



**BOARD OF PUBLIC WORKS & SAFETY & STORMWATER BOARD  
MINUTES OF THE JUNE 6, 2024 REGULAR MEETING**

*Convened in the Goshen Police & Court Building, 111 East Jefferson St., Goshen, Indiana*

**Present:** Mayor Gina Leichty, Mike Landis, Orv Myers, Mary Nichols and Barb Swartley

**Absent:** None

**CALL TO ORDER:** Mayor Leichty called the meeting to order at 4:00 p.m.

**REVIEW/APPROVE MINUTES:** Mayor Leichty presented the minutes of the May 30, 2024 Regular Meeting with the requested change that (on page 13) Councilor Riegsecker be referred to as Mr. Riegsecker as he stated he was representing himself and not the Council. **Board member Mary Nichols moved to approve the minutes as amended and the motion was seconded by Board member Orv Myers. The motion passed 5-0.**

**REVIEW/APPROVE AGENDA:** Mayor Leichty presented the meeting agenda. **Board member Nichols moved to approve the agenda as presented. Board member Myers seconded the motion. Motion passed 5-0.**

**1) Fire Department request: Accept resignation of Matthew White, effective June 15, 2024**

City Fire Chief Dan Sink told the Board that after serving the Goshen Fire Department and Goshen community since Aug. 19, 2019, **Matthew White** has submitted his resignation, effective June 15, 2024.

**Chief Sink** said, "We have enjoyed working with Matthew during his time at GFD and appreciate his service to our community. Our GFD family would like to wish Matthew and his family the very best in their new endeavors."

**Chief Sink** said White is leaving Goshen to become a flight paramedic with Good Samaritan Hospital. Still, he said his colleagues will see him every once in a while.

**Mayor Leichty** asked **Chief Sink** to pass on to White the gratitude of the Board and the City.

**Nichols/Myers made a motion to accept the resignation of Matthew White, effective June 15, 2024. Motion passed 5-0.**

**2) Police & Legal departments request: Extend a conditional offer of employment to José Ascension Esqueda as a probationary patrol officer and authorize the Mayor to execute the agreement**

On behalf of the Police Department, **City Attorney Bodie Stegelmann** recommended that the Board extend a conditional offer of employment to **Jose Ascension Esqueda**, as well as approve the Conditional Offer of Employment Agreement and authorize the Mayor to execute the agreement on behalf of the City and the Board.

**Stegelmann** said the agreement sets forth the conditions that Esqueda must meet prior to beginning employment with the Police Department as a probationary patrol officer which includes being approved by the board of trustees of the Indiana Public Retirement System for membership to the 1977 Police Officers' and Firefighters' Pension and Disability Fund. Once employed, Esqueda will be required to successfully complete all training requirements, including complete the Tier I basic training requirements and obtain certification with the Indiana Law Enforcement Training Board.

**Stegelmann** said the Police Department will request the Board to confirm the offer of employment when a position opening becomes available in the Police Department.

**Nichols/Myers made a motion to extend a conditional offer of employment to Jose Ascension Esqueda as a probationary patrol officer, approve the Conditional Offer of Employment Agreement with Esqueda, and authorize the Mayor to execute the agreement. Motion passed 5-0.**





**3) Black Squirrel Golf Club request: Authorize a fireworks show and the provision of related City services on July 4, 2024, with a rain date of July 5, 2024**

**Grant Sassaman, the owner of the Black Squirrel Golf Club,** asked the Board and City Departments to approve a fireworks show at the Black Squirrel Golf Course on July 4, 2024 with a rain date of July 5, 2024. He provided the Board with documents outlining the event plans, an event map, and a list of donor options.

**Sassaman** said organizers already reached out to all City Departments to confirm they could work with the plan. He met with the Fire Chief, the Chief of Police and the Street Department Commissioner on April 25, 2024. He said all Departments were on board and in agreement with the request.

In a letter to the Board, **Sassaman** wrote that food trucks will be set up in the West Goshen Cemetery and operating at 4 p.m. on July 4<sup>th</sup> with the event open to the public from 4 p.m. until 10:30 p.m.

**Sassaman** requested 10 police officers, using four of them for patrolling the event starting at 6:30 p.m. through 10:30 p.m. He said the City agreed to provide traffic control starting at 10 p.m. He also requested that the City Street Department provide signs stating, "One way", "Do Not Enter" One Sided Parking Only" and "Residential Parking Only." He also requested 30 traffic cones to place in various areas.

**Mayor Leichty** said she hopes it doesn't rain on July 4<sup>th</sup>. She also commended **Sassaman** on his new branding for the golf course.

**Nichols/Myers** made a motion to approve a fireworks show at the Black Squirrel Golf Course on July 4, 2024 with a rain date of July 5, 2024. Motion passed 5-0.

**4) Legal Department request: Award the bid for the purchase of replacement beds for single axle chassis and tandem axle chassis vehicles and approve purchase agreement to W. A. Jones Truck Bodies & Equipment at a cost to the City of \$91,667**

**City Attorney Bodie Stegelmann** said the City solicited sealed bids for the purchase of replacement beds for single axle chassis and tandem axle chassis vehicles for the Street Department. The bid tabulation was as follows:

| Bidder   | Single-axe bed | Tandem-axe bid | Total bid |
|--|----------------|----------------|-----------|
| <b>W.A. Jones Truck Bodies &amp; Equipment</b> | \$41,985       | \$49,682       | \$91,667  |
| <b>Viking-Cives-Lindco Equipment Sales</b>     | \$52,055       | \$59,495       | \$111,550 |

**Stegelmann** recommended that the City reject the bid from Biking-Cives-Lindco Equipment Sales, award the bid to W.A. Jones Truck Bodies & Equipment and authorize Mayor Leichty to execute the attached purchase agreement in the total cost of \$91,667.

**Board member Landis** said in the past the Board has awarded bids to the lowest responsive and responsible bidder, but now was also being asked to reject a bid. He asked if this was necessary. **Stegelmann** said it wasn't necessary, but that **City Paralegal Brandy Toms** was just being thorough – a "belt and suspenders" approach.

**Nichols/Myers** made a motion to award the bid for the purchase of replacement beds for a single axle chassis and tandem axle chassis to W. A. Jones Truck Bodies & Equipment as the lowest responsive and responsible bidder and approve and authorize Mayor Leichty to execute the purchase agreement regarding the same at a cost to the City of \$91,667. Motion passed 5-0.

**5) Legal Department request: Move to accept the Uniform Conflict of Interest Disclosure Statement filed by Matthew Whitford**

**City Attorney Bodie Stegelmann** said Goshen Fire Department employee **Matthew Whitford** was submitting a Uniform Conflict of Interest Disclosure Statement to the Board for acceptance in a public meeting in accordance with Indiana Code § 35-44.1-1-4, Conflict of Interest. He said Whitford is the owner of Infinitus Computers LLC, dba INF Tech. The City purchases technology equipment (computers, monitors, digital displays, etc.) from INF Tech.

**Nichols/Myers** made a motion to accept the Uniform Conflict of Interest Disclosure Statement filed by **Matthew Whitford**. Motion passed 5-0.





**6) Engineering Department request: Approve lane restrictions as part of the Asphalt Rejuvenation Package from Monday, June 10 to Wednesday, June 12, 2024**

City Project Inspector Andrew Lund told the Board that Rejuvtec will be performing asphalt rejuvenation in the City of Goshen by treating roads with Reclamite. During the roadway treatment, Rejuvtec's work will require lane restrictions using traffic control with minimal disruption to traffic.

Lund said the project limits will be on Eisenhower Drive, from Dierdorff Road to Dierdorff Road, Westwood Road, from Gra-Roy Drive to South Main Street, East Douglas and East Reynolds streets, from US 33 to US 33, 16th Street, from Egbert Avenue to Douglas Street, 16th St, from Plymouth Avenue to College Avenue, Fescue Court, Mayfield Drive, from Greene Road to Bashor Road, and Indiana Avenue, from Plymouth Avenue to 500 feet north of Plymouth Avenue. The work is expected to take place from Monday, June 10 to Wednesday, June 12, 2024, weather permitting. Rejuvtec will maintain access for residents and businesses during time of restrictions.

Board member Landis asked if Douglas Street was just paved. Lund said that is correct and this will be a treatment designed to extend the life of the asphalt pavement. He said this will be one of the first large tests of this approach.

Mayor Leichty asked if the *Goshen News* had been informed of this work. Lund said a news release about the work would be circulated soon.

Nichols/Myers made a motion to approve the lane restrictions as part of the Asphalt Rejuvenation Package from Monday, June 10 to Wednesday, June 12, 2024. Motion passed 5-0.

**7) Engineering Department request: Approve and authorize Change Order No. 4 for the 10th Street and Douglas Street Reconstruction project in the amount of \$33,160.00, bringing the total Contract to \$4,328,546.08, an increase of 1.88%**

City Project Inspector Andrew Lund told the Board that attached to the Board's agenda packet was Change Order No. 4 for the 10th Street and Douglas Street Reconstruction project, which included costs related to epoxy coating four storm structures, as well as installing a new force main to two existing structures.

Lund said the original contract amount, plus additions from Change Order No. 3, was \$4,295,386.08. Change Order No. 4 would increase the total contract by \$33,160, for a revised contract amount of \$4,328,546.08, which would be an increase of 1.88% over the original contract amount. No days were being added to the project for this work.

Nichols/Myers made a motion to approve and authorize the Change Order No. 4 for the 10th Street and Douglas Street Reconstruction project in the amount of \$33,160., bringing the total contract to \$4,328,546.08, an increase of 1.88 percent. Motion passed 5-0.

**8) Engineering Department request: Approve and authorize the Mayor to sign the attached agreement with Back Municipal Consulting for \$51,350 to provide design and construction support services for a CIPP lining project for select Sanitary Sewer piping and manhole rehabilitation**

City Project Inspector Andrew Lund told the Board that approval was sought for an expenditure of \$51,350 for the analysis, design, creation of bid specifications, and construction support services from Back Municipal Consulting (BMC) of Cincinnati, Ohio. The project is to rehabilitate as much sanitary sewer piping and as many manholes as possible in areas of the City where the condition of the piping and manholes are at their worst.

Lund said BMC will develop a scope for the project that will meet the department's 2024 budget for rehabilitation. The rehabilitation will involve a Cured-in-Place-Pipe "CIPP" lining method for piping that does not require excavation but will extend the life of the piping by 50 years. CIPP lining uses a textile liner tube impregnated with resin and inserted into the piping. The liquid resin is cured in place by injecting steam into the tube to pressurize it against the existing piping. The process for manholes is similar.

Nichols/Myers made a motion to approve and authorize the Mayor to sign the agreement with Back Municipal Consulting for \$51,350 to provide design and construction support services for a CIPP lining project for select Sanitary Sewer piping and manhole rehabilitation. Motion passed 5-0.





**9) Engineering Department request: Accept the drainage plan for the Goshen Village Shoppes, noting that the City of Goshen in no way guarantees the proposed drainage improvements will adequately function as designed by the developer's licensed professional and that the City accepts no liability in conjunction with the acceptance of the drainage plan**

**City Project Inspector Andrew Lund** told the Board that in accordance with the City's Subdivision Control Ordinance No. 3196 Section 512 "Drainage Plan", the City's Engineering Department has reviewed the drainage plan for Goshen Village Shoppes, Replat, located southwest of U.S. Hwy. 33 (Elkhart Road) and southeast of Meijer Drive along Meijer's frontage.

**Lund** said the revised drainage plan amends the original drainage plan for the development. As designed, the development will continue to utilize off-site retention located on Meijer's property by agreement. A drainage easement has been added to the plat along Meijer Drive to allow the City to install a future drainage improvement to address standing water along the roadway.

**Lund** said that after due consideration of the proposed drainage plan, the Goshen Engineering Department recommends the Board of Public Works and Safety and Stormwater Board's acceptance of the development's drainage plan. He said the record should show the City of Goshen in no way guarantees the proposed drainage improvements will adequately function as designed by the developer's licensed professional. Additionally, the City accepts no liability in conjunction with the acceptance of the drainage plan. If the drainage plan's piping and or stormwater impoundments are found to underperform following construction, the City will seek remedial action be taken by the developer.

**Nichols/Myers made a motion to accept the drainage plan for the Goshen Village Shoppes, noting that the City of Goshen in no way guarantees the proposed drainage improvements will adequately function as designed by the developer's licensed professional and that the City accepts no liability in conjunction with the acceptance of the drainage plan. Motion passed 5-0.**

**Privilege of the Floor (opportunity for public comment for matters not on the agenda):**

**Mayor Leichty** opened Privilege of the Floor at 4:19 p.m.

**Adam Scharf of Rethinking Buildings, LLC of Goshen** asked the Board to retroactively approve placement of a personnel lift – and the use of three parking spaces – for work on some window repairs, sheet metal work and painting on a building in the 100 block of East Lincoln Avenue until Monday, June 10, 2024. He said he would be happy to move the equipment for First Friday, June 7.

**Board member Landis** said he wondered about that. **Mayor Leichty** said that would be great.

**Board member Swartley** asked about the location of the work. **Scharf** said it was in front of Common Spirits, 111 E Lincoln Ave.

**Board member Landis** noted that this request hadn't been approved and said he noticed today that the lift was blocking a lane of traffic. He asked if that would continue. **Scharf** said that unfortunately it would; that he blocked it for safety reasons. He clarified the space being used, which included three parking spaces and a lane of traffic.

**Street Commissioner David Gibbs** said he observed the work today and recommended placement of "Men Working" signs before the lane closure to alert motorists. If requested, Gibbs said he could provide those caution signs on Friday morning.

**Mayor Leichty** said he presumed work would resume Friday, June 7 but asked if work could be suspended from 4 to 10 p.m. **Scharf** said that could be done.

After a brief discussion about where to relocate the equipment for First Friday activities, **Scharf** proposed it be placed in the City parking lot off Fifth Street and behind the First Presbyterian Church.





After **Board member Swartley** mentioned that there will be a downtown concert at the County Courthouse, **Gibbs** recommended parking the lift further east on Lincoln Avenue. **Scharf** said he would seek permission from a nearby property owner or put it behind a rental. **Mayor Leichty** recommended parking it as far as possible from Main Street.

**Mayor Leichty/Myers** moved that Adam Scharf be allowed to use three parking spaces on East Lincoln Avenue for the lift equipment, except for during the hours (4 to 8 p.m.) of First Friday, June 6, 2024, and that it then be moved out of the general parking vicinity and that he also be allowed to block a lane of traffic. The motion passed 5-0.

**Mayor Leichty** closed Privilege of the Floor at 4:28 p.m., recessed the meeting of the Board of Public Works and Safety and opened a meeting of the City Stormwater Board.

#### CITY OF GOSHEN STORMWATER BOARD

4:00 p.m., June 6, 2024

Goshen Police & Court Building, 111 East Jefferson Street, Goshen, Indiana

Members: Mayor Leichty, Mike Landis and Mary Nichols

10) Accept the amended post-construction stormwater management plan for East College Avenue Industrial Park Brinkley RV Private Drive and Buildings #4 & #5 as it has been found to meet the requirements of City Ordinance 4329

**City Project Inspector Andrew Lund** told the Board that on May 24, 2023, the Goshen Stormwater Board accepted the post-construction stormwater management plan (PCSMP) for the East College Avenue Industrial Park project (JN: 2021- 2050), which affected an area greater than one acre.

Lund said the developer, Last Dance, LLC, has now submitted an amendment to the accepted PCSMP for the East College Avenue Industrial Park Brinkley RV Private Drive and Buildings #4 & #5 project and it has been found to be compliant with Ordinance 4329, "Uniform Requirements for Post-Construction Stormwater Management."

Lund requested the Stormwater Board's acceptance of the amended plan.

**Nichols/Landis** made a motion to accept the amended post-construction stormwater management plan for East College Avenue Industrial Park Brinkley RV Private Drive and Buildings #4 & #5 as it has been found to meet the requirements of City Ordinance 4329. Motion passed 3-0.

At 4:29 p.m., **Mayor Leichty** adjourned the meeting of the City Stormwater Board and reopened the meeting of the Board of Public Works and Safety.

#### Approval of Civil City and Utility Claims


As all matters before the Board of Public Works & Safety were concluded, **Mayor Leichty/Board member Nichols** moved to approve Civil City and Utility claims and adjourn the meeting. Motion passed 5-0.

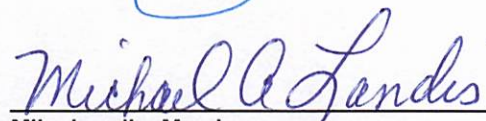
#### Adjournment


**Mayor Leichty** adjourned the Board of Public Works and Safety meeting at 4:29 p.m.




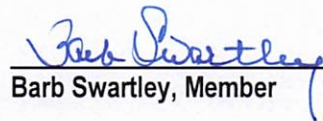
APPROVED:

  
\_\_\_\_\_  
Mayor Gina Leichty

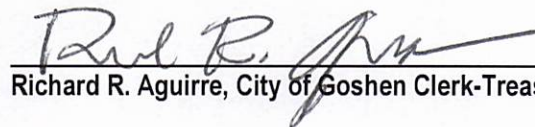
  
\_\_\_\_\_  
Mike Landis, Member

  
\_\_\_\_\_  
Orv Myers, Member

  
\_\_\_\_\_  
Mary Nichols, Member

  
\_\_\_\_\_  
Barb Swartley, Member

ATTEST:

  
\_\_\_\_\_  
Richard R. Aguirre, City of Goshen Clerk-Treasurer