

**BOARD OF WORKS
TUESDAY, AUGUST 8, 2023
5:00 PM**

Mayor Ryan Daniel – Present
Clerk Treasurer Rosie Coyle – Present
Attorney Marcia McNagny – Present
Walter Crowder – Present
Nicole Penrod – Present

The Columbia City Board of Works met in regular session with all members present, Mayor Daniel presiding.

MINUTES Mayor Daniel advised he sent a few corrections to Rosie. Motion was made by Mayor Daniel to approve an overview of the July 25, 2023, meeting minutes with the noted changes, Walt Crowder seconded the motion, all voted aye.

ENCROACHMENT AGREEMENT – 878 EMANCIPATION COURT – SMITH Josh and Lisa Smith of 878 Emancipation Court were present to request approval of the encroachment agreement for the installation of a fence. No concerns were expressed by the Department Heads.

Motion was made by Mayor Daniel to approve the Encroachment Agreement for 878 N. Emancipation Court as presented, Nicole Penrod seconded the motion, all voted aye.

Mayor Daniel shared if for some reason the City needed to access the area for repair, we would remove the fencing but would be up to the homeowner to replace it. The Smith's understood.

ENCROACHMENT AGREEMENT – 744 S. THORNAPPLE CT. – KAMINSKI Caleb Smith and Angela Kaminski were present to request approval of the encroachment agreement for the installation of a 6 ft privacy fence. No concerns were expressed by the Department Heads.

Motion was made by Mayor Daniel to approve the Encroachment Agreement for 744 S. Thornapple Ct. as presented, Nicole Penrod seconded the motion, all voted aye.

Mayor Daniel confirmed with Mr. Smith and Ms. Kaminski that they also understood the process if the City would need to access the easement. They advised they did.

STREET CLOSING REQUEST – FOOD TRUCKS – WEST SIDE OF COURTHOUSE

Motion was made by Mayor Daniel to approve the street closing permit for food trucks for Whitley County Government as presented, Nicole Penrod seconded the motion, all voted aye.

STREET CLOSING REQUEST – MOVIE ON THE SQUARE Motion was made by Nicole Penrod to approve the street closing request for Movie on the Square submitted by Mayor Daniel on behalf of Columbia City Connect, Walt Crowder seconded the motion, Nicole Penrod and Walt Crowder voted aye, Mayor Daniel abstained.

BID AWARD – MAIN AND JEFFERSON STREET LIFT STATION FORCE MAIN REPLACEMENT

Mayor Daniel shared information provided by Mike Cook in his absence. He advised there was only one bid received during the second time bidding the project. He reported the bid was from S & S Directional Boring for the amount of \$1,679,373.00, which was 20% higher than the estimate. He advised their bid was responsive and responsible and they were qualified and capable of doing the project. He noted there was an alternate deduct in the bid, but Donohue suggested we reject the proposed deduct of \$0 as part of the agreement. He explained Donohue would prepare a Notice of Award and Construction Agreement to be sent to S & S after assuming the Board approves the contract. He shared it was Mike Cook and Donohue's recommendation to conditionally award the project to S & S Directional Boring in the amount of \$1,679.373.00.

Walt Crowder questioned if there were funds left over. Mayor Daniel explained in the first round of the comprehensive rate study that Council passed, it was included but with it being 20% higher, that amount was not included. He noted the CSO project came in about 50% of the estimate, so all together, it was a little higher than anticipated but not as high since the CSO project cost offset it.

Motion was made by Mayor Daniel to award the Main and Jefferson Street force main replacement project to S & S Directional Boring and reject the proposed deduct for \$0 for the alternate as described, Walt Crowder seconded the motion, all voted aye.

Motion was made by Mayor Daniel to approve the agreement between the City and S & S Directional Boring with the caveat of adding the Surety language as described by our City Attorney, Nicole Penrod seconded the motion, all voted aye.

PAY REQUEST – EVEREST EXCAVATING CHANGE ORDER #1 Mayor Daniel shared the change order addresses the price reduction of \$6200.00 for inspection services and adjustments to contract time. He advised it was Mike Cook's recommendation to approve Change Order #1.

Motion was made by Mayor Daniel to approve Change Order #1 for Engineer Project #2022058-00, Nicole Penrod seconded the motion, all voted aye.

PAY REQUEST – EVEREST EXCAVATING PAY APPLICATION #4 Mayor Daniel advised the pay application has been reviewed and recommended for payment in the amount of \$15,485.00.

Motion was made by Mayor Dnaiel to approve pay application #4 in the amount of \$15,485.00 for Everest Excavating, Walt Crowder seconded the motion, all voted aye.

EMPLOYMENT TRAINING AGREEMENT – BRANDON YOUNG Motion was made by Mayor Daniel to approve the Employment Training Agreement with Brandon Young as presented, Nicole Penrod seconded the motion, all voted aye.

EUGENE CHILDERS – ORDINANCE VIOLATION – 401 S. MAIN Eugene Childers was present at 5:41 pm. Mayor Daniel went through the ordinance violations to see how Mr. Childers has been addressing the issues. He questioned the first violation of grass and weeds in excess of 8". Mr. Childers explained he was in the process of addressing this as there were areas he wanted to let trees grow. Mayor Daniel questioned the location. Mr. Childers explained it was the unused portion on the East side of the property going towards Whitley Street. He advised weeds around the building have all been trimmed. Mayor Daniel questioned if there was still a path from his building to Whitley Street. Mr. Childers advised there was; he shared he has been trying to reach the people who own that lot to see if they would be willing to sell. Mayor Daniel shared we may be able to get that information to him. Mayor Daniel noted the storage of vehicles deemed a nuisance. Mr. Childers advised those were project cars and have been moved; the only thing left was the RV and it was plated. Mayor Daniel questioned the refrigerators sitting outside. Mr. Childers advised he moved one refrigerator inside and the other was full of wasps so needed to get poison to kill those. Mayor Daniel questioned the used tires laying around. Mr. Childers advised he needed to see how many were left to dispose of and would take them to Jerry's Tire.

Mayor Daniel advised, if the Board of Works would be willing, he would be willing to give until August 28 to finish the clean up of the property. Mr. Childers advised that was acceptable.

Walt Crowder questioned the building itself. Mayor Daniel shared there was concern by the police officer of the state of the building and have requested Planning and Building check into the safety of it.

Motion was made by Mayor Daniel to give Eugene Childers until August 28 to address the rest of the ordinance violation issues working alongside Chief Parrett, Nicole Penrod seconded the motion, all voted aye.

BILLS Motion was made by Nicole Penrod to pay all accounts payable in the amount of \$718,715.61 from the allowance of accounts payable vouchers dated 08/08/2023 for check payments, Mayor Daniel seconded the motion, all voted aye.

Motion was made by Nicole Penrod to pay all accounts payable vouchers in the amount of \$426,557.11 from the allowance of accounts payable vouchers dated 08/08/2023 for EFT payments, Walt Crowder seconded the motion, all voted aye.

PAYROLL Motion was made by Nicole Penrod to pay all paytypes except overtime in the amount of \$259,936.38 plus overtime in the amount of \$8,029.25 for the payfile ending 07/28/2023, Walt Crowder seconded the motion, all voted aye.

DEPARTMENT REPORTS **Kelly Cearbaugh** – Niblock will be starting the paving project, helping water department with concrete work, finished up limb pickup, working at the cemetery, trimming in streets and alleys, Public Safety Fest downtown. **Tom LaRue** – also participating in Public Safety Fest, repairs to Truck 101, maintaining and cleaning equipment. **Gary Parrett** – also participating in the Public Safety Fest, updates on Officer Anderson, Officer Clark and Officer Young, received 23 applications for new hiring process and will be testing on August 19,

vehicles waiting to be equipped, planning department get together. **Mike Shoda** – working on IDEM corrections, working on storm water catch basins around Chauncey and Ellsworth. **Matt Heiden** – concession trailer repaired from vandalism, pool equipment starting to show age, praised lifeguards for performing well during an incident. **Shawn Lickey** – primary line struck in Columbia Shores that was not on the map, burying line on Jefferson Street, advertising for Lineman position, sent notices to homeowners on Morsches Road regarding upgrade in service. **Terry Wherry** – met with SOS at the new Park Office, equipment ordered to get booster station on the network.

MAYOR REPORT Mayor Daniel reminded the Board the next meeting was being pushed back to August 29. He reported on several projects. He advised he would be hosting the Mayor’s & Commissioner’s Caucus. He shared CGI was coming back to do new videos of Columbia City for the website.

Having no further business to discuss, Mayor Daniel called the meeting adjourned.

Mayor Ryan Daniel

Attest:

Clerk Treasurer Rosie Coyle