

**MINUTES OF THE REGULAR MEETING  
BOARD OF PUBLIC WORKS AND SAFETY  
CITY OF HOBART, LAKE COUNTY, INDIANA  
July 15, 2020**

**Call to Order/Pledge to the Flag:** Mr. Snedecor called the meeting to order at 3:31 p.m., followed by the Pledge of Allegiance. The meeting was held with the building open to the public and a call-in number for remote public participation.

**Roll Call:** The following members were present: Mr. Lain, Mrs. Longer and Mr. Snedecor. Also present: City Attorney McCarthy and Admin. Asst. C. Govert.

**Reading of Minutes:** Motion by Mr. Lain, seconded by Mrs. Longer, to accept the minutes of the Regular Meeting of July 1, 2020 as presented. All aye, motion carried. (3-0)

**Correspondence:** Update: Third Street Bridge Project: Brandon Towle, BF&S, was present and distributed a status update. The bridge masonry is close to finished and final limestone caps are being cut and set while the wing wall is getting façade. The site is getting prepared for concrete. ICC will begin finish grading the sidewalk and preparing for concrete drives west of the lake and the trail area is scheduled to be poured on the east side next week.

Mr. Snedecor stated the City's fireworks show usually displayed on July 4<sup>th</sup> was postponed due to the COVID-19 pandemic and will be shown on August 22<sup>nd</sup> during LakeFront Fest.

**Approval of Register of Claims and Payroll Claims:** Motion by Mr. Lain, seconded by Mr. Snedecor, 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 add to Unfinished Business: Consideration of a Waiver of the Performance Bond requirement for the School City of Hobart projects. Motion by Mr. Lain, seconded by Mrs. Longer, to approve the agenda with the addition. All aye, motion carried. (3-0)

**UNFINISHED BUSINESS:**

**Consideration of a Waiver of the Performance Bond requirement for the School City of Hobart projects:** Felix Perry, School City of Hobart, was present and requested a waiver of the performance bond requirements for both the pool and the elementary school projects. He noted that a temporary occupancy is needed as there are certain items including installation of a playground and landscaping that will not be completed in time for schools to reopen. Mr. Snedecor noted that these projects are part of a taxpayer approved bond issue and completion with a full occupancy permits is required as part of the terms of the bond and that appears to be all the assurances the City requires. Motion by Mr. Snedecor, seconded by Mr. Lain, to grant a waiver of the performance bond requirements to allow issuance of temporary occupancy permits for the School City of Hobart pool project and Veteran's Elementary School project. All aye, motion carried. (3-0)

**Update: Unsafe Building:** Karen Boruff, re: 229 N. Ohio St.: Ms. Boruff was not present. Mr. Hannigan stated Service Doctor has an executed contract for work, signed and paid for by Ms. Boruff. Motion by Mr. Snedecor, seconded by Mr. Lain, to continue this item until the September 2, 2020 meeting of the Board for an update on progress from Mr. Hannigan. All aye, motion carried. (3-0)

**Update: Consideration of Demolition: Unsafe Building: Michael Torres, re: 3789 Brown St.:** The owner was not present. Mr. Hannigan stated the notices have been sent out and the property was put on the CDBG list for funding for demolition. Mr. Fulton stated the County is waiting on the City to issue demolition orders. Motion by Mrs. Longer, seconded by Mr. Lain, to authorize the Mayor to issue a letter of demolition to secure CDBG funds to demolish the structure. All aye, motion carried. (3-0)

**Review: Property Maintenance & Other Violations: Marco A. Tamayo, re: 7197 Mississippi St.:** Mr. Tamayo was present. The City provided a "Language Line" interpreter during the course of this discussion. Lt. Russo set the stage and explained the procedures to the interpreter who relayed them to Mr. Tamayo. City Attorney McCarthy informed Mr. Tamayo that on May 28, 2020 a cease and desist notice and various code violations were served on him for the lack of compliance regarding the fill material put on the property without the proper permits, not the wetland fill areas but at the rear and front area (driveway) on his property. Attorney McCarthy also noted that on July 9, 2020 Mr. Tamayo was served with a Notice of Abatement which laid out the violations on the property and violations of the Nuisance Ordinance, giving him 15 days from the date of service to remove the illegal fill and provided the opportunity to appear at the Board of Works meeting today. Attorney McCarthy stated the City Engineer will visit the site to clearly point out the areas that need the illegal fill removed from the site and if not removed within the 15 day time frame of the Notice, the City will remove the fill and lien the property. Mr. Tamayo stated he understood the issues as laid out by the City today. City Engineer Phil Gralik stated Mr. Tamayo will need Site Plan Approval to apply for a fill permit but right now the fill needs to be removed as he has failed to provide a site plan or apply for a permit. Mr. Tamayo handed a site plan to Mr. Gralik who stated this plan has never been presented to the City until now. Attorney McCarthy stated the fill needs to be removed from the site now and he has the option of going through the site plan process in the future. Motion by Mr. Snedecor, seconded by Mr. Lain, that if compliance is not completed within the 15-day timeframe from the Notice, authorization is granted for the City to enter the property, remove the illegal fill and to place a lien on the property for the cost of removal plus any potential fines. All aye, motion carried. (3-0)

Motion by Mr. Snedecor, seconded by Mr. Lain, to impose a \$1,000 fine immediately due to the failure to comply with the prior notices and rulings taken by the Board and the Board will consider a reduction in the fine imposed should the property be brought into compliance within the 15-day time frame. All aye, motion carried. (3-0)

**NEW BUSINESS:**

Motion by Mr. Lain, seconded by Mrs. Longer to move the items related to Michael Hahn and George Almedina up on the agenda. All aye, motion carried. 3-0)

**Request to Pave City Easement: Michael Hahn, re: 447 N. Joliet St.:** Mr. Hahn was present and requested the addition pavement or pavers to allow him to park his travel trailer along the fence area. Lt. Russo did not object to the request. Mr. Kingsland, MS4 Coordinator recommended pavers for the 28' x 8' area. Motion by Mrs. Longer, seconded by Mr. Lain to approve the request at the owner's expense under the guidance and with inspections by Mr. Kingsland. All aye, motion carried. (3-0)

**Request to Remove Tree in City Easement:** George Almedina, re: 1075 W. 11<sup>th</sup> St.: Mr. Almedina was present and stated the branches of the tree are over the street and the roots have damaged the sidewalk and the driveway. Public Works Supt. Tom Laco stated he looked at the tree and although he was no able to talk with an arborist, it appeared the tree had green on it at the top. Mr. Snedecor stated the tree appeared dead at the bottom and Mr. Almedina had obtained some estimates for removal. Motion by Mr. Snedecor, seconded by Mrs. Longer, to approve the removal of the tree at the City's expense, putting the tree on the removal list and allowing the owner to present estimates to the City and if a reasonable estimate, it may speed up the process of the removal of the tree. All aye, motion carried. (3-0)

**Code Violation: Operation of Commercial Animal Establishment or Kennel:** Julie Martin and Derie Patton, re: 493 Quail Dr.: The owners were not present. Lt. Russo stated notice was served on June 25 and he has had no communication with the owners of the property. Motion by Mr. Snedecor, seconded by Mr. Lain, to impose a \$250 fine and order the owners to appear at the August 19, 2020 meeting of the Board. All aye, motion carried. (3-0)

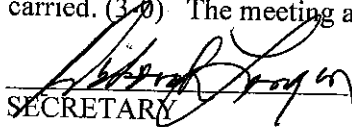
**Request for Sidewalk Waiver:** Jacob Bronstein, re: 2748 E. 83<sup>rd</sup> Ave.: The owner was not present. Mr. Hannigan recommended approval as there are no sidewalks in the area. Motion by Mr. Lain, seconded by Mr. Snedecor, to approve the sidewalk waiver for 1 year or until such time as the City determines sidewalks are required, to be installed at the owner's expense. All aye, motion carried. (3-0)

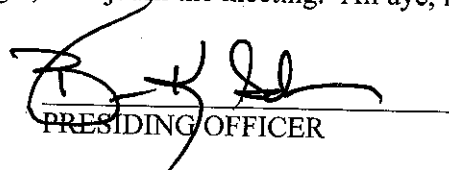
**Approval of Change Order #1 (Ratify):** Rieth-Riley Construction, 8<sup>th</sup> St. Safe Routes to School Project: City Engineer Phil Gralik stated that the grade changes in the construction area require stone and topsoil to be added to stabilize the soil under the new sidewalks. The total cost of this change order is \$10,036.25 to be added to the Rieth-Riley contract for this project. Mrs. Longer noted that she and the Mayor had discussed this change order and did not want to hold up the project and asked the Board to ratify the action. Motion by Mr. Lain, seconded by Mr. Snedecor, to ratify approval of Change Order #1 for the Safe Routes to School Project in the amount of \$10,036.25 as presented. All aye, motion carried. (3-0)

**Consideration of Addendum to Interlocal Agreement:** Lake County, re: 3<sup>rd</sup> Street Bridge Project: Mr. Snedecor noted he appeared before the County Council and they approved the additional amount of \$500,000 toward the bridge project contingent on the City's approval and the County Commissioner's approval of the Addendum to the Interlocal. Mrs. Longer stated the actual Resolution for approval of the Addendum goes to the Council this evening but the Board of Works also needs to approve so any action by this Board should be contingent on the approval by the Council. Motion by Mrs. Longer, seconded by Mr. Lain, to authorize the execution of the Addendum to the Joint Interlocal Agreement with Lake County for an additional \$500,000 toward the 3<sup>rd</sup> Street Bridge project contingent upon the Common Council's approval. 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. Lain, seconded by Mrs. Longer, to adjourn the meeting. All aye, motion carried. (3-0) The meeting adjourned at 4:50 p.m.

  
SECRETARY

  
PRESIDING OFFICER