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7. Open Bids for Asbestos Inspection Services
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10. Resolution Accepting a Portion of Hometown Blvd in Dellen Crossing
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14. Board to authorize the transfer of parcel of land commonly known as 112 W. Main St.
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BOARD OF PUBLIC WORKS AND SAFETY
CITY OF MUNCIE, STATE OF INDIANA
December 18th, 2019 MINUTES

1. Board of Public Works and Safety, City of Muncie, State of Indiana, met in the City Hall Auditorium, at 9:01 A.M.

2. Pledge of Allegiance

3. **Members Present:** Roger Overbey, Bobbie Clemens, Rick Lorrison

4. **Approval of the Minutes for the December 11th, 2019 Minutes:** President Overbey entertained a motion to approve. Rick Lorrison moved to approve the minutes from the December 11th, 2019 meeting as presented. Bobbie Clemens provided the second. Motion passed by voice vote. Roger Overbey abstained from voting.

5. Register of Claims:

Kevin Nemyer, City Controller presented the **Board of Works EFT's payment dated 12/13/19** there are **5 Records** for a total amount of **\$111,988.98** for **IU Health Plans, SIHO Insurance, Muncie Meds/Canarx Serv., Inc., AFLAC Hospital Indemnity**. Kevin claims nothing unusual with these claims. President Overbey entertained a motion to approve. Bobbie Clemens moved to approve Board of Works EFT's as presented. Roger Overbey provided the second. Motion passed by voice vote.

Kevin Nemyer, City Controller presented the **Board of Works EFT payment dated 12/16/19** there is **1 Record** for a total amount of **\$2,569.10** for **Muncie Meds/Canarx Serv., Inc. AFLAC Hospital Indemnity**. Kevin claims nothing unusual with is claim. President Overbey entertained a motion to approve. Bobbie Clemens moved to approve Board of Works EFT's as presented. Roger Overbey provided the second. Motion passed by voice vote.

Kevin Nemyer, City Controller presented **Board of Works Check Date 12/20/2019** there are **276 Records** for a total amount of **\$424,620.41**. Kevin claims nothing unusual within these claims. President Overbey entertained a motion to approve. Bobbie Clemens moved to approve Board of Works claims as presented. Rick Lorrison provided the second. Motion passed by voice vote.

6. **Acceptance of quote for Martin Street Greenway Connector Project:** Phil Tevis from Flatland Resources came forward and recommended the Board to accept the lowest bid from 3-D Construction in the amount of \$93,700.00 this will be paid for out the Parks Bond which still has a balance of \$125,000. Phil requested the Board to accept bid from 3-D Company and the contract will be presented to the Board of Public Works & Safety members for signature on January 8th, 2020 if they choose to continue the contract. President Overbey entertained a motion to accept. Rick Lorrison moved to accept bid from 3-D Construction as recommended by Phil Tevis. Bobbie Clemens provided the second. Motion passed by voice vote.

7. **Open Bids for Asbestos Inspection Services for the Blight Elimination Program:** Zane Bishop, Program Administrator came forward and reported that bids were due this morning, the program is up state wide at the end in 2020, so this is just a one-year contract. The following bids were opened from:

ATC Group, LLC 7988 Cedar Point Indianapolis, IN 460		CTL Engineering of Indiana, Inc. 5525 Oak Valley Place Fort Wayne, IN 46845	
1 – 6 Samples	\$ 490.00	1 – 6 Samples	\$700.00
6 to above samples	\$ 10.00 per	6 to above samples	\$ 8.00 per
ea.		ea.	

Zane recommended the board to take bids under advisement for review. President Overbey entertained a motion. Bobbie Clemens moved to take bids for asbestos inspection services under advisement. Rick Lorrison provided the second. Motion passed by voice vote.

8. **Approve Change Order for Bunch Blvd. Sidewalk Project (Kitselman Trail Head):** Phil Tevis, Flatland Resources came forward and presented change order in the amount of \$43,920 which will be paid for out the Parks Bond money. Phil Tevis recommended to the board to approve change order today and documents will follow at the next Board of Works meeting for signatures. President Overbey entertained a motion. Rick Lorrison moved to approve change order as recommended by Phil Tevis. Bobbie Clemens provided the second. Motion passed by voice vote.
9. **Accept Quote for Relocation of Street Light on W. Main Street between Walnut St. & High St. on the south side of Main Street:** Phil Tevis, Flatland Resources came forward and reported that the City of Muncie Street Department is requesting quotes for the removal & resetting of a street light located on the south side of Main Street between Walnut & High, in Muncie, IN.

Project Scope:

- Remove abandoned cable running atop of County Building (100 W. Main St.) to the street light, and to the newly renovated Accutech Office (115 S. Walnut).
- Remove street light pole from existing foundation, and stored in a secure manner. Care should be taken not to damage pole during the project.
- Pour new foundation for street light (minimum 2' diameter x 3' deep with a 3/8" rebar cage) fifteen feet to the east of the existing location. Foundation should be poured at the back edge of the sidewalk. Saw cutting and removal of the existing sidewalk will be required to install the street light flush with the back edge of the sidewalk.
- Finished grade of the foundation should be flush with the existing sidewalk with a medium broom finish.
- Locate existing conduit run and run into new foundation to power street light. The street light is an end run, fed from the intersection of Walnut & Main.
- Reset street light in new location and ensure it works properly.

Flatland Resources emailed quotes to Signal Construction, Inc. and Shambaugh, Inc. with no response. Quote was submitted from Titan Electric Company 2817 E. Jackson St. Muncie, IN 47303 for a total amount of \$4,450. Phil Tevis recommended the board to accept quote from Titan Electric. President Overbey entertained a motion. Bobbie Clemens moved to accept quote from Titan Electric. Rick Lorrison provided the second. Motion passed by voice vote.

10. **Resolution Accepting a Portion of Hometown Blvd in Dellen Crossing:** Dick Weigel, HWC Engineering came forward to present Resolution #01-2019 prepared by Marta Moody.

Being a Resolution Approving The acceptance of a Part of Hometown Boulevard in Dellen Crossing

WHEREAS, the City Subdivision Ordinance stated that acceptance of dedications of street and public improvement shall be by action of the Board of Public Works and Safety; and

WHEREAS, said Ordinance allows for the approval of a subdivision plat prior to the completion of improvements if surety for completion of said improvements is provided and approved by said Board of Works and Safety; and

WHEREAS, Dellen Crossing obtained final plat approval based on the provision of surety in the amount of \$197,790 that was accepted by the Board of Public Works and Safety on May 30, 2018; and

WHEREAS, a Development Agreement for Dellen Crossing, approved by the Board of Works and recorded as instrument Number 2018R06594 in the Office of the Delaware County Recorder, allows for Hometown Boulevard to be completed and accepted in sections.

NOW, THEREFORE, BE IT RESOLVED by the City of Muncie Board of Public Works and Safety as follows:

Section 1. That a part of the street platted in Dellen Crossing, shown on Exhibit A attached herein and as recorded instrument number 2018R06603 in the Delaware County Recorder's Office, is hereby accepted as a public road as follows:

556 linear feet of Hometown Boulevard extending east from Nebo Road.

Section 2. That this acceptance does not release the City's interest in the surety which shall remain in effect until the remainder of Hometown Boulevard is completed and accepted by the Board.

Section 3. That this acceptance fulfills the requirement set forth in the Development Agreement, Section 5, cited above, applicable to Lot 1 in Dellen Crossing and will allow the issuance of a Certificate of Occupancy for buildings on said Lot 1.

Section 4. That this resolution shall be in full force and effect from and after its passage by the Board of Public Works and Safety for the City of Muncie, Indiana.

President Overbey entertained a motion. Bobbie Clemens moved to accept a portion of Hometown Boulevard as discussed. Roger Overbey provided the second. Motion passed by voice vote. Rick Lorrison abstained from voting.

- 11. Final Change Order #2 for 26th Street between Madison St & Macedonia Avenue:** Dick Weigel, HWC Engineering reported that 26th Street Project is a Community Crossing Grant. Contractor E & B Paving had a deduct change order in the amount of -\$7,479.75 in final quantities. Original Contract Amount **\$808,646.14** decrease from previous change order in the amount of **-\$13,322.65** contract price prior to this change order **\$795,923.49** decrease change order **-\$7,479.75** contract price incorporation this Change Order is **\$787,843.74** President Overbey entertained a motion. Rick Lorrison moved to approve final change order #2 as presented. Bobbie Clemens provided the second. Motion passed by voice vote.
- 12. HWC Amendment #1 for the E. 26th Street Project:** Dick Weigel reported that HWC Engineering was hired for construction observation and this is a deduct change order in the amount of \$20,000. Original Compensation Amount \$86,200.00 amended Compensation Amount \$66,200.00 Compensation Type, Hourly, not to exceed. Dick explained that this project was very efficient. President Overbey entertained a motion. Rick Lorrison moved to approve HWC Amendment #1 for the E. 26th Street Project as explained. Bobbie Clemens provided the second. Motion passed by voice vote.
- 13. HWC Amendment #1 for the Hoyt Avenue Project:** Dick Weigel reported that HWC Engineering was hired for construction observation and this is an increase change order in the amount of \$20,000. End Construction, Original Schedule Completion Date October 31, 2019 Amended Completion Date December 31, 2019. Original Compensation Amount \$137,920.00 amended Compensation Amount \$157,920.00 Compensation Type, Hourly, not to exceed. Dick explained that this project was extended time and an increase change order. President Overbey entertained a motion. Rick Lorrison moved to approve HWC Amendment #1 for the Hoyt Avenue Project as explained. Bobbie Clemens provided the second. Motion passed by voice vote.

- 14. Board to authorize the transfer of parcel of land commonly known as 112 W. Main Street:** Megan Quirk, one of the City Attorney 's this is a quick claim deed to transfer a parcel of land for the Accutech Project. Megan explained there is two different parcels for the parking lot I am here for the 18' strip which runs north & south between Jackson Street and Main Street (former alley way) associated with the parking lot. The other parcel for 111 W. Main Street was transferred in June of 2019. President Overbey entertained a motion. Bobbie Clemens moved to approve transfer of parcel of land as presented. Rick Lorrison provided the second. Motion passed by voice vote.
- 15. Partnership Agreement between Muncie Downtown Development Partnership, Inc. an Indiana-non-profit corporation (MDDP) and the City of Muncie by and through its Mayor:** Cheryl Crowder came forward to address the Board of Works The purpose of the Partnership Agreement is to promote, develop, manage and market the Downtown Area. Partnership Agreement shall be for a period of two years commencing on the 1st day of January 2020 and ending on the 31st day of December 2021. City of Muncie shall pay to MDDP the sum of \$240,000.00, payable in biannual installments: \$60,000 due on each of January 1, 2020, June 30, 2020, January 1, 2021 and June 30, 2021. President Overbey entertained a motion. Rick Lorrison moved to approve partnership agreement as presented. Bobbie Clemens provided the second. Motion passed by voice vote.
- 16. Adjournment:** There being no further business President Overbey entertained a motion. Rick Lorrison moved to adjourn meeting, meeting adjourned at 9:22 a.m. Bobbie Clemens provided the second. Motion passed by voice vote.

Board of Public Works and Safety

Linda Gregory

Jerry Wise

Ted Baker

Linda Hayes, Recording Secretary