

**MINUTES**  
**BOARD OF PUBLIC WORKS AND SAFETY**  
**MAY 9, 2013**

The regularly scheduled meeting of the Board of Public Works & Safety convened at 9:00 a.m., in Council Chambers of Hammond City Hall. A roll call was taken: Mr. Lendi – present; Mr. Dostatni – present; Mr. Smith – present.

Motion by Mr. Dostatni to approve the minutes of the meetings of April 4, 2013, April 11, 2013 and April 18, 2013; seconded by Mr. Smith. AYES ALL. Motion carried.

Contract with Walsh & Kelly, Inc. for the River Drive Reconstruction and Additional Lighting project submitted for approval. Mr. Dostatni stated the cost of the project is \$748,410.78. Motion by Mr. Dostatni; seconded by Mr. Smith. AYES ALL. Motion carried. (Ins. No. 13-420)

Construction Inspection Agreement the River Drive Reconstruction and Additional Lighting project with United Consulting submitted for approval. Mr. Dostatni stated the cost of the project is \$69,200. Motion by Mr. Dostatni; seconded by Mr. Lendi. AYES ALL. Motion carried. (Ins. No. 13-421)

Proposals received for Trail Construction from Calumet Avenue to Sheffield Avenue. Mr. Dostatni stated these proposals are based on qualifications. Proposals received from the following:

The Troyer Group	550 Union Street, Mishawaka, Indiana 46544
Nies Engineering, Inc.	2421 – 173 <sup>rd</sup> Street, Hammond, Indiana 46323
DLZ Engineers	7011 Indianapolis Boulevard, Hammond, Indiana 46324
Clark Dietz, Inc.	8900 Keystone Crossing, Indianapolis, Indiana 46240
First Group Engineering	5925 Lakeside Boulevard, Indianapolis, Indiana 46278
Baxter Woodman	8678 Ridgefield Road, Crystal Lake, Illinois 60012

Motion by Mr. Dostatni to refer the proposals to the Engineering Department for scoring; seconded by Mr. Smith. AYES ALL. Motion carried. (Res. No. 3090)

Change Order No. 2 for the Columbia Avenue project received from First Group Engineering, Inc. Mr. Dostatni advised there is a change in the start date of the project with no price change. Motion by Mr. Dostatni; seconded by Mr. Lendi. AYES ALL. Motion carried. (Ins. No. 13-422)

Correspondence received from 1st District Councilman Mark Kalwinski requesting \$96,000 be allocated for sidewalk repair, alley drainage and professional engineering services. Motion by Mr. Dostatni; seconded by Mr. Smith. AYES ALL. Motion carried. (Ins. No. 13-423)

Memo received from Assistant City Engineer Mark Gordish requesting fund allocation from

the 1st and 2nd District Councilmen for a street overlay on Gostlin Street from Calumet Avenue to Hohman Avenue. Mr. Dostatni stated the total amount of funding requested is \$120,000. Motion by Mr. Dostatni to approve subject to documentation from Council approving the allocation; seconded by Mr. Smith. AYES ALL. Motion carried. (Ins. No. 13-424)

Correspondence received from Chief of Police Brian Miller requesting approval of the retirement of Sergeant Paul Dancer, effective September 16, 2013 and the Hammond Police Department escorting the Joseph Betustak, Jr. Memorial Foundation, Inc. Annual Benefit Motorcycle Run on Saturday, May 18, 2013. Motion by Mr. Smith; seconded by Mr. Dostatni. AYES ALL. Motion carried. (Ins. No. 13-425)

Hearing on the denial of a business license to Cristo Auto Sales. Business owner, Mr. Victor Franco, appears. Mr. Lendi said he was denied because of a criminal background check. Mr. Franco said he does not understand English well. Mr. Lendi said a translator would be provided for Mr. Franco next week. Motion by Mr. Dostatni to reset this matter to May 16, 2013; seconded by Mr. Smith. AYES ALL. Motion carried. (Ins. No. 13-426)

Hearing on property located at 4834 Ash Avenue. Attorney Gary Matthews appeared for the property owner and stated a pipe burst at this property and requested additional time to allow repair of the pipe. Motion by Mr. Dostatni to continue this matter to July 11, 2013; seconded by Mr. Smith. AYES ALL. Motion carried. (Ins. No. 13-427)

Hearing on property located at 4754 Elm Avenue. Mr. Matthews submitted an Agreed Order regarding this property which the City Attorney has approved and signed. Motion by Mr. Dostatni; seconded by Mr. Smith. AYES ALL. Motion carried. (Ins. No. 13-428)

Hearing on property located at 1020 Myrtle Avenue. Mr. Nick Farrell, Inspector, Inspections Department, appeared and advised that Attorney Driscoll has provided paper work to him and asked this matter be dismissed. Motion by Mr. Smith; seconded by Mr. Dostatni. AYES ALL. Motion carried. (Ins. No. 13-429)

Hearing on property located at 4618 Pine Avenue. Mr. Dostatni advised correspondence was received from Attorney Justin Murphy and submitted a Restriction on Use of Property. Mr. Dostatni advised it has not been reviewed by the City Attorney. Motion by Mr. Dostatni to defer this to allow the document to be reviewed; seconded by Mr. Smith. AYES ALL. Motion carried. (Ins. No. 13-430)

Correspondence received from Attorney David Saks requesting the hearing on property located at 4815 Pine Avenue be continued. Motion by Mr. Dostatni to continue this matter to June 27, 2013; seconded by Mr. Smith. AYES ALL. Motion carried. (Ins. No. 13-431)

Hearing on property located at 833 State Street. Property owner fails to appear. Mr. Matt Saliga, Inspector, Inspections Department, requested the Board affirm the Findings and Order requiring the removal of the illegally installed basement apartment. Motion by Mr. Dostatni;

seconded by Mr. Smith. AYES ALL. Motion carried. (Ins. No. 13-432)

Hearing on property located at 7423 Madison Avenue. Mr. Kearney, Commissioner, Inspections Department, appears and requested this matter be continued. Motion by Mr. Dostatni to continue this matter to September 19, 2013; seconded by Mr. Smith. AYES ALL. Motion carried. (Ins. No. 13-433)

Rental registration hearing on property located at 1828 Indianapolis Boulevard. Property owner, Mr. Juan Huizar, appears. Mr. Huizar stated his cousin was in charge of the four (4) unit property and said he never received notice of having to pay the fee. Motion by Mr. Dostatni to deny the appeal and assess rental registration at \$80 per unit with late fee; seconded by Mr. Smith. AYES ALL. Motion carried. (Ins. No. 13-434)

Notice of Violation hearing on property located at 922 Summer Street. Property owner, Mr. Austreberto Lauriano, appears with Mr. Alfonso Salinas. Mr. Saliga requested the Board affirm the Findings and Order to remove the basement apartment and that the property owner is cooperating. Motion by Mr. Dostatni to affirm the Findings and Order; seconded by Mr. Smith. AYES ALL. Motion carried. (Ins. No. 13-435)

Notice of Violation hearing on property located at 5640 Alice Avenue. Property owner, Ms. Diane Heard, appears. Mr. Saliga requested the Board affirm the Findings and Order to remove the basement apartment. Motion by Mr. Dostatni to affirm the Findings and Order; seconded by Mr. Smith. AYES ALL. Motion carried. (Ins. No. 13-436)

Status of property located at 520 Highland Street. Property owner fails to appear. Mr. Kearney requested the Board affirm the Findings and Order. Motion by Mr. Dostatni to affirm the Findings and Order; seconded by Mr. Smith. AYES ALL. Motion carried. (Ins. No. 13-437)

Status of property located at 829 Field Street. Property owner fails to appear. Mr. Kearney requested the Board affirm the Findings and Order to remove the bedrooms in the basement. Motion by Mr. Dostatni to affirm the Findings and Order; seconded by Mr. Smith. AYES ALL. Motion carried. (Ins. No. 13-438)

Hearing on property located at 4736 Cedar Avenue. Property owner fails to appear. Mr. Saliga requested the Board affirm the Findings and Order requiring the removal of the basement and second floor apartments. Motion by Mr. Dostatni to affirm the Findings and Order; seconded by Mr. Smith. AYES ALL. Motion carried. (Ins. No. 13-439)

Amended Findings and Order regarding property located at 6546 Alabama Avenue. Mr. Dostatni advised this order is being amended to correct the address on the original. Motion by Mr. Dostatni; seconded by Mr. Smith. AYES ALL. Motion carried. (Ins. No. 13-440)

Agreement to Rehabilitate Property Located at 6739 Ontario Avenue. Motion by Mr. Dostatni; seconded by Mr. Smith. AYES ALL. Motion carried. (Ins. No. 13-441)

Correspondence received requesting rental registration hearings on property located at 6943 Arizona Avenue, 4849 Hickory Avenue, 6356 Maryland Avenue and 7711 Rhode Island Court. Motion by Mr. Dostatni to set these matters for June 13, 2013; seconded by Mr. Smith. AYES ALL. Motion carried. (Ins. No. 13-442)

Rental registration hearing on property located at 4415 Hohman Avenue. Mr. Kearney requested this matter be dismissed as the property is vacant. Motion by Mr. Dostatni to dismiss this action; seconded by Mr. Smith. AYES ALL. Motion carried. (Ins. No. 13-443)

Rental registration hearing on property located at 6724 Maryland Avenue. Property owner, Mr. Arnold E. Handlon, appeared. Mr. James Callahan, Chief of Inspections, appears. Mr. Callahan requested appeal be granted as Mr. Handlon is a new owner. Motion by Mr. Dostatni to grant the appeal and assess rental registration at \$80 and waive the late fee; seconded by Mr. Smith. AYES ALL. Motion carried. (Ins. No. 13-444)

Rental registration hearing on property located at 629 Gostlin Street. Property owner, Mr. Ramon Reyes, appeared. Mr. Reyes stated that he bought the two (2) unit property seven (7) years ago and mail is sent to him to his Chicago address. Motion by Mr. Dostatni to deny the appeal and assess rental registration at \$80 per unit with late fees; seconded by Mr. Smith. AYES ALL. Motion carried. (Ins. No. 13-445)

Correspondence received from St. John Bosco School requesting street closure and picnic tables for their field day, Tuesday, June 4, 2013, from 8:00 a.m. to 2:30 p.m. and street closure for their 8th Annual Race for Education, May 22, 2013, with a rain date of May 23, 2013. Motion by Mr. Dostatni; seconded by Mr. Smith. AYES ALL. Motion carried. (Ins. No. 13-446)

Correspondence received from Ms. Gordonna Nikolich requesting a "Tenants Only Parking" sign be placed in front of 4331 Towle Avenue. Motion by Mr. Dostatni to deny the request as the City cannot place "Resident Only" parking signs for multi-unit buildings; seconded by Mr. Smith. AYES ALL. Motion carried. (Ins. No. 13-447)

Garage Sale Permits submitted for approval. Motion by Mr. Dostatni; seconded by Mr. Smith. AYES ALL. Motion carried. (Ins. No. 13-448)

Under Meeting Opened to the Public, Mr. Reyes appeared before the Board and stated that he has lived in the United States for fifty (50) years and cannot speak English well. Mr. Reyes then asked when he can pay. Mr. Kearney stated to Mr. Reyes that his appeal was denied and he will receive paperwork after the meeting. Mr. Reyes said no problem.

Mr. Edward Clark, grandson of property owner Ms. Gladys Brown, 833 State Street. Mr. Clark stated that his grandmother wants to know if the late fee can be waived and has a contract to buy. Mr. Kearney stated the lease to own is unrecorded. Mr. Lendi advised the late fee will stand until the land contract is recorded. Motion by Mr. Dostatni to set this matter for final hearing on

June 20, 2013; seconded by Mr. Smith. AYES ALL. Motion carried.

Ms. Monica Sorano, 1414 Truman Street, requested permission to close the alley behind her house during a party on May 11, 2013 from 2:00 p.m. to 6:00 p.m. Motion by Mr. Smith; seconded by Mr. Dostatni. AYES ALL. Motion carried.

There being no further business to come before the Board, motion by Mr. Dostatni to adjourn; seconded by Mr. Smith. The regularly scheduled meeting adjourned at 9:38 a.m.

APPROVED: May 30, 2013

By: \_\_\_\_\_  
Robert Lendi, President

ATTEST:

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Lynn Laviolette, Secretary