

REGULAR MEETING - MARCH 3, 2003

The Board of Public Works and Safety of the City of Michigan City, Indiana, met in REGULAR SESSION on Monday morning, March 3, 2003, at the hour of 9:00 a.m., in the Council Chambers, in the City Hall Building, located at 100 East Michigan Boulevard, Michigan City, Indiana - a regular meeting room of this Board.

The meeting was called to order by Charles Oberlie, who presided.

Noted Present: Mayor Sheila Brillson and City Controller Charles Oberlie (2).

Absent: Member Anthony Metzcus (1).

A QUORUM WAS NOTED PRESENT.

Also noted in attendance:

John Espar, City Attorney and Board Counsel
Ron Plencner, Code Inspector
Cpl. Mike Elkins, COP
Cpl. Mark Zolvinski, COP
Al Walus, General Manager, Sanitary District
Capt. Ken Drake, Traffic Division Commander
John Pugh, City Planner
Bill Phelps, City Engineer
Jim Elwell, Superintendent, Central Services
Terry Farmer, Director, Street Department
Walter Gipson, Director, Municipal Coach
Tony Rodriguez, Director, Economic Development
Tom Fedder, City Clerk
Pat Larsen, Deputy Clerk

Amanda Haverstick, News Dispatch
Ron Miller, Radio Station WEFM

Paul Przybylinski, Second Ward Councilman
Chuck Lungren, First Ward Councilman

AWARDING OF BIDS

816 Nahas Street - Wells-Fargo Home Mortgage, Inc.

Bids received:

Andy Salat	\$2,800.00
G. E. Marshall	\$4,000.00
Wagoner Excavating	\$4,900.00
Woodruff & Sons	\$3,824.00
Lakeside Construction	?
Joell Harber	\$3,795.00

EEO has indicated all six bidders are acceptable.

Mr. Plencner recommended accepting the bid from Andy Salat at \$2,800.00. He has heard nothing more from the insurance carriers on this matter.

Mayor Brillson moved to accept the recommendation from the Inspection Department. Mr. Oberlie seconded the motion, which carried as follows: **AYES: MEMBERS Brillson and Oberlie (2). NAYS: None (0).**

PROBLEM PROPERTY REPORT

Mr. Plencner gave the following report. He indicated that (1) 169 Chestnut, and (2) 711 West Ninth Street had been deleted from the report because (1) the property had been cleared and (2) demolition had been completed and the site cleared. Improvements have been made at 310 Lafayette (the property has been sold and rehab started) and 117/119 West Eighth Street (the Historic Review Board approved demolition and a private demolition will be done by Wall Construction). He has started demolition proceedings on 111 North Porter. On 1106 East Second Street, the Board has approved receiving bids for demolition. Mayor Brillson brought up a group of homes on West Seventh Street. Mr. Plencner said these are being looked at. Properties are being secured; ownership is being investigated. On East Eleventh Street (510), rehab is proceeding and being monitored.

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PROPOSALS TO TAPE MEETINGS

1. Andy Steele - Held over from December 27 meeting.
2. Ken Willard - MCTV

Mr. Oberlie advised that access indiana has agreed to provide taping services for the month of March at no cost. This gives us another month to study the issue.

Mayor Brillson moved to table the matter for 30 days. Mr. Oberlie seconded the motion, which carried by the following vote: **AYES: MEMBERS Brillson and Oberlie (2). NAYS: None (0).**

The Clerk was requested to advise all parties that this will be brought up again at the April 7 meeting.

Speaking to the subject were Councilmen Lungren and Przybylinski and Mr. Willard (who stated that he would continue to provide free studio facilities for another 30 days).

Mr. Espar was requested to follow up with Comcast concerning the cable access monies.

STREET LIGHT REQUEST

Christella Ferguson, 113 Memorial Drive, requests street light in the 100 block of Memorial Drive.

Mrs. Ferguson was present and stated that, in addition to lack of light, the address numbers are incorrect (not in order), and emergency responders come to her home to find out where certain numbers are.

The matter was referred to Planning and Engineering, to be brought back to the next meeting. They were asked to look at the light situation and the addresses.

Mr. Lungren spoke in support of Mrs. Ferguson's request.

STOP SIGN REQUEST

Via memo from Mr. Kieft, the Wabash Neighborhood Association requested placement of four-way stop signs at (1) Wabash and Ripley Streets, (2) Washington and Ripley Streets, and (3) Ann and Washington Streets.

The matter was referred to Engineering, Planning, and Traffic for analysis, to be reported at the May 19 meeting. Mr. Oberlie suggested getting pedestrian counts with reference to St. Anthony's proposed new parking lot.

Mr. Przybylinski requested periodic updates on this process and not just a report when the study is completed.

BENCH ADS

Gibraltar Bench Ads proposes furnishing bus benches at no cost to City.

The matter was referred to the Legal Department for review, to be reported back at the next meeting.

STREIBEL ARM FLOODPLAIN PROJECT

Proposals for Soil Borings and Consulting Engineering Services

Mr. Walus said they are ready to proceed with soil borings on some of the property and consulting engineering services to continue the design aspects of the project. He requested the Board consider a letter of understanding between the Board and the Sanitary District, wherein the District would continue their normal tasks of obtaining this data and reviewing and approving invoices to be sent to the Board of Works for potential future payment.

Mr. Oberlie said the Board had copies of the proposed letter of understanding, which follows the format used on previous projects, specifying that the Board, through the appropriations, would provide up to \$850,000.00 for the engineering phases and all study materials to be a part of that, and Professional Services, including appraisals for negotiation purposes, etc.

Mayor Brillson moved to approve the signing of the letter of understanding, seconded by Mr. Oberlie. She commended the Sanitary District for their aggressive work in a very complicated and complex project. The motion carried as follows: **AYES: MEMBERS Brillson and Oberlie (2). NAYS: None (0).**

Speaking to the subject were Councilmen Lungren and Przybylinski, Mr. Oberlie, and Mr. Phelps. Mr. Phelps was requested to write to the Porter County Drainage Board and NICTD, as requested by Mr. Przybylinski, concerning the culvert that the NICTD tracks cross.

RESOLUTIONS

Mr. Oberlie introduced the following Resolutions and moved for their approval. Mayor Brillson seconded the motion, which carried as follows: **AYES: MEMBERS Brillson and Oberlie (2). NAYS: None (0).**

RESOLUTION NO. 2769

A RESOLUTION AUTHORIZING THE SOLICITATION OF BIDS FOR THE 2003 SIDEWALK PROGRAM FOR THE CITY OF MICHIGAN CITY, INDIANA

BE IT RESOLVED by the Board of Public Works and Safety of the City of Michigan City, Indiana , that said City solicit Bids for said **2003 SIDEWALK PROGRAM** in accordance with plans and specifications on file at the Office of the City Clerk, 100 East Michigan Boulevard, Michigan City, IN 46360.

BE IT FURTHER RESOLVED that the City Clerk is hereby directed to cause notice to be published once each week for two consecutive weeks in the News- Dispatch, a daily newspaper of general circulation published in Michigan City, notifying the public that said Board will receive sealed Bids for said **2003 SIDEWALK PROGRAM** until the hour of 9:00 a.m., local time, on the 7th day of April, 2003, at the office of the City Clerk, located in the City Hall Building, 100 East Michigan Boulevard, Michigan City, Indiana.

Introduced by: /s/ Charles E. Oberlie

RESOLUTION NO. 2770

A RESOLUTION AUTHORIZING THE SOLICITATION OF BIDS FOR THE 2003 PAVING PROGRAM FOR THE CITY OF MICHIGAN CITY, INDIANA

BE IT RESOLVED by the Board of Public Works and Safety of the City of Michigan City, Indiana , that said City solicit Bids for said **2003 PAVING PROGRAM**

**Division A - Street and Alley Paving
Division B - Pavement Traffic Markings**

in accordance with plans and specifications on file at the Office of the City Clerk, 100 East Michigan Boulevard, Michigan City, IN 46360.

BE IT FURTHER RESOLVED that the City Clerk is hereby directed to cause notice to be published once each week for two consecutive weeks in the News Dispatch , a daily newspaper of general circulation published in Michigan City, notifying the public that said Board will receive sealed Bids for said **2003 PAVING PROGRAM** until the hour of 9:00 a.m., local time, on the 7th day of April, 2003, at the office of the City Clerk, located in the City Hall Building, 100 East Michigan Boulevard, Michigan City, Indiana.

Introduced by: /s/ Charles E. Oberlie

PAVING BRICKS

Councilman Przybylinski inquired why the request of Ragtops Museum for paving bricks was not on the agenda; he came to address the matter. He was informed that, at the last meeting, the issue was referred to the Attorney's office to work with them and to obtain a certificate of not-for-profit status from the Secretary of State of Indiana. If they have that, there's no question that we can gift the bricks to a not-for-profit but, barring that evidence, we would be prohibited by law to provide such a transfer.

LETTER OF UNDERSTANDING

Mr. Oberlie presented a letter of understanding with the Water Department for water improvements, calling for the appropriation of monies to be used for these improvements. He moved to approve, seconded by Mayor Brillson. The motion carried as follows: **AYES: MEMBERS Brillson and Oberlie (2). NAYS: None (0).**

CLAIMS AND PAYROLL

Mayor Brillson moved that the claims set forth in the Register of Claims (in possession of the City Controller) and appearing in the Register be severally allowed and ordered paid and proper warrants for payment thereof hereby ordered issued in the stated amounts to person(s) and/or firm(s) as set forth, and payrolls approved. The motion was seconded by Mr. Oberlie and carried as follows: **AYES: MEMBERS Brillson and Oberlie (2). NAYS: None (0).**

The Board signed: Payroll Items in Register of Claims for informational purposes (which Register is in the possession of the City Controller) as follows:

Number	Date	Amount
786	2-26-03	\$230,095.15

Allowance of claims as set forth in the Register of Claims as follows:

Page	Date	Amount
1 of 1	2-28-03	\$46,134.31
2 of 2	2-28-03	\$1,589,834.42
		\$1,635,968.73

The presiding officer inquired whether there was anything else to be considered by the Board at this time and, there being none, declared the meeting ADJOURNED (approximately 10:00 a.m.).

Thomas F. Fedder, City Clerk