

**MINUTES**  
**GOSHEN CITY COUNCIL**  
**Tuesday, August 13, 2019**

**Call to Order:** Mayor Cathy Oliver called the meeting to order at 6:30 pm at Goshen City Hall.

**Roll Call:** Those in attendance were Paula Anderson, Colton Martin, Angie Driver, John Vaillancourt, Bill Hewat and Birch Wright. Mayor Oliver declared a quorum. Also in attendance was city attorney, Brian Hogue and Lara Nanak, Office Manager, who was filling in for the Recorder/Treasurer.

**Approval of Agenda:** Mayor Oliver changed item 5 "B" to read 8' fence instead of 10' fence adjoining Waterford Property. Motion by John Vaillancourt, 2<sup>nd</sup> by Bill Hewat to approve the agenda as corrected. Motion passed 6-0.

**Approval of Minutes:** Motion by John Vaillancourt, 2<sup>nd</sup> by Bill Hewat to approve the July 9, 2019 minutes. Motion passed 6-0. Motion by John Vaillancourt, 2<sup>nd</sup> by Bill Wright to approve the July 22, 2019 Special meeting minutes. Motion passed 6-0.

**NEW BUSINESS**

**Findings from Structural Engineer about Community Building:** Engineer Richard Welcher presented his findings that there is no imminent danger of structural disaster. Without cutting into the roof he was unable to get a clear picture. The roof is made up of a stick frame which is causing what we see & walls are sagging out of alignment. Someone in the past came in and installed a tension cable every 4 feet across the top. If no movement is noted over the next year, then he suggests a more permanent fix. If we cut 3-4 holes in the ceiling, this would allow for thermal imaging and then he can get a better look at ceiling framing to see if there is any truss damage.

**Request to Approve 8' Fence:** Kevin Riggins appeared before the Council due to a zoning violation letter he received from the City of Goshen dated May 29, 2019. The zoning violation needing correction as stated in the letter read, "Fence is over 6' in height and horizontal and vertical support posts are outside the fence area." Kevin Riggins asked the Council to approve his 8' fence he had already constructed with the horizontal & vertical support posts outside the fence area. Discussion followed. Motion made by Colton Martin, 2<sup>nd</sup> by John Vaillancourt not to allow a waiver but instead to require Kevin Riggins to abide by the City's ordinance. Motion passed 5-1 with Bill Hewat voting against the motion.

**Request for Noise Variance for Polo in the Ozarks:** A written request from Life Styles for a noise variance for Polo in the Ozarks to be held on the Buell Farm on Oct. 5, 2019 was presented. Motion by Paula Anderson, 2<sup>nd</sup> by Birch Wright to approve noise variance. Motion passed 6-0.

**Resolution Approving Appointment of Scott Stokenbury to Planning Commission:** Motion by Birch Wright, 2<sup>nd</sup> by Bill Hewat to approve the resolution. Motion passed 6-0.

**Parking Area Updates Requested by Washington County Election Commission:** Council agreed to allow Washington County to update the parking area at the Community Building to comply with ADA

guidelines as per their letter of June 28, 2019. Cost will be paid by a grant Washington County Election Commission obtains.

**Resolution Authorizing Mayor to Apply for Grant:** Chuck Jacobus located a security grant for \$50,000 to improve the safety of City Hall. Motion by Bill Hewat, 2nd by John Vaillancourt to approve the resolution. Motion passed 6-0.

**Ordinance Appointing Recorder Treasurer:** Brian Hogue stated the position of Recorder/Treasurer does not have to remain combined. Arkansas law now allows the position of Treasurer to be appointed in lieu of elected. The Recorder position remains an elected position and will be up for election when the December 31, 2020 term ends. If the positions are separated the person appointed to the recorder position would remain in that position until the end of the existing term. Both positions must be a Goshen resident and the same person can be appointed to both positions. Brian brought two ordinances; 1) Repealing ordinance 18 which combined the Recorder/Treasurer position and 2) an ordinance changing the treasurer position to an appointed position. Brian also explained one or both ordinances can be voted on tonight or at next month's meeting, but the positions don't have to be filled tonight. Motion by Birch Wright, 2<sup>nd</sup> by John Vaillancourt to read repealing ordinance 18 by title only. Roll call vote taken; Paula Anderson, Angie Driver, Bill Hewat, Colton Marin, Joh Vaillancourt and Birch Wright voted yes. Motion passed. Motion made by Birch Wright, 2<sup>nd</sup> by Bill Hewat to suspend the rules and waive the second and third readings. Roll call vote taken; Paula Anderson, Angie Driver, Bill Hewat, Colton Martin, John Vaillancourt and Birch Wright voted yes. Motion passed. Motion by Birch Wright, 2<sup>nd</sup> by John Vaillancourt to adopt ordinance. Roll call vote taken; Paula Anderson, Angie Driver, Bill Hewat, Colton Martin, John Vaillancourt and Birch Wright voted yes. Motion passed. Motion by Birch Wright, 2<sup>nd</sup> by Bill Hewat, to enact emergency clause. Roll call vote taken; Paula Anderson, Angie Driver, Bill Hewat, Colton Marin, John Vaillancourt and Birch Wright voted yes. Motion passed.

Motion by Birch Wright, 2<sup>nd</sup> by Bill Hewat to read by title only the ordinance providing for the appointment of the City Treasurer. Roll call vote taken; Paula Anderson, Angie Driver, Bill Hewat, Colton Marine. John Vaillancourt and Birch Wright voted yes. Motion passed. Motion made by Birch Wright, 2<sup>nd</sup> by John Vaillancourt to suspend the rules and waive the second and third readings. Roll call vote taken; Paula Anderson, Angie Driver, Bill Hewat, Colton Marin, John Vaillancourt and Birch Wright voted yes. Motion passed. Motion by Birch Wright, 2nd by John Vaillancourt to adopt ordinance. Roll call vote taken; Paula Anderson, Angie Driver, Bill Hewat, Colton Martin, John Vaillancourt and Birch Wright voted yes. Motion passed. Motion by Birch Wright, 2nd by Bill Hewat, to enact emergency clause. Roll call vote taken; Paula Anderson, Angie Driver, Bill Hewat, Colton Martin, John Vaillancourt and Birch Wright voted yes. Motion passed.

#### **OLD BUSINESS**

**Resolution Road Contracts:** Ledford Rd bid by Tomlinson Asphalt \$50,988. Motion by Birch Wright, 2<sup>nd</sup> by Bill Hewat to approve resolution. Motion passed 6-0. Misty Valley Rd bid by Hutchins Construction \$28,680. Motion by Bill Hewat, 2<sup>nd</sup> by Birch Wright to approve resolution. Motion passed 6-0.

**Sign Ordinance:** Bill Hewat commented that the sign ordinance needs revision. Birch Wright stated that he provided substantial information to the previous Recorder about the sign ordinance. Brian Hogue hopes to have more information by next City Council meeting.

**Follow up Discussion regarding Community Building:** After discussing the findings from the Civil Engineer, Birch Wright noted that we are looking at two separate issues; 1) Correcting the moisture penetration in the basement and 2) further examining the stability of the structure per the report from the Civil Engineer. It was agreed that we would first proceed with the removal of the fiberglass insulation in the crawl space and the installation of a plastic moisture barrier. The Structural Engineer will be back out as soon as he informs the city of the specific size and locations of the ceiling holes he has required.

**Speed Limit on Wyman Rd:** Request made by a resident to increase the speed on Wyman Rd from 25 mph to 35 mph. Discussion followed including public input. Motion by Bill Hewet, 2<sup>nd</sup> by Birch Wright to increase the speed limit to 35mph. Motion passed 6-0. Brian Hogue will bring the ordinance back to the next meeting and will advise when the new sign can go up.

**Resolution to increase Office Managers Rate of Pay:** Motion by Birch Wright, 2<sup>nd</sup> by Bill Hewet to approve the resolution. Motion passed 6-0.

#### **REPORTS FOR JULY 2019**

**Financial Reports:** Written financial reports were presented and reviewed. Lora Nanak reported balances of \$575,952.56 in the general fund and \$130,293.31 in the street fund. Lora stated audit for 2017, 2018 and January & February of 2019 is over. The audit was conducted by the Arkansas Legislative Joint Auditing Committee; it was a financial engagement & not a full-fledged audit. The exit interview should happen in the next few weeks. Brian Hogue stated he is still working on the new Interlocal Agreement that is needed with Washington County for the Elkins Court.

**Police Report:** Chief Mike Ball presented the written report. Chief Ball reported new police vehicle will be here as soon as graphics applied. Chief Ball reported police department recently acquired \$18,000 equipment from the Military Surplus Program. He explained the items are in the police department possession and after one year the ownership transfers to Goshen Police Department. Council gave approval for the Goshen police personnel to work security at the University of Arkansas home games again this football season.

**Street Report:** No written report. Resident indicated S. Sharp Dr needed to be graded again. Resident also indicated desire to have S. Sharp Dr paved. Next year consideration will be given to have that road paved.

**Goshen Volunteer Fire Department:** The Council reviewed a written Fire Department report. The Fire Department has changed Community day changed to October 5, 2019.

**Planning Commission Report:** The Council reviewed a written Planning Commission report.

**Building Official's Report:** J. D. DeMotte summarized the report for the previous month. He indicated the Step System in the Knolls has being completed but it's still waiting on Arkansas Health Department approval.

**Reports/Comments by Mayor, Aldermen, City Attorney or Recorder/Treasurer:** Mayor Oliver reported the City did not pay for the road that was recently repaved leading into the area where she lives. The

Mayor and her neighbors paid for the repaving of that road and documents showing such are on file at Goshen City Hall for anyone who wants to review those documents.


**Public Input:** Mary Smith reported there is a delay by contractors on the completion of the Goshen welcome sign. Since original quote was given the lettering company has moved to a location farther away and now has increased the price \$500. She is working on getting them to honor their initial quoted amount. The City has sent a letter out asking for repairs to be made to the home located 195 W Bowen Blvd. Goshen Methodist Church is holding another Historical Society meeting on August. 22, 2019 at 6 pm.

**Executive Session:** Motion by Birch Wright, 2<sup>nd</sup> by Bill Hewat for the Council to go into Executive Session to discuss a personnel matter at 8:28pm. Motion passed 6-0. The Council returned from Executive Session at 9:06 pm. Discussion ensued about both Recorder and Treasurer positions. Motion made by Bill Hewat, 2<sup>nd</sup> by Birch Wright to appoint Linda Moore to fill the Recorder position with an annual salary of \$5,500; estimated 30 hours per month. Motion passed 6-0. Motion then made by Bill Hewat, 2<sup>nd</sup> by John Vaillancourt, to appoint Linda Moore to the Treasurer position for \$15 per hour. Treasurer position estimated hours per month are 5 for signing checks & reconciling the bank statements. Public input was asked and the Council clarified no benefits will be paid for these positions. Motion passed 6-0. Brian Hogue will bring ordinances back to the next meeting appointing Linda Moore to these positions and setting the pay rate. Brian Hogue stated Linda Moore could work on an interim basis in the meantime.

Motion by Birch Wright, 2<sup>nd</sup> by Bill Hewat to adjourn. Motion passed 6-0. Meeting adjourned 9:10 pm.

---

**Linda Moore**  
**Recorder/Treasurer**

---

**Cathy Oliver**  
**Mayor**