

## AGENDA

**A MEETING OF THE BOARD OF PUBLIC WORKS & SAFETY OF THE CIVIL CITY OF NEW ALBANY, INDIANA, WILL BE HELD IN THE THIRD FLOOR ASSEMBLY ROOM AT THE CITY/COUNTY BUILDING ON TUESDAY, OCTOBER 11, 2016 AT 10:00 A.M.**

### CALL TO ORDER:

### PLEDGE OF ALLEGIANCE:

### NEW BUSINESS:

1. Allyson Sears re: Banner at Charlestown Road location for the Purdue Trunk or Treat events.
2. Ed Revers with Michell Timperman Ritz Architects re: Change Order No. 1 (Dog Park)
3. Bob Coffey re: Parade for Vietnam Veterans on Veterans Day. 812-399-2123

### COMMUNICATIONS – PUBLIC:

### OLD BUSINESS:

### TABLED ITEMS:

### COMMUNICATIONS - CITY OFFICIALS:

1. Warren Nash re: Set hours for Trick-or-Treating

### APPOINTMENTS:

### BIDS:

### CLAIMS:

### APPROVAL OF MINUTES:

**Regular Meeting Minutes for October 4, 2016**

### ADJOURN:

**A MEETING OF THE BOARD OF PUBLIC WORKS & SAFETY OF THE CIVIL CITY OF NEW ALBANY, INDIANA, WAS HELD IN THE THIRD FLOOR ASSEMBLY ROOM AT THE CITY/COUNTY BUILDING ON TUESDAY, OCTOBER 4, 2016 AT 10:00 A.M.**

**PRESENT:** Warren V. Nash, president, Mickey Thompson, member and Cheryl Cotner-Bailey, member

**OTHERS PRESENT:** Police Chief Bailey, Assistant Police Chief Fudge, Fire Chief Juliot, Fire Marshal Koehler, David Hall, John Rosenbarger, Jessica Campbell, Bryan Slade, Joe Ham, Tonya Fischer, Alicia Meredith, Chris Gardner, Linda Moeller and Vicki Glotzbach

**CALL TO ORDER:**

**Mr. Nash called the meeting to order at 10:00 a.m.**

**PLEDGE OF ALLEGIANCE:**

**NEW BUSINESS:**

**1. Jim Silliman re: Grant Line West Industrial and Business Park plat approval**

**Mr. Silliman** presented the plat and stated that it was approved at the recent plan commission meeting for preliminary and secondary readings and now requires this board's approval.

**Mr. Nash** asked if police and fire have approved it.

**Police Chief Bailey** replied yes.

**Mr. Nash** asked if access is from Durgee Road.

**Mr. Silliman** replied no and stated it is accessed through New Reas Lane at the Security Parkway intersection.

**Mr. Nash** asked what is back there.

**Mr. Silliman** stated Kelly Manufacturing and a couple of other companies.

**Mr. Nash** asked how it connects Reas Lane off of Hausfeldt Lane.

**Mr. Thompson** replied that it doesn't but it will later.

**Mr. Silliman** stated that there are future plans in development to extend from the intersection down to the existing Reas Lane.

**Mr. Nash** asked how far that is.

**Mr. Silliman** stated that he doesn't know right offhand.

**Mr. Nash** asked Mr. Summers if he has reviewed it.

**Mr. Summers** stated that it was before the plan commission and he sits on the plan commission so he has reviewed it.

**Mr. Silliman** stated that he will take it to the sewer board next Thursday for approval from that board.

**Mr. Thompson moved to approve, Mrs. Cotner-Bailey second, motion carries.**

**Mr. Silliman** stated that the status is the same as last week on the Bono Road Project and they are waiting for the paving crews to become available.

**Mr. Nash** asked how long that will be.

**Mr. Silliman** stated that it is looking like a week and a half or so.

**Mr. Nash** asked when the completion date is.

**Mr. Silliman** stated that it is mid-November but it will probably be sooner because paving is coming in sooner than expected.

**Mr. Nash** asked if there have been any bids out on the second phase.

**Mr. Silliman** replied no and stated that won't be bid out until probably late winter or early spring.

**Mr. Nash** asked if E. Cottom Avenue to Graybrook Lane will remain open through the winter.

**Mr. Silliman** replied yes.

**Mr. Nash** asked if there are any other projects for the city that he can report on.

**Mr. Silliman** stated that they are wrapping up the curb ramp assessment that will also be coordinated through the board of works.

**Mr. Nash** asked how that is going.

**Mr. Silliman** stated that they are about 90% complete with assessment on seven or eight streets in the downtown area. He said he will have a summary to Mr. Summers shortly.

## **2. Blaise Loop re: Alley closure between 810 E. Market St. and 820 E. Market St.**

**Mr. Loop** stated that his painting company is doing the painting and restoration work on Nick Stein Law Office at 810 E. Market Street and requested a partial alley closure for Thursday, October 13<sup>th</sup> and Friday, October 14<sup>th</sup>. He said that it will be about 60 feet back in the alley from the E. Market Street end. He explained that the art council has a garage out back but no one uses it so he wouldn't be blocking anyone's entrance or exit. He also explained that he will be on the front of the building on Saturday, October 15<sup>th</sup> and Sunday, October 16<sup>th</sup> but that will not affect the sidewalk in front of his building and then he will be on the other side of the building which will affect someone's yard but he has spoken with them about that. He added that if it rains, he will come back to the board to request the next Thursday and Friday. He then said that he will have a grounds person on the site at all times because it is a 50 ft. lift and will have cones and caution tape set up. He also said that he is insured by Callistus Smith, the building is insured by Mr. Stein and the lift is insured through Home Depot.

**Mrs. Cotner-Bailey** moved to approve, **Mr. Thompson** second, motion carries.

### **COMMUNICATIONS – PUBLIC:**

**Mr. Derek Misch, Dan Christiani**, passed out maps of closures for the board to review. He requested to close Ealy Street from West Street to Griffin Street on October 10-14. He also requested a partial lane closure/parking restriction on the east side of Woodlawn Drive on October 10-12.

**Mr. Thompson** moved to approve the above closure requests, **Mrs. Cotner-Bailey** second, motion carries.

**Mr. Irv Stumler** stated that he wanted to update the board on the issue at Hausfeldt Lane that he brought before the board about two months ago. He explained that there was a lawsuit filed by the health department on September 6<sup>th</sup> and there is going to be a hearing and inspection of the property on October 12<sup>th</sup> so he feels comfortable that some action will finally be taken there.

**Mr. Nash** stated that it is his understanding that there is another suit in federal court on that same

matter.

**Mr. Stumler** stated that is not on this matter but on previous issues. He said that was a suit against the city for employees cleaning up and taking some of his valuable property and has nothing to do with this.

**Mr. Nash** stated that it has everything to do with it.

**Mr. Stumler** then said that the median on E. Main Street has been cleaned up and Corydon Pike has been cleaned up but there are still boarded up house issues that he hasn't seen any progress on. He stated that he would like feedback on the property just at the bottom of Spring Street Hill on Spring Street, the property in the second block off Spring Street Hill on Spring Street, the property on 7<sup>th</sup> Street and a property in the second block from State Street on Cherry Street going towards Cherry Street Hill.

**Mr. Nash** stated that he thinks the property on Cherry Street is a historic building.

**Mr. Stumler** said he knows because he met Mr. Greg Sekula there but that house is in pretty rough condition. He asked if he could get feedback on these properties from this board or if he should be talking to code enforcement people.

**Mr. Nash** stated that if he would get more specific information to him then he would get feedback on the properties for him.

**Mr. Stumler** said that he thinks these properties should be cleaned up as quickly as possible. He added that he would get a list to Mr. Nash.

#### **OLD BUSINESS:**

##### **1. MS-IL Staffing & Packaging re: Temporary sign on city lot at 3217 Grant Line Rd.**

**Mr. Nash** stated that the board made an error on this issue last week because we told him to provide the board with a drawing of what he wanted to do there and that property is actually owned by redevelopment so we have no jurisdiction.

#### **TABLED ITEMS:**

#### **COMMUNICATIONS - CITY OFFICIALS:**

##### **1. Larry Summers re: McDonald Lane Detour**

**Mr. Summers** stated that at the end of this week McDonald Lane is going to switch phases that they are working on so they will be closing McDonald Lane from Hickoryvale just north of Scott Road to just south of Rita Drive while reopening the part that has been under construction.

**Mr. Nash** asked if it will be open from Charlestown Road to Hickoryvale.

**Mr. Summers** replied yes.

**Mr. Nash** asked if it is substantially completed there.

**Mr. Summers** yes, other than the surface because they are going to wait on that until the entire road is done and put it all down at one time.

**Mr. Nash** asked if it has a base coat right now.

**Mr. Summers** replied yes.

**Mr. Nash** asked if all of that has been contracted.

**Mr. Summers** replied yes and stated that it is all under the same contract with Milestone. He

reviewed a map of the closures as well as the recommended detour route with the board.

**Mr. Thompson** said that once the area between Scott Road and Rita Drive is closed you won't be able to get completely through at all.

**Mr. Summers** stated that you can get just short of Hickoryvale from Charlestown Road and to Rita Drive from Grant Line Road. He also stated that the area has been signed for well over a week so everyone knows that the closure will be taking place.

**Mrs. Cotner-Bailey moved to approve the closure of McDonald Lane from Rita Drive to Scott Road and recommended detour route, Mr. Thompson second, motion carries.**

## **2. Larry Summers re: CSXT Preliminary Engineering Agreement**

**Mr. Summers** stated that the city is looking at painting the railroad bridge that goes over E. 8<sup>th</sup> Street at the North Y because it is in pretty bad condition. He explained that this is an agreement with their engineers to have them make sure that we are in compliance with all of their rules and regulations.

**Mr. Nash** asked if the legal department has reviewed this.

**Mr. Summers** replied yes.

**Mrs. Cotner-Bailey** asked Mr. Summers if the board needs to approve it even though it requires his signature.

**Mr. Summers** replied that Mr. Gibson said that it has to be approved by the board and then he can sign it.

**Mr. Nash** asked who is going to paint it.

**Mr. Summers** said that the bid was out sometime back and Howell and Howell Contractors are still waiting to go.

**Mrs. Cotner-Bailey moved to approve, Mr. Thompson second, motion carries.**

**Mr. Thompson** stated that where the French drain was installed at the North Y is working pretty well and is staying dry now.

## **3. Larry Summers re: Arts Council of Southern Indiana Loan Policy**

**Mr. Summers** stated that we have an art sculpture in Bicentennial Park that is on loan from the Southern Indiana Arts Council and requested that the board approve the agreement between the city and the arts council which says that particular sculpture is on loan.

**Mr. Nash** asked if this board has jurisdiction over Bicentennial Park.

**Mr. Summers** replied yes.

**Mrs. Cotner-Bailey** asked if Mr. Gibson has reviewed it.

**Mr. Summers** replied yes.

**Mrs. Cotner-Bailey moved to approve, Mr. Thompson second, motion carries.**

## **4. Larry Summers re: Temporary Striping on Spring Street**

**Mr. Summers** stated that Spring Street was supposed to be temporarily striped last week but it rained Thursday, Friday and Saturday so they will be doing it this week prior to Thursday to have full traffic capacity of Spring Street for Harvest Homecoming. He added that next week they will put in the permanent striping.

**Mr. Nash** asked when they are going to start on the signal.

**Mr. Summers** stated that the subcontractor for the signal wants the permanent striping to be in place so that he knows where to put the loops and the rest of the signal.

**5. Mickey Thompson re: Exemptions of noise ordinance**

**Mr. Thompson** stated that last week the board approved an exemption for a business and upon further review of the new noise ordinance, this board is not authorized to extend that to commercial enterprises or businesses and is for residential only so that exemption needs to be retracted.

**Mr. Nash** explained that last week the board granted a business at E. 5<sup>th</sup> Street and E. Market Street an exemption to the noise ordinance until midnight on three separate occasions and upon further review we found that we do not have the authority to do that because the exemption is for residential use only.

**Mr. Thompson** said that he will inform the business that the exemption has been rescinded.

**6. Mickey Thompson re: Water main replacement project on Lewis Street**

**Mr. Thompson** explained that the replacement project is going on today and they are installing the pipe which will require them to close Walnut Street between Blair Street and Lewis Street for about three hours. He said that he has already notified emergency services and local residents will have access.

**Mr. Thompson moved to approve the closure of Walnut Street between Blair Street and Lewis Street for approximately three hours today, Mrs. Cotner-Bailey second, motion carries.**

**7. Mickey Thompson re: Breakwater water services**

**Mr. Thompson** explained that the Breakwater Project is going to require three more water service connections at 401, 411 and 501 E. Spring Street. He stated that he just received the call before the meeting so he hasn't been to the site but will go out there soon to see what type of cuts they will need.

**Mr. Thompson moved to approve street and/or sidewalk cuts at 401, 411 and 501 E. Spring Street, Mrs. Cotner-Bailey second, motion carries.**

**8. Vicki Glotzbach for Vectren re: Sidewalk cut at 3706 Green Valley Road**

**Mrs. Glotzbach** presented a sidewalk cut request at 3706 Green Valley Road for Vectren for a new service.

**Mr. Thompson moved to approve, Mrs. Cotner-Bailey second, motion carries.**

**9. Warren Nash re: Harvest Homecoming Parade**

**Mr. Nash** asked if there were any comments about the parade.

**Mr. Thompson** stated that he thought it went well.

**Mr. Nash** then said that the booths will be setting up this Wednesday night.

**APPOINTMENTS:**

**BIDS:**

**1. Police Chief Bailey re: Bids for police cars**

**Police Chief Bailey** stated that the common council approved an appropriation last night for funding for police vehicles for the police department. He requested that the board take action to allow him to enter into the competitive bid process for those vehicles.

**Mr. Nash** asked how many vehicles and what kind.

**Police Chief Bailey** stated that \$460,000.00 was appropriated by the council.

**Mr. Thompson** moved to approve the request from the police department to put these out to bid, **Mrs. Cotner-Bailey** second, motion carries.

**CLAIMS:**

**APPROVAL OF MINUTES:**

**Mrs. Cotner-Bailey** moved to approve the Regular Meeting Minutes for September 27, 2016, **Mr. Thompson** second, motion carries.

**ADJOURN:**

There being no further business before the board, the meeting adjourned at 10:40 a.m.

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Warren Nash, President

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Vicki Glotzbach, City Clerk

# AIA® Document G701™ – 2001

## Change Order

<b>PROJECT</b> (Name and address): New Albany Dog Park, Phase I 1933 Budd Road New Albany, Indiana 47150	<b>CHANGE ORDER NUMBER:</b> 001 <b>DATE:</b> 9-1-2016	<b>OWNER:</b> <input type="checkbox"/> <b>ARCHITECT:</b> <input type="checkbox"/> <b>CONTRACTOR:</b> <input type="checkbox"/> <b>FIELD:</b> <input type="checkbox"/> <b>OTHER:</b> <input type="checkbox"/>
<b>TO CONTRACTOR</b> (Name and address): Harter Construction Inc. 608 East Spring Street New Albany, IN 47150	<b>ARCHITECT'S PROJECT NUMBER:</b> 213 - 2468 <b>CONTRACT DATE:</b> 12-30-2014 <b>CONTRACT FOR:</b> General Construction	

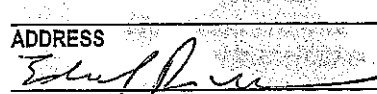
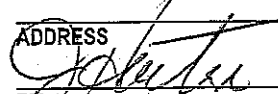
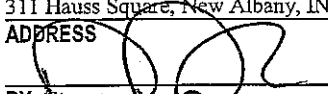
**THE CONTRACT IS CHANGED AS FOLLOWS:**  
(Include, where applicable, any undisputed amount attributable to previously executed Construction Change Directives)  
(see attached summary statement)

The original Contract Sum was	\$ 162,000.00
The net change by previously authorized Change Orders	\$ 0.00
The Contract Sum prior to this Change Order was	\$ 162,000.00
The Contract Sum will be increased by this Change Order in the amount of	\$ 16,726.00
The new Contract Sum including this Change Order will be	\$ 178,726.00

The Contract Time will be increased by five hundred twenty three (523) days.  
The date of Substantial Completion as of the date of this Change Order therefore is 9-30-2016

**NOTE:** This Change Order does not include changes in the Contract Sum, Contract Time or Guaranteed Maximum Price which have been authorized by Construction Change Directive until the cost and time have been agreed upon by both the Owner and Contractor, in which case a Change Order is executed to supersede the Construction Change Directive.

**NOT VALID UNTIL SIGNED BY THE ARCHITECT, CONTRACTOR AND OWNER.**

Michell Timperman Ritz Architects LLC	Harter Construction Inc.	City of New Albany Office of Redevelopment
<b>ARCHITECT</b> (Firm name)	<b>CONTRACTOR</b> (Firm name)	<b>OWNER</b> (Firm name)
319 Bank St. New Albany, IN 47150	608 East Spring St. New Albany, IN 47150	Rm. 325 City / County Building 311 Hauss Square, New Albany, IN 47150
<b>ADDRESS</b>	<b>ADDRESS</b>	<b>ADDRESS</b>
		
<b>BY</b> (Signature)	<b>BY</b> (Signature)	<b>BY</b> (Signature)
Edward Revers	John Harter	David Duggins
(Typed name)	(Typed name)	(Typed name)
9-7-2016	9-7-16	
<b>DATE</b>	<b>DATE</b>	<b>DATE</b>



# AIA<sup>®</sup> Document G701<sup>™</sup> – 2001

## Change Order

<b>PROJECT</b> (Name and address): New Albany Dog Park, Phase II 1933 Budd Road New Albany, Indiana 47150	<b>CHANGE ORDER NUMBER:</b> 001 <b>DATE:</b> 9-1-2016	<b>OWNER:</b> <input type="checkbox"/> <b>ARCHITECT:</b> <input type="checkbox"/> <b>CONTRACTOR:</b> <input type="checkbox"/> <b>FIELD:</b> <input type="checkbox"/> <b>OTHER:</b> <input type="checkbox"/>
<b>TO CONTRACTOR</b> (Name and address): Dan Cristiani Excavating Co. Inc. 1221 Old Highway 31 E. Clarksville, IN 47129	<b>ARCHITECT'S PROJECT NUMBER:</b> 1115-2590 <b>CONTRACT DATE:</b> 12-29-2015 <b>CONTRACT FOR:</b> General Construction	

### THE CONTRACT IS CHANGED AS FOLLOWS:

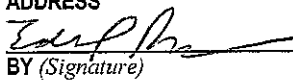

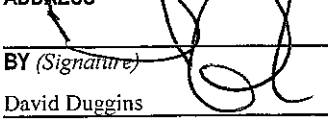
(Include, where applicable, any undisputed amount attributable to previously executed Construction Change Directives)  
(see attached summary statement)

The original Contract Sum was	\$	148,155.00
The net change by previously authorized Change Orders	\$	0.00
The Contract Sum prior to this Change Order was	\$	148,155.00
The Contract Sum will be decreased by this Change Order in the amount of	\$	12,097.00
The new Contract Sum including this Change Order will be	\$	136,058.00

The Contract Time will be increased by one hundred fifty nine (159) days.  
The date of Substantial Completion as of the date of this Change Order therefore is 9-30-2016

**NOTE:** This Change Order does not include changes in the Contract Sum, Contract Time or Guaranteed Maximum Price which have been authorized by Construction Change Directive until the cost and time have been agreed upon by both the Owner and Contractor, in which case a Change Order is executed to supersede the Construction Change Directive.

### NOT VALID UNTIL SIGNED BY THE ARCHITECT, CONTRACTOR AND OWNER.

Michell Timperman Ritz Architects LLC	Dan Cristiani Excavating Co. Inc.	City of New Albany Office of Redevelopment
<b>ARCHITECT</b> (Firm name)	<b>CONTRACTOR</b> (Firm name)	<b>OWNER</b> (Firm name)
319 Bank St. New Albany, IN 47150	1221 Old Highway 31 E. Clarksville, IN 47129	Rm. 325 City / County Building 311 Hauss Square, New Albany, IN 47150
<b>ADDRESS</b>	<b>ADDRESS</b>	<b>ADDRESS</b>
		
<b>BY</b> (Signature)	<b>BY</b> (Signature)	<b>BY</b> (Signature)
Edward Revers	Chris Jackson	David Duggins
(Typed name)	(Typed name)	(Typed name)
9-7-2016	9/7/16	
<b>DATE</b>	<b>DATE</b>	<b>DATE</b>

## ALLOWANCE SUMMARY STATEMENT

July 21, 2016

### NEW ALBANY DOG PARK AT CANNON ACRES PARK

#### PHASE 1

MTR/A #213-2460

Contractor: Harter Construction Inc.

#### PHASE 2

MTR/A #1115-2590

Contractor: Dan Cristiani Excavating Co. Inc.

OWNER:

CITY OF NEW ALBANY NEW ALBANY, INDIANA

#### Phase 1 Contract

Contingency:	\$10,000.00
Previously approved items:	
New electric service and security access upgrade	\$ 5,645.00
Bore under asphalt parking lot for water service	- \$ 1,100.00
Remaining amount:	\$ 3,255.00

Proposed Phase 1 Contingency Charges:	
One bench / swing substitution	\$ 290.00
Bore under asphalt for Duke Energy installation	\$ 600.00
Modified footing design at Gazebos	+ \$ 1,000.00
Sub-total:	\$ 1,890.00

Remaining amount in Phase 1 contingency (if approved): \$ 1,365.00

Proposed Change Order No. 1 items:	
Agility fence enclosure	\$ 5,400.00
Pond fence enclosure	\$ 8,791.00
Additional bench to swing upgrade (funded by others *)	\$ 290.00 *
Agility gate security access system	+ \$ 3,900.00
Sub-total:	\$ 18,091.00

Change Order No. 1, less remaining Phase 1 contingency amount: \$ 16,726.00

#### Phase 2 Contract

Contingency:	\$ 15,000.00
Previously approved items	none

Proposed Phase 2 Contingency Charges:	
Adjust pond bank slope for easier access (funded by others *)	\$ 750.00 *
Adjust weir wall drainage/walking path slope (funded by others *)	\$ 500.00 *
Gravel path between the two dog park enclosures	- \$ 2,902.50
Remaining amount in Phase 2 contingency (if approved):	\$ 12,097.50

Total funds needed – Phase 2 funds available = Total remaining funds needed  
\$16,726.00 – 12,097.50 = \$4,628.50

Michell Timperman Ritz Architects  
End of Allowance Summary