

**BOARD OF PUBLIC WORKS AND SAFETY AND STORMWATER BOARD  
MEETING HELD AUGUST 14, 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 August 14, 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 Administrative Assistants, City Attorney, Assistant City Planning and Zoning Administrator, Assistant Fire Chief, Police Chief, Assistant Building Commissioner, Building Inspector, Street Commissioner, Assistant Street Commissioner, Mayor's Administrative Assistant, Parks and Recreation Superintendent, Wastewater Superintendent, Water and Sewer Superintendent, Utilities Billing Office Manager, Director of Public Works, Civil Traffic Engineer, Central Garage Fleet Maintenance Manager, Communications Coordinator.

Minutes of the meeting of August 7, 2017 were presented. On motion of Board Member Landis and second by Board Member Day, the minutes were approved as presented.

**REQUEST TO APPROVE ELECTRICAL LICENSE—E. WEAVER**

Assistant Building Commissioner Myron Grise requested Board approval to issue an electrical license to Eugene Weaver of Express Controls, located at 66780 CR 17, Goshen, IN. Mr. Weaver has met the requirements for a City of Goshen Electrical License. He achieved a score of 83% on the Prometric Master Electrical exam taken on July 11, 2016 in Elkhart, IN.

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

**REQUEST TO APPROVE BICYCLE REPAIR STATION**

The Electric Brew owner Myron Bontrager requested Board approval to install a bicycle repair station on the alley side of the Electric Brew's patio fence. Mr. Bontrager submitted the repair station specifications with his request.

Board Member Landis moved to approve the request on the following conditions:

1. That the Street Department is allowed to have final approval over the location of the repair station.
2. That the stand would be removed at the owner's expense if the City requires the use of the right-of-way.
3. That the City is not liable for any damages that occur in the right-of-way.

Second by Board Member Day and motion passed unanimously.

**REQUEST TO APPROVE LOGAN STREET, MONROE STREET, AND COTTAGE AVENUE WATER MAIN REPLACEMENT—CHANGE ORDER NO. 3A JN: 2014-0072**

Director of Public Works Dustin Sailor requested Board approval for the Logan Street, Monroe Street, and Cottage Avenue Water Main Replacement Change Order number 3a. As part of this project, the south bound lane of Logan Street was removed to allow for the installation of the new water main. The south bound lane was to be milled and resurfaced. Following the recent milling of the north bound lane's surface. Engineering staff determined the subgrade pavement is in poor condition with transverse cracks extending to the subgrade at 20 to 30-foot intervals. To provide a long term repair to the roadway, it is recommended the pavement be replaced.

After conferring with the Goshen Street Department, the Goshen Engineering Department solicited a price from HRP Construction to replace 3,000 linear feet of pavement as a part of their contract. Their estimated cost to perform this work is as follows:

Milling	\$32,400.00
HMA Base	\$51,480.00
HMA Binder	<u>\$40,194.00</u>
	\$124,074.00

Because this work is outside the scope of the SRF loan, the additional work will be paid for by Civil City monies. Goshen Engineering requests the Board's permission to proceed with Change Order number 3a in the amount of \$124,074.00. This change order, along with previous change orders, increases the contract by 7.66%. The revised total contract price will be \$4,192,640.50.

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

**REQUEST TO APPROVE LOGAN STREET, MONROE STREET, AND COTTAGE AVENUE WATER MAIN REPLACEMENT—ROAD CLOSURE JN: 2014-0072**

Director of Public Works Dustin Sailor requested Board approval for the Logan Street, Monroe Street, and Cottage Avenue Water Main Replacement road closure. HRP Construction will begin the process for the jack and bore under the railroad tracks, beginning with directional boring followed by grouting operations. On Monday, August 14, 2017, HRP Construction would like permission to close the Cottage Avenue railroad crossing until October 9, 2017 as their work in this area will be directly in the middle of the roadway.

Along with the railroad casing installation, other activities will include installation of water main, storm pipe and inlets, curb, asphalt, and yard restorations. HRP Construction anticipates the work to take up to eight weeks to complete.

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

**REQUEST TO APPROVE PARK 33 FIRE ACCESS DRIVE VARIANCE JN: 2016-2024**

Director of Public Works Dustin Sailor requested Board approval for a fire access drive variance. The fire access lane into the Park 33 development, off of Shasta Drive, would be installed as gravel as opposed to a hard surface such as concrete or asphalt. Due to concerns from the Goshen Street Department and the Goshen Fire Department, the gravel must be a limestone material to a depth of 6 inches in order to support the weight of the fire engines and reduce rutting. The fire access lane must also be maintained with regard to snow removal and the moving of the gravel by snow plows.

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

**REQUEST TO APPROVE MARKET CENTRE SEWER AND WATER UTILITY  
VARIANCE REQUEST JN: 2016-2021**

Director of Public Works Dustin Sailor requested Board approval for a sewer and water utility variance. Brixmor Property Group is proposing to tap into private water mains instead of the required public main. Their reason for the variances is connecting to the existing private utilities within the complex is more financially reasonable than building new public utilities. The public water main will be extended to circle around the development, within a proposed easement, with one end connecting to a public water main, but it will then tap into a private main. For the sewer, the City will not accept the existing private sanitary sewer within the development; therefore, a variance is requested rather than building a new public sanitary sewer within an easement.

In addition to this proposed development, there are four more developments within this Market Centre complex planned per the March 2016 Plan Commission submittal. The timeline for the additional phases is not known at this time.

Engineering does not support this variance request based on the following:

1. The larger common plan would allow for affordable utility extension if the development phases were modified to begin beside Chili's.
2. Brixmor has already demonstrated its willingness to sell off portions of its complex in the past.
3. A recent water main leak on Brixmor's private water system required City staff to respond and control the water loss for the owner's contractor. With the new development outlots planned, the City would prefer the oversight that the current ordinance affords.

Wolpert Civil Engineer John Grzywa appeared on behalf of Brixmor. Per Mr. Grzywa, due to the new Wal-Mart redevelopment being taken off of the private sanitary sewer, adding in the two new proposed developments would be less overall volume utilizing the sanitary sewer than the Wal-Mart usage and would not overtax the private sanitary sewer system. Brixmor would own the newly developed outlots and the entire development would be under single ownership.

Mayor Stutsman moved to approve the request on the following conditions:

1. The connection to the private water and sanitary sewer main connection is temporary.
2. Brixmor will be required to connect to the public water and sanitary sewer mains with the next developed outlot or after a period of ten years, whichever event occurs first.

Second by Board Member Landis and motion passed unanimously.

### **PRIVILEGE OF THE FLOOR**

Reverie Yarn, Décor, and Gifts representative Trish Habegger requested Board approval to have an outdoor display of merchandise for an End of Summer Sale from August 24, 2017 until August 26, 2017. Items would be displayed on outdoor tables during the store's operating hours of 10:00 a.m. until 5:30 p.m. and all sales would occur inside the store. Space would be left for pedestrians to utilize the public right-of way, and all merchandise staging would be taken down each day at end of business.

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

### **ANNOUNCEMENT—RAILROAD CLOSINGS**

Director of Public Works Dustin Sailor announced that Norfolk Southern will close the railroad crossings at Madison and Jefferson streets on August 21, 2017. The earlier date of August 17, 2017 stated previously by the Indiana Department of Transportation was postponed. The tracks are expected to reopen on August 23, 2017. That same day, Norfolk Southern will close down the railroad crossings at Burdick Street, Beaver Lane and Plymouth Avenue, and will reopen them on August 25, 2017.

### **PUBLIC HEARING ON ORDER OF THE BOARD OF PUBLIC WORKS AND SAFETY: 628 SOUTH SIXTH STREET**

Mr. Mike Truex was present for the hearing. Building Inspector Travis Eash stated the chipped and peeling paint on the house and garage were still in violation. Mr. Truex stated that he and his wife have been steadily making repairs to the property and that he anticipated having the house repainted by November 2017 and the garage repainted by Spring 2018.

Mayor Stutsman moved to find all of the repair items complete except for the painting. Second by Board Member Landis and motion passed unanimously.

Mayor Stutsman moved to continue the hearing until May 28, 2017, with no hearing necessary if the stated repairs have been completed by that time. 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**