

**BOARD OF PUBLIC WORKS AND SAFETY AND
STORM WATER BOARD MEETING
HELD DECEMBER 3, 2007
GOSHEN, INDIANA**

The Board of Public Works and Safety and Storm Water Board of the City of Goshen met in the Council Chambers, 111 East Jefferson Street on December 3, 2007, at 4:00 P.M. for their weekly Board meeting. Board Member Landis was the presiding officer with members of the Board present or absent as follows:

PRESENT: Board Member Stegelmann, Board Member Landis

ABSENT: Mayor Kauffman

OTHERS: Clerk-Treasurer, Clerk-Treasurer Office Assistant, City Attorney, City Planner, Director of Public Works, Fire Chief, Police Chief, Building Commissioner, Legal Compliance Administrator, Legal Contracts and Claims Manager, Mayor's Administrative Assistant, Recreation Coordinator for Parks, Utilities Office Manager, Councilman Lantz.

Minutes of the meeting of November 26, 2007 were presented. On motion of Board Member Stegelmann and second by Board Member Landis, the minutes were approved as presented.

REQUEST TO APPROVE REAL ESTATE AGREEMENT FOR 219 N. THIRD ST.

Legal Compliance Administrator Shannon Marks requested Board approval of an Agreement for the Sale and Purchase of Real Estate with Robert Kreager. The City plans to use the real estate which is located at 219 North Third Street, north of the Fire Station, for the future expansion of Central Fire Station. The Common Council authorized acquisition of this real estate at their November 20, 2007 meeting, and an additional appropriation to fund the purchase will be considered at the meeting to be held December 4, 2007. The purchase price is \$88,800.00, which is equal to the average of two appraisals of the fair market value of the real estate.

Board Member Landis moved to approve the request. Second by Board Member Stegelmann and motion passed unanimously.

**REQUEST TO APPROVE RETIREMENT OF JOHN ALHEIM
CHIEF FIRE INSPECTOR**

Fire Chief Danny Sink requested Board approval of the retirement of Chief Fire Inspector John Alheim. After 37 years and 11 months of dedicated service to the City of Goshen Chief Fire Inspector John Alheim has submitted his intent to retire as of December 31, 2007. John Alheim has served the community with distinction and dedication during his tenure at the Goshen Fire Department.

Board Member Landis, with thanks, moved to approve the request. Second by Board Member Stegelmann and motion passed unanimously.

REQUEST TO APPROVE RETIREMENT OF LARRY SCHEIDEL
BATTALION CHIEF

Fire Chief Danny Sink requested Board approval of the retirement of Battalion Chief Larry Scheidel. After 33 years of dedicated service to the City of Goshen, Battalion Chief Larry Scheidel has submitted his intent to retire as of December 31, 2007. Larry Scheidel has served the community with distinction and dedication during his tenure at the Goshen Fire Department.

Board Member Landis, with thanks, moved to approve the request. Second by Board Member Stegelmann and motion passed unanimously.

REQUEST TO APPROVE URBAN AND COMMUNITY FORESTRY PROGRAM
GRANT AGREEMENT

City Attorney Larry Barkes requested Board approval of a grant agreement entered into by and between the Indiana Department of Natural Resources Forestry Division and the City of Goshen. The grant will be up to \$9,680.00 for eligible costs of the project as described in the grant agreement. The grant agreement shall commence on the date of the last State signatory and shall remain in effect through June 30, 2009.

Board Member Landis moved to approve the request. Second by Board Member Stegelmann and motion passed unanimously.

REQUEST TO APPROVE CHANGE ORDER NO.4 FOR THE INTERSECTION
IMPROVEMENT AT COLLEGE & MAIN-2004-0013

Director of Public Works Robert McCoige requested Board approval of Change Order No. 4 from INDOT for the Intersection Improvements at College Avenue and Main Street. The Change Order is to balance out the overruns and underruns on this project and to establish a new pay item for the additional masonry block and brick facing needed to raise the height of the grade beam near the northeast corner to better match the existing lawn grade. The Change Order is in the amount of \$5,106.36 and increases the total amount of the contract to \$792,891.01.

Board Member Stegelmann asked the Director of Public Works Robert McCoige about the status of complaints on the improvements. Mr. McCoige replied that he had not heard any as of late and believes that meetings are to be held next year on the subject.

Board Member Landis moved to approve the request. Second by Board Member Stegelmann and motion passed unanimously.

REQUEST TO APPROVE INTERSECTION OF COLLEGE AVENUE & MAIN
STREET PROJECT NO. 2004-0013

Director of Public Works Robert McCoige requested Board approval of the Report of Contract Final Inspection and Recommendation for Acceptance required by the Indiana Department of Transportation for the Intersection of College Avenue and Main Street project.

Board Member Landis moved to approve the request. Second by Board Member Stegelmann and motion passed unanimously.

REQUEST TO APPROVE 2007 ELECTRICAL MAINTENANCE CONTRACT FOR TRAFFIC SIGNALS, SCHOOL FLASHERS, LIGHTING-2006-0060

Director of Public Works Robert McCoige requested Board approval of Change Order No. 1 for the Electrical Maintenance Contract with Middlebury Electric for maintenance to school flashers, traffic signals, overhead lighting and Airport. The reason for the Change Order is the Airport maintenance was not figured into the original contract amount. Mr. McCoige stated there will be 15 hours added to the Electrical Maintenance Contract as it was not figured into the original contract. Board Members discussed the difficulty in estimating the number of hours needed. Mr. McCoige told Board Members that the contract was redesigned last year after years of extending the same contract.

Board Member Landis moved to approve the request. Second by Board Member Stegelmann and motion passed unanimously.

REQUEST TO APPROVE MAPLE CITY GREENWAY PHASE V-2002-0006 PROFESSIONAL SERVICES AGREEMENT

Director of Public Works Robert McCoige requested Board approval of an Agreement with Roy Buskirk Real Estate to provide services for land acquisition for the Maple City Greenway, Phase V. The Goshen Engineering Department sent in the land acquisition packets for this project to the Indiana Department of Transportation in 2006. INDOT returned the packets with a letter stating much more information was needed. Mr. Buskirk's assistance is needed to acquire the necessary land for Bike V. The agreement cost is not to exceed \$25,000.00.

Board Member Landis moved to approve the request. Second by Board Member Stegelmann and motion passed unanimously.

REQUEST TO APPROVE MAPLE CITY GREENWAY PHASE V 2002-0006 AGREEMENT AMENDMENT

Director of Public Works Robert McCoige requested Board approval of an Agreement Amendment with Marbach, Brady & Weaver. INDOT has changed the requirements for Local Public Agencies, therefore, Marbach, Brady & Weaver needs to make revisions to the drawings and legal descriptions for six parcels for Bike V. The Agreement Amendment is not to exceed \$2,400.00.

Board Member Landis moved to approve the request. Second by Board Member Stegelmann and motion passed unanimously.

REQUEST TO APPROVE SAFE ROUTES TO SCHOOL STUDY PROJECT NO. 2006-0082

Director of Public Works Robert McCoige requested Board approval of the contract between the City of Goshen and the Indiana Department of Transportation for the Safe Routes to School Study. The Goshen Engineering Department will be conducting a professional safety evaluation of the designated walk routes within each elementary school district. INDOT will reimburse the City for time spent by City personnel on the study utilizing funds from the Safe Routes to School Grant.

Board Member Landis moved to approve the request. Second by Board Member Stegelmann and motion passed unanimously.

REQUEST TO APPROVE THE CROSSING SUBDIVISION-PROJECT NO. 2006-2057

Director of Public Works Robert McCoige requested Board approval for a drainage plan recommendation with The Crossing Subdivision. In accordance with the City's Subdivision Control Ordinance No. 3196 Section 512 "Drainage Plan", the City's Engineering Department has reviewed the Gateway South PUD's drainage plan on behalf of the Board of Public Works and Utilities. Goshen's Engineering Department recommends acceptance of the overall Gateway South PUD drainage plan. In conjunction with this acceptance, it should be noted that the City of Goshen's Engineering Department in no way guarantees that the proposed drainage improvements will adequately function as designed and accepts no liability in conjunction with the acceptance of the drainage plan.

The following conditions are recommended to be tied to this approval:

- The Developer is required to supply the City with a Post Construction Storm Water Management plan and a Storm Water Maintenance Agreement. The plan and agreement shall be approved by the Storm Water Management Board per Ordinance No. 4329
- No transfer of land shall occur until the Post Construction Storm Water Management plan and Storm Water Maintenance Agreement have been approved by the Storm Water Management Board. The Post Construction Storm Water Management plan is tied to the deeds.

Board Member Landis moved to approve the request with the above stated conditions. Second by Board Member Stegelmann and motion passed unanimously.

UPDATE ON BURNED GROCERY STORE LOS GALANES ON LINCOLN WAY EAST

Board Member Landis gave an update on the burned grocery store stating a demolition permit was issued to the owner of the store on November 28, 2007 and the intent is to scrap out the debris which will be take at least one more week until it is cleaned up by the owner.

There being no further business Board Member Landis moved to process claims and then to adjourn. Second by Board Member Stegelmann and motion passed unanimously.