

REGULAR MEETING OF THE MISHAWAKA  
BOARD OF PUBLIC WORKS AND SAFETY/UTILITY BOARD  
July 6, 2010

The regular meeting of the Board of Public Works and Safety/Utility Board was called to order by President Gary West at 10:07 a.m. All members were present. Mr. Prince moved to dispense with the reading of the minutes of June 29, 2010, and accept them as circulated. Mr. West seconded; motion carried.

Bid Openings:

There were no bid openings.

Mayor's Comments:

Mayor Rea said trash collection will be on its normal schedule this week. He also said a brief staff meeting would follow today's Board meeting.

Department Head Reports:

Police Chief Ken Witkowski announced that the recipients of "Officers of the First Quarter" are Capt. Dan Gebo, Cpl. Joe Makowski, and Cpl. Brandon Ruth. Chief Witkowski said on February 17, 2010, Capt. Gebo noticed a suspicious person walking in front of condominiums located in the area of Victoria Court who ran between the buildings and disappeared upon noticing his squad car. Capt. Gebo called Sgt. Reppert and Ptm. Brian Long who apprehended the suspect. The suspect was found to be in possession of large amounts of jewelry and coins and his footprints were tracked back to a condominium where he had gained entry by throwing a brick through a sliding glass patio door. A handgun taken in the burglary was found buried in the snow near where he was found. The total value of the property stolen and recovered was approximately \$20,000.00. Chief Witkowski credited Capt. Gebo's sharp instincts and astute observation and said the suspect most likely would have gone on to commit other crimes. It should be noted the suspect was also known to other agencies and was sentenced to serve 14 years in jail.

Chief Witkowski also said on January 21, 2010, officers were dispatched to the 7-Eleven Store on 12<sup>th</sup> Street in reference to an armed robbery. The suspect fled on foot after the clerk gave the money to him. While checking the area of Village Green, Cpl. Makowski observed a person matching the description of the suspect walking in between the mobile homes and notified Cpl. Ruth for assistance. Cpl. Ruth located footprints in the snow and both he and Cpl Makowski followed the footprints and located the suspect who was taken into custody without incident. The 7-Eleven clerk identified him as the robber. Chief Witkowski commended Cpls Makowski and Ruth for their outstanding teamwork and extra effort put forth in locating and apprehending this violent offender.

Chief Witkowski requested the Board promote Patrol Officers Nathan DeVreese and Bruce Faltynski to the rank of Corporal as per the Collective Bargaining Agreement between the City of Mishawaka and the Mishawaka Fraternal Order of Police; Article XVII; Section 4 – Corporal positions, effective July 10, 2010. Mr. Watson moved to approve the promotion of Patrol Officers DeVreese and Faltynski to the rank of Corporal effective July 10, 2010. Mr. Prince seconded; motion carried.

Park Superintendent Mike Faulkner submitted a request to remove one tree and stump in the right of way at 524 W. Battell Street. The tree has been analyzed and recommended for removal by the Park Department landscaper. Mr. Watson moved for the Board's approval to remove one tree and stump in the right-of-way at 524 W. Battell Street. Mr. Prince seconded.

Mishawaka Utilities Water Division Manager Bruno Trimboli said bids were opened for the Lincolnway (SR 933) Water Relocation project on June 22, 2010. The bids have been reviewed by

the City's consultant who recommends the Board award the contract to Nibloc Excavating, Inc. the lowest responsive, responsible bidder for \$223,357.70. Mr. Prince moved to award the contract for Lincolnway (SR 933) Water Relocation project to Nibloc Excavating, Inc. in the amount of \$223,357.70. Mr. Watson seconded; motion carried.

Community Development Director Lory Timmer requested the Board's approval to receive quotes for the demolition of 407, 501, and 519 W. Sixth Street with quotes to be opened on Tuesday, July 20, 2010. Mr. Prince moved to approve. Mr. Watson seconded; motion carried.

Mrs. Timmer requested the Board's approval to receive quotes for the demolition of 327 Milburn Court and 513 S. Taylor Street with quotes to be opened on Tuesday, July 20, 2010. Mr. Watson moved to approve. Mr. Prince seconded; motion carried.

City Planner Ken Prince presented a proposal for Professional Design Services from Lehman & Lehman for Hillis Hans Park improvements for a not-to-exceed amount of \$14,200.00 and moved for its approval. Mr. Watson seconded; motion carried.

Mr. Prince presented a proposal from Fisher Land Surveying Services, Inc. to provide a survey and elevations for Hillis Hans Park for a not-to-exceed amount of \$1,500.00 and moved for its approval. Mr. Watson seconded; motion carried.

Engineering Director Gary West presented Change Order #1 Final from R & R Excavating for Maplehurst Avenue Improvements for an increase of \$40,480.46 for a final contract amount of \$698,948.33 and moved for its approval. Mr. Watson seconded; motion carried.

Approval of Claims:

There were no claims to approve.

Approval of SRF Pay Applications:

Mr. Prince moved to approve SRF - Disbursement Request #31 from Greeley & Hansen for engineering services in the amount of \$2,576.00, and SRF - Disbursement Request #124 also from Greeley & Hansen in the amount of \$5,126.00. Mr. West seconded; motion carried.

New Business:

A request was received from The Beiger Mansion to close Union Street at Lincolnway East to the south end of their property from 11:00 a.m. Thursday July 22, 2010 to 11:00 a.m. Friday, July 23, 2010 for Jazz on the Terrace to benefit River Bend Cancer Services. Mr. Watson moved to approve the request to close Union Street from Lincolnway East to the south end of The Beiger Mansion property from 11:00 a.m. Thursday July 22, 2010 to 11:00 a.m. Friday, July 23, 2010. Mr. Prince seconded; motion carried.

A request for a Notice of Recognition of Encroachment from the residents at 309 Milburn Court to install a 36" vinyl picket fence to be located approximately 7' 6" in the City right of way. The fence will be located 2' from the sidewalk. Mr. Prince moved to approve. Mr. Watson seconded; motion carried.

A request received from Hope Ministries to hold a "Rally of Hope" ride at Jordan Automotive Group, 700 E. Jefferson Blvd., on August 8, 2010, was taken under advisement.

Old Business:

A request received from Golden Dome Cab, LLC, seeking a taxi cab license remains under advisement.

A request received from Squad's 2<sup>nd</sup> Precinct to close West Sixth Street or West Street on Sunday, August 1, 2010, from 11:00 a.m. to 9:00 p.m. for a fundraiser to benefit Gulf Coast marine mammals remains under advisement.

Unfinished Business:

There being no additional business brought before the Board, the meeting was adjourned at 10:31 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