

MICHIGAN CITY COMMON COUNCIL

ORDINANCE NO. 4722

AMENDING VARIOUS SECTIONS IN CHAPTER 38 OF THE MICHIGAN CITY MUNICIPAL CODE TO CHANGE THE PROMISE SCHOLARSHIP “EXCEPTIONS COMMITTEE” TO A PROMISE SCHOLARSHIP “REVIEW COMMITTEE” & REDEFINE THE DUTIES AND RESPONSIBILITIES OF THE DIRECTOR AND SAID COMMITTEE

WHEREAS, on or about August 2, 2016, the Common Council enacted Ordinance #4393 creating the Michigan City Promise Scholarship and the Scholarship Exceptions Committee, which is codified in Chapter 38 in the Michigan City Municipal Code; and

WHEREAS, on or about December 7, 2021, Ordinance #4609 was enacted, which made certain amendments to the Promise Scholarship Program to expand the Program to include Marquette High School students and students whose parents were leasing housing in Michigan City; and

WHEREAS, the Mayor reasonably believes the following changes should be made to the Promise Scholarship:

1. The role of the Promise Scholarship Director should be expanded, and more specifically, not only should the Director handle the Promise Scholarship, the Director should also handle all related education and workforce development, and as such the title of the Director should be changed to Education and Workforce Development Director;
2. The name of the Promise Scholarship Fund should be changed to “Education and Workforce Development Fund” and that monies in the fund may also be utilized for related education and workforce development training, education, and career development; and
3. If a student would qualify for the Promise Scholarship (ie: met the residency requirements and years attended Michigan City Area Public Schools), however, the award amount to said student would be \$0 because the Promise Scholarship is secondary to all other scholarships and financial aid, said student should be given a one-time stipend of \$500.00, which may be utilized for cost of books, transportation, housing, uniforms, and other costs.

WHEREAS, in addition, the Mayor reasonably believes that the name, duties, and responsibilities of the Scholarship Exception Committee should be expanded and redefined, and more specifically:

1. The Committee’s name should be changed to “Scholarship Review Committee;”
2. The Committee’s duties and roles should not be limited to just determining if a student should be granted an exception or an appeal;
3. The Committee’s duties and responsibilities should be expanded to include the review of all student applications received and review of documentation for continuing eligibility for said scholarship; and

WHEREAS, the Common Council believes that the aforementioned amendments are in the best interest of the City and residents herein.

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

1. Article VI in Chapter 38 which currently reads “Michigan City Promise Scholarship Program” is hereby amended to read “Education and Workforce Development.”

2. Sec. 38-40 of the Michigan City Municipal Code is hereby amended and shall now read as follows:

Sec. 38-40. Creation of the Education and Workforce Development Fund.

There is hereby established an Education and Workforce Development Fund. This Fund shall be a restricted non-reverting fund. The purpose of this Fund shall be to receive and account for the receipt and expenditure of money appropriated to the fund from the River Boat Fund and/or Boyd Development Fund, donations, grants, and other sources, and said monies shall be used for the sole purpose of awarding scholarships through the City promise scholarship program to City resident graduates of City area schools, who reside in the corporate limits of the City. In addition, this Fund may be utilized for the following: 1.) administration of all related education and workforce development programs as set forth under this Article, including the creation of additional future scholarship programs; and 2.) administration of any workforce development grants awarded to the City. The Fund shall not be used for any other purposes and such funds shall be administered by the controller. This Fund shall exist until its dissolution, whereat any remaining balance after all liabilities are paid shall be returned to the City and deposited into the fund from which they were appropriated or to the City's General Fund if the funds were not appropriated from either the River Boat Fund or the Boyd Development Fund.

3. Sec. 38-41(a) of the Michigan City Municipal Code is hereby amended and shall now read as follows:

(a) *Director.* The Mayor shall appoint a director to manage the City Promise Scholarship Program, who shall be known as the Education and Workforce Development Director. The Director shall be responsible for establishing and implementing the guidelines, procedures, and standards of the city promise scholarship program as set forth by this article, as well as manage the related education and workforce development. The Director shall issue an annual report listing the names of all scholarship recipients, the colleges attended, and the scholarship funds received.

4. All references to "Scholarship Exceptions Committee" in Sec. 38-41, Sec. 38-42(d), and Sec. 38-44 of the Michigan City Municipal Code are hereby amended and replaced with "Scholarship Review Committee."

5. Sec. 38-41(e) of the Michigan City Municipal Code is hereby amended and shall now read as follows:

(e) *Duties and responsibilities.* The duties and responsibilities of the Scholarship Review Committee are as follows:

- (1). Reviewing of applications, with the Director awarding the scholarships once approved by the Committee;
- (2). Reviewing of continuing eligibility documentation;
- (3). Hearing appeals by any person aggrieved by the implementation of the scholarship programs requirements or a decision of the Director. An appeal shall be filed within fifteen (15) days of the occurrence or the decision of the Director. An appeal must be submitted in writing to the Director requesting a hearing; and
- (4). Hearing any requests for exceptions to the scholarship program. Those requests shall also be submitted to the Director in writing. The Director shall immediately forward all requests to the committee.

6. Sec. 38-48 is hereby created in the Michigan City Municipal Code and shall read as follows:

Sec. 38-48. Education and Workforce Development.

In addition to administering the Promise Scholarship Program, the Director shall also develop and manage all the City's workforce development programs, including the City's

Municipal Internship Program. The Director shall cultivate partnerships and connect City residents, including recipients of the Promise Scholarship Program, and/or City employees to training, education, and career development.

7. Sec. 38-43(c) is hereby created and added to Sec. 38-43 in the Michigan City Municipal Code and shall read as follows:

Sec. 38-43. Applicability of scholarship; eligible expenses; stipend opportunity.

- (a) The scholarship shall apply only to tuition and college fees, including laboratory, student activity and registration fees. It may not be applied towards the cost of books, transportation, housing, uniforms or other costs.
- (b) Michigan City Promise Scholarship is secondary to all other scholarships and financial aid. The actual award made to a recipient shall be offset by all other awards, scholarships and financial aid received by the student that apply toward the cost of tuition and fees. Student loans shall not be counted in determining the award amount.
- (c) If a student is qualified for the scholarship, but the determination is that the student's Award amount is zero (\$0) because the Michigan City Promise Scholarship is secondary to all other scholarships and financial aid, said student may be awarded a stipend in the amount of \$500.00, which may be used toward the cost of books, transportation, housing, uniforms, or other costs. Said stipend may be awarded to a student only once, for a maximum of four (4) years, regardless of the number of times said student applies for the promise scholarship.

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

INTRODUCED BY: /s/ Bryant Dabney, Member
Michigan City Common Council

CO-SPONSOR: /s/ Tim Bietry, Member
Michigan City Common Council

/s/ Nancy Moldenhauer, Member
Michigan City Common Council

Passed by the Common Council of the City of Michigan City, Indiana, this 5th day of March, 2024 by a vote of 9 to 0.

/s/ Don Przybylinski, President
Michigan City Common Council

Approved/Vetoed (*circle choice*) by me, this 7th day of March, 2024.

/s/ Angie Nelson Deutch, Mayor
City of Michigan City, Indiana

ATTEST:

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

Prepared by Corporation Counsel Upon Request