

**REGULAR MEETING OF THE COMMON COUNCIL OF THE CITY OF GOSHEN,
TO BE HELD DECEMBER 19, 2017 AT 7:00 P.M. AT THE COUNCIL CHAMBERS
111 EAST JEFFERSON STREET, GOSHEN, INDIANA**

.....
OUT OF RESPECT TO OTHERS IN THIS MEETING, PLEASE TURN ELECTRONIC
DEVICES OFF OR TO SILENT MODE. IF A CONVERSATION IS NECESSARY, PLEASE
STEP OUTSIDE OF THE MEETING ROOM. THANK YOU.

Call to Order by Mayor Jeremy Stutsman

Pledge of Allegiance

Roll Call of Council: Mr. Ahlersmeyer _____ Youth Advisor Barahona _____
Ms. Gautsche _____ Ms. King _____
Mr. McKee _____ Mr. Orgill _____
Mr. Scharf _____ Mr. Weddell _____

Approval of Agenda and Changes to Agenda

Approval of Minutes

November 21st and December 5th

Special Presentation

Water and Wastewater Needs Ten-Year Improvement Plan - Dustin Sailor – Director of Public Works

Agenda Items:

1. ORDINANCE 4934

**(FIRST READING)
(SECOND READING)**

**AMEND ORDINANCE 4929, 2018 ANNUAL COMPENSATION FOR MEMBERS
OF THE GOSHEN POLICE DEPARTMENT**

2. ORDINANCE 4935

(FIRST READING)

LIPPERT/D-ACT-Z ANNEXATION

3. RESOLUTION 2017- 30

DOCUMENTING THE FILING OF A PETITION FOR ANNEXATION INTO THE CITY OF GOSHEN BY ELKHART COUNTY 4-H & AGRICULTURAL EXPOSITION INC.

4. RESOLUTION 2017-31

AN EMERGENCY RESOLUTION PROVIDING FOR THE TRANSFER OF FUNDS

5. DISCUSSION/APPROVAL OF 2018 COUNCIL CALENDAR

PRIVILEGE OF FLOOR

Next Council Meeting: Wednesday December 27, 2017 at 5:30pm (Year-End Category Transfers)

ADJOURNMENT OF MEETING

ORDINANCE 4934

**Amend Ordinance 4929,
2018 Annual Compensation for
Members of the Goshen Police Department**

WHEREAS Ordinance 4929 approves the 2018 maximum annual compensation for the members of the Goshen Police Department;

WHEREAS City Administration would like to pay an annual residency bonus to sworn police officers who reside in the Goshen city limits.

NOW, THEREFORE, BE IT ORDAINED by the Goshen Common Council that Ordinance 4929 shall be amended to include a section titled "Residency Bonus" which shall read as follows:

"A sworn police officer shall receive an annual residency bonus in the amount of One Thousand and 00/100 Dollars (\$1,000.00), or a prorated portion thereof, based on the period of time the police officer resides on a permanent basis in the Goshen city limits in accordance with the current Residency Bonus Policy."

PASSED by the Goshen Common Council on December 19, 2017.

Presiding Officer

Attest:

Angie McKee, Clerk-Treasurer

PRESENTED to the Mayor of the City of Goshen on December _____, 2017 at _____ a.m./p.m.

Angie McKee, Clerk-Treasurer

APPROVED and ADOPTED on December _____, 2017.

Jeremy P. Stutsman, Mayor



CITY OF GOSHEN LEGAL DEPARTMENT

204 East Jefferson Street, Suite 2
Goshen, Indiana 46528-3405

Phone (574) 537-3820 • Fax (574) 537-3817 • TDD (574) 534-3185
www.goshenindiana.org

December 13, 2017

To: Angie McKee, Clerk-Treasurer
From: Amanda Fisher, Paralegal
Subject: Ordinance 4935 Lippert/D-ACT-Z Annexation

Please see attached Ordinance 4935 for Lippert/D-ACT-Z Annexation. This is just the first introduction of the Ordinance, it cannot be passed until after the public hearing 1/16/18.

Please let me know if you have any questions. Thanks!

ORDINANCE 4935

LIPPERT/D-ACT-Z ANNEXATION

WHEREAS, Lippert Components Manufacturing, Inc., D-ACT-Z LLC, and Elkhart County 4-H & Agricultural Exposition, Inc. have petitioned the Goshen Common Council to have certain real estate annexed into the City of Goshen, Indiana (collectively the "Annexation Area").

WHEREAS, at least one-fourth (1/4) of the aggregate external boundaries of the real estate to be annexed into the City of Goshen are contiguous with the current city boundaries.

WHEREAS, the city can physically and financially provide the same municipal services to the area to be annexed as the city is now providing for the rest of the residents of the City of Goshen.

WHEREAS, it is beneficial to the City of Goshen to annex the real estate described in Section 1 and identified on the map attached to this Ordinance as Exhibit A.

WHEREAS, a written fiscal plan and policy has been approved and adopted by resolution of the Common Council.

WHEREAS, a notice of a public hearing on the proposed annexation was published and a public hearing has been held before the Common Council pursuant to Indiana Code 36-4-3-5.1(e).

NOW, THEREFORE, BE IT ORDAINED by the Common Council of the City of Goshen, Indiana, that:

Section 1. **Description; Acreage**

1.01 Lippert Components Manufacturing, Inc. & Elkhart County 4-H Agricultural Exposition, Inc.

Parcel 1

Parcel No. 20-11-13-300-001.000-014 & Part of Parcel No. 20-11-13-300-004.000-014

Parcel 2

Parcel No. 20-11-14-426-001.000-014 & Parcel No. 20-11-14-478-002.000-014

Parcel 3

Parcel No. 20-11-14-478-002.000-014

D-ACT-Z LLC

Parcel 4

Parcel No. 20-11-24-201-001.000-014

Parcel 5

Parcel No. 20-11-24-126-011.000-014

Parcel 6

Parcel No. 20-11-13-400-006.000-014

Norfolk Southern Railway Company Right-of-Way

Parcel Nos: 20-11-13-503-001.000-014

20-11-24-503-001.000-014

20-11-24-503-002.000-014

The above described real estate is hereinafter referred to collectively as the annexation area or individually by the parcel's respective identification number.

1.02 The annexation area also includes any public highway and rights-of-way of the public highway and rights-of-way of the Norfolk Southern Railway Company that are contiguous to the real estate.

1.03 The total acreage for the annexation area is 333 acres, more or less.

Section 2. Zoning

The annexation area will be zoned as M-1 Industrial District (Light Industrial) upon annexation into the City of Goshen.

Section 3. Council District

The annexation area will be assigned to Goshen City Council District Five.

Section 4. Effective Date of Annexation

The effective date of the annexation shall be thirty (30) days after the adoption of the ordinance and notice of adoption is published, and upon filing and recording of the ordinance pursuant to Indiana Code 36-4-3-5.1(j).

Section 5. Filing and Recording of Ordinance

The Clerk-Treasurer of the City of Goshen is instructed to file this ordinance with the Auditor of Elkhart County, the Circuit Court Clerk of Elkhart County, the Board of Registration of Elkhart County, the Office of the Secretary of State, and the Office of Census Data established by Indiana Code 2-5-1.1-12, and to record this ordinance in the Office of the Elkhart County Recorder pursuant to Indiana Code 36-4-3-22.

This ordinance is passed by the Common Council of the City of Goshen, Indiana on the ____ day of _____, 2018.

Jeremy P. Stutsman, Presiding Officer

Attest:

Angie McKee, Clerk-Treasurer

This ordinance, having been passed by the Common Council, is presented by me to the Mayor on the ____ day of _____, 2018 at ____ a.m. / p.m.

Angie McKee, Clerk-Treasurer

This ordinance, having been passed by the Common Council and presented to me is approved by me and adopted on the ____ day of _____, 2018.

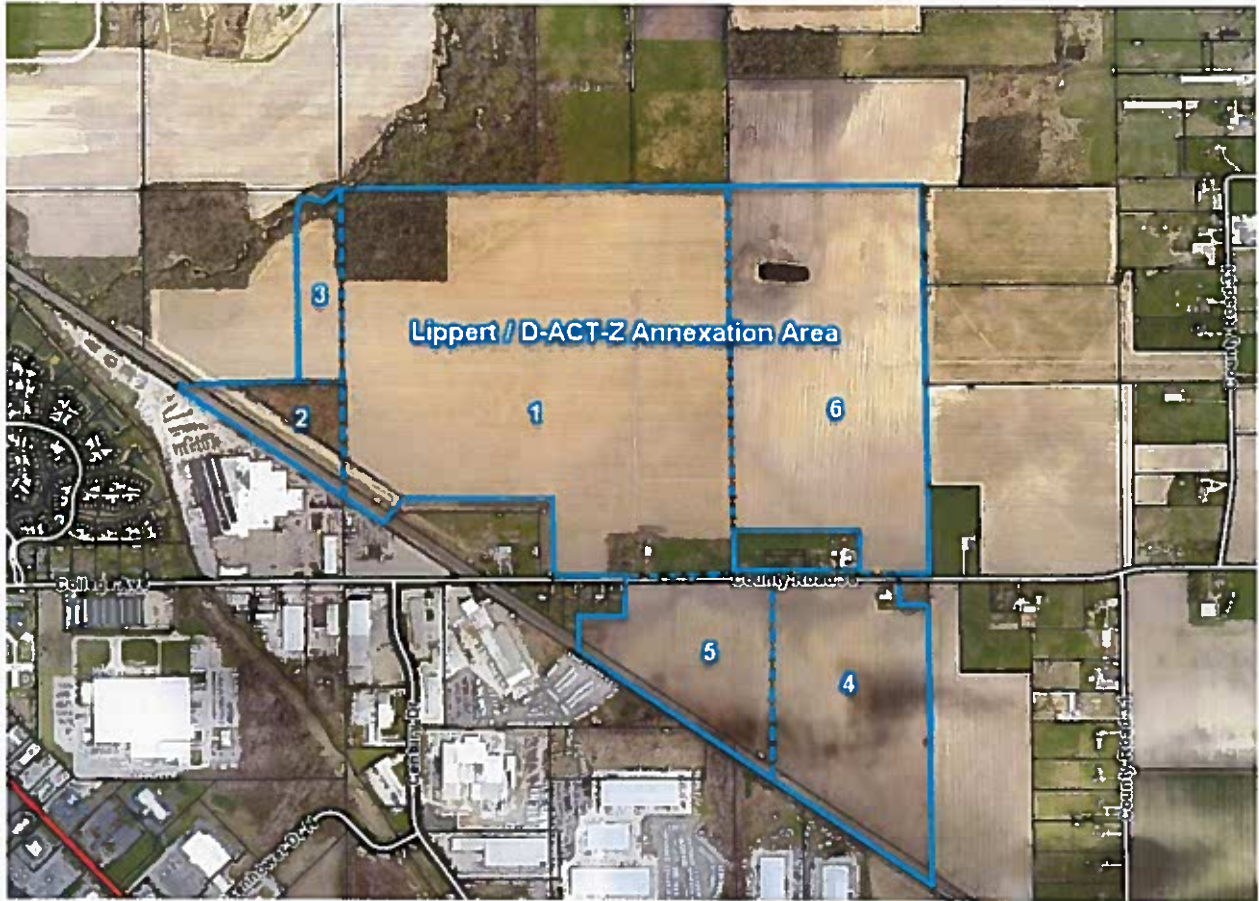
Jeremy P. Stutsman, Mayor

This instrument was prepared by Amanda Fisher, City of Goshen Legal Department, 204 East Jefferson Street, Suite 2, Goshen, Indiana 46528.

I affirm, under the penalties of perjury, that I have taken reasonable care to react each social security number in this document, unless required by law (Amanda Fisher).

EXHIBIT A

LIPPERT/D-ACT-Z ANNEXATION AREA





**Legal Department
CITY OF GOSHEN**

204 East Jefferson Street, Suite 2 • Goshen, IN 46528-3405

Phone (574) 537-3820 • Fax (574) 537-3817 • TDD (574) 534-3185
www.goshenindiana.org

December 7, 2017

TO: Angie McKee, Clerk-Treasurer
FROM: Amanda Fisher, Paralegal
SUBJECT: Resolution 2017-30 for Council Agenda 12/19/17

Please see the enclosed Resolution 2017-30 Petition for Annexation into the City of Goshen by Elkhart County 4-H & Agricultural Exposition, Inc. to be heard at the December 19, 2017 Common Council Meeting.

Let me know if you have any questions!

Amanda

RESOLUTION 2017-30

**Documenting the Filing of a
Petition for Annexation into the City of Goshen
by Elkhart County 4-H & Agricultural Exposition Inc.**

WHEREAS the City of Goshen received a Petition for Annexation into the City of Goshen from Elkhart County 4-H & Agricultural Exposition Inc. seeking the annexation of certain real estate located outside, but contiguous to the corporate limits of the City of Goshen.

NOW, THEREFORE, BE IT RESOLVED that the Goshen Common Council documents the filing of the Petition for Annexation into the City of Goshen by Elkhart County 4-H & Agricultural Exposition Inc., a copy of which is attached to this resolution.

PASSED by the Goshen Common Council on December _____, 2017.

Jeremy P. Stutsman, Presiding Officer

Attest:

Angie McKee, Clerk-Treasurer

PRESENTED to the Mayor of the City of Goshen on December _____, 2017 at _____ a.m./p.m.

Angie McKee, Clerk-Treasurer

APPROVED and ADOPTED on December _____, 2017.

Jeremy P. Stutsman, Mayor

PETITION FOR ANNEXATION INTO THE CITY OF GOSHEN

COMES NOW Elkhart County 4-H & Agricultural Exposition, Inc., hereinafter referred to as "Petitioner," and petitions the Goshen Common Council to annex certain real estate located outside, but contiguous to the corporate limits of the City of Goshen. In support of this Petition, the Petitioner alleges and says:

1. Petitioner owns real estate that includes one parcel and the northwest portion of a second parcel together identified as Parcel 1 on a map attached to this Petition as Exhibit A, hereinafter referred to as the Annexation Real Estate.
2. The Annexation Real Estate depicted on the map attached to this petition as Exhibit A consists of Parcel No. 20-11-14-478-002.000-014 and a part of Parcel No. 20-11-13-300-004.000-014.
3. At least one-eighth (1/8) or (12.5%) of the aggregate external boundaries of the annexation real estate are contiguous with the corporate limits of the City of Goshen.
4. Petitioner represents one hundred percent (100%) of the owners of the annexation real estate.
5. Petitioner requests that the Goshen Common Council adopt an ordinance to annex the annexation real estate described in this petition into the City of Goshen.

Elkhart County 4-H & Agricultural Exposition, Inc.

Signature: Mark Kritzman

Mark Kritzman

Printed: MARK KRITZMAN

Mark Kritzman

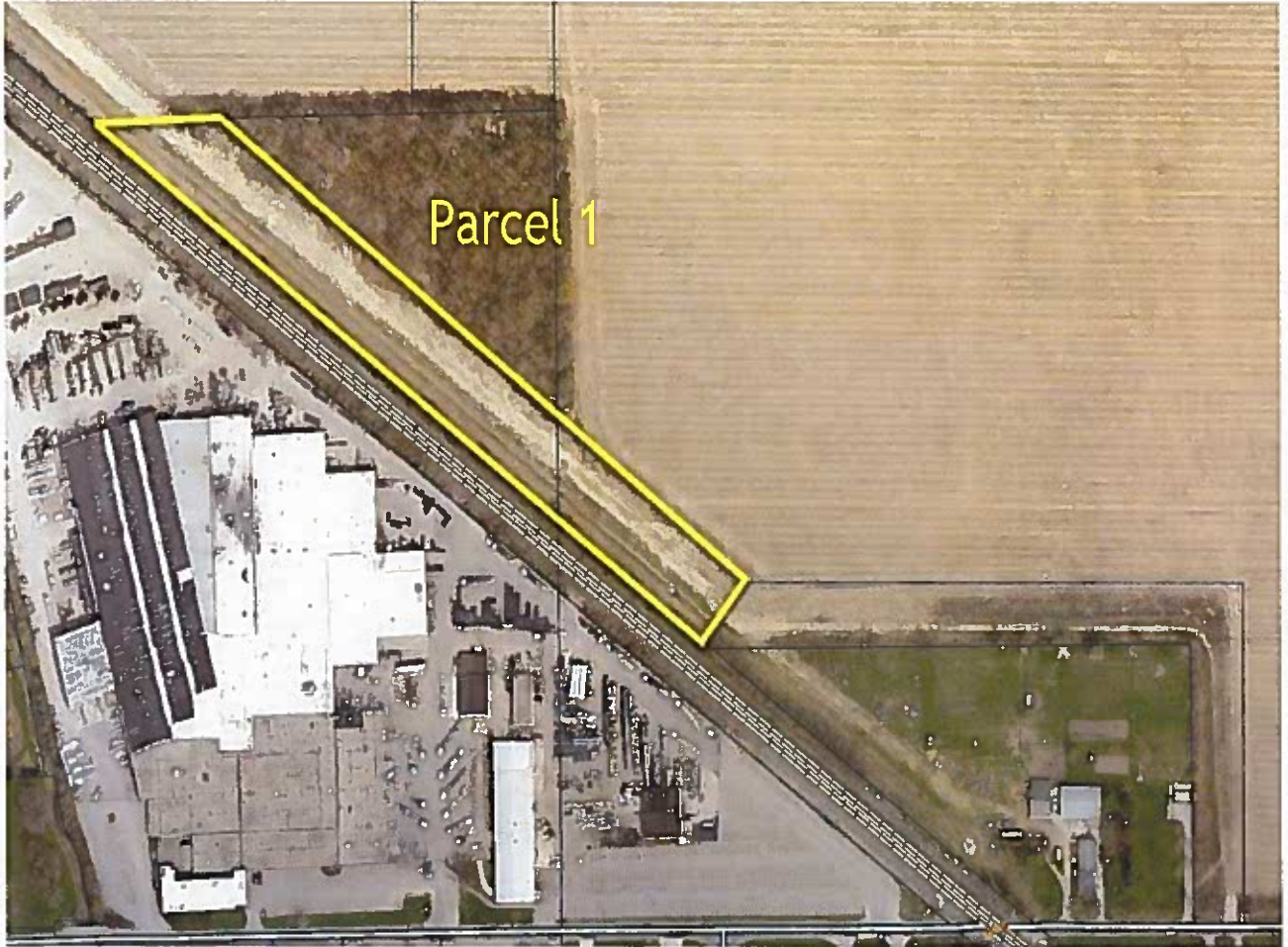
Title: BOARD PRESIDENT

Board President

Date: 12/6/17

EXHIBIT A

Annexation Real Estate



**RESOLUTION 2017-31
AN EMERGENCY RESOLUTION PROVIDING FOR THE
TRANSFER OF FUNDS**

AS PER REQUEST BY A DEPARTMENT HEAD OF THE CIVIL CITY OF GOSHEN, INDIANA, FOR THE YEAR 2017, AND FORWARD TO THE COMMON COUNCIL FOR THEIR ACTION AND PASSAGE.

Whereas certain extraordinary conditions have developed since the adoption of the existing annual budget for the year 2017 and it is now necessary to transfer the appropriated money into different categories than was appropriated in the annual budget for the various functions of the several departments to meet emergencies.

SECTION 1. BE IT RESOLVED BY THE COMMON COUNCIL OF THE CITY OF GOSHEN, INDIANA, that for the expenses of the City Government the following sums of money are hereby transferred and set apart out of the funds hereinafter named for the purpose specified, subject to the laws governing the same, such sums herein transferred unless otherwise expressly stipulated by law.

SECTION 2. WHEREAS, it has been shown that certain existing appropriations have unobligated balances that will be available for transferring for such emergencies, it is therefore further resolved by the aforesaid Common Council that such extra appropriations are now reduced and transferred as follows:

CENTRAL GARAGE

FROM: Health Insurance

TO: Other Garage & Motor 422.0251.....\$8,695.19

CENTRAL GARGE

FROM: Medicare

TO: Other Garage & Motor 422.0251.....\$ 473.39

CENTRAL GARAGE

FROM: Social Security

TO: Other Garage & Motor 422.0251.....\$1,877.06

CENTRAL GARAGE

FROM: Rental Uniforms

TO: Other Garage & Motor 422.0251.....\$ 862.12

CENTRAL GARAGE

FROM: Education

TO: Other Garage & Motor 422.0251.....\$ 20.07

CENTRAL GARAGE

FROM: Medical

TO: Other Garage & Motor 422.0251.....\$ 458.40

CENTRAL GARAGE

FROM: Service Contractual

TO: Other Garage & Motor 422.0251.....\$ 262.42

MVH

FROM: Gas, Diesel & Propane

TO: Machinery & Tools 445.0401.....\$46,804.50

SECTION 3. PASSED AND ADOPTED BY THE COMMON COUNCIL ON THE ____ day of December, 2017

Presiding Officer

ATTEST: _____
Angie McKee, Clerk-Treasurer

Presented by me to the Mayor of the City of Goshen, Indiana, on the ____ day of December 2017

Angie McKee, Clerk-Treasurer

This resolution approved and signed by me on the ____ day of December 2017

Jeremy P. Stutsman, Mayor

TRANSFER BETWEEN CATEGORIES

TO: CITY CLERK-TREASURER

FROM: Carl Gaines OF Central Garage

Department of the City of Goshen, Indiana, find it necessary to request permission for a transfer between Categories which requires approval and passage of ordinance by the Common Council of the City of Goshen, and to be filed with the Indiana State Board of Tax Commissioners, the reasons listed below:

BUDGET CATEGORY TRANSFERRED FROM: Health Insurance

LINE NUMBER TRANSFERRED FROM: 101-510-18-413-0501

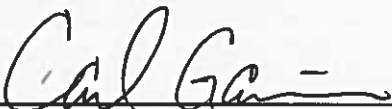
AMOUNT OF THE TRANSFER: \$8,695.19

TRANSFER TO:

BUDGET CATEGORY TRANSFERRED TO: Other Garage & Motor

LINE NUMBER TRANSFERRED TO: 101-510-18-422-0251

REASON FOR TRANSFER: To cover shortage in parts line

SIGNED: 

TITLE: Fleet manager

DATED: 12/12/2017

FOR COUNCIL MEETING OF _____

TRANSFER BETWEEN CATEGORIES

TO: CITY CLERK-TREASURER

FROM: Carl Gaines OF Central Garage

Department of the City of Goshen, Indiana, find it necessary to request permission for a transfer between Categories which requires approval and passage of ordinance by the Common Council of the City of Goshen, and to be filed with the Indiana State Board of Tax Commissioners, the reasons listed below:

BUDGET CATEGORY TRANSFERRED FROM: Medicare

LINE NUMBER TRANSFERRED FROM: 101-510-18-413-0200

AMOUNT OF THE TRANSFER: \$473.39

TRANSFER TO:

BUDGET CATEGORY TRANSFERRED TO: Other Garage & Motor

LINE NUMBER TRANSFERRED TO: 101-510-18-422-0251

REASON FOR TRANSFER: To cover shortage in parts line

SIGNED: 

TITLE: Fleet manager

DATED: 12/12/2017

FOR COUNCIL MEETING OF _____

TRANSFER BETWEEN CATEGORIES

TO: CITY CLERK-TREASURER

FROM: Carl Gaines OF Central Garage

Department of the City of Goshen, Indiana, find it necessary to request permission for a transfer between Categories which requires approval and passage of ordinance by the Common Council of the City of Goshen, and to be filed with the Indiana State Board of Tax Commissioners, the reasons listed below:

BUDGET CATEGORY TRANSFERRED FROM: Social Security (FICA)

LINE NUMBER TRANSFERRED FROM: 101-510-18-413-0100


AMOUNT OF THE TRANSFER: \$1,877.06

TRANSFER TO:

BUDGET CATEGORY TRANSFERRED TO: Other Garage & Motor

LINE NUMBER TRANSFERRED TO: 101-510-18-422-0251

REASON FOR TRANSFER: To cover shortage in parts line

SIGNED: 

TITLE: Fleet manager

DATED: 12/12/2017

FOR COUNCIL MEETING OF _____

TRANSFER BETWEEN CATEGORIES

TO: CITY CLERK-TREASURER


FROM: Carl Gaines OF Central Garage

Department of the City of Goshen, Indiana, find it necessary to request permission for a transfer between Categories which requires approval and passage of ordinance by the Common Council of the City of Goshen, and to be filed with the Indiana State Board of Tax Commissioners, the reasons listed below:

BUDGET CATEGORY TRANSFERRED FROM: Rental Uniforms
LINE NUMBER TRANSFERRED FROM: 101-510-18-437-0502
AMOUNT OF THE TRANSFER: \$862.12

TRANSFER TO:

BUDGET CATEGORY TRANSFERRED TO: Other Garage & Motor
LINE NUMBER TRANSFERRED TO: 101-510-18-422-0251
REASON FOR TRANSFER: To cover shortage in parts line

SIGNED: 

TITLE: Fleet manager

DATED: 12/12/2017

FOR COUNCIL MEETING OF _____

TRANSFER BETWEEN CATEGORIES

TO: CITY CLERK-TREASURER

FROM: Carl Gaines OF Central Garage

Department of the City of Goshen, Indiana, find it necessary to request permission for a transfer between Categories which requires approval and passage of ordinance by the Common Council of the City of Goshen, and to be filed with the Indiana State Board of Tax Commissioners, the reasons listed below:

BUDGET CATEGORY TRANSFERRED FROM: Education
LINE NUMBER TRANSFERRED FROM: 101-510-18-439-0910
AMOUNT OF THE TRANSFER: \$20.07

TRANSFER TO:

BUDGET CATEGORY TRANSFERRED TO: Other Garage & Motor
LINE NUMBER TRANSFERRED TO: 101-510-18-422-0251
REASON FOR TRANSFER: To cover shortage in parts line

SIGNED: _____

TITLE: Fleet manager

DATED: 12/12/2017

FOR COUNCIL MEETING OF _____

TRANSFER BETWEEN CATEGORIES

TO: CITY CLERK-TREASURER

FROM: Carl Gaines OF Central Garage

Department of the City of Goshen, Indiana, find it necessary to request permission for a transfer between Categories which requires approval and passage of ordinance by the Common Council of the City of Goshen, and to be filed with the Indiana State Board of Tax Commissioners, the reasons listed below:

BUDGET CATEGORY TRANSFERRED FROM: Medical

LINE NUMBER TRANSFERRED FROM: 101-510-18-431-0501

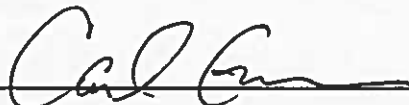
AMOUNT OF THE TRANSFER: \$458.40

TRANSFER TO:

BUDGET CATEGORY TRANSFERRED TO: Other Garage & Motor

LINE NUMBER TRANSFERRED TO: 101-510-18-422-0251

REASON FOR TRANSFER: To cover shortage in parts line

SIGNED: 

TITLE: Fleet manager

DATED: 12/12/2017

FOR COUNCIL MEETING OF _____

TRANSFER BETWEEN CATEGORIES

TO: CITY CLERK-TREASURER

FROM: Carl Gaines OF Central Garage

Department of the City of Goshen, Indiana, find it necessary to request permission for a transfer between Categories which requires approval and passage of ordinance by the Common Council of the City of Goshen, and to be filed with the Indiana State Board of Tax Commissioners, the reasons listed below:

BUDGET CATEGORY TRANSFERRED FROM: Service Contractual

LINE NUMBER TRANSFERRED FROM: 101-510-18-432-0501

AMOUNT OF THE TRANSFER: \$262.42

TRANSFER TO:

BUDGET CATEGORY TRANSFERRED TO: Other Garage & Motor

LINE NUMBER TRANSFERRED TO: 101-510-18-422-0251

REASON FOR TRANSFER: To cover shortage in parts line

SIGNED: _____

TITLE: Fleet manager

DATED: 12/12/2017

FOR COUNCIL MEETING OF _____

TRANSFER BETWEEN CATEGORIES

TO: CITY CLERK-TREASURER

FROM: DAVID GIBBS of the Street Department of the City of Goshen, Indiana, finds it necessary to request permission for a transfer between Categories which requires approval and passage of ordinance by the Common Council of the City of Goshen, and to be filed with the Department of Local Government Finance, the reasons listed below:

NAME OF FUND AND LINE: MVH – GAS, DIESEL & PROPANE

LINE NUMBER TRANSFERRED FROM: 201-530-00-422.0210

AMOUNT OF TRANSFER: \$46,804.50

NAME OF FUND AND LINE: MVH – MACHINERY & TOOLS

LINE NUMBER TRANSFERRED TO: 201-530-00-445.0401

REASON FOR TRANSFER: To encumber for the purchase of replacements for a forklift and roller.

SIGNED: David A. Gibbs

TITLE: Street Commissioner

DATE: December 14, 2017

FOR COUNCIL MEETING OF: December 19, 2017

2018—Goshen City Council Calendar

◊ All meetings are conducted in the Council Chambers, Police & Court Building, 111 E. Jefferson St.

◊ All Meetings are at 7 p.m. unless stated otherwise.

January

S	M	T	W	T	F	S
		Hol	Reg	3	4	5
	7	8	9	10	11	12
	14	Hol	Reg	17	18	19
	21	22	23	24	25	26
	28	29	30	31		

February

S	M	T	W	T	F	S
				1	2	3
	4	5	Reg	7	8	9
	11	12	13	14	15	16
	18	19	Reg	21	22	23
	25	26	GOS	27	28	

March

S	M	T	W	T	F	S
				1	2	3
	4	5	Reg	7	8	9
	11	12	13	14	15	16
	18	19	Reg	21	22	23
	25	26	27	28	Spring Break	

April

S	M	T	W	T	F	S
	8	9	10	11	12	13
	15	16	Reg	18	19	20
	22	23	24	25	26	27
	29	30				

May

S	M	T	W	T	F	S
				Reg	2	3
	6	7	8	9	10	11
	13	14	Reg	16	17	18
	20	21	22	23	24	25
	27	Hol	29	30	31	

June

S	M	T	W	T	F	S
					1	2
	3	4	Reg	6	7	8
	10	11	12	13	14	15
	17	18	Reg	20	21	22
	24	25	26	27	28	29

July

S	M	T	W	T	F	S
		1	2	Reg	Hol	5
	8	9	10	11	12	13
	15	16	Reg	18	19	20
	22	23	24	25	26	27
	29	30	31			

August

S	M	T	W	T	F	S
				1	2	3
	5	6	Reg	8	9	10
	12	13	14	15	16	17
	19	20	Reg	22	23	24
	26	27	28	29	30	31

September

S	M	T	W	T	F	S
	2	Hol	Reg	5	6	7
	9	10	11	12	13	14
	16	17	Reg	19	20	21
	23	24	25	26	27	28
	30					

October

S	M	T	W	T	F	S
					5	6
	8	9	10	11	12	13
	15	16	Reg	17	18	19
	22	23	24	25	26	27
	28	29	30	31		

November

S	M	T	W	T	F	S
				1	2	3
	5	Reg	7	8	9	10
	11	Hol	13	14	15	16
	18	19	Reg	21	22	23
	25	26	27	28	29	30

December

S	M	T	W	T	F	S
						1
	2	3	Reg	5	6	7
	9	10	11	12	13	14
	16	17	Reg	19	20	21
			Hol			

Budget—1st Reading

Budget—2nd Reading

Additional Budget Meetings?

Ann. Abs. Summit

Fall Break

Spring Break

Winter Break

GCS 1/16 joint meeting with School Board, at GCS Admin. Bldg.

\$ 10/18 may be cancelled if budget passed on 10/16
 12/20 additional meeting for year-end category transfers, at 5:30 p.m.