

MINUTES
BOARD OF PUBLIC WORKS AND SAFETY
JANUARY 30, 2014

The regularly scheduled meeting of the Board of Public Works and Safety convened at 9:00 a.m. on Thursday, January 30, 2014, in the 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 defer the minutes of the meetings of January 16, 2014 and January 23, 2014; seconded by Mr. Smith. AYES ALL. Motion carried.

Resolution of the Board of Public Works and Safety of the City of Hammond, Indiana, Authorizing the Acceptance of Disposal of Surplus Police Property Under Indiana Law submitted for approval. Motion by Mr. Smith to approve; seconded by Mr. Dostatni. AYES ALL. Motion carried. (Ins. No. 14-051) (Res. No. 4004)

License Agreement for the property located at 2300 Indianapolis Boulevard, Hammond, Indiana, between B&R Oil and City of Hammond submitted for approval. Motion by Mr. Dostatni to approve; seconded by Mr. Smith. AYES ALL. Motion carried. (Ins. No. 14-052)

Contract with The Lamar Companies for advertising. Motion by Mr. Smith to approve; seconded by Mr. Dostatni. AYES ALL. Motion carried. (Ins. No. 14-053)

Correspondence received from Chief of Police Brian Miller promoting Sergeant Adam Clark, relinquishing his Detective Specialty Pay and requesting approval for pay adjustment be made effective as of January 15, 2014. Motion by Mr. Smith to approve; seconded by Mr. Dostatni. AYES ALL. Motion carried. (Ins. No. 14-054)

Correspondence received from Chief of Police Brian Miller requesting review and approval of the Department General Order 14-01 which provides both policy and procedure for the use of the hand held X-2 TASER by members of the Hammond Police Department and Department General Order 14-02 which is an amendment to General Order #99-1 regarding Law Enforcement Canines submitted for approval. Motion by Mr. Smith to approve; seconded by Mr. Dostatni. AYES ALL. Motion carried. (Ins. No. 14-055)

Correspondence received from Gary Gleason, Director of Public Works agreeing to place “Residential Parking Only” signs on the 500 and 600 blocks of 165th for a 90 day trial. Motion by Mr. Smith to approve; seconded by Mr. Dostatni. AYES ALL. Motion carried. (Ins. No. 14-056)

Correspondence received from Anthony Higgs, 3rd District Councilman, requesting 838 Carroll St. be placed on the demolition list. Motion by Mr. Smith to approve; seconded by Mr. Dostatni. AYES ALL. Motion carried. (Ins. No. 14-057)

Amusement Devices submitted for approval. Motion by Mr. Dostatni to approve, seconded

by Mr. Smith. AYES ALL. Motion carried. (Ins. No. 14-058)

Attorney Kevin Smith appears for the following City of Hammond demolition status hearings. Mr. Smith advised all parties have been properly notified.

Status on property located at 6633 Alexander Avenue. Attorney Krusynski appeared for the bank. Attorney Robert Sorge appeared b correspondence for property owner, Mr. McMahon which indicated which indicated Mr. McMahon is now deceased and Mrs. McMahon wishes to donate the property to Habitat for Humanity. Mr. Smith requested this matter be continued to April 17, 2014. Motion by Mr. Smith; seconded by Mr. Dostatni. AYES ALL. Motion carried.

Status on property located at 5640 Beall Avenue. Property owners fail to appear. Mr. Smith requested the Board affirm the Order to Demolish and proceed to bid for demolition. Mr. Smith then requested no demolition permits be issued until after April 1, 2014 to allow the Agreement to rehabilitate to expire as no work is being done on the property. Motion by Mr. Smith; seconded by Mr. Dostatni. AYES ALL. Motion carried. (Ins. No. 14-059)

Status of property located at 1531 Brown Avenue. Mr. Smith requested this matter be continued to April 17, 2014. Motion by Mr. Smith; seconded by Mr. Dostatni. AYES ALL. Motion carried.

Mr. Smith requested property located at 6735 Carolina Avenue, 1903 Clay Street, 1909 Clay Street, 7514 Columbia Avenue, 410 Conkey Street, 443 Conkey Street, 1846 Davis Avenue, 247 Doty Street, 6327 Forest Avenue, 551 Gostlin Street, 1956 Hamman Street, 6320 Harrison Avenue, 4504 – 10 Hohman Avenue, 4742 Hohman Avenue, 6257 Hohman Avenue, 6039 Jackson Avenue, 222 Marble Street, 7513 Marshall Avenue, 6431 Nebraska Avenue, 5730 Northcote Avenue, 4149 Sheffield Avenue, 1233 Sherman Street, 4149 Sheffield Avenue, 1233 Sherman Street, 1439 Sherman Street and 636 Willow Court be continued to April 17, 2014. Motion by Mr. Smith to continue these matters to April 17, 2014; seconded by Mr. Dostatni. AYES ALL. Motion carried.

Status of property located at 6317 Monroe Avenue. Property owner fails to appear. Mr. Smith advised a permit has been pulled for this property and requested this matter be continued. Motion by Mr. Smith to continue this matter to April 17, 2014; seconded by Mr. Dostatni. AYES ALL. Motion carried.

Status of property located at 4931 Oak Avenue. Mr. Smith advised an inspection has been paid for the two (2) houses on this property and requested this matter be continued to April 17, 2014. Motion by Mr. Smith to continue this matter to April 17, 2014; seconded by Mr. Dostatni. AYES ALL. Motion carried.

Status hearing on property located at 6804 Parrish Avenue. Mr. Smith advised correspondence from Attorney Jamie Driscoll stated the new tax sale owner has received the deed, dated December 5, 2013 and an inspection has been completed. Mr. Smith requested this matter be continued. Motion by Mr. Smith to continue this matter to April 17, 2014; seconded by Mr.

Dostatni. AYES ALL. Motion carried.

Status hearing on property located at 1403 Sherman Street. Mr. Smith advised the property owner is currently in a nursing home. Mr. Smith then said the owner's brother has paid for an inspection and requested this matter be continued. Motion by Mr. Smith to continue this matter to April 17, 2014; seconded by Mr. Dostatni. AYES ALL. Motion carried.

Status hearing on property located at 1150 Summer Street. Property owner fails to appear. Mr. Smith advised action on this property commenced in December of 2011 and requested the property be reset for hearing on April 17, 2014. Motion by Mr. Smith to continue this matter to April 17, 2014; seconded by Mr. Dostatni. AYES ALL. Motion carried.

Status hearing on property located at 1143 Summer Street. Property owners appeared and stated that they are trying to work with Hammers for Hearts to make repairs. Mr. Smith informed the property owners that inspections and permits are needed for repair work and requested the Board continue this matter. Motion by Mr. Smith to continue this matter to April 17, 2014; seconded by Mr. Dostatni. AYES ALL. Motion carried.

Status hearing on property located at 4006 Towle Avenue. Interested parties fail to appear. Mr. Smith said an heir of the property owner has paid for an inspection which was done on January 20, 2014 and requested additional time to have the owner sign an Agreement to Rehabilitate. Motion by Mr. Smith to continue this matter to April 17, 2014; seconded by Mr. Dostatni. AYES ALL. Motion carried.

Status hearing on property located at 5606 Walter Avenue. Property owner fails to appear. Mr. Smith advised an Agreement to Rehabilitate was drafted for the property owner but there has been no progress. Mr. Smith then requested the Board enter an Order to Demolish and bid but hold demolition permit until August 1, 2014 to allow time of Agreement to expire. Motion by Mr. Smith to enter an Order to Demolish, bid for demolition but hold demolition permit until August 1, 2014; seconded by Mr. Dostatni. AYES ALL. Motion carried. (Ins. No. 14-060)

Status on property located at 7238 Wicker Avenue. Mr. Smith requested this matter be continued to April 17, 2014. Motion by Mr. Smith to continue this matter to April 17, 2014; seconded by Mr. Dostatni. AYES ALL. Motion carried.

Status hearing on property located at 938 Wilcox Street. Property owner, Mr. Leonard Davidson, appeared by Attorney Robert Sorge. Mr. Smith advised an inspection has been paid for and requested this matter be continued. Motion by Mr. Smith to continue this matter to April 17, 2014; seconded by Mr. Dostatni. AYES ALL. Motion carried.

Status hearing on property located at 1107 Wilcox Street. Property owner, Ms. Pricilla Marquez, appeared and stated she has paid for an inspection. Mr. Smith advised there is an Agreement to Rehabilitate in file and requested the Board affirm the Order to Demolish but do not issued demolition permit until after August 1, 2014 to allow Agreement to expire. Motion by Mr. Smith; seconded by Mr. Dostatni. AYES ALL. Motion carried. (Ins. No. 14-061)

Acknowledgement of Recorded Covenant of Use Restriction for the property located at 4834 Ash Ave., Hammond, Indiana. Motion by Mr. Smith to approve; seconded by Mr. Dostatni. AYES ALL. Motion carried. (Ins. No. 14-062)

Hearing on property located at 1010 Hoffman Street. Inspector Matt requests a one week continuance because he has found additional discovery within the last few days. Mr. Vosti objects to a continuance and wants to proceed with hearing. Mr. Vosti submits a Motion for More Definitive Statement for the record and states Trial Rule 12(e) requesting a more definitive statement. Attorney Kantar objects to the Motion because it is filed untimely. Motion by Mr. Smith to continue to February 6; seconded by Mr. Dostatni. Mr. Vosti has a problem with Code Enforcement and states they come up with charges that are not specific, then keeps adding to them. How can he defend this? He's having surgery and wants to continue until April. Mr. Smith makes a motion to rescind his 1st motion and continue to April 10; Mr. Dostatni seconded. Mr. Vosti requests it be scheduled to the end of April. Mr. Lendi asks Matt how much additional discovery. Mr. Saliga stated that he has approximately a total of fifty (50) pages. Motion by Mr. Smith to rescind his previous motions; seconded by Mr. Dostatni. Motion by Mr. Smith to schedule hearing for May 1, 2014; seconded by Mr. Dostatni. Motion by Mr. Dostatni to take Motion for More Definitive Statement under advisement; seconded by Mr. Smith. AYES ALL. Motion carried. (Ins. No. 14-063)

Request for late rental registration hearing on property located at 7230 Ohio Street. Motion by Mr. Smith to set this matter for February 13, 2014; seconded by Mr. Dostatni. AYES ALL. Motion carried. (Ins. No. 14-064)

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 9:29 a.m.

APPROVED: March 10, 2014

BY: _____
Robert Lendi, President

ATTEST:

Lynn Laviolette, Secretary

