

**MINUTES OF THE REGULAR MEETING  
BOARD OF PUBLIC WORKS AND SAFETY  
CITY OF HOBART, LAKE COUNTY, INDIANA  
April 17, 2019**

**Call to Order/Pledge to the Flag:** Mr. Snedecor called the meeting to order at 3:30 p.m., followed by the Pledge of Allegiance.

**Roll Call:** The following members were present: Mr. Lain, Mr. Ehrhardt and Mr. Snedecor. Also present: C-T Longer and Admin. Asst. C. Govert.

**Reading of Minutes:** Motion by Mr. Lain, seconded by Mr. Ehrhardt, to accept the minutes of the Regular Meeting of April 3, 2019 as presented. All aye, motion carried. (3-0)

**Correspondence:** There was no correspondence.

**Approval of Register of Claims and Payroll Claims:** Motion by Mr. Ehrhardt, seconded by Mr. Lain, to accept and sign the register of claims and payroll claims as presented. All aye, motion carried. (3-0)

**Approval of Agenda:** Mr. Snedecor asked the Board to consider adding the Memorandum of Agreement re: Cressmoor Development, LLC. Motion by Mr. Lain, seconded by Mr. Ehrhardt, to approve the agenda with the addition as stated. All aye, motion carried. (3-0)

**Unfinished Business:**

**Continued: Cash Bond Related to Work Not Completed for 61<sup>st</sup> Ave.** re: T&J Landscape: Motion by Mr. Lain, seconded by Mr. Ehrhardt, to leave this item continued and if Attorney DeBonis arrives it can be discussed later in the meeting. All aye, motion carried. (3-0) *See end of Agenda for additional discussion.*

**Tabled: Request to Plant Tree in Easement: Miriam Ehrenfeld, re: 800 Lake St.** This item will remain tabled to obtain additional information from owner.

**Tabled: Request to Remove Tree from Easement (at owner's expense): Sharon Lentini, re: 9021 Norris Dr.** Motion by Mr. Ehrhardt, seconded by Mr. Lain, to remove this item from the table. All aye, motion carried. (3-0) Mr. Ehrhardt stated that he had talked to the property owner and she had the tree taken down prior to any consideration by the Board and this was a mistake on her part and a miscommunication about procedures. Mr. Dubach said that the Public Works Department will remove the remaining stump. Motion by Mr. Ehrhardt, seconded by Mr. Lain, to approve the request by the owner to remove the tree from the easement at the owner's expense and to remove this item from the agenda. All aye, motion carried. (3-0)

**Under Advisement: Request for Sidewalk on 8<sup>th</sup> St. west of Wisconsin St.** Niki Zynak, re: 10148 W. 8<sup>th</sup> Street: Ms. Zynak was not present. City Engineer Phil Gralik, said that the City owns the right-of-way but multiple trees need to come down before sidewalks are installed in this area. He will keep this in his radar as a future project if funds become available. Motion by Mr. Snedecor, seconded by Mr. Ehrhardt, to have staff to consider this for a future project and remove this item from the agenda. All aye, motion carried. (3-0)

**Continued: Consideration of Service Agreement: Lake George Weed/Sediment Treatment 2019-2021, Clarke Aquatics:** Mr. Fulton gave a brief explanation of the treatment services which consist of 2 years of treatment for sediment reduction consolidated into 1 year (2019) and monitoring for 1 year (2020). Mr. Fulton has worked with the DNR and Clarke Aquatic Services and there is an interlocal being considered by the Council for a 50/50 cost share with the Little Cal River Basin Commission. Motion by Mr. Lain, seconded by Mr. Ehrhardt, to approve the Service Agreement with Clarke Aquatic Services Inc. as presented for a total cost of \$149,784. All aye, motion carried. (3-0)

**Review: Request for Outdoor Seating: Café 339, Demitri Karatglidis, 339 Main Street:** John Mitchell was present on behalf of Mr. Karatglidis and said that the owner understands the new 48" ADA rule requirement and this will still leave 6½ feet for tables and servers. The owner will move the fencing back and fill the holes with concrete putty. Mr. Snedecor suggested that Mr. Mitchell work with Mr. Gralik regarding securing the posts to minimize the impact on the sidewalk. Motion by Mr. Ehrhardt, seconded by Mr. Lain, to approve the request for outdoor dining and have Mr. Karatglidis and Mr. Mitchell work with the City Engineer regarding options for securing posts as they will be moved to accommodate the ADA requirements of 48". All aye, motion carried. (3-0)

#### **New Business:**

**Request to Remove Two (2) Trees from Easement: Tom Brebrich, 7653 Eider Ave.:** Mr. Brebrich was present and would like to have the City remove 2 trees from his easement because they are dying and he would then like to replace the trees with other trees. Public Works Supt. John Dubach said that the trees are Ash trees and the City will add them to their list for removal. Mr. Dubach does not recommend planting anything in the easement because it is too small. Motion by Mr. Snedecor, seconded by Mr. Lain, to include these trees on the list of trees to be removed by the City and have the petitioner come back at a later date to discuss replacement trees. All aye, motion carried. (3-0)

Attorney DeBonis arrives.

**Request to Remove Tree from Easement: Richard Hill, 94 W. Third St.:** Mr. Hill was not present. Mr. Dubach said that the tree needs to come down and can be added to the City list for removal. Motion by Mr. Snedecor, seconded by Mr. Ehrhardt, to approve the request and to add the tree to the City list for removal. All aye, motion carried. (3-0)

**Request to Install Flag Pole in City Easement: Robert Zury, 239 N. Delaware:** Mr. Zury was present and stated he has a 20' flag pole that would be placed 4' into the ground in a PVC pipe. He stated his yard is small and has a variety of items that present potential issues including power lines and a tree. Discussion followed regarding the placement of a flag pole in the easement where snowplows could damage it. Motion by Mr. Lain, seconded by Mr. Ehrhardt, to **deny** the request, encouraging the owner to find another place for the flag pole in his yard. All aye, motion carried. (3-0) Request is **denied**.

**Request to add Inground Basketball Hoop in City Easement: Leticia Tirado, 1631 Cooke St.:** Ms. Tirado was present and explained that her property does not have adequate space in a flat area to allow basketball play but it is a quiet cul-de-sac with little traffic. Discussion followed regarding children playing in the street and whether the placement of the hoop would encourage this behavior. Motion by Mr. Ehrhardt, seconded by Mr. Lain, to **deny** the request for the safety of the children. All aye, motion

carried. (3-0) Request is **denied**. Mr. DeBonis stated that the Park Department has been considering all the neighborhood parks and is planning on adding basketball hoops in the future.

**Request to hold Fireworks Demonstration on Hobart Little League parking lot: re: 2301 Field of Dreams Dr. on May 17<sup>th</sup> and 18<sup>th</sup> at dusk: Heather Duhon & Kerrie Thorton, Kaboom Fire Works:** Ms. Duhon stated this was the 3<sup>rd</sup> year for this event at this location. Discussion followed regarding consultations with the Fire and Police Departments. Motion by Mr. Snedecor, seconded by Mr. Lain, to set this item for review at the May 1<sup>st</sup> meeting of the Board to allow time for staff recommendations from the Fire and Police Departments. All aye, motion carried. (3-0)

**Notice to Abate: Property Maintenance Issues: Garry Lee & Mary Kell Maris, 4380 W. 57<sup>th</sup> Ave.: Lt. Ron Russo:** The owner was not present. Lt. Russo stated there has been some progress toward compliance and recommended to reset this case for the May 15<sup>th</sup> meeting of the Board. Motion by Mr. Lain, seconded by Mr. Ehrhardt, to set this case for review at the May 15<sup>th</sup> meeting of the Board, the owner is Ordered to Appear and the Board will consider a fine at that time. All aye, motion carried. (3-0) Lt. Russo will send a letter to the owner notifying him of the Board's actions.

**Signing of Mylars: Starland Corner: 1-lot subdivision at 1750 E. 53<sup>rd</sup> Ave., NW corner of 53<sup>rd</sup> Ave. & Liverpool Rd., zoned R-2. 1.80 acres:** The Plan Commission recommends approval of this 1-lot subdivision with no bond required for public improvements. Motion by Mr. Lain, seconded by Mr. Ehrhardt, to approve the 1-lot subdivision, Starland Corner, and sign the mylars as presented. All aye, motion carried. (3-0)

**Signing of Mylars: Resub. Lots 1 & 2, Chas Nagle's Addition: 2-lot subdivision, 1219 Jackson St. approx. 700' west of the SW corner of Hobart Rd. and Jackson St., zoned R-3. 0.14 acre:** The Plan Commission recommends approval of this 2-lot subdivision with no bond required for public improvements. Motion by Mr. Lain, seconded by Mr. Ehrhardt, to approve the 2-lot subdivision, Resub. of Lots 1 & 2, Chas Nagle's Addition, and sign the mylars as presented. All aye, motion carried. (3-0)

**Consideration of Award of Bid: 2019 Road Construction Materials Contract:** City Engineer Phil Gralik stated there were three (3) bids received and opened on April 5<sup>th</sup> and the bidders, Walsh & Kelly, Rieth Riley and Gariup Construction were not required to provide pricing for all of the items on the bid form. He detailed in a distributed memorandum the various items each bidder who provided low bids on specific items and recommended that all three bids be accepted and allowing staff to use the contractor with the lowest total cumulative cost for the street or project on which the City is working. Attorney DeBonis agreed with the recommendation. Motion by Mr. Ehrhardt, seconded by Mr. Lain, to award to the low bidder as specified in the memorandum from the City Engineer dated April 17, 2019 (*attached to these minutes*), the item numbers from each respective bid and each low bidder for each item number will be given the award for those particular items and in the event that the low bid contractor cannot perform due to lack of quantities or some other reason, then the next lowest bidder will be awarded the work. All aye, motion carried. (3-0)

**Consideration of Solicitation for Bids: 2019 CCMG Road Resurfacing Projects:** City Engineer Phil Gralik stated that the Community Crossings projects are required to be bid as a separate contract and presented the proposed solicitation for bids. Motion by Mr. Lain, seconded by Mr. Ehrhardt, to approve

the solicitation for bids for the 2019 Community Crossings Resurfacing projects as presented. All aye, motion carried. (3-0)

**Consideration of Supplemental Agreement No. 1: 69<sup>th</sup> Ave. Road Improvements Right-of Way Services, BF&S:** Jake Dammarell, BF&S, presented Supplemental Agreement No. 1, stating there is no change in the amount of the original contract but adjusts the number of appraisals needed. The contract price remains at \$172,500 for the right-of-way services. Motion by Mr. Lain, seconded by Mr. Ehrhardt, to approve Supplemental Agreement No 1 for the 69<sup>th</sup> Avenue Road Improvements right-of-way services by Butler, Fairman & Seufert in a total amount not to exceed \$172,500 as stated in the original contract. All aye, motion carried. (3-0)

**Resolution 2019-06: Appointing Appraisers of Certain Real Estate for Potential Purchase by the City:** The Resolution was read. Mr. Snedecor explained this appraisal is for a parcel of land adjacent to the City property at Arizona and 61<sup>st</sup> Avenue. The Council has indicated an interest in obtaining appraisals. Motion by Mr. Ehrhardt, seconded by Mr. Lain to approve Resolution 2019-06 as presented. All aye, motion carried. (3-0)

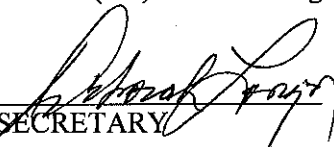
**Consideration of Memorandum of Agreement: re: Hobart Sanitary District/Storm Water Management Department, the City of Hobart and Cressmoor Development, LLC:** Attorney DeBonis stated this agreement lays out the basic items that will govern the Cressmoor Development infrastructure installation in phases, permitting the Developer to post bonds as he does the various phases and spells out the payment of connection fees and infrastructure installation costs as the actual installation occurs. He noted this Agreement has been approved by the Sanitary/Storm Water District and will go to the Plan Commission for approval. Motion by Mr. Snedecor, seconded by Mr. Lain, to approve the Memorandum of Agreement as presented. All aye, motion carried. (3-0)

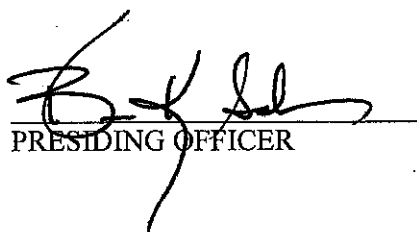
**Continued from earlier on agenda: Cash Bond Related to Work Not Completed for 61<sup>st</sup> Ave. re: T&J Landscape:** Attorney DeBonis recommended removing this item from the agenda as negotiations have failed with the Contractor and the staff is communicating with INDOT as the original contract for the work is with INDOT and not the City. He noted this is not an issue for the Contractor's Licensing Board. Motion by Mr. Ehrhardt, seconded by Mr. Lain, to remove this item from the agenda. All aye, motion carried. (3-0)

**Announcements:** City Engineer Phil Gralik stated that Lake Park Avenue will be paved where the sewer work was done but the remaining paving will be done using Community Crossings funds later in the year, resulting in pavement being replaced in phases and not all at once. Mr. Gralik also noted that Indiana American Water is currently patching 10<sup>th</sup> Street, restoring the pavement from previous work done in the area by the water company.

Mr. Snedecor asked if there was anyone who wished to address the Board and there was no response.

**Adjournment:** Motion by Mr. Lain, seconded by Mr. Ehrhardt, to adjourn the meeting. All aye, motion carried. (3-0) The meeting adjourned at 4:45 p.m.

  
SECRETARY

  
PRESIDING OFFICER



SANITARY & STORMWATER

Memorandum

To: Hobart Board of Public Works and Safety
From: Phillip Gralik, City Engineer
Date: 4/17/19
Re: 2019 Road Construction Materials Bid Award

Three bids were received for the above referenced work. The bidders were Walsh & Kelly, Rieth Riley, and Gariup Construction. Bidders were not required to provide a price for all of the items on the bid form and, while Walsh & Kelly and Rieth Riley bid all items, Gariup only bid on the Portland cement concrete items.

Gariup was the low bidder on all of the concrete curb items including items #26-29 and 31-39 on the bid form. Gariup and Walsh & Kelly had the same price on item #30.

Rieth Riley was the predominant low bidder on the crack sealing, pavement markings, seeding and sodding, and traffic signal items. The items they were low bidder on included items #6, 18, 24, 60, 66, 67, 72-75, 78-83, 86, and 87. Rieth Riley and Walsh & Kelly had the same prices on items #4, 11, 69-71, 86, and 87.

Walsh & Kelly was the low bidder on the majority of the asphalt items including the contractor placed asphalt, ADA ramps, and sidewalks. The items they were low bidder on included #1-3,5,7-10, 12-17,19-23, 40-58, 60-65, 68, 76, 77, 81,84, and 85.

Therefore, I recommended that the Board of Public Works and Safety accept all three bids and allow staff to use the contractor with the lowest total cumulative cost for the street or project on which we are working.

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