



**BOARD OF PUBLIC WORKS & SAFETY & STORMWATER BOARD
MINUTES OF THE Feb. 7, 2022 REGULAR MEETING**

Convened at 2 p.m. at Goshen Police & Court Building, 111 East Jefferson Street, Goshen, Indiana

Present: Mayor Jeremy Stutsman and members Mike Landis, Mary Nichols, DeWayne Riouse and Barb Swartley

Absent: None

CALL TO ORDER: Mayor Stutsman called the meeting to order at 2 p.m.

REVIEW/APPROVE MINUTES: Minutes of the Jan. 31, 2022 meeting of the Board of Works & Safety & Stormwater Board were presented. Board member Barb Swartley moved to approve the minutes as presented and the motion was seconded by Board member DeWayne Riouse. Motion passed 5-0.

REVIEW/APPROVE AGENDA: Mayor Stutsman presented the agenda. Board member Swartley moved to approve the agenda as submitted. Board member Riouse seconded the motion. Motion passed 5-0.

1) Fire Department: Conditional Offer of Employment to Andrew T LoPresti

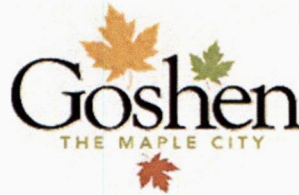
Shannon Marks, a paralegal with the City Legal Department, asked the Board to extend a conditional offer of employment to Andrew T. LoPresti as a probationary firefighter and to approve and authorize the Mayor to execute a Conditional Offer of Employment with LoPresti. Marks said the agreement sets forth the conditions that LoPresti must meet prior to beginning employment with the Fire Department as a probationary firefighter, and requires him to successfully complete all training requirements once employed and serve as an active paramedic. Because LoPresti is currently a certified paramedic, the agreement also provides for a payment of a \$7,500 hiring bonus payable in equal amounts over LoPresti's first three (3) years of employment with City. The Fire Department will request that the Board confirm an offer of employment when a position opening becomes available.

Swartley/Riouse moved to extend a conditional offer of employment to Andrew T LoPresti as a probationary firefighter and to approve and authorize the Mayor to execute a Conditional Offer of Employment with LoPresti, which includes the payment of a paramedic hiring bonus. Motion passed 5-0.

2) Request by Clerk-Treasurer's Office and Utilities Office to void outstanding warrants

Deputy Clerk-Treasurer Jeffery Weaver asked the Board to allow the Clerk-Treasurer's Office and Utilities Office to void \$1,793.86 in outstanding warrants dated on or before Dec. 31, 2019. Attached to the agenda packets were lists of outstanding warrants from the Clerk-Treasurer's Office and the Utilities Office that were dated on or before Dec. 31, 2019. Pursuant to IC 5-11-10.5-3 through 5, Weaver requested permission to void the attached warrants and record receipts back into the funds from which they were drawn. Schedule A reflected the Utilities Accounts Payable through Dec. 31, 2019, totaling \$363.88. Schedule B reflected the City Accounts Payable through Dec. 31, 2019, totaling \$1,429.98.

Swartley/Riouse moved to allow the Clerk-Treasurer's Office and the Utilities Office to void \$1,793.86 in outstanding warrants dated on or before Dec. 31, 2019. Motion passed 5-0.



3) Resolution 2022-08: Interlocal Agreement with Elkhart County for Animal Control Services

Shannon Marks, a paralegal with the City Legal Department, asked the Board to adopt Resolution 2022-08, Interlocal Agreement with Elkhart County for Animal Control Services. Marks said the County has negotiated a contract with The Humane Society of Elkhart County, Inc. to provide animal shelter management and animal control services for 2022 for certain areas of the county, including the City of Goshen. Under this agreement, the City would contribute \$85,400 to reimburse the County for the cost to provide animal control services within the City of Goshen. **Further background:** According to the agreement, the City will pay Elkhart County in two installments – \$42,700 before April 1, 2022 and the same amount by Aug. 1, 2022. Overall, Elkhart County will pay the Humane Society \$220,000 for services in 2022 to the unincorporated areas of the county. In addition, the Humane Society will be paid the following amounts by cities in the county: City of Elkhart, \$139,150; City of Goshen, \$85,400; Town of Bristol, \$4,400; Town of Middlebury, \$5,940; Town of Nappanee, \$11,535; and Town of Wakarusa, \$6,600. The animal shelter is located at 54687 County Road 19 in Bristol.

Swartley/Riouse moved to adopt Resolution 2022-08, Interlocal Agreement with Elkhart County for Animal Control Services and to authorize the Mayor to sign the agreement on behalf of the city. Motion passed 5-0.

4) Agreement with Eyedart Studio, LLC for Goshen Arts Council 2022 Project Management and Web Design Maintenance

Carla Newcomer, a paralegal with the City Legal Department, asked the Board to approve and execute the agreement with Eyedart Studio, LLC, for Goshen Arts Council 2022 Project Management and Web Design Maintenance. Eyedart Studio, LLC will be paid \$32,000.00 for the services, which will include: Project management for Goshen Arts Council; content management; graphic design; writing and editing; Web design and maintenance; social engagement and email marketing.

Swartley/Riouse moved to approve and execute the agreement with Eyedart Studio, LLC, for Goshen Arts Council 2022 Project Management and Web Design Maintenance. Motion passed 5-0.

5) Agreement with Saulo and Kaitlyn Delgado and Team Construction Co. Inc. for the Completion of the Construction Project at 837 Ridgeview Drive

Goshen Director of Public Works & Utilities Dustin Sailor asked the Board to approve and authorize the Mayor to execute the Agreement with Saulo and Kaitlyn Delgado and Team Construction Company Inc. for the Completion of the Construction Project at 837 Ridgeview Drive. Sailor said the home at 837 Ridgeview Drive has passed its final building inspection and the project is substantially complete except for exterior concrete work, seeding and stabilization, and landscaping requirements, which cannot be completed at this time due to weather conditions. The Stormwater Department has submitted an Agreement for the Completion of the Construction Project. The property owners, Saulo and Kaitlyn Delgado, and the builder, Team Construction, agree to complete all concrete work, plant the required tree, and stabilize the lawn with seed and temporary stabilization measures by June 15, 2022. The expected cost of work is \$5,945 and a surety check for that amount has been remitted to the Clerk-Treasurer's office.

Swartley/Riouse moved to approve and authorize the Mayor to execute the Agreement with Saulo and Kaitlyn Delgado and Team Construction Company Inc. for the Completion of the Construction Project at 837 Ridgeview Drive. Motion passed 5-0.



6) Agreement Amendment No. 3 with Donohue and Associates for WWTP Improvements and Rock Run Interceptor Projects (JN: 2019-0025 A &C)

Goshen City Engineer Bryce Gast asked the Board to approve Agreement Amendment No. 3 with Donohue and Associates in the amount of \$119,075 for a new not-to-exceed contract amount of \$3,384,471. Gast said the Wastewater Treatment Project has taken longer than was anticipated and contracted, and the City's onsite construction supervision consultant, Donohue and Associates, has exhausted their project budget. Gast said City staff is having regular discussions with the contractor about their construction progress, but at this time, the City anticipates needing the services of Donohue and Associates through April 15, 2022. To extend Donohue and Associate's contract through this date, the company offered an amended service fee of \$128,869 minus \$9,794 for a total fee of \$119,075. The new not-to-exceed value of Donohue and Associates contract, with approval of this amendment, will be \$3,384,471.

Swartley/Riouse moved to approve Agreement Amendment No. 3 with Donohue and Associates in the amount of \$119,075 for a new not-to-exceed contract amount of \$3,384,471. Motion passed 5-0.

Privilege of the Floor:

Mayor Stutsman opened Privilege of the Floor at 2:09 p.m.

7) Request for closure of Wilden Avenue and Greene Road due to an accident

Goshen Street Commissioner David Gibbs told Board members that the Street Department was just informed that there has been a vehicle accident on Wilden Avenue at Greene Road. Gibbs said NIPSCO was requesting the immediate closure of Wilden Avenue, in both east and west directions, and of a portion of Greene Road to make electrical utility repairs. Gibbs said there was no known end time for the repair work.

Stutsman/Swartley moved to allow the immediate closure of Wilden Avenue, in both east and west directions, and of a portion of Greene Road until the work by NIPSCO is completed. Motion passed 5-0.

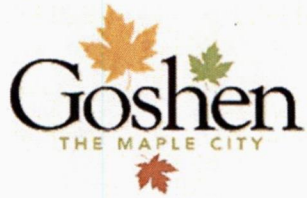
As the matters before the Board of Public Works & Safety and Stormwater Board were concluded, Mayor Stutsman/Riouse moved to approve Civil City and Utility claims and adjourn the meeting. Motion passed 5-0.

The Mayor adjourned the meeting at 2:11 p.m.

APPROVED

A handwritten signature in blue ink, appearing to be "J. Stutsman", is written over a horizontal line.

Jeremy Stutsman, Chair



Michael A Landis

Michael Landis, Member

Mary Nichols

Mary Nichols, Member

Barb Swartley

Barb Swartley, Member

DeWayne Rouse

DeWayne Rouse, Member

ATTEST

Richard R. Aguirre

Richard R. Aguirre, Clerk-Treasurer