1. Time & Place
2. Pledge of Allegiance
3. Members Present
4. Approval of the Minutes for the November 13th, 2019
5. Register of Claims
6. Sharolyn Waters, Community Development Office presenting for the Board to consider approving HOME New Build for Greater Habitat Muncie for 214 E. 9th and 322 E. 9th
7. New Residential Handicapped Parking Application from Alvena Newton 1924 W. 10th St.
8. Approval of the Board of Public Works & Safety 2020 Meeting Schedule
9. Megan Quirk presenting Memorandum of Understanding between the City and Community Enhancement Projects, Inc., regarding the Muncie Memory Spiral Project
10. Adjournment

BOARD OF PUBLIC WORKS AND SAFETY
CITY OF MUNCIE, STATE OF INDIANA
November 20th, 2019 MINUTES

1. Board of Public Works and Safety, City of Muncie, State of Indiana, met in the City Hall Auditorium, at 9:05 A.M.

2. Pledge of Allegiance

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

4. Approval of the Minutes for the November 13th, 2019 Minutes: President Overbey entertained a motion to approve. Rick Lorrison moved to approve the minutes from the November 13th meeting as presented. Bobbie Clemens provided the second. Roger Overbey abstained from voting. Motion passed by voice vote.

5. Register of Claims:

Kevin Nemyer, City Controller presented the **Board of Works Special Request check date 11/13/19** there is **1 Record** for a total amount of **$80.00** for **Amanda Armstrong.** Kevin claims nothing unusual with this claim. President Overbey entertained a motion to approve. Rick Lorrison moved to approve Board of Works Special Request as presented. Bobbie Clemens provided the second. Motion passed by voice vote.

Kevin Nemyer, City Controller presented the **Board of Works EFT's dated 11/15/19** there are **6 Records** for a total amount of **$146,554.15** to **IU Health Plans, Muncie Meds/Canarx Serv., Inc., AFLAC Hospital Indemnity, SIHO Insurance, Inc.** Kevin claims nothing unusual with these claims. President Overbey entertained a motion to approve. Rick Lorrison moved to approve Board of Works EFT's as presented. Bobbie Clemens provided the second. Motion passed by voice vote.

Kevin Nemyer, City Controller presented the **Board of Works EFT's payment date 11/19/19** there are **2 Records** for a total amount of **$198,726.21** for **IU Health Workplace Services, IU Health Plans.** Kevin claims nothing unusual with this claim. President Overbey entertained a motion to approve. Rick Lorrison moved to approve Board of Works EFT's as presented. Bobbie Clemens provided the second. Motion passed by voice vote.

Kevin Nemyer, City Controller presented **Board of Works Check Date 11/15/2019** there are **198 Records** for a total amount of **$227,741.04.** Kevin claims nothing unusual within these claims. President Overbey entertained a motion to approve. Rick Lorrison moved to approve Board of Works claims as presented. Bobbie Clemens provided the second. Motion passed by voice vote.

Kevin Nemyer, City Controller presented the **Community Development Check Date 11/22/2019** there are **5 Records** for a total amount of **$6,856.03** Kevin claims nothing unusual within these claims. President Overbey entertained a motion to approve. Rick Lorrison moved to approve Community Development claims as presented. Bobbie Clemens provided the second. Motion passed by voice vote.

6. Sharolyn Waters, Community Development Office presenting for the Board to consider approving HOME New Build for Greater Habitat Muncie for 214 E. 9th and 322 E. 9th: Sharolyn came forward and reported that these two contracts are ready to be executed and money has been allocated. Each Location is for a New Build and both contract amounts is for $30,000 each. President Overbey entertained a motion. Rick Lorrison moved to approve HOME New Build's for Greater Habitat Muncie as presented by Sharolyn Waters. Bobbie Clemens provided the second. Motion passed by voice vote.

7. New Residential Handicapped Parking Application from Alvena Newton 1924 W. 10th Street: James Upchurch, Sign Tech with the Department of Public Works approved application for residential handicapped parking sign & post. Donnie Wright, Assistant Superintendent also agreed. President Overbey entertained a motion. Bobbie Clemens moved to approve new handicapped parking sign and post as presented. Rick Lorrison provided the second. Motion passed by voice vote.

8. **Approval of the Board of Public Works & Safety 2020 Meeting Schedule:** Recording Secretary, Linda Hayes worked with the Controller's Office for cancellation dates. President Overbey noted that the Board of Public Works & Safety will meet every Wednesday morning at 9:00 a.m. except for the following cancellation dates:

January 1, 2020	**November 11, 2020**	**November 25, 2020**
December 23, 2020	**December 30, 2020**	

President Overbey entertained a motion. Rick Lorrison moved to approve the 2020 Board of Public Works & Safety meeting schedule as presented. Bobbie Clemens provided the second. Motion passed by voice vote.

9. **Megan Quirk presenting Memorandum of Understanding between the City and Community Enhancement Projects, Inc., regarding the Muncie Memory Spiral Project:** Megan came forward to address the Board of Works members, what you have before you is a Memorandum of Understanding between the City of Muncie and Community Enhancement Project, Inc. (CEP). Whereas, CEP is engaged in the planning phase of a project known as the Muncie Memory Spiral and; Whereas, the Project is to be located at the corner of E. Memorial Drive and S. Hackley Street in Heekin Park which is owned by the City; and Whereas, the Project includes a parking lot, connector pathway, irrigation, drainage, and utility installations to ensure it is accessible and safe; and Whereas, the City has agreed to assist in defraying those infrastructure costs and wished to demonstrate its public support of the Project.

Project Goals:

- Be a beautiful and significant addition to the City's park system
- Focus on Muncie's rich history
- Provide a variety of education opportunities
- Be an outstanding amenity for the City's Southside Neighborhood
- Contribute to a healthy lifestyle for residents

Cost: The initial estimate to complete the Project is Six Hundred Thirty-One Thousand Six Hundred Five Dollars ($631,605.00).

Partners in the Project: A number of nonprofit and community organizations are contributing to both the design and cost of Project. CEP will be the lead organization with oversight for the Project. All partners, including the City, will be recognized for their contribution in public announcement and a plaque in the park.

Design: The document attached as Exhibit A is an initial design for the project. This is subject to change.

The City's contribution:

- The City shall contribute Fifty Thousand Dollard ($50,000.00) towards the Project ("Contribution").
- The City's Contribution shall be earmarked in the City budget and made payable upon request of CEP during the appropriate Phase of the Project.
- The City's Contribution shall be specifically applied towards defraying the costs of the parking lot, connector pathways, lighting, drainage, and irrigation.
- The City shall grant any licenses, permits, or other permissions necessary to allow the Project to move forward in Heekin Park. The City, as property owner, shall assist in applying for any authorizations needed outside its internal jurisdiction.
- The City warrants that its signatory has the full authority to enter into this MOU and shall be bound by its terms.

President Overbey asked Megan if this needed to be done right now, there has been a request to not spend much money.

Megan Quirk reported this to approve the agreement as to whether the money gets paid out in 2019 or in 2020 this is a continuing partnership with these different organizations for the better meant of beautification of our park system. I would also like to mention that the legal authority goes until December 31, 2019 and there was no objection to continuing on with this project.

Mora Huff, Attorney for CEP and member of the board, as to your question on timing we are applying for a number of grants for 2020 and those grant applications have to be submitted by the end of 2019 and they all have requested that we demonstrate that the City is in support of the project and will grant us the approval to build this project.

Megan suggested that the Board approve Memorandum of Understanding to get this process started with the City issuing a check to CEP in the amount of $50,000.00 in 2019 so that CEP can raise the remaining money amount of $580,000.

President Overbey asked Megan Quirk where does the money come from? Megan reported that the funds will come from Mayor's EDIT Fund not sure though.

Current City Council member and Mayor Elect Dan Ridenour came forward, I appreciate your comments, that has been a request to not burden the 2020 Administration with funds, I appreciate that. And it is always easy to say let someone else pay for it and it has been done a number of times and it really needs to stop. Fortunately, I have been talked too about this project so I know what it is about but I have not been shared as the Mayor Elect or as a Council member this document or been shared any financial commitment from the City. I would ask you to hold off until you can get a determination maybe you can reach the controller upstairs

as to which funds this is coming from. If it is coming from the Mayor's EDIT Funds that is not something to be determined by the previous Mayor not the incoming Mayor that is my opinion. If it is 2019 you do what you need to do but you do need to tell us what Department, it is coming out off. I have the budget with me here and I have the balances from the most recent that I have received just tell me which department it is coming from we will be happy to do it in 2019. That is a question that needs to be asked, has the Council appropriated these funds or which funds are these coming out of.

Megan Quirk came forward and wanted to remind Mr. Ridenour that he has no legal authority to sit and dictate what gets spent in the year 2019 or what gets approved and what the continuing business of the City is, the City and its operations are not in a bubble it doesn't stop moving if someone gets sick or someone gets laid off or someone is elected to a new position it continues moving forward. Hence the reason why my suggestion is if we have the money this year, we go ahead and spend it and go from there. And in the future if Mr. Ridenour does not want to support these types of art and beautification projects or park projects that is his determination and that is his decision, however, his legal authority does not begin until January 1, 2020. But to stand up here and grand stand and try to assert some king of legal authority that he has, is not true or accurate and that is something that is very disrespectful and something that is really telling in my own personal opinion.

Andrew Popp 4000 N. Piper - feels the Board should not enter into Memorandum of Understanding as presented today.

Mary Stilts 712 S. Burlington - feels the Board should table Memorandum of Understanding until next week for further information.

Matt P. - 201 S. Dill - feels we don't need to enter into Memorandum of Understanding until 2020.

Rick Ziegler I am Vice-President and President Elect of Community Enhancement Projects we defiantly need to approach a number of funders before the end of the year and they need to see that the City will allow us to build the Muncie Memory Spiral Project at Heekin Park. If there are problems involved with the funding we can put this off at this time, so be it.

Megan Quirk informed the Board Members that she was able to contact Mayor Tyler and ask where the funds will be coming from for this Muncie Memory Spiral Project. Mayor Tyler indicated that there is money in the Mayor's EDIT Fund for 2019 for this project.

Kathy Bland 6104 W. Bethel - feels the Board should not enter into Memorandum of Understanding.

Monique Armstrong - I am standing here as a citizen and I serve on the Board of Delaware County Historical Society and I have had the privilege to support the efforts of this project for several months now. As a citizen and community member and someone who values the beautification of Muncie, IN. Please enter into Memorandum of Understanding as presented and discussed here today.

Mayor Elect Dan Ridenour returned to the podium and reported that he feels everybody will be thrilled with the project and he is very much in favor of the project and I also wanted thank Mayor Tyler for paying for this out of his 2019 Edit Funds.

No further discussion President Overbey entertained a motion. Rick Lorrison moved to enter into Memorandum of Understanding between the City and Community Enhancement Projects, Inc., regarding the Muncie Memory Spiral Project as presented and discussed. Bobbie Clemens provided the second. Motion passed by voice vote.

10. **Adjournment:** There being no further business Vice President Clemens entertained a motion. Rick Lorrison moved to adjourn meeting, meeting adjourned at 9:42 a.m. Bobbie Clemens provided the second. Motion passed by voice vote.

Board of Public Works and Safety

Roger Overbey, President	**Bobbie Clemens, Vice-President**
Rick Lorrison, Secretary	**Linda Hayes, Recording Secretary**