

## REGULAR SESSION MINUTES

### LOGANSPOUT BOARD OF PUBLIC WORKS AND SAFETY

**Wednesday, September 2, 2020**

9:00 AM – City Council Chambers

**CALL TO ORDER:** Mayor Chris Martin called the meeting to order at 9:01 a.m.

**PLEDGE OF ALLEGIANCE:** The pledge was recited in unison.

**ROLL CALL:** Duane Ullom, Clerk-Treasurer

**PRESENT:** Mayor Martin, Lisa Terry, Stacy Cox.

**ATTORNEY PRESENT:** Kelly Leeman.

**MEDIA:** None.

**OTHERS PRESENT:** Bob Bernhardt, Wayne Erwin, Jan Fawley, Bridgett Williams, Josh Long, Tim Howell, Robert Barns, Travis Yike, Shawn Heishman, Johnny Quinones, Dahrol Perry, Arin Shaver, Brad Smith, Adam Morrow.

**APPROVAL OF MINUTES:** Minutes of the August 26, 2020 Meeting

**Motion:** to approve the Minutes from August 26, 2020, as presented **Action:** Approve,  
**Moved by** Stacy Cox, **Seconded by** Lisa Terry.  
 Motion passed unanimously.

<b>APPROVAL OF CLAIMS:</b>	\$130,615.64	Including:	Claims	\$10,715.62
			Police Pension Payroll	\$43,800.13
			Fire Pension Payroll	\$64,099.89
			Fire Pension Death Benefit Claim	\$12,000.00

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

**VISITOR COMMENTS:**

Bridgett Williams, 1501 Meadlawn, and Josh Long were present at the meeting. Bridgett is the property manager of ReVere Homes and wanted to follow up with the neighbor of the 218 E. Miami lot. Bridgett stated they have noticed some cars that have expired plates and the debris is still there. Stacy stated, after last Wednesday's meeting the Street Department applied 10 gallons of weed killer along the fence row to try to kill what they can before they go in to attack it. It is also on the list to be mowed so Johnny has sent mowing letters due to being in violation. Stacy stated it is in the process of being cleaned up but handling it the best way they can because of the poison sumac. Johnny will take care of the vehicles with expired license plates as long as they are not on the street. Josh acknowledged the cars are on the street. Stacy stated they will communicate that to Ray Bean to be addressed. Josh stated he talked with Ray Bean and Ray plans to go check it out. Chief Yike assured the issue will be checked into next week. Stacy communicated to Chief Yike the address is 815 N Wall St.

#### **OLD BUSINESS:**

- Bid Awarding
  - Trash & Recycling Collection

Mayor Martin

Mayor Martin stating the City Council has a meeting next Tuesday, on September 8, to discuss this. The City Council is going to have a public meeting to get citizen input one last time on the awarding of the trash and recycling bids; therefore, awarding will be tabled until next Wednesday.

**Motion:** to table the Trash & Recycling Collection bid awarding until the next Board of Works meeting on September 9, 2020, **Action:** Approve, **Moved by** Chris Martin, **Seconded by** Stacy Cox.

Motion passed unanimously.

- Gated Alley Update

Kelly Leeman

Kelly presented this update. He has communicated with Lindsey Ruby, Mr. Howell's attorney. He stated they have agreed to ask Mr. Howell, who is present to confirm the agreement, that the alleys will be kept open. With the acknowledgement of the agreement this morning, Ms. Ruby and Kelly will draft an agreement and attach to it a map, showing where the alleys are that are open and closed. There will not be any further action taken unless there is violation against the agreement. The agreement will be housed in the clerk-treasurer's office along with the recorder's office at the court house in case anybody sells/buys the property. Timothy A. Howell, 1424 & 1426 Lobelia Street and 1425 Balsam Street, came forward to voice his concern. The lots he is communicating about is the east/west alley. The visual he presented the board with, shows where the designated alley was initially put in and where it should be. It has never been there and never been open. The drive that you see is a personal driveway located on lot 42, which belongs to him. His concern is with people driving through that lot as a liability. He feels they should either open the alley where it should be or close it. It's never officially been open nor on charts. When they purchased lot 45 there was a white stake in the middle of the

alley, prior to him getting it. If the alley is located on lot 42, his personal lot, has a drive, he asked what is going to keep someone from going down it and hit something or having a wreck, it's a liability. Mr. Howell stated they are not trying to block people off, they are only trying to secure their property, business, and animals. The only time he tries to close the gates is when he has the dogs or for security at night time. Mr. Howell is trying to align cars up along the east/west alley on his property and has applied for a fence permit to put on lot 41 and 42. He plans to remove the cars from there too. The fence will lay 16 feet over and where the original alley is supposed to be. The north/south alley, that Mr. Barnes is concerned about, will be left open. Kelly reiterated to Mr. Howell that the alleys that have been closed will stay closed. Mr. Howell thinks Ms. Ruby is suppose to follow up with the closing of the east/west alley. Kelly stated he thinks part of that alley that Mr. Howell had marked in yellow on the visual he presented is already closed. If it is not already closed and someone wants it closed a petition can be filed to close it.

Mr. Robert Barnes, 1401 Lobelia, came forward to communicate additional information including recent altercations. Kelly stated as they continue to work to get this resolved it may need to go to court and new surveys completed. Mr. Barnes stated he recently had it surveyed within a couple months ago. Kelly told Mr. Barnes he could give Arin a copy. Mr. Barnes communicated it was the one he gave Kelly last time he was at the meeting. Stacy asked Arin to work with Mr. Barnes when she draws up the map. Mr. Barnes asked Kelly if he would be able to drive through there tonight. Kelly stated he was unsure if everything would be laid out by tonight and is hopeful for better days ahead.

- Condemnation Hearing Update – 417 13<sup>th</sup> Street

Wayne Erwin

Wayne presented this update stating he visited the address on Monday and took photos. He has not seen any changes made. Wayne read the letter submitted by Mr. Smith at the previous meeting, when requesting until spring 2021 to complete the job. He plans to visit Mr. Smith next week to ask about the windows that still need to be covered as he stated in his plan of action, as well as, to visibly see the storage area in the back of Mr. Smith's house. Wayne stated he noticed the roof is bowing and is concerned the trusses are rotting. He will need to replace that and the decking. Lisa Terry reminded Wayne that Mr. Smith drives taxi during the night and may not be awake to speak with Wayne during the day. Lisa communicated her concern for this family and does not want to see them homeless. Wayne stated he has talked with Mr. Smith about selling the property and Mr. Smith owns the property and doesn't want to sell it. Stacy asked him Wayne if he thought it was possible for Mr. Smith to close off the second floor and safely heat the first floor. Wayne confirmed that is what Mr. Smith plans to do. There isn't any gas at the residence and he plans to heat with electric heaters, which bothers Wayne. Mayor Martin asked if they should send the fire inspector to check it out. Wayne said he can contact the fire inspector, Doug Kitchell, to see if he would go over there with him. Wayne has no idea what the inside looks like. Mayor Martin thinks that should be the next step and is also concerned with the electrical, as well as, the roof. Lisa asked if this will be revisited by next Wednesday. Wayne said he would provide an update next Wednesday.

**Motion:** to table the condemnation hearing update on 417 13th Street until the next Board of Works meeting on September 9, 2020, **Action:** Approve, **Moved by** Chris Martin, **Seconded by** Lisa Terry.  
Motion passed unanimously.

#### **NEW BUSINESS:**

- Honoring of City Employees Mayor Martin
  - Kathy Wilson – 5 years
  - John Quinones – 5 years
  - John Curts – 5 years
  - Patrick Carlson – 5 years
  - Rosemary Cadwallar – 5 years
  - Bradley Smith – 20 years
  - Chad Wagner – 20 years

Mayor Martin presented several awards to city employees. Several awards went to crossing guards who were not in attendance. Johnny Quinones and Brad Smith were both recognized at the meeting.

- Contracts/Agreements Stacy Cox
  - First Group Engineering
    - Change Order Number 3 for Market Street Reconstruction

Stacy presented this contract. She stated Scott Pruitt, our representative from First Group Engineering brought this change order to our attention due to some extensions that are required because of the delays. Delays include 5 days for weather, 2 days for COVID-19 shutdown, and 11 days for delays from natural construction. To add 25 days from the beginning to when the curbing was in; they are asking for 43 days of additional time with this change order. Adjusted completion date is expected to be 10-27-2020. The original completion date was 8/31/2020. Mayor Martin stated there weren't to be any additional costs. Stacy stated "correct."

**Motion:** to approve the change order number 3 for First Group Engineering contract, West Market Street project, **Action:** Approve, **Moved by** Stacy Cox, **Seconded by** Lisa Terry.  
Motion passed unanimously.

- Crossroads Engineers Arin Shaver
  - Supplemental Agreement No. 1

Arin came forward and presented this agreement. She stated this project is what we are doing on the east end. We are developing different lots for single family homes and working with different developers to try to do the residential along High Street and Yorktown. The agreement was awarded for \$65,000 that was dependent upon getting information from

previous surveyors. Since they were not able to obtain that information, they had to do it themselves. The difference in price is \$2500 and Arin can pay this from her budget, but will need a separate contract, or supplemental, to pay the additional over the \$65,000. Lisa Terry asked why they couldn't find old surveys. Arin explained the survey was done by another company and they thought the documents would be enough, but found they didn't have all the layers that the company needed. They have the survey and stakes but it's not the same lots. What they were looking for was more topography and drainage flow. Mayor Martin asked to confirm the additional will come from her budget. Arin confirmed.

**Motion:** to approve the Supplemental Agreement No. 1 with Crossroads Engineers, **Action:** Approve, **Moved by** Chris Martin, **Seconded by** Stacy Cox.  
Motion passed unanimously.

- Electrical License Mayor Martin
  - Dane Roe, d/b/a Double R Electric LLC
  - Randy Douglass, d/b/a J & J Electrical

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

- Police Department Travis Yike
  - Officer Retirement
    - Officer Chad Wagner – effective September 3, 2020
    - Service Weapon Retention Request

Police Chief, Travis Yike, came forward to present the request to accept the retirement letter, of Chad Wagner, effective September 3. Officer Wagner has been a Logansport Police Officer and served the community for 20 years. He has worked all shifts and served as a sergeant for a number of years. Chief Yike read a letter requesting Officer Wagoner to permanently retain his service weapon. Chief stated this is a common practice for the police department for a number of years. Stacy asked Travis if he supports this request. Chief Yike responded, "absolutely."

**Motion:** to accept the officer retirement, effective September 3, 2020, and for him to retain his service weapon, **Action:** Approve, **Moved by** Chris Martin, **Seconded by** Stacy Cox.  
Motion passed unanimously.

- Code Enforcement Johnny Quinones
  - Weekly Report
    - Old Business - Cleared
      - Gloria M & Michael Metz – 417 Brown Street

Johnny came forward stating there isn't nothing out of the ordinary. The old business was cleared, her son cleaned up the property so they didn't end up doing it. Mayor Martin read through the rest of Johnny's report.

**Motion:** to approve the Code Enforcement weekly report as presented, **Action:** Approve, **Moved by** Stacy Cox, **Seconded by** Lisa Terry.  
Motion passed unanimously.

#### **BOARD MEMBER COMMENTS:**

Lisa Terry thanked the City of Logansport for their \$1500 contribution, the Cass County Community Foundation, Cass County Arts Alliance, and a few other anonymous donors. The artist will be arriving on Labor Day at the Transco building. He's coming from Serbia, so he's been here in lock down. He's a Stark County native so he's a Hoosier but has lived in Europe for 6 ½ years. People will be able to drive by and see the 3-story high mural that has a railroad theme. Toward the end of the second week they will have a reveal party at Transco.


Stacy wanted to remind everyone of the Light-Up Logansport Parade Committee meeting tonight at 5 at the Cass County Community Foundation. Deanna Crispen and the foundation has been great to work with the city and the parade should be really great this year. Anyone is welcome to be part of the committee and if interested see Mendy in the Mayor's office.


Mayor Martin wished to thank Stacy as her services as Deputy Mayor. This is her last Board of Works meeting. Jacob Pomasl will be taking over starting next Wednesday on the Board of Works capacity. Stacy will be here for another couple of weeks to help train Jacob.

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

#### **ADJOURNMENT:**

**Motion:** to adjourn the meeting at 9:41 a.m., **Action:** Adjourn, **Moved by** Chris Martin, **Seconded by** Lisa Terry.  
Motion passed unanimously.

  
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 Chris Martin, Mayor

  
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 Duane Ullom, Clerk-Treasurer

Audio and video recorded on 9/2/2020