

GOSHEN COMMON COUNCIL

Minutes for the Regular Meeting of June 5, 2018

The Common Council of the City of Goshen, Indiana met in a regular meeting on June 5, 2018 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, Weddell
Councilwoman Gautsche, King
Youth Advisor Barahona

ABSENT: None

CHANGES TO THE AGENDA

Mayor Stutsman requested a motion to remove Ordinance #4966, to Table indefinitely Ordinance #4961, and postpone the Lippert CF-1 Compliance Review until the June 19, 2018 meeting from the Agenda. Motion made by Council President Weddell. Motion seconded by Councilman McKee.

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

Motion to approve the Agenda as amended made by Councilman McKee. Motion seconded by Councilwoman Gautsche.

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 May 15, 2018. Motion to approve the Minutes as presented made by Councilman Orgill. Motion seconded by Councilman Scharf.

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

PRIVILEGE OF THE FLOOR

AJ Lane spoke about Casey's Convenience Store at 10 minutes and 10 seconds of the audio recording.

Glenn Null spoke about the Memorial Day parade, road paving, and concerns about the US Highway 33 speed limit at 11 minutes and 40 seconds of the audio recording.

Councilman Scharf spoke about the zoning committee review at 14 minutes and 22 seconds of the audio recording.

Councilwoman King spoke about the Board of Zoning Appeals appointment, Boards and Commissions terms and appointments, and the Flood Advisory Committee deadline to submit requests for flood damage assistance at 14 minutes and 41 seconds of the audio recording.

PRESENTATIONS

Mayor Stutsman gave a special presentation for Youth Advisor Jason Barahona at 16 minutes and 45 seconds of the audio recording. Vince Turner of Mutual Bank gave a special scholarship

award to Youth Advisor Barahona at 18 minutes and 33 seconds of the audio recording. Youth Advisor Barahona spoke about his time on the Council at 20 minutes and 36 seconds of the audio recording.

Mayor Stutsman swore in Youth Advisor Felix Perez-Diener at 22 minutes and 00 seconds of the audio recording.

Council President Weddell thanked Mayor Stutsman for starting the Youth Advisor program at 24 minutes and 41 seconds of the audio recording.

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

PRESENT: Councilman McKee, Nisley, Orgill, Scharf, Weddell
Councilwoman Gautsche, King
Youth Advisor Perez-Diener

ABSENT: None

ORDINANCE #4965

Council President Weddell introduced Ordinance #4965 entitled "AN ORDINANCE TO AMEND ORDINANCE 3011, KNOWN AS THE ZONING AND USE REGULATIONS ORDINANCE FOR THE CITY OF GOSHEN, INDIANA, BY REZONING THE AREA OF REAL ESTATE HEREINAFTER DESCRIBED FROM AGRICULTURAL A-1 TO INDUSTRIAL M-1 DISTRICT."

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

City Planning and Zoning Administrator Rhonda Yoder spoke about the Ordinance at 26 minutes and 54 seconds of the audio recording.

COUNCIL COMMENTS ON ORDINANCE #4965

Mayor Stutsman opened Council comments. Council comments begin at 27 minutes and 57 seconds of the audio recording.

PUBLIC COMMENTS ON ORDINANCE #4965

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.

Due to the nature of the Ordinance, unanimous consent was not required and Mayor Stutsman declared that the Ordinance would be heard on a second reading.

ORDINANCE #4965

Council President Weddell introduced Ordinance #4965 entitled "AN ORDINANCE TO AMEND ORDINANCE 3011, KNOWN AS THE ZONING AND USE REGULATIONS ORDINANCE FOR THE CITY OF GOSHEN, INDIANA, BY REZONING THE AREA OF REAL ESTATE HEREINAFTER DESCRIBED FROM AGRICULTURAL A-1 TO INDUSTRIAL M-1 DISTRICT."

Council President Weddell 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 Nisley.

COUNCIL COMMENTS ON ORDINANCE #4965

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

PUBLIC COMMENTS ON ORDINANCE #4965

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

NAYS:

By a 7-0 unanimous vote the Ordinance passed.

(ORDINANCE #4965 DULY PASSED AND ADOPTED THIS DAY OF JUNE 4, 2018)

ORDINANCE #4967

Council President Weddell introduced Ordinance #4967 entitled "AN ORDINANCE TO AMEND ORDINANCE 3011, KNOWN AS THE ZONING AND USE REGULATIONS ORDINANCE FOR THE CITY OF GOSHEN, INDIANA, BY REZONING THE AREA OF REAL ESTATE HEREINAFTER DESCRIBED FROM RESIDENTIAL R-3 PUD AND RESIDENTIAL R-2 PUD DISTRICT TO R-3 DISTRICT."

Council President Weddell 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.

City Planning and Zoning Administrator Rhonda Yoder spoke about the Ordinance at 30 minutes and 51 seconds of the audio recording.

COUNCIL COMMENTS ON ORDINANCE #4967

Mayor Stutsman opened Council comments. Council comments begin at 33 minutes and 57 seconds of the audio recording.

PUBLIC COMMENTS ON ORDINANCE #4967

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

Due to the nature of the Ordinance, unanimous consent was not required and Mayor Stutsman declared that the Ordinance would be heard on a second reading.

ORDINANCE #4967

Council President Weddell introduced Ordinance #4967 entitled "AN ORDINANCE TO AMEND ORDINANCE 3011, KNOWN AS THE ZONING AND USE REGULATIONS ORDINANCE FOR THE CITY OF GOSHEN, INDIANA, BY REZONING THE AREA OF REAL ESTATE HEREINAFTER DESCRIBED FROM RESIDENTIAL R-3 PUD AND RESIDENTIAL R-2 PUD DISTRICT TO R-3 DISTRICT."

Council President Weddell 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 Councilwoman King.

COUNCIL COMMENTS ON ORDINANCE #4967

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

PUBLIC COMMENTS ON ORDINANCE #4967

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

NAYS:

By a 7-0 unanimous vote the Ordinance passed.

(ORDINANCE #4967 DULY PASSED AND ADOPTED THIS DAY OF JUNE 4, 2018)

RESOLUTION 2018-26

Council President Weddell introduced Resolution 2018-26 entitled "LIPPERT/DIERDORFF ECONOMIC DEVELOPMENT AREA."

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

PUBLIC COMMENTS ON RESOLUTION 2018-26

Mayor Stutsman opened Public comments. Public comments begin at 37 minutes and 07 seconds of the audio recording.

COUNCIL COMMENTS ON RESOLUTION 2018-26

Mayor Stutsman opened Council comments. Council comments begin at 47 minutes and 32 seconds of the audio recording.

Motion to remove the center turn lane, sidewalks, and curb requirements made by Councilman Scharf. Motion seconded by Councilwoman Gautsche.

PUBLIC COMMENTS ON AMENDMENT

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

COUNCIL COMMENTS ON AMENDMENT

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

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

AYES: Gautsche, King, Orgill, Scharf

NAYS: McKee, Nisley, Weddell

By a 4-3 vote the amendment passed.

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

AYES: Gautsche, King, McKee, Nisley, Weddell

NAYS: Orgill, Scharf

By a 5-2 vote the Resolution passed as amended.

(RESOLUTION 2018-26 DULY PASSED AND ADOPTED THIS DAY OF JUNE 4, 2018)

PUBLIC HEARING ORDINANCE #4968

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

ORDINANCE #4968

Council President Weddell introduced Ordinance #4968 entitled "ADDITIONAL APPROPRIATION ORDINANCE."

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

Mayor Stutsman spoke about the Ordinance at 1 hour, 24 minutes, and 04 seconds of the audio recording.

COUNCIL COMMENTS ON ORDINANCE #4968

Mayor Stutsman opened Council comments. Council comments begin at 1 hour, 25 minutes, and 34 seconds of the audio recording.

PUBLIC COMMENTS ON ORDINANCE #4968

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 #4968

Council President Weddell introduced Ordinance #4968 entitled "ADDITIONAL APPROPRIATION ORDINANCE."

Council President Weddell 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 McKee.

COUNCIL COMMENTS ON ORDINANCE #4968

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

PUBLIC COMMENTS ON ORDINANCE #4968

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

NAYS:

By a 7-0 unanimous vote the Ordinance passed.

(ORDINANCE #4968 DULY PASSED AND ADOPTED THIS DAY OF JUNE 4, 2018)

RESOLUTION 2018-34

Council President Weddell introduced Resolution 2018-34 entitled "ACKNOWLEDGE THE FILING OF THE GOSHEN REDEVELOPMENT COMMISSION 2017 ANNUAL REPORT."

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

Mayor Stutsman spoke about the Resolution at 1 hour, 29 minutes, and 34 seconds of the audio recording.

PUBLIC COMMENTS ON RESOLUTION 2018-34

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

COUNCIL COMMENTS ON RESOLUTION 2018-34

Mayor Stutsman opened Council comments.

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

By a 7-0 unanimous vote the Resolution passed.

(RESOLUTION 2018-34 DULY PASSED AND ADOPTED THIS DAY OF JUNE 4, 2018)

RESOLUTION 2018-35

Council President Weddell introduced Resolution 2018-35 entitled "AN EMERGENCY RESOLUTION PROVIDING FOR THE TRANSFER OF FUNDS."

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

PUBLIC COMMENTS ON RESOLUTION 2018-35

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

COUNCIL COMMENTS ON RESOLUTION 2018-35

Mayor Stutsman opened Council comments. Council comments begin at 1 hour, 31 minutes, and 03 seconds of the audio recording.

By a 7-0 unanimous vote the Resolution passed.

(RESOLUTION 2018-35 DULY PASSED AND ADOPTED THIS DAY OF JUNE 4, 2018)

APPOINTMENTS

Mayor Stutsman introduced the Board of Zoning Appeals Appointment at 1 hour, 31 minutes, and 45 seconds of the audio recording with Council comments immediately following.

Nomination of James Ramer made by Councilman Nisley. Mr. Ramer spoke at 1 hour, 39 minutes, and 22 seconds of the audio recording.

Nomination of Jennifer Shell made by Councilwoman King. Ms. Shell spoke at 1 hour, 35 minutes, and 18 seconds of the audio recording.

Motion to close nominations made by Council President Weddell. Motion seconded by Councilwoman King.

By a 7-0 unanimous vote the nominations were closed.

SHELL: Gautsche, King, Scharf

RAMER: McKee, Nisley, Orgill, Weddell

James Ramer was appointed to the Board of Zoning Appeals.

DISCUSSION ITEM #1—COMMUNITY RELATIONS COMMISSION OPENINGS

Mayor Stutsman introduced Discussion Item #1 at 1 hour, 45 minutes, and 25 seconds of the audio recording. Council comments immediately follow.

DISCUSSION ITEM #2—PARKS DEPARTMENT OFFICE

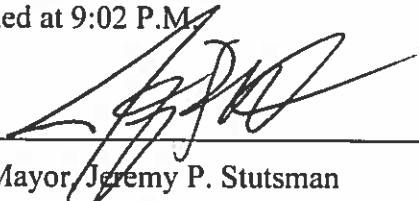
Mayor Stutsman introduced Discussion Item #2 at 1 hour, 57 minutes, and 20 seconds of the audio recording. Parks and Recreation Superintendent and Council comments immediately follow.

ANNOUNCEMENT

Clerk-Treasurer McKee spoke about the Freedom Fest at 2 hours, 08 minutes, and 21 seconds of the audio recording.

Councilwoman Gautsche moved to adjourn. Motion seconded by Councilman Orgill and the meeting adjourned at 9:02 P.M.

APPROVED: _____


Mayor, Jeremy P. Stutsman
Goshen, Indiana

ATTEST _____


Angie McKee
City Clerk-Treasurer