

REGULAR MEETING – June 3, 2008

The Board of Public Works and Safety of the City of Michigan City, Indiana, met in REGULAR SESSION on Tuesday morning, June 3, 2008, at the hour of 9:30 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 Anthony Metzcus, who presided.

Noted Present: Anthony Metzcus, President; Mayor Charles Oberlie, Member; and John Schaefer, Member (3).

Absent: None (0).

A QUORUM WAS NOTED PRESENT.

Also noted in attendance:

John Espar, Corporate Council
Sgt. Jeff Loniewski, Traffic Division, M.C.P.D.
John Pugh, Director, Planning & Inspection
Jim Elwell, Superintendent, Central Services
Jack Kahn, Director, Street Department
Bill Phelps, City Engineer
Dave Lamb, Fire Chief, M.C.F.D.
Joe Siegel, Zoning Administrator
Russ Hatfield, Code Inspector

Amanda Haverstick, The News Dispatch

Thomas Fedder, City Clerk
Kim Sliwa, Assistant Deputy City Clerk

APPROVAL OF MINUTES

Mr. Schaefer moved the minutes of the Regular Meeting of May 19, 2008, be approved as printed. The motion was seconded by Mr. Metzcus and carried as follows: **AYES: MEMBERS Metzcus, Oberlie and Schaefer (3). NAYS: None (0). Motion carries.**

CONDEMNATION STATUS/INSPECTION REPORTS

513 Pleasant Avenue

Russ Hatfield, Code Enforcement Officer, reported to the Board the status of this property. Mr. Hatfield informed the Board that this property was condemned by Code Enforcement; and that he met with Mr. Hollins regarding the steps that needed to be

taken for a through inspection. Mr. Hatfield will present the findings of his inspection at the next scheduled meeting.

Discussion followed between Mr. Hatfield, Mr. Metzcus, Mayor Oberlie and Attorney Espar; a formal hearing will be held after the Board receives the Inspection Department's findings at the next meeting so documentation can be made for the record.

***Note:** No motion required at this time for this item.

STATUS REPORTS

717 & 721 E. Michigan Blvd., Mark Pastoret – owner

Russ Hatfield, Code Enforcement Officer, addressed the Board regarding the status of these two separate properties; and reminded the Board that Mr. Pastoret asked the Board for assistance from the City in the demolition of the two properties. Mr. Hatfield requested the Board take into consideration assisting the owner with the removal of these structures; and allow the Inspection Department to issue the Orders to Demolish.

There was discussion between Attorney Espar and Mr. Hatfield as to the procedures that are followed per Indiana Codes. A hearing needs to be set to issue the Order to Demolish the two structures. Mr. Pastoret has gone before the Historic Review Board and has received a "Certificate of Appropriateness". He has also had an independent contractor evaluate the structures.

Mr. Pastoret addressed the Board regarding attendance at future meetings. Discussion followed between Mr. Pastoret, Mayor Oberlie and Attorney Espar.

***Note:** No motion required at this time for this item.

1202 Washington Street, Alexandra Jackson – owner

Russ Hatfield, Code Enforcement Officer, gave the Board an update on the alleyway stating the Inspection Department has received correspondence regarding the status of the claims on this property. Mr. Hatfield will report back to the Board with new information as to the timeline on repairs for getting this alley open for public use.

There was discussion between Mayor Oberlie, Mr. Metzcus and Mr Hatfield on the status of this alley at present.

***Note:** No motion required at this time for this item.

CORRESPONDENCE

REQUEST TO USE VACANT PROPERTY

The following correspondence was received in the Clerks Office on May 23, 2008 from Allan Whitlow, Executive Director, Boys & Girls Club of Michigan City:

The Boys & Girls Club of Michigan City Charles R. Westcott Center respectfully requests permission to use the former Memorial Hospital property for some of our outdoor activities during our summer program. Our summer program begins June 16 and ends August 8.

Enclosed with this letter is our Certificate of Insurance with the City of Michigan City listed as Certificate Holder.

Thank you for your consideration of our request.

Mayor Oberlie made the motion to approve the annual request to use the property. The motion was seconded by Mr. Metzcus and carried as follows: **AYES: MEMBERS Metzcus, Oberlie and Schaefer (3). NAYS: None (0). Motion carries.**

CLAIMS AND PAYROLL

Mayor Oberlie, 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. Schaefer and carried as follows: **AYES: MEMBERS Metzcus, Oberlie, and Schaefer (3). NAYS: None (0). Motion carries.**

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

Page	Date	Amount
1 of 8	05/23/2008	\$407,978.82
1 of 7	5/30/2008	\$297,673.73

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

Page	Date	Amount
1 of 5	06/03/2008	\$2,548,098.64

RAILROAD INTERSECTIONS

Mayor Oberlie made the motion pursuant to I.C.8.6.12-2 that the Board of Public Works and Safety authorize the Corporate Council on behalf of said Board to file notice to the C.S.X. Railroad that they have 30 days in which to commence repairs to Roeske Avenue, Carroll Avenue and Hitchcock Street crossings or the City will do the work and pursue them in court pursuant to said statute. The Motion was seconded by Mr. Schaefer and carried as follows: **AYES: MEMBERS Metzcus, Oberlie, and Schaefer (3). NAYS: None (0). Motion carries.**

Mayor Oberlie explained to the Board that the City Engineer has been working with the railroad for the past year and has documented these deteriorating intersections; stating that the City has posted “Dangerous Crossing” signs at all three intersections.

RAILROAD ISSUE/STREET CLOSING

Bill Phelps, City Engineer, reported to the Board he received notice from N.I.C.T.D. that they will be temporarily closing: Meer Road from June 10th through June 16th; and Royal Road from June 16th through 23rd. This will not conflict with the opening of Indiana State 212 Bridge, which is to be opened on June 13th.

Mayor Oberlie asked the City Engineer if a paving schedule had been received from INDOT for Indiana State 212; to date no schedule has been received.

Mr. Phelps wanted to go on public record so that the M.C.P.D. Traffic Division could put out notices.

PAVING/MILLING/STRIPING OF CITY HALL AND LAKESHORE DRIVE

Mayor Oberlie asked the City Engineer to update the Board on the paving being done around City Hall.

Bill Phelps, City Engineer, reported to the Board that Lakeshore Drive is tentatively scheduled for the week of June 19th. Mr. Phelps went on to explain the process to the Board, stating that “notification” will need to be posted in some fashion because traffic will not be allowed to use the new road for a couple of hours. Also, tentatively scheduled are: Eastwood Road, Tryon Road, Martin Luther King Drive and Duneland Beach Drive.

Discussion followed between Mayor Oberlie and Mr. Phelps regarding the “notification” to city residents of the street closing.

ADJOURNMENT

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 9:55 a.m.).

Thomas F. Fedder, City Clerk