

REGULAR MEETING OF THE MISHAWAKA  
BOARD OF PUBLIC WORKS AND SAFETY/UTILITY BOARD  
May 31, 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 May 24, 2011, and accept them as circulated. Mr. Watson seconded; motion carried.

Quote Openings:

Quotes were opened for one (1) Trim Mower for the Parks Department and are summarized below:

**VENDOR**

Burriss Equipment Co., Ingleside, IL	
MODEL: 2011 Jacobsen TriKing 1900D	<b>BASE: \$25,574.00</b>
TRADE-INS:	- 2,250.00
<b>TOTAL QUOTE</b>	<b>\$23,324.00</b>
DELIVERY: 30 days	
DISCOUNT: 0%	

Horst Distributing, Inc., Chilton, WI	
MODEL: 2011 Jacobsen TriKing 1900D	<b>BASE: \$26,895.00</b>
TRADE-INS:	- 1,000.00
<b>TOTAL QUOTE</b>	<b>\$25,895.00</b>
DELIVERY: 45 days	
DISCOUNT: 0%	

Turfwerks, Johnston, IA	
MODEL: 2011 Jacobsen TriKing 1900D	<b>BASE: \$28,900.00</b>
TRADE-INS:	- 500.00
<b>TOTAL QUOTE</b>	<b>\$28,400.00</b>
DELIVERY: 60-90 days	
DISCOUNT: 0%	

Mr. West said the quotes will be taken under advisement for review and consideration by the Parks Department.

Mayor's Comments:

Mayor Wood thanked everyone involved for their efforts in making this year's Memorial Day Parade successful. He said it was well attended and is truly a great hometown parade.

Department Head Reports:

Community Development Director Lory Timmer requested the Board's approval to advertise for Statements of Qualification as prequalification of bidders for the River Center Apartment project to be opened Tuesday, June 21, 2011. Mr. Watson moved to approve as presented. Mr. Prince seconded; motion carried.

Engineering Director Gary West presented Change Order No. 1 with Motorola for the 7.7 System upgrade for a reduction of \$38,400.00 for a new contract amount of \$355,773.00 and moved for its approval. Mr. Prince seconded; motion carried.

Mr. West moved to amend the Annual Service Agreement with Motorola for a reduction of \$40,563.84 for a new total of \$473,099.40. Mr. Watson seconded; motion carried. Mr. West presented a Site Plan Drainage Agreement with University Commons Medical Plaza, LLC in which the property owner agrees to address the City's requirements for storm-water drainage on the property, and moved for its approval. Mr. Prince seconded; motion carried.

Approval of Claims:

Mr. Watson moved to approve twelve (12) Claim Dockets for Utilities and Civil City as submitted by City Controller Yvonne Milligan for a total amount of \$1,952,636.55. Mr. Prince seconded; motion carried.

Approval of SRF Payments:

There were no applications to approve.

Hearing:

Mr. West opened the public hearing for a Transient Merchants License submitted by TNT Fireworks/Grace Point to sell Indiana legal fireworks at 3610 Bremen Highway (Meijer) from June 23, 2011 to July 5, 2011. Charles Friese, 23076 M60, Mendon, MI was in attendance to speak on behalf of the application. He said he was the company representative for tent sales and they contract with non-profit organizations for fundraisers. He said they plan to sell fireworks from a tent in the Meijer parking lot near the gas station. He also said they are consumer-grade fireworks and are the same that are sold inside of the store.

Mr. West asked if they have sold fireworks in Mishawaka in the past. Mr. Friese thought perhaps in the early 2000's, but not in the past few years.

Mr. West closed the Public Hearing.

Mr. West asked Chief Freeman if the Fire Department was aware of the request. Chief Freeman said the Fire Marshall has reviewed and approved the request. He said they will check it out once the operation is set up.

Mr. West told Mr. Friese he should contact the Planning Department to get information on signage.

Mr. Prince moved to approve the Transient Merchants License for TNT Fireworks/Grace Point to sell fireworks at 3610 Bremen Highway from June 23 to July 5, 2011. Mr. Watson seconded; motion carried.

New Business:

A request was received to close Hummel Street between Stickler and Brook on Saturday, July 9, 2011 from 11:00 a.m. to 10:00 p.m. for a block party was taken under advisement.

A request was received to close a section of Beall Court south of Fourth Street on Saturday, June 11, 2011 from 3:30 – 8:30 p.m. for a graduation party. Mr. West moved to approve this request subject to the standard conditions regarding public safety and noise control and final review by the Police Department. Mr. Prince seconded; motion carried.

Open Items:

Grievance Hearings #10-01 and #10-02 originally scheduled for February 22, 2011 have been continued indefinitely until such a date that the City's witness is available.

Mr. West indicated the hearing for Grievance 2011-1 filed by the Mishawaka Professional Firefighters Local #360 originally scheduled for April 26, 2011 has been postponed indefinitely.

A hearing for Police Dispatch Grievance 2011-1 has been scheduled for Tuesday, June 7, 2011 at 11:00 a.m. in Room 106.

Mr. West indicated the hearing for 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 has been tentatively set for June 7, 2011 at 12:00 in Room 106.

Unfinished Business:

There being no additional business brought before the Board, the meeting was adjourned at 10:30 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