

REGULAR MEETING – April 6, 2009

The Board of Public Works and Safety of the City of Michigan City, Indiana, met in REGULAR SESSION on Monday morning, April 6, 2009, 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 John Schaefer, who presided.

Noted Present: John Schaefer, Vice President; and Mayor Charles Oberlie (2).

Absent: Anthony Metzcus (1).

A QUORUM WAS NOTED PRESENT.

Also noted in attendance:

John Espar, Corporate Counsel
Sgt. Jeff Loniewski, Traffic Division, M.C.P.D.
Bill Phelps, City Engineer
John Pugh, Director, Planning and Inspection
Dave Lamb, Fire Chief, M.C.F.D.
Jack Kahn, Director, Street Department
Al Walus, General Manager, Sanitary District
Russ Hatfield, Code Enforcement Officer
Jim Elwell, Superintendent, Central Services
TaTanessa, Executive Director/EEO Officer
Charles Cate, Superintendent, Central Maintenance

Thomas Fedder, City Clerk
Gale Neulieb, Deputy City Clerk

APPROVAL OF MINUTES

John Schaefer, Vice President moved the minutes of the Regular Meeting of March 16, 2009 be approved as printed. The motion was seconded by Mayor Oberlie and carried as follows:

AYES: MEMBERS Oberlie and Schaefer (2). NAYS: None (0).

BID OPENINGS

Tom Fedder, City Clerk advised the Clerk's Office has proof of publication for the 2009 Paving Project bid advertisement.

Division B – Pavement Traffic Markings
Airmarking Company, Inc., Base bid.....\$20,898.00

Divisions A – Hot mixed Asphalt Paving's
& B – Pavement Traffic Markings

Reith Reiley, Base bid.....\$ 853,195.00
Walsh & Kelly, Base bid.....\$1,141,705.00

Mayor Oberlie made the motion to refer the bids to the City Engineer for tabulation and report back at the next meeting (April 20, 2009). The motion was seconded by Mr. Schaefer and carried as follows: **AYES: MEMBERS Oberlie and Schaefer (2). NAYS: None (0).**

DEMOLITION STATUS – Emergency Demolition, 1309 W. 10th Street

Russ Hatfield, Code Enforcement Officer, informed the Board of the status of 1309 W. 10th Street, stating that on March 18, 2009 there was a structure fire on this property and it had sustained major fire damage. Mr. Hatfield advised it was there determination that the structure was in danger of collapsing and warranted an emergency demolition. Mr. Hatfield advised the Board the property was insured at the time of the fire loss, and final clean up would be handled by the insurance company; and that the emergency demolition was contracted to Demolition Contractor, Andy Salat and completed.

PROJECT COORDINATION CONTRACT – Coolspring Avenue Project

Contract between the Indiana Dept. of Transportation and the City of Michigan City, IN location: Coolspring Avenue from Roeske Avenue to Wabash Street (general description of project).

Bill Phelps, City Engineer addressed the Board regarding information pertaining to the contract; and recommended it be approved by the Board to proceed.

Mayor Oberlie moved to approve the contract. The motion was seconded by Mr. Schaefer and carried as follows: **AYES: MEMBERS, Oberlie and Schaefer (2). NAYS: None (0). Motion carries.**

CONSTRUCTION AND ENGINEERING SERVICE AGREEMENT

Bill Phelps, City Engineer asked the Board to approve the agreement between Patrick Wooden, P.E., American Structurepoint, Inc. and the City of Michigan City, IN, regarding the Coolspring Avenue reconstruction project for their services as a LPA/Consultant engineer/inspector.

Mayor Oberlie moved to approve the agreement for construction engineering and inspection services during the construction phase of the reconstruction of Coolspring Ave. The motion was seconded by Mr. Schaefer and carried as follows: **AYES: MEMBERS, Oberlie and Schaefer (2). NAYS: None (0). Motion carries.**

DESIGN ENGINEERING AGREEMENT

Bill Phelps, City Engineer presented a design/bid service agreement regarding Village Green Subdivision Pavement Rehabilitation project between Lawson-Fisher Associates, P.C. (consulting engineers) and the City of Michigan City, Indiana.

Mayor Oberlie moved to approve the agreement. The motion was second by Mr. Schaefer and carried as follows: **AYES: Members Oberlie and Schaefer (2). NAYS: None (0).**

STREET SWEEPING AGREEMENT-CHANGES

John Schaefer, Vice President advised the changes to the annual street sweeping contract between the Indiana Department of Transportation and the City of Michigan City.

Mayor Oberlie moved to approve the 2009 street sweeping agreement. The motion was second by Mr. Schaefer and carried as follows: **AYES: MEMBERS Schaefer and Oberlie (2). NAYS: None (0).**

REQUEST TO PURCHASE EQUIPMENT

Charles Cate, Superintendent, Central Maintenance addressed the Board requesting to purchase one (1) 2009 Ford/Supreme Senator 14 passenger bus with handicap accessibility. Funding for this purchase is as follows:

American Recovery and Reinvestment Act (ARRA)
Grant #IN/90/X006 100% funding

Mr. Cate advised that the purchase is being made under the Indiana Department of Administration, quantity Purchase Award (QPA)#9857, from Midwest Transit Equipment of Indiana.

Mayor Oberlie moved to TABLE this matter until the next Board of Works and Safety meeting (April 20, 2009). The motion was second by Mr. Schaefer and carried as follows: **AYES: MEMBERS Oberlie and Schaefer (2). NAYS: None (0).**

REQUEST TO TRADE-IN EXCESS EQUIPMENT

The Board of Public Works and Safety received the following letter on March 31, 2009:

To: Board of Public Works and Safety

From: Charlie Cate, Superintendent Central Maintenance

Re: Trade-in of Excess Equipment

Gentlemen:

Central Maintenance requests that you approve the trade in of the following excess equipment on the purchase of 2 new plows from Northern Equipment for the Street Department.

Leaf Vac Trailer #1 Manufacturer: American
Road Machinery Model: ALC-2.5 SN: W.8-
74927439

Purchase Date: 10/1/97 Old Asset Tag# 8655
Original Cost: \$6,200
2009 Trade In Value: \$1,500

Leaf Vac Trailer #2 Manufacturer: American
Road Machinery Model: A LC-2.5 SN:
W.90500-4930099

Purchase Date: 6/2/99 Old Asset Tag# none listed
Original Cost: \$5,500
2009 Trade In Value: \$ 1,500

John Deere Mowing Deck

Manufacturer: John Deere SN:
W0157E001065

Purchased Date: 1/1/95 Asset Tag: 30461
Original Cost: \$9,499
2009 Trade In Value: \$1,000

Trade values are fair given equipment status.

Please place this request be on the agenda for the first regularly scheduled meeting of the Board of Works in April, 2009.

Thank you.

Charles Cate, Superintendent, Central Maintenance advised the Board the status, condition and value of the excess trade-in machinery to purchase two (2) new plows from Northern Equipment for the Street Department.

Mayor Oberlie made a motion to approve the trade in of the excess equipment and purchase two (2) new plows from Northern Equipment for the Street Department. The motion was second by Mr. Schaefer and carried by the following vote: **AYES MEMBERS Schaefer and Oberlie (2). NAYS: None (0).**

DONATION TO THE FIRE DEPARTMENT

M.C.F.D. Chief Lamb asked the Board to approve the USALCO donation of a tanker to the M.C.F.D. to use at the training tower site. Chief Lamb stated that the tanker would be a stationary prop and an asset to the training facility.

Mayor Oberlie made a motion to accept the tanker from the USALCO. The motion was second by Mr. Schaefer and carried by the following vote: **AYES: MEMBERS Oberlie and Schaefer (2). NAYS: None (0).**

John Schaefer, Vice President advised the Board the M.C.P.D and M.C.F.D. will start administering the Spring Physical Fitness test April 7th thru April 29th.

REQUEST FOR COMMUNITY OUTREACH EVENT

The following correspondence was received in the Clerk's Office by Dierre & Patricia Glenn, Senior Pastors, Advancing Christ's Kingdom Ministries M.C., on March 25, 2009:

This letter is in regards to a request for a one day community outreach event. This event will be held on our parking lot at 1407 Michigan Blvd. We are requesting large garbage containers for this event. Saturday, July 18, 2009 is the date of our event.

Thank you for giving us the opportunity to reach out to the community of Michigan City, Indiana. If you have any questions please do not hesitate to call (219) 879-1962 and ask for Minister Tracey woods.

Mayor Oberlie made a motion to refer this matter to the Refuse Department. The motion was second by John Schaefer and carried by the following vote: **AYES: MEMBERS Oberlie and Schaefer (2). NAYS: None (0).**

REQUEST FOR STREET CLOSING

The following correspondence was received in the Clerk's office by Deloria S. Byrd on March 23, 2009:

Hi, my name is Deloria S. Byrd and I'm writing because I would like to have a small block party. I would like to have part of the street blocked off, as to have a themed 30th B-Day party with tents and decorations. I would need from 822 W. 7th Street to Lamb Court. Barricaded as to not have any traffic going through. I would like to have my party on July 18, 2009. I would need barricades and a port a potty.

Sgt. Jeff Loniewski, M.C.P.D. Traffic Division, reported that he spoke with Ms. Byrd,

stating her request is to provide barricades for the temporary closure, from 822 W. 7th Street to Lamb Court, on July 18, 2009. Sgt. Loniewski gave the Board his recommendation for approving the request.

Mayor Oberlie made the motion to approve the street closing upon receipt of the Certificate of Insurance Liability from Deloria S. Byrd. The motion was second by Mr. Schaefer and carried as follows: **AYES: MEMBERS Schaefer and Oberlie (2). NAYS: None (0).**

REQUEST FOR A DUSK TO DAWN LIGHT

The following correspondence was received in the Clerk’s office by Rosemary Hill on April 1, 2009:

I live at 603 N. Woodland Avenue and I am writing this note to ask you if you could put up a dusk to dawn light in my back yard. It is quite dark on the side of my house and I live by myself...it is Quite spooky by the rail road tracks.

Thank you,
 Rosemary Hill
 603 N. Woodland Avenue
 (219) 879-8839

Mayor Oberlie made the motion to refer this request to the Planning/Inspection Department and Police Department. The motion was second by Mr. Schaefer and carried as follows: **AYES: MEMBERS Schaefer and Oberlie (2). NAYS: None (0).**

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 Oberlie and Schaefer (2). 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 6	04/06/2009	\$1,860,230.54

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

Page	Date	Amount
1 of 1	03/27/2009	\$2,381.07
1 of 1	03/27/2009	\$9,665.25
1 of 3	03/30/2009	\$233,347.91
1 of 7	03/27/2009	\$401,942.96

ADDITIONAL BUSINESS

Jessica Mullins, Duneland Lutheran High School, addressed the Board regarding a request to close off a portion of Franklin Street on May 23, 2009 for a fundraising event for the school from 11:00 a.m. to 11:00 p.m. Miss Mullins also suggested using the vacant lot on the corner of Franklin & 7th Streets as an alternative. There was discussion regarding the ownership of the vacant lot – which belongs to the Methodist Church.

Mayor Oberlie made the motion to refer the issue to the Traffic Division, who will report back to the Board at the next meeting (April 20, 2009). The motion was seconded by Mr. Schaefer and carried as follows: **AYES: MEMBERS Oberlie and Schaefer (2). NAYS: None (0). Motion carries.**

Fire Chief Dave Lamb addressed the Board regarding the contract with Pierce for the Quint refurbishment. Chief Lamb explained that Pierce is extending the 2008 pricing for 2009, which saved about \$30,000.00. Note: this is for informational purposes only.

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 9:17 a.m.).

Thomas F. Fedder, City Clerk