

The Board of Public Works meeting was held Tuesday, April 09, 2024 at 5:30 pm in the Council Chambers of City Hall at 401 N. Morton St., Bloomington, Indiana and virtually through Zoom with Kyla Cox Deckard presiding.

**REGULAR MEETING OF
THE BOARD OF PUBLIC
WORKS**

Present: Kyla Cox Deckard – In Person
Elizabeth Karon – In Person
James Roach – In Person

ROLL CALL

City Staff: Adam Wason – Public Works
April Rosenberger – Public Works
Jo Stong – HAND
Roy Aten – Engineering
Maria McCormick – Engineering
Alex Gray – Engineering
Kyle Baugh – Engineering

Roach mentioned that he has a commitment and will need to leave five till. Cox Deckard thanked everyone who worked yesterday afternoon for the celestial event.

**MESSAGES FROM BOARD
MEMBERS**

None

**PETITIONS AND
REMONSTRANCES**

1. Approval of Minutes; March 26, 2024
2. Amendment #1 to On-Call Engineering Services Contract with Rundell Ernstberger Associates
3. Resolution 2024-021; New Mobile Vendor; Rita's Ice
4. Resolution 2024-016; Renew Mobile Vendor; BloomingBowls
5. Resolution 2024-017; Arts Fair on the Square
6. Resolution 2024-018; Monroe County History Center Outdoor Concert
7. Resolution 2024-020; Declaration of Surplus; Fleet Vehicles and Equipment
8. Renew Contract with CE Hughes for Pavement Marking
9. Approval of Payroll

CONSENT AGENDA

Karon made a motion to approve the Consent Agenda. Roach seconded. Cox Deckard took a roll call vote, all in favor, motion is passed.

Jo Stong, HAND, presented Abatement Services Contract with B&L Hazard Eco-Clean, LLC. See meeting packet for details.

**NEW BUSINESS
Abatement Services Contract
with B&L Hazard Eco-Clean,
LLC**

Board Comments: Karon asked if this was the first year they went with two vendors instead of one. Stong said that no they have been doing this the past couple of years. It allows for the contract to be renewed after a year and not have to come to the board each time. Cox Deckard asked if the contract with B&L Hazard Eco-Clean, LLC is the first time the City has entered a contract or is this the first year of a contract. Stong stated it's both. They are a new vendor and it's the first contract with them.

Karon made a motion to approve the Abatement Services Contract with B&L Hazard Eco-Clean, LLC. Roach seconded. Cox Deckard took a roll call vote, all in favor, motion is passed.

Jo Stong, HAND, presented Abatement Services Contract with 4 U Lawn & Landscape. See meeting packet for details.

**Abatement Services Contract
with 4 U Lawn & Landscape**

Board Comments: None

Karon made a motion to approve the Abatement Services Contract with 4 U Lawn & Landscape. Roach seconded. Cox Deckard took a roll call vote, all in favor, motion is passed.

Roy Aten, Engineering, presented Approve Change Order Package #2 for the Hopewell East Project. See meeting packet for details.

Board Comments: Roach asked what the original contract was; was it for public spaces, street, or are they the master developer. Aten stated that it is part of the Hospital redevelopment project through the Redevelopment Commission that it is an infrastructure project that is called Hopewell East and its general contractor, Milestone contractors was awarded by the Board.

Karon made a motion to approve the Approve Change Order Package #2 for the Hopewell East Project. Roach seconded. Cox Deckard took a roll call vote, all in favor, motion is passed.

Roy Aten, Engineering, presented Approve Change Order #4 for the Jackson Creek Trail PH II Project. See meeting packet for details.

Board Comments: Roach asked what the future looked like for the utility poles, guy wires and the trails. Aten stated that they are working with Duke Energy and they are reluctant to move the poles until they hear how the case is resolved through the Supreme Court of Indiana. They are currently barricaded. Karon asked for clarification in the staff report, stating that there are two sentences that begin with "the change order will add" in two different amounts. Aten said there was an error in the staff report. The change order that says we will add \$79,000 is to be struck as it was left over from a previous report. The change order should say \$2,271.17. Karon asked if this change order of \$2,271.17 would make the final contract amount of \$2,550,258.05. Aten said he will double check the math. Cox Deckard stated that on the justification form the original amount starts off with \$2,429,280 and previous change orders are listed, which includes change order #4. Karon stated that by looking at the \$2,271.17, the total ends up at \$2,550,285.05

Karon made a motion to Approve Change Order #4 for the Jackson Creek Trail PH II Project. Roach seconded. Cox Deckard took a roll call vote, all in favor, motion is passed.

Maria McCormick, Engineering, presented Resolution 2024-015, Right-of-Way Encroachment Agreement for Grease Interceptor at 405 E. 4th St. See meeting packet for details.

Board Comments: None

Karon made a motion to approve Resolution 2024-015, Right-of-Way Encroachment Agreement for Grease Interceptor at 405 E. 4th St. Roach seconded. Cox Deckard took a roll call vote, all in favor, motion is passed.

Maria McCormick, Engineering, presented Acceptance of Public Improvement Bond for Ralston Subdivision. See meeting packet for details.

Board Comments: Karon mentioned that there would be sidewalks but no driveway cuts. If driveway cuts are eventually needed, what happens then. McCormick stated that will be accepted as a Right-of-Way. So when the owner sells the subdivided lots and they go to build something, they will get a Right-of-Way use permit. They will build the driveway cuts at that time. Cox Deckard asked if they are just selling the lots and not developing the

**Approve Change Order
Package #2 for the Hopewell
East Project.**

**Approve Change Order #4 for
the Jackson Creek Trail PH II
Project**

**Resolution 2024-015, Right-of-
Way Encroachment
Agreement for Grease
Interceptor at 405 E. 4th St**

**Acceptance of a Public
Improvement Bond for Ralston
Subdivision**

lots. McCormick said it's her understanding that the seller is just selling the lots. Cox Deckard mentioned that there are areas where sidewalks aren't present in all parts of the neighborhood. McCormick explained that there has been some recent redevelopment, so there are some sidewalks to nowhere in that area. This is four lots at the corner; there is a sidewalk to the west towards Rockport Road. There will be some continuity to the sidewalks in that area. Cox Deckard stated if the sidewalk placed in this block would fit the existing sidewalk that goes to the west that there would be some sidewalk started there for potential future development. McCormick said that subdivision secondary plats trigger UDO required public improvements, so this triggered the sidewalk requirement.

Karon made a motion to approve the Acceptance of a Public Improvement Bond for Ralston Subdivision. Roach seconded. Cox Deckard took a roll call vote, all in favor, motion is passed.

Alex Gray, Engineering, presented Temporary Lane Closure Request from Smithville on W. 3rd St., College Ave., and N. Walnut St. See meeting packet for details.

Board Comments: Cox Deckard wanted to make sure they were coordinating with the Project school with any kind of dismissal times, which creates extra traffic. Gray said she would make sure they are. Karon asked if it was April 15th through May 31st, she assumed the Project school will end for the summer at a point in there. Wason said yes they will, and full disclosure he is on the board of directors for the Project school.

Karon made a motion to approve the Temporary Lane Closure Request from Smithville on W. 3rd St., S. College Ave., and N. Walnut St. Roach seconded. Cox Deckard took a roll call vote, all in favor, motion is passed.

Adam Wason, on the behalf of Engineering, presented Re-Issuance of Permit for W. 17th St. from N. Walnut St. to I-69 for AEG. See meeting packet for details.

Board Comments: Cox Deckard mentioned that before this stop work order was issued the City was evaluating some of those violations. Have those violation notices been issued to them and have they been resolved. Wason said all notices of violation were issued directly to AEG. We are working through negotiations on an outcome to those notices of violations and fine amounts. There is some general agreement where that will land. City Legal and Engineering will execute that final agreement. Cox Deckard asked this if order goes through what date would the work start. Gray said they will start as soon as they get the permit. Cox Deckard asked if this would be the only Right-of-Way use permit active for them right now. Gray stated there are others active but in terms of the stop work order this is the only one that was revoked. Cox Deckard asked if they will start work again in the Right-of-Way. Wason said the stop work order for this permit was issued on March 19th but they were asked to stop work in all locations so all issues could be addressed. They did have other active permits when the stop work was rescinded order on April 2nd; so they were able to go in the other areas where they were still currently permitted to continue their work. This request is to allow them back in the area where the stop work order as issued. Cox Deckard asked to make a note that as a Board member, I would be flagging the notices of violation to be resolved.

Karon made a motion to approve the Re-Issuance of Permit for W. 17th St. from N. Walnut St. to I-69 for AEG. Cox Deckard seconded. Cox Deckard took a roll call vote, all in favor, motion is passed.

Kyle Baugh, Engineering, presented Road and Sidewalk Closure Request from Pavilion Properties at 401 S. Woodlawn. See meeting packet for details.

Board Comments: Karon made a comment that the location across Woodlawn is the IU Optometry building and wants to make sure there is access to that building. She also wants

**Temporary Lane Closure
Request from Smithville on W.
3rd St., S. College Ave., and N.
Walnut St.**

**Re-Issuance of Permit for W.
17th St. from N. Walnut St. to
I-69 for AEG**

**Road and Sidewalk Closure
Request from Pavilion
Properties at 401 S. Woodlawn**

to make sure they are in the loop if the road closure is complete. Baugh said we can make sure they get notice and that they wanted to plan this work specifically around school being let out.

Karon made a motion to approve Road and Sidewalk Closure Request from Pavilion Properties at 401 S. Woodlawn. Cox Deckard seconded. Cox Deckard took a roll call vote, all in favor, motion is passed.

Kyle Baugh, Engineering, presented Lane Closure Request from Duke Energy on S. Woods Edge Bend. See meeting packet for details.

**Lane Closure Request from
Duke Energy on S. Woods
Edge Bend**

Board Comments: Karon asked if residents will have access to their homes. Baugh said they will write in the permit that those will have to be maintained at all times and residents will be informed ahead of time. Cox Deckard made a comment that this area was probably functioning off of school bus stops as opposed to individual residential pick up. MCCSC will still be in session for the next few weeks during this time. She wanted to make sure school bus access is functioning. Baugh said yes. Cox Deckard asked if this was during regular work hours. Baugh said these would be daily closures. Karon asked if the lanes would be fully open during the off hours. Baugh stated yes.

Karon made a motion to approve Lane Closure Request from Duke Energy on S. Woods Edge Bend. Cox Deckard seconded. Cox Deckard took a roll call vote, all in favor, motion is passed.

Adam Wason, Public Works, on the behalf of Jess Goodman, Parking Services, presented Contract with CE Solutions for Repairs at the Walnut Street Garage. See meeting packet for details.

**Contract with CE Solutions for
Repairs at the Walnut Street
Garage**

Board Comments: None

Karon made a motion to approve Contract with CE Solutions for Repairs at the Walnut Street Garages. Cox Deckard seconded. Cox Deckard took roll call vote, all in favor, motion is passed.

Wason talked about the eclipse event and there were no major incidences. Also mentioned that Mayor Thomson's first State of the City address will beat the Buskirk-Chumley Theater this evening at 7pm.

**STAFF REPORTS & OTHER
BUSINESS**


Karon made a motion to approve claims in the amount of \$1,620,847.08. Cox Deckard seconded. Cox Deckard took a roll call vote, all in favor, motion is passed.


APPROVAL OF CLAIMS

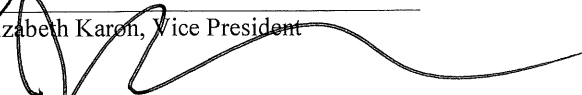
Cox Deckard called for adjournment at 6:15 p.m.

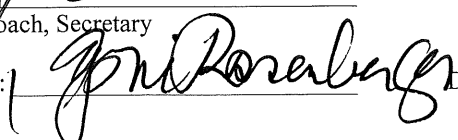
ADJOURNMENT

Accepted By:


Kyla Cox Deckard, President


Elizabeth Karon, Vice President


James Roach, Secretary

Attest to:  Date: 6/5/24