

GOSHEN COMMON COUNCIL

Minutes for the Regular Meeting of January 16, 2018

The Common Council of the City of Goshen, Indiana met in a regular meeting on January 16, 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 Ahlersmeyer, McKee, Orgill, Scharf, Weddell
Councilwoman Gautsche, King
Youth Advisor Barahona

ABSENT: None

CHANGES TO THE AGENDA

Mayor Stutsman requested adding the election of a new Council President, adding the December 27, 2017 Minutes to the Approval of Minutes, and to add a new item number 1 for the Redevelopment Commission appointments to the Agenda. Motion to approve the Agenda as amended made by Councilman Weddell. Motion seconded by Councilman Ahlersmeyer.

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 December 19, 2017 and December 27, 2017. Motion to approve the Minutes as presented made by Council President McKee. Motion seconded by Councilman Weddell.

Councilwoman Gautsche requested that Mayor Stutsman look into the lack of Council recordings available online and the quality of Council recordings at 6 minutes and 47 seconds of the audio recording.

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

COUNCIL PRESIDENT 2018 ELECTION

Council President McKee nominated Councilman Weddell for Council President. Nomination seconded by Councilman Ahlersmeyer.

Motion to close Council President nominations made by Councilman Weddell. Motion seconded by Councilman Scharf.

By a 7-0 unanimous vote Councilman Weddell was elected Council President 2018.

PRESENTATIONS

Goshen Housing Authority Executive Director Pam Kennedy presented the Goshen Housing Authority Annual Report at 9 minutes and 03 seconds of the audio recording. Council comments occur during the presentation.

Umbaugh and Associates Partner Eric Walsh presented the Rate Proposal for Water and Sewer at 19 minutes and 25 seconds of the audio recording. Public comments on the presentation begin at 44 minutes and 10 seconds of the audio recording.

REDEVELOPMENT COMMISSION APPOINTMENTS

Mayor Stutsman called for appointments for the Redevelopment Commission. Motion to reappoint Council President Weddell to the Redevelopment Commission made by Councilman Scharf. Motion seconded by Councilwoman Gautsche.

By a 7-0 unanimous vote Council President Weddell was reappointed to the Redevelopment Commission.

Motion to nominate David Doherty to the Redevelopment Commission made by Council President Weddell. Motion Seconded by Councilman McKee.

Motion to nominate Andrea Johnson to the Redevelopment Commission made by Councilman Scharf. Motion seconded by Councilwoman Gautsche.

Motion to close nominations made by Council President Weddell. Motion seconded by Councilman Scharf.

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

Council discussion on the nominees begin at 53 minutes and 28 seconds of the audio recording.

Andres Johnson spoke about her nomination at 57 minutes and 26 seconds of the audio recording.

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

DOHERTY: Ahlersmeyer, McKee, Weddell

JOHNSON: Gautsche, King, Orgill, Scharf

By a 4-3 vote, Andrea Johnson was appointed to the Redevelopment Commission.

PUBLIC HEARING ON ORDINANCE 4935

Mayor Stutsman opened the Public Hearing on Ordinance 4935 (Lippert/D-Act-Z Annexation). Public comments begin at 1 hour, 06 minutes, and 52 seconds of the audio recording.

RESOLUTION 2018-01

Council President Weddell introduced Resolution 2018-01 entitled "APPROVE THE GRANT AGREEMENT WITH INDIANA DEPARTMENT OF TRANSPORTATION FOR THE NORTH FIRST STREET AND OAKRIDGE AVENUE RECONSTRUCTION PROJECT."

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

Motion to strike everything from the fifth WHEREAS after Indiana Code § 8-23-30-3 made by Councilwoman King. Motion seconded by Councilman Orgill.

By a 7-0 unanimous vote the Amendment passed.

COUNCIL COMMENTS ON AMENDMENT

Mayor Stutsman opened Council comments. Council comments begin at 1 hour, 52 minutes, and 16 seconds of the audio recording.

Motion to remove the Rainy Day Fund language from the second WHEREAS made by Councilman Scharf. Motion seconded by Councilwoman King.

PUBLIC COMMENTS ON AMENDMENT

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

By a 7-0 unanimous vote the Amendment passed.

PUBLIC COMMENTS ON RESOLUTION 2018-01

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

COUNCIL COMMENTS ON RESOLUTION 2018-01

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

By a 7-0 unanimous vote the Resolution passed as amended.

(RESOLUTION 2018-01 DULY PASSED AND ADOPTED THIS DAY OF JANUARY 16, 2018)

RESOLUTION 2018-02

Council President Weddell introduced Resolution 2018-02 entitled "APPROVE THE GRANT AGREEMENT WITH INDIANA DEPARTMENT OF TRANSPORTATION FOR THE SUPREME COURT RECONSTRUCTION PROJECT."

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 Ahlersmeyer.

Motion to remove the Rainy Day Fund language from Resolution 2018-02 in the same places as removed in Resolution 2018-01 made by Councilwoman King. Motion seconded by Council President Weddell.

By a 7-0 unanimous vote the Amendment passed.

COUNCIL COMMENTS ON RESOLUTION 2018-02

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

PUBLIC COMMENTS ON RESOLUTION 2018-02

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

By a unanimous 7-0 vote the Resolution passed as amended.

(RESOLUTION 2018-02 DULY PASSED AND ADOPTED THIS DAY OF JANUARY 16, 2018)

RESOLUTION 2018-03

Council President Weddell introduced Resolution 2018-03 entitled "APPROVE THE GRANT AGREEMENT WITH INDIANA DEPARTMENT OF TRANSPORTATION FOR THE NORTH FIFTH STREET RESURFACING PROJECT."

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 Orgill.

Motion to remove the Rainy Day Fund language from Resolution 2018-02 in the same places as removed in Resolution 2018-01 made by Councilwoman Gautsche. Motion seconded by Councilwoman King.

COUNCIL COMMENTS ON AMENDMENT

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

PUBLIC COMMENTS ON AMENDMENT

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

By a 7-0 unanimous vote the Amendment passed.

COUNCIL COMMENTS ON RESOLUTION 2018-03

By a 7-0 unanimous vote the Resolution passed. Council comments begin at 1 hour, 57 minutes, and 47 seconds of the audio recording.

PUBLIC COMMENTS ON RESOLUTION 2018-03

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

By a 7-0 unanimous vote the Resolution passed as amended.

(RESOLUTION 2018-03 DULY PASSED AND ADOPTED THIS DAY OF JANUARY 16, 2018)

RESOLUTION 2018-04

Council President Weddell introduced Resolution 2018-04 entitled "APPROVE THE INTERLOCAL AGREEMENT WITH ELKHART COUNTY FOR ANIMAL CONTROL SERVICES."

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.

COUNCIL COMMENTS ON RESOLUTION 2018-04

Mayor Stutsman opened Council comments. Council comments begin at 2 hours, 00 minutes, and 31 seconds of the audio recording.

PUBLIC COMMENTS ON RESOLUTION 2018-04

Mayor Stutsman opened public comments. Public comments begin at 2 hours, 03 minutes, and 05 seconds of the audio recording.

By a 7-0 unanimous vote the Resolution passed.

(RESOLUTION 2018-04 DULY PASSED AND ADOPTED THIS DAY OF JANUARY 16, 2018)

ORDINANCE #4937

Council President Weddell introduced Ordinance #4937 entitled "REPEALING THE PROHIBITION OF THE OPERATION OF CERTAIN COMMERCIAL VEHICLES UPON A PORTION OF KERCHER ROAD."

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 Ahlersmeyer.

COUNCIL COMMENTS ON ORDINANCE #4937

Mayor Stutsman opened Council comments. Council comments begin at 2 hours, 08 minutes, and 34 seconds of the audio recording.

PUBLIC COMMENTS ON ORDINANCE #4937

Mayor Stutsman opened public comments. Public comments begin at 2 hours, 16 minutes, and 43 seconds of the audio recording.

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 was no unanimous consent, Mayor Stutsman declared that the Ordinance would not be heard on a second reading.

RESOLUTION 2018-05

Council President Weddell introduced Resolution 2018-05 entitled "ACKNOWLEDGE THE FILING OF THE GOSHEN ECONOMIC DEVELOPMENT COMMISSION 2017 ANNUAL REPORT."

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.

City Attorney Larry Barkes spoke about the Resolution at 2 hours, 20 minutes, and 39 seconds of the audio recording.

COUNCIL COMMENTS ON RESOLUTION 2018-05

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

PUBLIC COMMENTS ON RESOLUTION 2018-05

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

By a 7-0 unanimous vote the Resolution passed.

(RESOLUTION 2018-05 DULY PASSED AND ADOPTED THIS DAY OF JANUARY 16, 2018)

RESOLUTION 2018-06

Council President Weddell introduced Resolution 2018-06 entitled "APPROVE THE INTERLOCAL AGREEMENT WITH GOSHEN COMMUNITY SCHOOLS FOR THE USE AND MAINTENANCE OF SOFTBALL DIAMONDS."

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.

Department of Parks and Recreation Superintendent Tanya Heyde spoke about the Resolution at 2 hours, 22 minutes, and 52 seconds of the audio recording.

COUNCIL COMMENTS ON RESOLUTION 2018-06

Mayor Stutsman opened Council comments. Council comments begin at 2 hours, 23 minutes, and 08 seconds of the audio recording.

PUBLIC COMMENTS ON RESOLUTION 2018-06

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

By a 7-0 unanimous vote the Resolution passed.

(RESOLUTION 2018-06 DULY PASSED AND ADOPTED THIS DAY OF JANUARY 16, 2018)

RESOLUTION 2018-07

Council President Weddell introduced Resolution 2018-07 entitled "AUTHORIZING THE EXTENSION OF SEWER UTILITIES AND WATER UTILITIES TO REAL ESTATE OUTSIDE THE CORPORATE BOUNDARIES, AND APPROVING THE ANNEXATION AGREEMENT WITH LIPPERT COMPONENTS MANUFACTURING, INC."

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

Councilman Ahlersmeyer recused himself from the discussion.

City Attorney Larry Barks spoke about the Resolution at 2 hours, 26 minutes, and 24 seconds of the audio recording.

COUNCIL COMMENTS ON RESOLUTION 2018-07

Mayor Stutsman opened Council comments. Council comments begin at 2 hours, 29 minutes, and 24 seconds and ends at 2 hours, 47 minutes, and 15 seconds of the audio recording. Council comments resume at 2 hours, 52 minutes, and 24 seconds of the audio recording.

PUBLIC COMMENTS ON RESOLUTION 2018-07

Mayor Stutsman opened public comments. Public comments begin at 2 hours, 47 minutes, and 34 seconds of the audio recording.

Motion to table made by Councilman Scharf. Motion seconded by Councilwoman King.

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

AYES: Gautsche, King, Scharf

NAYS: McKee, Orgill, Weddell

Mayor Stutsman voted AYE as the tie-breaker vote.

By a 4-3 vote the motion passed.

PRIVILEGE OF THE FLOOR

Mayor Stutsman spoke about the audio files for online Council Minutes at 2 hours, 58 minutes, and 31 seconds of the audio recording.

Evan Miller spoke about the qualifications needed for CRC officer positions at 2 hours, 59 minutes, and 24 seconds of the audio recording.

Glenn Null spoke about snow plowing, the Post Office, the questioning of appointment candidates at Council meetings, road construction, traffic congestion, and CRC qualifications at 3 hours, 04 minutes, and 42 seconds of the audio recording.

Mayor Stutsman spoke about the Council Rules at 3 hours, 10 minutes, and 50 seconds of the audio recording.

Councilman Orgill proposed an Ordinance at 3 hours, 11 minutes, and 24 seconds of the audio recording.

Councilman Scharf spoke about the School Board meeting and the Police training facility at 3 hours, 12 minutes, and 10 seconds of the audio recording.

Clerk-Treasurer McKee spoke about the passing of First Deputy Lori Warrick's mother at 3 hours, 16 minutes, and 39 seconds of the audio recording.

Councilman McKee spoke about the Gulf War at 3 hours, 17 minutes, and 00 seconds of the audio recording.

Councilwoman Gautsche spoke about the proposed ICE detention center at 3 hours, 17 minutes, and 17 seconds of the audio recording.

Youth Advisor Barahona spoke about the Youth Initiative and the You Lead program at 3 hours, 18 minutes, and 30 seconds of the audio recording.

Councilwoman Gautsche moved to adjourn. Motion seconded by Councilman Ahlersmeyer and the meeting adjourned at 10:17 P.M.

APPROVED: _____


Mayor, Jeremy P. Stutsman
Goshen, Indiana

ATTEST: _____


Angie McKee
City Clerk-Treasurer