REGULAR MEETING OF THE BOARD OF PUBLIC WORKS

The Board of Public Works meeting was held on Tuesday, October 3, 2017 at 5:30 pm in the Council Chambers of City Hall at Showers, 401 N. Morton Street, Bloomington, Indiana, with Kyla Cox Deckard presiding.

ROLL CALL

Present: Kyla Cox Deckard
Kelly Boatman
Dana Palazzo

City Staff: John Hewett – Housing and Neighborhood Development
Jackie Moore – City Legal
Mike Arnold – Housing and Neighborhood Development
Neil Kopper – Planning and Transportation
Matt Smethurst – Planning and Transportation
Andrew Cibor– Planning and Transportation
Daniel Backler – Planning and Transportation
Virgil Sauder – Animal Care and Control
Christina Smith – Public Works
Valerie Hosea – Public Works

MESSAGES FROM BOARD MEMBERS

None

PETITIONS & REMONSTRANCES

None

OPEN SEALED BIDS AND QUOTES

Open Sealed Quotes for Tapp/Rockport Right of Way Clearing

Cox Deckard opened the sealed quotes Tapp/Rockport Right of Way Clearing. Quotes were received from the following companies:

- J.R. Ellington Tree Experts: $54,000

Staff will review the quotes and bring a recommendation back to the

Board at a subsequent meeting.

TITLE VI ENFORCEMENT

Permission to Abate Property at 2611 E. Roundhill Ln

John Hewett, with Housing and Neighborhood Development, presented the request to Abate the Property at 2611 E. Roundhill Ln. See meeting packet for further details.

Palazzo asked if there has been any correspondence with the property owner.

Hewett confirmed. He said this has been an ongoing issue since 2001.

Cox Deckard added that this property had a one-year continuous order to abate.

Hewett explained that the ordinance does not allow for a continuous abatement request on the first violation. As the code is currently written, this will be a cyclical approval.

Mark Webb, a Spicewood resident, expressed support of the request.

Sandy Sabaugh, a Spicewood resident, expressed support of the request.

John Kennedy, a Spicewood resident, expressed support of the request.

Catherine Conlon, a Spicewood resident, expressed support of the request.

Mary Kennedy, a Spicewood resident, expressed support of the request.

Cox Deckard asked about the policy for dead trees.

Hewett explained that Title XVI, Title VIII, and Title VI, of the

Bloomington Municipal code do not have any provisions for the department to enforce regarding this issue.

Palazzo asked about the compliance of the vehicles.
Hewett explained the vehicles are in compliance because they are on private property.

Boatman asked if there is another tier of enforcement beyond the continuous abatements.

Hewett said currently, there is not.

Sabaugh asked if the Supreme Court ruling should have concluded this issue.

Jackie Moore, explained the Supreme Court ruling was regarding whether rights were violated by the ordinance.

Palazzo made am motion to approve the request to Abate the Property at 2611 E. Roundhill Ln. Boatman seconded. The motion passed. Abatement approved.

CONSENT AGENDA

1. Approval of Minutes-September 19, 2017
2. Resolution 2017-85: Allow Mobile Vendor to Renew License to Operate in the Public Right-of-Way (Juancho's Munchies)
3. Resolution 2017-86: Allow Pushcart Vendor License to Operate in the Public Right-of-Way (The Sandwich Spot)
4. Resolution 2017-87: Allow Pushcart Vendor License to Operate in the Public Right-of-Way (Big Dawgs)
5. Approval of Payroll for 9/29/17 in the amount of $385,763.17

Boatman made a motion to approve the items on the Consent Agenda. Palazzo seconded. The motion passed. Consent Agenda approved.

NEW BUSINESS

Resolution 2017-90:

Mike Arnold, with Housing and Neighborhood Development,

Resolution 2017-90: Uphold Order to Seal Unsafe Structure at 1825 S. Covey Ln. See meeting packet for further details.

Resolution 2017-90: Uphold Order to Seal Unsafe Structure at 1825 S. Covey Ln.

Arnold added that he revisited the property earlier in the day and found the structure remained unsealed.

Boatman asked if this property has a history with the City.

Arnold confirmed.

Cox Deckard asked if it possible that the property owner could seal it before the deadline.

Arnold confirmed. He said staff has sent notices using First-Class mail, and it has not been returned.

Palazzo made a motion to Resolution 2017-90: Uphold Order to Seal Unsafe Structure at 1825 S. Covey Ln. Boatman seconded. The motion passed. Resolution 2017-90 approved.

Sean Starowitz, with Economic and Sustainable Development, presented Resolution 2017-88: Use of City Streets for Campus Costume Festival and Parade (Saturday, 10/7). See meeting packet for further details.

Resolution 2017-88: Use of City Streets for Campus Costume Festival and Parade (Saturday, 10/7)

Cox Deckard asked about the adjustments that were made.

Kimberly McGuire, the event coordinator, explained there were concerns about the use of the second half of 4th St. so closure request was changed.

Boatman asked about the Updraft.

McGuire explained that they are a charity that aims to improve education and schools.

Cox Deckard added that the Police Department had concerns about the original proposed date for this event, not the current date.

Boatman made a motion to Resolution 2017-88: Use of City Streets for Campus Costume Festival and Parade (Saturday, 10/7). Palazzo

seconded. The motion passed. Resolution 2017-88 approved.

Resolution 2017-89:Use of City Streets for Tamarron Block Party (Saturday, 10/21)

Starowitz presented Resolution 2017-89: Use of City Streets for Tamarron Block Party (Saturday, 10/21). See meeting packet for further details.

Boatman asked if the event is confined to the area between the two houses.

Carol Damon, with the Tamarron Home Owner's Association, confirmed.

Palazzo made a motion to approve Resolution 2017-89: Use of City Streets for Tamarron Block Party (Saturday, 10/21). Boatman seconded. The motion passed. Resolution 2017-89 approved.

Approve Design Services Agreement with Lochmueller Group for Traffic Signals Replacement at 17th St. & Dunn St., and 17th St. & Madison/Kinser Pk.

Neil Kopper, with Planning and Transportation, presented Design Services Agreement with Lochmueller Group for Traffic Signals Replacement at 17th St. & Dunn St., and 17th St. & Madison/Kinser Pk. See meeting packet for further details.

Boatman asked how this project will impact the new construction at that location.

Kopper explained the developers must coordinate with City staff regarding this project.

Cox Deckard asked if this contract is specifically for engineering design.

Kopper confirmed. He explained this takes it through the appraisal problem analysis regarding any right-of-way acquisitions.

Boatman made a motion to approve the Design Services Agreement with Lochmueller Group for Traffic Signals Replacement at 17th St. & Dunn St., and 17th St. & Madison/Kinser Pk. Palazzo seconded. The motion passed. Contract approved.

Approve Change Order #2 for Morningside Dr. Sidewalk Project

Matt Smethurst, with Planning and Transportation, presented Change Order #2 for Morningside Dr. Sidewalk Project. See meeting packet for further details.

Boatman asked why the change order is needed.

Smethurst explained there were several issues, to include: having to work on private property, replacing trees, receding a depression area, and installing a new driveway.

Cox Deckard asked if all of the properties are progressing.

Smethurst explained that the project is complete. This should be the last change order.

Palazzo made a motion to approve Change Order #2 for Morningside Dr. Sidewalk Project. Boatman seconded. The motion passed. Change order approved.

Approve Change Order #1 for 17th St. Sidewalk Project (MCCSC-Maple)

Smethurst presented Change Order #1 for 17th St. Sidewalk Project (MCCSC-Maple). See meeting packet for further details.

Andrew Cibor, with Planning and Transportation, commended Smethurst for his work with this project and several others while the Engineering staff have been short for an extended time.

Boatman made a motion to approve Change Order #1 for 17th St. Sidewalk Project (MCCSC-Maple). Palazzo seconded. The motion passed. Change order approved.

Dedication of Right-of-Way Re-plat Approval for Miller Courts Addition

Daniel Backler, with Planning and Transportation, the Dedication of Right-of-Way Re-Plat Approval for Miller Courts Addition. See meeting packet for further details.

Cox Deckard asked if Miller Courts is a separate development.

Backler explained it was originally platted as Miller Courts. However, it is Dunnhill. This has been approved by the Plat Committee.

Palazzo made a motion to approve the Dedication of Right-of-Way Re-plat Approval for Miller Courts Addition. Boatman seconded. The motion passed. Re-plat approved.

Dedication of Right-of-Way Plat Approval for Park Place

Backler presented the Dedication of Right-of-Way Plat Approval for Park Place. See meeting packet for further details.

Cox Deckard asked if there are any structures on this property.

Backler explained The Warehouse is nearby.

Discussion about the final plat map ensued.

Boatman made a motion to approve the Dedication of Right-of-Way Plat Approval for Park Place. Palazzo seconded. The motion passed. Plat approved.

Approve Amendment #1 to Agreement with Groomer Construction for Concrete Construction, Maintenance, and Repair

Christina Smith, with Public Works, presented the Amendment #1 to Agreement with Groomer Construction for Concrete Construction, Maintenance, and Repair. See meeting packet for further details.

Boatman asked if the scope is open or definite.

Smith said there is a definite list of sidewalks that will receive repairs.

Boatman asked if the time should also be extended.

Smith explained that the parties agreed on the completion date, with a definite cut off on December 31st.

Boatman asked what will happen to unused funds.

Smith explained she believes the money would remain in that fund, with similar processes to allocate that fund.

Cox Deckard requested information about how many projects have been completed under this agreement, and the most-likely next projects.

Palazzo made a motion to approve the Amendment #1 to Agreement with Groomer Construction for Concrete Construction, Maintenance, and Repair. Boatman seconded. The motion passed. Amendment approved.

Virgil Sauder, with Animal Care and Control, presented the Change Order #1 for Animal Shelter Renovation Contract with Neidigh Construction.

Approve Change Order #1 for Animal Shelter Renovation Contract with Neidigh Construction

Palazzo asked about the soil issues.

Sauder explained the soil had density issues and there were tires to be removed.

Boatman asked if the item for the soil was reflected in any of the initial bids.

Sauder said it was not.

Cox Deckard asked how this will impact the final completion date.

Sauder said it will pushed back to the beginning of March.

Boatman made a motion to approve Change Order #1 for Animal Shelter Renovation Contract with Neidigh Construction. Palazzo seconded. The motion passed. Change order approved.

STAFF REPORTS & OTHER BUSINESS

Smith provided the following announcements:

- Sanitation Modernization: The new program began Monday. October 9-19th, citizens may discard their old trash and recycling containers for free on their regular trash day. October 16-28th, citizens may bring unused trash stickers to the Public Works Department at City Hall for cash refunds, in the amount of less than $20. All refunds of more than $20 will be refunded by check.
  All 35-gallon and 96-gallon carts have been issued. They have been re-ordered and will be delivered in 4-6 weeks. Until then, those without carts will be issued a 64-gallon container and charged for the smaller cart.
  Boatman requested an update each meeting on whether the issues with the carts are improving.

APPROVAL OF CLAIMS

Palazzo moved to approve the Claims Register for 9/20/17 - 10/6/17 in the amount of $704,777.45. Boatman seconded the motion. The

motion passed. Claims approved.

ADJOURNMENT

Cox Deckard called for adjournment. Meeting adjourned at 6:57 p.m.

Accepted by:

Kyla Cox Deckard, President

Kelly Boatman, Vice-president

Dana Palazzo, Secretary

Date: October 17, 2017 Attest to: Valerie Hosea