

**BOARD OF PUBLIC WORKS AND SAFETY  
CITY OF NOBLESVILLE  
AUGUST 28, 2018**

The Board of Public Works and Safety met in regular session on Tuesday, August 28, 2018. Mayor John Ditslear called the meeting to order pursuant to public notice with the following member present: Lawrence Stork. Jack Martin was absent.

Also present were City Clerk Evelyn Lees, Deputy Clerk Jacqueline Thompson, City Attorney Michael Howard, department directors, staff, and interested citizens.

**APPROVAL OF MINUTES: AUGUST 14, 2018**

Mr. Stork moved to approve the minutes, second Mayor Ditslear, two aye.

**PETITIONS OR COMMENTS BY CITIZENS WHO ARE PRESENT**

There were no comments by citizens present.

**APPROVAL OF AGENDA**

Mr. Stork moved to approve the agenda as presented, second Mayor Ditslear, two aye.

**BID OPENING: RIVERWALK PHASE IV PROJECT (EN-294)**

Mr. Howard stated the first bid was from United Construction Services, LLC. Their bid bond, Form 96, non-collusion affidavit, and sealed financial statement were included. They acknowledged receipt of one addendum. Their base bid was \$537,800.00.

Mr. Howard asked if anyone present knew of any other bids for the Riverwalk Phase IV Project. Seeing none appearing, he recommended the bids be forwarded to the Engineering Department for review and recommendation at the September 11, 2018 meeting. Mr. Stork so moved, second Mayor Ditslear, two aye.

**NEW ITEMS FOR DISCUSSION**

- #1                    **BOARD TO CONSIDER CONTRACT WITH COCHRAN EXTERIORS FOR  
ROOF REPLACEMENT AT FIRE STATION 77  
(ASSISTANT CHIEF MATT MITCHELL)**

Assistant Chief Mitchell stated the flat roof sections at Station 77 have failed and the roof needs to be replaced. He stated they solicited quotes from eight contractors and received three quotes. He stated Bone Dry Roofing submitted a quote for \$42,114.04; Moss Home Improvements/Roofing submitted a quote for \$24,675.00, and Cochran Exteriors, LLC submitted a quote for \$36,626.32. He recommended acceptance of the quote from Cochran Exteriors, LLC. He stated the quotes were apples and oranges, but Cochran materials are thicker and will provide better energy efficiency. He stated the Moss Roofing is primarily a residential contractor, and their materials are ½ inch Celotex with a 1.0 R-value. He stated Cochran's will use 1 ½ inch ISO board with an 8.6 to 9 R-value. He stated the thicker materials will also help eliminate some roof shagging. The quote included increased ventilation and is easily repairable in all weather conditions. He stated he hopes the more energy-efficient roof will save money in the long run. Mr. Stork moved to approve as requested, second Mayor Ditslear, two aye.

- #2                    **BOARD TO CONSIDER PARTNERSHIP BETWEEN NOBLESVILLE FIRE  
DEPARTMENT AND NOBLESVILLE PARKS DEPARTMENT FOR  
MANAGEMENT AND OPERATION OF FIRE STATION 76 COMMUNITY  
ROOM (BRANDON BENNETT)**

Mr. Bennett stated this request is for an agreement between the Parks and Fire Departments concerning the community room at Fire Station 76, which currently is not used often. He stated the agreement will allow the Parks Department to manage renting the room, scheduling, maintenance, set up and cleanup, and parking. He stated a calendar of events will be sent to the

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Fire Department weekly, and revenue will be shared 80/20 between the Parks and Fire Departments, respectively. He stated Fire Chief Wyant and Assistant Chief Mitchell have both reviewed and approved the agreement. Mr. Stork asked how the revenue due the Fire Department will be received. Mr. Bennett stated the Parks Department will collect the revenue, then he will work with Controller Jeff Spalding to transfer 20 percent of the revenue to the Fire Department. He stated they expect the room to be used primarily for meetings and birthdays parties, and tours of the fire station may also be included. He noted that all events will be pre-arranged. Mr. Stork moved to approve as requested, second Mayor Ditslear, two aye.

**#3 BOARD TO CONSIDER AMENDMENT TO TEMPORARY STREET CLOSURES FOR THE ANNUAL DUCK RACE (PATTY JOHNSON)**

Ms. Johnson stated the Duck Race on September 8<sup>th</sup> was previously approved, but Main Street has a new executive director who would like to expand the street closure hours from 4:00 to 6:00 p.m. to 1:00 to 8:00 p.m. Lorna Steele, executive director of Main Street, addressed the Board. She stated the expanded times are needed because the Duck Race festival has been expanded to include more activities and vendors. She stated the expanded hours are also needed to allow for set up and tear down time. Mr. Stork moved to approve as requested, second Mayor Ditslear, two aye.

**#4 BOARD TO CONSIDER TEMPORARY STREET CLOSURE FOR A BLOCK PARTY IN PINE KNOLL (PATTY JOHNSON)**

Ms. Johnson stated this request is to close a section of Beardsdale Way from 2:00 p.m. to 8:00 p.m. on September 22<sup>nd</sup> for a block party. She stated residents will be walking and hayrides will be provided for children. Mr. Stork asked if the petitioners have provided insurance. Ms. Johnson replied the permit will not be issued until proof of insurance has been provided. Mr. Stork moved to approve as requested subject to posting insurance, second Mayor Ditslear, two aye.

**#5 BOARD TO CONSIDER CONTRACT WITH MCCI, LLC FOR JUST FOIA PUBLIC RECORDS REQUEST SOFTWARE (EVELYN LEES)**

Ms. Lees stated as the City has grown, public records requests have increased to the point that tracking them adequately can best be achieved with specialized software. She stated JustFOIA also provides a portal for the City's website where citizens can make a request, City employees can upload the information, and the citizen can login to retrieve the information. She stated the software will automatically track requests and create reports. She noted both the IT Director and Deputy Mayor Cooke have reviewed and approved the software. Mr. Howard noted public records requests are an ever increasing burden, and this software should also save staff time. Mr. Stork moved to approve as requested, second Mayor Ditslear, two aye.

**#6 BOARD TO CONSIDER FACADE IMPROVEMENT GRANT REQUEST FOR 98 NORTH 9th STREET (AARON HEAD)**

Mr. Head stated this request is for a façade improvement grant for 98 North 9<sup>th</sup> Street, otherwise known as Smith's Jewelers. He stated the grant will be used primarily for cosmetic work, including removal of peeling paint and repainting of the façade; removal of window awnings on the second and third floors; removal and replacement of damaged bricks; and tuck pointing. He stated the total façade project cost is \$33,725.00 with a grant request of \$16,862.50. He stated an encroachment request for sidewalk closures during work most likely will be presented at the September 11<sup>th</sup> meeting of the Board. Mr. Stork moved to approve as requested, second Mayor Ditslear, two aye.

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- #7                BOARD TO CONSIDER MODIFICATION TO THE CONSTRUCTION AND POST CONSTRUCTION PHASE SERVICES CONTRACT FOR THE BIOLOGICAL PHOSPHORUS REMOVAL PROJECT WITH AMERICAN STRUCTUREPOINT INC. (RAY THOMPSON)

Mr. Thompson stated this modification extends the contract from nine months to at least one year to match the construction schedule with F.A. Wilhelm, and to fund additional design elements that were added in the design phase. He requested an additional \$58,106.00 for construction phase services and \$16,672.00 for post-construction phase services for a total not to exceed \$74,778.00. He stated the contract modification results in a new project total of \$657,678.00. Mr. Stork moved to approve as requested, second Mayor Ditslear, two aye.

- #8                BOARD TO CONSIDER FINAL CHANGE ORDER AND PROJECT ACCEPTANCE FOR THE 2017 CIPP PROJECT WITH INLAND WATERS POLLUTION CONTROL (EN-290) (KIRK STALEY)

Mr. Staley stated Change Order #2 is the final change order for the 2017 Cured in Place Pipe (CIPP) Project. He stated the project estimated reestablishing 15 laterals, but the actual number was 25. He stated the total for the change order is \$11,187.13 for a final contract cost of \$585,750.60. He stated all paperwork has been received except for the final waiver of lien, and he will hold the retainage until the waiver is received to close out the project. Mr. Stork moved to approve subject to receipt of the final lien waiver, second Mayor Ditslear, two aye.

- #9                BOARD TO CONSIDER PERMISSION TO ADVERTISE FOR BIDS TO REHABILITATE TWO CULVERTS UNDER LITTLE CHICAGO ROAD SOUTH OF HAWTHORNE PLACE (EN-302) (KIRK STALEY)

Mr. Staley stated there are two 36 inch in diameter culvert pipes under Little Chicago Road that when televised were found to be missing the bottoms of the pipes. He noted this project is in a sensitive area because Little Chicago Road is a crucial artery for the City. He stated the project will apply shotcrete/gunite from 3:00 to 9:00 and to fill the voids and seal the seams. He asked permission to advertise for bids. Mayor Ditslear stated there are many places where there are problems with corrugated pipe. He asked if there will be multiple requests. Mr. Staley replied this is a more severe problem, but they want to find the best method of repair for failing corrugated metal pipes (CMPs), then devise a plan and make requests for multiple locations. Mr. Stork moved to approve as requested, second Mayor Ditslear, two aye.

- #10              BOARD TO CONSIDER PERMISSION TO ENTER INTO AN AGREEMENT FOR SUPPLEMENTAL DRAINAGE MODELING AND PLAN REVIEW AT MILL GROVE (JOHN BEERY)

Mr. Beery stated an existing pond in Mill Grove at the southeast corner of State Road 38 and Mill Creek Road has had problems with clogging and overtopping. He stated staff believes development of the Retreat at Mill Grove requires enlarging the pond, but the developer does not agree on what work is needed. He requested approval of a proposal from Clark Dietz, Inc. not to exceed \$5,300.00 for third party review and drainage modeling of the entire development. He stated they will abide by the assessment and attempt to recoup the fee from the developer. Mr. Stork moved to approve not to exceed \$5,300.00, second Mayor Ditslear, two aye.

- #11              BOARD TO CONSIDER PERMISSION TO ADVERTISE FOR BIDS FOR TREE CLEARING PRIOR TO OLIO ROAD IMPROVEMENTS AND GREENFIELD AVENUE/HOWE ROAD ROUNDABOUT (EN-301) (JIM HELLMANN)

Mr. Hellman stated construction for these projects is scheduled for 2019. He stated this request is for permission to advertise for bids for early tree clearing before nesting season for Indiana bats prior to utility work at those intersections in 2019. He stated only the trees will be felled first; the

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roots may be intertwined with the utilities, so they will be removed as a part of the utility work. Mr. Stork moved to approve as requested, second Mayor Ditslear, two aye.

**#12 BOARD TO CONSIDER RELEASE OF PERFORMANCE BONDS  
INCLUDING HMA SURFACE FOR THE RESERVE AT WOODSIDE,  
SECTION 2 (BRIAN GRAY)**

This request is for release of performance bonds covering monumentation and HMA surface asphalt and acceptance of the maintenance bond covering HMA surface asphalt for The Reserve at Woodside, Section 2. Mr. Stork moved to approve as requested, second Mayor Ditslear, two aye.

**#13 BOARD TO CONSIDER RELEASE OF PERFORMANCE BONDS FOR THE  
RESERVE AT WOODSIDE, SECTION 1 (BRIAN GRAY)**

This request is for release of performance bonds covering sidewalks and street lights and acceptance of the maintenance bond covering common area sidewalks for The Reserve at Woodside, Section 1. Mr. Stork moved to approve as requested, second Mayor Ditslear, two aye.

**#14 BOARD TO CONSIDER ACCEPTANCE OF SECONDARY PLAT AND  
RELATED SURETIES FOR WATERMAN CROSSING, SECTION 2  
(BRIAN GRAY)**

This request is for acceptance of maintenance bonds for curbs, sanitary sewer, storm sewer and subsurface drains, stone, base, binder, HMA surface asphalt, and HMA path; and approval of the secondary plat for Waterman Crossing, Section 2. Mr. Stork moved to approve as requested, second Mayor Ditslear, two aye.

**#15 BOARD TO CONSIDER THE ILP BOND FOR HAVENWOOD, SECTION 2  
(BRIAN GRAY)**

This request is for acceptance of the performance bond associated with the ILP covering erosion control for Havenwood, Section 2. Mr. Stork moved to approve as requested, second Mayor Ditslear, two aye.

**#16 BOARD TO CONSIDER THE ILP BOND FOR MILLERS WALK, SECTION 1  
(BRIAN GRAY)**

This request is for acceptance of the performance bond associated with the ILP covering erosion control for Millers Walk, Section 1. Mr. Stork moved to approve as requested, second Mayor Ditslear, two aye.

**#17 BOARD TO CONSIDER THE ILP BOND FOR UNION CROSSING, SECTION  
2 (BRIAN GRAY)**

This request is for acceptance of the performance bond associated with the ILP covering erosion control for Union Crossing, Section 2. Mr. Stork moved to approve as requested, second Mayor Ditslear, two aye.

**#18 BOARD TO CONSIDER RELEASE OF PERFORMANCE BOND FOR  
RIGHT-OF-WAY IMPROVEMENTS ON SUMMER ROAD AT  
SUMMERLAND PARK, SECTION 1 (BRIAN GRAY)**

Mr. Gray stated improvements to Summer Road were treated as a capital project with several developers making cash contributions; other similar requests will follow. He stated the work is complete, and there is a much better, smoother result with the City contracting the work as one project. This request is for the release of the right-of-way improvement performance bond only for Summerland Park, Section 1. He stated the other developers will probably have their bonds

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released when the secondary plat is approved. Mr. Stork moved to approve as requested, second Mayor Ditslear, two aye.

**ADJOURNMENT**

There being no further business before the Board of Public Works and Safety this 28<sup>th</sup> day of August, 2018, Mr. Stork moved to approve as requested, second Mayor Ditslear, two aye.

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JOHN DITSLEAR, MAYOR

ATTEST:

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EVELYN L. LEES, CLERK