The Board of Public Works and Safety of the City of Michigan City, Indiana, met in REGULAR SESSION on Monday morning, July 15, 2019, at the hour of 8:30 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 President Steve Janus, who presided.

Noted present: Steve Janus, Rich Murphy and Virginia Keating (3) Absent: None (0)

A QUORUM WAS NOTED PRESENT.

Also noted in attendance:

Amber Lapaich, Corporate Counsel
Charles “Spike” Peller, City Engineer
Mike Kuss, General Manager, M.C. Sanitary District
Sue Downs, Building Commissioner
Skyler York, Assistant City Planner
Captain Jeff Loniewski, Traffic Division, M.C.P.D.

Kim Sliwa, Deputy Clerk
Dawn Debald, Assistant Deputy Clerk

APPROVAL OF MINUTES

President Janus asked if there were any corrections to the minutes from the Regular meeting of July 1, 2019.

Vice-President Murphy made the motion to approve the minutes from the Regular meeting of July 1, 2019. The motion was seconded by Virginia Keating and carried as follows: AYES: MEMBERS Janus, Murphy and Keating (3). NAYS: (0). Motion Carries.

AWARDING OF BIDS – Demolition of 816 Pine Street

Corporate Counsel, Amber Lapaich addressed the Board stating Chem Check Inc. was the lowest most responsive bidder in the amount of $10,780.00; recommending awarding of the bid to Chem Check, Inc.

Virginia Keating made the motion to award the bid for the demolition of 816 Pine Street to Chem Check, Inc. they are the lowest most responsive bidder in the sum of $10,780.00. The motion was seconded by Vice-President Murphy and carried as follows: AYES: MEMBERS Janus, Murphy and Keating (3). NAYS: (0). Motion Carries.

REQUEST FOR SOLICITATION OF BIDS/APPROVAL OF BID PACKET – Glenn Peterson, SEH of Indiana, is requesting to solicit bids for the 2019 Michigan City Paving Project
Corporate Counsel, Amber Lapaich addressed the Board advising Charles “Spike” Peller, City Engineer and herself reviewed the bid packet; recommending approval.

Vice-President Murphy made the motion to approve the request for solicitation of bids by SEH of Indiana for the 2019 Michigan City Paving Project. The motion was seconded by Virginia Keating and carried as follows: AYES: MEMBERS Janus, Murphy and Keating (3). NAYS: (0). Motion Carries.

REQUEST FOR SOLICITATION OF BIDS/APPROVAL OF BID PACKET – Glenn Peterson, SEH of Indiana, is requesting to solicit bids for the 2019 City Wide Pavement Markings Project

Jay Niec, SEH of Indiana, addressed the Board regarding his request for solicitation of bids for the 2019 City Wide Pavement Markings Project.

Virginia Keating made the motion to approve the request for solicitation of bids by SEH of Indiana for the 2019 City Wide Pavement Markings Project. The motion was seconded by Vice-President Murphy and carried as follows: AYES: MEMBERS Janus, Murphy and Keating (3). NAYS: (0). Motion Carries.

REQUEST FOR SOLICITATION OF BIDS/APPROVAL OF BID PACKET- Tom Weinmann, Haas & Associates, LLC. is requesting to solicit bids for the 2019 Pavement Crack Sealing Project

Sam Ozeh, Haas & Associates, LLC. addressed the Board regarding his request for solicitation of bids for the 2019 Pavement Crack Sealing Project.

Vice-President Murphy made the motion to approve the request for solicitation of bids by Haas & Associates, LLC. for the 2019 Pavement Crack Sealing Project. The motion was seconded by Virginia Keating and carried as follows: AYES: MEMBERS Janus, Murphy and Keating (3). NAYS: (0). Motion Carries.

CHANGE ORDER – Tom Weinmann, Haas & Associates, is requesting approval for the 2019 City Wide Pavement Repair Project – Change Order No. 1 – Reduction of Contract Cost for Rieth-Riley Construction Company, Inc. total revised cost is $99,980.00 (reduction of $4,220.00)

Charles “Spike” Peller, City Engineer, addressed the Board explaining the Change Order.

Virginia Keating made the motion to approve Change Order No. 1- Reduction of Contract Cost for Rieth-Riley Construction Company, Inc. for a total cost of $99,980.00. The motion was seconded by Vice-President Murphy and carried as follows: AYES: MEMBERS Janus, Murphy and Keating (3). NAYS: (0). Motion Carries.

CHANGE ORDER – Tom Weinmann, Haas & Associates, is requesting approval for the 2019 City Wide Sidewalk Repair Project – Change Order No. 1 – Reduction of Contract Cost for Rieth-Riley Construction Company, Inc. total revised cost is $274,686.00 (reduction of $100,975.00)

Charles “Spike” Peller, City Engineer, addressed the Board explaining the Change Order.
Vice-President Murphy made the motion to approve Change Order No. 1 – Reduction of Contract Cost for Walsh & Kelly, Inc. for a total cost of $274,686.00. The motion was seconded by Virginia Keating and carried as follows: **AYES: MEMBERS Janus, Murphy and Keating (3). NAYS: (0). Motion Carries.**

**REQUEST FOR ALLEY CLOSURE** – Pastor Javaughn Blakely, High Praise Ministries Church, 301 East 9th Street, is requesting to close the alley on Spring Street between 9th and 10th Streets for a church picnic and giveaway on Sunday, July 21, 2019 from 12:00 p.m. – 6:00 p.m.

Pastor Javaughn Blakely, High Praise Ministries Church, 301 E. 9th Street, addressed the Board explaining his event.

Corporate Counsel, Amber Lapaich addressed the Board stating we need his Certificate of Insurance.

Captain Jeff Loniewski, M.C.P.D. Traffic Division, addressed the Board stating he has no objections; recommending approval.

Virginia Keating made the motion to approve the request for alley closure for High Praise Ministries Church, 301 East 9th Street; closure of the alley on Spring street between 9th and 10th Streets for a church picnic and giveaway on Sunday, July 21, 2019 from 12:00 p.m. – 6:00 p.m. The motion was seconded by Vice-President Murphy and carried as follows: **AYES: MEMBERS Janus, Murphy and Keating (3). NAYS: (0). Motion Carries.**

**PEDESTRIAN SAFETY REQUEST** – Harry & Maureen Stevens, Stevens Marine, 1264 W. U.S. Highway 20, have pedestrian safety concerns with the crosswalk located on Lakeshore Drive across from the Michigan City Armory entrance.

Maureen Stevens, 1264 W. U.S. Highway 20, addressed the Board stating her concerns with the crosswalk on Lakeshore Drive.

Charles “Spike” Peller, City Engineer addressed the Board stating he reached out to Robert Zondor to repaint the crosswalk and place larger signs for the crosswalk; recommending approval.

Vice-President Murphy made the motion to refer the pedestrian safety request by Harry & Maureen Stevens to Central Services for their review and recommendation at the next meeting. The motion was seconded by Virginia Keating and carried as follows: **AYES: MEMBERS Janus, Murphy and Keating (3). NAYS: (0). Motion Carries.**

**HORIZONTAL DRILLING PERMIT** – Olivia Carlin, ESPO Engineering is requesting a Horizontal Drilling Permit to directional bore to install new underground CATV cable underneath Wabash Avenue – Project location – 601 Wabash Street

Corporate Counsel, Amber Lapaich addressed the Board stating she is recommending approval subject to the requirements from the Sanitary District.

Virginia Keating made the motion to approve the request for the horizontal drilling permit from ESPO Engineering to directional bore to install new underground CATV cable underneath Wabash Avenue located at 601 Wabash Street; subject to the requirements from the Sanitary
District. The motion was seconded by Vice-President Murphy and carried as follows: *AYES: MEMBERS Janus, Murphy and Keating (3). NAYS: (0). Motion Carries.*

REQUEST FOR STREET CLOSURE – Ed Byers, Woodruff & Sons, Inc. is requesting a street closure on Karwick Road at the intersection of Springland Avenue to Warnke Road at the Karwick Nature Park for corrective action for the Michigan City Sanitary District from July 29, 2019- August 2, 2019 between 7:00 a.m. – 5:00 p.m.

Ed Byers, Woodruff & Sons, Inc., addressed the Board explaining his request.

Vice-President Murphy made the motion to approve the request for street closure by Woodruff & Sons, Inc. on Karwick Road at the intersection of Springland Avenue to Warnke Road at the Karwick Nature Park for corrective action for the Michigan City Sanitary District from July 29, 2019 – August 2, 2019 between 7:00 a.m. – 5:00 p.m.  The motion was seconded by Virginia Keating and carried as follows: *AYES: MEMBERS Janus, Murphy and Keating (3). NAYS: (0). Motion Carries.*

RESIDENT PARKING REQUEST – Dennis Gooch, 707 Michigan Boulevard, is requesting residential parking for 703 and 707 Michigan Boulevard

Charles “Spike” Peller, City Engineer addressed the Board stating there is alley access behind the residence of 703 Michigan Boulevard; advising 707 Michigan Boulevard has no access to the alley; explaining to put in parking on Michigan Boulevard would cost the City $10,000.00 - $20,000.00; recommending denial of this request.

Virginia Keating made the motion to deny the request for resident parking at 703 and 707 Michigan Boulevard.  The motion was seconded by Vice-President Murphy and carried as follows: *AYES: MEMBERS Janus, Murphy and Keating (3). NAYS: (0). Motion Carries.*

APPROVAL OF CONTRACTS – Abigale Thayer Kuchta, Event Coordinator is requesting approval of the following contracts for performances at the Michigan City Patriotic Parade that was held on Saturday, June 29, 2019

- Michigan City High School Marching Band in the amount of $500.00
- Dean McCool of Caledonia Kilty Pipe Band in the amount of $600.00

Discussion ensued between President Janus and Corporate Counsel, Amber Lapaich regarding if it is a problem approving the contracts since the Patriotic Parade has passed. Counsel Lapaich responded, no.

Vice-President Murphy made the motion to approve the contracts between the City of Michigan City, Indiana and the Michigan City High School Marching band in the amount of $500.00; and Dean McCool of Caledonia Kilty Pipe Band in the amount of $600.00. The motion was seconded by Virginia Keating and carried as follows: *AYES: MEMBERS Murphy and Keating (2). NAYS: Janus (1). Motion Carries.*

CLAIMS AND PAYROLL

Virginia Keating 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 second by Vice-President Murphy and carried as follows: AYES: MEMBERS Janus, Murphy and Keating (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:

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<thead>
<tr>
<th>Page</th>
<th>Date</th>
<th>Amount</th>
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<tbody>
<tr>
<td>1 of 12</td>
<td>07/05/2019</td>
<td>$603,397.91</td>
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</tbody>
</table>

Allowance of claims as set forth in the Register of Claims for the Board of Public Works and Safety and the Department of Redevelopment (which Register is in the possession of the City Controller) as follows:

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<th>Amount</th>
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<tbody>
<tr>
<td>1 of 8</td>
<td>07/15/2019</td>
</tr>
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UNFINISHED BUSINESS

President Janus stated the first item on the Pending Item List is Employee Payroll Deductions – Kris Pate, United Way of LaPorte County, is requesting modification of the City policy regarding employee payroll deductions for United Way contributions.

Vice-President Murphy stated the research is still ongoing; recommending this item stay on the pending items/unfinished business list.

President Janus stated the next item on the Pending Item List is a request for Sean Fitzpatrick – request for street lights on Pahs Road for pedestrian safety.

Charles “Spike” Peller, City Engineer addressed the Board stating he is still working with the County on this request; advising the lights will go on City poles only; explaining he is working with NIPSCO on the cost.

President Janus stated the next item on the Pending Items List is Attorney Barry McDonnell, representing McDonald’s Real Estate Company, requesting acceptance of Deed of Dedication for new public right-of-way (alley).

Corporate Counsel asked for this matter to stay on the pending item/unfinished business list until it is finalized.

President Janus stated the next item on the Pending Item List is a request for the order to demolish 111 Franklin Street – 03/28/19.

This matter will be revisited at the first meeting in September which is September 3, 2019.
President Janus stated the next item on the Pending Item List is +WeCreate Media-Marketing Contract for 2019 – the 60-day update will be on the July 1, 2019 at the B.O.W. meeting.

The next update on the progress of this matter will be at the meeting on October 7, 2019.

President Janus stated the last item on the Pending Item List is a request for the sale of Fogarty Street Property – Parcel #460121361005000022 (this was tabled from the May 6, 2019 meeting)

This item will stay on the pending items/unfinished business list for six (6) months – report back at the November 18, 2019 meeting.

PUBLIC COMMENTS

President Janus asked if there were any public comments.

Justin Stephens, Rigging & Contracting, Cincinnati Ohio, addressed the Board explaining the closure of Karwick Road to replace the superstructure of the bridge over Karwick Road; advising the closure will be for 90 days starting on July 17, 2019.

Virginia Keating made the motion to approve the request for the closure of Karwick Road at the Railroad bridge to replace the superstructure of the bridge for 90 days beginning July 17, 2019 and ending October 13, 2019. The motion was seconded by Vice-President Murphy and carried as follows: AYES: MEMBERS Janus, Murphy and Keating (3). NAYS: (0). Motion Carries.

Tommy Kulavik, 1316 Ohio Street addressed the Board reading section 46-37-12 of the Municipal Code.

Dennis Metheny, 6757 West 45O North addressed the Board with several concerns: the City Engineer; the crosswalk on Lakeshore Drive by the Armory; and the two (2) parade contacts that were approved by the Board.

BOARD COMMENTS

President Janus asked if there were any Board comments; there was no response.

ADJOURNMENT

President Janus stated as there were no other items on the agenda to be considered by the Board at this time, declared the meeting ADJOURNED (approximately 8:57 a.m.). Virginia Keating made the motion to adjourn. The motion was seconded by Vice-President Murphy and carried as follows: AYES: MEMBERS Janus, Murphy and Keating (3). NAYS: (0). Motion Carries.