



GOSHEN COMMON COUNCIL

Minutes of the July 8, 2024 Regular Meeting

Convened in the Council Chamber, Police & Court Building, 111 East Jefferson Street, Goshen, Indiana

At 6:01 p.m., Assisted by Mayor Gina Leichty, Audrina Martinez (a 7th-grader at Goshen Middle School) called the meeting to order and led the Pledge of Allegiance.

Mayor Leichty asked Clerk-Treasurer Aguirre to conduct the roll call.

Present: Linda Gerber (At-Large) Phil Lederach (District 5) Doug Nisley (District 2)
Megan Peel (District 4) Donald Riegsecker (District 1) Matt Schrock (District 3)
Council President Brett Weddell (At-Large)

Absent: Youth Adviser Tageeya Galeb

Approval of Minutes:

Mayor Leichty asked the Council's wishes regarding the minutes of the May 13 and June 10 Regular Meetings as prepared by Clerk-Treasurer Aguirre. Councilor Nisley moved to accept the minutes of the May 13 and June 10 Regular Meetings as presented. Councilor Schrock seconded the motion. **Motion passed 7-0 on a voice vote.**

Approval of Meeting Agenda:

Mayor Leichty presented the agenda with the recommendation by City Attorney Bodie Stegelmann that the order of agenda items #1 and #2 be reversed. Council President Weddell moved to approve the agenda as suggested. Councilor Peel seconded the motion. **Motion passed 7-0 on a voice vote.**

Privilege of the Floor:

At 6:03 p.m., Mayor Leichty invited public comments for matters not on the agenda. There were none

1) Ordinance 5184 - Authorizing the Use of Off-Road Vehicles on Highways under the Jurisdiction of the City of Goshen, Indiana and Imposing Requirements for Such

Mayor Leichty called for the introduction of Ordinance 5184, *Authorizing the Use of Golf Carts on Highways under the Jurisdiction of the City of Goshen, Indiana and Imposing Requirements for Such*. Council President Weddell asked the Clerk-Treasurer to read Ordinance 5192 by title only, which was done.

Weddell/Nisley made a motion to approve Ordinance 5184 on First Reading.

BACKGROUND:

Ordinance 5184 would authorize the use of Off-Road Vehicles on highways under the jurisdiction of the City of Goshen and impose requirements for such usage. It stemmed from the prevalence of off-road vehicles, the increasing use of them in counties and cities throughout Indiana, and requests by users of such vehicles to operate them on roadways under the jurisdiction of the City of Goshen.

As amended and eventually approved by the Common Council, Ordinance 5184 is a four-page document that provides definitions of off-road vehicles, requirements for operation (including rules, required equipment, operators, financial responsibility and permits required), and violations, enforcement and penalties for violations.



Ordinance 5184 includes the following provisions and language:

Section 3. Requirements for Operation of Off-Road Vehicles.

A. Rules.

1. A person who operates an Off-Road Vehicle on a highway under the jurisdiction of the City of Goshen must comply with all federal, state, and local traffic laws as if the Off-Road Vehicle were a passenger motor vehicle as defined in I.C. § 9-13-2-123. Off-Road Vehicles may not be operated in a manner that that endangers life or property.
2. No person may operate an Off-Road Vehicle on highways under the jurisdiction of the City of Goshen unless all passengers of said vehicle are seated in a factory installed seat position attached to the vehicle, with seatbelt restraints properly fastened as specified by the manufacturer.
3. An Off-Road Vehicle which is only operated at twenty-five (25) miles per hour or less shall display the slow-moving vehicle emblem described by I.C. § 9-21-9-2.
4. All occupants within the Off-Road Vehicle less than eighteen (18) years of age must wear a helmet per I.C. § 9-18.1-14-11, except as permitted by state law.

B. Equipment.

1. Off-Road Vehicles must be equipped with the minimum safety equipment as set forth in I.C. 14-16-1, as amended from time to time, in order to be registered and operated on highways under the jurisdiction of the City of Goshen.
2. All safety equipment must be maintained in good operating order. Lights must be used at all times in order for the Off-Road Vehicle to be visible from a distance of at least five hundred (500) feet.
3. Failure to equip, maintain and use such equipment as required herein shall constitute a violation of this Ordinance.

C. Operator.

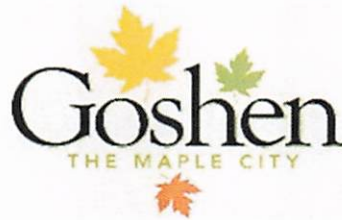
1. Only individuals sixteen (16) years of age or older, who have been issued a driver's license from a State Bureau of Motor Vehicles, and whose driver's license is not suspended or revoked, may operate an Off-Road Vehicle on a highway under the jurisdiction of the City of Goshen.
2. The owner of a Off-Road Vehicle may not cause or knowingly permit an individual to operate the Off-Road Vehicle on highways under the jurisdiction of the City of Goshen unless the individual holds a valid driver's license from a State Bureau of Motor Vehicles, that is not suspended or revoked.

D. Financial Responsibility.

1. A person shall not operate an Off-Road Vehicle on a highway under the jurisdiction of the City of Goshen without current financial responsibility in effect on said vehicle in accordance with I.C. § 9-25-4-4, as amended from time to time.
2. A person who operates an Off-Road Vehicle on a highway under the jurisdiction of the City of Goshen must, at all times, maintain the state required minimum amount of financial responsibility in accordance with I.C. § 9-25-4-5, as amended from time to time.

E. Highways under the jurisdiction of the City.

1. Off-Road Vehicles shall not be operated on any bicycle path, trail, sidewalk, or any public property within the City that is not designated for vehicular traffic.
2. Off-Road Vehicles shall be allowed on any highway within the corporate boundaries of the City that is designated as part of the Indiana State Highway System specifically S.R. 119 between Greene Rd. and US 33, S.R. 15 between Hackett Rd. and Egbert Rd., S.R. 4 to S. 29th St., and U.S. 33 between Glenmore Ave and CR138.



Section 4. Permits.

A. No Off-Road Vehicle may be operated within the City unless the owner of such Off-Road Vehicle shall have applied for and obtained a valid Off- Road Vehicle registration from the State of Indiana per I.C. 9-18.1-14.

B. The Indiana Bureau of Motor Vehicles issues a certificate of registration and two decals for each Off-Road Vehicle and registration. The certificate of registration must accompany the Off-Road Vehicle and be made available for inspection upon demand by a police officer. The decals contain the Off-Road Vehicle's registration number and expiration date and must be attached on the forward half of the Off-Road Vehicle.

C. No City of Goshen permit, decal, or inspection is required of Off-Road Vehicles registered through the State of Indiana Bureau of Motor Vehicles as prescribed by I.C. 9-18.1-14.

Section 5. Violations, Enforcement, and Penalties.

A. Violation notices issued under this Ordinance may be issued by any sworn member of the Goshen Police Department, any City code enforcement officer, any designated parking enforcement officer, or any other duly authorized city inspector or designated code enforcement agent or assistant.

B. This Ordinance may be enforced in the City's Ordinance Violations Bureau. A person who violates this Ordinance shall on the first offense be ordered to pay a Civil Penalty in the amount of \$175.00. A person who violates this Ordinance a second time within a Twelve (12) month period shall be ordered to pay a Civil Penalty of \$225.00, and a person will be ordered to pay \$250.00 for a third violation within that Twelve (12) month period.

C. The City may enforce this Ordinance by filing an action in any court of general jurisdiction.

1. Any person who violates Section3(A)(1) of this Ordinance will be deemed to have committed an ordinance violation and may be fined as if the person had violated I.C. § 9-13-2-123, but in no case be fined more than a maximum of \$2,500.00.

2. Any person who violates Section3(A)(3) of this Ordinance will be deemed to have committed an ordinance violation and may be fined as if the person had violated I.C. § 9-21-9-2 but in no case be fined more than a maximum of \$2,500.00.

3. Any person who violates Section3(D) of this Ordinance will be deemed to have committed an ordinance violation and may be fined as if the person had violated I.C. § 9-25-8-2 but in no case be fined more than a maximum of \$2500.00.

4. Any person who violates any provision of the Ordinance for which a penalty is not otherwise provided will be deemed to have committed an ordinance violation and may be fined not more than \$500 for each offense.

D. A person who violates this Ordinance may be subject to the impoundment of the Off-Road Vehicle.

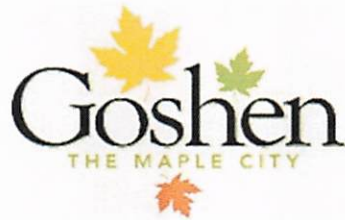
E. All fines or civil penalties collected shall be deposited in the general fund of the City of Goshen.

In addition: This Ordinance shall be in full force and effect from and after its passage, approval, and adoption according to the laws of the State of Indiana.

SUMMARY OF JULY 8, 2024 COUNCIL CONSIDERATION & APPROVAL OF ORDINANCE 5184:

Mayor Leichty began by thanking all of those who worked on a task force to refine the ordinance after it was first considered by the Common Council on May 13, 2024. The task force included an off-road vehicle owner, Councilors and City staff. She asked **City Attorney Stegelmann** to discuss the next steps to consider Ordinance 5184.

City Attorney Stegelmann suggested that Councilors amend Ordinance 5184, which previously dealt with off-road vehicles and golf carts, to match the redline version included in the Council's agenda' packet.



Council President Weddell made a motion to amend Ordinance 5184 as outlined in the redline version of the ordinance provided by the City Attorney. Councilor Nisley seconded the motion.

There were no questions or comments from Councilors.

On a voice vote, Councilors unanimously voted to amend Ordinance 5184, Authorizing the Use of Off-Road Vehicles on Highways under the Jurisdiction of the City of Goshen, Indiana and Imposing Requirements for Such, to the redline version by a 7-0 margin, with all Councilors voting yes, at 6:05 p.m.

Mayor Leichty invited Council President Weddell to discuss the changes made to Ordinance 5184.

Council President Weddell said he and Councilors Nisley and Peel served on the task force with Police Chief José Miller, Assistant Fire Chief Anthony Powell, City Attorney Stegelmann and off-road vehicle owner Daniel Emery. He said the revised ordinance is consistent with state law and similar ordinances passed by Elkhart County and Middlebury so that off-road vehicle owners won't face different rules in different communities. He added that off-road vehicles are issued three-year permits to operate.

Councilor Peel said that when Ordinance 5184 came to the Common Council in May it regulated both golf carts and off-road vehicles, but it was tabled by the Council to create separate ordinances. Council President Weddell said off-road vehicles and golf carts are separate entities and it made more sense to regulate them separately.

Councilors Riegsecker, Peel, Weddell and Daniel Emery briefly discussed a provision of the ordinance – Section 3. Requirements for Operation of Off-Road Vehicles, A. Rules, 3 – which states as follows: “An Off-Road Vehicle which is only operated at twenty-five (25) miles per hour or less shall display the slow-moving vehicle emblem described by I.C. § 9-21-9-2.” They concluded it would only apply to off-road vehicles that cannot operate at more than 25 miles per hour.

Noting that he had previously voiced concern about the ordinance, Councilor Lederach asked Police Chief Miller what he thought about the revised ordinance. Chief Miller said, “After talking to some people about these off-road vehicles, I feel a lot better. As far as the safety issues, I think there's still going to be the potential of mischievous teenagers, but I think that's with anything, including vehicles. But the main concerns that I had they've been eliminated with my conversation I've had, so I feel pretty good about it.”

After brief conversation about how best to proceed, Mayor Leichty invited questions or comments about Ordinance 5184 from the audience at 6:12 p.m.

Daniel Emery of Elkhart thanked Councilors and City staff for their work on Ordinance 5184, noting that he was “super happy” with the efforts and the outcome. “You do have all your supporters here, and we're very excited to be able to come and spend money here,” he said. “Thank you very much for everything that you guys have done.”

Glenn Null of Goshen said he would prefer that off-road vehicles display “slow moving vehicle signs” whenever they are traveling at less than 25 mph and at other times to increase their visibility and safety.

Deak Thornton of Elkhart County, the president of the Indiana Snowmobile Association, thanked the Council for considering the ordinance, noting that it was not without a risk. “I know you've kind of taken a chance with this ordinance because it's a first time thing in the City. And I just want you and the Chief of Police to know that if there are problems, which there could be, contact us because we want this thing to work, and we're willing to talk to the people that might not be as eager to obey some of the ordinances than we are. So, if we can create a more positive effect on ATVs in this City, we are willing to do that.”



Mayor Leichty asked Thornton to share his contact information with Chief Miller.

In response to Glenn Null's concern, Chief Miller said he initially was concerned that some of the vehicles might not have "slow moving vehicle" signs. However, he said "whether it's a golf cart or the off-road vehicle, they're required to use their lights at all times, so that was one plus that I was very pleased that they were able to put into this ordinance, and I feel to help out the safety quite a bit."

There were no further questions, so Mayor Leichty closed the public comment period at 6:18 p.m. By a show of hands, the Mayor asked about those in the audience who favored or opposed the ordinance.

There were no further questions from Councilors. Council President Weddell said Councilors were ready to vote.

On a voice vote, Councilors unanimously passed Ordinance 5184, Authorizing the Use of Off-Road Vehicles on Highways under the Jurisdiction of the City of Goshen, Indiana and Imposing Requirements for Such, on First Reading by a 7-0 margin, with all Councilors voting yes, at 6:18 p.m.

Councilors gave unanimous consent to proceed with a second reading and vote on Ordinance 5184.

Mayor Leichty called for the introduction of Ordinance 5184, *Authorizing the Use of Golf Carts on Highways under the Jurisdiction of the City of Goshen, Indiana and Imposing Requirements for Such*. Council President Weddell asked the Clerk-Treasurer to read Ordinance 5192 by title only, which was done. *Weddell/Schrock made a motion to approve Ordinance 5184 on Second Reading.*

The Mayor invited further comments or questions from the Council and the audience. There were none. Council President Weddell said Councilors were ready to vote.

On a voice vote, Councilors unanimously passed Ordinance 5184, Authorizing the Use of Off-Road Vehicles on Highways under the Jurisdiction of the City of Goshen, Indiana and Imposing Requirements for Such, on Second Reading by a 7-0 margin, with all Councilors voting yes, at 6:19 p.m.

NOTE: The final revised version of Ordinance 5184, which was approved is attached as EXHIBIT #1.

2) Ordinance 5192 - Authorizing the Use of Golf Carts on Highways under the Jurisdiction of the City of Goshen, Indiana and Imposing Requirements for Such

Mayor Leichty called for the introduction of Ordinance 5192, *Authorizing the Use of Golf Carts on Highways under the Jurisdiction of the City of Goshen, Indiana and Imposing Requirements for Such*. Council President Weddell asked the Clerk-Treasurer to read Ordinance 5192 by title only, which was done. *Weddell/Peel made a motion to approve Ordinance 5192 on First Reading.*



BACKGROUND:

Ordinance 5192 would authorize the use of Golf Carts on highways under the jurisdiction of the City of Goshen and impose requirements for such usage. It stemmed from the prevalence of golf carts, the increasing use of them in counties and cities throughout Indiana, and requests by users of such vehicles to operate them on roadways under the jurisdiction of the City of Goshen.

As amended and eventually approved by the Common Council, Ordinance 5192 is a five-page document that provides definitions of golf carts, requirements for operation (including rules, required equipment, operators, financial responsibility and permits required), and violations, enforcement and penalties for violations.

Ordinance 5192 includes the following provisions and language:

Section 3. Requirements for Operation of Golf Carts.

A. Rules.

1. A person who operates a Golf Cart on a highway under the jurisdiction of the City of Goshen must comply with all federal, state, and local traffic laws.
2. A person who operates a Golf Cart on a highway under the jurisdiction of the City of Goshen must comply with slow moving vehicle regulations under I.C. 9-21-9, as amended from time to time, including the requirement that such vehicle properly display a slow-moving vehicle emblem.
3. No Golf Cart may be operated on a highway under the jurisdiction of the City of Goshen in excess of 25 miles per hour.
4. No person may operate a Golf Cart on highways under the jurisdiction of the City of Goshen unless all passengers of said vehicle are seated in a factory installed seat position attached to the vehicle, with seatbelt restraints properly fastened as specified by the manufacturer.
5. A Golf Cart may not be operated in a manner that unreasonably impedes the normal flow of traffic, and may not be operated in a manner that endangers life or property.

B. Equipment.

1. Unless otherwise exempted herein, all Golf Carts must be equipped consistent with I.C. § 9-21-9-4, as amended from time to time, with the following minimum safety equipment in order to be permitted and operated on highways under the jurisdiction of the City of Goshen:

- (a) A rear-view mirror;
- (b) Head lights;
- (c) Tail lights;
- (d) Brake lights;
- (e) Turn signals (front and back);
- (f) Factory installed seat belt restraints or DOT approved after- market installed belt restraints for ALL seating positions;
- (g) Have installed an ATV/UTV orange safety flag; and
- (h) Slow moving vehicle emblem.

2. All safety equipment must be maintained in good operating order. Lights must be used at all times. Failure to equip, maintain and use such equipment as required herein shall constitute a violation of this Ordinance.



C. Operator.

1. Only individuals sixteen (16) years of age or older, who have been issued a driver's license from a State Bureau of Motor Vehicles, and whose driver's license is not suspended or revoked, may operate a Golf Cart on a highway under the jurisdiction of the City of Goshen.
2. The owner of a Golf Cart may not cause or knowingly permit an individual to operate the Golf Cart on highways under the jurisdiction of the City of Goshen unless the individual holds a valid driver's license from a State Bureau of Motor Vehicles, that is not suspended or revoked.

D. Financial Responsibility.

1. A person shall not operate a Golf Cart on a highway under the jurisdiction of the City of Goshen without current financial responsibility in effect on said vehicle in accordance with I.C. § 9-25-4-4, as amended from time to time.
2. A person who operates a Golf Cart on a highway under the jurisdiction of the City of Goshen must, at all times, maintain the state required minimum amount of financial responsibility in accordance with I.C. § 9-25-4-5, as amended from time to time.

E. Highways under the jurisdiction of the City.

1. Golf Carts shall not be operated on any bicycle path, trail, sidewalk, or any public property within the City that is not designated for vehicular traffic.
2. Golf Carts SHALL NOT be operated on any highway within the corporate boundaries of the City that is designated as part of the Indiana State Highway System (e.g., S.R. 119, S.R. 15, S.R. 4, and U.S. 33). (See I.C. § 9-21-1-3.3).
3. Golf Carts MAY be operated on any highway within the corporate boundaries of the City that has a posted speed limit of 30 mph or less, and highways that do not have a posted speed limit, but have a speed limit of 30 mph or less as prescribed by Indiana State Statute.
4. Golf Carts SHALL NOT be operated on any highway within the corporate boundaries of the City that has a posted speed limit of 35 mph or more, and highways that DO NOT have a posted speed limit, but have a speed limit of 35 mph or more as prescribed by Indiana State Statute.
5. In addition, Golf Carts are permitted to cross highways, on which they are otherwise not permitted to operate, at right angles in order to travel from one highway to another highway when the operation can be done safely.

Section 4. Permit.

A. No Golf Cart may be operated within the City, unless the owner of such Golf Cart shall have applied for and obtained a valid Golf Cart permit from the City.

1. This excludes golf carts owned by golf courses, located within the City of Goshen, and utilized for operation on a golf course for sporting or recreational purposes.

B. Application for such a permit must be made utilizing the application form as approved from time to time by the Board of Public Works and Safety.

C. The fee for such application shall be Fifty Dollars (\$50), payable to the City of Goshen. Such permit shall have an effective length of the applicant's ownership of the vehicle.

D. Issuance of said permit MUST INCLUDE visual inspection of the Golf Cart during normal business hours by a member of the Goshen Police Department or the Goshen Fire Department to determine compliance.

E. Upon issuance of a permit, the Golf Cart owner shall be provided a decal, which must be affixed to the left rear of the vehicle at all times so as to be visible from the rear of the vehicle.



F. A person or entity may apply for a temporary permit for the use of a Golf Cart during or in connection with an authorized parade or festival. Any petition for a temporary permit must be presented to the Board of Public Works and Safety, which shall have the authority to determine if a temporary permit for a specific use and limitations shall be issued, and to issue said temporary permit. Any issuance of temporary permit with limitations approved by Board of Public Works and Safety will have an effective period not longer than five days from the effective start date of the temporary permit, as determined by the Board of Public Works and Safety. The temporary permit and or paperwork must accompany the Golf Cart at all times of use.

Section 5. Violations, Enforcement, and Penalties.

A. Violation notices issued under this Ordinance may be issued by any sworn member of the Goshen Police Department, any City code enforcement officer, any designated parking enforcement officer, or any other duly authorized City inspector or designated code enforcement agent, or assistant.

B. This Ordinance may be enforced in the City's Ordinance Violations Bureau. A person who violates this Ordinance shall on the first offense be ordered to pay a Civil Penalty in the amount of \$175.00. A person who violates this Ordinance a second time within a Twelve (12) month period shall be ordered to pay a Civil Penalty of \$225.00, and a person will be ordered to pay \$250.00 for a third violation within that Twelve (12) month period.

C. The City may enforce this Ordinance by filing an action in any court of general jurisdiction to recover a fine in a sum not to exceed \$2,500.00.

D. A person who violates this ordinance may be subject to the impoundment of the Golf Cart and/or revocation of a permit issued under this Ordinance.

E. All fines or civil penalties collected shall be deposited in the general fund of the City of Goshen.

In addition: "This ordinance shall be in full force and effect November 1, 2024, and after its passage, approval and adoption according to the laws of the State of Indiana."

SUMMARY OF JULY 8, 2024 COUNCIL CONSIDERATION & APPROVAL OF ORDINANCE 5192:

Mayor Leichty invited comments from Councilors.

Council President Weddell said the same group that worked on the off-road vehicle ordinance also worked on Ordinance 5192 (golf carts)

Councilor Peel described a series of proposed amendments, which included a revised effective date (Nov. 1, 2024) for an approved ordinance, correction of a typographical error, adding "slow-moving vehicle" signs to the list of required equipment, and adding the Goshen Fire Department as an agency that can inspect golf carts.

Councilor Nisley made a motion to amend Ordinance 5192 as suggested by Councilor Peel. Councilor **Lederach** seconded the motion.

There were no other questions or comments from Councilors.

On a voice vote, Councilors unanimously voted to amend Ordinance 5192, Authorizing the Use of Golf Carts on Highways under the Jurisdiction of the City of Goshen, Indiana and Imposing Requirements for Such, as proposed by Councilor Peel by a 7-0 margin, with all Councilors voting yes, at 6:24 p.m.

Councilor Schrock proposed that Ordinance 5192 be revised to make clear that lights must be used at all times. There was brief discussion by Councilors and advice from **City Attorney Stegelmann** about the proposal.



City Attorney Stegelmann ultimately suggested deleting Section 3, A, 4 and that Section 3, B. Equipment, 1. be amended to read, "Unless otherwise exempted herein, all Golf Carts must be equipped in compliance with Indiana Code § 9-21-9-4, with the following minimum safety equipment in order to be permitted and operated on highways under the jurisdiction of the City of Goshen."

Councilors Weddell made a motion to amend Ordinance 5192 as suggested by City Attorney Stegelmann. **Councilor Nisley** seconded the motion.

On a voice vote, Councilors unanimously voted to amend Ordinance 5192, Authorizing the Use of Golf Carts on Highways under the Jurisdiction of the City of Goshen, Indiana and Imposing Requirements for Such, as suggested by the City Attorney by a 7-0 margin, with all Councilors voting yes, at 6:28 p.m.

Council President Weddell said one of the concerns he had about the original ordinance was safety, which is why he said the ordinance was amended to require safety equipment. He said the ordinance will also require education and inspection of golf carts to enhance safety.

Mayor Leichty said because of such concerns City staff requested a delay in implementation of the ordinance to give staff an adequate amount of time to educate the public about the rules that will be in force to make sure everyone knows. So, that additional time is very important.

Councilor Gerber said one of her concerns was not higher speeds, but about golf carts that may travel at lower speeds and could slow traffic and irritate drivers. She asked **Police Chief Miller** to provide his perspective.

Chief Miller said if golf carts are traveling at 25 mph on a 30 mph road, there is not much of a delay. He said golf carts designed for golf courses move much slower, but gas-operated and street legal golf carts go anywhere from 20 to 23 mph on average. So, he said he doesn't believe slower-moving golf carts will be much of a problem.

Councilor Riegsecker suggested that a map of allowable driving locations be provided at the time of golf cart inspections. **Mayor Leichty** said that was part of the City's plan.

Councilor Gerber said she didn't think golf carts would be replacing regular motor vehicles because of restrictions of where they can operate in the City. "As far as transportation is concerned, I think about people trying to get to Kroger from various parts of town. They won't be able to do that," she said.

"We won't be able to get out to the fairground from downtown, so there are going to be some limitations," **Councilor Gerber** said. "We would need a different solution to be able to make that work. So as (the Mayor) described, this is a quality of place decision and not so much a replacing cars as a reliable mode of transportation in our community."

At 6:37 p.m., **Mayor Leichty** asked if there were any questions or comments about Ordinance 5192 from the audience.

Glenn Null of Goshen said liked idea of golf carts having to display an orange safety flag to improve the visibility of golf carts for motorists. Further, he said he hoped the golf cart inspections would be conducted by trained police and fire personnel. He also said he was glad golf carts wouldn't be operating on roads with higher speed limits.

In response to **Null's** concern about trained inspectors, **Assistant Fire Chief of Operations Anthony Powell** said the police and fire departments have created an inspection checklist. He also said City employees have been inspecting bicycles for more than 25 years, so golf cart inspections won't be a problem.



Councilor Peel and Council President Weddell said people will be asked to make appointments for inspections. They said the delay in implementation of the ordinance should give City staff time to prepare.

There were no further comments, so Mayor Leichty closed the public comment period at 6:40 p.m.

Council President Weddell said Councilors were ready to vote.

On a voice vote, Councilors unanimously passed Ordinance 5192, Authorizing the Use of Golf Carts on Highways under the Jurisdiction of the City of Goshen, Indiana and Imposing Requirements for Such, on First Reading by a 7-0 margin, with all Councilors voting yes, at 6:41 p.m.

Councilors gave unanimous consent to proceed with the Second Reading of Ordinance 5192.

Mayor Leichty called for the introduction on Second Reading of Ordinance 5192, *Authorizing the Use of Golf Carts on Highways under the Jurisdiction of the City of Goshen, Indiana and Imposing Requirements for Such*. Council President Weddell asked the Clerk-Treasurer to read Ordinance 5192 by title only, which was done.

Weddell/Peel moved to approve Ordinance 5192 on Second Reading.

At 6:41 p.m., Mayor Leichty invited Council or audience comments on Ordinance 5192. There were none. Council President Weddell said Councilors were ready to vote.

On a voice vote, Councilors unanimously passed Ordinance 5192, Authorizing the Use of Golf Carts on Highways under the Jurisdiction of the City of Goshen, Indiana and Imposing Requirements for Such, on Second Reading by a 7-0 margin, with all Councilors present voting yes, at 6:42 p.m.

Council President Weddell said, "A big thank you to all those involved. I think this is another good example of how this Council has been working together." The Mayor said, "Yes. A tremendous amount of work went into that."

NOTE: The final revised version of Ordinance 5192, which was approved, is attached as EXHIBIT #2.

3) Resolution 2024-13 Resolution of the Common Council of the City of Goshen, Indiana, approving the issuance of General Obligation Bonds by the Goshen Public Library regarding the Construction and Equipping of a certain Library Capital Project

Mayor Leichty called for the introduction of Resolution 2024-13, *A Resolution of the Common Council of the City of Goshen, Indiana, approving the issuance of General Obligation Bonds by the Goshen Public Library regarding the Construction and Equipping of a certain Library Capital Project*. Council President Weddell asked the Clerk-Treasurer to read Resolution 2024-13 by title only, which was done.

Weddell/Schrock made a motion to approve Resolution 2024-13.



BACKGROUND:

Resolution 2024-13 would approve (i) the issuance of the bonds by the Library and (ii) the appropriation of the proceeds of the bonds by the Library, both of which were approved by the Library Board of the Library at its meeting on June 18, 2024. The Bonds are being issued to pay the costs of all or a portion of an HVAC improvement project and related improvements at the Library, which is located at 601 South 5th S. in Goshen. Pursuant to the Resolution 2024-13 and prior resolutions adopted by the Library Board, the bonds are being issued in an amount not to exceed **\$3,990,000**, shall have a final maturity date not later than ten (10) years from the date of their issuance and shall bear interest at a maximum rate not to exceed five and one-half percent (5.50%).

In a letter to the Council, dated July 1, 2024, **Library Director Ann-Margaret Rice** wrote that the Common Council was the Goshen Public Library's fiscal body and was responsible for reviewing its requests to issue debt and raise its budget beyond the allotted growth quotient.

Rice wrote that the library has been a mainstay in Goshen for 125 years and serves about 38,000 residents in Elkhart Township. It makes available 180,000 physical items and offers a large collection of digital content. During 2023, the library had more than 130,000 visitors to the building and hosted more than 560 programs for all ages.

Rice wrote that the library's present building was constructed in 1968 and went through a major renovation with the addition to the building, which was completed in 1994, with few significant updates since then.

During 2020, **Rice** wrote that the library completed a comprehensive long-range plan to identify current and future needs. This sparked many initiatives including a feasibility study, which revealed the need to replace aging infrastructure, particularly the library's Central Plant: heating and cooling systems, air handlers, and associated electrical panels.

Rice wrote that the boiler is original to the 1968 building. The cooling system has outlasted its life by many years, is undersized, uses a refrigerant that has been sunset by the EPA, and has a design flaw that has led to expensive repair work over the years. The design flaw has meant the cooling system has operated at half capacity for the last two summers. Additionally, the system, is inefficient and costs the library more than \$120,000 annually in heating/cooling bills.

Rice wrote that there was an "urgent need" to move forward with this project.

The current cooling system condensers are located in the south staff parking lot of the library. The library plans to relocate these condensers within the parking lot to eliminate the types of repairs required over the years due to the present location. The redesign of the parking lot also would allow the installation of a small pavilion, which will be used for staff breaks and also would serve as an outdoor programming space for small groups.

Rice wrote that Library staff has worked well with the City over the past several months to ensure the design of the parking lot meets both the City's interests and those of the library. All variance requests were passed at the June 25 meeting of the Board of Zoning Appeals.

In her letter to the Council, **Rice** concluded, "The Public Library is a cornerstone in our community and vital to the health and well-being of our City. We are unique in that we serve all members of our diverse population, offering our services with dignity while prioritizing equity, all at little cost. Our resources support the pleasure, professional, educational, and emotional needs of all who seek them.

"We hope you value the public library as a community asset and will lend your support to ensure the Goshen Public Library building remains functional and at the heart of our vibrant community for many more years."



SUMMARY OF JULY 8, 2024 COUNCIL CONSIDERATION & APPROVAL OF RESOLUTION 2024-13:

Mayor Leichty invited a presentation from **Library Director Ann-Margaret Rice**. She mentioned the written information provided to the Council and said information would be provided tonight by **Antone Sgro, an architect with Ratio Architects, Lisa Huntington, CPA, a Manager with Baker Tilly Municipal Advisers, and Thomas Everett, an attorney and associate with Barnes & Thornburg.**

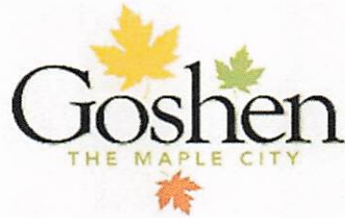
Rice said that since the bond proposal has been pending there have been no public comments received by the library. She thanked Councilors for their consideration and added, "We value our community partnership with the City of Goshen, and we wish to continue to serve by ensuring that our building is functional and efficient for many more years to come."

Antone Sgro, an architect with Ratio Architects, provided an overview of the project and the proposed bond issue using a 9-slide PowerPoint presentation (EXHIBIT #3). Key points in his presentation:

- The project would replace the outdated building infrastructure, reduce utility bills and improve energy efficiency.
- The original building opened in 1968 and a renovation/addition was completed in 1993.
- The boiler is original (1968) and the chiller is running at 50% capacity.
- The project would improve vehicular flow in the south parking lot and remove the ability for vehicles to drive over the HVAC chiller underground piping.
- The project also would create more usable outdoor space for staff and library patrons.
- The building's chiller is located in the middle island of a parking lot and the piping has to travel under the parking area as well as the drive aisle to get into the building and this has resulted in excessive maintenance, some leaks within the piping due to the weight of vehicles, such as the trash truck, driving over that on a regular basis.
- The library spends about \$120,000 per year on utility bills, including gas and electric and a new boiler and chiller would be expected to more energy efficient and reduce utility bills by 55 percent.
- The library has about 106 parking spaces to the north and 20 parking spaces to the south.
- The project would involve reducing the number of parking spaces in the south parking lot to 12, adding a two-way entry and exit, moving the chiller pad closer to the main building and out of the parking lot, and adding an outdoor covered pavilion and outdoor public swing.
- The library hopes to receive bids for the project in August, award a bid at the Aug. 20 meeting of the library board and begin construction in late August, with completion in 12-14 months.

Lisa Huntington, CPA, a Manager with Baker Tilly Municipal Advisers, provided an overview of the financing of the project. Key points in her presentation.

- The library's general obligation bonding capacity is tied directly to the net assess value of the library district, which is 2% of one-third of the net assessed value, less any outstanding general obligation debt.
- As of today, the library has no outstanding debt.
- General obligation debt is issued directly in the name of the library and it doesn't affect any other unit's capacity to issue debt.



- In particular, the library's general obligation debt will not affect the City's capacity to issue general obligation or any other type of debt for the future.
- The library's estimated borrowing amount is \$3.99 million with \$3.8 million available for the project.
- The library will need to deduct the cost of the issuance and other fees associated with issuing the bonds.
- The assumed repayment term is about 8.5 years, with estimated interest expenses of \$1,070,000.
- Baker Tilly estimates that in 2025, the library will have a debt service fund tax rate of about 2 cents and then in 2026, it will rise to about 5 cents.
- The tax rate will be "layered in" to allow some mitigation instead of having a large tax rate increase at one time.
- Baker Tilly is using "very conservative estimates" here – interest rates of 5.5 percent.
- Baker Tilly recently issued bonds for about the same amount at about 4.5 percent.
- The estimated debt service tax rate is tied to the 2024 net assessed value of the library, so if that increases, the tax rate will decrease a little bit.
- In 2025, there would be a smaller amount of debt service increase than for 2026, and 2027, and then it would go back down in 2028.
- Debt is structured in that way in case the library might have other projects that it would need to address; there would be room to do so without having to impact the tax rate.
- The median home value of a home in Goshen is \$163,700 and a 2 cent impact on an annual basis for that taxpayer would be about \$15.
- When the impact rises to 5 cents in 2026, that taxpayer would see an increase in his/her property tax levy of about \$37.60, assuming no growth in that assessed value.
- Baker Tilly also estimated the estimated circuit breaker tax impacts on the library, Elkhart County, Elkhart Township, Goshen Community Schools and the City of Goshen.
- The 2025 estimates take into consideration the debt that the library wants to issue as well as increases in levies from the growth quotient in other units overlapping the library.
- For the library, Baker Tilly estimates that this debt will increase the circuit breaker tax credit for the library to a little over \$109,000.
- The circuit breaker tax credit impact on the City of Goshen would be about \$120,000 in 2025 and increasing in 2026 when the five cent level is reached.
- Although there are many variables, the impact may rise to \$300,000 in 2026.

Mayor Leichty and **Council President Weddell** asked follow-up questions about the impact of the bond on City property owners as well the projected impact on the library.

Thomas Everett, an attorney and associate with **Barnes & Thornburg**, briefly described the resolution before Councilors tonight that would approve the issuance of bonds to pay for the library project.

At its June 18 meeting, **Everett** said the library board authorized the issuance of the bonds of the library in an amount not to exceed \$3,990,000 at an interest rate not to exceed 5.5 percent, and for a maximum term of no longer than 10 years. The bonds would be paid by property taxes on all taxable property within the public library district. He said these bonds would not be a debt or general obligation of the City in any way, but only of the library.



Everett said these bonds do not obligate the City or impact the City's debt limit or taxing authority. Procedurally, he said Indiana statute requires that the Common Council, as the library's fiscal body, approve the issuance of the bonds of the library because the Library board is appointed rather than elected. So, while the Common Council is being asked to approve these bond, **Everett** said these bonds will not be an obligation of the City. And tonight's resolution also would approve the appropriation of the proceeds of the bonds. **Everett** said if the Council adopted this resolution, the library would proceed with the public sale of the bonds, including publishing a notice of intent to sell bonds later this month, and the public sale of the bonds was scheduled to occur in August. After the sale, the library will award the bonds to the bidder that has the lowest interest cost on the day of the sale.

Following the presentation, **Councilor Peel** asked **Library Director Rice** about the impact of the project on parking. She thanked Rice for discussing the proposal with Councilors.

Council President Weddell noted that the library serves as a cooling center for people during hot weather, but can't do so as well when the chiller isn't working. **Rice** said the library also serves as warming center during the winter.

Councilor Riegsecker said he analyzed some residential tax records and had trouble finding a residential property owner who would be affected by increased taxes caused by this project.

Council President Weddell said while the City could eventually lose some revenue from this bond issuance, that is the way the system works. He also said there is no question this project is necessary. The Council President described the library as "a quality of life entity in the City."

Mayor Leichty responded that the library is also an important social service entity. She added, "I appreciate what you had to say, **Councilor Weddell**, and I'm glad that we're having a frank discussion, too, about the impact that it will have on the City for both this bond and for the pool bond as well."

The Mayor continued:

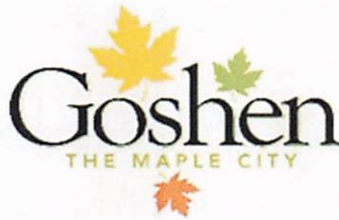
"The City should be well positioned to be able to absorb this. We budget very, very conservatively, and our cash balances have continued to increase because we're very judicious with our spending but we certainly will need to be paying all the more attention to that budget and be even more conservative with our numbers in the coming years as we're taking on some of this and will impacted by this additional debt in relationship to the library and then as we're contemplating other projects."

At 7:13 p.m., **Mayor Leichty** asked if there were any questions or comments about Resolution 2024-13 from the audience or Councilors. There were none.

Council President Weddell said Councilors were ready to vote.

On a voice vote, Councilors unanimously passed Resolution 2024-13, A Resolution of the Common Council of the City of Goshen, Indiana, approving the issuance of General Obligation Bonds by the Goshen Public Library regarding the Construction and Equipping of a certain Library Capital Project, by a 7-0 margin, with all Councilors voting yes, at 7:13 p.m.

Mayor Leichty thanked library team members for their work.



4) Ordinance 5186 - Vacation of Public Ways in the City of Goshen, Indiana (tabled from the June 10, 2024, Council meeting)

Mayor Leichty called for the introduction of Ordinance 5186, *Vacation of Public Ways in the City of Goshen, Indiana*. Council President Weddell asked the Clerk-Treasurer to read Ordinance 5186 by title only, which was done.

Weddell/Peel made a motion to approve Ordinance 5186 on First Reading.

BACKGROUND:

In a June 10, 2024 memorandum to the Council, City Planner Rhonda Yoder provided the background and context of Ordinance 5186.

Yoder wrote that the Goshen Plan Commission met on May 21, 2024, in regular session and considered a request for the vacation of an east/west alley located between 413 and 415 North First Street, with right of way 16.5 feet in width and approximately 276 feet in length, extending west of North First Street to the river, used as access for the two adjacent properties but otherwise unimproved, and with the owners requesting the entire vacated area to be added to the property at 415 North First Street, with the existing gravel to remain as their private driveway.

The Plan Commission reached the following outcome: Amended request forwarded to the Goshen Common Council with a favorable recommendation by a vote of 7-0.

Yoder made a presentation to the Council on June 10 as did the property owner, David A. Runge. However, the Council tabled the matter so the City Planning Office could address some unresolved issues.

In a July 8, 2024 memorandum to the Council, Yoder wrote that Ordinance 5186 was tabled at the June 10, 2024, Council meeting to provide time for review of the owner's proposal received June 10, 2024, to limit the utility easement to the first 125 feet of the vacated alley west of the North 1st Street right of way, and beyond the 125 foot easement to transfer all of the vacated alley to the north parcel.

Following the June 10 Council meeting, Yoder reported that the Planning Office contacted the entities who had identified facilities within the alley right of way, including Frontier, Comcast, NIPSCO, and City of Goshen, and all have agreed the proposed 125 foot easement would provide adequate access to their existing facilities.

An updated Ordinance 5186 (clean copy and red-line version) was provided to the Council that limits the utility easement to the first 125 feet of the vacated alley west of the North 1st Street right of way, and beyond the 125 foot easement transfers all of the vacated alley to the north parcel.

SUMMARY OF JULY 8, 2024 COUNCIL CONSIDERATION & APPROVAL OF ORDINANCE 5186:

Mayor Leichty asked for an update on Ordinance 5186, which was tabled from the June 10, 2024 meeting.

City Planner Rhonda Yoder provided an update as summarized in her July 8 memorandum to the Council. Yoder noted that she had submitted an updated version of Ordinance 5186, which she confirmed needed to be amended by the Council.

Council President Weddell made a motion to amend Ordinance 5186 as outlined by City Planner Yoder.

Councilor Nisley seconded the motion.

On a voice vote, Councilors unanimously voted to amend Ordinance 5186, *Vacation of Public Ways in the City of Goshen, Indiana*, to the new version by a 7-0 margin, with all Councilors voting yes, at 7:15 p.m.



Mayor Leichty asked if there were any audience comments on Ordinance 5186. There were none

Council President Weddell said Councilors were ready to vote.

On a voice vote, Councilors unanimously passed Ordinance 5186, Vacation of Public Ways in the City of Goshen, Indiana, on First Reading by a 7-0 margin, with all Councilors voting yes, at 7:16 p.m.

Councilors gave unanimous consent to proceed with the Second Reading of Ordinance 5186.

Mayor Leichty called for the introduction on Second Reading of Ordinance 5186, *Vacation of Public Ways in the City of Goshen, Indiana*. Council President Weddell asked the Clerk-Treasurer to read Ordinance 5186 by title only, which was done.

Weddell/Schrock made a motion to approve Ordinance 5186 on First Reading.

At 7:17 p.m., Mayor Leichty invited Council or audience comments on Ordinance 5186. There were none.

Council President Weddell said Councilors were ready to vote.

On a voice vote, Councilors unanimously passed Ordinance 5186, Vacation of Public Ways in the City of Goshen, Indiana, on Second Reading by a 7-0 margin, with all Councilors voting yes, at 7:17 p.m.

5) Ordinance 5191 - An Ordinance to Amend Ordinance 3384 and Ordinance 3970 of the Waterford Commons Planned Unit Development (PUD)

Mayor Leichty called for the introduction on First Reading of Ordinance 5191, *An Ordinance to Amend Ordinance 3384 and Ordinance 3970 of the Waterford Commons Planned Unit Development (PUD)*. Council President Weddell asked the Clerk-Treasurer to read Ordinance 5191 by title only, which was done.

Weddell/Riegsecker made a motion to approve Ordinance 5191 on First Reading.

BACKGROUND:

Ryan's Place, Inc., which provides grief support to children, teens, and families, is seeking to construct a building on property it owns on Regret Street for offices and open areas for programs and staff. This facility will consolidate its staff and programs into one location.

In a July 8, 2024 memorandum to the Common Council, **City Planner Rhonda Yoder** wrote that the Goshen Plan Commission met on June 18, 2024, in regular session and considered a request for a PUD major change for an alternative landscape plan to replace required full buffer yard landscaping with modified partial landscaping (west side) and parking lot screening and street trees (north side), to review required parking spaces per offices standard, and to allow a 10' west side driving aisle setback (where 25' is required), and PUD preliminary site plan approval for site development of an office use (Ryan's Place)



The subject property contains ± 9.6 acres and is generally located on the south side of Regent Street, east of Weymouth Boulevard, zoned Commercial B-4PUD, part of Waterford Commons PUD. The Plan Commission reached the following outcome:

Forwarded to the Goshen City Council with a favorable recommendation by a vote of 5-0.

Approval was based upon the following, with the following conditions:

1. The alternative landscape plan, parking based on office standards, and 10' west side driving aisle setback are consistent with the proposed office development and Waterford Commons PUD.
 2. The PUD major change approves the following:
 - An alternative landscape plan to replace required full buffer yard landscaping with modified partial landscaping (west side) and parking lot screening and street trees (north side);
 - Required parking spaces per offices standard when the primary use on site is an office use; and
 - A 10' west side driving aisle setback, using the existing constructed curb cut aligned with Weymouth Blvd, and with the reduced setback allowed no farther than 200' south of the Regent Street property line.
 3. The approved PUD preliminary site plan is *Ryan's Place PUD B-4, Proposed Site Plan, Sheet 1 of 1*, dated 6/04/2024, prepared by SAM.
 4. The approved alternative landscape plan is *Ryan's Place, Inc., Landscape Plan, Sheet L1.0*, dated 5.29.24, prepared by Lehman & Lehman.
 5. All landscaping on the approved alternative landscape plan shall be planted as part of the first phase of development, and is required to be maintained permanently.
 6. Parking areas added in future phases of development will be required to include a compact row of plant screening along the edge of the parking lot to screen headlights from adjacent residential land use.
 7. Lighting shall be directed down and away from adjacent residential properties, and shall prevent illumination, glare or reflection on adjacent properties, with a photometric plan required as part of the PUD final site plan submittal.
 8. A PUD final site plan, including a final landscape plan and photometric plan, shall be submitted and approved prior to a zoning clearance form/building permit being issued, and may be reviewed by Staff on behalf of Plan Commission.
 9. Site plan approval by Goshen City Engineering is required for site drainage, post construction, site utilities and right of- way access, as applicable, before a zoning clearance/building permit is issued.
- Prior to the Plan Commission meeting, the Planning office received three letters of support (enclosed) and one inquiry asking for more details about the request. There were no public comments at the Plan Commission meeting.

SUMMARY OF JULY 8, 2024 COUNCIL CONSIDERATION & APPROVAL OF ORDINANCE 5191:

Mayor Leichty asked City Planner Rhonda Yoder to explain Ordinance 5191.

Reading from her memorandum to the Council, Yoder summarized the request before the Council to amend Ordinance 3384 and Ordinance 3970 of the Waterford Commons Planned Unit Development.

Debra Hughes, a Civil Engineer with Surveying and Mapping LLC, Inc., said the facility would house Ryan's Place's counseling services, which would be consolidated at this location. They are currently spread among three locations in Goshen. She said the use of the property would be complementary to the existing residential property on all sides, and there are several letters of support from adjacent property owners.

Hughes invited the Council's support for Ordinance 5191.



At 7:19 p.m., Mayor Leichy asked if there were any questions or comments about Ordinance 5191 from Councilors or the audience. There were none.

Mayor Leichy asked if Councilors were ready to vote.

Council President Weddell said they were, but added, "Just a quick comment. I think this is a great, great thing that's happening out there. I'd heard a presentation about this, I think last year, and I'm excited it's finally in front of us. I wish them all the luck in getting it done quickly."

On a voice vote, Councilors unanimously passed Ordinance 5191, *An Ordinance to Amend Ordinance 3384 and Ordinance 3970 of the Waterford Commons Planned Unit Development (PUD)*, on First Reading by a 7-0 margin, with all Councilors voting yes, at 7:20 p.m.

Councilors gave unanimous consent to proceed with the Second Reading of Ordinance 5191.

Mayor Leichy called for the introduction on Second Reading of Ordinance 5191, *An Ordinance to Amend Ordinance 3384 and Ordinance 3970 of the Waterford Commons Planned Unit Development (PUD)*. Council President Weddell asked the Clerk-Treasurer to read Ordinance 5191 by title only, which was done.

Weddell/Peel moved to approve Ordinance 5191 on Second Reading.

Mayor Leichy invited further Council or audience comments on Ordinance 5191. There were none.

On a voice vote, Councilors unanimously passed Ordinance 5191, *An Ordinance to Amend Ordinance 3384 and Ordinance 3970 of the Waterford Commons Planned Unit Development (PUD)*, on Second Reading by a 7-0 margin, with all Councilors present voting yes, at 7:20p.m.

Mayor Leichy and Councilor Peel thanked and wished the applicants good luck with their program.

6) Resolution 2024-11: Declaration of Official Intent to Reimburse Expenditures (to finance construction of a municipal pool facility)

Mayor Leichy called for the introduction of Resolution 2024-11, *Declaration of Official Intent to Reimburse Expenditures (to finance construction of a municipal pool facility)*. Council President Weddell asked the Clerk-Treasurer to read Resolution 2024-11 by title only, which was done.

Weddell/Lederach made a motion to approve Resolution 2024-11.

BACKGROUND:

The City of Goshen intends to finance the construction of a municipal pool facility, together with all necessary appurtenances, related improvements and equipment pursuant to an ordinance or resolution to be adopted by the City and the City expects to issue debt or enter into a lease financing for the project and to use the proceeds to reimburse or pay costs of the project.



Resolution 2024-11 would:

- Declare the City's official intent to construct the project and to reimburse itself for all or a portion of the costs of construction of the project with proceeds of debt to be incurred by or on behalf of the City in an amount not expected to exceed \$11,750,000.00 for purposes of paying or reimbursing costs of the Project, and to issue debt, or to approve debt issued by a leasing entity that will lease the project to the City.
- State that the City reasonably expects to reimburse itself from proceeds of obligations issued by or on behalf of the City for costs of the project paid prior to the issuance of the obligations.
- Be effective from and after passage and approval by the Mayor.

SUMMARY OF JULY 8, 2024 COUNCIL CONSIDERATION & APPROVAL OF RESOLUTION 2024-11:

Mayor Leichty invited City Attorney Bodie Stegelmann to explain the background and rationale for Resolution 2024-11.

Stegelmann said the resolution would allow for the reimbursement of expenses that the City incurs prior to the issuance of a bond issuance for the construction of a new municipal pool at Shanklin Park. He said the resolution also would authorize the bond proceeds to reimburse the City for those expenditures.

City Superintendent of Parks & Recreation Tanya Heyde said that besides the major construction costs, which are not expected to be paid prior to the issuance of bond, the City must pay contractor fees as well as preliminary demolition costs and other contractor costs before establishing a gross maximum price for the project.

At 7:23 p.m., Mayor Leichty invited Council or audience comments on Resolution 2024-11. There were none. Council President Weddell said Councilors were ready to vote.

On a voice vote, Councilors unanimously passed Resolution 2024-11, Declaration of Official Intent to Reimburse Expenditures (to finance construction of a municipal pool facility, by a 7-0 margin, with all Councilors voting yes, at 7:23 p.m.

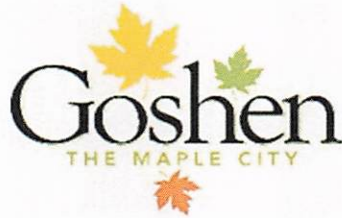
7) Resolution 2024-12: Resolution of the Common Council of the City of Goshen, Indiana, Determining a Need for Project and Intent to Proceed, Authorizing Circulation of Petition of Taxpayers and Two Appraisals (for construction of a new municipal pool)

Mayor Leichty called for the introduction of Resolution 2024-12, *Resolution of the Common Council of the City of Goshen, Indiana, Determining a Need for Project and Intent to Proceed, Authorizing Circulation of Petition of Taxpayers and Two Appraisals (for construction of a new municipal pool)*. Council President Weddell asked the Clerk-Treasurer to read Resolution 2024-12 by title only, which was done.

Weddell/Nisley made a motion to approve Resolution 2024-12.

BACKGROUND:

The Common Council has investigated the need for funding the construction of a new municipal pool, together with all necessary appurtenances, related improvements and equipment.



By statute, the Goshen Municipal Building Corporation is required to own the real estate to be leased to the City, and the City is required to have the value of the land determined by two professional appraisers.

In addition, the Council has determined that it is in the best interest of the City and its residents to proceed with the pool project.

Resolution 2024-12 would establish that:

- The Council hereby determines, after investigation, that a need exists for the financing of the pool project and that the project cannot be financed from funds on hand available to the City, and that the Council proceed to take such steps as may be necessary to secure the financing and leasing of the project as provided by the Indiana Code, Title 36, Article 1, Chapter 10.
- Providing for the financing of the construction of the project by the Corporation and the leasing of same to the City is in the public interest of the citizens of the City and it is a proper public purpose for which the Council agrees to cooperate with the Corporation and to assist it in fulfilling the requirements of all agencies of the federal, state and City governments.
- The Council hereby further determines that, in order to move forward with the project, it intends to approve funding needed for the construction of the project and/or support other governmental bodies or departments of the City in funding and constructing the project.
- The Council hereby authorizes the circulation of the supporting petition of taxpayers requesting the acquisition, construction and leasing of the Project.
- The Council hereby ratifies the appointment of two independent appraisers to determine the fair market value of the real property upon which the Project is constructed.
- And this resolution shall be in full force and effect immediately upon its passage and approval by the Mayor.

SUMMARY OF JULY 8, 2024 COUNCIL CONSIDERATION & APPROVAL OF RESOLUTION 2024-12:

Mayor Leichty asked the City Attorney to explain the background and rationale for Resolution 2024-12.

City Attorney Stegelmann said the resolution would establish that there is a need for financing the pool project and that the manner of financing the project would be a transfer of the pool to a building corporation, which would then finance the project through bonds. He said the building corporation would then lease the property back to the City.

Stegelmann said this resolution would authorize that form of financing. It also would authorize the circulation of a supporting petition, with at least 50 signatures of taxpayers within the City that must be gathered in support of the project for it to move forward. He said the resolution also would authorize the appointment of two independent appraisers to determine the fair market value of the real property where the new pool would be constructed.

At 7:26 p.m., Mayor Leichty invited comments from Councilors or audience members on Resolution 2024-12. There were none.

Mayor Leichty asked if Councilors were ready to vote.

Council President Weddell said that by approving the two resolutions it appeared the Council was indicating a desire to move forward with the pool project. Still, he asked if there would be future votes that the Council would need to make to formalize the pool reconstruction decision.



Deputy Mayor Mark Brinson said there was a schedule of future decisions that would need to be made by the Council, adding, "This is just the very beginning to express intent, and then we start the ball rolling from there."

Council President Weddell said Councilors were ready to vote.

On a voice vote, Councilors unanimously passed Resolution 2024-12, Resolution of the Common Council of the City of Goshen, Indiana, Determining a Need for Project and Intent to Proceed, Authorizing Circulation of Petition of Taxpayers and Two Appraisals (for construction of a new municipal pool), by a 7-0 margin, with all Councilors voting yes, at 7:27 p.m.

Elected Official Reports:

Mayor Leichty asked Councilors if they had any reports from the Boards and Commissions they serve on.

Councilor Peel said the City Community Relations Commission would be meeting July 9 and walking about 2.5 miles on the northside of the City. She said Commissioners will be looking at blighted properties.

Mayor Leichty said Commissioners also will be talking about grant opportunities that are coming up related to blighted properties. She said the City is assessing where some focus areas might be and where there might be some opportunities in the community.

Councilor Peel said the group will meet at 6 p.m. Tuesday at the Chamberlain Elementary School parking lot and Councilors were invited to participate.

Council President Weddell said the City Redevelopment Commission also will meet July 9 and has a short agenda. He said there will be an update on the north half of the Hawks Building.

Council President Weddell said the Redevelopment Commission had a mediation session with the financial backer of the north half of the Hawks Building because there were some dues that weren't paid. He said one of the commission's biggest concerns was the property between the north half of the Hawks Building and the Woodworkers Guild. He said the commission's goal was to regain possession of that property so the City could control it to eventually develop a green space or park.

Mayor Leichty thanked the Council President for participating in the mediation.

Councilor Gerber thanked Street Commissioner David Gibbs and the Street Department for cleaning up fireworks debris on New Street. She relayed a complain about it and City crews quickly responded.

Council President Weddell thanked City employees for their good work and coordination of the fireworks show at Black Squirrel Country Club, the First Friday Cruise-in and the kids triathlon.

Councilor Riegsecker said his grandson participated in the triathlon and was featured in the Goshen News sports section. He said the event was well handled by the Parks & Recreation Department. He also thanked the sponsors.

Councilor Riegsecker said the Elkhart County Fair begins July 19 and continues through July 27.



Councilor Riegsecker asked that important matters be scheduled early during the July 22 Council meeting for those Councilors who might need to leave early to go to the fair.

Clerk-Treasurer Aguirre said the City is doing the best job it can in keeping residents informed about the annual closures for repairs of railroad crossings by Norfolk Southern, which unfortunately seems to coincide with the Elkhart County Fair. He said the City was doing a good job on communication.

Clerk-Treasurer Aguirre also acknowledged the Mayor's great email announcing the November **retirement of City Fire Chief Dan Sink**. He asked **Assistant Fire Chief of Operations Anthony Powell** to pass on to the Chief the congratulations of many City residents for his outstanding career and amazing contributions to the City of Goshen.

Councilor Nisley made a motion to adjourn the meeting. Councilor Peel seconded the motion. By a voice vote, Councilors unanimously approved the motion to adjourn the meeting.

Mayor Leichty adjourned the meeting at 7:32 p.m.

EXHIBIT #1: *The final revised version of Ordinance 5184, which was approved by the Council on July 8, 2024.*


EXHIBIT #2: *The final revised version of Ordinance 5192, which was approved by the Council on July 8, 2024.*

EXHIBIT #3: *A 9-slide PowerPoint presentation by Antone Sgro, an architect with Ratio Architects, which was discussed with Common Council members during consideration of agenda item #3, Resolution 2024-13 Resolution of the Common Council of the City of Goshen, Indiana, approving the issuance of General Obligation Bonds by the Goshen Public Library regarding the Construction and Equipping of a certain Library Capital Project.*

APPROVED:


Gina Leichty, Mayor of Goshen

ATTEST:


Richard R. Aguirre, City Clerk-Treasurer

ORDINANCE 5184

Authorizing the Use of Off-Road Vehicles on Highways under the Jurisdiction of the City of Goshen, Indiana and Imposing Requirements for Such

WHEREAS, pursuant to Indiana Code § 9-21-8-57, an Off-Road Vehicle may not be operated on a highway under the jurisdiction of the City of Goshen, Indiana, except in accordance with an ordinance adopted under I.C. § 9-21-1-3(a)(14) and I.C. § 9-21-1-3.3(a), which authorize the operation of an Off-Road Vehicle on the highway; and

WHEREAS, the City of Goshen now wishes to allow the use of Off-Road Vehicles on highways under the jurisdiction of the City of Goshen, Indiana, and set minimum requirements for the use thereof.

NOW THEREFORE BE IT ORDAINED, by the Common Council of the City of Goshen, Indiana, as follows:

Section 1. Definitions.

- A. "Off-Road Vehicle" shall have the definition prescribed in I.C. § 9-13-2-117.3 (I.C. § 8-2-185), as amended, and must be capable of registration under I.C. § 9-18.1-14. The term Off-Road Vehicle refers to a vehicle manufactured with a standard steering wheel for operation, side-by-side seating arrangement for passengers, seat belts, and roll over protection in accordance with I.C. § 14-19-1-0.5 (Motorized Cart). The term Off-Road Vehicle does not include motorcycles, motor scooters, All Terrain Vehicles, snowmobiles, or any vehicle capable of being registered and licensed by the State.

Section 2. Operation of Off-Road Vehicles.

- A. The operation of Off-Road Vehicles upon highways under the jurisdiction of the City of Goshen is strictly prohibited unless the Off-Road Vehicle is operated and equipped in full compliance with this Ordinance.
- B. This Ordinance does not restrict the use of municipally owned Off-Road Vehicles used for maintenance, public safety, or special events.

Section 3. Requirements for Operation of Off-Road Vehicles.

A. Rules.

1. A person who operates an Off-Road Vehicle on a highway under the jurisdiction of the City of Goshen must comply with all federal, state, and local traffic laws as if the Off-Road Vehicle were a passenger motor vehicle as defined in I.C. § 9-13-2-123. Off-Road Vehicles may not be operated in a manner that that endangers life or property.
2. No person may operate an Off-Road Vehicle on highways under the jurisdiction of the City of Goshen unless all passengers of said vehicle are seated in a factory installed seat position attached to the vehicle, with seatbelt restraints properly fastened as specified by the manufacturer.

3. An Off-Road Vehicle which is only operated at twenty-five (25) miles per hour or less shall display the slow-moving vehicle emblem described by I.C. § 9-21-9-2.
4. All occupants within the Off-Road Vehicle less than eighteen (18) years of age must wear a helmet per I.C. § 9-18.1-14-11, except as permitted by state law.

B. Equipment.

1. Off-Road Vehicles must be equipped with the minimum safety equipment as set forth in I.C. 14-16-1, as amended from time to time, in order to be registered and operated on highways under the jurisdiction of the City of Goshen.
2. All safety equipment must be maintained in good operating order. Lights must be used at all times in order for the Off-Road Vehicle to be visible from a distance of at least five hundred (500) feet.
3. Failure to equip, maintain and use such equipment as required herein shall constitute a violation of this Ordinance.

C. Operator.

1. Only individuals sixteen (16) years of age or older, who have been issued a driver's license from a State Bureau of Motor Vehicles, and whose driver's license is not suspended or revoked, may operate an Off-Road Vehicle on a highway under the jurisdiction of the City of Goshen.
2. The owner of a Off-Road Vehicle may not cause or knowingly permit an individual to operate the Off-Road Vehicle on highways under the jurisdiction of the City of Goshen unless the individual holds a valid driver's license from a State Bureau of Motor Vehicles, that is not suspended or revoked.

D. Financial Responsibility.

1. A person shall not operate an Off-Road Vehicle on a highway under the jurisdiction of the City of Goshen without current financial responsibility in effect on said vehicle in accordance with I.C. § 9-25-4-4, as amended from time to time.
2. A person who operates an Off-Road Vehicle on a highway under the jurisdiction of the City of Goshen must, at all times, maintain the state required minimum amount of financial responsibility in accordance with I.C. § 9-25-4-5, as amended from time to time.

E. Highways under the jurisdiction of the City.

1. Off-Road Vehicles shall not be operated on any bicycle path, trail, sidewalk, or any public property within the City that is not designated for vehicular traffic.

2. Off-Road Vehicles shall be allowed on any highway within the corporate boundaries of the City that is designated as part of the Indiana State Highway System specifically S.R. 119 between Greene Rd. and US 33, S.R. 15 between Hackett Rd. and Egbert Rd., S.R. 4 to S. 29th St., and U.S. 33 between Glenmore Ave and CR138.

Section 4. Permits.

- A. No Off-Road Vehicle may be operated within the City unless the owner of such Off-Road Vehicle shall have applied for and obtained a valid Off-Road Vehicle registration from the State of Indiana per I.C. 9-18.1-14.
- B. The Indiana Bureau of Motor Vehicles issues a certificate of registration and two decals for each Off-Road Vehicle and registration. The certificate of registration must accompany the Off-Road Vehicle and be made available for inspection upon demand by a police officer. The decals contain the Off-Road Vehicle's registration number and expiration date and must be attached on the forward half of the Off-Road Vehicle.
- C. No City of Goshen permit, decal, or inspection is required of Off-Road Vehicles registered through the State of Indiana Bureau of Motor Vehicles as prescribed by I.C. 9-18.1-14.

Section 5. Violations, Enforcement, and Penalties.

- A. Violation notices issued under this Ordinance may be issued by any sworn member of the Goshen Police Department, any City code enforcement officer, any designated parking enforcement officer, or any other duly authorized city inspector or designated code enforcement agent or assistant.
- B. This Ordinance may be enforced in the City's Ordinance Violations Bureau. A person who violates this Ordinance shall on the first offense be ordered to pay a Civil Penalty in the amount of \$175.00. A person who violates this Ordinance a second time within a Twelve (12) month period shall be ordered to pay a Civil Penalty of \$225.00, and a person will be ordered to pay \$250.00 for a third violation within that Twelve (12) month period.
- C. The City may enforce this Ordinance by filing an action in any court of general jurisdiction.
 1. Any person who violates Section3(A)(1) of this Ordinance will be deemed to have committed an ordinance violation and may be fined as if the person had violated I.C. § 9-13-2-123, but in no case be fined more than a maximum of \$2,500.00.
 2. Any person who violates Section3(A)(3) of this Ordinance will be deemed to have committed an ordinance violation and may be fined as if the person had violated I.C. § 9-21-9-2 but in no case be fined more than a maximum of \$2,500.00.
 3. Any person who violates Section3(D) of this Ordinance will be deemed to

have committed an ordinance violation and may be fined as if the person had violated I.C. § 9-25-8-2 but in no case be fined more than a maximum of \$2500.00.

4. Any person who violates any provision of the Ordinance for which a penalty is not otherwise provided will be deemed to have committed an ordinance violation and may be fined not more than \$500 for each offense.

D. A person who violates this Ordinance may be subject to the impoundment of the Off-Road Vehicle.

E. All fines or civil penalties collected shall be deposited in the general fund of the City of Goshen.

Section 6. Other Ordinances.

All ordinances and parts of ordinances inconsistent or in conflict with the terms of this ordinance are repealed to the extent of the inconsistency or conflict.

Section 7. Severability.

The provisions of this ordinance are severable, and the invalidity of any phrase, clause, or part of this ordinance shall not affect the validity or effectiveness of the remainder of the ordinance.

Section 8. Effective Date.

This Ordinance shall be in full force and effect from and after its passage, approval, and adoption according to the laws of the State of Indiana.

ADOPTED, PASSED, AND ORDAINED by the Goshen Common Council this _____ day of July, 2024.

Gina M. Leichty, Presiding Officer

ATTEST:

Richard R. Aguirre, Clerk-Treasurer

PRESENTED to the Mayor of the City of Goshen on _____, 2024, at the hour of _____:_____.m.

Richard R. Aguirre, Clerk-Treasurer

APPROVED and ADOPTED on _____, 2024.

Gina M. Leichty, Mayor

ORDINANCE 5192

Authorizing the Use of Golf Carts on Highways under the Jurisdiction of the City of Goshen, Indiana and Imposing Requirements for Such

WHEREAS, pursuant to Indiana Code § 9-21-8-57, a Golf Cart may not be operated on a highway under the jurisdiction of the City of Goshen, Indiana, except in accordance with an ordinance adopted under I.C. § 9-21-1-3(a)(14) and I.C. § 9-21-1-3.3(a), which authorize the operation of a Golf Cart on the highway; and

WHEREAS, the City of Goshen now wishes to allow the use of Golf Carts on highways under the jurisdiction of the City of Goshen, Indiana, and set minimum requirements for the use thereof.

NOW THEREFORE BE IT ORDAINED, by the Common Council of the City of Goshen, Indiana, as follows:

Section 1. Definitions.

- A. "Golf Cart" shall have the definition prescribed in I.C. § 9-13-2-69.7, as amended. The term Golf Cart means a motor vehicle designed and manufactured for operation on a golf course for sporting or recreational purposes that is not capable of exceeding speeds of 25 miles per hour.

Section 2. Operation of Golf Carts.

- A. The operation of a Golf Cart upon highways under the jurisdiction of the City of Goshen is strictly prohibited, unless the Golf Cart is operated and equipped in full compliance with this Ordinance.
- B. This Ordinance does not restrict the use of municipally owned Golf Carts used for maintenance, public safety, or special events.

Section 3. Requirements for Operation of Golf Carts.

A. Rules.

1. A person who operates a Golf Cart on a highway under the jurisdiction of the City of Goshen must comply with all federal, state, and local traffic laws.
2. A person who operates a Golf Cart on a highway under the jurisdiction of the City of Goshen must comply with slow moving vehicle regulations under I.C. 9-21-9, as amended from time to time, including the requirement that such vehicle properly display a slow-moving vehicle emblem.
3. No Golf Cart may be operated on a highway under the jurisdiction of the City of Goshen in excess of 25 miles per hour.
4. No person may operate a Golf Cart on highways under the jurisdiction of the City of Goshen unless all passengers of said vehicle are seated in a factory installed seat position attached to the vehicle, with seatbelt restraints properly fastened as specified by the manufacturer.

5. A Golf Cart may not be operated in a manner that unreasonably impedes the normal flow of traffic, and may not be operated in a manner that endangers life or property.

B. Equipment.

1. Unless otherwise exempted herein, all Golf Carts must be equipped consistent with I.C. § 9-21-9-4, as amended from time to time, with the following minimum safety equipment in order to be permitted and operated on highways under the jurisdiction of the City of Goshen:
 - (a) A rear-view mirror;
 - (b) Head lights;
 - (c) Tail lights;
 - (d) Brake lights;
 - (e) Turn signals (front and back);
 - (f) Factory installed seat belt restraints or DOT approved after-market installed belt restraints for ALL seating positions;
 - (g) Have installed an ATV/UTV orange safety flag; and
 - (h) Slow moving vehicle emblem.
2. All safety equipment must be maintained in good operating order. Lights must be used at all times. Failure to equip, maintain and use such equipment as required herein shall constitute a violation of this Ordinance.

C. Operator.

1. Only individuals sixteen (16) years of age or older, who have been issued a driver's license from a State Bureau of Motor Vehicles, and whose driver's license is not suspended or revoked, may operate a Golf Cart on a highway under the jurisdiction of the City of Goshen.
2. The owner of a Golf Cart may not cause or knowingly permit an individual to operate the Golf Cart on highways under the jurisdiction of the City of Goshen unless the individual holds a valid driver's license from a State Bureau of Motor Vehicles, that is not suspended or revoked.

D. Financial Responsibility.

1. A person shall not operate a Golf Cart on a highway under the jurisdiction of the City of Goshen without current financial responsibility in effect on said vehicle in accordance with I.C. § 9-25-4-4, as amended from time to time.
2. A person who operates a Golf Cart on a highway under the jurisdiction of the City of Goshen must, at all times, maintain the state required minimum amount of financial responsibility in accordance with I.C. § 9-25-4-5, as amended from time to time.

- E. Highways under the jurisdiction of the City.
1. Golf Carts shall not be operated on any bicycle path, trail, sidewalk, or any public property within the City that is not designated for vehicular traffic.
 2. Golf Carts SHALL NOT be operated on any highway within the corporate boundaries of the City that is designated as part of the Indiana State Highway System (*e.g.*, S.R. 119, S.R. 15, S.R. 4, and U.S. 33). (*See* I.C. § 9-21-1-3.3).
 3. Golf Carts MAY be operated on any highway within the corporate boundaries of the City that has a posted speed limit of 30 mph or less, and highways that do not have a posted speed limit, but have a speed limit of 30 mph or less as prescribed by Indiana State Statute.
 4. Golf Carts SHALL NOT be operated on any highway within the corporate boundaries of the City that has a posted speed limit of 35 mph or more, and highways that DO NOT have a posted speed limit, but have a speed limit of 35 mph or more as prescribed by Indiana State Statute.
 5. In addition, Golf Carts are permitted to cross highways, on which they are otherwise not permitted to operate, at right angles in order to travel from one highway to another highway when the operation can be done safely.

Section 4. Permit.

- A. No Golf Cart may be operated within the City, unless the owner of such Golf Cart shall have applied for and obtained a valid Golf Cart permit from the City.
1. This excludes golf carts owned by golf courses, located within the City of Goshen, and utilized for operation on a golf course for sporting or recreational purposes.
- B. Application for such a permit must be made utilizing the application form as approved from time to time by the Board of Public Works and Safety.
- C. The fee for such application shall be Fifty Dollars (\$50), payable to the City of Goshen. Such permit shall have an effective length of the applicant's ownership of the vehicle.
- D. Issuance of said permit MUST INCLUDE visual inspection of the Golf Cart during normal business hours by a member of the Goshen Police Department or the Goshen Fire Department to determine compliance.
- E. Upon issuance of a permit, the Golf Cart owner shall be provided a decal, which must be affixed to the left rear of the vehicle at all times so as to be visible from the rear of the vehicle.
- F. A person or entity may apply for a temporary permit for the use of a Golf Cart during or in connection with an authorized parade or festival. Any petition for a temporary permit must be presented to the Board of Public Works and Safety, which shall have the authority to determine if a temporary permit for a specific use

and limitations shall be issued, and to issue said temporary permit. Any issuance of temporary permit with limitations approved by Board of Public Works and Safety will have an effective period not longer than five days from the effective start date of the temporary permit, as determined by the Board of Public Works and Safety. The temporary permit and or paperwork must accompany the Golf Cart at all times of use.

Section 5. Violations, Enforcement, and Penalties.

- A. Violation notices issued under this Ordinance may be issued by any sworn member of the Goshen Police Department, any City code enforcement officer, any designated parking enforcement officer, or any other duly authorized City inspector or designated code enforcement agent, or assistant.
- B. This Ordinance may be enforced in the City's Ordinance Violations Bureau. A person who violates this Ordinance shall on the first offense be ordered to pay a Civil Penalty in the amount of \$175.00. A person who violates this Ordinance a second time within a Twelve (12) month period shall be ordered to pay a Civil Penalty of \$225.00, and a person will be ordered to pay \$250.00 for a third violation within that Twelve (12) month period.
- C. The City may enforce this Ordinance by filing an action in any court of general jurisdiction to recover a fine in a sum not to exceed \$2,500.00.
- D. A person who violates this ordinance may be subject to the impoundment of the Golf Cart and/or revocation of a permit issued under this Ordinance.
- E. All fines or civil penalties collected shall be deposited in the general fund of the City of Goshen.

Section 6. Other Ordinances.

All ordinances and parts of ordinances, inconsistent or in conflict with the terms of this ordinance are repealed to the extent of the inconsistency or conflict. Ordinance 4668 is hereby repealed upon the effective date of this ordinance.

Section 7. Severability.

The provisions of this ordinance are severable, and the invalidity of any phrase, clause, or part of this ordinance shall not affect the validity or effectiveness of the remainder of this ordinance

Section 8. Effective Date.

This ordinance shall be in full force and effect November 1, 2024, and after its passage, approval and adoption according to the laws of the State of Indiana.

ADOPTED, PASSED, AND ORDAINED by the Goshen Common Council this 8th day of July, 2024.

Gina M. Leichty, Presiding Officer

ATTEST:

Richard R. Aguirre, Clerk-Treasurer

PRESENTED to the Mayor of the City of Goshen on _____, 2024, at the hour of _____:_____.m.

Richard R. Aguirre, Clerk-Treasurer

APPROVED and ADOPTED on _____, 2024.

Gina M. Leichty, Mayor

EXHIBIT
#3



JULY 8, 2024

goshen
public
library

RATIO
[]



WHY ARE WE DOING THIS PROJECT?

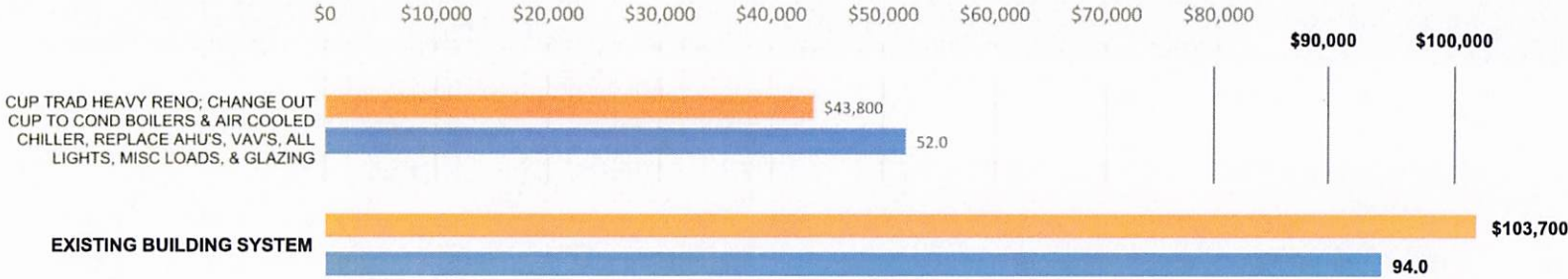
1. Replace outdated building infrastructure to ***reduce utility bills*** and ***improve energy efficiency***.
 - Original building opened in 1968. Renovation / addition completed in 1993.
 - Boiler is original (1968) and Chiller is running at 50% capacity currently.
2. Improve vehicular flow at south parking lot and remove ability for vehicles to drive over HVAC Chiller underground piping.
3. Create more usable outdoor space.



WHY ARE WE DOING THIS PROJECT?

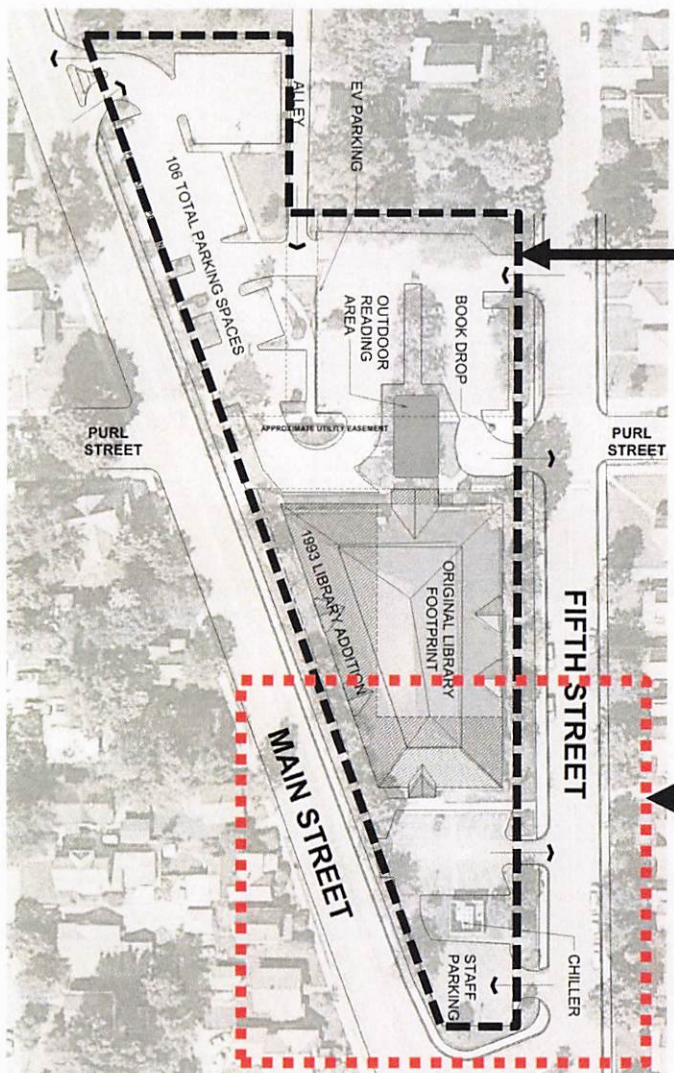
Reduce utility bills and improve energy efficiency of aging infrastructure.

ESTIMATED EUI AND UTILITY COST PER YEAR FOR PLANT COMPARISON
Utilities \$/year



Target → ~ \$60,000 / annually & 55% EUI reduction

EXISTING SITE PLAN

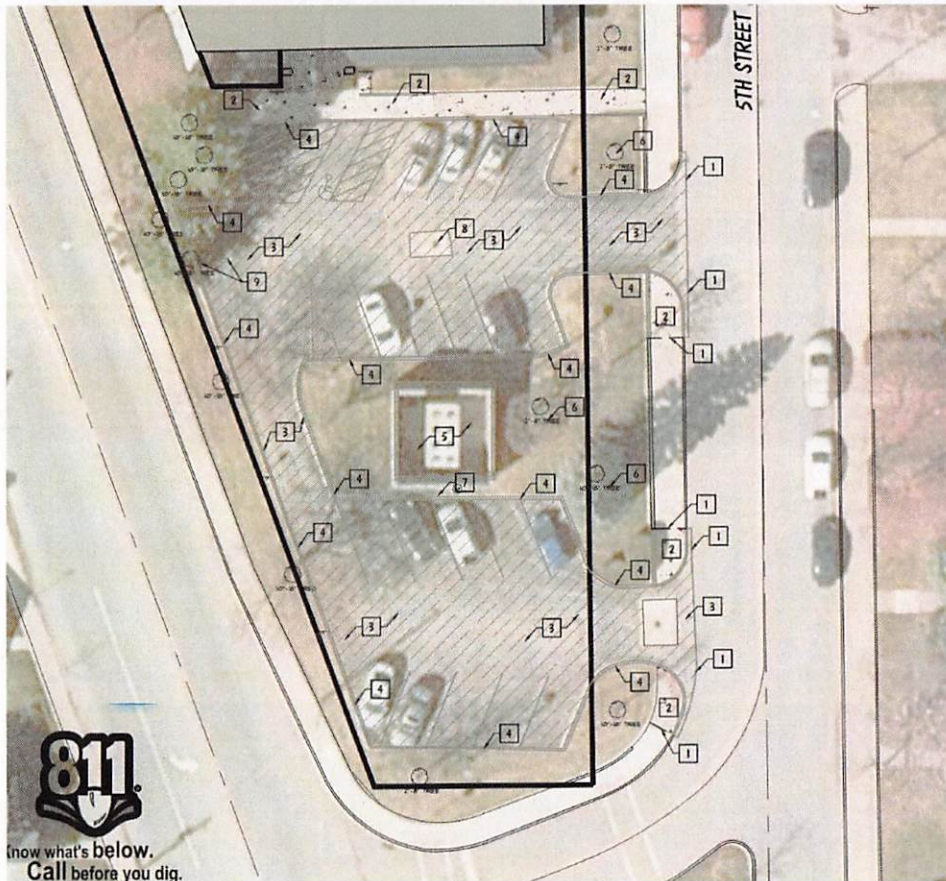


CURRENT LIBRARY
PROPERTY EXTENTS

ZONE OF PROJECT



DEMO SITE PLAN



Know what's below.
Call before you dig.

GOSHEN PUBLIC LIBRARY CENTRAL PLANT REPLACEMENT

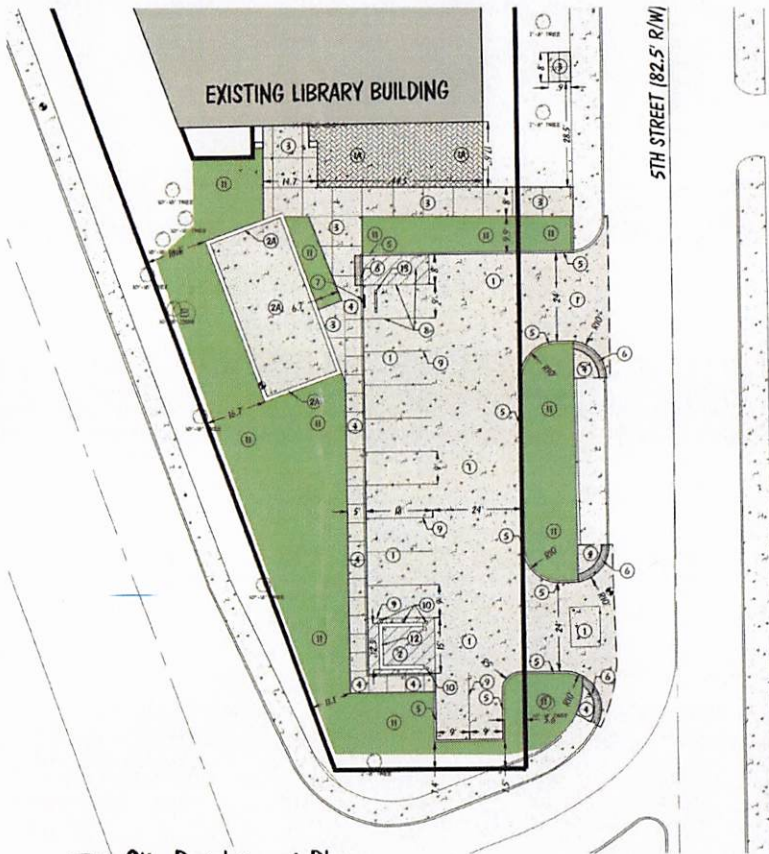
Demolition Notes

- 1 SAW CUT EXISTING ASPHALT PAVEMENT/CONCRETE ALONG THIS LINE AND REMOVE AS NOTED.
- 2 COMPLETELY DEMOLISH AND REMOVE EXISTING CONCRETE WALK AS NOTED.
- 3 COMPLETELY DEMOLISH AND REMOVE EXISTING ASPHALT PAVEMENT.
- 4 COMPLETELY DEMOLISH AND REMOVE EXISTING CONCRETE CURB.
- 5 COMPLETELY DEMOLISH AND REMOVE EXISTING ENCLOSURE, FOUNDATION, AND ASSOCIATED UTILITIES. COORDINATE ANY UTILITY REMOVAL WITH THE LOCAL UTILITY PROVIDER AND MEP CONTRACTORS.
- 6 COMPLETELY DEMOLISH AND REMOVE EXISTING TREE IN ITS ENTIRETY.
- 7 EXISTING LIGHT POLE AND BASE TO BE REMOVED. COORDINATE ACTIVITIES WITH ELECTRICAL CONTRACTOR.
- 8 EXISTING STORM/SANITARY SEWER CASTING TO BE REMOVED AND ADJUSTED TO PROPOSED FINISH GRADE ELEVATION. REFER TO SHEET C2.1 FOR ADDITIONAL INFORMATION PERTAINING TO FINISH GRADE ELEVATIONS.
- 9 REMOVE AND DEMOLISH EXISTING BOLLARDS IN THEIR ENTIRETY.



RC

PROPOSED SITE PLAN



Site Development Plan
Scale: 1" = 20'

CONSTRUCTION NOTES: GRADING AND PAVING

- 1 PROVIDE AND INSTALL STANDARD CONCRETE PAVEMENT PER DETAIL THIS SHEET.
- 1A PROVIDE AND INSTALL STAMPED CONCRETE PAVEMENT PER CONCRETE SIDEWALK DETAIL THIS SHEET. CONTRACTOR TO COORDINATE EXACT STYLE WITH ARCHITECT AND OWNER.
- 2 PROVIDE AND INSTALL CONCRETE DUMPSTER PAD PER DETAIL THIS SHEET.
- 2A PROVIDE AND INSTALL CONCRETE MECHANICAL PAD AND ENCLOSURE PER MECHANICAL AND ARCHITECTURAL DETAILS AND SPECIFICATIONS.
- 3 PROVIDE AND INSTALL CONCRETE WALK PER DETAILS THIS SHEET.
- 4 PROVIDE AND INSTALL INTEGRAL CONCRETE CURB AND WALK PER DETAIL THIS SHEET.
- 5 PROVIDE AND INSTALL 6" CONCRETE CURB PER DETAIL THIS SHEET. CURB TO TAPER FROM 6" TO FLUSH AT SIDEWALK PER DETAIL THIS SHEET.
- 6 PROVIDE AND INSTALL DETECTABLE WARNING PLATE PER DETAIL THIS SHEET. REFER TO SHEET C2.I FOR DETAILED GRADING INFORMATION THIS AREA.
- 7 PROVIDE AND INSTALL HANDICAP SIGN PER DETAIL THIS SHEET.
- 8 PROVIDE AND INSTALL ACCESSIBLE PARKING PAVEMENT STRIPING (BLUE) AS SHOWN ON PLANS PAVEMENT MARKINGS SHALL BE INSTALLED IN ACCORDANCE WITH PROJECT AND MANUFACTURER'S SPECIFICATIONS AND INDIANA CODE 5-16-9-4.
- 9 PROVIDE AND INSTALL PASSENGER CAR PAVEMENT STRIPING (WHITE) AS SHOWN ON PLANS PAVEMENT MARKINGS SHALL BE INSTALLED IN ACCORDANCE WITH PROJECT SPECIFICATIONS AND MANUFACTURER'S SPECIFICATIONS.
- 10 PROVIDE AND INSTALL PROTECTIVE BOLLARD PER DETAIL THIS SHEET.
- 11 PROVIDE A MINIMUM OF 6" OF CLEAN FERTILE TOPSOIL CAPABLE OF SUSTAINING LAWN GROWTH. PROVIDE AND SEED LAWN IN ACCORDANCE WITH PROJECT SPECIFICATIONS. REFURBISH DAMAGED LAWN AREAS IN ACCORDANCE WITH PROJECT SPECIFICATIONS.
- 12 PROVIDE AND INSTALL DUMPSTER ENCLOSURE FENCE PER ARCHITECTURAL DETAILS AND SPECIFICATIONS.
- 13 PROVIDE AND INSTALL CONCRETE WHEELSTOP PER DETAIL SHEET C2.I.





NEW CHILLER ENCLOSURE

EXISTING SOUTH ENTRY

NEW OUTDOOR SHELTER

NEW PUBLIC SWING

UPDATED PARKING LOT

GOSHEN PUBLIC LIBRARY **CENTRAL PLANT REPLACEMENT**



g?!
The logo consists of the letters "g?!" in a stylized, orange font.

RC
The letters "RC" in a bold, black, sans-serif font.



SCHEDULE

- SCHEMATIC DESIGN JANUARY – FEBRUARY 2024
- DESIGN DEVELOPMENT (DD) MARCH – APRIL 2024
- CONSTRUCTION DOCS (CD) MAY – JUNE 2024
 - BZA VARIANCES JUNE 25 – PUBLIC HEARING
- BIDDING & NEGOTIATIONS JULY – AUGUST 2024
 - AUGUST 1 – RECEIVE BIDS
 - AUGUST 20 – AWARD BIDS (BOARD MEETING)
- CONSTRUCTION AUGUST 2024 – (EST. 12-14 MONTHS)