

City of Tipton Board of Public Works and Safety meeting held on October 14, 2019, at Tipton City Hall, Council Chambers, Tipton.

Members: Mayor Havens, BOW Member Dollens and Clerk-Treasurer Clark. Councilman Curnutt was not present.

Others: Vicky Boyd with Tipton Tribune, Bob Edinger, Mike Terry, Lori Summers, Sharon Teuscher, Shelly Powell, Sherry Landseadel, Judy Coker, Steve Niblick, Joe VanBibber and Wyatt Johnson.

Mayor Havens opened the October 14, 2019, Board of Public Works and Safety meeting.

Minutes: BOW Member Dollens made a motion to approve the September 23, 2019, BOW minutes without amendment, seconded by Mayor Havens, with all in favor.

Amend Agenda: BOW Member Dollens made a motion to amend agenda to change the order of business, seconded by Mayor Havens, with all in favor. Mayor Havens made a motion to move Old Business to the last item, seconded by BOW Member Dollens, with all in favor.

New Business:

519 W. Jefferson Street – Race Summers property – Mowing fees – Lori Summers: Ms. Lori Summers reported she lives on 11th Street in Noblesville but used to live in the City and her son owns this property but she is moving back in June of 2020 to this property. Summers reported she has an issue with the number of times the property was mowed in 2018. The ordinance states it must be eight inches and there were several times where it was mowed less than seven days apart. She also reported she spoke to some mowing contractors and they stated that was to soon to be mowed with an eight- inch height. Summers reported she is willing to pay but she doesn't fill she should have to pay additional \$3,000 for one mowing season. There was a lengthy discussion addressing when the property was mowed and if it was at eight inches. Then there was a brief discussion on reducing the amount owed. BOW Member Dollens made a motion to reduce it by a third in the amount of \$940.75, seconded by Mayor Havens, with all in favor.

Street Closure on October 31st – Library – Shelly Powell: Ms. Shelly Powell requested street closure of Madison Street from the alley to Independence Street (in front of Library) from 4 p.m. to 8:30 p.m. on October 31, 2019. It was reported this is a terrific idea and a wonderful celebration. BOW Member Dollens made a motion for the Street Closure on Madison Street from the alley to Independence Street on October 31, 2019 for the event from 5-8 p.m. with the closure being from 4-8:30 p.m., seconded by Mayor Havens, with all in favor.

Cemetery: Public Works Manager Terry reported Foreman Tomlinson is out on sick leave and should be back next week. It has been slow in September.

Park: Public Works Manager Terry reported in September the Hospital had a volunteer group restripe the walk path, paint the speed bumps and spread mulch. He also reported the last summer concert had about 75 people attend. It was asked when the restrooms would be winterized. Terry reported Water Supt. Heard makes that call usually it's the first part of November. BOW Member Dollens asked Terry to characterize the concert season. Public Works Manager Terry reported it went very well. The best band we had the worse weather. There were no issues with people or problems. Dollens reported with the Community Band and Brass Works they are not well attended but we have very nice attendance.

Planning Department – Enforcement Division: Bldg. Commissioner Niblick went through his permit reports with the BOW. Enforcement Division – Judy Coker reported Mr. Powell is here for an appearance. She gave a brief history of the property and gave the current status. They discussed the personal property (trailer) that was left at this address. Mr. Powell reported this property has been removed. Coker reported Mr. Powell came in Friday and made an application for a permit, but the permit hasn't been issued yet. Mayor Havens reported you haven't collected payment. Coker reported we don't collect payment until we issue the permit. Mayor Havens reported the permit will be considered in the course of this week. Mr. VanBibber reported the permit process is underway and he made a few comments regarding the property. He also reported the neighbors deserve a better condition from this home. It was reported they anticipate being back in a year. Coker reported she understands the frustration. There was discussion on inspecting the property or having monthly reports. Mayor Havens suggested the Planning Commission Attorney with the City Attorney to prepare an order with the BOW to consider the address and be given a one-year period with no extension. He would need to attend in one year with opposing a fine with that order. We would prohibit extension and a fine would be assessed for everyday not complete. Mr. Powell advised he will be living here, and he has someone mowing the yard. It was reported you have 12-month from the issuance of the permit. Coker asked should there be a provision of the property being inspected. Mayor Havens reported that is administrative item or put it in the order. Coker reported she don't want it to set for 11 months and then they start working on it. It was reported if Mr. Powell waits to long then it could be \$150 per day fine for example.

Sharon Teuscher made some comments regarding her neighbor's property at 232 N. West Street. There was a brief discussion of the property. Mayor Havens reported the final authority in all cases is the court and if due process is reasonable then they would throw out the case. Sometimes we take two steps forward and one step backwards on the process. He also reported we are trying to satisfy the rights of all. The property owners have invested \$3,000 slab and anybody can see progress. Ms. Teuscher complained about the trash to the side. There was a brief discussion of the progress that is being made at that property.

Old Business:

CR 300 South Bid – Wyatt Johnson recommendation: City Engineer Johnson reported the State approved the three applications for the Community Crossing Grant and 300 South was

one of the applications. City Engineer Johnson gave a brief description of the work that would be done on CR 300 South. He also reported this is a unit price contract and all materials are unit price basis. City Engineer Johnson recommended the bid dated September 23, 2019 in the amount of \$137,101.50 from Baumgartner and to accept it per bid and subject to conditions. BOW Member Dollens made a motion to accept the bid dated 9-23-19 submitted by Baumgartner as presented and subject to the conditions, seconded by Mayor Havens. Johnson reported the timeline was next summer but thought it would be late October if we award the contract now. It was reported the notice to proceed would be coming shortly. The motion was approved with all in favor.

Street: Public Works Manager Terry reported we were notified the Community Crossing Grant three application we will receive funding for in the amount of \$806,334.11 which is the State portion of 75 percent. The City's portion would be 25% with total project cost of \$1,070,000.00. He also reported CR 300 South we applied for in the grant. Public Works Manager Terry asked Boyd to report in the paper that the City can't pick up trash because the neighbor called it in. It needs to be the resident calling in the trash pick up in the alley. He also reported we will pick up trash for the Planning Dept. or actual homeowner if they make the call. Boyd asked what the other two places were for the grant applications. Terry reported it was various streets. Mayor Havens reported except for CR 300 South the rest of the work will be done in 2020. Public Works Manager Terry reported they are working on the leaf vac and will be starting leaf pickup in the next two weeks.

Mayor's Report: Nothing to report.

Ms. Vicky Boyd with Tipton Tribune asked what the water situation is on the trailer park on Park Road. It was reported the work should start on Wednesday. The owner has a signed contract with the contractor that states they will start Wednesday. It was also reported they are still under a boil water order.

BOW Member Dollens reported the total project cost for the grant is \$1,075,112.15 with the City portion being \$268,778.04. Mayor Havens reported the City has this amount set aside.

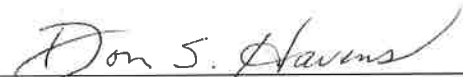
Mr. VanBibber reported the policy on grass clippings when absent of an alley they should put them on the sidewalk. Public Works Manager Terry reported no grass should be in the Street. VanBibber reported yard waste ordinance needs to address that. The rainwater washes to the storm sewer. It would help if the yard waste was bagged. Terry reported don't put in the street but behind the sidewalk would work.

Adjournment: With no further business, BOW Member Dollens called for adjournment, seconded by Mayor Havens, with all in favor.

Submitted by Tamera Clark, Clerk-Treasurer.



Tamera Clark, Clerk-Treasurer



President, Board of Public Works and Safety