

**BOARD OF PUBLIC WORKS & SAFETY & STORMWATER BOARD  
MINUTES OF THE APRIL 24, 2023 REGULAR MEETING**

*Convened at 2 p.m. in the Goshen Police & Court Building, 111 East Jefferson St., Goshen, Indiana*

**Present:** Mayor Jeremy Stutsman, Mike Landis and Mary Nichols

**Absent:** Barb Swartley

**CALL TO ORDER:** Mayor Stutsman called the meeting to order at 2:01 p.m.

**REVIEW/APPROVE MINUTES:** Mayor Stutsman presented the minutes of the April 17, 2023 Regular Meeting. Board member Mary Nichols moved to approve the minutes of the April 17, 2023 meeting as presented. The motion was seconded by Board member Mike Landis. Motion passed 3-0.

**REVIEW/APPROVE AGENDA:** Mayor Stutsman presented the meeting agenda. Board member Nichols moved to approve the agenda as submitted. Board member Landis seconded the motion. Motion passed 3-0.

**1) Fire Department: Promotion of Andrew T. LoPresti to Private First Class, retroactive to April 12, 2023**

Goshen Fire Department Chief Dan Sink told the Board that Andrew T. LoPresti completed his probationary year at the Fire Department on April 12, 2023. Based on his performance and recommendations from his Battalion Chief and Training Officer. Chief Sink requested that LoPresti be promoted to the rank of Private First Class for the Fire Department, retroactive to April 12, 2023.

**Nichols/Landis moved to approve the promotion of Andrew T. LoPresti to the rank of Private First Class for the Goshen Fire Department, retroactive to April 12, 2023. Motion passed 3-0.**

***After Board approval, Mayor Stutsman swore Andrew T. LoPresti into office as a GFD Private First Class.***

**2) Downtown Goshen Inc. requests: First Friday and related street closures for May 5, June 2, June 3, Aug. 4 and Sept. 1, 2023**

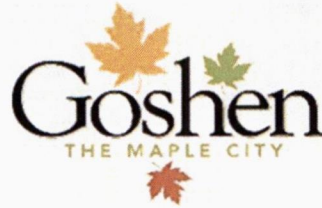
**Amanda McMahon**, Director of First Fridays for Downtown Goshen Inc., asked the Board for a series of street closures and parking space reservations for First Friday activities as a supplement to her requests in January.

**Requests:** May 5, six parking spaces on Lincoln Avenue on the north side of the street from the Police Booth headed west; June 2, closure of Main Street, from Jefferson Street to Lincoln Avenue, and a half block of East Washington Street, from Main Street to the alley, noon to 10 p.m.; June 3, closure of Main Street, from Jefferson Street to Lincoln Avenue, and a half block of East Washington Street, from Main Street to the alley, until 4 p.m. and a block between Jefferson Street and Lincoln Avenue to remain closed overnight on June 2 until 4 p.m. on June 3; August 4, in addition to original request, the closure of East Washington Street, from the alley to Main Street, from noon to 10 p.m.; and Sept. 1, in addition to the original request, the closure of Main Street, from Jefferson Street to Lincoln Avenue, from noon to 10 p.m. Street barricades also were requested at each end of the street closures.

**McMahon** informed the Board that affected businesses would be notified of the closures.

**Mayor Stutsman** asked if there were any City staff responses to the requests. There were none.





Nichols/Landis moved to approve the requested closures and use of parking space as indicated in McMahon's memorandum to the Board. Motion passed 3-0.

**3) Request from Goshen churches: Use of a portion of the City Parking Lot at 315 W. Washington St. for the Health and Compassion Festival, May 6, 2023 (José Luis Gutiérrez)**

Through a translator, **José Luis Gutiérrez, Pastor of Comunidad Cristiana Adulam**, requested permission to use the center portion of the City parking lot, located just north of Goshen Brewing Company at 315 W. Washington St., for the first Health and Compassion Festival, which is being sponsored by a number of local churches.

In his written request to the Board, **Pastor Gutiérrez** asked for use of a portion of the parking lot starting at 6 p.m. on May 5 and continuing until after the festival, which will be from 8 a.m. until 2 p.m. on May 6. He indicated organizers planned to set up tents, tables, and chairs for nonprofits, children's activities, free haircuts, and dispersal of provisions and to allow foot traffic throughout this area of the parking lot.

**Gutiérrez** also wrote that two adjacent businesses, Goshen Brewing Company and the Center for Healing and Hope, support the festival. He requested "no parking" signs to be staked at the included parking spots the night before the event. He also requested access to the City owned electrical outlets at the north end of the lot.

**Mayor Stutsman** asked if there were any City staff questions or concerns about the requests. There were none.

**Nichols/Landis moved to allow use of a portion of the City parking lot located just north of Goshen Brewing Company at 315 W. Washington St., and the use of City electrical outlets from 6 p.m. on May 5 through 2 p.m. on May 6, for the first Health and Compassion Festival. Motion passed 3-0.**

**4) Business request: The Wholesome Tortilla request for alley and projection lighting for its temporary restaurant at 119 East Lincoln Avenue (Magali Vergara & Rafael Chavez)**

**Rafael Chávez y Moreno and Magali Vergara López, owners of The Wholesome Tortilla**, asked for approval to install decorative lights in the alley between 115 and 119 East Lincoln Avenue to provide safety in the alley at night, to provide aesthetic enhancement within the alleyway, and to lead passersby to their new restaurant. **Chávez** said the Wholesome Tortilla was moved into a space behind Venturi, 123 E. Lincoln Ave.

In response to a question from **Mayor Stutsman**, **Vergara** clarified that she and Moreno were only asking for permission to install lights in the alley. In response to a question from **Board member Landis**, **Moreno** said he would be installing the lights.

**City Director of Public Works & Utilities Dustin Sailor** said the lights will need to be 16 feet in height. **Board member Landis** advised that the lights will need to be strong enough to not fall on passing vehicles.

**Nichols/Landis moved to approve the request from Rafael Chávez y Moreno and Magali Vergara López to install lights in the alley between 115 and 119 East Lincoln Avenue. Motion passed 3-0.**

**5) Mayor's Office: Approve agreement between the City of Goshen and the Michiana Area Council of Governments (MACOG) and authorize the Mayor to sign the agreement (authorizes the City making \$62,000 in local matching funds available to MACOG)**

**Mayor Stutsman** told the Board that up for approval was an annual agreement between the City and the Michiana Area Council of Governments (MACOG) to provide Interurban Trolley Service to the City of Goshen.





Under the agreement, MACOG will receive grants from the Indiana Department of Transportation (INDOT) and from the Federal Transit Administration (FTA) for the program's administration, operation, and capital equipment needs as outlined in the annual Elkhart-Goshen Urbanized Area Program of Projects. The City will make available to MACOG \$62,000 in local matching funds for the period Jan. 1, 2023 through Dec. 31, 2023.

Before the meeting, the Clerk-Treasurer distributed a memorandum, dated April 24, 2023, by **City Attorney Bodie Stegelmann** explaining and recommending approval of the Transit Services Agreement between the City of Goshen and the Michiana Area Council of Governments for Interurban Trolley and Interurban Trolley ADA Paratransit Services (**EXHIBIT #1**).

**Mayor Stutsman** said \$62,000 would go to MACOG for trolley service in 2023. He added that the cost to the City of Goshen is expected to increase when MACOG expands trolley service. **City Attorney Stegelmann** said the \$62,000 in funds would be the same amount as called for in last year's agreement.

**Nichols/Landis moved to approve the transit services agreement between the City of Goshen and the Michiana Area Council of Governments and authorize the Mayor to sign the agreement. Motion passed 3-0.**

**6) Legal Department: Resolution 2023-14 – Declaring Surplus and Authorizing the Disposal of IT Equipment**  
**Shannon Marks, the Legal Compliance Administrator for the City Legal Department,** told the Board that the City Information Technology Department wishes to dispose of 25 custom computer towers that are no longer needed or are unfit for the purpose for which they were intended. Components will be reused or recycled where possible. Marks said Resolution 2023-14 would declare the property as surplus and authorize its disposal in accordance with the provisions of Indiana Code § 5-22-22-8 by demolishing or junking property that is worthless or of no market value.  
**Nichols/Landis moved to pass Resolution 2023-14 – Declaring Surplus and Authorizing the Disposal of IT Equipment. Motion passed 3-0.**

**Privilege of the Floor (opportunity for public comment for matters not on the agenda):**  
**Mayor Stutsman opened Privilege of the Floor at 2:14 p.m. There were no comments.**

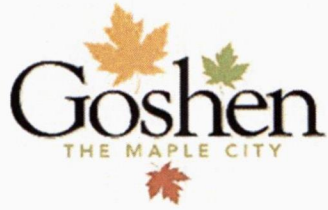
#### **Approval of Civil City and Utility Claims**

**As all matters before the Board of Public Works & Safety were concluded, Mayor Stutsman/Board member Landis moved to approve Civil City and Utility claims and adjourn the meeting. Motion passed 3-0.**

#### **Adjournment**

**Mayor Stutsman adjourned the Board of Works & Safety meeting at 2:14 p.m.**

**EXHIBIT #1: Memorandum, dated April 24, 2023, by City Attorney Bodie Stegelmann explaining and recommending approval of the Transit Services Agreement between the City of Goshen and the Michiana Area Council of Governments for Interurban Trolley and Interurban Trolley ADA Paratransit Services.**



APPROVED:

A blue ink signature of Mayor Jeremy P. Stutsman, written in a cursive style, positioned above a horizontal line.

Mayor Jeremy P. Stutsman

A black ink signature of Michael A. Landis, written in a cursive style, positioned above a horizontal line.

Mike Landis, Member

A black ink signature of Mary Nichols, written in a cursive style, positioned above a horizontal line.

Mary Nichols, Member

A black ink signature of Barb Swartley, written in a cursive style, positioned above a horizontal line.

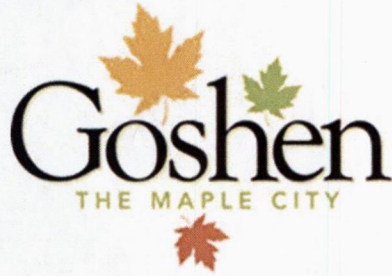
Barb Swartley, Member

ATTEST

A blue ink signature of Richard R. Aguirre, written in a cursive style, positioned above a horizontal line.

Richard R. Aguirre, City of Goshen Clerk-Treasurer

EXHIBIT #1



Legal Department  
CITY OF GOSHEN

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To: Board of Public Works and Safety  
From: Bodie J. Stegelmann  
Date: April 24, 2023  
Re: Transit Services Agreement with MACOG

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Michiana Area Council of Governments ("MACOG") is the recipient of grant funds which are used to provide the Interurban Trolley and Interurban Trolley ADA Paratransit Services. The agreement with MACOG will require the City contribute \$62,000.00 in 2023 (same amount as 2022), as local matching funds to be used for this transit program administered by MACOG.

Suggested Motion: Move to approve the Transit Services Agreement with MACOG and authorize Mayor Stutsman to sign on behalf of the Board of Public Works and Safety.