

GOSHEN COMMON COUNCIL

Minutes for the Regular Meeting of September 3, 2019

The Common Council of the City of Goshen, Indiana met in a regular meeting on September 3, 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. Motion to approve the agenda as presented was made by Councilwoman Gautsche. Motion was seconded by Councilman McKee. By a 7-0 vote the Agenda was approved as presented.

APPROVAL OF MINUTES

Mayor Stutsman called for a motion to table the minutes from August 20th. Motion to table the minutes was made by Councilman Nisley. Motion was seconded by Councilwoman Gautsche. By a 7-0 unanimous vote, the minutes were tabled.

SPECIAL PRESENTATION

Regina Emberton, President and CEO of the South Bend-Elkhart Regional Partnership gave an update.

PRIVILEGE OF THE FLOOR

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

Councilwoman King – Handed out a save the date schedule for the CRC Community Conversations.

Council President Weddell – Asked for an update (not tonight) on the Millrace pavilion.

Councilwoman Gautsche – Asked if the Council members were getting updates on the Goshen Theater project.

ORDINANCE 5015

Council President Weddell introduced Ordinance 5015 entitled "AN ORDINANCE TO AMEND ORDINANCE NO. 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-1 DISTRICT TO COMMERCIAL B-3 DISTRICT AND FROM RESIDENTIAL R-1 DISTRICT TO INDUSTRIAL M-1 DISTRICT."

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 Councilman Nisley.

Community Development Director Mark Brinson comments on the Ordinance starting at 32 minutes and 11 seconds of the audio recording.

COUNCIL COMMENTS ON ORDINANCE 5015

Mayor Stutsman opened Council comments. Council comments start at 35 minutes and 38 seconds of the audio recording.

Attorney Steve Olson from Yoder, Ainlay, Ulmer and Buckingham answers questions regarding the request starting at 36 minutes and 31 seconds of the audio recording.

PUBLIC COMMENTS ON ORDINANCE 5015

Mayor Stutsman opened public comments. Public comment start at 42 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 5015

Council President Weddell introduced Ordinance 5015 entitled "AN ORDINANCE TO AMEND ORDINANCE NO. 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-1 DISTRICT TO COMMERCIAL B-3 DISTRICT AND FROM RESIDENTIAL R-1 DISTRICT TO INDUSTRIAL M-1 DISTRICT."

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 Councilman Nisley.

COUNCIL COMMENTS ON ORDINANCE 5015

Mayor Stutsman opened Council comments. Council comments start at 45 minutes and 17 seconds of the audio recording.

PUBLIC COMMENTS ON ORDINANCE 5015

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

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

(ORDINANCE 5015 DULY PASSED AND ADOPTED THIS SEPTEMBER 3, 2019)

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 second and final reading. Motion was seconded by Councilwoman Gautsche.

Mayor Stutsman comments on the Ordinance starting at 49 minutes and 48 seconds of the audio recording.

PUBLIC COMMENTS ON ORDINANCE 5014

Mayor Stutsman opened public comments. Public comments start at 51 minutes and 43 seconds of the audio recording.

COUNCIL COMMENTS ON ORDINANCE 5014

Mayor Stutsman opened Council comments. Council comments start at 1 hour, 06 minutes and 57 seconds of the audio recording.

Councilman Scharf make a motion to amend the Ordinance in Section 1 subsection b items 3, 4 5 and 6. Motion was seconded by Council President Weddell.

COUNCIL COMMENTS ON AMENDMENT TO ORDINANCE 5014

Mayor Stutsman opened Council comments. Council comments start at 1 hour, 11 minutes and 19 seconds of the audio recording.

Mayor Stutsman comments on the amendments.

Councilwoman King offered an amendment to Councilman Scharf's amendment to include extra wording in Section 1 subsection b item 3. Motion was seconded by Councilwoman Gautsche.

**COUNCIL COMMENTS ON THE AMENDMENT TO THE AMENDMENT TO
ORDINANCE 5014**

Mayor Stutsman opened Council comments. Council comments start at 1 hour, 18 minutes and 16 seconds of the audio recording.

**PUBLIC COMMENTS ON THE AMENDMENT TO THE AMENDMENT TO
ORDINANCE 5014**

Mayor Stutsman opened public comments. Public comments start at 1 hour, 19 minutes and 33 seconds of the audio recording.

**COUNCIL COMMENTS ON THE AMENDMENT TO THE AMENDMENT TO
ORDINANCE 5014**

Mayor Stutsman brought the comments back to the Council. Council comments start at 1 hour, 20 minutes and 45 seconds of the audio recording.

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

AYES: Gautsche, King, Scharf, Weddell

NAYS: McKee, Nisley, Orgill

By a 4-3 vote, the amendment to the amendment passed

COUNCIL COMMENTS ON THE AMENDMENT TO ORDINANCE 5014

Mayor Stutsman opened Council comments. Council comments start at 1 hour, 24 minutes and 53 seconds of the audio recording.

Councilman Scharf makes a motion to amend his original amendment by removing items 5 & 6. Motion was seconded by Council President Weddell.

COUNCIL COMMENTS ON THE AMENDMENT TO ORDINANCE 5014

Mayor Stutsman opened public comments. Council comments start at 1 hour, 27 minutes and 12 seconds of the audio recording.

PUBLIC COMMENTS ON THE AMENDMENT TO ORDINANCE 5014

Mayor Stutsman opened public comments. Public comment start at 1 hour, 28 minutes and 46 seconds of the audio recording.

COUNCIL COMMENTS ON THE AMENDMENT TO ORDINANCE 5014

Mayor Stutsman brought the comments back to the Council. Council comments start at 1 hour, 30 minutes and 42 seconds of the audio recording.

Mayor Stutsman asked the Clerk-Treasure 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 amendment to remove items 5 & 6 passed.

COUNCIL COMMENTS ON THE AMENDMENT TO ORDINANCE 5014

Mayor Stutsman opened Council comments. Council comments start at 1 hour, 32 minutes and 21 seconds of the audio recording.

PUBLIC COMMENTS ON THE AMENDMENT TO ORDINANCE 5014

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

COUNCIL COMMENTS ON AMENDMENT TO ORDINANCE 5014

Mayor Stutsman brought the comments back to the Council. Council comments start at 1 hour, 31 minutes and 43 seconds of the audio recording.

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

COUNCIL COMMENTS ON ORDINANCE 5014

Mayor Stutsman opened Council comments. Council comments start at 1 hour, 34 minutes and 54 seconds of the audio recording.

Council President Weddell make a motion to amend Section 1 by adding a section c. Motion was seconded by Councilman Nisley.

COUNCIL COMMENTS ON THE AMENDMENT TO ORDINANCE 5014

Mayor Stutsman opened Council comments. Council comments start at 1 hour, 35 minutes and 08 seconds of the audio recording.

PUBLIC COMMENTS ON THE AMENDMENT TO ORDINANCE 5014

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

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

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

NAYS: King

By a 6-1 vote, the amendment passed.

Mayor Stutsman comments on the Ordinance starting at 1 hour, 48 minutes and 01 seconds of the audio recording.

COUNCIL COMMENTS ON ORDINANCE 5014

Mayor Stutsman opened Council comments. Council comments start at 1 hour, 50 minutes and 09 seconds of the audio recording.

PUBLIC COMMENTS ON ORDINANCE 5014

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

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

AYES: Gautsche, King, McKee, Scharf, Weddell

NAYS: Nisley, Orgill

By a 5-2 vote, the Ordinance passed on second and final reading as amended.

(ORDINANCE 5014 DULY PASSED AND ADOPTED THIS SEPTEMBER 3, 2019)

RESOLUTION 2019-32

Council President Weddell introduced Resolution 2019-32 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 was seconded by Councilman Nisley.

Mayor Stutsman comments on the Resolution starting at 2 hours, 03 minutes and 20 seconds of the audio recording.

COUNCIL COMMENTS ON RESOLUTION 2019-32

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

PUBLIC COMMENTS ON RESOLUTION 2019-32

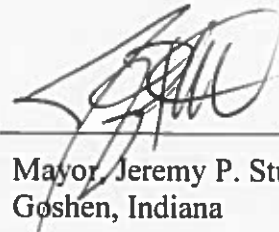
Mayor Stutsman opened public comments. No public comments were made.

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

(RESOLUTION 2019-32 DULY PASSED AND ADOPTED THIS DAY SEPTEMBER 3, 2019)

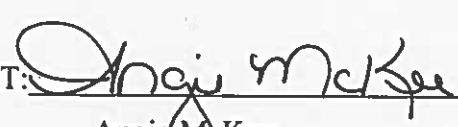
Council President Weddell makes a motion to adjourn. Motion was seconded by Councilman Scharf. Meeting adjourned at 9:00pm.

APPROVED: _____



Mayor, Jeremy P. Stutsman
Goshen, Indiana

ATTEST: _____



Angie McKee
City Clerk-Treasurer