



**BOARD OF PUBLIC WORKS & SAFETY & STORMWATER BOARD**  
**MINUTES OF THE JANUARY 23, 2025 REGULAR MEETING**  
*Convened in the Goshen Police & Court Building, 111 East Jefferson St., Goshen, Indiana*

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

**CALL TO ORDER:** Deputy Mayor Brinson, substituting for Mayor Leichty called the meeting to order at 4:01 p.m. The Deputy Mayor announced that he was presiding in the Mayor's absence from the City. On Jan. 15, 2025, Mayor Leichty signed City Executive Order 2025-01 (EXHIBIT #1) designating the Deputy Mayor to serve as acting executive with all the powers of the office, including serving as a member of the Board of Public Works & Safety, during her absence, Jan. 18 through Jan. 26, 2025.

**REVIEW/APPROVE MINUTES:** No minutes were available to review/approve.

**REVIEW/APPROVE AGENDA:** Deputy Mayor Brinson presented the agenda as prepared by the Clerk-Treasurer. Board member Barb Swartley made a motion to approve the agenda as presented. Board member Mike Landis seconded the motion. The motion passed 5-0.

**1) Open Sealed Bids: Forward all bids received for a new UHF digital radio system for the City Street Department to the Legal Department for review**

On behalf of the Goshen Street Department, the City solicited sealed bids for the purchase of a new UHF digital radio system in accordance with Indiana Code § 5-22-8-3. All sealed bids were due by 3:45 p.m. on Jan. 23, 2025 to the Clerk-Treasurer's Office or by 4 p.m. at the Board's meeting. The Legal Department asked that the Board to open any and all sealed bids submitted for consideration and return all bid packages to the Legal Department for review. Deputy Mayor Brinson asked if there are any additional bids to be submitted to the Board. There were not. He then announced that the following bids were received:

- ERS Wireless, Elkhart, IN: \$77,316.04
- J&K Communications, Inc., Columbia City, IN: \$180,596.35

Swartley/Landis made a motion to forward all bids received for a new UHF digital radio station to the City Legal Department for review. The motion passed 5-0.

**2) Fire Department request: Approve the promotion of Michael Hamby to the rank of Division Chief of Training, retroactive to Jan. 10, 2025**

City Fire Chief Anthony Powell asked the Board to approve the promotion of Michael Hamby to the rank of Division Chief of Training within the Goshen Fire Department, effective Jan. 10, 2025.

Chief Powell said, "Mike has served as a shift instructor for the department and has been instrumental in the development and success of the Recruit Academy. Mike will undoubtedly be an outstanding leader for the training division, bringing his expertise, dedication, and passion for education to this critical role."

Swartley/Landis made a motion to approve the promotion of Michael Hamby to the rank of Division Chief of Training, effective Jan. 10, 2025. The motion passed 5-0.

*Deputy Mayor Mark Brinson then swore into office Division Chief of Training Michael Hamby.*

**3) Fire Department request: Approve the promotion of Lieutenant Andrew Priem to the rank of EMS Supervisor in charge of Mobile Integrated Health (MIH), effective Jan. 10, 2025**





**City Fire Chief Anthony Powell** asked the Board to approve the promotion of Lieutenant **Andrew Priem** to the rank of EMS Supervisor in charge of Mobile Integrated Health (MIH) within the Goshen Fire Department, effective Jan. 10, 2025.

**Chief Powell** said, "Andrew has served with the department for 11 years and has been instrumental in strengthening the EMS Division and developing the Mobile Integrated Health Program. Andrew will undoubtedly be an outstanding leader within the EMS Division and the MIH program for the City, bringing his expertise, dedication, and passion for healthcare to this critical role."

**Swartley/Landis** made a motion to approve the promotion of Lieutenant **Andrew Priem** to the rank of EMS Supervisor in charge of Mobile Integrated Health (MIH), effective Jan. 10, 2025. The motion passed 5-0.

**Deputy Mayor Mark Brinson** then swore into office **Andrew Priem** as the EMS Supervisor in charge of Mobile Integrated Health (MIH).

4) Fire Department request: Approve the promotion of **Colten Cox** to the rank of EMS Lieutenant, retroactive to Jan. 10, 2025

**City Fire Chief Anthony Powell** asked the Board to approve the promotion of **Colten Cox** to the rank of EMS Lieutenant within the Goshen Fire Department, effective Jan. 10, 2025.

**Chief Powell** said, "Colten has consistently exemplified dedication, professionalism and a commitment to the department's mission and values. I am confident that Colten's promotion to lieutenant will further enhance the department's capabilities and the quality of service we provide to the community."

**Swartley/Landis** made a motion to approve the promotion of **Colten Cox** to the rank of EMS Lieutenant within the Goshen Fire Department, effective Jan. 10, 2025. The motion passed 5-0.

**Deputy Mayor Mark Brinson** then swore into office EMS Lieutenant **Colten Cox**.

5) Fire Department request: Approve the promotion of **Colten Cox** to the rank of Fire Sergeant, retroactive to Jan. 10, 2025

**City Fire Chief Anthony Powell** asked the Board to also approve the promotion of **Colten Cox** to the rank of Fire Sergeant within the Goshen Fire Department, effective Jan. 10, 2025. The Chief said Cox tested the highest for both ranks and merited promotion to both ranks – one for EMS and one for Fire.

**Chief Powell** said, "Colten has consistently exemplified dedication, professionalism, and a commitment to the department's mission and values. I am confident that Colten's promotion to Fire Sergeant will further enhance our department's capabilities and the quality of service we provide to the community."

**Swartley/Landis** made a motion to approve the promotion of **Colten Cox** to the rank of Fire Sergeant within the Goshen Fire Department, effective Jan. 10, 2025. The motion passed 5-0.

**Deputy Mayor Mark Brinson** then swore into office Fire Sergeant **Colten Cox**.

6) **Benham Block, LLC** request: Approve the placement of a dumpster in a public parking space on East Lincoln Avenue, near the 208 East Lincoln Avenue apartment, for demolition purposes, from Jan. 24, 2025 to March 24, 2025

**Christopher Stoltzfus**, on behalf of **Benham Block, LLC**, asked the Board to approve placement of a dumpster in the parking spaces in front of 208 East Lincoln Avenue for building renovations from Jan. 24 to March 24, 2025. To enhance safety, **Stoltzfus** said traffic cones will be placed on the two sides of the dumpster, which will be placed no closer than 100 feet from the intersection. He also said workers will place wood blocking under the dumpster to prevent damage to the asphalt pavement.

**Board member Landis** asked who typically uses the parking spaces in front of the building. **Stoltzfus** said tenants of an upstairs apartment usually park two vehicles in the spaces. He said he would inform the tenants of the work.





**Board member Swartley** asked if the work would impede pedestrians using the sidewalk. **Stoltzfus** said it would not; the only impediment would be when debris is moved from the building to the dumpster.

**Deputy Mayor Brinson** asked if there were any City staff comments on the request.

**City Project Manager Andrew Lund** said **Stoltzfus** correctly outlined the approval conditions suggested by the Engineering Department. He also reminded the applicant to provide a copy of the dumpster provider's insurance policy for the City.

**Swartley/Landis** made a motion to approve placement of a dumpster in a public parking space in front of 208 East Lincoln Avenue for demolition debris subject to the conditions of the City Engineering Department from Jan. 24 to March 24, 2025. The motion passed 5-0.

**7) Colleen Caskey and David Weaver request: Approve connection to City sewer system from an accessory building at 1012 South 7th Street**

**Dale Klassen, a contractor for Colleen Caskey and David Weaver**, said the City has approved construction of a new garage which will include a living space. He said the applicants want to include a bathroom and need a City sewer connection.

In response to a question from the **Deputy Mayor**, **Klassen** said the City Board of Zoning Appeals approved the project at its meeting on Nov. 26, 2024. He said the plan was approved after the location was slightly modified.

**Board member Swartley** noted that there were questions about the placement of the garage and asked if all issues had been resolved. **Klassen** said the issue was about the northside setback and the vacated alley and NIPSCO and so, the applicant agreed to move the garage 3-foot-4-inches away from the property line.

**City Director of Public Works & Utilities Dustin Sailor** said the applicant is seeking approval for a subordinate utility to the primary structure, which a City ordinance allows the Board to approve. He said the Engineering Department reviewed the request and doesn't have any serious concerns.

Still, **Sailor** said in general the City is "not entirely favorable with having bathrooms in garage areas "just because we don't have pretreatment that is associated with residential properties. We want to make sure there's not oil" flowing into the sewer. He noted there won't be floor drains in the bathroom or garage.

**Sailor** said "it's still unclear how deep these are, so the water service says it will be five feet deep from the house to the garage, which is the requirement. And we typically stipulate that the sanitary service needs to be at least 36 inches deep. I don't think at this point anybody knows what the sewer depth is at the home."

**Sailor** said the applicant won't need to pay tap fees as they will be tying into their existing service, but they will need to pay inspection fees and acknowledge that the subordinate structure is ineligible for the utility protection plan.

**Board member Landis** asked what will happen if the sewer line is at a depth of less than three feet. **Sailor** said under certain circumstances the City will allow a sewer line of no less than 18 inches, but it would have to be insulated for the entire run until it reaches three feet and the other option would be to install a lift pump.

**Board member Landis** asked if the Board would need to impose the standard condition about what would happen if the home and garage were ever separated. **Sailor** said the City Board of Zoning Appeals identified that the properties could not be separated, but the Board of Public Works "should also make that statement that should they ever separate, then the utilities should also be separated to the public main."

**City Building Commissioner Myron Grise** said he has seen a couple of different drawings for the project with different dimensions. He said the project "definitely has to be brought up to today's code." He said the car area must be separate from the living space and the building must be at least 36 inches from the property line.

**Deputy Mayor Brinson** pointed out that the Board would not need to impose those conditions; they would need to be approved by the City Building Department. **Grise** agreed.

**There was no additional City staff or public comments.**





Swartley/Landis then made a motion to approve the request to connect a new accessory building to the sewer system at 1012 South 7<sup>th</sup> Street subject to the sewer line meeting the City Engineering Department's requirements and further, should the home and the garage ever be separated, a separate sewer line and separate water line would need to be installed to the subordinate building. The motion passed 5-0.

**8) Leland and Dorothy Miller request: Approve an adjustment to the lower rate for the Oct. 28, 2024 sewer billing period**

**Dorothy Miller said she and her husband, Leland,** missed the required shutoff date for their sprinkler system sewer line and didn't realize that until Oct. 25, 2024, when their sprinkler service came to their home and shut off water flowing to the sprinklers. She said that's when they discovered they were being charged the City's higher rate, which is imposed after the summer sprinkling season.

Although she conceded it was the couple's fault for missing the City's deadline, **Miller** asked for a billing adjustment to the lower rate, which was \$58, compared with the bigger sewer fee of \$272. She noted that since they were not using their sprinklers, extra water did not flow into the sewer system.

**City Water & Sewer Office Manager Kelly Saenz** said that pursuant to the City's ordinance a lower rate for sewer service is charged for bills issued May 1 through October 1. She said the City's records showed that the Millers watered outside that period and so their November bill included the full sewer rate.

**Saenz** said the Utility office cannot issue a credit on the bill because there was not a sprinkler system leak and there was usage outside summer sewer discounted rate. If the Board granted this request, **Saenz** said the Miller's credit would be \$134.92.

**Deputy Mayor Brinson** asked **Saenz** if she had any concerns about approving the request. **Saenz** said, "I would have concerns. We do have other customers that do water outside the summer sewer (period), either just because they forget, or just because they just simply do." And if the Board grants the request, **Saenz** said other customers will make the same request.

**Board member Landis** said in the typical case when the Board is asked to approve a lower rate the key question is whether the water flowed into the sewer system and can that be proved because there was a leak. He said in this case, the records show the water usage was high into October, but that the water probably didn't flow into the sewer. He said he was sympathetic to the Miller's request.

**Saenz** responded, "I think the other issue I wanted to point out is, if you make that determination that you want to grant this request, because you can clearly see that they were watering, the Utility Office is going to be caught in a kind of a sticky situation because we do go out, and we do verify leaks for customers if they want." However, she said the City can't make that determination whether a leak occurred or whether they were just watering ... because we can't go out and see."

Because of that, **Saenz** said "the summer sewer (rate) is automatically given to every customer, whether they're watering or not. It has nothing to do with them watering their lawn. It's just something that we give them. Every customer gets it unless they have a separate water meter. So, I just, I want you to understand that if we have to determine whether someone is watering, or they have a leak that's going to be difficult to determine that."

**Board member Landis** asked about the cost to install a water meter on a sprinkler system. **Saenz** said the cost is between \$400 and \$500. She added, "They also would no longer be eligible for that summer sewer (rate), but they would only be billed on for water, and they're able to right now. They're able to turn the billing off in the wintertime. We do allow that."

Asked to provide his perspective, **Marvin Shepherd, Superintendent of the City Water Treatment and Sewer Department,** said "Unless we're driving around and we see somebody sprinkling, that's the only way we're going to be able to verify" water usage.





Shepherd continued that in case where a pipe broke “that’s easy to tell. I could see where it was going on the ground, those are a little easier to take care of ... Mostly it’s pipe leaks and things of that nature, but with sprinkling, there’s going to be really no way for us (to tell) unless we physically see them sprinkling.”

Board member Swartley said, “I’m kind of torn.”

Deputy Mayor Brinson said, “We can’t physically be out there and know when somebody’s sprinkling, but we’re relying on the property owner to be honest with us as far as what they’re sprinkling pattern is.”

Board member Landis said that even if the Board is sure of what happened in this case, others also may request a lower fee outside the discounted period. Still, he added that he also was “torn” on what to do in this case.

Board member Swartley said she likes to consider such requests from the public, but “with regret” said she would be recommending denial of the Miller’s request.

Swartley/Landis then made a motion to deny the request The motion passed 5-0.

**9) Community Development request: Acknowledge the Conflict of Interest disclosures for Councilor Megan Peel and Council President Brett Weddell**

Community Development Specialist Theresa Cummings asked the Board to acknowledge the Conflict of Interest disclosures for Councilor Megan Peel and Council President Brett Weddell.

In memos to the Board, Cummings indicated that Megan Peel, elected City Council member, is employed by Lacasa as its Development and Communications Manager. She said Lacasa is a subrecipient and CBDO of Community Development Block Grant (CDBG) funds for Program Year 2024 which runs from July 1, 2024 to June 30, 2025. Cummings wrote that Peel has agreed that in her role as a Council member, she will recuse herself in all matters relative to Lacasa to avoid a perceived conflict of interest.

A public disclosure and application to HUD for a waiver are required under the regulations which govern the CDBG program. This disclosure will be done annually, as long as Peel is serving in both capacities as Council member and as an employee of Lacasa. This annual disclosure is to cover fiscal year 2025.

Cummings also indicated that Brett Weddell, elected Common Council member, serves on Lacasa’s Board of Directors. She said Lacasa is a subrecipient and CBDO of Community Development Block Grant (CDBG) funds for Program Year 2024. In the interest of full transparency, Cummings wrote that Weddell was disclosing his service relative to Lacasa, noting that it is a volunteer position. Weddell has agreed that in his role as a Council member, he will recuse himself in all matters between the City CDBG program relative to Lacasa to avoid a perceived conflict of interest.

A public disclosure and application to HUD for a waiver are required under the regulations which govern the CDBG program. This disclosure will be done annually as long as Weddell is serving in both capacities as a council member and as a board member of Lacasa. This annual disclosure is to cover fiscal year 2025.

City Attorney Bodie Stegelmann said the federal Department of Housing and Urban Development has a broader conflict of interest standard than the State of Indiana which is why the Councilors might have to recuse themselves from consideration from certain matters involving Lacasa.

Swartley/Landis made a motion to acknowledge the Conflict of Interest disclosures from Councilor Megan Peel and Councilor Brett Weddell. The motion passed 5-0.

**10) Legal Department request: Accept the Uniform Conflict of Interest Disclosure statements filed by James Kolbus and Donald Shuler**

City Attorney Bodie Stegelmann told the Board that Jim Kolbus and Don Shuler are submitting Uniform Conflict of Interest Disclosure Statements to the Board of Public Works and Safety for acceptance at this public meeting.

Stegelmann said the City has contracted with the law firm of Barkes, Kolbus, Rife & Shuler, LLP (or its predecessors) for legal services for many years.





**Stegelmann** said the terms of the new agreement for the provision of legal services in 2025 specifically includes the City's employment of Jim Kolbus as Planning and Zoning Attorney, and Don Shuler as Assistant City Attorney, and their duties in the respective positions. The agreement also sets forth the rates for all other legal services rendered by the law firm that are not otherwise covered by the employment of Kolbus and Shuler with the City.

**Swartley/Landis** made a motion to accept the Uniform Conflict of Interest Disclosure Statements filed by James Kolbus and Donald Shuler. The motion passed 5-0.

**11) Legal Department request: Approve the agreement with Cripe Design LLC for Schematic Design Feasibility Study services for the City Police/Courts Building, the Goshen Chamber of Commerce building, the Goshen News building on 5th Street, and the South Lower-Level wing of the old Elkhart County Courthouse at a cost not-to-exceed \$11,000**

**City Attorney Bodie Stegelmann** told the Board that the City wants to enter into an agreement with Cripe Design LLC to update and further develop previous Schematic Design plans for the City Police/Courts Building, the Goshen Chamber of Commerce building, the Goshen News building located on 5th Street, and the South Lower-Level wing of the old Elkhart County Courthouse building located at 101 North Main Street.

**Stegelmann** said Cripe Design, LLC will perform the Schematic Design architectural services at an hourly rate \$150 plus expenses with a not-to-exceed of \$11,000. DJ Construction has offered to provide schematic design level budgeting and construction schedule services for the City at no charge.

**Swartley/Landis** made a motion to approve the agreement with Cripe Design LLC for Schematic Design Feasibility Study services for the City Police/Courts Building, the Goshen Chamber of Commerce building, the Goshen News building located on 5th Street, and the South Lower-Level wing of the old Elkhart County Courthouse at a cost not-to-exceed \$11,000. The motion passed 5-0.

**12) Legal Department requests: Award the bid for the purchase of combination sewer jetter rodder truck to Best Equipment Company as the lowest responsible and responsive bidder; declare the 2016 Vactor 2100 Plus truck as surplus equipment with a value of \$130,000 and allow it be used as a trade-in for the purchase of a new combination sewer jetter rodder truck and approve and authorize the Mayor to execute the agreement with Best Equipment for the purchase of a combination sewer jetter rodder truck for the total sum of \$455,977**

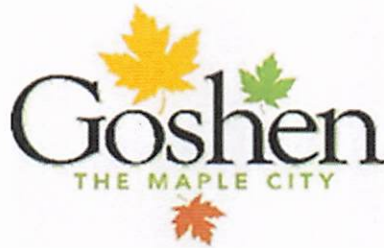
**City Attorney Bodie Stegelmann** told the Board that the City solicited sealed bids for the purchase of a combination sewer jetter rodder truck for the Water & Sewer Department in accordance with Indiana Code § 5-22-8-3. In addition to the purchase price of the equipment, **Stegelmann** said the bid package included an option for a trade-in value offer for a 2016 Vactor 2100 Plus.

**Below is a summary of the bids submitted:**

<i>Vendor</i>	<i>Base price</i>	<i>Trade-in value</i>	<i>Total bid price</i>
Best Equipment Company	\$585,977.00	\$130,000	\$499,977.00
Jack Doheny Company	\$595,310.37	\$100,000	\$495,310.37
Brown Equipment Company	\$599,789.00	\$20,000	\$579,789.00

**Stegelmann** recommended that **Best Equipment** be awarded the contact for the purchase of the combination sewer jetter rodder truck as the lowest responsible and responsive bidder. He further recommended that the Board approve and authorize the Mayor to execute an agreement with Best Equipment for the purchase of a combination sewer jetter rodder truck. Best Equipment Company will be paid \$455,977 for this equipment which constitutes the purchase price of \$585,977 minus a trade-in allowance of \$130,000 for a 2016 Vactor 2100 Plus.





Swartley/Landis made a motion to award the bid for the purchase of combination sewer jetter rodder truck to Best Equipment Company as the lowest responsible and responsive bidder and declare the 2016 Vactor 2100 Plus truck as surplus equipment with a value of \$130,000 and allow it be used as a trade-in for the purchase of a new combination sewer jetter rodder truck and to approve and authorize the Mayor to execute the agreement with Best Equipment for the purchase of a combination sewer jetter rodder truck for the total sum of \$455,977. The motion passed 5-0.

**13) Legal Department request: Ratify the acceptance of the easement at 1566 Regent Street from Ryan's Place, Inc. for City of Goshen utility purposes**

City Attorney Bodie Stegelmann recommended that the Board ratify the acceptance of the attached easement from Ryan's Place, Inc. He said the easement is for Goshen City utility purposes and is part of the real estate at 1566 Regent Street.

Swartley/Landis made a motion to ratify the acceptance of the easement at 1566 Regent Street from Ryan's Place, Inc. The motion passed 5-0.

**14) Engineering Department request: Approve the installation of a sign for reserved parking for persons with disabilities at 211 Queen Street, to be renewed annually**

City Project Manager Andrew Lund told the Board that the Goshen Street Department received a request for the establishment of a reserved parking space for persons with permanent disabilities at 211 Queen Street.

Lund said the resident, Joseph Duis, explained that he and his mother, who also lives at 211 Queen Street, have permanent disabilities, and that his mother is wheelchair-bound. He said that they have had issues with other vehicles parking in front of their front steps.

Lund said the resident has a current handicapped sticker for his vehicle, and he explained that they use a foldable ramp that fits over the front steps. Duis also confirmed that he rents the house from Ronald Davidhizar.

Lund said the request was brought to the Jan. 16, 2025, Traffic Commission meeting. Commissioners voted unanimously with a recommendation to approve the installation of a reserved parking space and install a reserved parking for persons with disabilities (R7-8) sign at 211 Queen Street, with the requirement that the resident renew the request annually. He said there is no other accessible parking space.

In response to a question from Board member Landis, Lund said any motorists with a handicapped parking sticker could use the parking space. If needed, Lund said, another disabled parking spot could be established.

Swartley/Landis made a motion to approve the installation of a sign for reserved parking for persons with disabilities at 211 Queen Street, to be renewed on an annual basis. The motion passed 5-0.

**15) Engineering Department request: Deny the request to restrict left turns from Denver Street onto Lincoln Avenue**

City Project Manager Andrew Lund told the Board that during the 2024 Denver Street reconstruction, Goshen Engineering noted that there was inadequate sight distance for vehicles stopped at the Denver Street approach to Lincoln Avenue.

Lund said that based on standards established in the AASHTO's "Green Book" (A Policy on Geometric Design of Highways and Streets), a southbound vehicle driver at the stop sign on Denver Street cannot see far enough to the west to make a safe left turn movement into the eastbound lane of Lincoln Avenue.

Lund said Goshen Engineering brought the request to restrict left turns and install a No Left Turns (R3-2) sign on the Denver Street approach to the intersection to the Jan. 16, 2025, Traffic Commission meeting. Commissioners noted that the building blocking sight distance had been in place for a number of decades, and that the request to restrict turns was not the result of a traffic accident.





Commissioners voted unanimously with a recommendation to deny the request to restrict left turns and install an R3-2 sign. The Goshen Police Department later confirmed that the only accident at the intersection in the last five years was a head-on collision with a utility pole, and the driver had been on a cell phone at the time. In response to a question from **Board member Landis**, **Lund** clarified the traffic orientation at the location. **Swartley/Landis** made a motion to deny the request to restrict left turns from Denver Street onto Lincoln Avenue. The motion passed 5-0.

**16) Engineering Department request: Approve Change Orders No. 12, 13 and 14, adding a total of \$14,127.26 (as non-participating project costs) to the total amount of the Wilden Avenue Reconstruction Project** City Project Manager **Andrew Lund** told the Board that Goshen Engineering was presenting Change Order No. 12, Change Order No. 13, and Change Order No. 14 for the Wilden Avenue project.

**Lund** said the Indiana Department of Transportation (INDOT) requested these additional change orders to re-assign line item costs within the project as non-participating (or entirely local) expenses. Upon review with DLZ, the City's Construction Inspection consultant, Engineering staff agreed that the line items being re-assigned were due to locally initiated project additions or changes.

A summary of the change orders and additional non-participating costs was presented as follows:

**Change Order No. 12** –\$6,041.16, Construction Engineering for water main additions, modular block retaining wall additions, and curb rework along the ADA ramp at 3rd Street, Curb and gutter replacement at SE quadrant of Wilden Ave & 3rd Street

**Change Order No. 13** – \$7,390.00, Curb and gutter removal and rework at Wilden Ave & 5th Street, Curb and gutter removal at SE quadrant Wilden Ave & 3rd Street, Curb removal and rework near drive for 811 N Main, and Curb and gutter removal and rework at the Rock Run Creek bridge

**Change Order No. 14** – \$ 696.00, Additional cost of upgrading to an epoxy coating for steel hand rails.

**Lund** said Change Orders No. 12, No. 13, and No. 14 re-assign a total of \$14,127.16 as non-participating cost, adding this to the total amount for which the City is solely responsible. The total of all change orders to date remains \$760,133.42, with an amended contract price of \$7,725,152.98, representing a total increase of 10.9%.

**Lund** asked the Board to approve Change Orders No. 12 through No. 14, adding a total of \$14,127.16 as non-participating project cost.

In response to a question from **Board member Landis**, **Lund** clarified the previous and current costs to the City. He added that the City is close to closing out the project.

**Swartley/Landis** made a motion to approve Change Orders No. 12 through No. 14, adding a total of \$14,127.16 as non-participating project costs to the project. The motion passed 5-0.

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

Deputy Mayor Brinson opened Privilege of the Floor at 5:02 p.m. There were no comments.

#### APPROVAL OF CIVIL & UTILITY CLAIMS

Deputy Mayor Brinson then made a motion to approve Civil City and Utility claims and adjourn the meeting. Board member Swartley seconded the motion. The motion passed 5-0.

#### ADJOURNMENT


Deputy Mayor Brinson adjourned the meeting at 5:03 p.m.

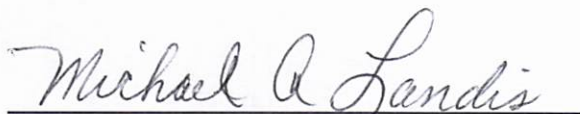





EXHIBIT #1: *City Executive Order 2025-01, which was signed by Mayor Gina Leichty on Jan. 15, 2025. The order designated Deputy Mayor Mark Brinson to serve as acting executive with all the powers of the office, including serving as a member of the Board of Public Works & Safety, during her absence from the City, Jan. 18 through Jan. 26, 2025.*

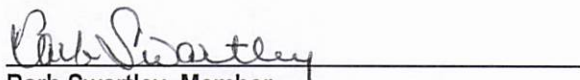
APPROVED:

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

  
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Mike Landis, Member

  
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Orv Myers, Member

  
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Mary Nichols, Member

  
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Barb Swartley, Member





ATTEST:

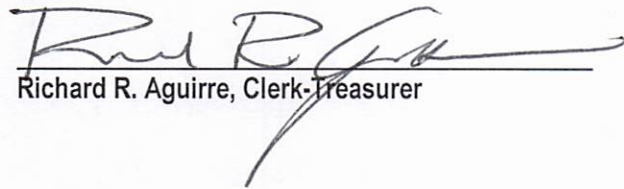
  
Richard R. Aguirre, Clerk-Treasurer



Exhibit #1

Jan 23  
2025  
meetings

**EXECUTIVE ORDER 2025-01**

esignation of Deputy Mayor Mark Brinson  
g Executive January 18, 2025 – January 26, 2025

WHEREAS, the undersigned Mayor of the City of Goshen, Indiana will be absent from the city for a period of time from January 18, 2025, through January 26, 2025;

WHEREAS, Indiana Code 36-4-5-8 provides that whenever the executive of a city is absent, or going to be absent, from the city, the executive may designate the deputy mayor as acting executive, with all the powers of the office;

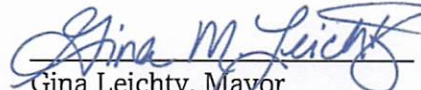
WHEREAS, the Common Council of the City of Goshen, Indiana established the position of Deputy Mayor when it adopted Ordinance 5093;

WHEREAS, Mark Brinson currently holds the position of Deputy Mayor of the City of Goshen, Indiana; and

WHEREAS, the city executive is a member of the City of Goshen Board of Public Works and Safety under I.C. 36-4-9-8(c).

NOW THEREFORE, I, Gina Leichty, Mayor of the City of Goshen, do hereby designate Mark Brinson, Deputy Mayor of the City of Goshen, Indiana, as acting executive during my absence from the City of Goshen January 18, 2025, through January 26, 2025, with all the powers of the office, including those associated with being a member of the City of Goshen Board of Public Works and Safety.

Dated this 15 day of January, 2025.

  
Gina Leichty, Mayor