

BOARD OF PUBLIC WORKS AND SAFETY MINUTES
September 25, 2007

Approved at the October 2, 2007, Board of Works meeting.

The Board of Public Works and Safety of the City of West Lafayette, Indiana met in regular session in the Board of Works Room at City Hall on September 25, 2007, at 11:00 a.m. Present were Janet L. Broyles, Gilbert T. Satterly, and Mayor Mills, who presided.

SRF Disbursement Request No. 89: Gambs Mucker & Bauman – Easement Work for Western Interceptor, Division II – WWTU

Public Works Director Downey said I would the Board to approve an SRF Request No. 89 for \$1,085. This is to Gambs Mucker & Bauman for legal services on the 2006 bond.

Ms. Broyles said I move that we approve the SRF Disbursement Request No. 89 in the amount of \$1,085 to Gambs Mucker & Bauman for legal services for the 2006 bond issue. Motion was seconded by Mr. Satterly, and the vote was AYE.

SRF Disbursement Request No. 59: Greeley and Hansen – Construction Services for Western Interceptor, Division I – WWTU

Public Works Director Downey said I would request the Board to approve the Mayor signing another SRF Disbursement, and this one's for \$25,785, and it's to Greeley and Hansen for work on the Western Interceptor.

Mr. Satterly said I move we approve the SRF Disbursement Request on SRF Loan No. CS18240001. This is Request Number 59 to Greeley and Hansen for Western Sanitary Sewer Interceptor construction services in the amount of \$25,785. Motion was seconded by Ms. Broyles, and the vote was AYE.

Agreed Judgment: Long-Term Control Plan with IDEM – WWTU

Public Works Director Downey said I would ask the Board to approve the Mayor signing an Agreed Judgment with IDEM for our Long-Term Control Plan, and I have a press release. We sat down with IDEM last week and we came to an agreement, and by "we" I mean Greeley and Hansen assisted on this, Mr. [City Attorney] Bauman assisted on this, and members of the Wastewater Department. Back in 1996, we submitted a Long-Term Control Plan to control our CSOs, and we have four of them along the river—one at Quincy, one at Dehart, and actually there's two at Quincy and one at Dehart, and, then, of course, the Plant. In part of our Long-Term Control Plan, we did close off one CSO, and that was Wood Street. That has been closed, and that's been closed for some time. We never really received anything from IDEM, but when we did in 2001, we revised our plan and sent it back. And just in September of this year we got an approval of our Long-Term Control Plan, in order to finish it, which basically the last piece of that is the Western Interceptor. But, because our NPDES Permit is only five years long, and it's going to take longer than five years to complete the Western Interceptor, even though we have Phase I done—and I'll ask you to approve Phase II and award the bid to a contractor here in a few minutes—it is going to take us longer than five years to complete. So therefore, I would recommend that we enter into an Agreed Judgment with IDEM, which gives us time to complete that and do a study on how effective it is, whether we can close off more CSOs or not, or how far away we are in closing off those CSOs and make a recommendation of how to close those off in the future. And when that future date is, I don't know at this time. So I would ask the Board to approve the Mayor to enter into this Agreed Judgment with IDEM.

Ms. Broyles said I move that we approve the Mayor signing the Agreed Judgment between the City and the Indiana Department of Environmental Management. Motion was seconded by Mr. Satterly, and the vote was AYE.

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Public Works Director Downey said and I have copies of that, if you folks want them

Mayor Mills said can I just interrupt and add something. I just want to say how much I appreciate the work that Mr. Downey and Mr. Bauman have done on this. We are very far ahead of some of the communities across the State, because, as a City, we started doing this 20 years ago. We are one of the few that is to this point in the process of actually entering into an agreement and being able to, you know, move forward with our Long-Term Control Plan. So congratulations to them, particularly Mr. Downey who has worked hard to make sure that we get to this point and keep us in good graces with the Department of Environmental Management and keep us protecting the Wabash River.

Public Works Director Downey said well, I appreciate IDEM's acknowledgment that we have worked hard to cut our CSOs down, and the fact that we have received several awards, as mentioned in the announcement, and yet they're still willing to work with us, even though we may come a little short of meeting the overall goal of shutting everything off.

Bid Acceptance: Atlas Excavating, Inc. – Western Sanitary Sewer Interceptor Project- Division II – WWTU

Public Works Director Downey said I have for you to approve Phase II of Western Interceptor. Greeley and Hansen has reviewed all of the bids, and they are recommending the low responsive bid of Atlas Corporation who've done Phase I. I have no complaints with their work whatsoever. I don't believe Purdue and the golf course have any complaints with their work. We got through the golf course on time and put it back together, so that they could hold their tournaments, etc. On this next phase, they will have problems with the cross country. So it's always somebody that we'll conflict with their scheduling and so forth. So Atlas' final bid was \$3,846,947.

Mr. Satterly said I move we enter into the agreement with Atlas Excavating for Western Sanitary Sewer Interceptor-Phase II. Total bid price was \$3,846,947. Motion was seconded by Ms. Broyles.

City Attorney Bauman said I think we want to make something clear, that Atlas was the lowest responsive and responsible bidder. There was one lower bidder, but their bid was not responsive.

Clerk-Treasurer Rhodes said also, I didn't see this correspondence previously, but they revised the bid based on quantity calculation?

City Engineer Buck said yes.

Public Works Director Downey said yes, so it's a minor problem.

The vote to accept the bid from Atlas Excavating was AYE.

Acceptance and Approval of Maintenance Bonds: Sanitary Sewers – Arbor Chase Subdivision, Phase IV – Engineering

City Engineer Buck said I have several items for the Board this morning, a couple new ones that I did not get the chance to distribute. The first is the next section of Arbor Chase Subdivision is constructed and ready for acceptance, so I would request the Board approve acceptance of the streets, sewers, as-built drawings, maintenance bond. And I have the maintenance bond for your signature here as well.

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Ms. Broyles said I move that we approve the following items in Phase IV Arbor Chase: erosion control, storm sewers, sanitary sewers, streets, as-built drawings, and three-year maintenance bond. Motion was seconded by Mr. Satterly, and the vote was AYE.

City Engineer Buck said and I didn't mention that, but that was Phase IV.

2007 City Center Development Award for Tapawingo South Project – Engineering

City Engineer Buck said the next, I'd like to present the Board of Works with the 2007 Center City Development Award that Tapawingo South was presented from the Chamber of Commerce at their annual dinner. They recognized that project as a significant investment in the center city area and will lead to additional development.

Street Closure Request: City Right-of-Way on Andrew Place – Engineering

City Engineer Buck said then we have some gentlemen here from Best Window who would like to request the use of the City's right-of-way along Andrew Place. They had submitted a request to begin working both on State Street and on Andrew Place starting October 5 at the end of the day on Friday and working Saturday, Sunday. Then Monday and Tuesday are Purdue's Fall Break, and they had originally asked and requested to be in the City right-of-way at the beginning of their work. They're looking now to sort of flip their schedule and work on site on the back and the sides of the State Street Commons building on the corner and replace some windows from the parking lot areas with a lift. And then on Sunday, Monday, and Tuesday, be out in both the State Street right-of-way if they get a right-of-way permit from INDOT, and then along Andrew Place, replacing several windows along that side of the building. They're both here if there's any questions, or if I didn't get any of that correct, chime in.

Mr. Merle Kenworthy [Best Window & Door Co.] said you're correct.

Mayor Mills said so now the work will be done after the Ohio State game.

City Engineer Buck said after the football game, I don't believe, if we would approve them to be in the street on Sunday, Monday, and Tuesday, I don't have any concerns with that. It should be much quieter. Monday and Tuesday of Fall Break should be the quietest down there, and hopefully nobody messes with their equipment, materials, and things like that. But as long as they're on the property on Friday and Saturday, I don't have any concerns with this. I request the Board approve them using the right-of-way and the parking spaces along Andrew Place Sunday the 7th and Monday and Tuesday, the 8th and 9th of October.

Mr. Satterly said I move we approve the Best Window to use the right-of-way on Sunday, Monday, Tuesday, October 7, 8, 9. Motion was seconded by Ms. Broyles, and the vote was AYE.

Update on Chauncey Square Project – T.J. Gall & Associates

City Engineer Buck said and then Tom Gall is here to give us a brief update on the construction around the Chauncey Square Project down in the Village.

Mayor Mills said Tom [Mr. Gall].

Mr. Tom Gall [T.J. Gall & Associates] said thank you. Today we started work on behalf of the Redevelopment Commission, getting ready to install curb and gutter and sidewalk around what will be the completed portions of that project only, basically the garage and along Chauncey. That will result in curb and gutter being poured next Monday, and probably a portion of Chauncey will be closed for a few hours while the curb and gutter is actually on that street, but we have a way to

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divert traffic all the way around it, since that's our only one-way piece. Milestone should be out there, hopefully will complete curb and gutter on Monday, maybe Tuesday. Hopefully it won't go that long, and then they'll proceed with sidewalk work, again around the project from the Salisbury side at the end of the garage all the way proceeding around to the South Street corner. And then that work will be finished until the balance of the building is done next year.

Mayor Mills said okay, great.

City Engineer Buck said so there will be some closures required to facilitate that work, and they will have flagmen and appropriate signage and things in place. It will just be temporary, Tuesday only, though, right?

Mr. Gall said Monday, I think, is going to be our worst day.

Mr. Gall said they can't really set up for this like they'd like to on Friday, with the Notre Dame football game at home. Nothing they have out there in place would be there on Monday. They could pour Friday, it could be brand-new concrete that weekend—not another great plan. We had hoped to pour very early on Monday morning, to get the Chauncey Street piece done. They're going to have to do their setup on Monday morning, so they're probably going to wind up doing that curb Monday afternoon, then moving the rest possibly into Tuesday. It doesn't take long to put the curb and gutter in, once all the setup is done, but if you can't start putting the strings up until Monday morning... And I'm sure there would be nothing left of them by Monday morning, if they did it on Friday.

Mayor Mills said okay, that's great. Thank you.

Claims

Mayor Mills moved to approve the claims as submitted in three dockets in the following amounts:

Accounts Payable	\$18,753.01
Accounts Payable	\$62,175.00
Accounts Payable	\$400,898.14

Motion was seconded by Mr. Satterly, and the vote was AYE.

Minutes

Mr. Satterly said I move we approve the minutes of the Board of Public Works and Safety meeting of September 18, 2007, as distributed. Motion was seconded by Ms. Broyles, and the vote was AYE.

Adjournment

There being no further business at this time, Ms. Broyles moved for adjournment. Motion was seconded by Mr. Satterly, and the vote was AYE.