

## **BOARD OF WORKS AND PUBLIC SAFETY**

**AUGUST 11, 2010**

**4:00 P.M.**

**10 SOUTH STATE STREET**

**COUNCIL CHAMBERS, ROOM 127**

<b>PRESENT:</b> Joe Duffy	Fire Chief Roberts
Ron Nichter	Judy Smoll
Brad DeReamer	Greg Niece
Gregg Morelock	Police Major Derek Towle
Larry J. Breese	Joanie Fitzwater
Mike Fruth	David Scheiter
Jeffrey Leffel	Larry Bruner
Thomas Williams	Mike Unger

### **APPROVAL OF MINUTES:**

A motion by Nichter to approve the July 28, 2010 Meeting Minutes as presented, seconded by DeReamer. Motion carried *viva voce*.

### **ENGINEERING DEPARTMENT:**

Mike Fruth requested approval of an Indiana Department of Transportation – Local Public Agency Project Coordination Contract of EDS # A249-11-320064 Des. No. 0500914 between City of Greenfield and Indiana Department of Transportation (INDOT). This for Federal Grant for the US 40 and Franklin Road Intersection Improvement and Franklin Road Improvements, South to Davis Road. Nichter moved to approve as submitted, seconded by DeReamer. Motion carried *viva voce*.

### **FIRE TERRITORY DEPARTMENT:**

Chief Roberts requested the board to rescind the promotion to the rank of Corporal, and approve the time driven promotion to the rank of Senior Firefighter to: Scott Hoagland, Scott Elliott, Aaron Paul, Monty Ball, and Brandon Harris, effective July 24, 2010. Nichter moved to approve as presented and requested by Chief Roberts, seconded by DeReamer. Motion carried *viva voce*.

Chief Roberts requested the board to approve time driven promotions to the rank of Corporal to; Anthony Evans and Christopher Myer, effective August 21, 2010. Nichter moved to approve as presented, seconded by DeReamer. Motion carried *viva voce*.

Chief Roberts requested the board to set a date for the termination hearing for Casey Kellams. Nichter moved to set the date for August 25, 2010 at 5:00 p.m. at McClarnon Government Center, 10 South State Street, Council Chambers, Room 127, seconded by DeReamer. Motion carried *viva voce*.

### **UTILITY BILLING DEPARTMENT:**

Judy Smoll requested that board write-off the presented utility write-offs in a total amount of \$67,856.44. Some of the requested write-offs date back to eight years and the collection agency has exhausted all possibilities in trying to collect the unpaid amounts. Nichter asked that Ms. Smoll look at what other cities are doing in regards to write-offs. Nichter moved to approve the write-offs as presented, seconded by Duffy. Motion carried *viva voce*.

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### **CLERK-TREASURER'S OFFICE:**

Clerk-Treasurer, Breese presented the Claims / Vouchers for approval. Nichter moved to approve the Claims as presented, seconded by DeReamer. Motion carried *viva voce*.

Clerk-Treasurer, Breese presented an Application for Family or Medical Leave (FMLA) for employee Marcia Moore beginning August 19, and returning to work on August 23, 2010. DeReamer moved to approve this request as presented, seconded by Duffy. Motion carried *viva voce*.

### **STREET / CEMETERY DEPARTMENT:**

Greg Niece requested the board approve that Tim Boyk be moved up to full truck driver pay at the Street Department, starting August 7, 2010. Mr. Boyk hire date was April 3, 2010 and full pay would be \$16.91 per hour. Mr. Boyk has completed his 90 day probation period and has also obtained his C.D.L. Certification. Nichter moved to approve this request as presented for Tim Boyk, seconded by DeReamer. Motion carried *viva voce*.

Greg Niece presented an Exclusive Agreement with Walker Foundations to perform foundation work at the Park Cemetery as outlined in the agreement. This would be for a two (2) year commitment between City of Greenfield and Walker Foundations. Nichter moved to approve pending review by City Attorney, Morelock, seconded by DeReamer. Motion carried *viva voce*.

### **POLICE DEPARTMENT:**

Major Towle requested that Officer Corey Decker be granted unpaid military leave, beginning July 24 through August 15, 2010. Nichter moved to approve as presented, seconded by DeReamer. Motion carried *viva voce*.

Major Towle requested that the Greenfield Critical Incitement Team be allowed to travel to Mississippi for training beginning August 31 through September 3, 2010 for four (4) officers. The only expense for the four will be reimbursement for mileage. Nichter moved to approve as presented, seconded by DeReamer. Motion carried *viva voce*.

Major Towle requested the hiring of a Crossing Guard for this new school year. The recommended individual is Phillip Holmes. DeReamer moved to approve the hiring of Phillip Holmes as a Crossing Guard as recommended, seconded by Duffy. Motion carried *viva voce*.

Major Towle requested that department be allowed to sale ten (10) of their used Police Vehicles to the City of New Castle Police Department in the amount of \$5,000.00 each. This is an agreed upon price between the two agencies and a appraised value of the vehicles from a local dealer. Nichter moved to approve the sale of the vehicles as mentioned, seconded by DeReamer. Motion carried *viva voce*.

### **PLANNING DEPARTMENT:**

Joanie Fitzwater gave an update on un-safe buildings at 20 and 21 West Main Street. Mr. Jay Hine is continuing to work on these properties as owner of the buildings and is attempting to meet the timeline originally agreed upon to obtain the necessary permits to continue the restoration of these two properties. The illegal tenants have been removed from 21 West Main due to improper plumbing. Ms. Fitzwater stated that work continues to be done and she is hopeful that the buildings can be completed and made safe and at sometime be occupied.

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Joanie Fitzwater presented four (4) requests to approve encroachment agreements for the following;

Joshua Holden	1676 Sweetwater Ln.
Robert Steuer	187 Rambling Rd.
Roy Crumbly	575 Adam Ct.
Charles ready	1252 Jasmine Dr.

These applications have been reviewed by staff and have determined that the encroachments will not adversely affect the use of the easements. Therefore, Ms. Fitzwater recommends that the board approve the encroachment agreements as presented. Nichter moved to approve the encroachment agreements as presented, seconded by DeReamer. Motion carried *viva voce*.

### SEWER & WATER DEPARTMENT:

David Scheiter requested permission to hire Paul Moore to fill the position of Plant Utility, 11:00 p.m. to 7:00 a.m. shift, with an hourly rate of \$15.26 with no on-call pay, effective August 14, 2010 pending passage of pre-employment drug screening. Nichter moved to approve the hiring of Paul Moore pending passage of the drug screen, effective August 14, 2010 as presented, seconded by DeReamer. Motion carried *viva voce*.

### LAW DEPARTMENT:

Gregg Morelock gave board an update in regards to a piece of equipment for water filtering system from a Dolphin Financial and that the equipment has never worked properly and the city has repeatedly tried to send back and stop the agreement or contract. Mr. Morelock has tried to reach an agreement with this company as they claim the balance due is \$1,400.00 and have agreed to settle this account with a one time payment of \$600.00. DeReamer moved to approve the settlement with Dolphin Financial in the amount of \$600.00 to close out the account, seconded by Duffy. Motion carried *viva voce*.

Gregg Morelock gave a report on the Frost property regarding an settlement proposal to acquiring easement property through eminent domain which is being handled trough the courts and they have asked about excluding any drainage issues in the agreement. This has been sent to the Frost's attorney for review and should have the signed agreement with this language added by tomorrow morning. A final claim will be submitted for board's approval for your next meeting.

### MISCELLANEOUS BUSINESS:

Mr. Larry Bruner has requested to speak before the Board of Works and Public Safety, regarding a renewal of his Kennel License. Mr. Bruner is being represented by Thomas Williams on this matter. Attorney, Morelock swore in both Mr. Bruner and Mr. Williams for their testimony before the Board of Works and Public Safety members. Mr. Williams presented several documents that were filed with the Clerk-Treasurer's Office supporting that Mr. Bruner has taken care of his dogs and have never been a problem in the neighborhood, along with reports issued by Animal Management Department and run reports from the Greenfield Police Department. Jeffrey Leffel, Director of Animal Management and Mike Unger, an officer with the department both spoke in regards to visiting the home of Mr. Bruner at 311 West 4<sup>th</sup> Street and upon their visit and review it was their recommendation that a Kennel License be denied. After further discussion, Nichter moved to deny the request for a Kennel license for Mr. Larry Bruner as requested, seconded by DeReamer. Motion carried *viva voce*.

DeReamer moved to terminate the contract with Republics for trash removal for the City of Greenfield for the past seven (7) months of wrong billing practice and not willing to honor their quote for this service to the city departments and also in the motion is to approve a new agreement with Caldwell Gravel Services (CGS) for trash removal for the City of Greenfield Departments as the next low quote for this service, seconded by Nichter. Motion carried *viva voce*.

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**ADJOURNMENT:**

There being no further business to be brought before the Greenfield Board of Works and Public Safety, Nichter moved to adjourn the meeting at 4:55 p.m., seconded by DeReamer. Motion carried *viva voce*.

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Larry J. Breese, IAMC, MMC  
Clerk-Treasurer

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Joe Duffy, Chairman  
Presiding Officer