

REGULAR MEETING OF THE MISHAWAKA
BOARD OF PUBLIC WORKS AND SAFETY/UTILITY BOARD
June 14, 2016

The regular meeting of the Board of Public Works and Safety/Utility Board was called to order by President Gary West at 10:00 a.m. All members were present. Mr. Prince moved to dispense with the reading of the minutes of June 7, 2016, and accept them as circulated. Mr. Watson seconded; motion carried.

Bid Openings:

There were no bid openings.

Mayor's Comments:

Mayor Wood proclaimed June 17, 2016, as "George Obren Day" in recognition of his many years of service to the City of Mishawaka as both a Police Officer and Director of Code Enforcement. Mayor Wood said George was hired as a Police Officer in 1976, named Officer of the year in 1985, served as Police Chief, retiring in May of 2005. In July, 2005 George started in Code Enforcement. Mayor Wood said the City of Mishawaka is in much better shape because of his and his department's efforts.

Mayor Wood invited all to attend the swearing in ceremony of Chief Woodward at Station #4 at 2:00.

Mayor Wood introduced Phil Blasko as new Parks Department Superintendent. He'll start on June 30, 2016.

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

Department Head Reports:

Police Chief Ken Witkowski requested the Board prefer the following charges against Sgt. Brandon Ruth of the Mishawaka Police Department: 1. Violation of Rules (Indiana Code 36-8-3-4(B)); 2. Conduct Injurious to the Public Safety and Welfare (Indiana Code 36-8-3-4(G)); 3. Conduct Unbecoming an Officer (Indiana Code 36-8-3-4(H)); Contradiction of Section IV-C Compassion (Paragraph 5); and IV-D Professionalism (Paragraph 3) of Mishawaka Police Department's Code of Conduct and Disciplinary Procedures.

Chief Witkowski recommended the Board place Sgt. Ruth on suspension without pay for a period of ten (10) working days, effective date to be determined, and also require Sgt. Ruth submit to a mandatory evaluation by the City's Employee Assistance Program (EAP) and be required to attend all counseling sessions recommended by EAP. Mr. Watson moved to approve as presented. Mr. Prince seconded; motion carried.

Chief Witkowski requested the Board accept the voluntary demotion of Sgt. Kim Sheldon to the rank of Patrolman First Class, effective June 14, 2016. Mr. Prince moved to approve as presented. Mr. Watson seconded; motion carried.

Water Division Manager Dave Majewski requested the Board approve a Watermain Extension Agreement with FHS Investments LLC for Fir Road Meadows, Phase I, in the amount of \$23,114.50. Mr. Prince moved to approve as presented. Mr. Watson seconded; motion carried.

IT Director Patrick Stokes requested the Board approve a special purchase of SQL Licensing and yearly True-Up with VAR Software-One. Indiana Code 5-22-10-8 provides that a Purchasing Agent may make a special purchase when only one (1) source meets the using agency's reasonable requirements. The SQL Instances (\$88,695.36) and Yearly True-Up with VAR (\$86,711.67) will be split 50/50 with IT and Utilities. Mr. Watson moved to approve as presented. Mr. Prince seconded; motion carried.

City Planner Ken Prince presented a Professional Services Agreement with Specialty Systems of South Bend for asbestos abatement at former Central Services Facility, 500 N. Cedar Street, for the not-to-exceed amount of \$24,250.00, and moved for its approval. Mr. Watson seconded; motion carried.

Mr. Prince presented Change Order No. 2 Final from HRP Construction, Inc., for Watson Central Services, Phase II, for a decrease of (\$74,420.38) for a final contract amount of \$3,480,409.65, and moved for its approval. Mr. Watson seconded; motion carried.

Mr. Prince presented a Professional Services Agreement with Abonmarche Consultants for engineering and surveying services for the Juday Creek Golf Course Project for the not-to-exceed amount of \$73,500.00, and moved for its approval. Mr. Watson seconded; motion carried.

Approval of Claims:

There were no claims to approve.

Public Hearing:

Mr. West opened the Public Hearing for Transient Merchant License for TNT Fireworks to sell fireworks in the Meijer Parking Lots at 5020 Grape Road and 3610 Bremen Highway from June 24, 2016 thru July 5, 2016. Both Police and Fire Departments reported they have had no incident reports from this event in the past.

Mr. West closed the public hearing. Mr. Prince moved to approve the Transient Merchant Licenses for TNT Fireworks. Mr. Watson seconded; motion carried.

New Business:

Mr. Prince moved to approve the First Responders Appreciation Weekend at the 100 Center on September 9, 10, and 11, 2016, from 12:00 p.m. to 10:00 p.m. each day with live music and 60' X 150' tent subject to normal conditions of approval for public safety. Mr. Watson seconded; motion carried.

Unfinished Business:

There being no additional business brought before the Board, the meeting was adjourned at 10:25 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