

**MINUTES
GOSHEN CITY COUNCIL
February 12, 2019**

1. CALL TO ORDER: The regular meeting of the Goshen City Council was called to order by Cathy Oliver, Mayor, on February 12, 2019 at 6:30 p.m. at Goshen City Hall.

2. ROLL CALL AND DECLARATION OF QUORUM: Paula Anderson, Angie Driver, Bill Hewat, Colton Martin, John Vaillancourt were present, and Cathy Oliver declared a quorum. Charles Harwell, City Attorney, and Sharon Baggett, Recorder/Treasurer, were also present. It was noted that Birch Wright was out of town, but connected to the meeting through FaceTime. Charles Harwell stated that he had researched and sent out an email regarding the extent to which an alderman may participate via video or telephone. In regards to City Council meetings, he opined that Council members should be present to make motions or to vote, and if Birch Wright wanted a motion made, he suggested that this could be done by another Council member who was present at the meeting. He further stated that he thought this was the safest thing to do and the way to proceed at this meeting. He stated that there were two Attorney General opinions, one of which required an ordinance, which Goshen did not have. After comments about allowing Birch Wright to vote, Charles Harwell stated that, for the purposes of this meeting, more than likely Birch Wright would not be casting a deciding vote, and if this proved to be true, this could be addressed at that time. Birch Wright stated that he did not have a problem with another Council member stating a motion on his behalf.

3. APPROVAL OF AGENDA: Sharon Baggett stated that Item 5A under City Business should be removed. Cathy Oliver stated that there would be additional items discussed under Item 5G. Paula made a motion, with a second by John Vaillancourt, to approve the amended agenda. All voted in favor and the motion carried.

4. APPROVAL OF MINUTES – JANUARY 8, 2019 REGULAR MEETING AND JANUARY 15, 2019 SPECIAL MEETING: There was discussion regarding clarification and possible revisions to the minutes of both of these meetings. In considering whether to table approval of the minutes, Cathy Oliver stated that this would provide an opportunity to listen to the audios of the meetings. Bill Hewat made a motion, with a second by John Vaillancourt, to table the minutes until the next meeting. All voted in favor and the motion carried.

5. CITY BUSINESS:

A. RESOLUTION APPROVING APPOINTMENT TO THE PLANNING COMMISSION (MIKE HILL): A motion was made by John Vaillancourt, with a second by Angie Driver, to approve Resolution 2019-2 reappointing Mike Hill to the Planning Commission. All voted in favor and the motion carried.

B. RESOLUTION APPROVING APPOINTMENT TO THE DEPOSITORY BOARD [PAULA ANDERSON]: A motion was made by John Vaillancourt, with a second by Bill Hewat, to approve Resolution 2019-3 appointing Paula Anderson to the Depository Board. All voted in favor and the motion carried.

C. RESOLUTION REVISING 2018 BUDGET: A motion was made by Paula Anderson, with a second by John Vaillancourt, to approve Resolution 2019-4 adopting the revised 2018 budget. All voted in favor and the motion carried.

D. CODIFICATION OF ORDINANCES: Charles Harwell explained the procedure and the estimated cost to engage the Arkansas Municipal League to codify Goshen's ordinances. After some discussion, the Council asked Charles Harwell to proceed with the process of having Goshen's ordinances codified.

E. ORDINANCE ESTABLISHING POLICIES REGARDING ANNUAL LEAVE, SICK LEAVE, OVERTIME/COMPENSATORY TIME AND SICK LEAVE FOR EMPLOYEES (AMENDING ORDINANCE 130): Charles Harwell explained the four alternative ordinances that he had drafted and presented for consideration. He stated that this would address the policies until a more comprehensive policy could be addressed. Colton Martin then presented and gave an overview of recommendations from the Human Resources Task Force. Charles Harwell explained that, since policy was set by ordinance, any amendment to the policies would require an ordinance. Russell Stroud, also on the Task Force, gave information regarding policies regarding the Police Department. After discussion, the Council agreed that Alternative #2 would at least serve as a temporary solution until this could be addressed further. Charles Harwell then read the proposed ordinance. A motion was made by Paula Anderson, with a second by Bill Hewat, to waive the second and third readings of the ordinance. A roll call vote was taken, and Paula Anderson, Angie Driver, Bill Hewat, Colton Martin and John Vaillancourt voted in favor. Therefore, the motion carried. Cathy Oliver then allowed an opportunity for public input. John Vaillancourt made a motion, with a second by Bill Hewat, to adopt the ordinance. A roll call vote was taken. Paula Anderson, Angie Driver, Bill Hewat, Colton Martin and John Vaillancourt voted in favor; therefore, the motion carried. A motion was made by John Vaillancourt, with a second by Bill Hewat, to adopt the emergency clause. A roll call vote was taken. Paula Anderson, Angie Driver, Bill Hewat, Colton Martin and John Vaillancourt voted in favor; therefore, the motion carried.

F. REPLACEMENT OF CULVERT ON OXFORD BEND ROAD: The Council was presented with two bids to replace a culvert pipe at the corner of Oxford Bend Road and Wilson Lane. Russell Stroud, a member of the Street Committee, pointed out the difference in the bids and stated that the Street Committee recommended approval of the lowest bid, which was from Tomlinson Asphalt in the amount of \$4,584. He also reported that improvements needed to be made on Sharp Drive and Spring Park Lane. Even though the Mayor has authority to approve any expenditure in the amount of \$5,000 or less, Paula Anderson made a motion, with a second by John Vaillancourt, to approve the bid from Tomlinson Asphalt in the amount of \$4,584 to replace the culvert on Oxford Bend Road. Cathy Oliver then allowed public input. All voted in favor and the motion carried.

G. DISCUSSION OF ORDINANCE 110 (DISCHARGE OF FIREARMS): Cathy Oliver reminded the Council that they had recommended that signs regarding the discharge of firearms should be placed in close proximity to the White River Bridge. However, she reported that she and Police Chief Mike Ball thought that this ordinance should be discussed and possibly amended prior to placement of the signs. The Council agreed that this needed to be addressed because of safety issues, but further research needed to be done. Public input was allowed. The Council then agreed to table discussion of this until a later time.

H. AML SALARY SURVEY: Birch Wright recommended that this information be forwarded to the Human Resources Task Force to be included in their research and recommendations to ensure that we are in the range of other cities.

6. REPORTS FOR JANUARY, 2019:

A. FINANCIAL REPORTS: Written reports were presented and reviewed. Sharon Baggett reported balances of \$420,930.01 in the general fund and \$117,112.74 in the street fund. The Council also reviewed a budget spreadsheet and CD spreadsheet. There was discussion regarding income from the 1% sales tax, and Sharon Baggett stated that she would follow up on this and report back to the Council.

B. POLICE DEPARTMENT REPORT: A written report was presented, and Mike Ball summarized the activity for the previous month.

C. STREET REPORT: This was discussed earlier in the meeting.

D. REPORT FROM GOSHEN VOLUNTEER FIRE DEPARTMENT: A written report was reviewed.

E. ARBOR BOARD REPORT: Cathy Oliver explained Ordinance 127, which addressed the development of a community forestry plan and the formation of an Arbor Board. She introduced Mary Smith, the Chairperson, who presented a Comprehensive Tree Management Plan. A motion was made by Bill Hewat, with a second by John Vaillancourt, to approve what the Board proposed as the Comprehensive Tree Management Plan. All voted in favor and the motion carried.

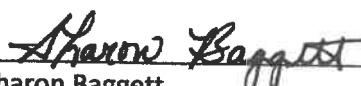
F. BUILDING OFFICIAL'S WRITTEN REPORT: J. D. Dermott was introduced as the temporary Building Official. He then summarized the written report for the previous month.

G. PLANNING COMMISSION WRITTEN REPORT: A written report was presented. Sharon Baggett briefly explained the report.


7. REPORTS/COMMENTS BY MAYOR, CITY COUNCIL, CITY ATTORNEY OR RECORDER/TREASURER: Cathy Oliver and Mike Ball reported on the possible future charge to cities who house inmates in the Washington County Jail.

8. PUBLIC INPUT: There was input regarding Cathy Oliver having real estates signs removed earlier that day. The Sign Ordinance was discussed, and Cathy Oliver apologized for not contacting Kevin and Darin Riggins, the owners of one of the signs, to discuss removal of their sign. There was also discussion regarding the step system at The Knolls and the Certificates of Occupancy for the homes on the step system being built by Riggins Construction, and why the Planning Task Force was involved in building permits. There was discussion regarding Cathy Oliver hiring a new, temporary Building Official and her failure to notify the City Council of such in a timely manner.

9. ADJOURNMENT: There being no further business, a motion was made by Bill Hewat and seconded by Paula Anderson to adjourn the meeting. All voted in favor and the meeting adjourned at 9:05 p.m.



Sharon Baggett
Recorder / Treasurer



Cathy Oliver
Mayor