

REGULAR MEETING OF THE MISHAWAKA  
BOARD OF PUBLIC WORKS AND SAFETY/UTILITY BOARD  
June 14, 2011

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 June 7, 2011, and accept them as circulated. Mr. Watson seconded; motion carried.

Bid Openings:

There were no bid openings.

Mayor's Comments:

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

Department Head Reports:

Assistant Police Chief Steve Ravotto on behalf of Chief Witkowski requested the Board award the bid for one Intermediate Mid-Size Sedan to Lake Shore Ford, Burns Harbor, IN for the base bid of \$16,880.00 less \$11,450.00 for five (5) trade-ins for a total award of \$5,430.00. Mr. Watson moved to approve as presented. Mr. Prince seconded; motion carried.

Fire Chief Dale Freeman requested the Board direct the Fire Department Pension Board to schedule a hearing at its earliest convenience to determine whether fund member Michael D. Harris has a covered impairment. Mr. Watson moved to approve. Mr. Prince seconded; motion carried.

Interim Park Superintendent Tom Klaer submitted a request to remove a tree and stump in the right of way at 327 Miami Club Drive and a request to remove a tree and stump in the right of way at 322 W. Battell Street. The trees have been analyzed and recommended for removal by the Park Department Landscaper. Mr. Watson moved to approve as presented. Mr. Prince seconded; motion carried.

Wastewater Division Manager Karl Kopec presented a Professional Service Agreement with Greeley and Hansen, LLC for an OSHA required electrical hazard assessment study of Waste Water Treatment Plant facilities for the not-to-exceed amount of \$47,451.00. Mr. Prince moved to approve as presented. Mr. Watson seconded; motion carried.

Street Commissioner Mike Watson requested the Board award the bid for a 4 X 4 ¾ ton pick-up truck with front snow plow for the Code Enforcement Department to Lake Shore Ford, Burns Harbor, IN for the base bid of \$28,448.00 less \$6,400.00 for two (2) trade-ins for a total award of \$22,048.00 and moved for its approval. Mr. Prince seconded; motion carried.

Mr. Watson requested the Board award the bid for one 4 cylinder SUV for the Street Department to Lake Shore Ford, Burns Harbor, IN, for the base bid of \$18,826.00 and moved for its approval. Mr. Prince seconded; motion carried.

Engineering Director Gary West presented Change Order No. 1 from Rieth-Riley Construction Co., Inc., for Reconstruction of Main Street, Phase III, for an increase of \$75,213.52 for a new contract amount of \$2,429,926.30 and moved for its approval. Mr. Watson seconded; motion carried.

Mr. West presented an Escrow Agreement with Insituform Technologies USA and Fifth Third Bank of Franklin, TN for Milburn Boulevard Improvements, CIPP, Phase I, and moved for its approval. Mr. Prince seconded; motion carried.

Approval of Claims:

Mr. Watson moved to approve fifteen (15) Claim Dockets for Utilities and Civil City as submitted by City Controller Yvonne Milligan for a total amount of \$3,642,402.26. Mr. Prince seconded; motion carried.

Approval of SRF Payments:

There were no applications to approve.

Public Hearing:

Mr. West opened the public hearing for a Transient Merchants License submitted by Sweet Corn Charlie Produce, LLC, to sell fresh produce at the northeast corner of Hickory and Edison Roads from 9:00 a.m. to 9:00 p.m. daily June 15, 2011 to September 30, 2011. Mr. West indicated both the Police and Planning departments approved the request.

Mr. West closed the Public Hearing.

Mr. Prince said Planning has requested the applicant provide a crushed limestone tracking pad at the entrance to the site and they indicated they will comply with the request. Mr. Prince also said the applicant should contact the Planning department regarding permitted signage on the site.

Mr. Prince moved to approve the Transient Merchants License for Sweet Corn Charlie Produce, LLC to sell fresh produce at the northeast corner of Hickory and Edison Roads from June 15, 2011 to September 30, 2011. Mr. Watson seconded; motion carried.

New Business:

A request from the residents at 1308 Bridgeton Drive for an Exception to the Noise Control Ordinance to hold a block party on July 9, 2011, from 3:00 p.m. to 12:00 a.m. Mr. West moved to approve the Exception to the Noise Control Ordinance for a block party at 1308 Bridgeton Drive on July 9, 2011, and indicated the band must stop playing at 10:00 p.m. and is also subject to normal conditions of approval regarding public safety. Mr. Prince seconded; motion carried.

Mr. Watson indicated parking and traffic modifications to accommodate Summerfest at Merrifield Park inconveniences neighborhoods surrounding the park. He said traffic pattern changes such as one way streets and parking have evolved over several years with input from different City departments and it was determined that restricting parking to only one side of several streets might ease some of the congestion in the neighborhood south of Merrifield Park. Mr. Watson moved to restrict parking for Summerfest 2011 as follows:

- No parking on the south side of Washington between Niles and Merrifield
- No parking on the north side of Homewood, between Niles and Merrifield
- No parking on the west side of Niles between LWE and alley north of Homewood
- No parking on the east side of Merrifield between LWE and alley north of Homewood

Mr. West seconded; motion carried.

Old Business:

Mr. West moved to approve the request from Queen of Peace Catholic Church and School to host a three-day Parish Festival on Friday, August 26 thru Sunday, August 28, 2011 which includes tent worship, craft fair, and trivia night. Mr. Watson seconded; motion carried.

A request from the Tilted Kilt located at 1032 University Drive to host a "Bike Night" with alcohol and food outside every Thursday from 5:00 p.m. to 10:00 p.m. continued under advisement.

Mr. West advised Police Dispatch Grievance 2011-1 and Grievance 2011-02 filed by the Mishawaka Professional Firefighters Local #360 pertaining to minimum suppression staffing strength as a result of 3<sup>rd</sup> ambulance, both scheduled for Tuesday, June 7, 2011, were settled prior to calling the meetings to order.

Open Items:

Board of Public Works response to Grievance 2011-01 filed by the Mishawaka Professional Firefighters Local #360 due June 21, 2011.

Grievance Hearings #10-01 and #10-02 originally scheduled for February 22, 2011 have been rescheduled for Tuesday, August 2, 2011 at 11:00 a.m. in Room 106.

Unfinished Business:

There being no additional business brought before the Board, the meeting was adjourned at 10:34 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