

BOARD OF PUBLIC WORKS: MINUTES

March 9, 2022

Location: Room PAR, City/County Building

Please refer to Indianapolis Channel 16 Government Access Television to view this meeting in its entirety.

Chairman Parker called the meeting to order a 1:02 p.m.

Board Members in attendance: Dan Parker Robert Parrin Sibeko Jywanza Dan Haake
Nicole Martinez LeGrand Susie Cordi

Board Members absent Priscilla Keith

Sibeko Jywanza arrived at 1:04 p.m.

Legal Representation: Misty Mercer

Staff in attendance: David Borden Robert Frye Shannon Killion Nathan Sheet Ericka Miller
Joseph Lee

ITEM 1 - ADOPT THE AGENDA

Chairman Parker asked for a motion to adopt the March 9, 2022 Agenda.

A motion was made by Mr. Parrin, and seconded by Ms. Nicole Martinez LeGrand, and the Agenda was adopted with a vote of 5-0.

ITEM 2 - APPROVAL OF MINUTES

a. Approve the minutes of the February 23, 2022 meeting and February 23, 2022 Pre-meeting

Chairman Parker asked for Boards consent to take both Minutes together. Board gave consent.

A motion was made by Ms. Cordi, and seconded by Mr. Haake, and the Minutes for the February 23, 2022 Regular meeting and February 23, 2022 Pre-meeting were approved and accepted with a vote of 5-0.

Chairman Parker asked for consent of the Board to read Item 4a next. Mr. Frye was not present at that time to read Item 3 Resolution No. 9, 2022. Board gave consent.

ITEM 3 – RESOLUTION

a. Resolution No. 9, 2022: Authorization for the Acquisition of Real Estate Interests from the Department of Metropolitan Development for the Monon Trail Project

Staff recommended that the Board of Public Works adopt Resolution Number 9, 2022 approving and authorizing the Department of Public Works to acquire and accept from the City's Department of Metropolitan Development ("DMD") certain real estate interests in order to widen and improve the Monon Trail, DPW Project Number ST-25-099. The Monon Trail is a popular and heavily used public paved multi-use recreational trail from 10th Street to 96th Street in Indianapolis (and beyond into Hamilton County) and needs to be widened and improved to continue to accommodate its growing use and enjoyment by inhabitants of the City. DPW has prepared plans and specifications for the widening and improvement of the Monon Trail, DPW Project Number ST-25-099 (the "Project"), which is set to begin soon. DMD, as the City's redevelopment agency, is the owner of two parcels of property abutting the Monon Trail, located at 123 East 25th Street and 1150 East 28th Street. DPW requires a portion of each of those parcels in order to construct the Project. DMD has agreed to donate the land to DPW. Indiana Code § 36-1-11-8 authorizes local governmental entities to transfer or exchange interests in real property between them upon terms and conditions agreed upon by the entities as evidenced by adoption of substantially similar resolutions by each entity. At its meeting on March 2, 2022, DMD's governing body, the Metropolitan Development Commission, adopted a resolution approving the transfer of this land to DPW at no cost to DPW. Accordingly, DPW staff is requesting that the Board of Public Works adopt Resolution Number 9, 2022 to likewise approve the transaction and authorize the Director of DPW to carry out the transaction. Upon a motion by Ms. Cordi, seconded by Mr. Haake, the Board voted 6-0 to approve and adopt Resolution No. 9, 2022.

ITEM 4 – BID AWARD

a. BM-41-015: Justification for Bid Award: Franklin Road over Miller Ditch
\$979,341.93 Rieth-Riley Construction Co., Inc.

Staff recommended the Board of Public Works approve and authorize the Director to award BM-41-015 Franklin Road over Miller Ditch, to Rieth-Riley Construction Co., Inc. in the total not-to-exceed amount of \$979,341.93 on the basis that they are the lowest responsive and responsible bidder. Project BM-41-015 Franklin Road over Miller Ditch consists of superstructure replacement, construct portions of new substructure, replacement of adjacent pavement and other miscellaneous items. Substantial Completion is scheduled for August 15, 2022 with Final Completion scheduled for December 15, 2022 (revised per Addendum 1). The Engineer's Estimate for construction on this project was \$695,203.95. Upon a motion by Mr. Haake, seconded by Ms. Nicole Martinez LeGrand, the Board voted 6-0 to approve the Agreement.

ITEM 5 – CHANGE ORDER

a. ST-25-507:C/O No. 3: Indianapolis Cultural Trail 2.0
\$111,250.35 Beaty Construction, Inc.

Staff recommended the Board of Public Works approve and authorize the Director to execute Change Order No. 3 to ST-25-507; Indianapolis Cultural Trail, 2.0 with Beaty Construction, Inc. in the increased amount of \$111,250.35, for a new total not-to-exceed contract amount of \$16,974,534.69, and no days added to the Substantial and Final Completion dates. Ms. Nicole Martinez LeGrand asked if Beaty Construction Inc. did any historical analysis. Mr. Borden responded that the department does and looks to see where the trolley tracks are located. Mr. Jywanza asked if there was something the department can do to be sure others are not missed. Mr. Borden responded that there are meetings with design managers, staff and vendors annually. Mr. Jywanza asked what would happen if the change order was not approved. Mr. Borden responded that the trail would not be able to be constructed as designed. Ms. Nicole Martinez LeGrand asked if there was an opportunity to go back and reevaluate. Mr. Borden responded they could. Upon a motion by Mr. Jywanza, seconded by Mr. Parrin, the board voted 6-0 to approve Change Order No 3. for Project No. ST-25-507.

Chairman Parker asked consent of the Board to read Item 3, Resolution No.9 2022 next. Board gave consent

ITEM 6 - PROFESSIONAL SERVICES AGREEMENT

a. ENG-22-002: On-Call Land Acquisition Services
\$500,000.00 WSP USA, Inc.

Staff recommended the Board of Public Works approve and authorize the Director to execute the Professional Services Agreement with WSP USA, Inc. for ENG-22- 002, On- Call Land Acquisition Services, in the amount not-to-exceed of \$500,000.00 The Agreement will expire on December 31, 2024. The purpose of this Agreement is to provide On Call right of way services (ie. design survey services, right of way engineering, land plats and legal descriptions, land appraising, buying services. etc.) to provide the land necessary to construct our capital improvement projects. The not to exceed fee includes sub consulting with the following XBE firms: DLZ Indiana, LLC (MBE),SJCA, Inc. (MBE) Dodd Title Corp (WBE), Comprehensive Land Procurement, LLC (WBE), CMK Real Estate Services, LLC (WBE), Repp Real Estate Services, LLC (WBE), and Veteran Right- of- Way, Inc. (VBE). Upon a motion by Mr. Haake, seconded by Mr. Jywanza, the board voted 6-0 to approve the Agreement.

ITEM 7 – PROFESSIONAL SERVICES AMENDMENTS

a. ENG-18-011: On-Call Design Traffic Engineering Services, Amendment No. 4
\$175,000.00 DLZ Indiana, LLC

Staff recommended the Board of Public Works approve and authorize the Director to execute Amendment No. 4 to the Professional Service Agreement dated March 28, 2018 with DLZ Indiana, LLC, for ENG-18-011, On-Call Design Traffic Engineering Services, with an increased Agreement amount of \$175,000.00 with a new total not to exceed of \$675,000.00 and an extension to the Agreement expiration date to December 31, 2023. Upon a motion by Ms. Cordi, seconded by Mr. Jywanza, the board voted 6-0 to approve Amendment No. 4 for Project No. ENG-18-011.

b. SD-30-068: Biltmore Gardens Neighborhood Drainage Improvements, Amendment No. 1
\$0.00 Beam, Longest, and Neff

Staff recommended the Board of Public Works approve and authorize the Director to execute Amendment 1 to SD-30-068, Biltmore Gardens Neighborhood Drainage Improvements a Professional Services Agreement with Beam, Longest, and Neff, LLC. with no change to total Agreement amount, no change to scope of services, and no change to Agreement expiration date. Amendment 1 provides for an updated subconsultant list and their rates. Upon a motion by Mr. Parrin, seconded by Ms. Nicole Martinez LeGrand, the board voted 6-0 to approve Amendment No.1 for Project No. SD-30-068.

d. ENG-19-014: On-Call Transportation Engineering Services, Amendment No. 3
\$0.00 Resolution Group, Inc.

Staff recommended the Board of Public Works approve and authorize the Director to execute Amendment No. 3 to the Professional Services Agreement dated August 28, 2019, with Resolution Group, Inc. for ENG-19-014, On-Call Transportation Engineering Services to add new contract rates with no change to the scope of services and no change to the Agreement expiration date. Upon a motion by Mr. Parrin, seconded by Mr. Haake, the board voted 6-0 to approve Amendment No.3 for Project No. ENG-19-014.

e. SR-27-002: Post Road from Washington Street to I-70, Amendment No. 1
\$10,500.00 United Consulting Engineers, Inc.

Staff recommended the Board of Public Works approve and authorize the Director to execute Amendment No. 1 to the Professional Services Agreement dated January 31, 2020, with United Consulting Engineers, Inc., in the increased amount of \$10,500.00 for a new total not-to- exceed Agreement amount of \$494,475.00 and no change to the original Agreement expiration date. Upon a motion by Ms. Cordi, seconded by Ms. Nicole Martinez LeGrand, the board voted 6-0 to approve Amendment No.1 for Project No. SR-27-002.

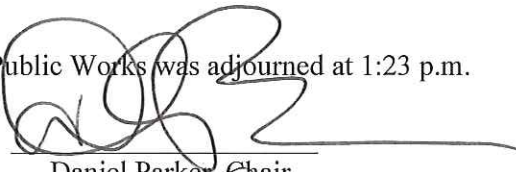
ITEM 8- OTHER BUSINESS

None

ITEM 9- MOTION TO ADJOURN

Chairman Parker asked for a motion to adjourn. Upon a motion by Mr. Haake, seconded by Mr. Jywanza, the board voted 6-0 to adjourn.

There being no further business, the meeting of the Board of Public Works was adjourned at 1:23 p.m.



Daniel Parker, Chair



Alice Droeger, Board Secretary