

City of West Lafayette, Indiana  
Board of Public Works and Safety  
MINUTES

OCTOBER 23, 2012  
8:30 a.m.  
City Hall Council Chambers

Members present were Sana G. Booker, Jonathan C. Speaker, and Elizabeth M. Stull. Bradley W. Marley was absent. Mayor Dennis presided.

1. APPROVAL OF MINUTES

a. October 16, 2012, Meeting

Ms. Stull moved to accept the minutes of the October 16, 2012, Board of Works meeting. Ms. Booker seconded the motion.

The motion was adopted.

2. NEW BUSINESS

a. Bid Rejection and Proposal Acceptance: CDBG ADA Upgrades for the City Municipal Pool House Remodel - Parks

Parks Superintendent Payne requested approval to reject the sole bid received for the Community Development Block Grant (CDBG) Americans with Disabilities Act (ADA) Upgrades for the City Municipal Pool House Remodel. The bid was from Summer Chase Management, LLC. with a base bid of \$69,543.00 and an alternate #1 add of \$24,079.22. That bid was not complete, and on the advice of City Attorney Burns and Clerk-Treasurer Rhodes, he requests that the bid be rejected.

Mr. Speaker moved to reject the bid from Summer Chase Management, LLC for the CDBG ADA Upgrades for the City Municipal Pool House Remodel. Ms. Stull seconded the motion.

The motion was adopted.

Parks Superintendent Payne explained that after the unsuccessful bid process, under the advisement of City Attorney Burns, Clerk-Treasurer Rhodes, and Housing Program Coordinator Dixon, a proposal was sought from a local firm who has provided work for the municipal pool in the past. The proposal is from J. R. Kelly Company, Inc., with a base bid of \$49,700.00, which will be funded from CDBG funds. The alternate #1 proposal is \$27,100.00. The alternate would provide additional shade to pool users and would be funded from the Nonreverting Capital Pool - Fund. He stated that the Park Board approves of this.

Mr. Speaker moved that the proposal from J. R. Kelly Company, Inc. for the CDBG ADA Upgrades for the City Municipal Pool House Remodel in the amount of \$76,800.00 be approved. Ms. Stull seconded the motion.

Ms. Booker asked how time turn-around works when seeking a bid proposal.

City Attorney Burns responded that it is not technically a bid at this point. He explained that federal and State procedure allows proposals to be sought after the bid process has failed, as in the case of receiving only incomplete bids. When seeking proposals, it is possible to negotiate for the best deal with contractors known to do the type of work required. He also noted that in this case the price was less than that of the incomplete bid.

Parks Superintendent Payne noted that J. R. Kelly Company, Inc. went onsite to go over the project before they submitted their price.

The motion was adopted.

b. Agreement: Happy Hollow Park 2012 Parking and Road Improvements - Milestone Contractors, L.P. - Parks

Parks Superintendent Payne explained that this agreement was discussed and approved at the October 17, 2012, Redevelopment Commission meeting. The project is to provide parking and improve the old asphalt in the north part of Happy Hollow Park, north of the motor vehicle bridge, which is near the restroom. There has always been a parking problem there. Now that improvements have been made at the front part of the park as part of the trails project, it is time to get the back part of the park looking the same and improve safety for the users of the park, as well as provide convenience for those who rent shelters. He noted that Milestone Contractors, L.P. did some of the asphalt work on the front part of the park, and their price is at those same rates. The amount of the agreement is \$36,095.50.

Ms. Stull moved that the agreement with Milestone Contractors, L.P. be approved. Ms. Booker seconded the motion.

Ms. Booker asked City Attorney Burns to explain Article 10 (NON-DISCRIMINATION), part c, of the agreement, which states: "That the City may deduct from the amount payable to the contractor a penalty of five dollars (\$5.00) for each person for each calendar day during which such person was discriminated against or intimidated in violation of the provisions of the contract." She wondered if that amount is set by the City.

City Attorney Burns responded that it is State law and will be seen in all contracts the City enters into. He noted that State law also allows the contract to be completely cancelled.

The motion was adopted.

c. Approval: 2013 Holiday Schedule – Human Resources

Human Resource Director Foster requested approval of the 2013 Holiday Schedule. She stated that there are 12 holidays. She explained that because 2013 is not an election year, there are two fewer holidays. Employees will get one additional personal day in place of those two holidays, for a total of three personal days.

Mr. Speaker moved that the 2013 Holiday Schedule be approved. Ms. Booker seconded the motion.

The motion was adopted.

d. Acceptance of Additional Hydrants: Indiana American Water Co. - Engineering

Public Works Director Buck explained that American Water Company did an audit of recently installed fire hydrants. The audit found two that had not been included in billing that were installed in February 2009. These were in conjunction with a City project on Sycamore Lane, and had been requested by the Fire Chief to improve coverage in that area. A third hydrant is along Navajo Street, in conjunction with the Wabash Commons project, installed in August 2011. All three hydrants were requested by City staff, and Public Works Director Buck requested approval to add them to the City inventory. Billing of these hydrants will begin on November 1, 2012.

Ms. Stull moved that acceptance of the three additional hydrants be approved. Mr. Downey seconded the motion.

The motion was adopted.

e. Claims

i.	AP Docket	\$162,850.97
ii.	AP Docket	\$209,961.62
iii.	AP Docket	\$407.00
iv.	PR Docket	\$403,670.20
v.	RDC Docket	\$756.58

Questions raised about individual claims by the Board were answered by Mayor Dennis, department heads, City Attorney Burns, and Clerk-Treasurer Rhodes.

Ms. Stull moved that the claims be approved. Ms. Booker seconded the motion.

The motion was adopted.

f. Informational Items

- i. Project Payment List – WWTU  
There were no questions or comments about the listing.
- ii. Project Payment List – WWTU  
There were no questions or comments about the listing.

g. Other Items

► WWTU Director Henderson reported that it is Purdue Green Week, and as part of the festivities, tours of the Wastewater Utility are being offered to Purdue students today, weather permitting. The Utility was also a stop on the Green Tour over the weekend, with approximately 30 people taking the tour. WWTU Director Henderson also announced that October 27 is the fall De-Trash the Wabash day.

► Director of Development Poole announced that the Purdue Boilermaker Half-Marathon was a success, and more people participated than anticipated. He noted that the Mayor, several department heads, police officers, and firefighters ran in the race. He commended Street Commissioner Downey for making the road look good and filling potholes for the half-marathon.

Mayor Dennis commended everyone involved in the half-marathon, including Director of Development Poole, the Police Department, the department heads who participated,

and the volunteers, as well as the organizers, Tuxedo Brothers. He noted that the routes were kept clean and safe.

► Engineering Assistant Anderson gave updates on various road projects. He reported that plans are to start paving on the final phase of Cumberland Avenue Phase II later this week, if the weather cooperates. The sanitary sewer is being wrapped up on Yeager Road north of Kalberer Road. Work is continuing on the curbs and new sidewalk on Lawn Street.

► Street Commissioner Downey reported that there was already 1.56 inches of rain in less than 30 minutes by 8:00 a.m. this morning, and there is some flooding at several intersections, as well as the construction area on Cumberland Avenue. He reported that most of the Street Department staff is out working on those flooded intersections and picking up leaves.

### 3. ADJOURNMENT

There being no further business to come before the Board, Mr. Speaker moved that the meeting be adjourned, and Mayor Dennis adjourned the meeting.