

REGULAR MEETING OF THE MISHAWAKA
BOARD OF PUBLIC WORKS AND SAFETY/UTILITY BOARD
March 2, 2010

The regular meeting of the Board of Public Works and Safety/Utility Board was called to order by President Gary West at 10:03 a.m. All members were present. Mr. Prince moved to dispense with the reading of the minutes of February 23, 2010, and accept them as circulated. Mr. Watson seconded; motion carried.

Bid Openings:

Bids were opened for a 4-Wheel Multi-Purpose Vehicle for the Street Department and are summarized as follows:

VENDOR

Northern Equipment, Inc., Plymouth, IN
 MODEL: 2010 Holder C9.92 \$148,825.60
 ALT #1: 5' angle sweeper \$ 5,659.60
 ALT #2: 16" concrete cold planer \$ 17,176.00
TOTAL BID: \$171,661.20
 DELIVERY: 30 days from award date
 DISCOUNT: 3% discount on parts

VENDOR

Best Equipment Co., Inc., Indianapolis, IN
 MODEL: 2010 Trackless Series MT6 \$129,362.00
 ALT #1: 5' angle sweeper \$ 6,681.00
 ALT #2: 16" concrete cold planer \$ 27,804.00
TOTAL BID: \$163,847.00
 VOLUNTARY ALT #3: Air Conditioning \$ 4,200.00
 DELIVERY: 45 days or less from award date
 DISCOUNT: No discount for parts

Mr. West thanked the bidders and indicated the bids will be taken under advisement for review and consideration by Central Services.

Bids were opened for Accessories for up to Twenty-Two (22) Patrol Cars and are summarized as follows:

	Ray O'Herron Co., Inc.	Waymire Auto Parts	Steven R. Jenkins Co., Inc.
Delivery	30 days	40 days	45-60 days
Parts Discount	15%	20%	No discount
Items	Unit price/total	Unit price/total	Unit price/total
Item #1	\$1,179.00/\$11,790.00	\$1,019.00/\$10,190.00	\$995.00/\$9,950.00
Item #2	\$245.00/\$5,390.00	*\$85.08/\$1,871.76	\$65.10/1,432.20
Item #3	\$155.00/\$1,860.00	**\$86.94/\$1,043.28	\$152.39/\$1,828.68
Item #4	\$48.00/\$1,056.00	***\$42.48/\$934.56	\$45.80/\$1,007.60
Item #5	\$131.00/\$2,882.00	\$130.00/\$2,860.00	\$151.90/\$3,341.80
Item #6	\$165.00/\$3,630.00	\$163.43/\$3,595.46	\$159.85/\$3,516.70
Item #7	\$46.00/\$1,012.00	\$28.50/\$627.00	No Bid
Item #8	\$399.00/\$2,394.00	\$372.58/\$2,235.48	\$383.42/\$2,300.52
Item #9	\$39.00/\$780.00	\$35.13/\$702.60	\$32.53/\$650.60

Item #10	\$39.00/\$780.00	\$35.13/\$702.60	\$32.53/\$650.60
Item #11	\$34.00/\$680.00	\$29.19/\$583.80	\$27.05/\$541.00
Item #12	\$199.00/\$1,990.00	\$286.74/\$2,867.40	\$191.00/\$1,910.00
Item #13	\$9.00/\$90.00	\$8.50/\$85.00	\$8.00/\$80.00
Item #14	\$439.00/\$4,390.00	\$472.99/\$4,729.90	\$487.52/\$4,875.20
Item #15	\$95.00/\$1,140.00	\$103.33/\$1,239.96	\$102.17/\$1,226.04
Item #16	\$229.90/\$5,057.80	\$219.76/\$4,834.72	\$359.56/\$1,910.32

- * Substituted Federal Signal Legend Light Bar
- ** Substituted Whelen Slim Miser
- *** Substituted Whelen Spit Fire Plus

Mr. West said the bids would be taken under advisement by the Police Department for review and consideration.

Mayor's Comments:

Mayor Rea indicated a staff meeting would follow today's Board meeting.

Department Head Reports:

Building Commissioner Brock Hundt presented the Building Department statistics for the month of February, 2010.

Engineering Director Gary West requested the Board to approve plans and authorize the receipt of bids for Lynn Street Improvements Project to be opened Tuesday, March 23, 2010, and moved for the Board's approval. Mr. Prince seconded; motion carried.

Mr. West requested the Board to approve plans and authorize the receipt of bids for Douglas Road Medical Park Road Phase I to be opened Tuesday, March 23, 2010, and moved for the Board's approval. Mr. Watson seconded; motion carried.

Mr. West presented Amendment #3 from Abonmarche Consultants for an additional \$9,700.00 for wetlands delineation for the Douglas Road Medical Park for a new not-to-exceed amount of \$164,800.00 and moved for its approval. Mr. Prince seconded; motion carried.

Mr. West presented a Proposal for Professional Services from Abonmarche Consultants for Bremen Highway Conceptual Design Study for a not-to-exceed amount of \$44,900.00 and moved for its approval. Mr. Watson seconded; motion carried.

Mr. West presented a Grant of Access Agreement with Motel 6 to relocate the lift station near the intersection of Lincolnway East and State Road 331, and moved for the Board's approval. Mr. Prince seconded; motion carried.

Approval of Claims:

There were no claims to approve.

Approval of SRF Pay Applications:

Mr. West moved to approve SRF - Disbursement Request #22 from Mason Engineering and Construction Co., Inc., for construction services for Waste Water Blower project in the amount of \$13,860.00; and Disbursement Request #23 from Bingham McHale, LLP for SRF bond counsel fees in the amount of \$4,450.00. Mr. Watson seconded; motion carried.

New Business:

Mr. West reported that disabled parking designations were no longer required at the addresses listed below and moved the Board to remove said designations:

507 Geyer Street
237 W. Catalpa Street
310 E. Ninth Street
202 E. Twelfth Street

Mr. Prince seconded; motion carried.

A request for an Exception to the Noise Control Ordinance was received from Hickey's Shaved Ice (Kona Ice) to operate a truck in Mishawaka for the remainder of the ice cream season or until about October 20, 2010. Mr. Prince moved to approve Board Resolution 2010-01 for the hours of 10:00 a.m. to 9:00 p.m. and other conditions as specified in the Resolution. Mr. Watson seconded; motion carried.

A request for "Bike the Bend" biking event to be held Sunday, May 23, 2010 from 6:30 a.m. – 11:30 a.m. with an after-party to be held at Kamm's Island was received. Mr. West moved to approve the "Bike the Bend" biking event to be held Sunday, May 23, 2010 from 6:30 a.m. – 11:30 a.m. with the understanding that the City of Mishawaka be named as an "additional insured" on the insurance policy as shown on the Certificate of Insurance. Mr. Prince seconded; motion carried.

A request for a Taxi Cab Driver's License received from James Doyle and was taken under advisement.

Old Business:

A request received from the Susan G. Komen Northern Indiana Race for the Cure for a 5K run/walk to be held on Saturday, May 1, 2010 remains under advisement.

A request received from Holladay Properties for a St. Patrick's Day Tent Party to be held at Heritage Square, Granger, remains under advisement.

Public Comments:

There were no public comments.

Unfinished Business:

There being no additional business brought before the Board, the meeting was adjourned at 10:40 a.m.

Gary West – President of the Board of
Public Works and Safety/Utility Board

Kari Myers, Clerk of the Board of
Public Works and Safety/Utility Board

RESOLUTION NO. 2010-01

A RESOLUTION OF
THE BOARD OF PUBLIC WORKS AND SAFETY OF THE
CITY OF MISHAWAKA, INDIANA
GRANTING AN EXCEPTION TO THE NOISE CONTROL ORDINANCE

WHEREAS, Section 30-109 of the Municipal Code of the City of Mishawaka, Indiana, otherwise known as the Noise Control Ordinance, authorizes the Board of Public Works and Safety to issue special exceptions to its provisions and define procedures to be followed, and

WHEREAS, the current Ordinance by its provisions prohibits all commercial entities from playing amplified music on city streets, and

WHEREAS, certain ice-cream vendors have requested an exception to the provisions in the Noise Control Ordinance;

NOW THEREFORE BE IT RESOLVED THAT:

Section 1. Between the hours of 10:00 AM and 9:00 PM, a clearly-marked food vending vehicle, equipped with signal or warning lamps and a signal arm cautioning passers-by, may utilize one (1) loudspeaker or other noise-making device while in motion along city streets. The device must not be capable of emitting sound at a level higher than one hundred (100) decibels, measured at any distance from the device. Such maximum volume must be proven by the vendor requesting such an exception. When the vehicle is stopped in a residential neighborhood, the sound-emitting device must be turned off until the vehicle is in motion again. No noise-making device may be used within 1000 feet of any school during a time when school is in session or a city function when food vendors have contracted to sell food, dates and times to be provided. This permit shall be carried in each vehicle at all times while operating within the city limits of Mishawaka.

Section 2. The special exception permit will expire on December 31 of each year.

APPROVED AND ADOPTED on March 2, 2010 for Hickey's Shaved Ice (Kona Ice)
Osceola, Indiana.

BOARD OF PUBLIC WORKS AND SAFETY, Mishawaka, Indiana

Gary E. West, President

Ronald E. Watson, Vice President

Kenneth B. Prince, Member

ATTEST:

Kari Myers, Clerk of the Board