

**Carmel/Clay Board of Parks and Recreation
Tuesday, July 25, 2017, 6:00 p.m.
Monon Community Center East
1235 Central Park Drive East
Multipurpose Room C
Carmel, Indiana 46032**

The Carmel/Clay Board of Parks and Recreation will govern in a proactive manner as it applies to providing safe and well maintained parks, recreation facilities and programs in a fiduciary and responsible manner. The Board is a policy governing board, fulfilling its duties as mandated by state statute, putting the welfare of the citizens of Carmel and Clay Township first, and enabling staff to manage the park and recreation system in a manner that reflects the vision and mission. Our promise to our citizens is that we will leave the parks and recreation system better than we found it.

Tentative Agenda

- I. Roll Call**
- II. Call to Order & Pledge of Allegiance**
- III. Public Comments**
- IV. Consideration of Bids for the Central Park West Commons Phase II Project – Michael Klitzing**
- V. Consideration of Resolution G-2017-002 regarding the Delay of the Bid Opening for the Central Park Drive West Enhancement Project – Michael Klitzing**
- VI. Adjournment**

**Carmel/Clay Board of Parks and Recreation
Board Meeting Agenda Item**

<small>PRESENTER</small> Michael Klitzing, Chief Operating Officer	<small>ACTION REQUESTED</small> To be determined
<small>ITEM/SUBJECT</small> Consideration of Bids for the Central Park West Commons Phase II Project	
<small>DOLLAR AMOUNT/FUND</small>	<small>MEETING DATE</small> July 25, 2017

SUMMARY:

The Department issued a bid package for the Central Park West Commons Phase II Project. With bids received and opened on Wednesday, July 19, 2017, it was not feasible for The Schneider Corporation, the project architect, to complete review of the proposal documents prior to assembly of the Board packet.

Bids were received from the following two contractors:

- F. A. Wilhelm Construction Co., Inc.: \$319,000
- Myers Construction Management, Inc.: \$263,000

RECOMMENDED MOTIONS:

TBD

**Carmel/Clay Board of Parks and Recreation
Board Meeting Agenda Item**

<small>PRESENTER</small> Michael Klitzing, Chief Operating Officer	<small>ACTION REQUESTED</small> Recommended Motions
<small>ITEM/SUBJECT</small> Consideration of Resolution G-2017-002 regarding the Delay of the Bid Opening for the Central Park Drive West Enhancement Project	
<small>DOLLAR AMOUNT/FUND</small> NA	<small>MEETING DATE</small> July 25, 2017

SUMMARY:

Legal notices for the Central Park Drive West Enhancement Project were published on July 6, 2017 and July 13, 2017 in two different newspapers. It came to our attention that one newspaper published the legal notice with a Bid Receipt and Opening Date and Time of August 8, 2017 at 10:30 a.m. while the other newspaper published the legal notice with a Bid Receipt and Opening Date and Time of August 8, 2017 at 10:00 a.m. Both newspapers listed the correct location for the Bid Opening.

Indiana Code Section 36-1-12-4 (b)(7) provides a remedy for this situation:

The board may not require a bidder to submit a bid before the meeting at which bids are to be received. The meeting for receiving bids must be open to the public. All bids received shall be opened publicly and read aloud at the time and place designated and not before.

Notwithstanding any other law, bids may be opened after the time designated if both of the following apply:

- (A) The board makes a written determination that it is in the best interest of the board to delay the opening.*
- (B) The day, time, and place of the rescheduled opening are announced at the day, time, and place of the originally scheduled opening.*

The Bid Receipt Date for another project, the Monon Community Center Entrance and Expansion Project, is currently scheduled for August 8, 2017 at 10:30 a.m. in the same room at the Monon Community Center as the room designated for the Bid Opening of Central Park Drive West Enhancement Project. Accordingly, staff recommends that the Park Board determine that it is in the best interest of the Park Board to delay the bid opening of the Central Park Drive West Enhancement Project to 10:35 a.m. on Tuesday, August 8, 2017, at the same location as designated in the Notice to Bidders.

RECOMMENDED MOTIONS:

Motion #1:

“I move to waive the reading of Resolution G-2017-002.”

Motion #2:

“I move to approve Resolution G-2017-002 as presented.”

RESOLUTION G-2017-002

**A RESOLUTION REGARDING THE BID OPENING DELAY
FOR THE CENTRAL PARK DRIVE WEST ENHANCEMENT PROJECT**

WHEREAS, the Carmel/Clay Board of Parks and Recreation (the "Park Board") is a political subdivision created and authorized to administer the Carmel/Clay Department of Parks and Recreation (the "Department") pursuant to that certain agreement entitled "Interlocal Cooperation Agreement" signed by the respective authorized officials of Clay Township, Hamilton County, Indiana and the City of Carmel, Indiana on July 30, 2002 and effective January 1, 2003, as amended from time to time; and

WHEREAS, the Interlocal Cooperation Agreement and the Sublease and Management Agreement by which the Park Board manages and operates Central Park, authorize and/or grant to the Park Board the power to improve the Property at Central Park in accordance therewith; and

WHEREAS, pursuant to the Park Board's status as a political subdivision and its authority to bid the Central Park Drive West Enhancement Project (the "Project"), the Park Department has complied with the bid process for the Project pursuant to the public works statute at Indiana Code Section 36-1-12-4 and pursuant thereto, has published Notices to Bidders in two newspapers; and

WHEREAS, the Park Board has learned that the time for the bid opening of the Project on August 8, 2017 was listed to be at 10:00 a.m. local time in one newspaper and 10:30 a.m. local time in a different newspaper; and

WHEREAS, the Park Board has considered the confusion that could result from the different times published in the newspapers for the Project's bid opening.

NOW, THEREFORE, BE IT RESOLVED that the Carmel/Clay Board of Parks and Recreation determines that it is in its best interest to follow Indiana Code Section 36-1-12-4(b)(7) to clear up any confusion by delaying the bid opening for the Central Park Drive West Enhancement Project to 10:35 a.m. local time on August 8, 2017 in Dance Studio B in the Monon Community Center West, the same date and location designated in the Notice to Bidders published in two newspapers on July 6, 2017 and July 13, 2017 and directs the Park Department Director to announce the day, time, and place of the rescheduled opening at the day, time, and place of the originally scheduled opening.

APPROVED AND ADOPTED this 25th day of July 2017.

CARMEL/CLAY BOARD OF PARKS AND RECREATION

James L. Engledow, President

Jenn Kristunas, Treasurer

Katie Browning

James D. Garretson

Linus Rude

Richard F. Taylor III, Vice President

Joshua A. Kirsh, Secretary

Wendy Franklin

Nicholas Plopper

ATTEST: _____
Joshua A. Kirsh, Secretary