

The Board of Public Works meeting was held on Tuesday, November 26, 2019, at 5:30 pm in the Council Chambers of City Hall at Showers, 401 N. Morton Street, Bloomington, Indiana, with Kyla Cox Deckard presiding.

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

Present: Kyla Cox Deckard
Beth H. Hollingsworth
Dana Palazzo

ROLL CALL

City Staff: Adam Wason – Public Works
Christina Smith – Public Works
Michael Large – Public Works
Jo Stong – Housing and Neighborhood Development
Neil Kopper – Planning and Transportation
Roy Aten – Planning and Transportation
Sara Gomez – Planning and Transportation
Jennifer Lloyd – City Legal
Jackie Moore – City Legal
Chris Wheeler – City Legal
Sean Starowitz – Economic and Sustainable Development

Beth H. Hollingsworth thanked the leafing crews who continue to work diligently despite the inclement weather. Happy Thanksgiving.

**MESSAGES FROM
BOARD MEMBERS**

None

**PETITIONS &
REMONSTRANCES**

**HEARING ON
EXCESSIVE GROWTH
APPEAL**

Patrick Fiore, property owner of 111 W. 7th Street, addressed the Board regarding the overgrowth on his property. Fiore stated that two thirds of the grass had been mowed but he was unable to finish on the Monday it was raining. Fiore stated that he had received the notice of violation on the day he had planned to complete the job on his property. Fiore stated that he has received multiple warnings in the past. Fiore stated the weather was a primary factor but took responsibility himself for the overgrowth.

**Appeal Excessive Growth
Citation #44637 at 1119 W.
7th Street**

Chris Wheeler, City Legal, addressed the board. Wheeler stated that a warning for this excessive growth was issued by Housing and Neighborhood Development (HAND) on October 14, 2019. This citation was not complied with, which is why the notice of violation fine was issued on October 23, 2019. Staff believes there was enough time between

the issuance of the warning and the fine for the overgrowth to be corrected. Photos provided to the Board show that the overgrowth warrants the issuance of the notice of violation.

Jo Stong, Housing and Neighborhood Development, addressed the Board. Stong stated she did issue a warning for overgrowth at 1119 W. 7th Street on October 14, 2019.

Board Comments: Hollingsworth confirmed the dates of the warning and the fine. Stong confirmed it was October 13, 2019 and October 23, 2019. Cox Deckard asked if the property was currently in compliance, to which Stong confirmed that it was. Photos of the property from November 26, 2019 were displayed showing the property had been mowed. Palazzo stated that the warning issued on October 13, 2019 was not part of the packet materials the Board received. Wheeler had a copy of the citation and provided that to Board members for their review.

Fiore addressed the board to ask for the fine to be removed. Fiore reiterated that he had many warnings but this would be his first fine. Fiore stated that it was his hope that in the spirit of the holiday season this fine be forgiven. He wished the board a Happy Thanksgiving.

Board Comments: Palazzo stated that there was a violation and a lot of time is spent enforcing this type of situation. Resources are expended when staff have to go out to investigate and take pictures. Palazzo asked Fiore to maintain compliance at property. While he tried to correct the issue it was not completed prior to the issuance of the fine.

Palazzo made a motion to uphold the notice of violation at 1119 W. 7th Street. Hollingsworth seconded the motion. Motion is passed.

TITLE VI
ENFORCEMENT

Jo Stong, Housing and Neighborhood Development, asked the Board for approval to abate the property at 3131 N. Kingsley Drive. See packet for details.

**Permission to Abate
Property at 3131 N.
Kingsley Drive**

Board Comments: Hollingsworth confirmed that this was the property with four separate notices of violation. Stong confirmed that was correct.

Hollingsworth made a motion to approve the abatement of property at 3131 N. Kingsley Drive. Palazzo seconded the motion. Motion is passed.

1. **Approve Minutes 11 – 12 – 19**
2. **Approve 2020 Department of Information Technology Services Agreements for Content, Funding, and Use**
3. **Approve 2020 Service Agreements for Maintenance, Repair, and Services at City Facilities**
4. **Approval of Payroll Register**

CONSENT AGENDA

Hollingsworth made a motion to approve the items on the consent agenda. Palazzo seconded the motion. Motion is passed. Consent agenda is approved.

Jennifer Lloyd, City Legal, presented Shared-Use Motorized Scooter Operator License Application with VeoRide, Inc. See meeting packet for details.

NEW BUSINESS

Approve Shared-Use Motorized Scooter Operator License Application with VeoRide, Inc.

Board Comments: Dawn Parks, VeoRide, Inc., addressed the Board. Hollingsworth asked for confirmation from Parks on the oversight of a general manager of the operations, if approved. Parks confirmed that general manager Ben Thomas, located in Champaign, would oversee the operations of the Bloomington area, if approved. VeoRide would hire, once approved, a full time fleet coordinator to manage the staff of 10-30 fleet technicians here in Bloomington. Once approved, this technician staffing would begin.

Cox Deckard asked about the docking system of the bikes. Parks stated that their bikes do not require a docking station. Veoride works with municipalities to decide the best location for bikes to be placed. Parks went on to explain that the app will explain to users where they can and cannot park the bikes. The company's geofencing technology will allow them to assist users in where they can and cannot park or ride bikes or scooters. Cox Deckard expressed the Board's excitement for the geofencing technology and asked Parks if it can currently distinguish between sidewalks and roads. Parks explained that they are currently working on technology that could be effective within five feet. She went on to explain that they currently have the ability to limit the speed of units in a given area.

Palazzo asked who would determine what areas would be geofenced. Llyod stated that Veoride would work with the Department of Economic and Sustainable Development to decide those areas when necessary. Parks brought a scooter to demonstrate the units operation. Parks demonstrated the ease in which the battery packs are replaced, rather than charging the units individually. Parks went on to illustrate other features of the scooter.

Hollingsworth addressed the sporadic distribution of other scooters. Parks

stated that with this method of recharging, staff on the ground ensure that scooters are where they should be.

Palazzo made a motion to Approve Shared-Use Motorized Scooter Operator License Application with VeoRide, Inc. Hollingsworth seconded the motion. Motion is passed.

Sean Starowitz, Economic & Sustainable Development, presented Resolution 2019 - 104: Approve Use of Public Street for Annual Krampus Parade. See meeting packet for details.

**Resolution 2019 - 104:
Approve Use of Public
Street for Annual Krampus
Parade**

Public Comments: Kel McBride, organizer, addressed the board and offered to answer any questions.

Hollingsworth made a motion to approve Resolution 2019 - 104: Approve Use of Public Street for Annual Krampus Parade. Palazzo seconded the motion. Motion is approved.

Sean Starowitz, Economic & Sustainable Development, presented Resolution 2019 – 105: Approve Temporary Encroachment with Public Art Installation, at Northwest Corner of 4th & S. Washington Streets. See meeting packet for details.

**Resolution 2019 – 105:
Approve Temporary
Encroachment with Public
Art Installation, at
Northwest Corner of 4th &
S. Washington Streets**

Public Comments: Lucas Brown, Brown Smith Studios, addressed the Board and offered to answer any questions.

Board Comments: Hollingsworth expressed her gratitude for this type of repurposing of property. Palazzo commended Starowitz for his continued work on inclusion of the arts in public spaces.

Palazzo made a motion to approve Resolution 2019 – 105: Approve Temporary Encroachment with Public Art Installation, at Northwest Corner of 4th & S. Washington Streets. Hollingsworth seconded the motion. Motion is passed.

Sara Gomez, Planning & Transportation, presented Amendment #1 to Resolution 2019-98: Request to extend use of Public Right-of-Way for Placement of Dumpster at 201 S College Ave. by Strauser Construction Co., Inc. See meeting packet for details.

**Approve Amendment #1 to
Resolution 2019-98:
Request to extend use of
Public Right-of-Way for
Placement of PODS at 201
S College Ave. by Strauser
Construction Co., Inc.
(November 27 – December
31, 2019)**

Board Comments: Palazzo asked if the materials causing the need for the extension have been received yet. Ryan Strauser, Strauser Construction, Inc. addressed the board. Strauser stated that Schindler Elevator will be delivering materials between December 2 and December 9, 2019, which is why they are requesting placement until the end of December. These materials will be stored in the PODS until installation. Cox Deckard stated that it was confirmed during the work session that there have been no complaints received. Gomez stated that Strauser had added some cones to ensure that the PODS were visible.

Hollingsworth made a motion to Approve Amendment #1 to Resolution 2019-98: Request to extend use of Public Right-of-Way for Placement of PODS at 201 S College Ave. by Strauser Construction Co., Inc. Palazzo seconded the motion. Motion is passed.

Roy Aten. Planning and Transportation, presented Award Contract with E&B Paving, Inc. for the Arlington Road and Bloomfield Road Paving Project. See meeting packet for details.

Board Comments: Palazzo asked if Aten had tracked down why the bids came in lower than the engineering estimates. Aten stated that they are estimates and that when they come in lower than estimated it is a positive result that staff appreciates. Aten stated that this was very successful since the two companies that bid were so close in their bids.

Palazzo made a motion to Approve Award Contract with E&B Paving, Inc. for the Arlington Road and Bloomfield Road Paving Project. Hollingsworth seconded the motion. Motion is passed.

Roy Aten. Planning and Transportation, presented Memorandum of Understanding between City of Bloomington Planning & Transportation Department and the Utilities Department to Share Cost for Pedestrian Bridge and Small Structure Inspections Contract. See meeting packet for details.

Hollingsworth made a motion to Approve Memorandum of Understanding between City of Bloomington Planning & Transportation Department and the Utilities Department to Share Cost for Pedestrian Bridge and Small Structure Inspections Contract. Palazzo seconded the motion. Motion is passed.

Roy Aten. Planning and Transportation, presented Engineering Contract with Beam Longest and Neff, L.L.C for Pedestrian Bridge and Small Structure Inspections

Board Comments: Palazzo asked for clarification of the contract. Palazzo stated it was her understanding that bridge inspection was the responsibility of the state or county. Aten explained that a bridge is any span that is over twenty feet. These are the responsibility of the state and county. The city is responsible for all spans under twenty feet. This will include culverts within the corporate boundaries. Aten went on to explain this will include pedestrian bridges. Palazzo clarified that phase IA is the identification of the 24 bridges that are the responsibility of the state and county. Aten stated this report is collected every two years. Aten went on to elaborate on the contractor selected and the extent of the inspections. Aten confirmed that there are six pedestrian bridges as part of Phase IB.

Hollingsworth made a motion to Approve Engineering Contract with Beam Longest and Neff, L.L.C for Pedestrian Bridge and Small Structure Inspections. Palazzo seconded the motion. Motion is passed.

Approve Award Contract with E&B Paving, Inc. for the Arlington Road and Bloomfield Road Paving Project

Approve Memorandum of Understanding between City of Bloomington Planning & Transportation Department and the Utilities Department to Share Cost for Pedestrian Bridge and Small Structure Inspections Contract

Approve Engineering Contract with Beam Longest and Neff, L.L.C for Pedestrian Bridge and Small Structure Inspections

Neil Kopper, Planning and Transportation, presented Memorandum of Understanding between City of Bloomington Planning & Transportation Department and the Utilities Department for Payment of Costs to Install Water and Storm Water Utilities on E. Rogers Road at the Jackson Creek Bridge. See meeting packet for details.

Board Comments: Hollingsworth asked for confirmation that City of Bloomington Utilities would be responsible for the cost of this project. Kopper confirmed.

Hollingsworth made a motion to Approve Memorandum of Understanding between City of Bloomington Planning & Transportation Department and the Utilities Department for Payment of Costs to Install Water and Storm Water Utilities on E. Rogers Road at the Jackson Creek Bridge. Palazzo seconded the motion. Motion is approved.

Neil Kopper, Planning and Transportation presented Contract Amendment 1 for Preliminary Engineering with Strand Associates, Inc. for the Crosswalk Improvements Project. See meeting packet for details.

Palazzo made a motion to Approve Contract Amendment 1 for Preliminary Engineering with Strand Associates, Inc. for the Crosswalk Improvements Project. Hollingsworth seconded the motion. Motion is approved.

Neil Kopper, Planning and Transportation presented Construction Inspection Contract with VS Engineering, Inc. for the Sare Road Multiuse Path and Intersection Improvements Project. See meeting packet for details.

Board Comments: Palazzo asked if we have an inspector on every federally funded project. Kopper confirmed that we use staff for the smaller projects, but it is his belief that it is required to have an inspector for every project. Kopper stated that larger projects such as this require consultants familiar with the process. Hollingsworth asked if they were going to begin immediately with inspections once approved. Kopper confirmed.

Hollingsworth made a motion to Approve Construction Inspection Contract with VS Engineering, Inc. for the Sare Road Multiuse Path and Intersection Improvements Project. Palazzo seconded the motion. Motion is passed.

Michael Large, Public Works, presented Service Agreement with Crisis Cleanup, Inc. This agreement is part of an emergency cleanup of a homeless camp located at W. 11th and N. Rogers Street. With a not to exceed amount of \$20,000, staff recommends approval of this agreement.

Approve Memorandum of Understanding between City of Bloomington Planning & Transportation Department and the Utilities Department for Payment of Costs to Install Water and Storm Water Utilities on E. Rogers Road at the Jackson Creek Bridge

Approve Contract Amendment 1 for Preliminary Engineering with Strand Associates, Inc. for the Crosswalk Improvements Project

Approval of Construction Inspection Contract with VS Engineering, Inc. for the Sare Road Multiuse Path and Intersection Improvements Project

STAFF REPORTS & OTHER BUSINESS

Approval of Service Agreement with Crisis Cleanup, Inc.

Board Comments: Hollingsworth asked if this was a one-time cost or if this was for future cleanups. Large explained that this service agreement was like the rest in that payment would be paid at the time of each service performed going forward into 2020. Palazzo asked for clarification on how we came to this do not exceed amount. Large explained that due to the specialization of this type of process staff looked at historical data on the number of cleanups and multiplied the current estimate by that number which resulted in the figure of \$20,000. Cox Deckard stated she had spoken with Public Works Director Adam Wason regarding this issue. Wason had confirmed that notice was given to those occupying the site in regard to removal of personal possessions. Hollingsworth asked about the relocation of those inhabitants of the site. Large stated that the Bloomington Police Department was working with the inhabitants of that site

Hollingsworth made a motion to approve Service Agreement with Crisis Cleanup. Palazzo seconded the motion. Motion is approved.

Christina Smith, Public Works, presented the Animal Shelter spotlight, Stuntman. Stuntman is part of the Animal Shelter's Sit, Stay, and Adopt program. If anyone is interested in adopting Stuntman, feel free to reach out the Animal Shelter or visit their website.

APPROVAL OF CLAIMS

Hollingsworth made a motion to approve claims in the amount of \$807,781.69. Palazzo seconded the motion. Motion is passed. Claims are approved.

ADJOURNMENT

Cox Deckard called for adjournment. Meeting adjourned at 6:21 P.M.

Accepted By:

Kyla Cox Deckard, President

Beth H. Hollingsworth, Vice-president

Dana Palazzo, Secretary

Date:

Attest to: