

City of LaPorte Board of Public Works and Safety

July 14, 2010

Convene

City of LaPorte Board of Public Works and Safety met in regular session in the Board Room on July 14, 2010 at 9:00 am. Attendance: Mayor Chroback, Present: Mr. MacLennan, Present: Mr. Rosenberg, Present.

Pledge

The Pledge of Allegiance was led by Mayor Chroback.

Minutes

As each member of the Board received an advance copy of the minutes prior to the meeting, Mayor Chroback stated she would dispense with the reading of same and asked for any corrections or additions.

Motion/Vote - Approval of Minutes from July 7, 2010

Mr. Rosenberg made a motion to approve the regular and Executive Session minutes from July 7th as presented; Mr. MacLennan seconded the motion. The motion passed by vote: Mayor Chroback (Yes), Mr. MacLennan (Yes), Mr. Rosenberg (Yes).

Public Comment

None

Clerk Treasurer

Claims Approval

Mr. MacLennan moved to approve Civil City Claims in the amount of \$336,860.17; motion seconded by Mr. Rosenberg and unanimously carried. Mr. MacLennan noted the claims included three bond payments, July health insurance and 2nd Quarter Perf payments.

Mr. MacLennan moved to approve Water Claims in the amount of \$270,326.43; motion seconded by Mr. Rosenberg and unanimously carried.

Mr. MacLennan moved to approve Wastewater Claims in the amount of \$328,783.24; motion seconded by Mr. Rosenberg and unanimously carried.

Restricted Donation

A \$5.00 donation from Mark Sterling for the Restricted Police/Fire Fund was presented to the Board from the Clerk Treasurer's office and permission was requested to receipt the money into said account.

Mr. Rosenberg moved to accept the donation as presented; motion seconded by Mr. MacLennan and unanimously carried.

Contractor Registrations

The following contractor registrations were presented for the Board's approval and they are as follows:

1. Todd Albert Construction dba T.A.C Group, Valparaiso, IN
2. Hines Plumbing, Valparaiso, IN

Mr. Rosenberg moved to approve the contractor registrations as presented; motion seconded by Mr. MacLennan and unanimously carried.

Trash Removal

A request for a reduced trash rate was presented from Pressel Enterprises, dba "Crows in the Cupboard" at 706 Detroit Street. The business owner has stated they will not generate more than five bags of trash per week.

Mr. MacLennan moved to approve the reduced trash rate request as presented; motion seconded by Mr. Rosenberg and unanimously carried.

New Business

Traffic Appeals

One appeal was presented. Yvonne Connolly, Violations Bureau, stated the ticket was originally written for violating a two hour parking spot, but has since increased to \$45.00 over time without any payment. It is the recommendation of the Violations Department to reduce the ticket back to the original \$10.00 in light of the fact the car owner was not the one driving the vehicle. Allen Piening, 645 Broadway Street, Beverly Shores, appeared before the Board and stated he has not had the vehicle in his possession for over six months. Mr. Piening stated the vehicle is titled and registered in his name but his business partner has possession of the vehicle and was the one who incurred the ticket. He explained he has taken his business partner to small claims court because he hasn't received any money from their joint business venture and he wants his vehicle returned to him by his partner since he has failed to pay for that either. Mayor Chroback stated the City is unable to pursue anyone other than the individual on the title and registration of the vehicle in question. Due to the City Attorney being out of town, Mayor Chroback advised the Board to table the issue until the court date for small claims court. Mr. Piening stated he is scheduled to be in court on July 26th and would notify the Mayor of the outcome. Mr. MacLennan asked Mr. Piening to bring this parking ticket matter to the attention of the Magistrate so they will know the City of LaPorte is waiting for payment as well as Mr. Piening. Mayor Chroback asked the Violations Department to send a letter to the Magistrate stating such.

Mr. Rosenberg moved to table the appeal until the court has reached their decision and freeze the fee at \$45.00; motion seconded by Mr. MacLennan and unanimously carried.

Unfinished Business

Request for Use of City Property-Red Cross

The Mayor read a request from Kim Sauers to hold a raffle in the parking lot of the East Side Fire Station with all proceeds to benefit the American Red Cross. The date has been left open so the Fire Chief can

coordinate the details. Chief Sabie stated the Red Cross will be raffling a Harley Davidson motorcycle in the parking lot of the East Side Fire Station because Walmart can no longer accommodate such requests. It will be for one day, from 10:00 a.m. to 4:00 p.m. Mr. Rosenberg noticed the expiration date on the liability insurance submitted with the request has passed and they will need to submit a new form.

Mr. Rosenberg moved to approve the request to hold the fundraiser as approved by the Fire Chief and with the receipt of the proper liability insurance; motion seconded by Mr. MacLennan and unanimously carried.

Request for Use of City Property-Lincoln Highway

Mayor Chrobak stated the request presented by the Lincoln Highway group at last weeks' meeting now contains the proper liability insurance, however the coverage date has expired and they are in the process of obtaining the proper form and forwarding it to the Mayor's office. The Mayor noted the dates have changed as well, pared down from three days to two, for August 5th and 6th from 8:00 a.m. to 2:00 p.m. The yard sale will be held farther down the street than originally requested; it will be on the sidewalk adjacent to Mucho Mas and continue down to the corner of Lincolnway and Monroe Street. A map and brochure as well as websites for information about the Lincoln Highway were also provided.

Mr. MacLennan moved to approve the request subject to the receipt of proper liability insurance documents; motion seconded by Mr. Rosenberg and unanimously carried.

CMAQ Grant Agreement-Bike Racks

Mary Jane Thomas, Director of Community Development and Planning, reported she was currently unable to obtain a contact person at the LaPorte County School Corporation to find out how many bike racks they will need. She stated the City of LaPorte is solely responsible for purchasing the bike racks and distributing them to the different entities listed in the grant. Ms. Thomas advised the grant is 100% reimbursable so the City will get the entire \$5,400.00 back from the State. She described the distribution as follows:

- | | |
|--------------------------------------|----|
| 1. LaPorte County School Corporation | 14 |
| 2. City of LaPorte Parks | 21 |
| 3. LaPorte County Parks | 5 |

Mayor Chrobak asked Dean Heise, Director of Parks and Recreation, if he requested that many bikes. He stated he did not ask for that many, but felt they could be distributed throughout the City instead of just in the City Parks. Mayor Chrobak agreed. Mr. Heise offered Wally Brath, former Chief of Police, as a contact in the school corporation, since he works in the custodian department, and his department will more than likely be in charge of installing the bike racks at the schools. Mr. Heise also felt the installation cost would be minimal as City employees would be doing the work. Mayor Chrobak advised Ms. Thomas to use Tim Morgan as the contact person at the County. Mr. Rosenberg asked Ms. Thomas if she could contact these people and find out about the City's funding for this grant before the Board meets again next week. Ms. Thomas stated she would do her best, but wanted to reiterate to the Board, the responsibility of funding this grant upfront, and managing the entire project from beginning to end, lies solely with the City of LaPorte. It is also the City's responsibility to disburse the bike racks to the other entities who are not investing any money in the grant, and make sure they understand they are responsible for their own installation and maintenance; not the City. The Mayor advised it might be in our best interest to put something in writing stating just that.

Department Head Reports

Street

Mike Frazee, Director of Street Department, reported they are on their last round of limb pick up after the recent storms.

Water

Todd Taylor, Director of Water, reported he always includes watering reminders in the May water bills, but was concerned to notice many residents are not heeding the warnings and watering their lawns during the hottest part of the day. Mr. Taylor stated it is wasteful as the water evaporates almost immediately. He instructed residents to use common sense and water sparingly; only in early morning or evening hours.

Wastewater

Jerry Jackson, Director of Wastewater, reported Pine Lake is at 797.8 and he shut the lake siphon off just today. He was happy to report Clear Lake has receded two to three feet off Clear Lake Boulevard which means the removal of the gate which was discovered last week has worked like he thought it would. Mr. Jackson reported there is an adjustable weir where Clear Lake drains into Lily Lake and he has adjusted it to allow the lake to come down another three inches. Right now, he doesn't believe the level is bothering anyone, with the exception of his baffle wall for the alum storm water treatment system on the southwest corner of the lake, which is currently under water. Mr. MacLennan stated Mr. Jackson has previously informed the Board Clear Lake is a very shallow lake to begin with, but how deep did he feel it actually was. Mr. Jackson deferred that answer to Mr. Heise. Mr. Heise advised there are only two deep spots, probably 20 feet deep but the majority of the lake is anywhere from 5-15 feet deep. The simple fact it is such a shallow lake is why the weeds grow so tall so quickly once they are fed by the sunshine. Mr. MacLennan asked how deep Pine Lake was. Mr. Heise said the deepest point there was approximately 60 feet.

Parks and Recreation

Mr. Heise reported he has been contacted by Danielle Kessler from the YMCA about the triathlon scheduled for August 7th and they are coordinating the details. Mr. MacLennan asked if Mr. Heise saw the hay bales at Kesling Park and commented how nice they looked. Mr. Heise stated he has seen them and was happy to see the area was mowed and baled by volunteers and as soon as it was possible, they would be removed from the park.

Engineering

Change Order-Boston Street

Mr. Clingerman was absent today, so Mayor Chroback presented Change Order #7 for the Boston Street Project on his behalf. The Change Order is a credit to the project in the amount of \$1,282.33 which will be credited 80/20 just like the expenses.

Motion/Vote - Approval of Change Order #7-Boston Street

Mr. Rosenberg made a motion to approve Change Order #7 as requested; Mr. MacLennan seconded the motion. The motion passed by vote: Mayor Chroback (Yes), Mr. MacLennan (Yes), Mr. Rosenberg (Yes).

Mayor

Mayor Chrobak invited the public to attend Arts in the Park this evening at Fox Park featuring the City Band from 7-8 p.m. Tomorrow evening the entertainment will be Junior and the Igniters.

The Mayor announced City Hall is taking donations to sponsor a City Employee who is participating in an amateur race to raise money for the Deserving Children's Fund and encouraged everyone to donate \$1.00 or more and get their name on a shoe at City Hall.

Due to another hot week of weather, Mayor Chrobak announced the Council Chambers at City Hall will be used as a cooling station for anyone needing to get out of the heat. The basement of the 18th Street Fire Station will also be used as a cooling station as well.

Board

Due to the City Attorney's absence, Mr. MacLennan moved to set an Executive Session next week following the regular Board meeting on July 21st for the purpose of litigation; motion seconded by Mr. Rosenberg and unanimously carried.

There being no further business before the Board, Mr. Rosenberg moved to adjourn; motion seconded by Mr. MacLennan and unanimously carried.

Signatures

APPROVED: _____
Kathleen Chrobak, Mayor

ATTEST: _____
Teresa L. Ludlow, Clerk-Treasurer
Approved: July 21, 2010