

REGULAR SESSION, BOARD OF PUBLIC WORKS AND SAFETY, MAY 27, 2014

The Board of Public Works and Safety of Plymouth, Indiana, met in Regular Session on May 27, 2014, at 6:00 p.m. in the Council Chambers of the City Building, 124 N. Michigan St., Plymouth, IN.

Mayor Senter presided for Board Members Culp, Ecker and Smith. City Engineer Gaul, City Attorney Surrisi and Clerk-Treasurer Hutchings were also present. Board Member Grobe was absent.

Board Members Ecker and Culp moved and seconded to approve the minutes of the last regular session of the Board of Public Works and Safety on May 12, 2014, as presented since they have been reviewed and found to be correct. The motion carried.

Mayor Senter said that the Yellow River Festival organizers have asked permission to park on the north side of Garro Street at River Street where the city tore houses down last year.

Utility Superintendent Davidson reported that the engineering is about complete on the storm sewer project at Beerenbrook and Jefferson Street; he asked permission to advertise for bids upon completion of the design.

Board Members Smith and Culp moved and seconded to approve the request. The motion carried.

Police Chief Bacon reported that he received word today that the 1977 Pension Board accepted the department's new applicant; he is tentatively scheduled to start work Monday, June 16th.

City Attorney Surrisi presented Resolution No. 2014-608, Resolution of the Board of Public Works and Safety Accepting for the Plymouth Water Department Dedication of Pine Water Treatment Plant Improvements and Accepting for the Plymouth Wastewater Department Pioneer Drive Lift Station Improvements.

Board Members Smith and Ecker moved and seconded to adopt Resolution No. 2014-608, Resolution of the Board of Public Works and Safety Accepting for the Plymouth Water Department Dedication of Pine Water Treatment Plant Improvements and Accepting for the Plymouth Wastewater Department Pioneer Drive Lift Station Improvements. It passed by roll call vote.

AYES: Senter, Culp, Ecker, Grobe and Smith
NAYS: None

Clerk-Treasurer Hutchings presented the following request:

5/21/14 - Earthwork, Inc. is asking to have 5th Street between Jefferson and Madison closed from 2:30 - 4:00 on Saturday, June 7, 2014. We are hosting an event, Big Hat Tea, across the Street to the east of the Earthworks Market. S/ Georgette Rader, Board Member, 15890 12th Road, Plymouth, IN, 574-936-7976

It was noted that Earthworks would have a cow at the event.

City Engineer Gaul asked that they make sure they clean up after the cow for storm water runoff issues.

Members Culp and Smith moved and seconded to approve the request; the motion carried.

Clerk-Treasurer Hutchings addressed the board members. She said that in September of 2013, a quote to replace the roof at the Plymouth Police Department was awarded to Hammer Enterprises, 7551 N. Michigan Street, Plymouth, in the amount of \$20,140.00. She said that when the chief of police received the bill it was for \$23,917.81, which was \$3,777.81 above the quote that was awarded. She said that Eric Early from Hammer Enterprises is here this evening and would like to talk to the board about the bill.

Mr. Early said that they estimated the roof originally at 78 square total; they did not figure in the waste factor, which turned out to be about 15% in the valleys, waste on the eaves when they were run to the edge of the walls; additional materials for the ridge cap which calculates into squares, which totaled 89.66 squares. He said that not including everything was a miscalculation on his part. Early said that when he submitted the bill, he submitted the total, the format of which is incorrect; he offered a new bill which shows just the additional materials that they put on. He asked that the board approve the overages, stating that he didn't know that the additional cost needed to be approved ahead of time. He provided a bill itemizing the overage for the twelve extra square. Early pointed out that this bill also shows a miscalculation, so the extra amount due decreased by approximately \$800.00; the additional amount is now \$3,010.67.

Board Member Grobe asked Mr. Early to explain the waste factor.

Early explained that the waste factor is that additional amount of shingle that is "burned up"; it is not seen on the roof, in order to cover the valley. He said that when you get to the end of the row, you cut off a certain amount and that material is useless.

Board Member Ecker noted that the quote was awarded in September, but the work was just completed; he asked why the work was not completed in the fall.

Early said that he was buried.

Ecker asked if he communicated that to the city at the time to let them know he was running behind.

Early said that he had communications with the police chief. He said that based on past winters, he assumed that there would be a couple of weeks that would be decent enough to move forward and get the work knocked out, but that was not the case.

Ecker asked Mr. Early if he brought it up to anyone when he realized that there was an issue with the estimated cost of materials. He asked Mr. Early if he would have run into a similar situation when working on a residential property, would he have handed the bill to the property owner at the end of the project, even if it was higher than the original bid; or would he have communicated to the homeowner during the process. Ecker said that there has to be a process along the line, because the city budgeted a certain amount of dollars for the project.

Early said that typically with a residential customer he would have communicated to the homeowner that there were additional costs. He said that in this case, by the time he was made aware of the additional cost, the work had already been completed.

Mayor Senter asked if Hammer Enterprises did the work themselves or if they subcontracted the work.

Early said that they contracted it with Eric Sims to get it done.

Senter asked when the contract was made.

Early said he couldn't say exactly, but it was before the snow melted.

Ecker asked if Sims looked at the job and gave Early a quote based on their own estimate.

Early said that Sims contracted based on the material list that he provided.

Chief Bacon said that Eric Sims, who did the roofing, did an outstanding job. He communicated well during the process; but did not mention any overages. Bacon said that the quality of work that was done is outstanding.

Clerk-Treasurer Hutchings explained that the project was quoted in the amount of \$20,140.00 in September of 2013. Because the work was not completed in 2013, that dollar amount was encumbered from 2013 to 2014; that is the amount that is supposed to be paid on the project. She said that because there were no change orders and no conversation regarding an increased cost, payment of the additional cost would result in an automatic write-up in the audit.

Senter asked Hutchings which invoice is the official invoice, the new one or the one that was received on the 8th.

Hutchings said that she didn't know; she had a claim prepared in the amount of \$20,140.00.

Councilman Delp asked if this was the only bid received.

Hutchings said that Millwood Roofing and Construction from Milford, Indiana, provided a bid in the amount of \$26,897.00.

Board Members Ecker and Grobe moved and seconded to deny the request for the additional funds based on the quote from September. It passed by roll call vote.

AYES: Senter, Culp, Ecker, Grobe and Smith

NAYS: None

Members Smith and Culp moved and seconded to allow the salaried payroll for May 1-15, 2014 and the claims for May 27, 2014, as entered in Claim Register #2014. The motion carried.

There being no further business to discuss, Board Members Grobe and Culp moved and seconded to adjourn the meeting. Motion carried. The meeting was declared adjourned at 6:20 p.m.

S/Toni Hutchings, IAMC, CMC, CPFA
Clerk-Treasurer

APPROVED:

S/Mark Senter, Mayor