

REGULAR SESSION MINUTES
LOGANSPOUT BOARD OF PUBLIC WORKS AND SAFETY

Wednesday, July 29, 2020

9:00 AM – City Council Chambers

CALL TO ORDER: Mayor Chris Martin called the meeting to order at 9:00 a.m.

PLEDGE OF ALLEGIANCE: The pledge was recited in unison.

ROLL CALL: Duane Ullom, Clerk-Treasurer

PRESENT: Mayor Martin, Stacy Cox, Lisa Terry.

ATTORNEY PRESENT: Kelly Leeman.

MEDIA: James Wolf.

OTHERS PRESENT: Bob Bernhardt, Tony Shanks, Jan Fawley, Wayne Erwin, Johnny Quinones, Russell Alder, Cameron Austin, Dahrol Perry, Rick Bair.

APPROVAL OF MINUTES: Minutes of the July 22, 2020 Meeting

Motion: to approve the Minutes from July 22, 2020, as presented **Action:** Approve, **Moved by** Stacy Cox, **Seconded by** Lisa Terry.
 Motion passed unanimously.

APPROVAL OF CLAIMS:	\$307,264.62	Including:	Claims	\$67,264.96
			Payroll 7/23/2020	\$239,999.66

Motion: to approve the claims as stated, **Action:** Approve, **Moved by** Chris Martin, **Seconded by** Lisa Terry.
 Motion passed unanimously.

VISITOR COMMENTS: None.

OLD BUSINESS: None.

NEW BUSINESS:

- 2020 City Auction Proceeds Duane Ullom

Duane presented the city auction proceeds stating almost everything sold, except the fire truck. The fire truck had a \$25,000 reserve set and, since the auction, has been sold. Profits from the

sale were a little over \$15,000 back to the city. Stacy thanked the department heads for working on that. She also inquired if Walton purchased the fire truck. Chief Bair stated Walton did buy it.

Motion: to approve the city auction proceeds for 2020, **Action:** Approve, **Moved by** Stacy Cox, **Seconded by** Lisa Terry.
Motion passed unanimously.

- Electrical License Mayor Martin
 - Dennis Hartley, d/b/a Hamstra Builders, Inc

Motion: to approve the Electrical License, **Action:** Approve, **Moved by** Chris Martin, **Seconded by** Stacy Cox.
Motion passed unanimously.

- Street Department Tony Shanks
 - Composting Contract for Air Quality at the Compost Pile

Tony came forward to present this contract. He stated this contract comes up every five years and he would like to use the same consultant. There is a yearly renewal to confirm that the tub grinder is still being used. Mayor Martin asked if anything has changed from the last time the contract was signed. Tony stated he did not think so. Kelly asked Tony what they check when they come up. Tony stated IDEM visits the compost site once a year to check the air pollution. Stacy asked if the consultant is to help file the air permit and assures compliance. Tony confirmed. Without the air permit the tub grinder cannot be ran. Stacy noticed it says that it is paid monthly and asked how often it's paid. Tony is unsure but stated that they kept complete documentation on it.

Motion: to approve the composting contract for air quality at the compost pile, **Action:** Approve, **Moved by** Chris Martin, **Seconded by** Stacy Cox.
Motion passed unanimously.

- Dumpster Request
 - 1900 E Broadway

Tony stated he does not have any issues with this dumpster request. The dumpster will be placed on 19th Street.

Motion: to approve the dumpster request for 1900 E Broadway, **Action:** Approve, **Moved by** Chris Martin, **Seconded by** Lisa Terry.
Motion passed unanimously.

- Street Closure Request

- Cass County Citizen Coalition Car Show, 8/22/2020, 12 p.m. to 10 p.m.

Cameron Austin came forward to communicate regarding this request. Tony stated he is fine with approving this request. Stacy question if the request is for 12 p.m. instead of 12 a.m. Stacy asked if they were using the city parking lot or the road to park the cars on. Cameron said they want to use the parking lot. Lisa Terry asked if there would be additional insurance required. Mayor Martin stated there is one-million-dollar liability insurance submitted with the request. Stacy acknowledged that would be enough insurance. Stacy also mentioned the process of submitting a written request to use city property. The form currently submitted is solely to close a street. Stacy asked Cameron to write a letter asking to use the city parking lot and if he could include more information or a flyer. Cameron stated he wanted to make sure the street closure was approved before they asked permission to use the city lot. Stacy asked if it was the parking lot that was being switched with La Fiesta. Mayor Martin stated it wasn't. Tony stated it is the parking lot across from the old Elks, at 5th and North. Mayor Martin stated this is mainly what the attorney's use, next to the political museum, on North Street. Stacy confirmed this event was on a Saturday. Mayor Martin asked Cameron submit the proper information requesting the use of the city lot.

Motion: to approve the Cass County Citizen Coalition Car Show street closure request,

Action: Approve, **Moved by** Chris Martin, **Seconded by** Lisa Terry.

Motion passed unanimously.

- Graduation Party, 8/1/2020, 4 p.m. to 11 p.m.

Tony presented this request stating it was dropped off when he wasn't in the office. Tony called them on Friday to request a certificate of liability insurance to be submitted before the Board of Works meeting on Wednesday or the request would not be approved. Tony tried to call again on Monday with the same request and has not had any results. Mayor Martin asked if anyone was here to represent this street closure. Nobody came forward. Mayor Martin confirmed there is no proof of insurance. Tony confirmed. He stated the request is to close part of the alley and the procedure is still the same as if it were a street. Lisa Terry asked what would happen if the request was not approved and they still had the graduation party with traffic or noise issues. Stacy stated that would be a police matter.

Motion: to vote on the street closure request for August 1, 2020, **Action:** Approve, **Moved by** Chris Martin, **Seconded by** Stacy Cox.

Motion denied unanimously.

- Parks Department

- Monthly Report – June 2020

Jan Fawley

Jan came forward to present the June 2020 monthly report for the Parks Department. Jan highlighted the projects list of the report. The murals at Little Turtle Waterway are complete with anti-graffiti sealant. Lisa Terry asked if it was applied to the murals on 6th Street. Jan is pretty sure they were sealed but is unsure if they used the anti-graffiti sealant. Jan is waiting for IDNR to provide an NPS (National Park Service) response on the Riverside Park project. Jan is working toward getting the fitness court done this year. Jan stated they are currently receiving quotes on Muehlhausen basketball courts to be milled and resurfaced with new lines. Jan reported all park facilities are open, at this time, except for drinking fountains. She plans to hear more from the Governor's statement at 2:30 today. Melbourne Park playground is complete and a ribbon cutting is to come. Registration software has been doing well and there hasn't been any major issues that she knows of. The freedom bike ride on July 4th went really well. There were 18 registered participants not including the kids that accompanied them. There were 18 kids at tennis lessons last week. Doggy Days of Summer is scheduled for August 9, the day after the pool closes for people swimming. Adult bingo is still on hold and receives several inquiries. Jan mentioned partnering with another adult bingo organization, Area Five or the Senior Citizens Center, who are also having trouble. The end of summer social has been cancelled due to COVID-19 restrictions. Jan acknowledged how bad the rentals are doing this year. There's been several refunds issued. The golf course has been doing pretty good and might surpass the lower two comparison figures from the past 2 years. Stacy asked Jan to invite Dean to the next department head meeting in two weeks.

Motion: to approve the Parks and Rec management report as presented, **Action:** Approve, **Moved by** Stacy Cox, **Seconded by** Lisa Terry.
Motion passed unanimously.

- Building Commissioner
 - Condemnation Hearing – 211 E. Linden Avenue

Wayne Erwin

Wayne came forward to present the condemnation hearing for 211 E. Linden Avenue. Mr. Russell Alder, the owner of the property, was present and came forward as well. Wayne presented the past communication between him and Mr. Alder, stating their communication began before the pandemic. Wayne stated on 12/13/19, Mr. Alder stated he planned on removing the roof, of the porch, that weekend and had a helper, which would have been December 14 & 15. On Jan. 31, 2020, Mr. Alder told Wayne that his friend was working on his own house and Mr. Alder planned to keep Wayne informed. Due to COVID, communication temporarily ceased, and then a letter was sent on July 7, 2020 resulting in today's hearing. Wayne has tried working with the owner for a while and would like to see some action taken. If something doesn't happen to change the issues of this property it will need to be condemned.

There was also a tree, from the neighbor's yard, that fell down on Mr. Alder's house. He contacted the utilities and they removed the power line from the house next door. Russell stated the limb has destroyed the back of the house next door. He is afraid the large limb might cause significant damage to his house if it falls more. The friend that he had to help him with the roof took Mr. Alder's money and ran off. Russell contacted a tree care service and they are supposed to come in the next week to give an estimate on the tree. Russell also asked for an estimate to remove porch roof too. He said he's been working throughout the pandemic but only 2-3 days per week so funds are tight. Russell inquired about financial help. Mayor Martin asked Johnny if there has been any code enforcement issues at this address and how long ago, Johnny stated yes, earlier this year. Stacy thanked Mr. Alder for coming to the meeting today and communicating with Wayne and asked Mr. Alder if he lived in this house. Russell said "yes" he does live in the house. Stacy asked Wayne if this is an issue and asked if the property were to be condemned would he be able to live there anymore. Wayne stated he is unsure how the back of the house is and if the roof over the front porch were to be removed there wouldn't be any problem. The main problem is the porch roof. Kelly asked if the insurance company is involved in this. Russell said "no." Russell is unsure if insurance is involved with the home owners next door. He has only spoke with the property manager. The property manager spoke about getting with Russell's home owners insurance but Russell said he hasn't seen them since then. Kelly asked if Russell has home owners insurance. Russell said he does not. Lisa asked Russell if he has communicated this issue with his neighbors. Russell stated he's only spoken with the property manager. Kelly suggested talking to the property manager. Wayne stated the property managers are Brian and Kristie Dotty, they manage Gupta's properties. Wayne talked to the managers this morning and asked them to get ahold of Gupta. The property managers indicated, to Wayne, that they would remove the tree from Russell's property. Wayne stated he was unable to see the back portion of the house because of the fallen limb. Stacy explained another recent event where a tree had fallen on a neighbor's house and because it was an act of God, each house had to claim it on their own insurance. Stacy said there needs to be some movement made, from Mr. Alder, on correcting the issues Wayne has that need to be fixed. She asked Wayne what his request or recommendation is. Wayne acknowledged how long this has been an issue and recommended giving Mr. Alder until the next board meeting. Wayne stated the roof on the front porch needs to be dealt with. Stacy asked Mr. Alder if a week was a realistic amount of time. Mr. Alder said it would be cutting it pretty close and that he has a bad back and is limited on what he can do. Lisa Terry made a suggestion to Mr. Alder to inquire with United Way about his house being part of a United Way projects coming up on September 11. Stacy asked if they should extend the hearing for one week to obtain an update from Mr. Alder on a plan of action. Mr. Alder said that would give him time to get ahold of the tree guys. Wayne stated he wanted Mr. Alder to keep in contact with him as to what is happening with the property.

Motion: to extend this property hearing for one week to Wednesday, August 5, **Action:** Approve, **Moved by** Stacy Cox, **Seconded by** Lisa Terry.
Motion passed unanimously.

- Code Enforcement
 - Weekly Report

Johnny Quinones

Johnny came forward to present his report. He stated it is a standard weekly report with no property clean-ups. Stacy thanked him for updating the mowing for the city.

Motion: to approve the Code Enforcement weekly report, **Action:** Approve, **Moved by** Mayor Martin, **Seconded by** Stacy Cox.
Motion passed unanimously.

BOARD MEMBER COMMENTS:

Lisa acknowledged her appreciation for Mr. Alder coming to the Board of Works meeting in which it allows Logansport to help be a problem-solving entity.

The bid opening for the Main Street Revitalization Program (MSRP) is tomorrow in the Council Chambers at 10 a.m. The MSRP is in regards to the \$600,000 grant that the city received.

This is the last Thursday night for meals to be distributed at Riverside Park at 4 p.m. This week, meals will come from Shively's BBQ Shop, U-Know's Pizza and Sandwich Shop, and Bruno's Pizza. Stacy acknowledged their gratitude to the restaurants that have been a part of this, the United Way, and the school system, especially Kelly Pearson and Amy Werner. Stacy asked to help spread the word and tell anyone that needs a free meal to come down to Riverside tomorrow at 4 p.m.

Mayor Martin stated the Governor will give an address today at 2:30 p.m. That address will identify the next steps we will take in regards to Indiana back on track. Currently we are in stage 4.5 and details can be obtained on in.gov.

Mayor Martin wished to address the City offices being closed effective tomorrow. This is to protect the employees of the city as is a result of people refusing to wear masks; therefore, city offices will be closed. Individual departments have the option of requiring masks inside their building if they choose to.

Chief Yike is on vacation but is working on a press release to announce they will be taking appointments in attempt to still serve the public. Other departments have mentioned this option as well. Stacy suggested calling the offices with questions.

MISCELLANEOUS BUSINESS AND ANY MATTERS NOT ALREADY CONSIDERED INCLUDING ADA SECTION 504 COMPLIANCE OR CONCERNS:

ADJOURNMENT:

Motion: to adjourn the meeting at 9:37 a.m., **Action:** Adjourn, **Moved by** Chris Martin, **Seconded by** Stacy Cox.

Motion passed unanimously.



Chris Martin, Mayor



Duane Ullom, Clerk-Treasurer

Audio and video recorded on 7/29/2020