

REGULAR HYBRID/ZOOM MEETING –

October 17, 2022

The Board of Public Works and Safety of the City of Michigan City, Indiana, met in REGULAR SESSION on Monday morning, October 17, 2022, at the hour of 8:30 a.m., hosted by "Hybrid/Zoom" and streaming live on "My Michigan City" Facebook page.

The meeting was called to order by President, Virginia Keating, who presided.

Noted present in person: Virginia Keating, Michael Vinson, and Mayor Parry (3), Absent: None (0).

A QUORUM WAS NOTED PRESENT.

Also noted in attendance:

Amber Lapaich-Stalbrink, Corporate Counsel
Brad Minnick, City Engineer
Andrew White, Alco TV
Chris Yagelski, Mayor's Administrator
Skylar York, Director of Planning
Shong Smith, Street Department Director
Steve Hahn, Vector Control Officer
Marty Corley, Chief of Operations
Sue Downs, Planning Inspector
Chief Doug Legault, Fire Department Chief
Frank Rebac, Deputy Fire Chief
Shannan Eason, Assistant Park Superintendent
Christine Vanderborg, Code Enforcement Inspector

Gale Neulieb, City Clerk and Amanda Pickens, Asst. Deputy Clerk.

APPROVAL OF MINUTES

President Keating asked if there were any corrections to the minutes of the Regular "Hybrid/Zoom" meeting of October 3, 2022, and Executive Session September 29, 2022.

Vice President Vinson moved to approve the minutes as read of the Regular "Hybrid/Zoom" meeting of October 3, 2022 and Executive Session September 29, 2022; seconded by Mayor Parry, and the minutes were approved by the following vote: **AYES:** Board of Public Works and Safety members, Mayor Parry, Vinson, and Keating (3). **NAYS:** None (0). Motion Carries.

President Keating read the following request.

Special Purchase- Marty Corley, Assistant Chief of Services MCPD, is requesting approval to trade in nine (9) older Police vehicles and purchase one (1) 2022 Ram 2500 Promaster Cargo Van in the amount of \$22,690.00.

Marty Corley MCPD, addressed the Board stating MCPD will be trading in nine (9) vehicles under the year of 2011 and after trade in the purchase of the Cargo Van will be \$22,690.00 that will come from the DEA Forfeiture Fund.

President Keating asked if there were any comments from the Public, there was no response.

President Keating asked if the Board had any questions or comments, there was no response.

Vice President Vinson made a motion to approve the trade in of nine (9) older Police vehicles and purchase one (1) 2022 Ram 2500 Promaster Cargo Van in the amount of \$22,690.00, Mayor Parry second and carried by the following vote: AYES: BOW members Parry, Vinson, and Keating (3) NAYS (0) Motion carries.

President Keating read the following item on the agenda.

Special Purchase- Marty Corley Assistant Chief of Services MCPD, is requesting approval to outfit with equipment and wrap in all black the newly purchased 2022 Ram 2500 Promaster Cargo Van from Waymire Fleet in the amount of \$31,380.82.

Marty Corley MCPD, addressed the Board stating Waymire Fleet is who equips all MCPD vehicles. They will outfit, and equip the van and Madwrappers will wrap it in all black as it comes white and will put on the decals to match the rest of MCPD fleet vehicles for the total cost of \$31,380.82

President Keating asked if there were any other comments from the Public, there was no response.

President Keating asked if the Board had any questions or comments, there was no response.

Vice President Vinson made a motion to approve MCPD request to outfit with equipment and wrap the newly purchased 2022 Ram 2500 Promaster Cargo Van in all black in the amount of \$31,380.82, second by Mayor Parry and carried by the following vote: AYES: BOW members Parry, Vinson, and Keating (3) NAYS (0) Motion carries.

President Keating read the next item on the agenda.

Opening Of Bids – 2022 Lease of Backhoe for the Michigan City Street Department

President Keating asked if there was anyone wishing to render a bid for the 2022 Lease of Backhoe.

Mayor Parry made a motion to close the bids, second by Vice President Vinson and carried by the following vote: AYES: BOW members Parry, Vinson, Keating (3) NAYS (0) Motion carries.

Amber Lapaich-Stalbrink Corporate Counsel addressed the Board stating two Bids were received in the Clerk's Office

- 1) MacAllister Machinery
- 2) McCann Industries

President Keating asked if there were any comments from the Public, there was no response.

President Keating asked if the Board had any questions or comments, there was no response.

President Keating stated she would ask for a motion to refer this to Legal and Cranston Harris, Central Service.

Mayor Parry made a motion to refer this to Legal and Cranston Harris, Central Services, second by Vice President Vinson and carried by the following vote: AYES: BOW members Parry, Vinson, Keating (2) NAYS (0) Motion carries.

President Keating read the next item on the agenda.

Professional Service Agreement- Shannon Eason, Michigan City Park Department, is requesting to amend the Singing Sands Trail agreement between the City of Michigan City and Primera Engineering for additional professional services/ contract inspections in the amount of \$46,500.00 due to several accidents damaging the trail.

Shannon Eason Assistant Park Superintendent, addressed the Board stating this contract has been extended due to fourteen (14) vehicle accidents along the trail which requires our construction inspector Primera Engineers, Brad Minnick to complete daily reports, go out after rain events. One signal needs to be replaced, but it is on an 8-week lead time. INDOT has denied the request to close until all repairs are completed. The City is required to keep the construction inspector on site until it is closed out. The contract total is \$46,500.00 INDOT will pay 80% of that expense, the City will pay \$9,300.00 she has verified with controller they have that amount in the Trail Grant Fund.

Brad Minnick Primera Engineers, addressed the Board stating two (2) additional signs have been installed on the west end of Countyline Road as this was eliminated from the design package five (5) years ago and was brought to our attention so this will be added to the design.

President Keating asked if there were any other comments from the Public, there was no response.

President Keating asked if there were any comments from the Board, there was no response.

Vice President Vinson made a motion to amend the Singing Sands Trail agreement between the City of Michigan City and Primera Engineering for additional professional services/ contract inspections., second by Mayor Parry and carried by the following vote: AYES: BOW members Parry, Vinson, and Keating (3) NAYS (0) Motion carries.

President Keating read the following request on the agenda.

Vehicle Lease Request – Deputy Chief Frank Rebac, MCFD, is requesting to lease two (2) vehicles from LaPorte Chrysler, 2022 Dodge Durango Police Pursuit vehicles three (3) year term in the amount of \$40,680.00 for both vehicles.

Deputy Chief Frank Rebac, MCFD, addressed the Board stating we have a 2010 Ford Fusion and a 2008 Dodge Durango that are in constant state of despair, and we are in need of new vehicles.

Amber Lapaich-Stalbrink Corporate Counsel stated the Deputy Chief Rebac did follow our small purchasing policy and is seeking quotes from three (3) vendors.

President Keating asked if there were any Public comments, there was no response.

President Keating asked if there were any Board comments.

Mayor Parry asked Deputy Chief Frank Rebac why the Fire Department needs Police pursuit vehicles.

Deputy Chief Frank Rebac stated the department has used the Police pursuit vehicles in the past, they drive to calls quickly and price wise is cheaper.

Vice President Vinson made a motion to approve to lease two (2) vehicles from LaPorte Chrysler, 2022 Dodge Durango Police Pursuit vehicles three (3) year term in the amount of \$40,680.00 for both vehicles., second by Mayor Parry and was carried by the following vote: AYES: BOW members Parry, Vinson, and Keating (3) NAYS (0) Motion carries.

CLAIMS AND PAYROLL

President Keating read the following payroll docket from September 23, 2022, and the BOW Claim Docket for October 3, 2022:

PAYROLL DOCKET	<u>October 7, 2022</u>		
	City Payroll	\$	669,626.45

CLAIMS DOCKET	<u>October 17, 2022</u>		
	Municipal	\$	954,051.79
	CDBG	\$	11,074.24
	Health & Life Ins. Fund	\$	246,148.59
	Total Claims:	\$	1,211,274.62

Vice President Vinson made a motion to approve the City Payroll Docket as read and the Claims Docket for the amount stated, second by Mayor Parry and carried as follows AYES: BOW members Parry, Vinson, and Keating (3). NAYS: None (0). Motion Carries.

UNFINISHED BUSINESS

President Keating stated the first item on the pending items/unfinished business list is Kathy Stransky 223 E. Barker Avenue requesting a streetlight.

Brad Minnick Primera Engineers, addressed the Board stating he contacted NIPSCO last week to get an update and the gentleman was out of the office, he drove passed the residence this morning there was no activity his recommendation is to leave it on the pending item's list till the BOW meeting on November 7, 2022.

President Keating stated the next item on the pending items/unfinished business list is Tommy Kulavik 1316 Ohio Street requesting to restripe Ohio Street from 11th Street to Garfield Street.

Brad Minnick Primera Engineers addressed the Board stating he spoke with Mr. Doyle and he was going to add it to some paving work he has plans for.

Mr. John Doyle addressed the Board stating he does not have the plans drawn up yet.

President Keating stated we will leave this on the pending items list till our meeting on November 7, 2022.

President Keating stated the next item on the pending items/unfinished business list is Gale Neulieb, City Clerk, is requesting the clarification/ procedures being followed to date due to the 2020 Pandemic/Covid and the HDD (Horizontal Directional Drill) Policy that was amended / approved on 6/17/2019; Third Person seeking permission to Horizontally Directionally Drill Under any City Street, Right- of-Way, or City Owned Property.

Attorney Lapaich-Stalbrink, Cooperate Counsel submitted the Revised HDD policy for the Board's approval.

President Keating asked if there were any Public comments, there was no response.

President Keating asked if there were any Board comments, there was no response.

Mayor Parry made a motion to approve the Revised HDD policy and remove from pending item's list., second by Vice President Vinson and was carried by the following vote: **AYES: BOW members Parry, Vinson, and Keating (3) NAYS (0) Motion carries.**

Brad Minnick, Primera Engineers, LTD is requesting a fee proposal for Woodland Ave. Crash Analysis.

Brad Minnick Primera Engineers, addressed the Board stating in the crash analysis report he would like to draw the Board's attention to page 28 of the report which will discuss the next steps of this project with traffic signal timings and phasing sequence collected from Midwestern Electric, and the traffic data would be performed by Primera Engineers, with these two pieces this would drive a proposed recommendation for improvement based on the information provided.

Further conversation ensued between Brad Minnick and the Board regarding moving forwarded with the analysis and another proposal with the cost.

Mayor Parry made a motion to move forward with the fee proposal, second by Vice President Vinson and was carried by the following vote: **AYES: BOW members Parry, Vinson, and Keating (3) NAYS (0) Motion carries.**

President Keating stated we will leave this on the pending items list till our meeting on November 7, 2022.

President Keating stated the next item on the pending items/unfinished business list is Rodney McCormick requesting for cameras and security lights in neighborhoods (11th, 10th, and York Streets) for safety.

Mayor Parry stated we are not ready to view this today because Flock System company is a big part of the design of where the cameras will be placed.

President Keating stated we will leave this on the pending items list till our meeting on November 7, 2022.

President Keating stated the next item on the pending items/unfinished business list is

Councilman Don Przybylinski addressed the Board with concerns from the public concerning traffic islands by Blue Chip Casino.

Brad Minnick Primera Engineers addressed the Board stating he is happy to report that the markers have been installed by INDOT, so you can remove this from the pending items list.

President Keating asked if there were any Public comments, there was no response.

President Keating asked if there were any Board comments, there was no response.

President Keating stated the next item is an appeal hearing.....

Appeal Hearing – Brett Antisdell, CYB Real Estate LLC, is requesting a hearing to appeal Vector Control Parcel number 460125180002000022.

Steve Hahn Vector Control and Brett Antisdell, CYB Real Estate LLC., both were sworn in and addressed the Board.

Testimony was heard from Brett Antisdell followed by testimony from Steve Hahn regarding the alleged violation of Municipal Ordinance 102-1 as it governs the permissible height of the grass on the property at 811 Highway 212.

President Keating stated the Board will take this matter under advisement and make its decision at the next meeting on November 7, 2022.

PUBLIC COMMENT

NOTE: Public Comment is limited to three (3) minutes. All comments are addressed to the Board President not to the individual Board members. All comments must be germane to and within the mandate authority of this Board.

President Keating asked if there were any Public comments, there was no response.

BOARD COMMENT

President Keating asked if there were any Board comments, there was no response

ADJOURNMENT

The presiding officer inquired whether there was anything else to be considered by the Board at this time and, there being none, asked for a motion to ADJOURN the meeting at approximately 9:05 a.m. Vice President Vinson made the motion to Adjourn. The motion was seconded by Mayor Parry. **AYES:** Board of Public Works and Safety members Keating, Vinson, and Parry (3). **NAYS:** None (0). **Motion Carries.**

Gale A. Neulieb, City Clerk