

**REGULAR MEETING OF THE COMMON COUNCIL OF THE CITY OF GOSHEN,
TO BE HELD NOVEMBER 6, 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

October 24th

Special Presentation:

Jason Kauffman – Stormwater Coordinator

Agenda Items:

1. ORDINANCE 4925

(SECOND READING)

**AMEND ORDINANCE 4897 GOSHEN COMMON COUNCIL RULES OF
ORDER**

2. ORDINANCE 4931

(FIRST READING)

(SECOND READING)

**AMEND 2017 SALARY ORDINANCE 4884 AND 2018 SALARY ORDINANCE
4927**

3. RESOLUTION 2017-26

**APPROVE DISPOSAL OF 613 SOUTH THIRD STREET BY
REDEVELOPMENT COMMISSION**

4. RESOLUTION 2017-25

**AN EMERGENCY RESOLUTION PROVIDING FOR THE TRANSFER OF
FUNDS**

PRIVILEGE OF FLOOR

Next Council Meeting: Tuesday November 21, 2017

ADJOURNMENT OF MEETING

ORDINANCE 4925

Amend Ordinance 4897, Goshen Common Council Rules of Order

WHEREAS, the Goshen Common Council adopted Ordinance 4897, Goshen Common Council Rules of Order on April 11, 2017;

WHEREAS, the Goshen Common Council seeks to embrace certain principles as it conducts business in the best interests of the City of Goshen;

NOW THEREFORE, BE IT ORDAINED by the Goshen Common Council that Ordinance 4897, Goshen Common Council Rules of Order, be amended as follows:

Section 1. Guiding Principles

Ordinance 4897, Goshen Common Council Rules of Order, shall be amended by adding the following new recital to the preamble of Ordinance 4897:

WHEREAS, the Goshen Common Council embraces the following principles as important in facilitating the orderly transaction of its business and in promoting the best interests of the City of Goshen:

- Respect for each other and for each other's rights;
- Open communication and engagement;
- Honesty;
- A safe community;
- Acceptance that change has positive and negative consequences;
- Tolerance of differences;
- Support for equality and freedom from discrimination.

Section 2. Effective Date

This ordinance shall be in full force and effect from and after its passage, approval, and adoption according to the laws of the State of Indiana.

PASSED by the Goshen Common Council on _____, 2017.

Jeremy P. Stutsman, Presiding Officer

Attest:

Angie McKee, Clerk-Treasurer

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

Angie McKee, Clerk-Treasurer

APPROVED and ADOPTED on _____, 2017.

Jeremy P. Stutsman, Mayor



Jeremy P. Stutsman, Mayor
CITY OF GOSHEN

202 South Fifth Street, Suite 1 • Goshen, IN 46528-3714

Phone (574) 533-9322 • Fax (574) 533-3074
mayor@goshencity.com • www.goshenindiana.org

11-1-17

Council President McKee and Council Members,

As I am sure you are all aware, Denny Long has decided to retire on November 22nd of this year. I was hopeful Denny would stay through my first term but after talking with him I respect and understand his decision. I am incredibly grateful for his hard work and dedication, he will be missed.

I received several applications and interviewed a few people to take Denny's place. I have decided to promote from within and have named David Gibbs the next Street Commissioner. We will be working out the details over the next few weeks.

Part of working out those details is a change to our Salary Ordinances. This change allows for a temporary shift in City staff structure that will help in this transition process. The City Council will not need to make any additional appropriations to support this change.

I will be asking the Department Head of Central Garage, Carl Gaines, to fill this role. He will be helping bring David Gibbs up to speed on all of the budgeting needs and process throughout the year. Carl will also be working with David to help find potential efficiencies within the department; this does not include any reduction in staffing only operations. This is of course in addition to the knowledge Denny Long will pass on before his retirement date as well as knowing Monica Ridenour will be staying with the department and will be a great asset in this transition.

We will be working to find ways to allow the Street Commissioner to have more office time and less time in the field.

I will of course explain further at our Council meeting.

Sincerely,

A handwritten signature in blue ink, appearing to read "JPM", with a long horizontal stroke extending to the right.

Jeremy Stutsman

ORDINANCE 4931

AMEND 2017 SALARY ORDINANCE 4884 AND 2018 SALARY ORDINANCE 4927

WHEREAS Ordinance 4884 approves the 2017 maximum annual compensation for the employees of the Civil City of Goshen, City of Goshen Water and Sewer Utilities, and City of Goshen Stormwater Utility and Ordinance 4927 approves the 2018 maximum annual compensation for the employees of the Civil City of Goshen, Goshen Water and Sewer Utilities, and Goshen Stormwater Utility;

WHEREAS City Administration seeks to temporarily pay additional compensation to the Central Garage Fleet Maintenance Manager position as the position has been requested to provide the following services to the Street Department, in addition to his duties and responsibilities as Central Garage Fleet Maintenance Manager: (1) oversight and assistance in the development and management of the Street Department budget; and (2) assistance in developing and implementing programs, policies, and protocols within the Street Department to improve efficiencies in its operation;

WHEREAS City Administration seeks to compensate the Central Garage Fleet Maintenance Manager for the above described additional responsibilities until such time as the Central Garage Fleet Maintenance Manager no longer provides the additional duties and responsibilities assisting the Street Department Commissioner, until the current Central Garage Fleet Maintenance Manager no longer serves the City of Goshen as Central Garage Fleet Maintenance Manager, or until November 22, 2019, whichever occurs first;

WHEREAS at such time as the Central Garage Fleet Maintenance Manager no longer assists the new Street Department Commissioner by assuming the additional duties and responsibilities, the Central Garage Fleet Maintenance Manager will no longer receive the additional compensation.

NOW, THEREFORE, BE IT ORDAINED that the Goshen Common Council amends Ordinance 4844 and Ordinance 4927 by adding a new section to each Ordinance that reads as follows:

Effective November 23, 2017, the Central Garage Fleet Maintenance Manager shall be paid the annual sum of \$10,000 (\$192.31 per week) from the Street Department budget to provide oversight and assistance to the Street Department in the development and management of the Street Department budget and to provide assistance in developing and implementing programs, policies, and protocols within the Street Department to improve efficiencies in the operation of the Street Department. The additional payment to the Central Garage Fleet Maintenance Manager shall continue until such time as the Central Garage Fleet Maintenance Manager no longer provides the additional duties and responsibilities assisting the Street Department Commissioner, until the current Central Garage Fleet Maintenance Manager no longer serves the City of Goshen as Central Garage Fleet Maintenance Manager, or until November 22, 2019, whichever occurs first. On or about October 24, 2018, the Mayor shall review the status of services the Central Garage Fleet Maintenance Manager provides to the Street Department to determine whether the services remain reasonably necessary for the operation of the Street Department, and the Mayor may terminate such services, as well as the associated additional pay, if the Mayor concludes that such services should terminate.

PASSED by the Goshen Common Council on _____, 2017.

Presiding Officer

Attest:

Angie McKee, Clerk-Treasurer

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

Angie McKee, Clerk-Treasurer

APPROVED and ADOPTED on _____, 2017.

Jeremy P. Stutsman, Mayor



**Department of Community Development
CITY OF GOSHEN**

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

Phone (574) 537-3824 • Fax (574) 533-8626 • TDD (574) 534-3185
communitydevelopment@goshencity.com • www.goshenindiana.org

Memo

To: Goshen City Council
From: Mark Brinson
Subject: Sale of 613 South Third Street by Redevelopment Commission
Date: November 1, 2017

Resolution 2017-26 provides approval from the Council for the Redevelopment Commission to sell the property located at 613 South Third Street. Council approval is required by state statute.

A Request for Proposals was issued by the Commission and as a result three proposals were received. After reviewing the proposals, the Commission negotiated a purchase agreement with Jonathan Shetler. The purchaser is obligated under the contract to make certain improvements to the property and will use it as his personal residence.

The Redevelopment Commission will hold a mortgage on the property until all improvements have been completed. The purchase price is \$40,000.

RESOLUTION 2017-26

Approve Disposal of 613 South Third Street by Redevelopment Commission

WHEREAS the City of Goshen acquired the real estate at 613 South Third Street for redevelopment purposes as part of a larger redevelopment project.

WHEREAS the Redevelopment Commission sought proposals for the purchase of the real estate at 613 South Third Street, Goshen.

WHEREAS the Redevelopment Commission authorized staff to negotiate an agreement with Jonathan Shelter.

WHEREAS on October 10, 2017, the Redevelopment Commission approved and authorized the execution of an Agreement for the Sale and Purchase of Real Estate by Resolution 65-2017.

NOW, THEREFORE, BE IT RESOLVED that, in accordance with Indiana Code § 36-7-14-22.5(e), the Goshen Common Council approves the Redevelopment Commission's disposal of the real estate at 613 South Third Street, Goshen. The real estate is located in Elkhart Township, Elkhart County, and more particularly described as follows:

The North Half (N ½) of Lot Numbered Twenty-six (26) as the said Lot is known and designated o the recorded Plat of ELIAS PURL'S ADDITION to the City of Goshen, Indiana; said Plat being recorded in Deed Record 33, page 41 in the Office of the Recorder of Elkhart County, Indiana.

LESS AND EXCEPTING the West fifteen (15) feet of said Lot.

Parcel No. 20-11-16-205-008.000-015

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

Presiding Officer

Attest:

Angie McKee, Clerk-Treasurer

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

Angie McKee, Clerk-Treasurer

APPROVED and ADOPTED on November _____, 2017.

Jeremy P. Stutsman, Mayor

RESOLUTION 2017-25
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:

COMMUNITY DEVELOPMENT

FROM: Southeast TIF/Misc. Revenue

TO: Southeast TIF/Capital Projects 442.0000.....\$119,325.71

EDIT FUND

FROM: EDIT/Misc. Revenue

TO: EDIT/Capital Improvements 422.0006.....\$ 80,842.39

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

Jeremy P. Stutsman, Presiding Officer

ATTEST: _____
Angie McKee, Clerk-Treasurer

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

Angie McKee, Clerk-Treasurer

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

Jeremy P. Stutsman, Mayor

TRANSFER BETWEEN CATEGORIES

TO: CITY CLERK-TREASURER

FROM: Mark Brinson OF Community Development 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 Department of Local Government Finance, the reasons listed below:

NAME OF FUND AND LINE: Southeast TIF Misc. Revenue

LINE NUMBER TRANSFERRED FROM: 473-460-00-360.0000

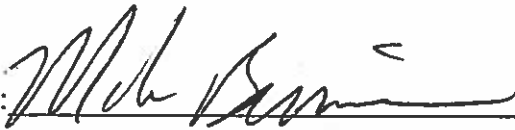
AMOUNT OF THE TRANSFER: \$119,325.71

NAME OF FUND AND LINE: Southeast TIF Capital Projects

LINE NUMBER TRANSFERRED TO: 473-560-00-442.0000

REASON FOR TRANSFER: Monies were transferred from Capital Projects Line to Property Acquisition Line to cover expenses for the Kercher Road Project. This is the 80% reimbursement fro the State to receipt back in the line to cover the transfer.

SIGNED: _____



TITLE: Community Development Director

DATED: October 24, 2017

FOR COUNCIL MEETING OF: November 6, 2017

ACH Notification 9-14-2017
Notification of ACH Payment

To:
Of:
GOSHEN, CITY OF

202 S. 5TH STREET
State
GOSHEN, IN 46528
Washington St.

STATEHOUSE

IN 46204

From the Office

TERA KLUTZ

Auditor of the

200 W.

ROOM 240

Indianapolis,

Vendor ID	Bank ID #	Bank Account #	Payment Date	Handling Cd
0000056406	XXXXX0010	XXXXXXXX0010	09/14/2017	AS

Payment Reference	Payment Amount	Unit	Description
008010749	69940.00	00800	Transportation

Invoice ID	PO ID	Invoice Dt	Gross
Discount	Late Charge	Net	

INDOT 1400713 12 RW Kercher		08/10/2017	69940.00
0.00	0.00	69940.00	

*Payment Message: Des. 1400713 12 (4) RW Acq Kercher Road Reconstruction

ACH Notification 10-24-2017
Notification of ACH Payment

To:
Of:
GOSHEN, CITY OF

202 S. 5TH STREET
State
GOSHEN, IN 46528
Washington St

STATEHOUSE

IN 46204

From the Office

TERA KLUTZ

Auditor of the

200 W.

ROOM 240

Indianapolis,

Vendor ID	Bank ID #	Bank Account #	Payment Date	Handling Cd
0000056406	XXXXX0010	XXXXXXXXX0010	10/24/2017	AS

Payment Reference	Payment Amount	Unit	Description
008074212	49385.71	00800	Transportation

Invoice ID	PO ID	Invoice Dt	Gross
Discount	Late Charge	Net	

INDOT 1400713 15 RW Kercher Rd		09/19/2017	34108.00
0.00	0.00	34108.00	
*Payment Message: Des. 1400713 15 (7 LID) RW Acq Kercher Rd Reconstruction			
INDOT 1401747 12 PE Kercher Rd		09/19/2017	1618.96
0.00	0.00	1618.96	
*Payment Message: Des. 1401747 12 PE Kercher Rd Reconstruction			
INDOT 1005734 15 CE South Link		09/19/2017	13658.75
0.00	0.00	13658.75	
*Payment Message: Des. 1005734 15 CE South Link Rd			

TRANSFER BETWEEN CATEGORIES

TO: CITY CLERK-TREASURER

FROM: Dustin Sailor OF Engineering 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 Department of Local Government Finance, the reasons listed below:

NAME OF FUND AND LINE Edit General Misc.

LINE NUMBER TRANSFERRED FROM: 218-460-00-361.0000

AMOUNT OF THE TRANSFER: \$ 80,842.39

NAME OF FUND AND LINE Edit - Capital Projects

LINE NUMBER TRANSFERRED TO: 218-560-00-442.0006

REASON FOR TRANSFER This money was reimbursed
by INDOT as an overage. We will
then reimburse Goshen College.

SIGNED: Dustin K. Sailor

TITLE: Dpw

DATED: 10/27/17

FOR COUNCIL MEETING OF: Nov. 6, 2017