

**BOARD OF PUBLIC WORKS AND SAFETY AND STORMWATER BOARD  
MEETING HELD JUNE 5, 2017, GOSHEN, INDIANA**

The Board of Public Works and Safety and Stormwater Board of the City of Goshen met in the Council Chambers, 111 East Jefferson Street on June 5, 2017, at 2:00 P.M. for their weekly Board meeting. Mayor Stutsman was the presiding officer with members of the Board present or absent as follows:

PRESENT: Mayor Stutsman, Board Member Day, Board Member Landis

ABSENT:

OTHERS: Clerk-Treasurer, Clerk-Treasurer First Deputy, Clerk-Treasurer Administrative Assistants, City Attorney, City Planning and Zoning Administrator, Fire Chief, Police Chief, Assistant Building Commissioner, Building Inspector, Street Commissioner, Assistant Street Commissioner, Contracts and Claims Manager, Legal Compliance Administrator, Mayor's Administrative Assistant, Parks and Recreation Superintendent, Wastewater Superintendent, Water and Sewer Superintendent, Utilities Billing Office Manager, Director of Public Works, Central Garage Fleet Maintenance Manager, Brownfield Coordinator, Communications Coordinator.

**REQUEST FOR ROAD CLOSURE—ST. JOHN THE EVANGELIST  
CATHOLIC CHURCH**

St. John the Evangelist Catholic Church representative Cindy Weidemann requested Board approval to block the 100 block section of West Monroe Street from the alley to the stop sign at Third Street on June 11, 2017 to accommodate a congregational dinner for a departing pastor. The closure would take place between 1:00 p.m. and 6:00 p.m. and would utilize City owned barricades to block traffic if available.

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

**REQUEST FOR ALLEY AND PARTIAL SIDEWALK CLOSURE—COMMON SPIRITS**

Common Spirits representative Ryan Hawkins requested Board approval to close the alley between 119 East Lincoln Avenue and 115 East Lincoln Avenue and to partially close the sidewalk in front of 113 East Lincoln Avenue and 115 East Lincoln Avenue for a first business anniversary celebration on June 10, 2017 from 10:00 a.m. until 12:00 a.m. (midnight). Neighboring building owners have been contacted and have approved the proposed restrictions.

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

**REQUEST TO APPROVE ALLEY CLOSURE—621 EMERSON STREET**

Homeowner Mr. Brad Hunsberger requested Board approval to close the alley next to 621 Emerson Street from June 8, 2017 until June 12, 2017 to stage building materials for a paver

patio. The alley will be returned to its original condition following completion of the construction project and all neighbors have been notified of the request.

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

**REQUEST APPROVAL FOR SUMMER SEWER RATES**

Utilities Billing Office Manager Kelly Saenz requested Board approval to allow a summer sewer break for Brookside Manor, Roxbury Park, and Creekside Estates mobile home communities in accordance with Goshen City Code 5.3.4.4. The above mentioned communities have filed their requests with the Water and Sewer Billing Office and each request maintains they will pass the monetary savings on to their residents.

Board Member Day moved to approve the request with the condition that the summer sewer program be reviewed to ensure that savings are benefiting the residents of those communities. Second by Board Member Landis and motion passed unanimously.

**REQUEST TO APPROVE MECHANICAL LICENSE—M.M. ISLAM**

Assistant Building Commissioner Myron Grise requested Board approval to issue a mechanical license. Md Moynul Islam of Air Comfort Corporation, located at 2550 Braga Drive, Broadview, Illinois, 60155, has met the requirements for a City of Goshen Mechanical License. He achieved a passing score of 81% on the Prometric Master Limited Air Conditioning examination taken on May 20, 2017 in Ft. Wayne, Indiana/

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

**REQUEST TO APPROVE RESOLUTION 2017-20 “NEW STREET NAME:  
WEST HACKETT ROAD”**

City Planning and Zoning Administrator Rhonda Yoder requested Board approval for Resolution 2017-20.

BE IT RESOLVED that the Goshen Board of Public Works and Safety renames to West Hackett Road the public right-of-way currently named Hackett Road, extending west from North Main Street to Johnston Street, originally dedicated as part of North Meadow Estates Seventh Addition.

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

(PASSED and ADOPTED by the Goshen Board of Public Works and Safety on June 5, 2017.)

**REQUEST TO APPROVE RESOLUTION 2017-19 “APPROVE AND AUTHORIZE EXECUTION OF THE CONTRACT WITH THE STATE OF INDIANA FOR HIGHWAY LIGHTING DEVICES ON STATE HIGHWAYS”**

Legal Compliance Administrator Shannon Marks requested Board approval for Resolution 2017-19. The City of Goshen and the Indiana Department of Transportation have negotiated a contract for the installation, operation, and maintenance of wall mounted underpass lighting at the Lincoln Avenue and Cottage Avenue underpasses at US 33.

Pursuant to Indiana Code § 36-1-7 et seq., a power that may be exercised by one governmental entity may be exercised by one entity on behalf of another entity if the entities enter into a written agreement.

THEREFORE, BE IT RESOLVED that the Goshen Board of Public Works and Safety approves the terms and conditions of the Contract with the State of Indiana for Highway Lighting Devices on State Highways attached to and made part of this resolution.

BE IT FURTHER RESOLVED that Mayor Jeremy P. Stutsman is authorized to execute the Contract on behalf of the Goshen Board of Public Works and Safety and the City of Goshen.

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

PASSED and ADOPTED on June 5, 2017.

**REQUEST TO APPROVE CONDITIONAL OFFER OF EMPLOYMENT FOR GOSHEN POLICE DEPARTMENT—J.A. ELLISON**

Legal Compliance Administrator Shannon Marks requested Board approval for a conditional offer of employment to Jared A. Ellison and execute the Conditional Offer of Employment Agreement with sets forth the prerequisites to beginning employment as a probationary patrol officer. Mr. Ellison must first complete and pass the baseline statewide physical and mental examinations. The Board will be requested to confirm the offer of employment when a position opening becomes available in the Police Department.

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

**REQUEST TO APPROVE CONTRACT FOR GROUNDWATER MONITORING AT NORTH WATER PLANT—ROBERTS ENVIRONMENTAL**

Legal Contracts and Claims Manager Keitha Windsor requested Board approval for groundwater testing at the north water plant. A Geoprobe soil and groundwater sampling event in 2016 identified polynuclear aromatic hydrocarbon (PAH) impacts above applicable IDEM migration-to-groundwater screening levels in soil and groundwater at the City’s North Wellfield. IDEM agreed with the City’s proposed well installation/sampling plan.

The City wishes to contract with Roberts Environmental Services, LLC to perform, at the City of Goshen’s North Water Plant, 308 North 5<sup>th</sup> Street, quarterly groundwater monitoring and to

provide semi-annual reporting in accordance with Indiana Department of Environmental Management. Work on the project shall be completed by April 28, 2018 and the total cost for all work shall not exceed \$9,900.00.

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

**REQUEST TO APPROVE LINCOLN AVENUE RECONSTRUCTION AMENDMENT  
NO. 1 WITH JPR JN: 2016-0025**

Director of Public Works Dustin Sailor requested Board approval for Amendment No. 1 with JPR for the Lincoln Avenue Reconstruction between the railroad and Rock Run Creek Bridge for the addition of four (4) geotechnical borings with a report. The borings will determine if soil conditions are suitable for construction of the storm sewer. The lump sum cost for the above work is \$4,300.00 for a total contract price of 32,950.00.

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

**REQUEST TO APPROVE COLLEGE AVENUE BRIDGE OVER HORN DITCH**

Director of Public Works Dustin Sailor requested Board approval for a design change by the County for the College Avenue Bridge over Horn Ditch. The bridge is currently wide enough for 4-lanes, although only two are being utilized. The County wished to minimize costs and design the new bridge to accommodate the expected growth of the roadway.

It is requested the Board of Public Works and Safety send a letter to the County Commissioners requesting the College Avenue bridge over Horn Ditch be designed to accommodate three lanes of traffic (two travel lanes and a center turn lane) and a sidewalk on the north side of the bridge.

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

**REQUEST TO SOLICIT QUOTES AND TO SET INTEREST RATE FOR YEAR 2017  
SIDEWALK AND CURB 50/50 PROGRAM**

Director of Public Works Dustin Sailor requested Board approval to solicit quotes for the 2017 Sidewalk and Curb 50/50 Program and to establish an interest rate for the period up to default and after default, should default occur. The interest rate for the 2016 Sidewalk and Curb 50/50 Program was 3% per annum until default, and then 12% after default. The interest rate for the 2017 Sidewalk and Curb 50/50 Program shall be 3% per annum until default, and then 12% after default.

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

ACCEPTED by the Board of Public Works and Safety on June 5, 2017.

**REQUEST TO APPROVE LANE RESTRICTIONS ON LINCOLN AVENUE**

**JN: 2016-0025**

Director of Public Works Dustin Sailor requested Board approval for lane restrictions on Lincoln Avenue. D & T Drilling will be performing geotechnical borings on Lincoln Avenue for the reconstruction project between the railroad and Rock Run Creek Bridge on June 5, 2017. State Barricading will be providing traffic control for lane restrictions while the bores are being completed. The work is expected to be completed in one (1) day. At least one lane will be open at all times.

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

**REQUEST FOR FULL ROAD CLOSURE ON KERCHER ROAD EAST OF SR 15—**

**RIETH RILEY JN 2012-0017**

Director of Public Works Dustin Sailor requested Board approval to extend the closure on Kercher Road between Norfolk Southern's Marion railroad line and SR 15 in order to complete the installation of the traffic signal and asphalt pavement. The past several weeks of rain has caused delays to the project. The marked detour will remain in place until Kercher Road is open to traffic. The requested road closure extension is from Monday, June 5, 2017 through Friday, June 9, 2017.

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

**REQUEST TO APPROVE DIAL-A-TRAILER DISCOUNT FOR HISTORIC  
SOUTHSIDE NEIGHBORHOOD ASSOCIATION**

Historic Southside Neighborhood Association representative Dale Claussen requested Board approval for a discount on Dial-A-Trailers for the semi-annual neighborhood clean-up event on June 10, 2017 and June 11, 2017. The proposed discount is 50% for a total rental fee of \$37.50.

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

**PUBLIC HEARING ON ORDER OF THE BOARD OF PUBLIC WORKS AND SAFETY:  
304 QUEEN STREET**

Mayor Stutsman opened the Public Hearing:

City Attorney Larry Barkes asked if there was anyone present to represent 304 Queen Street. Jesus Reyes was present for the hearing. Due to the property's status as a tax sale, it would not be in Mr. Reyes' best interests to begin repairs at this time. No other interested parties were present.

Mayor Stutsman moved to find items 1-7 still in violation. Second by Board Member Landis and motion passed unanimously.

Mayor Stutsman moved to find the property unsafe for items 1-7 and to refer the matter to the Legal Department for further action. Second by Board Member Landis and motion passed unanimously.

(NOTE: Due to the number of interested parties attached to this property, there was some confusion as to the status of the respondent. Mr. Raul Ochoa Matta is the party pursuing purchase through tax sale, not Mr. Jesus Reyes. This proceeded in error.)

**PUBLIC HEARING ON ORDER OF THE BOARD OF PUBLIC WORKS AND SAFETY:**  
**609 SOUTH MAIN STREET**

Mayor Stutsman opened the Public Hearing:

City Attorney Larry Barkes asked if there was anyone present to represent 304 Queen Street. Ronald Davidhizer was present for the hearing. Building Inspector Steve Bice stated that the foundation tuck point was nearly completed; however, there was still some crumbling of the inside basement walls. Mr. Bice was unaware if any permits had been pulled for the repairs. Mr. Davidhizer states that he had pulled permits for framing and wiring repairs and that the property has been vacant for more than ten years.

Mayor Stutsman moved to find items 1-7 still in violation. Second by Board Member Landis and motion passed unanimously.

Mayor Stutsman moved to refer the matter to the Legal Department with the condition that Legal does not take action until, or after, June 25, 2017. Second by Board Member Landis and motion passed unanimously.

**PUBLIC HEARING ON ORDER OF THE BOARD OF PUBLIC WORKS AND SAFETY:**  
**217 WEST WILDEN AVENUE**

Mayor Stutsman opened the Public Hearing:

City Attorney Larry Barkes asked if there was anyone present to represent 217 West Wilden Avenue. Richard Kidder was present for the hearing. Building Inspector Steve Bice stated that the exterior debris was getting worse and that there was no change in status for the interior of the property. Mr. Kidder indicated a willingness to work with organizations such as LaCasa in order to clean up the property.

Mayor Stutsman moved to find items 1-10 still in violation. Second by Board Member Landis and motion passed unanimously.

Mayor Stutsman moved to table the matter until the June 19, 2017 meeting of the Board of Public Works and Safety. Second by Board Member Landis and motion passed unanimously.

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

**BOARD OF PUBLIC WORKS AND SAFETY AND STORMWATER BOARD:**

**MAYOR JEREMY STUTSMAN** \_\_\_\_\_

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

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

**ATTEST** \_\_\_\_\_  
**CLERK-TREASURER ANGIE MCKEE**