

**BOARD OF PUBLIC WORKS AND SAFETY AND STORMWATER BOARD  
MEETING HELD NOVEMBER 27, 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 November 27, 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 Landis

ABSENT: Board Member Day

OTHERS: Clerk-Treasurer, Clerk-Treasurer Administrative Assistants, City Attorney, Assistant City Planning and Zoning Administrator, Fire Chief, Assistant Fire Chiefs, Police Chief, Assistant Building Commissioner, Street Commissioner, Assistant Street Commissioner, Legal Compliance Administrator, Parks and Recreation Superintendent, Wastewater Superintendent, Water and Sewer Superintendent, Utilities Billing Office Manager, Central Garage Fleet Maintenance Manager, Communications Coordinator.

**REQUEST TO APPROVE PROBATIONARY FIREFIGHTER—D.A. GARCIA**

Fire Chief Dan Sink requested Board approval to hire Devan A. Garcia as a probationary firefighter for the Goshen Fire Department effective November 27, 2017. Mr. Garcia has passed all of the pension requirements for the State of Indiana.

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

**REQUEST TO APPROVE TEMPORARY STREET CLOSURE—A. NESBITT**

Eyedart Creative Studio Event Coordinator Adrienne Nesbitt requested Board approval for the temporary closure of one half block of West Washington Street from 5:45 p.m. until approximately 7:15 p.m. on Friday, December 1, 2017, to allow for safety for caroling and tree lighting. Two sets of street barricades are also requested from the Street Department.

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

**REQUEST FOR SEWER RELIEF—1804 TAYLOR STREET**

Water and Sewer Superintendent Kent Holdren requested Board approval for a request for sewer relief. The Goshen Water and Sewer Department has investigated the claim for relief and has determined the water was leaking through an outside spigot and did not enter the sewer. It is the Water and Sewer Department's recommendation that sewer relief be granted for 1804 Taylor Street as calculated by the Billing Department for the amount of \$25.23

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

**REQUEST FOR SEWER RELIEF—205 CLAREMONT COURT**

Water and Sewer Superintendent Kent Holdren requested Board approval for a request for sewer relief. During the months of July and August, the homeowners were filling a newly installed in-ground pool. It was determined by the Water and Sewer Department that the water usage was being ran through the meter that monitors indoor water usage instead of a secondary water meter intended to monitor outdoor water usage. Because the water was going into a pool and not into the sewer, the homeowner was seeking relief from sewer charges. It is requested that the Board approve a sewer credit that has been agreed to by the Water and Sewer Department and the homeowner, as well as charging no late fees for this time period.

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

**REQUEST TO APPROVE STAGE III PLANS—NORTHWEST TRAIL JN: 2010-0023**

Director of Public Works Dustin Sailor requested Board approval for the Stage II plans that will be submitted by DLZ for INDOT review of the Northwest Trail Project. The final plans will require the signatures of the Board of Public Works and Safety for final acceptance by INDOT.

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

**REQUEST TO APPROVE RESOLUTION 2017 “REPEALING THE RESIDENCY BONUS POLICY”**

Mayor Stutsman moved to table the request indefinitely. Second by Board Member Landis and motion passed unanimously.

**REQUEST TO APPROVE TRANSFER OF REAL ESTATE TAX SALE CERTIFICATES TO CITY**

Legal Compliance Administrator Shannon Marks requested Board approval for the transfer of tax sale certificates to the City. Submitted for the Board’s approval is a joint resolution of the City of Goshen and Elkhart County for the transfer of tax sale certificates for certain real estate that did not sell at the previous tax sale. Exhibit A lists the parcels of real estate in which the County will assign the tax sale certificates to the City. The City will have to go through the statutory process for the issuance of a tax deed, and it is possible that the parcels may be redeemed prior to the issuance of a tax deed in which case the City would return the tax sale certificate.

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

**REQUEST TO APPROVE OCCUPANCY PERMIT—  
907 SOUTH SIXTEENTH STREET**

Legal Compliance Administrator Shannon Marks requested Board approval and authorization for the Mayor to execute an Occupancy Permit Agreement with Garry L. Yoder and Brenda J. Yoder, Husband and Wife for the new residence constructed at 907 South Sixteenth Street,

Goshen. The construction project is now substantially complete except for construction of the sidewalk parallel to Sixteenth Street. The City agrees to issue a Certificate of Occupancy for the location on the condition that the Yoders agree to either 1) construct the sidewalk by June 15, 2018; or 2) submit an application to the Goshen Engineering Department to participate in the 2018 Sidewalk Program and pay fifty percent (50%) of the estimated construction cost by June 15, 2018.

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

**REQUEST TO APPROVE AGREEMENT—FRATERNAL ORDER OF POLICE NO. 81**

Legal Compliance Administrator Shannon Marks requested Board approval for an agreement with the Fraternal Order of Police. Negotiations with the Fraternal Order of Police Labor Council, Inc., representing the Goshen Lodge No. 81, have concluded and the Union has approved and executed the new agreement. It is recommended that the Board also approve and execute the agreement. Following is a summary of the changes:

Effective Dates—the new contract is effective January 1, 2018 through December 31, 2020.

Wages—

- Commissioned officers receive 5% increase in base salary in 2018, and civilian employees receive 3.5% increase in 2018; both groups receive 3% increase in 2019; and both groups receive 2.5% increase in 2020.
- School Resource Officer will receive same pay as Lieutenant position unless the officer is a probationary patrol officer. (Previously the base salary for this position was based on the number of school semesters served in the position. The base salary ranged from Sergeant's pay for 1-4 semesters to Lieutenant's pay for 11 or more semesters.)
- If the City receives a new tax revenue source to be placed in the general fund or any fund designated for public safety, the Union may elect to open negotiations for wages only for 2020 by notifying City by April 1, 2019.

Overtime—an employee attending the Law Enforcement Training Academy shall receive compensatory time off in lieu of overtime pay for each hour worked in excess of 81 hours in the 14 day work period.

Clothing Allowance—police officers will receive a \$1,000.00 per year clothing allowance. (Previously \$929.00 per year.)

Specialty Pay—a police officer acting as a detective team leader (2 positions) will receive \$600.00 per year specialty pay. This is a new specialty pay.

Department Strength—City agrees to hire 2 additional police officers in 2018.

Board Member Landis moved to approve the request. Second by Mayor Stutsman 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**