

Board of Works and Safety

March 31, 2025

4:30 P.M.

Minutes

Call to Order: Mayor Sam Craig

The Board of Public Works and Safety met on March 31, 2025, at Bedford City Hall, 1102 16th Street for Special Meeting. Mayor Craig presided and called the meeting to order at 4:30 P.M.

Members Present:

- Mayor Samuel Craig
- Judy Carlisle
- Charlene Hall

New Business:

1. Request Approval and Acceptance of INDOT Change Order No.2- John Williams Blvd. Roundabout Project-Addition of Energy Absorbing Terminals, CZ Units-\$20,104.21 Jason Buck (Lochmueller Group), David Flinn

- Jason Buck stated that the first change order that was approved for an additional barrier wall was needed for our clear space requirements for the construction zone and the elevation change per INDOT.
- Based on the drawings, you can either have a tapered barrier wall or if there is not enough room, use a CZ terminal that looks like a guardrail. These will be used for both phases of the roundabout.
- You have a quote from C-Tech Corporation (a subcontractor) and Milestone has a markup for some of the services they provide.
- With all change orders, Lochmueller will go through and look at INDOT bid histories, and looking at the one from five years ago, they look like they compare favorably.
- The change is a safety improvement for the barrier walls
- Mayor Craig asks at this point in the project why the change order? Why wasn't it figured in.
- Jason Buck stated that he didn't know, and they are still trying to figure that out. Lochmueller did not design it, so he didn't know what the process was. He thinks originally there was talk about closing the whole intersection down and that's why they didn't include it, but thought they decided against that early on that they were not going to do that. He has no answers for why it was missed.
- Mayor Craig asked about the time extension summary.

- Jason Buck stated that he spoke with INDOT, and there is a little extra time. There is a little extra work with the barrier wall. It was suppose to be traffic drones that line the construction zone. INDOT said not to put the time in the change order now. Just put a statement in it that it is warranted time if needed will be asked for later. The statement is included in the change order. Looking at their schedule, they are looking at July or early August completion.
 - Charlene Hall asked if the board could approve the change order without the statement of the need for extra time at a later date? They could come back later and ask for additional time.
 - Jason Buck stated that he has done it both ways, listing it in the change order and coming back. They requested a day, but he didn't grant it to them.
 - The first draft of change order listed one day, but the revised change order does not have the time extension, INDOT stated to take it out for now.
 - The barriers are rented for the project, not purchased.
- ❖ Charlene Hall made the motion to approve the revised change order 2 in the amount of \$20,104.21.
 - ❖ Judy Carlisle seconded the motion.
 - ❖ *All votes were in favor, No one opposed, Approved.*

2. Request Approval and Acceptance of INDOT Change Order 3-John Williams Blvd. Roundabout Project-Temporary Arrow Board, and Temporary Pavement Markings-\$33,166.97-Jason Buck, David Flinn

- Jason Buck stated that the maintenance and traffic plan calls for temporary line markings and line removal. These items were not included in the original contract pay items. What we are doing is throwing them in the contract. It is there it was just not accounted for.
- The arrow board, looking at the NUCTD, is technically optional, but given the significant shift from one side to the other and decreasing lanes. It is a very smart thing to do, in terms of safety. The speed limit does not decrease, there is not clear lighting. There are a number of factors that it would be a good idea to have the arrow boards. It is an extra \$6,000 but in the interest of safety it is something that is recommended.
- The change order has all the breakdowns, and it is all subcontractor work. Indiana Sign and Barricade and then Milestone is allowed to add a 7% markup on that cost.
- This is all in the safety and maintenance plan.
- Mayor Craig asks again, why wasn't this done prior to this date?
- Jason Buck stated that he talked to GAI, and we can't really figure out why it was left off. It might have been because they thought it was going to be a complete closure in the beginning.
- Time extension is not warranted, they requested it but we are not going to grant it. It was in the plan, they should have planned for it, they just didn't have the payout included. It is part of operation.

- Attorney Greg Pittman asks if this was part of the bid?
 - Jason Buck stated that the pavement markings and the line removal were included in the plan. Sometimes pay items do get left off.
 - This was not figured in on either of the bids that were received. It was included in the original scope of work. All bidders left it out.
 - The project planning started 5 years ago, and GAI never changed anything as far as the road not being closed.
 - What is on the change order is not necessarily going to be used.
- ❖ Judy Carlisle made the motion to approve change order 3 in the amount of \$33,166.97.
 - ❖ Charlene Hall seconded the motion.
 - ❖ *All votes were in favor, No one opposed, Approved.*

3. Request Approval and Acceptance of Facility Use Agreement Between NLCS and City of Bedford-For Use of Fire Tower-Chief Luke Pinnick

- Mayor Craig stated that Chief Pinnick has reviewed the agreement, and the attorney has revised it as far as any liability concerns for the City of Bedford.
 - Chief Pinnick stated that that was the biggest concern with letting them use our facility. A lot of volunteer departments use the facility and there is paperwork for that. With the career center using it, a lot of their students are minors. The paperwork needed to be changed by counsel.
 - They want to use it periodically through the week and sometimes join us in our training.
- ❖ Charlene Hall made the motion to approve the agreement with NLCS.
 - ❖ Judy Carlisle seconded the motion.
 - ❖ *All votes were in favor, No one opposed, Approved.*

FACILITY USE AGREEMENT

This Facility Use Agreement ("Agreement") is entered into as of March 31, 2025, by and between North Lawrence Community Schools (hereinafter referred to "NLCS") and the City of Bedford, Indiana (hereinafter referred to as "City") (collectively referred to as the "Parties"), for use of the Fire Tower located at Murray Forest Park, 90 Stone City Drive, Bedford, Indiana 47421 (hereinafter referred to as the "Designated Area") owned and operated by the City and depicted in "Exhibit A" attached hereto.

WITNESSETH:

TERMS AND CONDITIONS

License. City grants NLCS a license to use the Designated Area for classes conducted by the NLCS Career Center for the remainder of the 2024-2025 school year (the "License").

Term and Revocation. NLCS may use the Designated Area only for the remainder of the 2024-2025 school year. NLCS will vacate the Designated Area on the last day of the 2024-2025 school year. Notwithstanding the foregoing, upon reasonable prior written notice, City may revoke the License at any time in City's sole and absolute discretion. If the License is revoked, NLCS will vacate the Designated Area.

No Fee. City agrees not to charge any fee for the License in recognition of the community services performed by the NLCS Career Center.

Conduct. NLCS will not disrupt, adversely affect or interfere with the City's use of the Designated Area and will strictly follow all applicable state, local and federal laws and requirements. NLCS shall complete, or require to be completed, the Agreement Concerning Live Fire and Tower Training Facility Release of Liability, Participant Emergency Medical Information, Live Fire Consent Form, Lead Live Fire Instructor Information Form, and Training Prerequisite Statement attached hereto as "Exhibits B through F". NLCS shall follow all local requirements of the City of Bedford Fire Department for live burn training.

Condition of Property. City makes no warranty or representation about the Designated Area. City is under no obligation to prepare or repair the Designated Area. NLCS will keep the Designated Area in the same condition it was at the time NLCS first entered the Designated Area. NLCS will promptly repair or pay for all damage to the Designated Area caused by any NLCS employee, student or volunteer.

Insurance. NLCS shall maintain comprehensive liability insurance in not less than \$1,000,000 per occurrence/\$2,000,000 aggregate and shall name City as an additional insured on said policies.

Indemnification. NLCS agrees to defend, hold harmless, and indemnify City from any legal liability, including reasonable attorney's fees, in respect to bodily injury, death, and property damage to the extent arising from the negligence of the NLCS during its use of the Designated Area; provided that the City shall (i) give prompt and reasonable written notice of any such legal

liability or allegations thereof and (ii) reasonably cooperate with NLCS in its defense of any such claims.

No Assignment. NLCS may not assign, transfer or sublicense this Agreement.

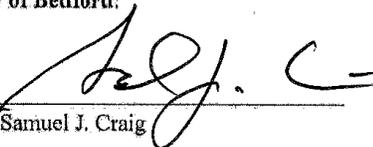
Legal Notice. Notice shall be deemed duly given three (3) business days after having been mailed by certified or registered mail, return receipt requested, or upon receipt if delivered by hand or recognized overnight delivery service, to the receiving party's address listed on this Agreement's first page or such other address as may be specified in any notice mailed or delivered as provided above.

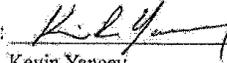
Governing Law. This Agreement shall be governed by and constructed under the laws of the State of Indiana.

By signing below, the Parties hereto agree to the above terms and conditions.

City of Bedford:

North Lawrence Community Schools:

By: 
Samuel J. Craig

By: 
Kevin Yancey

Title: Mayor

Title: Superintendent

Date: 3-31-25

Date: 3/31/25

North Lawrence Community Schools Contact/Phone/E-Mail:

City of Bedford, Indiana Contact/Phone/E-Mail:

North Lawrence Community Schools – Legal Notice Address:
460 W Street, Bedford, IN 47421

City of Bedford – Legal Notice Address:
1102 16th Street, Bedford, IN 47421

4. Discussion- None

5. Adjourn

- ❖ Judy Carlisle made the motion to adjourn,
- ❖ Charlene Hall seconded the motion,
- ❖ *All votes were in favor, No one Opposed, Passed, Meeting Adjourned*

Board of Works & Safety 2025

• *Samuel J. Craig, Mayor* _____

• *Judy Carlisle* _____

• *Charlene Hall* _____

Attest: Billie Turney _____