical errors have been found during preparation of the bond anticipation note with the first being the minimum billing provision with the Water Department as they bill in whole numbers, clarifying this does not impact the previously approved rates, billing calculations, or anticipated customer increases. The second error involved septic hauling rates, which was mistakenly increased despite the district decision to maintain the existing rates, and advised that all sceptic haulers have been billed correctly with no finical impact.

Attorney Harris stated that the corrections do not affect the rates previously approved by the Council and recommend approval of the proposed corrections.

President Tillman asked if there were any other comments from the Council, there was no response.

President Tillman asked if there were any questions or comments from the public.

Paul Przybylinski, 1716 Washington Street, advised at the last Sanitary District meeting their Financial Report indicated the district has $7.2 million in various funds that did not include the recent increase of revenue; asking why the previous resolution is for $20 million if they only need $15 million ; stated his concerns regarding transparency with the monthly rate increase and the total amount of the bill; advised he submitted a FOIA

request to both the Water Department and Sanitary District seeking the flow charts and information regarding the impact of the Indiana State Prison.

Ernie Hollihand, 302 Gladys Street, stated he feels the city could save money by performing their own maintenance of alleyways in our city as there is overgrowth of trees and vegetation in our sewers lines.

President Tillman asked if there were any comments from the council, there was no response, stating that this proposed ordinance will be held over on second reading at the November 17, 2026, council meeting.

Clerk Neulieb read the following proposed Ordinance on first reading by title only.

Councilman Przybylinski read the following proposed resolution in its entirety:

ESTABLISHING THE SALARIES FOR THE MICHIGAN CITY POLICE DEPARTMENT FOR THE CALENDAR YEAR 2027

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

WHEREAS, previously, the City of Michigan City, through the Common Council's Labor Committee and the Michigan City Fraternal Order of Police Dunes Lodge #75 on behalf of the officers of the Police Department, negotiated fair and equitable salaries for the years 2027—2028 the terms of which continue until a new contract is approved by both the City and the Michigan City Fraternal Order of Police Dunes Lodge #75; and

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

Section 1. The annual salaries for the Police Officers for the year 2027 shall be set as follows, subject to the terms and conditions of a labor agreement between the City of Michigan City and the Indiana F.O.P. Labor Council, Inc.:

POSITION	2027
Probationary Patrolman	$62,801.40
Patrolman (1 - 2 years)	$65,985.02
1st Class Patrolman (3+ years)	$68,690.06
Corporal	$70,812.48
Sergeant	$72,934.90
Lieutenant	$75,057.31
Captain	$77,179.79

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

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: Greg Coulter
Don Przybylinski

President Tillman asked if any of the authors had anything to add at this time, there was no response.

President Tillman asked if there were any questions or comments from the public, repeating three times, there was no response.

President Tillman asked if there were any comments from the council, there was no response, stating that this proposed ordinance will be held over on second reading at the November 17, 2026, council meeting.

Clerk Neulieb read the following proposed Ordinance on second reading by title only.
ESTABLISHING A TEMPORARY MORATORIUM ON A NEW DATA CENTER DEVELOPMENT AND CREATING SEC. 22-3 IN THE MICHIGAN CITY MUNICIPAL CODE

Introduced by: Dr. Vidya Kora
Bryant Dabney
Daisy Lee
Greg Coulter
Tim Bietry
Don Przybylinski

President Tillman asked if any of the authors had anything to add at this time.

Councilman Dr. Kora stated this was brought forth to include a date of when the moratorium would conclude; and to make it clear this does not apply to the current data center development; advised that Councilwoman Moldenhauer worked hard on the previous version of the moratorium ordinance and she will be bringing it back with an amendment to include these two (2) concerns; advising that he would like to withdraw this proposed ordinance but not all sponsors are present to withdraw sponsorships.

Councilman Dr. Kora made a motion to TABLE the proposed ordinance, second by Councilman Nelson.

Attorney Harris advised this proposed ordinance is tabled with no return date.

Attorney advised there is a motion on the floor to table and that their can be no further discussion.

the motion carried and was TABLED by the following vote: **AYES:** Council members Dabney, Dr. Kora, Lee, Moldenhauer, Nelson, Przybylinski, Tillman, and Bietry (8). **NAYS:** Council members None (0)

Clerk Neulieb read the following proposed Ordinance on second reading by title only.
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 COMMISSON OF MICHIGAN CITY, FOR PURPOSES OF DEFINING AND REGULATING DATA CENTER DEVELOPMENT

Introduced by: Nancy Moldenhauer
Joe Nelson
Daisy Lee
Don Przybylinski
Dr. Vidya Kora
Bryant Dabney

Note: This proposed ordinance was TABLED indefinitely at the September 15, 2026, Council meeting.

President Tillman asked if any of the authors had anything to add at this time.

Councilwoman Moldenhauer made a motion to remove the proposed ordinance off the table; second by Nelson. the motion carried and removed from the table by the following

vote: **AYES:** Council members Dr. Kora, Lee, Moldenhauer, Nelson, Przybylinski, Bietry, and Dr. Kora (7). **NAYS:** Council members Tillman (1)

President Tillman stated that she voted nay as she understands the importance of the proposed moratorium but has concerns regarding the language and would like to make sure there is no potential legal implications involving other departments and to make sure the city would be protected from all potential liability.

Attorney Harris advise President Tillman that the vote removed this item from the table and now that is coming back on second reding there will be opportunity for discussion to be held.

Clerk Neulieb read the following proposed Ordinance on second reading by title only.
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 COMMISSON OF MICHIGAN CITY, FOR PURPOSES OF DEFINING AND REGULATING DATA CENTER DEVELOPMENT

Introduced by: Nancy Moldenhauer
Joe Nelson
Daisy Lee
Don Przybylinski
Dr. Vidya Kora
Bryant Dabney

President Tillman asked if any of the authors had anything to add at this time.

Attorney Harris advised Councilman Dabney that his recommendation would be that if this moves forward to have the council hold a workshop including the city departments that are affected by this to moratorium to receive there input and process all information before taking final action for adoption.

Councilwoman Moldenhauer stated that there was a meeting held with the Planning Department and their legal representative for the Planning Commission, as long as there is no task given to them to start that 90 day clock then we have meet their concerns; it is not in the best interest to have them do a rushed job, but do agree that a meeting can take place to be clear that nothing has been done to jeopardize their role in this; Councilman Dabney made a recommendation that once the data center is fully occupied by the user, the clock would begin to collect data and would conclude the two-years that would allow for a full year to collect scientific data on our specific data center and to be aware of any protective measures that may need to be included to protect our citizens, animals and our environment.

Councilwoman Moldenhauer read the following in its entirety.

Section 5. Duration This Ordinance, and the Temporary Moratorium described herein, shall be effective upon the date of its adoption, and shall remain continually in effect until the a date two (2) years after the date on which the records of the City of Michigan City reflect the issuance of an occupancy permit allowing the Data Center which is the subject of Michigan City Common Council Resolutions Nos. 4971, 4972, 4973, and 4974 to operate at its full capacity.

Councilwoman Moldenhauer advised the City Clerk made copies for the public review.

Clerk Neulieb read the following proposed Ordinance on second reading by title only.
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 COMMISSON OF MICHIGAN CITY, FOR PURPOSES OF DEFINING AND REGULATING DATA CENTER DEVELOPMENT

Introduced by: Nancy Moldenhauer
Joe Nelson
Daisy Lee
Don Przybylinski
Dr. Vidya Kora
Bryant Dabney

Attorney Harris advise President Tillman now that second reading has took place of Councilwoman Moldenhauer overview, she would like to make a motion to amend by substitution.

Councilwoman Moldenhauer made a motion to amend by substation, seconded by Councilman Nelson, the motion carried and the amendment was approved by the following vote: **AYES:** Council members Lee, Moldenhauer, Nelson, Przybylinski, Tillman , Bietry, Dabney, and Dr. Kora (8) **NAYS:** Council members None (0)

Clerk Neulieb read the following proposed Ordinance on second reading by title only.

ESTABLISHING A TEMPORARY MORATORIUM ON NEW DATA CENTER DEVELOPMENT AND RELATED APPROVALS WITHIN THE CITY OF MICHIGAN CITY, INDIANA

Introduced by: Nancy Moldenhauer
Joe Nelson
Daisy Lee
Don Przybylinski
Dr. Vidya Kora
Bryant Dabney

President Tillman asked if any of the authors had anything to add at this time, there was no response.

The following residents addressed the council regarding the proposed ordinance addressing a temporary moratorium on new data centers development; Andy Skwait, 203 Harrison Street- Marquis Electric, Larry Levendeski, 203 Harrison Street-Marquis Electric, Ernie Hollihand-302 Gladys Street, Mayor Angie-126 Lady Lane, Tommy Kulavik-1316 Ohio Street, Heather Ennis- 6100 South Port Road, Portage, Brian Gross (ZOOM), Ashley Williams -401 Fir Street, Domonic Yankee-904 Willow Spring Drive, Jeff Kohler- 2712 Roselynn Trail, Chris Payne- United Way of LaPorte County, Sal Dunlap-729 E. Michigan Blvd. , Derrick Zimmerman-203 Harrison Street, Gabby Rogers- 203 Harrison Street, Steve Coyle-215 Oriel Trail, Dave Hyskza-5556 Hitchcock Street, Pail Przybylinski-1716 Washington Street, Carlton Bishop-BAC Marketing 7654 HWY 20, Thomas DeMedici- (ZOOM) ION Stewards Energy, Matt Kubik-3318 Tilden Ave.

President Tillman stated public comments are now closed, advising that if you still have comments or concerns, please send them to the City Clerk's Office or email the data center directly.

Councilman Przybylinski asked for a five (5) minute recess.

President Tillman requested a five (5) minute recess coming back at 8:30, approved by a vote of 8-0

President Tillman called the meeting back to order.

President Tillman asked if there were any comments from the council, there was no response, stating that this proposed ordinance will be held over on third reading at the November 17, 2026, council meeting.

NEW BUSINESS

President Tillman asked Clerk Neulieb if there was any "New Business".

Clerk Neulieb stated there was no new business.

UNFINISHED BUSINESS

President Tillman if there was any unfinished business

Clerk Neulieb advised that Council has one (1) appointment to the Michigan City Women's Commission due to Ms. Angela Carter's resignation (term will begin immediately and expire 12/21/27).

Clerk Neulieb advised that an application was received after the deadline from Mr. Dennis Gouch.

President Tillman advised Mr. Gouch that there is a process for applying for any boards/commission.

President Tillman advised Councilman Nelson that nominations will be opened at the next council meeting on November 17, 2026

COMMENTS FROM THE PUBLIC

President Tillman asked if there were any comments from the public.

Tommy Kulavik, 1316 Ohio Street, stated there will be an execution happening tonight at the Indiana State Prison; stated his concerns with the Park Departments master plan; encourage the public to get involved and join a board or commission.

Ernie Hollihand, 302 Gladys Street, stated his concerns with the data center and that he will apologize to the mayor for the misinformation but the city needs to bring back industries for the workforce.

Sal Dunlap, 729 E. Michigan Blvd., gave a history of a trip he recently went on.

Bob Wojack, 168 Rivera Drive, thanked economic development and the council for their support and investments for the small business in our community.

Guadalupe Garcilaso , Taco Party Food Truck, South Bend, stated that she operates a food truck for Project Maize Data Center and how it has benefited her small business.

President Tillman advised Mr. Hollihand he already spoke before the Council.

Paul Przybylinski, 1716 Washinton Street, asked Councilman Przybylinski how does the Refuse Department make the determination of the weight of the toters; asked if the Sanitary District could purchase toters for our community for yard waste; read the following petition into record:

RE: Request for Public Hearing on the Proposed 2027 Budget, Tax Rates, and Tax Levies for the City of Michigan City I Michigan City Sanitary District.

PETITION STATEMENT: The undersigned taxpayers Of the City Of Michigan City I Michigan City Sanitary District hereby petition the Department Of Local Government Finance (DLGF) to hold a public hearing in LaPorte County, Indiana, pursuant to IC S 6-1.1-17-16.1, prior to reviewing, revising, reducing. increasing, or certifying the 2027 budget, tax rates, and tax levies for the political subdivision.

GROUNDS FOR REQUEST:
1. IC S 364-7-7, ICS 36-4-7-10. and IC S 6-1.1-17-5.The Michigan City Sanitation Department (Funds 6402 and 8201) failed to present or provide itemized budget estimates and salary schedules to the public or the council during the budget process.
2. IC S 6-1.1-17-5(b) - Taxpayers were denied meaningful opportunity to evaluate property-tax-supported fund appropriations totaling $4,713,583 (combined max estimates Of over $5 million) prior to adoption.
3. IC S 364-7-10 - Sanitation department personnel and salaries were completely omitted from the 2027 Salary Ordinance presented to the Common Council, conflicting with statutory budget preparation requirements.

PRAYER FOR RELIEF:
We respectfully request that the Department Of Local Government Finance issue notice and conduct a public hearing in LaPorte County pursuant to IC S 6-1.1-17-16.1(d) to examine the 2027 Sanitary District budget. fund appropriations, tax rates, and levies

Eric Jensen, 220 E, 7th Street, stated that this data center development is helping the younger generation with good paying jobs.

Steve Minsterman, 11109 Nevada Place, Crown Point, provided his data on the current data cementer development in our state.

Patricia Matsey, 821 Earl Road, stated that she feels that public comment should be direct to what is being discussed; also stated her concerns with the recent election and thanked the public for being patient.

Dominic Yankee, 904 Willow Spring Drive, stated his concerns with data center and air quality in our city.

Julia Ortega, 414 Cambridge Road, Mishawaka, Bu lulu Tropical Food Truck, thanked Google Data Center for allowing them to serve the workers.

Amy Losinski (ZOOM) stated her concerns with the proposed moratorium and the verification letter for the data center.

Savannah Lyles (ZOOM) thanked Mr. Dunlap for his services; stated her concerns with the financial impact the data center has on our community.

President Tillman asked if there were any other comments from the public, there was no response.

COMMENTS FROM THE COUNCIL

President Tillman asked if the Council had any comments Council at this time.

Councilman Dabney advised the City Controller is waiting on a reply for the DLGF regarding the Operation Budget for the Sanitary District; and that the taxes was labeled for the Sanitary District that was done at the same time of the City Budget; if a correction need to be made, they will make it and will change the process for the upcoming year; thanked the public for the input and support for the moratorium.

Councilman Przybylinski stated that he supports the moratorium, but also the members of the local unions and Marquise Electirc, that are currently working at the Google Data Center, as this will put stop on new developments; and that a workshop should be held

after the passing of the moratorium with the department heads to move forward the correct way; reminding the council liaisons that the following board/commission still have to present their annual report by ordinance to the council for 2026: Commission for Women; the Social Status of African American Males, Revolving Loan Committee-written report; and the Veterans Commission; reminder the public to attend the Sanitary District Public Hearing on Wednesday, November 18, 2026 ; asking the resident to return toters if you have more than two (2); encouraged the public to fly your flag on Veteran's Day.

President Tillman asked if there were any comments from the council, there was no response.

President Tillman thanked Vice President Councilman Bietry for overseeing the previous council meeting in her absence, wished Councilman Dr. Kora a happy belated birthday, and that the Council members and City Departments sponsored a dinner for the Michigan City Wolves Football team on October 8, 2026, from Up In Smoke.

ADJOURNMENT

A motion by Councilman Przybylinski, second by Councilman Dr. Kora and there being no further business to transact, President Tillman declared the meeting **ADJOURNED** (approximately 9:15 p.m.)

Michigan City Common Council November 4, 2026

Tracie Tillman, President

Gale A. Neulieb, City Clerk