

**REGULAR MEETING OF THE COMMON COUNCIL
DECEMBER 4, 2007
111 EAST JEFFERSON STREET
GOSHEN, INDIANA**

The Common Council of the City of Goshen, Indiana, met in the Council Chambers for a regular session on December 4, 2007 at 7:00 P.M. Presiding Officer was Councilman Scott with members of the Council present as follows:

PRESENT: COUNCILMAN GRIMES, LANTZ, PURO, SCOTT,
COUNCILWOMAN GAUTSCHE

ABSENT: COUNCILMAN BLOSS, COUNCIL PRESIDENT THOMAS

PRIVILEGE OF FLOOR

No items were presented under privilege of the floor.

APPROVAL OF MINUTES

There were no minutes to be approved as the minutes of the November 20, 2007 meeting were not ready for print at the time of the Council packet distribution.

ORDINANCE NUMBER 4460

Councilman Grimes introduced Ordinance Number 4460 entitled "VACATING PUBLIC WAYS IN THE CITY OF GOSHEN."

Councilman Grimes asked the First Deputy to read the Ordinance by title only for its first reading and moved its passage. Motion seconded by Councilman Puro.

By a 5-0 vote of the Council the motion passed.

Councilman Grimes asked the First Deputy to read the Ordinance by title only for second and final reading and moved its passage by roll call vote. Motion seconded by Councilman Puro.

Councilman Grimes asked Director of Public Works Robert McCoige to describe for the audience what this Ordinance was approving. Among others the audience included a group of students from Bethany and Goshen High Schools.

Robert McCoige indicated the vacation is for the realignment of 3rd street.

City Planner Joseph Hauflaire added that at the Plan Commission meeting of October 16, 2007 there was a request to vacate right of way of (4) tracts of land along Third Street and Madison Street. This was recommended to Council with a vote of 6-0. A general utility easement would remain over the vacated areas.

The Council roll call vote was as follows:

AYES: GAUTSCHE: GRIMES: LANTZ: PURO: SCOTT

NAYS: NONE

(ORDINANCE NUMBER 4460 DULY PASSED AND ADOPTED THIS 4th DAY OF DECEMBER 2007.)

ORDINANCE NUMBER 4464

Councilman Grimes introduced Ordinance Number 4464 entitled “AN ORDINANCE APPROVING AND ADOPTING THE GOSHEN CITY CODE.”

Councilman Grimes asked the First Deputy to read the Ordinance by title only for its first reading and moved its passage. Motion seconded by Councilman Puro.

Councilman Grimes stated this Ordinance is to update the City of Goshen’s codes for Ordinances that have been passed since the last update in 2004.

By a 5-0 unanimous vote of the Council the motion passed.

Councilman Grimes asked the First Deputy to read the Ordinance by title only for second and final reading and moved its passage by roll call vote. Motion seconded by Councilwoman Gautsche.

The Council roll call vote was as follows:

AYES: GAUTSCHE: GRIMES: LANTZ: PURO: SCOTT

NAYS: NONE

(ORDINANCE NUMBER 4464 DULY PASSED AND ADOPTED THIS 4th DAY OF DECEMBER 2007.)

PUBLIC HEARING ON ORDINANCE 4466

Councilman Scott opened the public hearing.

Councilman Scott closed the public hearing as no person wished to speak.

ORDINANCE NUMBER 4466

Councilman Grimes introduced Ordinance Number 4466 entitled “ADDITIONAL APPROPRIATION ORDINANCE.”

Council Grimes asked the First Deputy to read the Ordinance by title only for its first reading and moved its passage. Motion seconded by Councilman Puro.

By a 5-0 vote of the Council the motion passed.

Councilman Grimes asked the First Deputy to read Ordinance 4466 by title only for second and final reading and moved its passage by roll call vote. Motion seconded by Councilman Puro

Councilwoman Gautsche requested information on the police department overtime appropriation.

Police Chief Gary Penland responded that this was a shortfall in his budget brought on by four different situations:

- The overtime used for 5-6 officers for 4 days in a row to provide assistance to the City of Nappanee. Federal assistance will not be available to help offset this.
- The retirement of Detective Lyle Bainter and Officer Terry Schollian which required the cash out of all their benefits.
- The early hiring of replacements which caused a shortfall.
- The additional patrols this year to try to keep up.

Chief Penland also stated he did not have to ask for an extra dime last year.

The Council roll call vote was as follows:

AYES: GAUTSCHE: GRIMES: LANTZ: PURO: SCOTT

NAYS: NONE

(ORDINANCE NUMBER 4466 DULY PASSED AND ADOPTED THIS 4th DAY OF DECEMBER 2007.)

RESOLUTION NUMBER 2007-67

Councilman Grimes introduced Resolution Number 2007-67 entitled “AN EMERGENCY RESOLUTION PROVIDING FOR THE TRANSFER OF FUNDS.”

Councilman Grimes asked the First Deputy to read the Resolution by title only and moved its passage by roll call vote. Motion seconded by Councilwoman Gautsche.

Councilman Grimes requested information on the transfer for Equipment Purchase.

Street Commissioner Barb LaDow responded that they have two loans for dump trucks and inadvertently did not place enough money in that account to cover both loan payments. The last payment for the loan on (2) dump trucks is in 2008 and the last payment for the loan for (6) dump trucks is 2009.

By 5-0 vote of the Council, Resolution Number 2007-67 was passed.

The Council roll call vote was as follows:

AYES: GAUTSCHE: GRIMES: LANTZ: PURO: SCOTT

NAYS: NONE

Councilman Grimes moved to adjourn. Motion seconded by Councilwoman Gautsche and the meeting adjourned at 7:20 P.M.