

**BOARD OF PUBLIC WORKS AND SAFETY AND  
STORM WATER BOARD MEETING HELD  
JULY 13, 2009 GOSHEN, INDIANA**

The Board of Public Works and Safety and Storm Water Board of the City of Goshen met in the Council Chambers, 111 East Jefferson Street on July 13, 2009, at 4:00 P.M. for their weekly Board meeting. Mayor Kauffman was the presiding officer with members of the Board present or absent as follows:

PRESENT: Mayor Kauffman, Board Member Stegelmann

ABSENT: Board Member Landis

OTHERS: Clerk-Treasurer Office Assistants, City Attorney, Assistant City Planner, Fire Chief, Police Chief, Building Inspector Haney, Legal Contracts and Claims Manager, Legal Compliance Administrator, Legal Administrative Assistant, Mayor's Administrative Assistant, Park Superintendent, Superintendent of Waste Water, Superintendent of Water and Sewer, Utilities Office Manager, Administrative Utilities Engineer.

Minutes of the meeting of July 6, 2009 were presented. On motion of Mayor Kauffman and second by Board Member Stegelmann, the minutes were approved as presented.

**REQUEST TO APPROVE SUBORDINATION FOR 1997 AND 2002 CDBG OWNER  
OCCUPIED REHAB PROJECT**

Assistant City Planner Rhonda Yoder requested Board approval for Community Development Block Grant (CDBG) Subordination. A Subordination request for a CDBG owner-occupied rehab project from Program Year 1997, which was subsequently transferred in 2002 to the current property owners. The subordination is being requested to refinance an existing mortgage and for debt consolidation (cash out for debts of approximately \$6,800.00).

The CDBG mortgage is a deferred mortgage in the amount of \$10,685.55 and is payable upon conveyance, death of owner or foreclosure. The CDBG mortgage is currently in second position, and will remain in second position after subordination.

The existing mortgage has a balance of \$45,822.00, with an interest rate of 7.75% and a term of 30 years. The proposed new mortgage will be in the amount of \$57,000.00, with 5.0% interest and a term of 15 years. Monthly payments will increase from \$439.14 to \$554.18. The monthly increase is approximately equal to the current monthly debt payments that are being consolidated. Closing costs of approximately \$4,500.00 are being charged.

A current appraisal shows a value of \$87,000.00 and the assessed value appears to be approximately \$93,700.00 for land and improvements.

The lender will not approve the refinance without the subordination, and the borrower will not pay off the CDBG loan rather than subordinate since they would then in effect be paying interest on the CDBG loan, which has no interest.

Mayor Kauffman moved to approve the request. Second by Board Member Stegelmann and motion passed unanimously.

**REQUEST TO APPROVE DEED OF DEDICATION WITH FAIRLAWN FARMS**

City Attorney Larry Barkes requested Board approval to accept a deed of dedication of a public right-of-way for public highway and utility purposes from Fairlawn Farms, Inc. an Indiana Corporation.

Mayor Kauffman moved to approve the request. Second by Board Member Stegelmann and motion passed unanimously.

**REQUEST TO ISSUE AN ELECTRICAL LICENSE TO S.C. LAND**

Building Inspector Gary Haney requested Board approval to issue an electrical license to Stephen C. Land. Mr. Land, representing Land Electrics, 8320 Brookville Road, Suite L, Indianapolis, IN 46239, has met the requirements for a City of Goshen Electrical license. He achieved a score of 85.3% on the Master Electrician test.

Mayor Kauffman moved to approve the request. Second by Board Member Stegelmann and motion passed unanimously.

**REQUEST TO APPROVE RESOLUTION APPROVING AND AUTHORIZING THE EXECUTION OF INTERLOCAL AGREEMENTS FOR AMBULANCE SERVICES**

Legal Compliance Administrator Shannon Marks requested Board approval of a Resolution Approving and Authorizing the Execution of Interlocal Agreements for Ambulance Services. The City of Goshen and the Goshen Fire Department provides ambulance services to residents and other persons in the City of Goshen and has the same capacity to provide ambulance services to residents and other persons in the political subdivisions provided that the Goshen Fire Department personnel and equipment are available. The following is the political subdivisions that are a part of the Interlocal agreement:

1. Clinton Township
2. Elkhart Township
3. Harrison Township
4. Jackson Township
5. Jefferson Township

Mayor Kauffman moved to approve the request. Second by Board Member Stegelmann and motion passed unanimously.

**REQUEST TO APPROVE MIDDLEBURY ELECTRIC AGREEMENT FOR BERKEY STREET LIFT STATION AND CR 27 LIFT STATION REPAIR SERVICE**

Legal Contracts and Claims Manager Keitha Windsor requested Board approval for the Agreement with Middlebury Electric for Berkey Street and County Road 27 Lift Stations Repair Service.

A motor vehicle accident caused damage to the Berkey Street lift station. Repair costs will be claimed through the drivers insurance. The City of Goshen is currently having repair work done by Niblock Excavating and the electrical work is being done by Middlebury Electric for a fee of \$3,120.00. All of Middlebury Electric's work is to be completed by July 24, 2009.

A motor vehicle accident caused damage to the County Road 27 lift station. Repair costs will be claimed through the drivers insurance. The City of Goshen is currently having repair work done by Middlebury Electric for a fee of \$6,250.00. All of Middlebury Electric's work is to be completed by July 24, 2009.

Mayor Kauffman moved to approve the requests. Second by Board Member Stegelmann and motion passed unanimously.

**REQUEST TO APPROVE PROFESSIONAL ACCOUNTING SERVICES AGREEMENT WITH UмбаUGH FOR WATER UTILITIES AND SEWAGE WORKS**

Legal Contracts and Claims Manager Keitha Windsor requested Board approval of two agreements with Umbaugh for Professional Accounting Services for the Water Utilities and Sewage Works.

The City of Goshen's Utility Department wishes to enter into an agreement with Umbaugh & Associates for their professional accounting services to complete the rate analysis and issuance of the waterworks revenue bond issue through the Indiana State Revolving Fund for the proposed waterworks improvement project for a total compensation of \$25,000.00. All work is being completed according to a timetable incorporating the City, Ice Miller LLP and Umbaugh.

The City of Goshen's Utility Department wishes to enter into an agreement with Umbaugh & Associates for their professional accounting services to complete the rate analysis and issuance of the sewage works revenue bond issue through the Indiana State Revolving Fund for the proposed sewer works improvement project for a total compensation of \$75,000.00. All work is being completed according to a timetable incorporating the City, Ice Miller LLP and Umbaugh.

Mayor Kauffman moved to approve the requests. Second by Board Member Stegelmann and motion passed unanimously.

**REQUEST TO APPROVE AGREEMENT FOR A CONTRACT EXTENSION WITH WILDMAN UNIFORM AND LINEN**

Legal Contracts and Claims Manager Keitha Windsor requested Board approval of a contract extension with Wildman Uniform and Linen.

The City entered into a two year contract with Wildman Uniform and Linen on September 10, 2007 for a uniform service for 2008 and 2009. The contract is paid on the quoted unit prices for each item. The contract allows for a contract renewal for up to two additional two year terms under the same terms and conditions. Wildman Uniform and Linen agrees to continue with the uniform service for an additional two year term through December 31, 2011 under the same terms and conditions of the September 10, 2007 contract.

Mayor Kauffman moved to approve the request. Second by Board Member Stegelmann and motion passed unanimously.

**REQUEST TO AMEND MOWING CONTRACT WITH GARRY COLLINS**

Legal Contracts and Claims Manager Keitha Windsor requested Board approval to amend the mowing contract with Garry Collins. The City of Goshen entered into a Contract with Garry Collins dated June 8, 2009 for a lawn mowing service. The City wishes to add the site south of Goshen Public Library that is bordered by South Mains Street on the west, Douglas Street on the south and 5<sup>th</sup> Street on the east beginning now and continuing until the end of the 2009 season for the lump sum price of \$400.00.

Mayor Kauffman moved to approve the request. Second by Board Member Stegelmann and motion passed unanimously.

**REQUEST TO SOLICIT SEALED QUOTES FOR QUALITY DRIVE-AWAY  
FOUNDATION REMOVAL**

Legal Contracts and Claims Manager Keitha Windsor requested Board approval to solicit sealed quotes for the Foundation Removal at old Quality Drive-Away on the south side of Mill Street, Goshen, IN. Quotes will be due to be opened at the Board of Public Works and Safety meeting on August 3, 2009.

Mayor Kauffman moved to approve the request. Second by Board Member Stegelmann and motion passed unanimously.

**REQUEST FOR K. BEACHY TO INSTALL A RAIN GARDEN  
WITHIN CITY RIGHT-OF-WAY**

Utilities Administrative Engineer Dustin Sailor requested Board approval on behalf of Kimber Beachy to install a rain garden within the City right-of-way. Ms. Beachy is seeking Elkhart River Alliance grant assistance to install a rain garden in the west right-of-way of 9<sup>th</sup> Street immediately south of Washington Street. To be eligible for the grant, Ms. Beachy needs permission from the Board to install the improvement within the right-of-way, where it will serve the most benefit.

The City's Stormwater Department supports the rain garden proposal because it ties into the Departments public education requirements and will directly benefit the combined sewer system by reducing inflow into the combined sewer system.

If approved, this type of installation will be the first of its kind within City right-of-way. To keep it from becoming a potential hazard, it is recommended the Board stipulate plantings within the first 50 feet of the intersection be kept below 2.5 feet in height. Additionally, no plantings should be placed within 3 feet of the fire hydrant located in the southwest corner of Washington Street and 9<sup>th</sup> Street.

Mayor Kauffman moved to approve the request. Second by Board Member Stegelmann and motion passed unanimously.

**TEMPORARY CLOSURE OF REGENT STREET FOR UTILITY AND  
INTERSECTION CONSTRUCTION**

Utilities Administrative Engineer Dustin Sailor announced that Brooks Construction Company will be closing a section of Regent Street from County Road 40 to Weymouth Boulevard on the morning of Monday, July 20, 2009. The closure is anticipated to last for approximately 4-6 weeks in order to construct the water main and the new intersection. Regent Street will be opened to allow for local traffic only.

Mayor Kauffman moved to approve the request. Second by Board Member Stegelmann and motion passed unanimously.

There being no further business Mayor Kauffman moved to process claims and then to adjourn. Second by Board Member Stegelmann and motion passed unanimously.