

REGULAR MEETING – August 4, 2008

The Board of Public Works and Safety of the City of Michigan City, Indiana, met in REGULAR SESSION on Monday morning, August 4, 2008, 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 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.
Jim Elwell, Superintendent, Central Services
Jack Kahn, Street Director, Central Services
Dave Lamb, Fire Chief, M.C.F.D.
Russ Hatfield, Code Inspector
Al Walus, General Manager, Sanitary District
Joe Siegel, Zoning Administrator
Charlie Cate, Superintendant, Central Maintenance

Rick Richards, The News Dispatch

Thomas Fedder, City Clerk
Kim Sliwa, Asst. Deputy City Clerk

APPROVAL OF MINUTES

Mr. Schaefer moved the minutes of the Regular Meeting of July 21, 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.**

**DEMOLITION STATUS – 717 E. Michigan Blvd., Mark Pastoret – owner
1212 W. 9th Street, Michael Crane – owner
721 E. Michigan Blvd., Mark Pastoret – owner**

Russ Hatfield, Code Enforcement Officer, informed the Board of the status of these three (3) properties, stating that the structures have been demolished per bid requirements; all debris has been removed, backfilled, leveled and seeded the area. **Note:** This is for informational purposes.

STATUS REPORT – 1202 Washington Street (alley), Alexandra Jackson – owner

Russ Hatfield, Code Enforcement Officer, reported on the status of 1202 Washington Street, stating that the masonry contractor, Deutscher Construction, has the project about 90% completed. There was discussion between Mr. Hatfield and Corporate Council Espar about the homeowner being responsible for having the work done.

Note: This is for informational purposes.

AWARDING OF BIDS – Sale of City Vehicles, Central Maintenance

Charlie Cate, Superintendant, Central Maintenance reported to the Board the awarding of the bids for the sale of City Vehicle surplus:

Piper Excavating, 8611 W. 375 N., Michigan City, IN

1983 Chevy ¾ Ton TK (green) 8 cyl Diesel 96,309 miles	\$499.90
1983 Mack Single Axle Dump (yellow) w/front plow 71,694 miles	\$2319.00
1999 BOVC-Ford Bus 16 passenger Ford E450 8 cyl Diesel Chassis Bus w/Wheel Chair Lift	\$1297.87

Hunts Maintenance, 107 Greenway Avenue, Westville, IN

1999 BOVC-Ford Bus 16 passenger Ford E450 8 cyl Diesel Chassis Bus w/Wheel Chair Lift	\$851.00
2001 LTV-BlueBird Commercial Bus 24 passenger w/Wheel Chair Lift-Cummins ISB L6 5.9L Diesel w/Air Brakes	\$2195.00

John Schaefer moved that the bids be accepted per Mr. Cate’s tabulations. The motion was seconded by Mr. Metzcus and carried as follows: **AYES: MEMBERS Metzcus, Oberlie and Schaefer (3). NAYS: None (0). Motion carries.**

AWARDING OF BID – Purchase of one (1) Dump Truck, Central Maintenance

Charlie Cate, Superintendant, Central Maintenance informed the Board of the lowest bidder for the purchase of one (1) Single Axle Dump Truck for Central Maintenance:

Great Lakes International Trucks, LLC, South Bend, IN – Base bid	\$71,930.07
W.A. Jones Equipment .	\$123,973.07

John Schaefer moved that the bid be accepted per Mr. Cate’s tabulations. The motion was seconded by Mr. Metzcus and carried as follows: **AYES: MEMBERS Metzcus, Oberlie and Schaefer (3). NAYS: None (0). Motion carries.**

AMENDMENT TO LETTER OF UNDERSTANDING

Mayor Oberlie advised the Board of the Amendment made to the Letter of Understanding dated January 22, 2008, between the Michigan City Department of Water Works, and the Board of Public Works & Safety as follows:

- Section 3 of the Letter of Understanding is deleted and the following Substituted therefore:
That the Department may invoice the Board in the lump sum or as the work progresses. However, the Board’s financial

liability under this Letter of Understanding is limited to ONE MILLION TWO HUNDRED THOUSAND (\$1,200,000.00) DOLLARS. The Department will provide all engineering and project administration and any additional funds at the Department's cost.

2. Except as amended by this First Amendment, the Letter of Understanding is hereby ratified, confirmed and remains in full force and effect.

John Schaefer moved to approve the Amendment as presented. The motion was seconded by Mr. Metzcus and carried as follows: **AYES: MEMBERS Metzcus, Oberlie and Schaefer (3). NAYS: None (0). Motion carries.**

WATER PROBLEM – 216 Belmont Court, Ruthe & Howard Tobis-owners

Al Walus, General Manager, Sanitary District, distributed to the Board before and after photos of 216 Belmont Court; and reported that D & M Excavating has installed two (2) drywells at that location. The photos show that the drywells are working; the Sanitary District will continue to monitor the area; installation of the drywell is complete.

CORRESPONDENCE – Handicapped Parking Requests

The following correspondence was received in the Clerks Office on July 30, 2008, from Phillip S. King and Sharleen Stout of 916 Pine Street:

I would like to have a handicapped parking sign placed in front of my residence at 916 Pine Street, Michigan City. Myself and the residence owner are both handicapped and are limited to the amount we can walk. Many times people using the train park there for days at a time and there are several larger apartments close by. We have had to park a block down the street because we could not park right in front of our front door. This causes quite a bit of problems for myself, I am diabetic, have a lot of problems with my feet, and it is very hard for me to walk any distance. Thank you for any help you could give us.

Sgt. Jeff Loniewski, Traffic Division, M.C.P.D., addressed the Board stating that he and the Planning Department had just received this request and asked the Board for some time to investigate the matter.

Mayor Oberlie made the motion to refer the request to the M.C.P.D. Traffic Division and the Planning Department, and to report back to the Board at the next meeting. The motion was seconded by 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. Metzcus 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 12	08/01/2008	\$692,585.65

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

Page	Date	Amount
1 of 5	08/04/2008	\$1,147,118.93

CORRESPONDENCE – Street Light Request

Mayor Oberlie addressed the Board regarding the request for an additional street light on N. Porter Street; the Mayor made the motion to move an existing overhead street light directly into the intersection where the pedestrian traffic is occurring. The Mayor also authorized Vector Control to go out and cut back the growth along that alleyway. The motion was seconded by Mr. Metzcus and carried as follows: **AYES: MEMBERS Metzcus, Oberlie and Schaefer (3). NAYS: None (0). Motion carries.**

AGREEMENT APPROVAL

Mayor Oberlie asked the Board for authorization to execute the agreement between N.I.R.P.C. and the City of Michigan City; utilizing N.I.R.P.C. as the Metropolitan Planning Organization to serve in the capacity for coordination of our transit system for transit laws and programming, as well as environmental agency requirements. Mr. Metzcus made the motion to approve the authorization. The motion was seconded by Mr. Schaefer and carried as follows: **AYES: MEMBERS Metzcus, Oberlie and Schaefer (3). NAYS: None (0). Motion carries.**

I.N.D.O.T. AGREEMENT – Transfer of Maintenance on US Hwy 35

Mayor Oberlie asked the Board that he be authorized to execute the Agreement in reference to the Transfer of Maintenance on US Hwy 35, once the Agreement is received and the review process is completed with the Attorneys for legality purposes.

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

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 9:22 a.m.).

Thomas F. Fedder, City Clerk