

**MINUTES OF THE REGULAR MEETING
BOARD OF PUBLIC WORKS AND SAFETY
CITY OF HOBART, LAKE COUNTY, INDIANA
July 3, 2019**

Call to Order/Pledge to the Flag: Mayor Snedecor called the meeting to order at 3:33 p.m., followed by the Pledge of Allegiance.

Roll Call: The following members were present: Mr. Lain, Mr. Ehrhardt and Mayor Snedecor. Also present: Attorney DeBonis, 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 June 19, 2019 as presented. All aye, motion carried. (3-0)

Correspondence: Update: Third Street Bridge Project: Brandon Towle, BF&S, distributed a status report: ICC demolished and removed the existing bridge from the jobsite. Since then, ICC has been working on closing in the cofferdams on both the east and west sides. Once complete, the walers and bracing will be installed then work will concentrate on the east abutment. ICC anticipates a few days to demolish the east abutment. Excavation for foundation 4 will take place consecutively. Providing soil conditions allow dewatering, piledriving for foundation 4 could take place prior to the next meeting.

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 Attorney DeBonis' request to move the following items to the first items of business after approval of the agenda: Signing of Mylar for Eagle Creek Crossing Subdivision, Adoption and approval of Development Agreement for Eagle Creek Crossing Subdivision and the demolition resolutions 2019-12 and 2019-13 as he has a meeting to attend and needs to leave this meeting no later than 4 p.m. Motion by Mr. Lain, seconded by Mr. Ehrhardt, to approve the agenda with the changes. All aye, motion carried. (3-0)

UNFINISHED BUSINESS:

Review: Order to Appear: Review / Full Compliance: Jason & Tracy Baimakovich, re: 11 Willow Pl.: Mr. Baimakovich was present. He said that the fence around the pool is complete and the posts have been removed. He showed the Board pictures of the completed work. Discussion was held about the \$1,000 in fines imposed at previous meetings. Mr. Baimakovich said that he could not afford to pay the full amount. Motion by Mr. Snedecor, seconded by Mr. Lain, to rescind the \$250 fine from the December 19, 2018 meeting and the \$500 fine from the May 1, 2019 meeting and have the original \$250 fine which was imposed at the November 7, 2018 meeting remain, due no later then December 31, 2019. All aye, motion carried. (3-0)

NEW BUSINESS:

Motion by Mr. Snedecor, seconded by Mr. Ehrhardt, to add the approval and adoption of Development Agreement for Eagle Creek Crossing subdivision to the agenda. All aye, motion carried. (3-0)

Approval and Adoption of Development Agreement: Eagle Creek Crossing Subdivision: Attorney DeBonis stated that the Development Agreement has been distributed and the developers have signed. Motion by Mr. Ehrhardt, seconded by Mr. Lain, to approve and adopt the Development Agreement

between the City of Hobart and Eagle Creek Crossing, LLC as presented. All aye, motion carried. (3-0)

UNFINISHED BUSINESS:

Continued: Signing of Mylars:

Eagle Creek Crossing Subdivision: a 48-lot subdivision located on the NE corner of Arizona St. and 61st Ave., zoned R-1, 22.134 acres.: Upon the favorable recommendation of the Plan Commission and the Performance Bond and Development Agreement on file. Motion by Mr. Lain, seconded by Mr. Snedecor, to accept and sign the mylars as presented. All aye, motion carried. (3-0)

NEW BUSINESS:

Order to Comply: Unsafe Building Code Violations: Mr. Hannigan read the addresses of 5 houses to be demolished:

US Bank National Association, re: 1317 S. Lake Park Ave.: Attorney Brian Steel was present for Rushmore Holdings, he requested that the demo be delayed because the title is being disputed. Attorney DeBonis recommends withdrawing this property from the resolutions and reschedule consideration in a month. Motion by Mr. Lain, seconded by Mr. Ehrhardt, to review this matter at the August 7, 2019 meeting of the Board of Works and strike this address from Resolutions 2019-12 and 2019-13 as directed. All aye, motion carried. (3-0)

Karen L. Boruff, re: 229 N. Ohio St.: Ms. Boruff was present and stated that she wants to fix up the house and has been working with several non-profit organizations to get some help. Mr. Snedecor said that the City would need a good faith commitment by the August 7th meeting and directed her to work with Mr. Hannigan. Motion by Mr. Snedecor, seconded by Mr. Lain, to strike this address from Resolutions 2019-12 and 2019-13 and have Ms. Boruff work with the Building Official and have firm commitments for rehab of the property at the August 7, 2019 meeting of the Board of Works. All aye, motion carried. (3-0)

Mary E. Rogers, re: 1456 S. Lincoln St.: Ms. Rogers was present with her Attorney Amanda Hires and requested to withdraw this address from the resolutions for 90 days in order to repair the roof or sell the property. Ms. Hires said they have contracts for the repairs and an offer to purchase the property. Motion by Mr. Lain, seconded by Mr. Ehrhardt, to remove this address from Resolutions 2019-12 and 2019-13 and work with the Building Official and to appear at the August 21, 2019 meeting of the Board of Works for an update and review and to appear at the October 2, 2019 meeting in full compliance. All aye, motion carried. (3-0)

Jeffery A. Willingham, re: 408 N. Colorado St.: Mr. Willingham was present and stated that he wants to fix up the house in order to sell the property. It was noted that the yard needs to be cleaned up as well. Motion by Mr. Snedecor, seconded by Mr. Lain, to continue this matter to the August 7, 2019 meeting of the Board of Works with signed contract and exterior in compliance and remove this address from Resolutions 2019-12 and 2019-13. All aye, motion carried. (3-0)

HGM Holdings, re: 1219 W. Ridge Rd.: The owner was not present. This property may proceed with the Resolutions actions.

Resolution 2019-12: A Resolution Ordering the Demolition of Dilapidated and Unsafe Single Unit Residential Structures under Unsafe Building Law: The Resolution was read. 1317 S. Lake Park Ave., 229 N. Ohio St., 1456 S. Lincoln St., and 408 N. Colorado St. were removed from the resolution due to

the actions of the Board earlier this evening. It was also noted that the 1219 W. Ridge Rd. address should be W. Old Ridge Rd. Motion by Mr. Snedecor, seconded by Mr. Lain, to approve Resolution 2019-12 as amended. All aye, motion carried. (3-0)

Resolution 2019-13: A Resolution Superseding Resolution 2019-08 Determining the Lowest Responsible and Responsive Quotes and Awarding Contracts for Demolition of Structures under Unsafe Building Law: The Resolution was read. It was noted that all addresses should be struck from the resolution except for 1219 W. Old Ridge Rd. due to prior actions of the Board. Motion by Mr. Ehrhardt, seconded by Mr. Lain, to approve Resolution 2019-13 as amended. All aye, motion carried. (3-0)

UNFINISHED BUSINESS

Tabled: Signing of Mylar: Cressmoor Estates (Phase I): a 37-lot subdivision located south of 37th Ave. East of Wisconsin St. and West of Lake Park Ave. zoned PUD, +/- 12.765 acres, Randy Hall: Motion by Mr. Snedecor, seconded by Mr. Lain, to continue to table this item until the July 17, 2019 meeting. All aye, motion carried. (3-0)

Review: Gravel in City Easement: Pam Broadaway, re: 3768 Maple St.: Mrs. Broadaway was not present. Mr. Hannigan stated that the asphalt work has been completed but the final inspection on the deck is needed and he will follow up with Imboden Construction next week. Motion by Mr. Snedecor, seconded by Mr. Lain and Mr. Ehrhardt, to remove this item from the agenda as in compliance with requirements and have the Building Official follow up with the contractor. All aye, motion carried. (3-0)

NEW BUSINESS:

Request for Barrier/Guard Rail: Kimberly Slanina, re: 331 Linda Street: Ms. Slannia was not present. Chief Zormier said this is not an unreasonable request but he would like the homeowner to know that they need to maintain the area around the guard rail. Motion by Mr. Snedecor, seconded by Mr. Lain, to continue this item to the July 17, 2019 meeting of the Board of Works and require that the homeowner be present to discuss the request. All aye, motion carried. (3-0)

Request for Stop Sign: Corner of Ohio St. and High St.: Josh Huddleston: Councilman Huddleston was present and is requesting the stop sign because this corner is a bus drop off for Hobart Middle School and Hobart High School and children who walk to Liberty Elementary School and it has become a real safety concern. Chief Zormier concurs and recommends a 4-way stop at this intersection. Motion by Mr. Snedecor, seconded by Mr. Lain, to approve a 4- way stop at the corner of Ohio and High Streets as requested. All aye, motion carried. (3-0)

Consideration of Invoice #2 and Change Order #1: 3rd St. Bridge Project, Brandon Towle, BF&S: Brandon Towle gave a brief review of Change Order #1. The costs in this Change Order include all materials, equipment and labor necessary to replace a piece of cold rolled sheeting and a special connection to the hot rolled sheeting to be fabricated on site. Motion by Mr. Lain, seconded by Mr. Ehrhardt, to approve Change Order #1 as presented in the amount of \$3,656.86 as presented. All aye, motion carried. (3-0)

Invoice #2 was presented in the amount of \$708,995.55 less the contract's retainage deduction of \$70,899.55, the balance of \$638,096. Mr. Towle has been on site as work progresses and has verified that all work completed has been within the contract scope. He reviewed the invoice with ICC group and all parties agree to the quantities. Motion by Mr. Snedecor, seconded by Mr. Lain, to approve Invoice #2 in

the amount of 708,995.55 as presented. All aye, motion carried. (3-0)

Consideration of Change Order #6 and #8: 3rd and Center Streetscape, Brandon Towle, BF&S: Brandon Towle, BF&S, stated that the Hobart Sanitary District has reviewed and approved both change orders. Motion by Mr. Lain, seconded by Mr. Ehrhardt, to approve Change Order #6 for the removal and retirement of sanitary laterals in the amount of \$63,750 as presented to be paid by the Hobart Sanitary District. All aye, motion carried. (3-0)

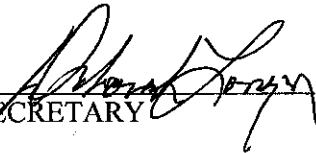
Change Order #8 was for the replacement of a pipe liner, cured-in-place. Motion by Mr. Lain, seconded by Mr. Ehrhardt, to approve Change Order #8 for a net credit of (\$32,602.25) as presented. All aye, motion carried. (3-0)

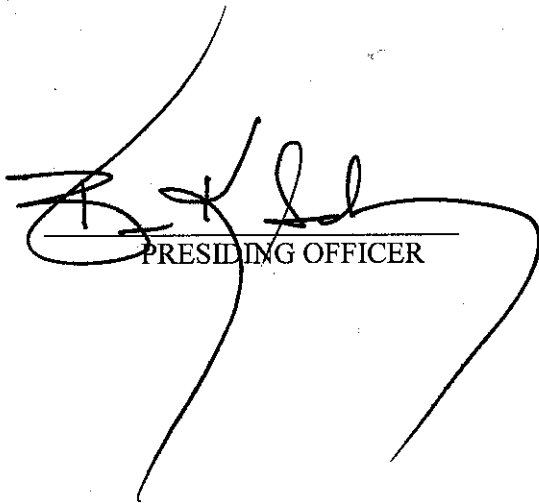
Consideration of Summer Market Concert Contracts: Nikki Lopez submitted the contracts and related documents for the Summer Market Concert Series: (6/20) Ginter All Stars \$350, (6/27) Reggae Express \$350, (7/4) NAWTY \$1,450, (7/11) Nash Carey Project \$350, (7/18) High Street Band \$350, (7/25) Buckdaddy \$550, (8/11) Jerica \$350, (8/8) Island 49 \$350, (8/22) Hobart Mtn. Boys \$350, (8/29) Eaten Alive \$350. Motion by Mr. Ehrhardt, seconded by Mr. Lain, to approve the Summer Market Concert Contracts as presented including Indemnification Agreements and the required addendums to contracts. All aye, motion carried. (3-0)

Consideration of Long-Term Maintenance and Operation Agreement: Luke Oil Co. LLC, NW section of the Intersection at Countyline Rd. and 37th Ave: City Engineer, Phil Gralik, was present and stated that Mr. Kingsland was unable to attend the meeting tonight, but he recommends approval. Motion by Mr. Lain, seconded by Mr. Ehrhardt, to approve the Long Term Maintenance and Operation Agreement for Luke Oil Co. LLC at County Line Rd. and 37th Avenue as presented. All aye, motion carried. (3-0)

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

Adjournment: Motion by Mr. Ehrhardt, seconded by Mr. Lain to adjourn the meeting. All aye, motion carried. (3-0) The meeting adjourned at 4:48 p.m.


SECRETARY


PRESIDING OFFICER