

GOSHEN COMMON COUNCIL

Minutes for the Regular Meeting of September 5, 2017

The Common Council of the City of Goshen, Indiana met in a regular meeting on September 5, 2017 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 Ahlersmeyer, McKee, Orgill, Scharf, Weddell
Councilwoman Gautsche, King

ABSENT: Youth Advisor Barahona

CHANGES TO THE AGENDA

Mayor Stutsman called for any changes to the Agenda or a motion to approve the Agenda as presented. Motion to approve the Agenda as presented made by Councilman Weddell. Motion seconded by Councilwoman Gautsche.

By a 7-0 unanimous vote the Agenda passed as presented.

APPROVAL OF MINUTES

Mayor Stutsman called for a motion regarding the Minutes from August 15, 2017. Motion to approve the Minutes as presented made by Councilwoman King. Motion seconded by Councilwoman Gautsche.

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

PRESENTATIONS

Police Chief Wade Branson, Assistant Police Chief Jose Miller, and Sergeant Jeremy Hooley presented on the Police Department's need for a new training facility at 8 minutes and 25 seconds of the audio recording.

Council Comments on the Presentation begin at 26 minutes and 48 seconds of the audio recording.

RESOLUTION 2017-19

Council President McKee introduced Resolution 2017-19 entitled "DESIGNATION OF AN ECONOMIC REVITALIZATION AREA TO OBTAIN A REAL PROPERTY TAX PHASE-N FOR GOSHEN ASSISTED LIVING, LLC."

Council President McKee asked the Clerk-Treasurer to read the Resolution by title only and moved for its passage. Motion seconded by Councilman Ahlersmeyer.

Attorney Matt Carr from Quarles & Brady LLP presented at 50 minutes and 09 seconds of the audio recording.

Elkhart County Council on Aging President David Tony presented at 1 hour, 04 minutes, and 00 seconds of the audio recording.

Motion to remove Item 7 Section a on page 1 and to include “Monthly census or other applicable reports that indicate the following information: (i) number and percentage of affordable apartments the cost of which is partially funded through reimbursement from Indiana’s Medicaid Waiver for assisted living; and (ii) number and percentage of spend down/private pay apartments the cost of which is paid by the resident.” as a new Item 1 on page 6 per City Attorney Larry Barks’ suggestion made by Councilman Weddell. Motion seconded by Councilman Ahlersmeyer.

COUNCIL COMMENTS ON AMENDMENT

Mayor Stutsman opened Council comments. Council discussion on the amendment begins at 1 hour, 39 minutes, and 28 seconds of the audio recording.

PUBLIC COMMENTS ON AMENDMENT

Mayor Stutsman opened public comments. There were no comments made by the public.

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

AYES: Ahlersmeyer, McKee, Orgill, Scharf, Weddell

NAYS: Gautsche, King

By a 5-2 vote the Amendment passed.

COUNCIL COMMENTS ON RESOLUTION 2017-19

Mayor Stutsman opened Council comments. Council comments begin at 1 hour, 49 minutes, and 22 seconds and end at 2 hours, 2 minutes, and 05 seconds of the audio recording. Council comments resume at 2 hours, 05 minutes, and 52 seconds of the audio recording.

PUBLIC COMMENTS ON RESOLUTION 2017-19

Mayor Stutsman opened public comments. Public comments begin at 2 hours, 02 minutes, and 21 seconds of the audio recording.

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

AYES: Ahlersmeyer, McKee, Orgill, Weddell

NAYS: Gautsche, King, Scharf

By a 4-3 vote the Resolution passed.

(RESOLUTION 2017-19 DULY PASSED AND ADOPTED THIS DAY OF SEPTEMBER 5, 2017)

RESOLUTION #2017-20

Council President McKee introduced Resolution #2017-20 entitled “APPROVE THE INTERLOCAL MEMORANDUM OF UNDERSTANDING BETWEEN COUNTY OF

ELKHART, CITY OF ELKHART, AND CITY OF GOSHEN FOR THE 2017 EDWARD BYRNE MEMORIAL JUSTICE ASSISTANCE GRANT FORMULA PROGRAM AWARD.”

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

Mayor Stutsman spoke about the Resolution at 2 hours, 59 minutes, and 15 seconds of the audio recording.

Assistant Police Chief Jose Miller spoke about the Resolution at 2 hours, 59 minutes, and 59 seconds of the audio recording.

COUNCIL COMMENTS ON RESOLUTION #2017-20

Mayor Stutsman opened Council comments. There were no comments made by the Council.

PUBLIC COMMENTS ON RESOLUTION #2017-20

Mayor Stutsman opened public comments. There were no comments made by the public.

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

By a 7-0 unanimous vote the Resolution passed.

(RESOLUTION 2017-20 DULY PASSED AND ADOPTED THIS DAY OF SEPTEMBER 5, 2017)

ORDINANCE #4922

Council President McKee introduced Ordinance #4922 entitled “PUBLIC/PRIVATE WATER AND SEWER CONSTRUCTION.”

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

Water and Sewer Superintendent Kent Holdren spoke about the Ordinance at 3 hours, 02 minutes, and 03 seconds of the audio recording. Additional comments by City staff immediately follow.

COUNCIL COMMENTS ON ORDINANCE #4922

Mayor Stutsman opened Council comments. Council comments begin at 3 hours, 07 minutes, and 41 seconds of the audio recording.

PUBLIC COMMENTS ON ORDINANCE #4922

Mayor Stutsman opened public comments. There were no comments made by the public.

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

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

ORDINANCE #4922

Council President McKee introduced Ordinance #4922 entitled "PUBLIC/PRIVATE WATER AND SEWER CONSTRUCTION."

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

COUNCIL COMMENTS ON ORDINANCE #4922

Mayor Stutsman opened Council comments. Council comments begin at 3 hours, 11 minutes, and 17 seconds of the audio recording.

PUBLIC COMMENTS ON ORDINANCE #4922

Mayor Stutsman opened public comments. There were no additional comments made by the public.

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

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

NAYS:

By a 7-0 unanimous vote the Ordinance passed.

(ORDINANCE #4922 DULY PASSED AND ADOPTED THIS DAY OF SEPTEMBER 5, 2017)

ORDINANCE #4921

Council President McKee introduced Ordinance #4921 entitled "ADDITIONAL APPROPRIATIONS."

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

Mayor Stutsman spoke about the Ordinance at 3 hours, 12, minutes, and 26 seconds of the audio recording.

COUNCIL COMMENTS ON ORDINANCE #4921

Mayor Stutsman opened Council comments. Council comments begin at 3 hours, 12 minutes, and 47 seconds of the audio recording.

PUBLIC COMMENTS ON ORDINANCE #4921

Mayor Stutsman opened public comments. There were no comments made by the public.

BY a 7-0 unanimous vote the Ordinance passed on first reading.

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

ORDINANCE #4921

Council President McKee introduced Ordinance #4921 entitled "ADDITIONAL APPROPRIATIONS."

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

COUNCIL COMMENTS ON ORDINANCE #4921

Mayor Stutsman opened Council comments. There were no additional comments made by the Council.

PUBLIC COMMENTS ON ORDINANCE #4921

Mayor Stutsman opened public comments. There were no additional comments made by the public.

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

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

NAYS:

By a 7-0 unanimous vote the Ordinance passed.

(ORDINANCE #4921 DULY PASSED AND ADOPTED THIS DAY OF SEPTEMBER 5, 2017)

RESOLUTION #2017-18

Council President McKee introduced Resolution #2017-18 entitled "AN EMERGENCY RESOLUTION PROVIDING FOR THE TRANSFER OF FUNDS."

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

COUNCIL COMMENTS ON RESOLUTION #2017-18

Mayor Stutsman opened Council comments. There were no comments made by the Council.

PUBLIC COMMENTS ON RESOLUTION #2017-18

Mayor Stutsman opened public comments. There were no comments made by the public.

By a 7-0 unanimous vote the Resolution passed.

(RESOLUTION #2017-18 DULY PASSED AND ADOPTED THIS DAY OF SEPTEMBER 5, 2017)

PRIVILEGE OF THE FLOOR

Pamela Weishaupt spoke about neighborhood ordinance violations at 3 hours, 16 minutes, and 25 seconds of the audio recording.

Council President McKee spoke about the First Friday dunk tank at 3 hours, 22 minutes, and 07 seconds of the audio recording.

Council President McKee moved to adjourn. Motion seconded by Councilwoman King and the meeting adjourned at 10:17 P.M.

APPROVED: _____


Mayor, Jeremy P. Stutsman
Goshen, Indiana

ATTEST: _____


Angie McKee
City Clerk-Treasurer