

GOSHEN COMMON COUNCIL

Minutes for the Regular Meeting of January 15, 2019

The Common Council of the City of Goshen, Indiana met in a regular meeting on January 15, 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
Youth Advisor Perez-Diener

ABSENT: None

CHANGES TO THE AGENDA

Mayor Stutsman requested adding the election of a new Council President and added Community Relations Commission appointment under the Appointments to Board and Commissions. Motion to approve the Agenda as amended made by Councilman Nisley. Motion 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 November 20th, December 4th, December 18th and December 26th. 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

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

Councilman Orgill announced that he will not be running for re-election this year.

Councilwoman Gautsche announced that she will not be running for re-election this year.

Councilman Scharf also announced that he will not be running for re-election this year.

Council President Weddell thanked the Council members not running for re-election for their service.

Councilwoman Gautsche announced that Goshen Theater week is coming up starting on January 22nd through the 26th.

Youth Advisor Perez-Diener stated that he will be singing at the theater on opening day of theater week.

Clerk-Treasurer McKee made statements regarding the interest that the City has earned since switching financial institutions at the beginning of 2018. And also stated that she recently switched the city insurance carrier saving the city money on premiums for the 2019 budget year.

Mayor Stutsman announced that Randy Christophel from Goshen Health is not interested in sitting down and using city staff to look at a parking garage.

COUNCIL PRESIDENT 2019 ELECTION

Council President Weddell asked for a motion to open nominations. Councilwoman King made a motion to open the nomination. Motion was seconded by Councilman Scharf.

Council nominations start at 17 minutes and 32 seconds of the audio recording.

Councilman Orgill nominated Councilman Nisley. Councilman Nisley respectfully declined.

Councilman Nisley nominated current Council President Weddell. Council President Weddell accepted.

Councilwoman King nominated Councilwoman Gautsche. Councilwoman Gautsche accepted.

Motion to close nominations was made by Councilman McKee. Motion was seconded by Councilman Scharf.

Council comments regarding the nominations start at 19 minutes and 47 seconds of the audio recording.

Council President Weddell asked the Clerk-Treasurer to call the roll. Roll call was as follows:

Weddell – McKee, Nisley, Orgill, Weddell

Gautsche – Gautsche, King, Scharf

By a 4-3 vote Council President Weddell was elected again as Council President 2019.

RESOLUTION 2019-01

Council President Weddell introduced Resolution 2019-01 entitled “ADOPTING THE PROVISIONS OF INDIANA CODE § 5-23 TO REQUEST PROPOSALS FOR AN OPERATOR FOR THE GOSHEN ENVIRONMENTAL CENTER.”

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

City Attorney Larry Barkes comments on the Resolution starting at 23 minutes 23 seconds of the audio recording.

COUNCIL COMMENTS ON RESOLUTION 2019-01

Mayor Stutsman opened Council comments. Council comments start at 24 minutes and 00 seconds of the audio recording.

PUBLIC COMMENTS ON RESOLUTION 2019-01

Mayor Stutsman opened public comments. There were comments made by the public.

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

(RESOLUTION #2019-01 DULY PASSED AND ADOPTED THIS 15TH DAY OF JANUARY, 2019)

RESOLUTION 2019-02

Council President Weddell introduced Resolution 2019-02 entitled "AN EMERGENCY RESOLUTION PROVIDING FOR THE TRANSFER OF FUNDS."

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

Director of Public Works Dustin Sailor comments on the Resolution starting at 29 minutes and 25 seconds of the audio recording.

COUNCIL COMMENTS ON RESOLUTION 2019-02

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

PUBLIC COMMENTS ON RESOLUTION 2019-02

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

By a unanimous 7-0 vote the Resolution passed.

(RESOLUTION 2019-02 DULY PASSED AND ADOPTED THIS 15TH DAY OF JANUARY, 2019)

BOARD OF ZONING APPEALS APPOINTMENT

Council President Weddell comments on the appointments starting at 30 minutes and 40 seconds of the audio recording.

The applicants introduce themselves starting at 32 minutes and 21 seconds of the audio recording.

Council comments start at 35 minutes and 40 seconds of the audio recording.

City Attorney Larry Barkes comments starting at 36 minutes and 10 seconds of the audio recording.

Council President again comments starting at 36 minutes and 37 seconds of the audio recording.

Nominations start at 38 minutes and 08 seconds of the audio recording.

Councilwoman Gautsche nominates Mervin Helmuth. Nomination seconded by Councilwoman King.

Councilman Nisley nominates Scott McKee. Nomination was seconded by Councilman Scharf. Motion to close nominations was made by Council President Weddell. Motion was seconded by Councilwoman King.

Council comments start at 41 minutes and 04 seconds of the audio recording.

Council President Weddell asked the Clerk-Treasurer to call the roll. Roll Call was as follows:

Helmuth – Gautsche, King

McKee – McKee, Nisley, Orgill, Scharf, Weddell

By a 5-2 vote, Scott McKee was appointed to the Board of Zoning Appeals.

BOARD OF ZONING APPEALS ALTERNATE

Council President Weddell comments on the appointment starting at 44 minutes and 28 seconds of the audio recording.

Council President Weddell opens nominations starting at 45 minutes and 18 seconds of the audio recording.

Motion to nominate Mervin Helmuth was made by Councilman McKee. Motion was seconded by Councilman Orgill.

Motion to nominate Angela McKenna was made by Council President Weddell. Motion was seconded by Councilwoman Gautsche.

Council President Weddell closes nominations.

Council discussion starts at 46 minutes and 29 seconds of the audio recording.

Applicant Mervin Helmuth answers Council questions starting at 46 minutes and 54 seconds of the audio recording.

Council President Weddell asked the Clerk-Treasurer to call the roll. Roll Call was as follows:

Helmuth – Gautsche, King, McKee, Nisley, Orgill, Scharf, Weddell

McKeena –

By a 7-0 vote, Mervin Helmuth was appointed to the Board of Zoning Appeals as the alternate.

COMMUNITY RELATIONS APPOINTMENT

Council President Weddell comments on the appointments starting at 50 minutes and 38 seconds of the audio recording.

Council comments start at 52 minutes and 05 seconds of the audio recording.

Motion to table this appointment was made by Councilman Nisley. Motion was seconded by Councilman Orgill.

Mayor Stutsman asked for a voice vote to table the appointment to February 5th. Due to nay votes, Mayor Stutsman then asked the Clerk-Treasurer to call the roll. Roll Call was a follows:

AYES: Nisley, Orgill, Scharf, Weddell

NAYS: Gautsche, King, McKee

By a 4-3 vote, the appointment will be tabled until the February 5th Council meeting.

**COUNCIL DISCUSSION ITEM REPEAL OF ORDINANCE 4502 DOWNTOWN
OVERLAY DISTRICT**

Councilman Scharf starts his presentation at 58 minutes and 18 seconds of the audio recording.

Mayor Stutsman comments starting at 1 hour 16 minutes and 00 seconds of the audio recording.

COUNCIL COMMENTS ON DISCUSSION ITEM

Mayor Stutsman opened Council comments. Council comments start at 1 hour 18 minutes and 00 seconds of the audio recording.

PUBLIC COMMENTS ON DISCUSSION ITEM

Mayor Stutsman opened public comments. Public comments start at 1 hour 29 minutes and 46 seconds of the audio recording.

COUNCIL COMMENTS ON DISCUSSION ITEM

Mayor Stutsman brought the discussion back to the Council. Council comments start at 1 hour 46 minutes and 56 seconds of the audio recording.


COUNCIL DISCUSSION ITEM AMENDING COUNCIL RULES

Councilwoman King starts the comments at 1 hour 54 minutes and 35 seconds of the audio recording.

City Attorney Larry Barkes comments on this discussion item starting at 2 hours 02 minutes and 17 seconds of the audio recording.

Council comments start again at 2 hours 02 minutes and 44 seconds of the audio recording.

APPROVED: _____


Mayor, Jeremy P. Stutsman
Goshen, Indiana

ATTEST: _____


Angie McKee
City Clerk-Treasurer