

## **GOSHEN COMMON COUNCIL**

### **Minutes for the Regular Meeting of August 20, 2019**

The Common Council of the City of Goshen, Indiana met in a regular meeting on August 20, 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 Jeremy Stutsman, with members of the Council present or absent as follows:

**PRESENT:** Councilman McKee, Nisley, Orgill, Scharf and Weddell  
Councilwoman Gautsche, King  
Youth Advisor Eichorn

**ABSENT:**

### **CHANGES TO THE AGENDA**

Mayor Stutsman asked if there were any changes to the agenda. Councilman Nisley made a motion to have a Motion to Reconsider the Council Committee added to the agenda. Motion was seconded by Councilman McKee.

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

**AYES:** McKee, Nisley, Orgill, Weddell

**NAYS:** Gautsche, King, Scharf

By a 4-3 vote, the addition to the agenda passed.

Motion to pass agenda as amended was made by Council President Weddell. Motion was seconded by Councilman Orgill.

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

### **APPROVAL OF MINUTES**

Mayor Stutsman called for a motion regarding the Minutes from August 6, 2019. Councilman Scharf made a motion to have the minutes amended to include the name of the roof contractor for Central Garage. Motion was seconded by Council President Weddell.

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

Motion to approve the Minutes as amended made by Councilwoman Gautsche. Motion was seconded by Councilwoman King.

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

### **PRIVILEGE OF THE FLOOR**

No one from the public or Council spoke during privilege of the floor.

**ORDINANCE 5014**

Council President Weddell introduced Ordinance 5014 entitled "ESTABLISHING A DEPARTMENT OF ENVIRONMENTAL RESILIENCE"

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 King.

Mayor Stutsman comments on the Ordinance starting at 31 minutes and 21 seconds of the audio recording.

Forester Aaron Sawatsky-Kingsley gave a presentation starting at 35 minutes and 13 seconds of the audio recording.

Mayor Stutsman comments on where the funds will come from starting at 54 minutes and 54 seconds of the audio recording.

**COUNCIL COMMENTS ON ORDINANCE 5014**

Mayor Stutsman opened Council comments. Council comments start at 1 hour, 00 minutes and 49 seconds of the audio recording.

**PUBLIC COMMENTS ON ORDINANCE 5014**

Mayor Stutsman opened public comments. Public comments start at 1 hour, 02 minutes and 56 seconds of the audio recording.

**COUNCIL COMMENTS ON ORDINANCE 5014**

Mayor Stutsman brought the comments back to the Council. Council comments start at 1 hour, 26 minutes and 02 seconds of the audio recording.

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

AYES: Gautsche, King, McKee, Weddell

NAYS: Nisley, Orgill

PASSED: Scharf

By a 4-2 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 an objection, Mayor Stutsman declared that the Ordinance would not be heard on a second reading. Second reading will be held at the September 3<sup>rd</sup> Council meeting.

**ORDINANCE 5007**

Council President Weddell introduced Ordinance 5007 entitled “2020 COMPENSATION FOR ELECTED OFFICIALS”

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.

There was a 15 minutes break taken in between the introduction of the Ordinance and the start of comments.

Mayor Stutsman comments on the Ordinance starting at 2 hours, 14 minutes and 26 seconds of the audio recording.

**COUNCIL COMMENTS ON ORDINANCE 5007**

Mayor Stutsman opened Council comments. Council comments start at 2 hours, 16 minutes and 02 seconds of the audio recording.

Council President Weddell makes a motion to amend the Mayor’s salary back to what was in the original ordinance. Motion was seconded by Councilwoman King.

During Council comments regarding the amendment, Clerk-Treasurer McKee addressed the Council regarding 2019 salaries through the month of July.

**COUNCIL COMMENTS ON THE AMENDMENT TO ORDINANCE 5007**

Mayor Stutsman opened Council comments. Council comments start at 2 hours, 33 minutes and 05 seconds of the audio recording.

**PUBLIC COMMENTS ON AMENDMENTS TO ORDINANCE 5007**

Mayor Stutsman opened public comments. Public comments start at 2 hours, 35 minutes and 16 seconds of the audio recording.

**COUNCIL COMMENTS ON AMENDMENT TO ORDINANCE 5007**

Mayor Stutsman came back to the Council for comments. Council comments start at 2 hours, 40 minutes and 14 seconds of the audio recording.

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

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

NAYS:

PASSED: Nisley

By a 6-0 vote, the amendment passed.

**COUNCIL COMMENTS ON ORDINANCE 5007**

Mayor Stutsman opened Council comments. Council comments start at 2 hours, 41 minutes and 46 seconds of the audio recording.

Councilman Scharf makes an amendment to change the City's portion of the insurance to 85% from 80%. There was no second to the amendment.

Councilman Orgill makes an amendment to eliminate the Council raise. Motion was seconded by Councilwoman King.

**PUBLIC COMMENTS ON THE AMENDMENT TO ORDINANCE 5007**

Mayor Stutsman opened public comments. Public comments start at 2 hours, 46 minutes and 15 seconds of the audio recording.

**COUNCIL COMMENTS ON AMENDMENT TO ORDINANCE 5007**

Mayor Stutsman brought the comments back to the Council. Council comments start at 2 hours, 49 minutes and 25 seconds of the audio recording.

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

AYES: Orgill

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

By a 6-1 vote, the amendment failed.

**COUNCIL COMMENTS ON ORDINANCE 5007**

Mayor Stutsman opened Council comments.

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

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

NAYS:

PASSED: Nisley

By a 6-0 vote, the Ordinance passed as amended.

Mayor Stutsman asked the Council if they were ready to vote. With no objections, 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 as amended.

(ORDINANCE 5007 DULY PASSED AND ADOPTED THIS DAY OF AUGUST 20, 2019)

**ORDINANCE 5009**

Council President Weddell introduced Ordinance 5009 entitled "2020 COMPENSATION FOR FIRE DEPARTMENT EMPLOYEES."

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 5009**

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

**PUBLIC COMMENTS ON ORDINANCE 5009**

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

By a 7-0 unanimous voice vote, the Ordinance passed.

(ORDINANCE 5009 DULY PASSED AND ADOPTED THIS DAY OF AUGUST 20, 2019)

**ORDINANCE 5010**

Council President Weddell introduced Ordinance 5010 entitled "2020 COMPENSATION FOR POLICE DEPARTMENT EMPLOYEES."

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 5010**

Mayor Stutsman opened Council comments. Council comments start at 2 hours, 52 minutes and 08 seconds of the audio recording.

**PUBLIC COMMENTS ON ORDINANCE 5010**

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

By a 7-0 unanimous voice vote, the Ordinance passed.

(ORDINANCE 5010 DULY PASSED AND ADOPTED THIS DAY OF AUGUST 20, 2019)

**ORDINANCE 5011**

Council President Weddell introduced Ordinance 5011 entitled "2020 COMPENSATION FOR POLICE RESERVE OFFICERS."

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 5011**

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

**PUBLIC COMMENTS ON ORDINANCE 5011**

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

By a 7-0 unanimous voice vote, the Ordinance passed.

(ORDINANCE 5011 DULY PASSED AND ADOPTED THIS DAY OF AUGUST 20, 2019)

**ORDINANCE 5008**

Council President Weddell introduced Ordinance 5008 entitled "2020 COMPENSATION FOR CIVIL CITY AND UTILITIES EMPLOYEES."

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 5008**

Mayor Stutsman opened Council comments. Council comments start at 2 hours, 54 minutes and 11 seconds of the audio recording.

**PUBLIC COMMENTS ON ORDINANCE 5008**

Mayor Stutsman opened public comments. Public comments start at 2 hours, 59 minutes and 41 seconds of the audio recording.

By a 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 5008**

Council President Weddell introduced Ordinance 5008 entitled "2020 COMPENSATION FOR CIVIL CITY AND UTILITIES EMPLOYEES."

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 5008**

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

**PUBLIC COMMENTS ON ORDINANCE 5008**

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

By a 7-0 unanimous voice vote, the Ordinance passed.

(ORDINANCE 5008 DULY PASSED AND ADOPTED ON THIS DAY AUGUST 20, 2019)

**ORDINANCE 5012**

Council President Weddell introduced Ordinance 5012 entitled "AMEND FALSE ALARM SERVICE CHARGE PERIOD."

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.

Mayor Stutsman comments on the Ordinance starting at 3 hours, 06 minutes and 54 seconds of the audio recording.

Clerk-Treasurer McKee comments on the Ordinance explaining the reason for the request starting at 3 hours, 07 minutes and 05 seconds of the audio recording.

**COUNCIL COMMENTS ON ORDINANCE 5012**

Mayor Stutsman opened Council comments. Council comments start at 3 hours, 08 minutes and 54 seconds of the audio recording.

**PUBLIC COMMENTS ON ORDINANCE 5012**

Mayor Stutsman opened public comments. Public comments start at 3 hours, 13 minutes and 35 seconds of the audio recording.

By a 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 5012**

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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 5012**

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

**PUBLIC COMMENTS ON ORDINANCE 5012**

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

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

(ORDINANCE 5012 DULY PASSED AND ADOPTED THIS DAY AUGUST 20, 2019)

**ORDINANCE 5013**

Council President Weddell introduced Ordinance 5013 entitled "AMEND NEIGHBORHOOD PRESERVATION ORDINANCE DEFINITION OF RENTAL UNIT."

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.

City Attorney Larry Barks comments on the Ordinance starting at 3 hours, 17 minutes and 00 seconds of the audio recording.

**COUNCIL COMMENTS ON ORDINANCE 5013**

Mayor Stutsman opened Council comments. Council comments start at 3 hours, 17 minutes and 40 seconds of the audio recording.

**PUBLIC COMMENTS ON ORDINANCE 5013**

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

By a 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 5013**

Council President Weddell introduced Ordinance 5013 entitled "AMEND NEIGHBORHOOD PRESERVATION ORDINANCE DEFINITION OF RENTAL UNIT."

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 5013**

Mayor Stutsman opened Council comments. Council comments start at 3 hours, 20 minutes and 21 seconds of the audio recording.

**PUBLIC COMMENTS ON ORDINANCE 5013**

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

By a 7-0 unanimous voice vote, the Ordinance passed.

(ORDINANCE 5013 DULY PASSED AND ADOPTED THIS DAY AUGUST 20, 2019)

**RESOLUTION 2019-31**

Council President Weddell introduced Resolution 2019-31 entitled "INTERLOCAL MEMORANDUM OF UNDERSTANDING FOR 2019 EDWARD BYRNE MEMORIAL JUSTICE ASSISTANCE GRANT FORMULA PROGRAM AWARD."

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 2019-31**

Mayor Stutsman opened Council comments. Council comments start at 3 hours, 22 minutes and 28 seconds of the audio recording.

**PUBLIC COMMENTS ON RESOLUTION 2019-31**

Mayor Stutsman opened public comments. No public comment

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

(RESOLUTION 2019-31 DULY PASSED AND ADOPTED THIS DAY AUGUST 20, 2019)

**MOTION TO RECONSIDER**

Motion to reconsider starts at 3 hours, 23 minutes and 16 seconds of the audio recording.

Councilman Nisley makes a motion to reconsider the salary review committee. Motion was seconded by Councilman Orgill.

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

AYES: Gautsche, King, Nisley, Orgill, Weddell

NAYS: McKee, Scharf

By a 5-2 vote, the motion to reconsider passed.

Discussion regarding the salary review committee starts at 3 hours, 27 minutes and 10 seconds of the audio recording.

Vote will be to continue on with the salary review committee.

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

AYES: Gautsche, King, Scharf, Weddell

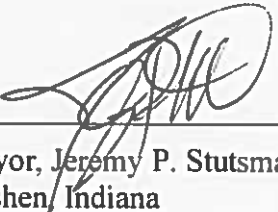
NAYS: McKee, Nisley, Orgill

By a 4-3 vote, the salary review committee will be created.

Council committee will consist of Councilwoman Gautsche, Councilwoman King and Council President Weddell.

Councilwoman Gautsche makes a motion to adjourn. Councilman Orgill seconded the motion. Meeting adjourned at 10:05pm.

APPROVED: \_\_\_\_\_

  
Mayor, Jeremy P. Stutsman  
Goshen, Indiana

ATTEST: \_\_\_\_\_

  
Angie McKee  
City Clerk-Treasurer