HOME OF
PURDUE
UNIVERSITY
CITY OF
WEST LAFAYETTE

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**November 6, 2015**

**Legal Report**
**For October 2015**

During October, 2015, the following areas of note were addressed by the City Attorney's office:

**Council**

Attend Pre Council meeting, conference with department heads; conference with Mayor regarding organizational issues, budget issues; Conference with Mayor, attend Council meeting, conference with councilors.

**Board of Works**

Review tort claim and respond to adjustor on Gumm tort claim; Phone calls with Vidhya Iyer regarding HRC and Purdue Jurisdiction, discussion with City Attorney regarding same; review memos regarding IAW/IURC/SBOA rules for implementation of Fire Rate ordinance; Phone conference with IAW general counsel C. Wheeler about implementing the public fire protection fee; Email correspondence with the State Board of Accounts regarding a public fire protection fee; Phone call to attorney S. Zabaneh regarding the mortgage foreclosure case of 1222 N. Salisbury; Discussion with City Attorney regarding City/Purdue jurisdiction for Human Relations Commission; attend Dept. Head meeting; Further email correspondence with the State Board of Accounts regarding questions about a public fire protection fee; Begin working on Jurisdiction memo for HRC/Purdue; phone conference with Barbara McKinney Bloomington HRC director regarding IU v. Hartwell case and jurisdiction overlap; attend Dept. Head meeting; Phone conference with T. Caldwell from the State Board of Accounts to discuss ways to credit ratepayers who are double billed for the public fire protection fee, research state statutes on public finance and public utility law, draft memos regarding same; Draft answer to the mortgage foreclosure complaint regarding the property at 1222N. Salisbury; Review proposed contract with SpyGlass; email comments to B. Alexander; Conference with mayor, attend BOW, conference with member, Mayor, department heads; Attend BOW, conference with Dept. heads and Mayor; Attend BOW, conference with C.T. regarding Fire Protection fee; Email to HRC chair and vice-chair regarding update on research of Purdue/WL HRC jurisdiction; Review PMC

Bylaws and State Statute (IC 36-8-3.5-16) regarding promotions due to vacancy; attend PMC meeting; Discussion with City Attorney regarding amendment to meeting minutes, review email correspondence regarding same;

**Wastewater Utility**

Attend to sewer credit issue with SBOA and statutory research; Conference with Mayor and department heads regarding GSC; Conference with Project team on GSC, prepare position statement; review GSC/BOT options, conference Mayor regarding presentation of same; Meet with city Team on scope of GSC project and next steps in negotiations, telephone calls with counsel;

**Development**

Email correspondence with A. Yohe regarding the status of the issue with a contractor bond on Wakefield Drive; Attend to Wabash Heritage Trail issue with Kline and Assoc.;

State Street Project – Conferences with Mayor, City Team, review emails, telephone calls to CPA; Conference with City Team on financing structure for BOT, GSC, review file to support same; Review State Street file for work session, attend City work session; Prepare for and attend work session with team at Morton; Conduct extensive discussions with city team members, Mayor regarding continued financial and scope discussions with PU; Multiple conferences with city team, Mayor, attend regular meeting of Joint Management Team, telephone conferences with city team members, emails with same; Meeting at Mayor's office regarding financing issues and scope ladder; Continue conference with city team regarding position in negotiations; Conference with city team, conferences with joint management team, attend JB meeting, conference with city team, J. Treat, T. Brooks Esq.; Meet with City team to decide response to term sheet, review same to prepare response for joint management team meeting; prepare for and attend work sessions with Council members, telephone call to J.Treat, conference with Mayor and PWD; Prepare for and attend conference call on legal/financial issues to respond to proposer questions.

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**Code Enforcement**

Email exchange regarding Taxi issue; conference DC WLPD regarding taxi issue; Attend meeting with WLPD and PUPD regarding the enforcement of city ordinances;

Respectfully Submitted,

Eric H. Burns