

City of LaPorte Board of Public Works and Safety

November 25, 2009

Convene

City of LaPorte Board of Public Works and Safety met in regular session in the Council Chambers on November 25, 2009 at 9:00 am. Attendance: Mayor Chrobak, Present: Mr. MacLennan, Present: Mr. Clingerman, Present.

Pledge

The Pledge of Allegiance was led by Mayor Chrobak.

Minutes

As each Board member received an advance copy of the minutes from the previous meeting, Mayor Chrobak stated they would dispense with the reading of same and asked if there were any corrections or additions.

Motion/Vote - Approval of Minutes

Mr. Clingerman made a motion to approve the minutes as presented; Mr. MacLennan seconded the motion. The motion passed by vote: Mayor Chrobak (Yes), Mr. MacLennan (Yes), Mr. Clingerman (Yes).

Public Comment

None

Claims Approval

Joanne Layman, Chief Deputy Clerk-Treasurer, presented for the Board's approval Civil City claims in the amount of \$288,907.50. She noted \$175,000 is for the repayment of loans from Fire Pension to the Riverboat Fund and \$97,224.14 is reimbursable grant expenditures. Mr. Clingerman moved to approve the claims as submitted; motion seconded by Mr. MacLennan and unanimously carried.

The Chief Deputy Clerk-Treasurer presented payroll claims for November 27, 2009, in the amount of \$326,482.37. Mr. Clingerman moved to approve the payroll claims for November 27th as submitted; motion seconded by Mr. MacLennan and unanimously carried.

New Business

Traffic Violations

The Violations Department presented three appeals for the Board's approval. The first is for five individuals who were at the County Courthouse for jury duty. Mr. Clingerman moved to approve the recommendation of the Violations Department to void the tickets for Jan Bradshaw, Joan Tschida, David Jordan, David Looney and Judith Moran; motion seconded by Mr. MacLennan and unanimously carried.

The next two appeals were for an individual who had an expired residential parking permit. The residential parking permit expired in August and since that time she has received three separate parking violations. The Violations Department noted a warning is given to residents who purchase a residential parking permit prior to issuing a ticket. Discussion was held regarding how residential parking permits are issued, where and how long they are able to park in a two-hour parking space. Mr. MacLennan moved to uphold the recommendation of the Violations Department and deny both appeals; motion seconded by Mr. Clingerman and unanimously carried.

Contractor Registrations

The following contractor registrations were presented for the Board's approval:

1. Steury Property Services Noblesville, IN
2. Stamps Concrete North Judson, IN
3. Security Industries Hobart, IN

Mr. Clingerman moved to approve the contractor registrations as presented; motion seconded by Mayor Chroback and unanimously carried.

2010 Street Material and Fuel Bids

Dale Clingerman, Director of Engineering, requested the Board's permission to advertise for the 2010 Street Material and Fuel Bids with bids to be received on December 16, 2009. Mr. MacLennan moved to authorize the request to advertise for the 2010 Street Material and Fuel Bids; motion seconded by Mayor Chroback and unanimously carried.

Release of Insurance Claim - Wastewater Department

Don Baugher, City Attorney, reported a City Wastewater vehicle was involved in an accident. The insurance company has proposed a settlement and forwarded a check and release for same. Mr. Baugher informed the Board Jerry Jackson, Director of Wastewater, is comfortable with the proposed settlement. He stated the Board of Works needs to authorize the Mayor to sign the release and accept the check. Mr. Clingerman moved the Mayor be authorized to sign the release and accept the check as recommended by the City Attorney; motion seconded by Mr. MacLennan and unanimously carried.

Mr. Jackson advised the Board he will start the next step in replacing the vehicle as it was a ten-year old dump truck.

Subsurface Technologies

Mr. Baugher reported last week Todd Taylor, Director of Water, presented the Board with a proposal from Subsurface Technologies for a process to be applied to the City's water well in order to enhance production. He stated there were questions on whether this would need to be advertised for bids or not. After further investigation, Mr. Baugher reported he does not believe bids are necessary as this is not a purchase contract and it is a unique proprietary process only available through this contractor. State Law allows the City to enter into a special agreement under those circumstances; however, it requires a Resolution passed by the Board which he has prepared. Mr. MacLennan read a Resolution Authorizing Special Purchase in its

entirety.

Motion/Vote - Adopt Resolution R-5-2009B

Mr. Clingerman moved to approve the Resolution as presented; motion seconded by Mr. MacLennan and unanimously carried.

**RESOLUTION R-5-2009-B
RESOLUTION AUTHORIZING SPECIAL PURCHASE**

Railroad Remediation Project - Change Order

Mary Jane Thomas, Director of Community Development and Planning, presented for the Board's approval Change Order #2 from Rolling Prairie Excavating in the amount of \$270.00. She reported Rolling Prairie Excavating pumped the water that accumulated between the embankment and the adjacent property owners' buildings after a heavy rainfall. Ms. Thomas stated the change order increases the project total to \$107,658.40. Mr. MacLennan inquired if there is a permanent fix to this problem. Ms. Thomas reported Mr. Jackson and URS have designed a solution and she is currently getting pricing. She reported there are multitude storm water issues. The cap is directing the storm water away from the buildings however, there is still storm water collecting from the other properties.

Motion/Vote - Approval of Change Order

Mr. MacLennan made a motion to approve the change order; Mr. Clingerman seconded the motion. The motion passed by vote: Mayor Chroback (Yes), Mr. MacLennan (Yes), Mr. Clingerman (Yes).

Unfinished Business

Water Treatment Roof Quotes

Mr. Taylor reported the insurance adjuster is hoping to be able to look at the roof this weekend weather permitting.

CDBG Quotes - Furnaces/Boilers

Ms. Thomas recommended the Board award the furnace/boiler quotes for the 2008 Plan Year CDBG Home Owner Repair Program to All Seasons Heating for all properties with the exception of 1005 Harrison, which should be awarded to Land Heating and Air Conditioning. Mr. Clingerman moved to award the quotes as recommended; motion seconded by Mr. MacLennan and unanimously carried.

Department Reports

Police Department: Chief Scherer thanked Moose Lodge 492 for their generous donation of \$3,000.00 to the Honor Guard.

The Chief reminded everyone to use extra caution while driving downtown this Saturday as the Santa Parade will be held at noon.

Chief Scherer reported the official holiday shopping season begins this Friday and the Police Department has printed a pamphlet regarding tips for on-line shopping, personal safety and vehicle safety. The pamphlet was printed in-house with very little cost to the City. They will be available in the Mayor's Office or Police Department and are free to the public.

Street Department: Mike Frazee announced the first round of leaf pick-up will be done next Tuesday. The

second round will begin on Wednesday. Also, the City will receive the first shipment of salt next Monday.

Sewage Department: Mr. Jackson reported the lake level is 798.2 which is down two inches from last week.

Water Department: Mr. Taylor reported the Water Department replaced a fire hydrant yesterday and fixed a water main break.

Toys for Tots: Mayor Chrobak announced the City will be accepting donations of new, unwrapped toys for the Toys for Tots Program. Toys will be accepted through December 11, 2009.

Santa Parade & Tree Lighting Ceremony: Mayor Chrobak reminded everyone the Santa Parade will be held this Saturday beginning at noon. A tree lighting ceremony will take place at Central Station Plaza at the same time. Also, Merle Miller has generously volunteered to donate a train for children to ride and will operate the train the same hours as Santa. The Mayor stated hopefully next year the parade and tree lighting will be held later in the day so the tree can be lit at dusk.

The Mayor stated an Executive Session will follow today's Board meeting.

Mayor Chrobak wished everyone a Happy Thanksgiving.

There being no further business, Mr. Clingerman moved to adjourn; motion seconded by Mr. MacLennan and unanimously carried.

Signatures

APPROVED: _____
Kathleen Chrobak, Mayor

ATTEST: _____
Joanne Layman, Deputy Clerk Treasurer
Approved: December 2, 2009