



MINUTES of June 15, 2020 Regular Meeting

Board of Public Works & Safety and Stormwater Board

Held 2:00 p.m. Goshen Police & Court Building, 111 East Jefferson Street, Goshen, Indiana

Present: Chair Jeremy Stutsman, Member Mike Landis, Member Mary Nichols

Absent:

No minutes were presented.

Landis/Nichols moved to add the following two items to the agenda and approve as amended:

- Right of Entry for Crowder Holdings
- Emergency tree removal

Passed 3-0.

Promotion of William T. Miller to Patrol Officer

Police Chief Jose Miller presented the packet memo.

Landis/Nichols moved approve the promotion of William T. Miller from position of Probationary Patrol Officer to rank of Patrol Officer effective June 17, 2020. Passed 3-0.

Chair Jeremy Stutsman swore in William T. Miller.

Announcement: Lincoln Avenue Closure at the Railroad

Director of Public Works Dustin Sailor said Goshen Street Department was notified on Thursday, June 11th that the Lincoln Ave. railroad crossing will be closed June 15-19 for repairs. Explained no closures have yet occurred, so he is unsure if the schedule has been changed.

The detour will be:

- From the east – Blackport Rd. to Monroe St. to US 33
- From the west - 8th St. to Madison Ave. to US 33



Award Quote for Demolition of 217 West Wilden Avenue and Agreement with Jerry Reed Excavating

Legal Compliance Administrator Shannon Marks presented the packet memo.

Mayor noted this has been a longtime effort by City to work with property owner.

Landis/Nichols moved to award the quote demolition of 217 W. Wilden Ave. to, and execute the agreement with, Jerry Reed Excavating with compensation to be \$12,600 for all services provided. Passed 3-0.

Agreement Amendment with Aidan Friesen

Legal Contracts and Claims Manager Keitha Windsor presented the packet memo.

Landis asked if City knew at time of original agreement that the additional \$5000 was supposed to be included. Windsor explained that a misunderstanding regarding how grant funds should be applied resulted in an understatement in the original contract. Clerk-Treasurer Adam Scharf stated that email correspondence also indicates inclusion of the additional \$5000 was the understanding from the beginning.

Landis/Nichols moved to enter into an Agreement Amendment with Aidan Friesen to provide canopy benefits research with an additional \$5,000.00 for a total contract amount of \$14,200.00 and to extend the term of the contract to no later than June 26, 2020. Passed 3-0.

Agreement Amendment with Cummins Crosspoint, LLC

Windsor presented the packet memo.

Landis/Nichols moved to approve the Agreement Amendment term of two years, Jan. 1, 2020 – Dec. 31, 2021 with Cummins Crosspoint, LLC with terms and conditions of the 2017 agreement remaining the same. Passed 3-0.

Agreement Amendment with Dano's Painting, LLC

Windsor presented the packet memo.

Landis/Nichols moved to enter into Agreement Amendment with Dano's Painting, LLC for an additional 30 days to perform the work at Violett Cemetery and at Oakridge Cemetery with all work completed by July 15, 2020. Passed 3-0.



Agreement with Roberts Environmental Services LLC

Windsor presented the packet memo.

Landis/Nichols moved to enter into an agreement with Roberts Environmental Services, LLC to provide groundwater sampling, reporting, and well abandonment at a cost not to exceed \$15,850.00 with all services to be completed within four (4) weeks after the closure report is approved by IDEM. Passed 3-0.

Agreements for Gift/Donation of Real Estate with Brunk Real Estate, LLC and TDS Properties, Inc.

Marks presented the packet memo.

Landis/Nichols moved to approve and authorize Mayor Stutsman to execute the two Agreements for Gift/Donation of Real Estate and accept the transfer of the real estate, one with Brunk Real Estate, LLC and one with TDS Properties, Inc. Passed 3-0.

Release and Settlement Agreement – Kidder v. City of Goshen

Marks presented the packet memo.

Landis/Nichols moved to accept and authorize the Mayor to execute the Release and Settlement Agreement which settles the suit Kidder v. City of Goshen. Passed 3-0.

Right of Entry Agreement with Crowder Holdings, LLC

Marks explained the agreement allows City to enter property at 211 S. Third St. to perform tree removal, fence removal, and begin intersection improvements at intersection of River Race Dr. and the east/west alley.

Landis/Nichols moved to approve the Right of Entry Agreement with Crowder Holdings, LLC located at 211 S. Third St. Passed 3-0.

Resolution 2020-21: Emergency Tree Removal at 217 W. Wilden Ave.

Marks explained City is in process of demolishing structures; last week storm caused large tree to blow onto front of home. Said in order for City to retire water/sewer utilities tree must be removed. Stated this is an emergency declaration. Said Legal Dept. has asked demolition contractor about including removal of the tree as part of the work; if not, other alternatives will be pursued.



Landis/Nichols moved to approve Resolution 2020-21: Declaration of Emergency for Tree Removal at 217 W. Wilden Ave. Passed 3-0.

Stutsman/Landis moved to approve civil city and utility claims and to adjourn. Passed 3-0.

APPROVED

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Jeremy Stutsman, Chair

A handwritten signature in black ink, appearing to be "Michael Landis", written over a horizontal line.

Michael Landis, Member

A handwritten signature in black ink, appearing to be "Mary Nichols", written over a horizontal line.

Mary Nichols, Member

ATTEST

A handwritten signature in black ink, appearing to be "Adam Scharf", written over a horizontal line.

Adam Scharf, Clerk-Treasurer