

GOSHEN COMMON COUNCIL

Minutes for the Regular Meeting of March 19, 2019

The Common Council of the City of Goshen, Indiana met in a regular meeting on March 19, 2019 at 7:00 P.M. in the City Court Room/Council Chambers at the Goshen Police & Court Building, 111 East Jefferson Street, Goshen, IN. Presiding Officer was Mayor Stutsman, with members of the Council present or absent as follows:

PRESENT: Councilman McKee, Nisley, Orgill, Scharf and Weddell
Councilwoman Gautsche, King

ABSENT: Youth Advisor Perez-Diener

CHANGES TO THE AGENDA

Mayor Stutsman made changes to the agenda by adding two (2) resolutions. Motion to approve agenda as amended was made by Councilwoman Gautsche. Motion was seconded by Councilwoman King.

By a 7-0 unanimous vote the Agenda was approved as amended.

APPROVAL OF MINUTES

Mayor Stutsman called for a motion regarding the Minutes from March 5, 2019. Motion to approve the Minutes as presented made by Councilwoman Gautsche. Motion was seconded by Councilman Orgill.

By a 7-0 unanimous vote the Minutes were approved as presented.

SPECIAL PRESENTATION

Ben Eldridge, President, Jeff Boyle, Vice President, Chad Plummer, Secretary/Treasurer and Justin Schaffer, Trustee elect, all with the Northeast District of the Indiana Section of the American Water Works Association presented city water employee Steve Cripe with the Iron Man award for Steve's dedication to his job after recently having open heart surgery to install his Left Ventricle Assist Device (LVAD).

PRIVILEGE OF THE FLOOR

Let the record show that no one from the public spoke.

Council President Weddell updated Council on resume and why he did not send it out.

Councilman McKee comments about Steve Cripes' parents being in the audience for his presentation.

PUBLIC HEARING ON ORDINANCE 4993

Mayor Stutsman opened the public hearing. Let the record show that no one spoke.

ORDINANCE 4993

Council President Weddell introduced Ordinance 4993 entitled "ESTABLISH THE ANNUAL TAX RATE FOR THE CITY OF GOSHEN CUMULATIVE BUILDING AND SINKING FUND FOR MUNICIPAL SEWER."

Council President Weddell asked the Clerk-Treasurer to read the Ordinance by title only and moved for its passage on second and final reading. Motion was seconded by Councilman Nisley.

COUNCIL COMMENTS ON ORDINANCE 4993

Mayor Stutsman opened Council comments. No Council comments were made.

PUBLIC COMMENTS ON ORDINANCE 4993

Mayor Stutsman opened public comments. No comments were made by the public.

By a 7-0 unanimous vote, the Ordinance passed on second and final reading.

(ORDINANCE #4993 DULY PASSED AND ADOPTED THIS DAY OF MARCH 19, 2019)

PUBLIC HEARING ON ORDINANCE 4994

Mayor Stutsman opened the public hearing. Let the record show that no one spoke.

ORDINANCE 4994

Council President Weddell introduced Ordinance 4994 entitled "ESTABLISH THE ANNUAL TAX RATE FOR THE CITY OF GOSHEN CUMULATIVE CAPITAL DEVELOPMENT FUND."

Council President Weddell asked the Clerk-Treasurer to read the Ordinance by title only and moved for its passage on second and final reading. Motion was seconded by Councilwoman King.

COUNCIL COMMENTS ON ORDINANCE 4994

Mayor Stutsman opened Council comments. No comments were made by the Council.

PUBLIC COMMENTS ON ORDINANCE 4994

Mayor Stutsman opened public comments. No comments were made by the public.

By a 7-0 unanimous vote, the Ordinance passed on second and final reading.

(ORDINANCE #4994 DULY PASSED AND ADOPTED THIS DAY OF MARCH 19, 2019)

ORDINANCE 4995

Council President Weddell introduced Ordinance 4995 entitled "ORDINANCE AUTHORIZING THE CITY OF GOSHEN, INDIANA TO ISSUE AND FUND ITS "TAXABLE ECONOMIC DEVELOPMENT REVENUE NOTES, SERIES 2019" AND APPROVING AND AUTHORIZING OTHER ACTIONS IN RESPECT THERETO"

Council President Weddell asked the Clerk-Treasurer to read the Ordinance by title only and moved for its passage on second and final reading. Motion was seconded by Councilwoman Gautsche.

COUNCIL COMMENTS ON ORDINANCE 4995

Mayor Stutsman opened Council comments. No Council comments were made.

Councilman Scharf recuses himself at 19 minutes and 54 seconds of the audio recording.

PUBLIC COMMENTS ON ORDINANCE 4995

Mayor Stutsman opened public comments. No public comments were made.

Mayor Stutsman brought the comments back to the Council. Council comments start at 20 minutes and 29 seconds of the audio recording.

AYES: Gautsche, King, McKee, Nisley, Weddell

NAYS: Orgill

Let the record show that Councilman Scharf did not vote.

By a 5-1 vote, the Ordinance passed on second and final reading.

(ORDINANCE #4995 DULY PASSED AND ADOPTED THIS DAY OF MARCH 19, 2019)

PUBLIC HEARING ON ORDINANCE 4996

Mayor Stutsman opened the public hearing. Let the record show that no one spoke.

ORDINANCE 4996

Council President Weddell introduced Ordinance 4996 entitled "ADDITIONAL APPROPRIATION."

Council President Weddell asked the Clerk-Treasurer to read the Ordinance by title only and moved for its passage on first reading. Motion was seconded by Councilwoman Gautsche.

COUNCIL COMMENTS ON ORDINANCE 4996

Mayor Stutsman opened Council comments. Council comments start at 22 minutes and 43 seconds of the audio recording.

Mayor Stutsman comments on the Ordinance starting at 22 minutes and 49 seconds of the audio recording.

Battalion Chief Steffen Schrock comments starting at 23 minutes and 15 seconds of the audio recording.

PUBLIC COMMENTS ON ORDINANCE 4996

Mayor Stutsman opened public comments. No public comments were made.

By 7-0 unanimous vote, the Ordinance passed on first reading.

Mayor Stutsman asked for a unanimous Council consent to consider the Ordinance for passage during one meeting. As there was no objection, Mayor Stutsman declared that the Ordinance would be heard on a second reading.

ORDINANCE 4996

Council President Weddell introduced Ordinance 4996 entitled "ADDITIONAL APPROPRIATION."

Council President Weddell asked the Clerk-Treasurer to read the Ordinance by title only and moved for its passage on first reading. Motion was seconded by Councilman Nisley.

COUNCIL COMMENTS ON ORDINANCE 4996

Mayor Stutsman opened Council comments. No Council comments were made.

PUBLIC COMMENTS ON ORDINANCE 4996

Mayor Stutsman opened public comments. No public comments were made.

By a 7-0 unanimous vote, the Ordinance passed on second and final reading.

(ORDINANCE #4996 DULY PASSED AND ADOPTED THIS DAY OF MARCH 19, 2019)

PUBLIC HEARING ON ORDINANCE 4997

Mayor Stutsman opened the public hearing. Let the record show that no one spoke.

ORDINANCE 4997

Council President Weddell introduced Ordinance 4997 entitled "ADDITIONAL APPROPRIATION AND REDUCTION APPROPRIATION."

Council President Weddell asked the Clerk-Treasurer to read the Ordinance by title only and moved for its passage on first reading. Motion was seconded by Councilman Nisley.

Mayor Stutsman comments on the Ordinance starting at 29 minute and 42 seconds of the audio recording.

City Attorney Larry Barks comments on the Ordinance starting at 29 minutes and 55 seconds of the audio recording.

COUNCIL COMMENTS ON ORDINANCE 4997

Mayor Stutsman opened Council comments. Council comments start at 29 minutes and 38 seconds of the audio recording.

PUBLIC COMMENTS ON ORDINANCE 4997

Mayor Stutsman opened public comments. No public comments were made.

By 7-0 unanimous vote, the Ordinance passed on first reading.

Mayor Stutsman asked for a unanimous Council consent to consider the Ordinance for passage during one meeting. As there was no objection, Mayor Stutsman declared that the Ordinance would be heard on a second reading.

ORDINANCE 4997

Council President Weddell introduced Ordinance 4997 entitled "ADDITIONAL APPROPRIATION AND REDUCTION APPROPRIATION."

Council President Weddell asked the Clerk-Treasurer to read the Ordinance by title only and moved for its passage on second and final reading. Motion was seconded by Councilwoman Gautsche.

COUNCIL COMMENTS ON ORDINANCE 4997

Mayor Stutsman opened Council comments. No Council comments were made.

PUBLIC COMMENTS ON ORDINANCE 4997

Mayor Stutsman opened public comments. No public comments were made.

Mayor Stutsman asked the Clerk-Treasurer to call the roll on the Ordinance as amended. Roll Call was as follows:

AYES: Gautsche, King, McKee, Nisley, Orgill, Scharf, Weddell

NAYS:

By a 7-0 unanimous vote, the Ordinance passed on second and final reading.

(ORDINANCE #4997 DULY PASSED AND ADOPTED THIS DAY OF MARCH 19, 2019)

RESOLUTION 2019-07

Council President Weddell introduced Resolution 2019-07 entitled "INTERLOCAL AGREEMENT FOR RECONSTRUCTION OF BRIDGE ON COLLEGE AVENUE CROSSING HORN DITCH AND RELOCATION OF UTILITIES."

Council President Weddell asked the Clerk-Treasurer to read the Resolution by title only and moved for its passage. Motion was seconded by Councilwoman King.

COUNCIL COMMENTS ON RESOLUTION 2019-07

Mayor Stutsman opened Council comments. Council comments start at 39 minutes and 47 seconds of the audio recording.

PUBLIC COMMENTS ON RESOLUTION 2019-07

Mayor Stutsman opened public comments. No public comments were made.

By a 7-0 unanimous vote, the Resolution passed.

(RESOLUTION #2019-07 DULY PASSED AND ADOPTED THIS MARCH 19, 2019)

RESOLUTION 2019-08

Council President Weddell introduced Resolution 2019-08 entitled "GOSHEN ECONOMIC DEVELOPMENT COMMISSION 2018 ANNUAL REPORT."

Council President Weddell asked the Clerk-Treasurer to read the Resolution by title only and moved for its passage. Motion was seconded by Councilwoman Gautsche.

COUNCIL COMMENTS ON RESOLUTION 2019-08

Mayor Stutsman opened Council comments. No Council comments were made.

PUBLIC COMMENTS ON RESOLUTION 2019-08

Mayor Stutsman opened public comments. No public comments were made.

By a 7-0 unanimous vote, the Resolution passed.

(RESOLUTION #2019-08 DULY PASSED AND ADOPTED ON THIS MARCH 19, 2019)

RESOLUTION 2019-09

Council President Weddell introduced Resolution 2019-09 entitled "GOSHEN REDEVELOPMENT AUTHORITY 2018 ANNUAL REPORT."

Council President Weddell asked the Clerk-Treasurer to read the Resolution by title only and moved for its passage. Motion was seconded by Councilwoman Gautsche.

City Attorney Larry Barkes comments on the Resolution starting at 44 minutes and 20 seconds of the audio recording.

COUNCIL COMMENTS ON RESOLUTION 2019-09

Mayor Stutsman opened Council comments. Council comments start at 44 minutes and 35 seconds of the audio recording.

PUBLIC COMMENTS ON RESOLUTION 2019-09

Mayor Stutsman opened public comments. No public comments were made.

By a 7-0 unanimous vote, the Resolution passed.

(RESOLUTION #2019-09 DULY PASSED AND ADOPTED ON THIS MARCH 19, 2019)

RESOLUTION 2019-10

Council President Weddell introduced Resolution 2019-10 entitled "RESOLUTION OF THE CITY OF GOSHEN, INDIANA ESTABLISHING THE GOSHEN THEATER PROJECT FUND TO RECEIVE AND DISBURSE FUNDS FROM ITS "TAXABLE ECONOMIC DEVELOPMENT REVENUE NOTES, SERIES 2019" AND APPROVING AND AUTHORIZING OTHER ACTIONS IN RESPECT THERETO."

Council President Weddell asked the Clerk-Treasurer to read the Resolution by title only and moved for its passage. Motion was seconded by Councilwoman Gautsche.

Councilman Scharf recuses himself from the discussion starting at 47 minutes and 14 seconds of the audio recording.

City Attorney Larry Barkes comments on the Resolution starting at 47 minutes and 38 seconds of the audio recording.

COUNCIL COMMENTS ON RESOLUTION 2019-10

Mayor Stutsman opened Council comments. No Council comments were made.

PUBLIC COMMENTS ON RESOLUTION 2019-10

Mayor Stutsman opened public comments. No public comments were made.

Mayor Stutsman asked the Clerk-Treasurer to call the roll on the Ordinance as amended. Roll Call was as follows:

AYES: Gautsche, King, McKee, Nisley, Orgill, Weddell

NAYS:

Let the record show that Councilman Scharf did not vote.

By a 6-0 unanimous vote, the Resolution passed.

(RESOLUTION #2019-10 DULY PASSED AND ADOPTED ON THIS MARCH 19, 2019)

RESOLUTION 2019-11

Council President Weddell introduced Resolution 2019-11 entitled "PURCHASE OF STEEL CONTAINERS."

Council President Weddell asked the Clerk-Treasurer to read the Resolution by title only and moved for its passage. Motion was seconded by Councilwoman King.

Mayor Stutsman comments on the Resolution starting at 49 minutes and 48 seconds of the audio recording.

COUNCIL COMMENTS ON RESOLUTION 2019-11

Mayor Stutsman opened Council comments. Council comments start at 51 minutes and 03 seconds of the audio recording.

Councilman Scharf makes a motion to strike the 3rd WHEREAS starting at 53 minutes and 55 seconds of the audio recording. Motion was seconded by Councilwoman King.

COUNCIL COMMENTS ON THE AMENDMENT

Mayor Stutsman opened Council comments. Council comments start at 54 minutes and 20 seconds of the audio recording.

PUBLIC COMMENTS ON THE AMENDMENT

Mayor Stutsman opened public comments. Public comments start at 55 minutes and 01 seconds of the audio recording.

Mayor Stutsman brought the comments back to the Council. Council comments start at 56 minutes and 32 seconds of the audio recording.

Mayor Stutsman asked the Clerk-Treasurer to call the roll on the Resolution as amended. Roll Call was as follows:

AYES: Scharf

NAYS: Gautsche, King, McKee, Nisley, Orgill, Weddell

By a 6-1 vote, the amendment failed.

PUBLIC COMMENTS ON RESOLUTION 2019-11

Mayor Stutsman opened public comments. Public comments start at 58 minutes and 10 seconds of the audio recording.


Battalion Chief Steffen Schrock comments starting at 59 minutes and 18 seconds of the audio recording.

By a 7-0 unanimous vote, the Resolution passed.

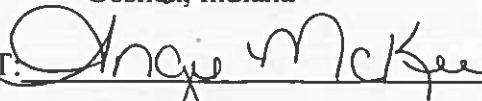
(RESOLUTION #2019-11 DULY PASSED AND ADOPTED ON THIS MARCH 19, 2019)

Councilman Nisley makes a motion to adjourn. Councilwoman King seconded the motion. Meeting adjourned at 7:57pm.

APPROVED: _____


Mayor, Jeremy P. Stutsman
Goshen, Indiana

ATTEST: _____


Angie McKee
City Clerk-Treasurer