

**BOARD OF PUBLIC WORKS AND SAFETY AND STORM WATER BOARD  
MEETING HELD AUGUST 31, 2015 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 August 31, 2015, at 2:00 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 Day, Board Member Landis

ABSENT:

OTHERS: Clerk-Treasurer, Clerk-Treasurer Office Assistants, City Attorney, City Planner, Fire Chief, Police Chief, Building Inspector Bice, Street Commissioner, Legal Contracts and Claims Manager, Legal Compliance Administrator, Legal Administrative Assistant, Mayor’s Administrative Assistant Lung, Park Superintendent, Utilities Deputy, Superintendent of Wastewater, Administrative Utilities Engineer, Central Garage Fleet Manager Wastewater Maintenance Technician, Water and Sewer Distribution Technician.

**OPEN BIDS FOR DEMOLITION OF 305, 405 AND 602 EAST KERCHER ROAD**

Mayor Kauffman opened the following bids:

<b>Contractor</b>	305 E. Kercher Rd	405 E. Kercher Rd	602 E. Kercher Rd	305, 405 and 602 E. Kercher Rd
Jerry Reed Excavating	\$6,100.00	\$6,200.00	\$6,500.00	\$18,000.00
Barnes Backhoe	\$9,988.00	\$6,780.00	\$6,470.00	\$21,980.00
RGB Sales	\$8,500.00	\$7,290.00	\$7,840.00	\$22,100.00
John Ward Concrete	\$10,600.00	\$9,400.00	\$10,000.00	\$28,000.00
Akins Excavating	\$14,650.00	\$14,250.00	\$13,890.00	\$40,890.00
Selge Construction	All or none			\$59,168.01

Mayor Kauffman moved to refer the bids to the Legal Department and the Redevelopment Department for review and recommendation. Second by Board Member Landis and motion passed unanimously.

**OPEN BID FOR 321 SOUTH 3<sup>RD</sup> STREET PARKING LOT – PROJECT NO. 2011-0036**

Mayor Kauffman opened the following bids:

Selge Construction: \$41833.53

Mayor Kauffman moved to refer the bid to the Redevelopment Commission for review and recommendation. Second by Board Member Landis and motion passed unanimously.

**REQUEST TO AWARD BID FOR THE 5<sup>TH</sup> STREET RECONSTRUCTION PHASE II – PROJECT NO. 2015-0022**

Administrative Utilities Engineer Dustin Sailor requested Board approval to award the bid for the 5<sup>th</sup> Street Reconstruction Phase II project. On July 27, 2015, bids were received for the project, following are the results:

	<u>Base Bid</u>	<u>Alt A</u>	<u>Total</u>
HRP Construction:	\$1,394,591.00	\$113,000.00	\$1,507,591.00
Selge Construction:	\$1,517,224.20	\$87,000.00	\$1,604,224.20
Rieth Riley Const:	\$1,679,685.81	\$44,700.00	\$1,724,385.81
Niblock Excavating:	\$1,653,513.00	\$68,400.00	\$1,653,513.00

An alternate bid was requested, however, this is being awarded without the alternate bids items included. Soil stabilization/grouting and installation of conduit for fiber optics have been added to the contract. The total for these items is \$534,893.75, which increases the total contract to \$1,929,484.75. The Engineering Department is requesting the Board of Public Works and Safety to award the contract to HRP Construction as the lowest responsive and responsible bidder.

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

**REQUEST TO BLOCK SIDEWALK AT 121 WEST WASHINGTON STREET FOR BUILDING REPAIRS**

Michael Schmucker on behalf of M & H Rentals, LLC, requested Board approval to block the sidewalks at the northeast corner of 3<sup>rd</sup> Street and Washington Street. The address where the work will be done is 121 West Washington Street. This closure would be for a two week period starting on September 7<sup>th</sup>, 2015 until September 20<sup>th</sup>, 2015. They will only close down the part of the sidewalk that they would be doing work on the building at the time. They will be working to repair the brick on the exterior of the building. The closure will be from 7:00 am until 4:00 pm during the week.

Board Member Landis moved to approve the request. Second by Board Member Day and motion passed unanimously.

**REQUEST TO APPROVE ACCEPTANCE OF STORM SEWER EASEMENT**

Legal Compliance Administrator Shannon Marks requested Board approval for the Acceptance of Storm Sewer Easement. The City is removing a drainage structure located on the real estate at 1245 Wilson Avenue which is no longer functioning, installing an underground storm sewer pipe from Wilson Avenue to a new drainage structure to be constructed, installing a toe drain and repairing a portion of the east bank of the Mill Race Canal. This project requires that the City obtain a permanent easement across Gregory A. Hartzler's property and a temporary easement to facilitate construction of the project.

Board Member Day moved to approve the request. Second by Board Member Landis and motion passed unanimously.

**REQUEST TO APPROVE RESOLUTION 2015-R: APPROVING THE TRANSFER OF REAL ESTATE TO THE STATE OF INDIANA FOR THE US 33 PROJECT**

Legal Compliance Administrator Shannon Marks requested Board approval of Resolution 2015-R, Approving the Transfer of Real Estate to the State of Indiana for the US 33 Project. On June 1<sup>st</sup>, 2015, the Board accepted two offers made by the State of Indiana to acquire certain real estate from the City for the US 33 project and authorized the Mayor to execute all necessary documents to effectuate the transfer. The Board confirmed the acceptance of the two offers and authorization given to Mayor Kauffman by adoption of Resolution 2015-N on June 19<sup>th</sup>, 2015.

After further review, the State of Indiana has determined that the acquisition of the real estate identified as parcel 17D (36,542 square feet, including 9,454 square feet of existing right-of-way, at Madison Street between 10<sup>th</sup> Street and 11<sup>th</sup> Street) is not necessary, and therefore, the buying agent has revised the State's offer to \$500.00 to acquire the following real estate.

- 496 square feet on the north side of Lincoln Avenue west of the railroad (identified as parcel 17).
- 32 square feet on the southwest corner of the intersection of Washington Street and 10<sup>th</sup> Street (identified as parcel 17A).
- 2,229 square feet, including 706 square feet of existing right-of-way, at the intersection of Lincolnway East and Monroe Street (identified as parcel 17E).

It is recommended that the Board adopt Resolution 2015-R which modifies and replaces Resolution 2015-N by approving the State's revised offer. The resolution also restates the State's original offer of \$500.00 to acquire 424 square feet of real estate from the parcel at 117 South 9<sup>th</sup> Street (identified as parcels 50 and 50A), and authorizes the Mayor to execute all necessary documents to effectuate the transfers.

Board Member Landis moved to approve the request. Second by Board Member Day and motion passed unanimously.

**REQUEST TO APPROVE CONTRACT AMENDMENT WITH HYDROMAX USA, LLC.**

Legal Contracts and Claims Manager Keitha Windsor requested Board approval to enter into a contract with Hydromax USA, LLC. The City entered into a contract with Hydromax USA, LLC dated April 30<sup>th</sup>, 2015 to provide a comprehensive water leak survey on the City's water distribution system. All work was to be completed by July 31<sup>st</sup>, 2015. The City and Hydromax USA, LLC have determined the need for additional time beyond the scope of the original term for the project and wish to extend the term to September 30<sup>th</sup>, 2015.

Board Member Day moved to approve the request. Second by Board Member Landis and motion passed unanimously.

**REQUEST TO APPROVE SIDEWALK & CURB 50/50 PROGRAM – JN: 2015-0001 – AGREEMENT WITH JULIA STAUFFER**

Administrative Utilities Engineer Dustin Sailor requested Board approval for the Sidewalk & Curb 50/50 Program Agreement with Julia Stauffer to replace the sidewalk at 1108 South Main

Street. The total cost is \$1,563.00, so the City's portion would be \$781.50. Ms. Stauffer has already submitted her payment of \$781.50.

Board Member Landis moved to approve the request. Second by Board Member Day and motion passed unanimously.

**REQUEST TO APPROVE SIDEWALK & CURB 50/50 PROGRAM – JN: 2015-0001 – AGREEMENT WITH BRAD HUNSBERGER**

Administrative Utilities Engineer Dustin Sailor requested Board approval for the Sidewalk & Curb 50/50 Program Agreement with Brad Hunsberger to replace the sidewalk at 617 South 3<sup>rd</sup> Street. The total cost is \$2,856.00, so the City's portion would be \$1,428.00. Mr. Hunsberger has already submitted his payment of \$1,428.00.

Board Member Day moved to approve the request. Second by Board Member Landis and motion passed unanimously.

**INFORMATION ON THE WILSON AVENUE STORM SEWER – PHASE I & HARTZLER CANAL BANK STABILIZATION (PROJECT NO. 2014-0076**

Administrative Utilities Engineer Dustin Sailor stated to Board Members that the Goshen Engineering Department would like to inform the Board that beginning on Monday, August 31<sup>st</sup>, 2015, the water in the Millrace Hydraulic Canal will be drained and will remain that way for up to 1 ½ months. HIS Constructors, Inc. is scheduled to begin work on Tuesday, September 8<sup>th</sup>, 2015. Their work includes the installation of a storm structure in the west levee bank and the installation of a 30" storm pipe beneath the Millrace Canal and extension of that line to Wilson Avenue. Both sections of the disturbed levee will be removed and reconstructed.

The pedestrian path on the west levee will be closed during the installation of the storm structure and reconstruction of the levee. The paths closure will be from Murray Street to Waverly Avenue. Signs will be placed directing people east to Wilson Avenue and then back on either Murray Street or Waverly Avenue. The levee and path will be completed as soon as possible to minimize inconvenience to the public.

**RESCHEDULED BOARD OF WORKS MEETING**

Mayor Kauffman stated that due to the Labor Day holiday, the Board of Public Works and Safety meeting has been rescheduled for Friday, September 4<sup>th</sup>, 2015 from Monday, September 7<sup>th</sup>, 2015. The meeting will be held at 11:00 am in the Council Chambers, Police and Courts Building, 111 East Jefferson Street. The regular meeting schedule will resume on Monday, September 14<sup>th</sup>, 2015.

**PUBLIC HEARING ON ORDER OF THE GOSHEN BOARD OF PUBLIC WORKS AND SAFETY: 111 SOUTH 8<sup>TH</sup> STREET**

Mayor Kauffman opened the public hearing:

City Attorney Larry Barkes asked if there was anyone at the public hearing representing the property. No one was present for the hearing. Following are the violations of the Neighborhood Preservation Ordinance:

UNIT 1

1. Tuck point entire foundation (Violation of Section 6.3.1.1.(2).
2. Repair large crack on the north side of the structure (Violation of Section 6.3.1.1.(2).
3. Repair chimney; mortar is missing and bricks are becoming loose (Violation of Section 6.3.1.1.(2).
4. Paint entire structure; exterior is chipping and peeling paint (Violation of Section 6.3.1.1.(7).

Building Inspector Steve Bice stated that he had gone out to the property this morning and there has been no compliance to repair the violations. Building Inspector Steve Bice stated there are occupants that were living at the property.

Board Member Landis moved to find the property in violation of the Neighborhood Preservation Ordinance in spite of the extension given to fix the violations. Second by Board Member Day and motion passed unanimously.

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

**BOARD OF PUBLIC WORKS AND SAFETY AND STORM WATER BOARD:**

**MAYOR ALLAN KAUFFMAN** \_\_\_\_\_

**BOARD MEMBER MITCHELL DAY** \_\_\_\_\_

**BOARD MEMBER MICHAEL A. LANDIS** \_\_\_\_\_

**ATTEST** \_\_\_\_\_  
**CLERK-TREASURER TINA M. BONTRAGER**