

**MICHIGAN CITY PORT AUTHORITY
BOARD OF DIRECTORS**

March 6, 2008

TIME & PLACE

A special meeting of the Michigan City Port Authority Board of Directors was called to order at 5:00 p.m. in the Port Authority board room.

OFFICER & ATTENDANCE

President James Jakska presided. Board members in attendance included James Cadwell, Jonita Davis, Sam Johns and John Quinn. Harbormaster Tim Frame and Assistant Harbormaster of Administration Mary Ann Pawlicke were also in attendance. Attorney Jeffrey Katz attended this meeting.

Board members James Baldwin and John Haynes were unable to attend this meeting.

Assistant Harbormaster of Operations Bob Kavanaugh was unable to attend this meeting.

Guests in attendance included Matt Alisch from Abonmarche Group, Inc. and Ed Arnold of 12 On The Lake, LLC.

MINUTES

Upon motion made by John Quinn, seconded by James Cadwell, the board approved the minutes to the March 3, 2008 meeting.

COMMITTEE REPORTS

There were no reports for this meeting.

OLD BUSINESS

Attorney Jeffrey Katz reviewed the Washington Park Basin Dredge proposal received from *Dan Hoe, Excavating, and Abonmarche Group*, and found it to be incomplete as it was missing Form No. 95 along with the financial statement. Attorney Katz went on to explain the change orders as follows:

1. Department of Natural Resources (DNR) letter dated March 5th allowed the extension to May 10th for dredging with closure activity to be completed May 11th through June 30th. If work is not completed by May 10th, there are liquidated damages of \$1500.00 / per day after May 19th through May 25th, after which damages are \$3500.00 / per day until completion.
2. There are three (3) dredge zones:
 - a. Area near fuel dock.
 - b. Area surrounding ramp.
 - c. Area in-between.

Harbormaster Tim Frame informed the board he spoke with Brian at the DNR, who suggested if the dredge was performed in the order as outlined and was unable to be completed during the specified time frame, the DNR would extend the completion date a few days without penalty, as they felt the dredge around the 'duck walk' would not disrupt the fish activity.

Upon further review by the board, Attorney Jeffrey Katz recommended the bid documents be accepted and awarded, subject to providing and reviewing a financial statement. Attorney Katz did however informed the board a performance bond had been included.

Upon motion made by John Quinn, seconded by Sam Johns, the board awarded the Washington Park Basin Dredge project to *Dan Hoe Excavating Co.*, upon review of their financial statement.

Upon motion made by John Quinn, seconded by Sam Johns, the board approved *Change Order #2*, as it pertains to dredge zones.

Attorney Katz explained that *Change Order #1* pertains to the scheduling of completion dates for each phase of the dredge zone. Once modified, the order will be submitted to the board for review.

NEW BUSINESS

There was no new business to discuss at this meeting.

GUEST COMMENTS

Ed Arnold discussed the condition of the existing rear wall behind the Yacht Club, and as the board previously expressed their opinion that the stairway should not protrude into the driveway area, he proposed removing a larger section of the wall to make room for a deck and loading area.

Upon motion made by John Quinn, seconded by James Cadwell, the board approved the concept as presented, subject to a presentation of the plans.

Mr. Arnold informed the board the projected opening date of the Yacht Club was Memorial Day 2008. The board reviewed the drawings submitted in explanation of the planned deck extension.

Upon motion made by John Quinn, seconded by James Cadwell, the board approved the concept to approve the deck extension, subject to issuance of building permits.

ADJOURNMENT

Upon motion made by John Quinn, seconded by Sam Johns, the board adjourned the meeting at 5:25 p.m.

Respectfully submitted

Approved On: _____
Date

James Cadwell, Board Secretary

By: _____
James Jaksa, Board President