

The Agenda Review Session of the Board of Public Works was convened at 10:32 a.m. on February 17, 2022, by Board President Elizabeth A. Maradik, Vice President, Joseph Molnar (arrived at 10:34 a.m.), and Board Members Gary Gilot, Jordan Gathers (absent), Murray Miller, and Board Attorney Clara McDaniels (virtual) present. Acting Board of Public Works Clerk, Laura Hensley, presented the Board with a proposed agenda of items presented by the public and by City Staff. Ms. Maradik reviewed the purpose of these meetings. She noted for the record that the agenda session is an informal meeting where staff can present agenda items that have differing or extenuating circumstances, so that the Board is briefed ahead of the regular meeting; if it is a standard item, staff does not need to present. Also, if Board members should have questions on specific items, the items can be addressed. Ms. Maradik asked that if anyone would like to speak, they use the Teams chat function and they need to specify which item they would like to speak about.

Board members discussed the following item(s) from the agenda.

Opening of Quotations Item

Mr. Gilot made a comment about item 2. B regarding the 2022 biosolids trucking for land application contract. Mr. Gilot recalled that in the past, there has been some success with the Minority Business Enterprise, and he said he was hopeful that we are reaching out and trying to maintain that because that's one of the larger dollar value contracts where there is capacity amongst the MBE to do that work. City Engineer Kara Boyles agreed and said that last year they exceeded the goal that was set by the contract, and she would anticipate that to happen again.

Transfer of City Property to South Bend Building Corporation

Assistant City Attorney Jenna Throw offered availability to speak about item 9. A., if the Board had any questions. Ms. Maradik welcomed Attorney Throw to share any information that she would like and asked the Board members if they had any questions for Attorney Throw. Mr. Gilot questioned the diagram showing Greenlawn all the way up McKinley. Mr. Gilot asked for clarification on why the right-of-way would not just be adjacent to the Potawatomi Zoo. Attorney Throw clarified that the segment of streets being transferred is part of the resolution supporting the bond transaction. She continued that there is not a requirement that the streets themselves be related to the zoo but is the property that the lease that supports the transactions is for; the streets in question were selected because they were near the zoo, but there is not a requirement that the entirety of the length of the streets border the zoo or anything of that nature. Mr. Gilot questioned whether it is just a lease and questioned if the City retains the liability issues for accidents that occur in the right-of-way of that street. Attorney Throw confirmed and informed the Board that the South Bend Building Corporation is a city entity and is just the lessor as part of the transaction that supports the bonds. Attorney Throw also noted that since the Board of Public Works is the entity which holds the property of the City, the city would request that the Board of Public Works transfer that property to the Building Corporation so that they may hold the property for the Building Corporation to serve as the lessor and lease the property for the transaction.

Mr. Miller asked if the zoo is a private entity. Attorney Throw responded that she believed the zoological society is a private entity which manages the zoo, and that the city is working with them in the issuance of the bonds. Board Attorney McDaniels confirmed the Potawatomi Zoological Society leases the zoo from the city under a long-term lease. Mr. Miller asked if projects were bid through the city or through the Zoological Society and Mr. Miller gave the example of the newly installed giraffe barn. Attorney McDaniels responded the giraffe project was something the Zoological Society did. She explained that our lease with the Zoological Society is through the Board of Park Commissioners and through the Board of Public Works and under the existing lease, it allows them to do certain projects with respect to the operation of the zoo.

Mr. Miller also wanted to verify whether the city ordinance had to be followed regarding the MBE or WBE requirements like city bid projects. Attorney McDaniels informed the Board that with respect to projects the zoo is doing, if they are the party doing the work or having work performed for them, they do not have to meet the city requirements. Attorney McDaniels noted bringing giraffes to the zoo was not a city project, but Mr. Miller clarified that he was referring to the building portion of the new giraffe exhibit. Ms. Maradik assisted in clarifying that bringing the giraffes to the zoo includes the building and construction to house them, as well as bringing the animals in. She stated that everything the zoo did around that project is something that the

Zoological Society is doing and is responsible for and therefore the zoo does not have to follow city procurement policies, but they are bound to the terms and conditions of the lease. Continuing to address Mr. Miller's questions, Attorney McDaniels added that Mr. Miller could compare that to the frontend developments with the zoological society which the city was involved in and had to follow public bidding requirements.

Easement Acquisition

Mr. Molnar raised a question about item 10. C., regarding the easement acquisition of property near 22708 State Road 23 for the Prairie Avenue water main loop project. Mr. Molnar stated the property did not look like it was within the map of the extension zone to him and asked if this was an extension of a water main. Attorney McDaniels advised that this is for the Prairie Avenue water main project, and these are easements the city is acquiring which fall under the agreement the city has in place with the Pokagon Band of Potawatomi Indians. Mr. Molnar asked for clarification on the purchase to which Ms. Maradik stated the City is purchasing an easement so it can extend the water main related to the agreement with the Pokagon Band of Potawatomi Indians; Attorney McDaniels confirmed Ms. Maradik's reply to Mr. Molnar. Mr. Molnar then asked what the end goal of that main project was. Mr. Gilot explained that the easement mentions a loop and the loops are necessary to maintain pressure. He gave the example of a long, dead-end line to a twenty-three (23) story hotel on the perimeter of the city would not work, so looping the line gives pressure from two directions and it also works for fire safety. City Engineer Kara Boyles, added the end goal of the main is closing the loop and Ms. Boyles also mentioned that the project number starts with a 117, meaning the department has been working on this project since 2017.

Right-of-Way Occupancy Agreement

Mr. Molnar asked Attorney McDaniels if everything has been resolved to her satisfaction with agenda item 10 I. regarding the right-of-way occupancy agreement with Lykowski Construction, Inc. and Indiana Landmarks for the house move from 130 Park Lane to 846 Park Ave. Attorney McDaniels responded with a yes, and that all the terms and conditions have been negotiated. She informed the Board a signed agreement had already arrived and would soon be dispersed to the Board members before Tuesday's meeting.

Streetlight Service Agreement – Indiana Michigan Power Company

Mr. Gilot raised a question about item 10. K. regarding the streetlight service agreement with Indiana Power Company and asked if anyone could provide some background. Ms. Maradik also mentioned that she was left with some questions as it stated that the contract was originally approved in 2020 but she didn't notice that information in the packet that she received. City engineer Kara Boyles responded that the 2020 part might have to do with the fact that that is when the AEP settlement agreement happened, and as part of that settlement agreement, this is now the closure on the City's part of this LED streetlight conversion. Ms. Boyles continued to add that it took some time due to internal negotiations with AEP to go through the process of identifying the appropriate color temperature and wattage. She also explained how the city was going to go about the conversion to ensure that their cost did not increase with our newly projected costs such as the attempt to have a one-to-one conversion that what you experience now in terms of high-pressure sodium lighting has been improved and is equal, if not better, with our LED lighting. Ms. Boyles finished by saying that during the time of COVID, when this was agreed upon with IURC, it just took some time to figure out. Attorney McDaniels confirmed that there was a settlement agreement under the IURC, and one of the things that needed to be done was the negotiation of the streetlight's agreement. Attorney McDaniels noted the settlement occurred in 2020 and this is the process for getting all the terms and conditions of specifics about those lights negotiated and finalized. Ms. Boyles added that South Bend has about 8,000 high-pressure sodium city lights, as well as some decorative lights, and they will all be converted this year to LED assuming the supply chain does not get in the way.

Seeking clarification, Mr. Gilot asked about the 3,000 wavelengths for warmth. He mentioned engineering getting some feedback from residents on wanting a warmer temperature of light and he asked if the 3,000 wavelength lights were responsive to the resident requests, or if the decision came down to independent, engineering judgement. Ms. Boyles stated that the wavelength choice of the lights was what was best recommended in terms of circadian rhythm in recent literature. She informed the Board that the department will be meeting with Council at the next Council meeting to share a little bit more news and that the department will be doing a pilot study. She said the pilot will involve putting lighting on a residential street and on a collector

street so we can see the range of brightness. She stated a residential street needs lower wattage versus a collector street and the two (2) week pilot will allow for everyone to take a look and make any quick adjustments as AEP wants to get the supply chain moving because of their concerns with procurement.

Mr. Gilot followed up about the language in the documents and asked if the language referred to all resin and wood poles, not just the wood poles. Ms. Boyles clarified that the language is referring to all AEP owned lights, and the city has done a separate initiative over the last few years of changing all of the city-owned lights out. She continued by elaborating that the city did a large procurement at the end of last year of LED lights for city owned lights, so most of the City's lights will already be converted. Mr. Gilot expressed his concerns over the energy cost difference of LED lights versus high pressure sodium lights. Mr. Gilot asked specifically if anyone knew what the reduced carbon footprint or reduced energy of the lighting would be each year, and what amount of kilowatt hours could be saved. Ms. Boyles responded with saying that may be a calculation that city engineer Finn Cavanaugh has, but stated she knew that the new lights will have a ten (10) year life cycle versus traditional high-pressure sodium lights where there is about three and a half (3.5) year of lifecycle and she noted expenses will be significantly reduced in this monthly junction. Mr. Gilot suggested it should be easily calculable since we know the hours the light will run as well as the wattage and that would be good to add to the greenhouse gas inventory for South Bend. Ms. Maradik noted Mr. Cavanaugh responded in the meeting chat that there is currently no carbon footprint calculation on hand from AEP, but we can ask AEP for it.

Mr. Molnar recalled the new lights last on average of ten (10) years. He inquired if AEP was prepared for the changing of the lights and if the light replacements would be staggered to avoid large outages throughout the city. Ms. Boyles agreed and stated that it is still AEP's responsibility to keep them up. Ms. Boyles thanked Mr. Cavanaugh for shepherding this project along.

Encroachments/Revocable Permits

Ms. Maradik raised a question for item 11. B., regarding the Aloft encroachment request. Ms. Maradik said the drawings were not dimensioned drawings that showed the encroachment related to the sidewalk and the cycle track in the packet that the Board had. She asked if anyone could clarify and if anyone was in possession of those drawings to refer to. Ms. Maradik clarified that she was trying to understand where the edge of the pergola falls relative to the bike path. She noted that based on recommendations, it was recommended that there is still ADA clearance from the edge of the pergola. She asked if she could get confirmation on that there was at least four (4) feet to the edge of the cycle track. City Engineer Kara Boyles stated that Ms. Maradik's observations would also be her assumption since Ms. Boyles stated she also did not have the drawings as they were not submitted with the packet. Ms. Maradik followed up by saying it would be helpful to have those questions clarified because she would not be in favor of allowing a permanent structure that didn't allow at least four (4) feet plus the bands and then the cycle track. Ms. Boyles agreed with Ms. Maradik and noted that she is very confident that they reviewed it for that issue but would get confirmation.

PRIVILEGE OF THE FLOOR

Charlotte Brach with Engineering asked Acting Clerk Laura Hensley about the residential parking zone that had been tabled at a prior meeting and asked if it was on the agenda. Ms. Maradik noted that it was not currently on the agenda to which Acting Clerk Laura Hensley confirmed that it would be on the agenda, but the item didn't make it on the review session agenda. Ms. Brach shared that more questions had come up and needed to be worked through with the ordinance language based on results of the license plates survey

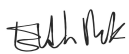
Mr. Gilot asked to revisit a recent agenda item where the Board rescinded and approved the restated agreement that had to do with lots for growing trees. After revisiting the appendix, he said he was left with several concerns which included the investment of short-term use of the lots by the city, monetary calculations of the investment over time, how the

city plans to transfer the property to the Parks Department in the future, and donations for this type of short-term project. Mr. Gilot said he felt he needed to speak with the City legal team, property development analyst Andrew Netter, and Ms. Maradik to try and get on the same page. Attorney McDaniels told Mr. Gilot that she would be happy to participate in that with him along with DCI.

ADJOURNMENT

There being no further business to come before the Board, Ms. Maradik adjourned the meeting at 10:57 a.m.

CITY OF SOUTH BEND, INDIANA BOARD OF PUBLIC WORKS



Elizabeth A. Maradik, President



Jordan V. Gathers, Member



Gary A. Gilot, Member



Murray L. Miller, Member



Joseph R. Molnar, Member



Attest: Clerk

Date: March 8, 2022

REGULAR MEETING

FEBRUARY 22, 2022

The Regular Meeting of the Board of Public Works was convened at 9:31 a.m. on Tuesday, February 22, 2022, by Board President Elizabeth A. Maradik in the 13th Floor Conference Room of the County-City Building, 227 W. Jefferson Blvd., South Bend, Indiana. The meeting was also streamed live to the public via Microsoft Teams. Board Clerk Theresa Heffner confirmed the presence of Board Members Elizabeth A. Maradik, Joseph Molnar, Gary Gilot (virtual), Jordan Gathers (absent), Murray Miller (virtual), and Board Attorney Clara McDaniels (virtual), with a roll call. Ms. Maradik reminded virtual attendees to mute their microphones and turn off their cameras when not speaking, and to save their questions and comments for the Privilege of the Floor.

APPROVE MINUTES OF PREVIOUS MEETING

Upon a motion made by Joseph Molnar, seconded by Murray Miller and carried by roll call, the minutes for the Agenda Review Session and Regular Meetings of the Board held on February 3, and February 8, 2022, were approved.

OPENING OF QUOTATIONS – WALKER FIELD SHELTERHOUSE RESTORATION – PROJECT NO. 120-010 (PR-00014932)

Ms. Maradik advised that this was the date set for the receiving and opening of sealed quotations for the above referenced project. The following quotations were opened and read:

No Bids Submitted

Ms. Maradik noted since no quotes were received, staff can follow City procurement policy and go to the open market.

OPENING OF QUOTATIONS – 2022 BIOSOLIDS TRUCKING FOR LAND APPLICATION ANNUAL CONTRACT – PROJECT NO. 122-031 (PR-00015085)

Ms. Maradik advised that this was the date set for the receiving and opening of sealed quotations for the above referenced project. The following quotations were opened and read:

TRUCKS R US INC.

23300 State Road 23

South Bend, In 46614

kimj.trucksrus@yahoo.com

Quotation was submitted by Casey D. Burger

Non-Collusion, Non-Discrimination Affidavit Form was completed.

Ten 10% Bid Bond

Three (3) Forms MWBE-1.0, 2.0, 2.1 were completed.

QUOTATION: \$130 per Truck per Hour

Upon a motion made by Joseph Molnar, seconded by Murray Miller and carried by roll call, the above quote was referred to Public Works for review and recommendation.

OPENING OF PROPOSALS – BENDIX IMPROVEMENTS, PHASE II - LATHROP TO VOORDE – PROJECT NO. 121-047

Ms. Maradik advised that this was the date set for the receiving and opening of sealed proposals for the above referenced project. Ms. Maradik stated the proposals will be evaluated based on criteria that's listed in the request for proposals. Only the names of the proposers will be read for the record and will be referred to the review team for recommendation. The following companies submitted proposals:

KAPUR

3905 Vincennes Road. Suite 104

Indianapolis, IN 46268

lwurm@kapurinc.com

Proposal was submitted by Ms. Lindsey Wurm

LOCHMUELLER GROUP

112 W. Jefferson Blvd., Suite 500

South Bend, IN 46601

JClark@lochgroup.com

Proposal was submitted by Ms. Jessica J. Clark, PE

DLZ

2211 E. Jefferson Blvd.

South Bend, IN 46615

aglenn@dlz.com

Proposal was submitted by Mr. Anthony Glenn, PE

HWC ENGINEERING

5920 Hohman Ave.

Hammond, IN 46320

kstrattman@hwcengineering.com

Proposal was submitted by Mr. James Rice, PE

Upon a motion made by Joseph Molnar, seconded by Murray Miller and carried by roll call, the above quote was referred to Engineering and Community Investment for review and recommendation.

OPENING OF PROPOSALS – SAFE ROUTES TO SCHOOL - MUESSEL PRIMARY AND HOLY CROSS AREA – PROJECT NO. 122-006 (INDOT DES#1900447)

Ms. Maradik advised that this was the date set for the receiving and opening of sealed proposals for the above referenced project. Ms. Maradik stated the proposals will be evaluated based on criteria that's listed in the request for proposals. Only the names of the proposers will be read for the record and will be referred to the review team for recommendation. The following companies submitted proposals:

ABONMARCHE

REGULAR MEETING

February 22, 2022

315 W. Jefferson Blvd.
 South Bend, IN 46601
cknip@abonmarche.com
 Proposal was submitted by Mr. Chad Knip, PE

TROYER GROUP

3930 Edison Lakes Pkwy.
 Mishawaka, IN 46545
jel@troyergroup.com
 Proposal was submitted by Mr. Stephan Summers

HWC ENGINEERING

5920 Hohman Ave.
 Hammond, IN 46320
kstrattman@hwcengineering.com
 Proposal was submitted by Mr. James Rice, PE

SJCA INC.

9102 N. Meridian St., Suite 200
 Indianapolis, IN 46260
dkovert@sjcainc.com
 Proposal was submitted by Mr. Aaron Goslee, PE

Upon a motion made by Joseph Molnar, seconded by Murray Miller and carried by roll call, the above quote was referred to Public Works and Community Investment for review and recommendation.

AWARD BID AND APPROVE CONTRACT – 2021 COMMUNITY CROSSINGS, ROUND II – PROJECT NO. 121-052 (PR-00013986)

Ms. Leslie Biek, Engineering, advised the Board that on January 25, 2022, bids were received and opened for the above referenced project. After reviewing those bids, Ms. Biek recommended that the Board award the contract to the lowest responsive and responsible bidder, Rieth-Riley Construction Co., Inc., 25200 State Road 23, South Bend, IN 46614, in the amount of \$1,271,724.40. Therefore, Joseph Molnar made a motion for approval. Murray Miller seconded the motion, which carried by roll call.

AWARD QUOTATION – O'BRIEN CENTER ATHLETIC FLOORING – (PR-00014800)

Mr. Patrick Sherman, Venues, Parks & Arts, advised the Board that on February 9, 2022, quotations were received and opened for the above referenced project. After reviewing those quotations, Mr. Sherman recommended that the Board award the contract to the lowest responsive and responsible bidder, Carpet Service Outlet Inc., 1514 Mishawaka Ave., South Bend, IN 46615, in the amount of \$37,399. Therefore, Joseph Molnar made a motion for approval. Murray Miller seconded the motion, which carried by roll call.

APPROVE CHANGE ORDER NO. 12 – OLIVE STREET RECONSTRUCTION, PHASE I – PROJECT NO. 114-064 (PO-0009357)

Ms. Maradik advised that Ms. Leslie Biek, Engineering, has submitted Change Order No. 12 on behalf of INDOT and Milestone Contractors North, Inc., 24358 State Road 23, South Bend, IN 46614, indicating the contract amount be increased by \$3,997.40; Total (\$799.48 Local) for a new contract sum, including this Change Order, in the amount of \$3,796,759.83. Upon a motion made by Joseph Molnar, seconded by Murray Miller and carried by roll call, the Change Order was approved.

APPROVE CHANGE ORDER NO. 1 – HOWARD ST. AND CORBY BLVD. STREETSCAPE IMPROVEMENTS – PROJECT NO. 120-024 (PO-0009355)

Ms. Maradik advised that Ms. Sue Ellen Doudrick, Engineering, has submitted Change Order No. 1 on behalf of Milestone Contractors North, Inc., 24358 State Road 23, South Bend, IN 46614, indicating the contract amount be increased by \$36,365.48 for a new contract sum, including this Change Order, in the amount of \$610,365.48. Upon a motion for approval made by Joseph Molnar, seconded by Murray Miller and carried by roll call, the Change Order was approved.

APPROVE CHANGE ORDER NO. 2 – WASTEWATER TREATMENT PLANT FINAL CLARIFIER NOS. 4-5, AERATION TANK NOS. 1-4, AND DISINFECTION IMPROVEMENTS – PROJECT NO. 119-069A (PO-0005021)

Ms. Maradik advised that Mr. Jacob Klosinski, Engineering, has submitted Change Order No. 2 on behalf of Bowen Engineering Corporation, 8802 North Meridian St., Indianapolis, IN 46260, indicating the contract amount be increased by \$83,668.03 for a new contract sum, including this Change Order, in the amount of \$4,406,803.96 with a new completion date of May 17, 2022. Upon a motion for approval made by Joseph Molnar, seconded by Murray Miller and carried by roll call, the Change Order was approved.

APPROVE CHANGE ORDER NO. 1 (FINAL) AND PROJECT COMPLETION AFFIDAVIT – WEST SIDE QUIET ZONE IMPROVEMENTS – PROJECT NO. 117-114A (PO-0006390)

Ms. Maradik advised that Ms. Rebecca Plantz, Engineering, has submitted Change Order No. 1 (Final) on behalf of Rieth-Riley Construction Co., Inc., 25200 State Road 23, South Bend, IN 46614, indicating the contract amount be decreased by \$1,890.96 with an additional one-hundred and seventeen (117) days for a new contract sum, including this Change Order, of \$30,145.20 with a new completion date of December 16, 2021. Also submitted was the Project Completion Affidavit indicating this new final cost of \$30,145.20. Upon a motion made by Joseph Molnar, seconded by Murray Miller and carried by roll call, Change Order No. 1 (Final) and the Project Completion Affidavit were approved.

APPROVE CHANGE ORDER NO. 2 (FINAL) AND PROJECT COMPLETION AFFIDAVIT – WASTEWATER TREATMENT PLANT ELECTRICAL IMPROVEMENTS – PROJECT NO. 117-132 (PO-0000075)

Ms. Maradik advised that Mr. Jacob Klosinski, Engineering, has submitted Change Order No. 2 on behalf of Martell Electric, 4601 Cleveland Rd., South Bend, IN 46628, indicating the contract be completed by December 31, 2021, including this Change Order, of \$6,416,399. Also submitted was the Project Completion Affidavit indicating this new final cost of \$6,416,399. Upon a motion made by Joseph Molnar, seconded by Murray Miller and carried by roll call, Change Order No. 2 and the Project Completion Affidavit were approved.

APPROVE PROJECT COMPLETION AFFIDAVIT – 905, 907, 909 MICHIGAN DEMOLITION – PROJECT NO. 120-063R (PR-00008115)

Ms. Maradik advised that Toy Villa, Engineering, has submitted the Project Completion Affidavit on behalf of Green Demolition Contractors, Inc., 523 Northbrook Dr., Michigan City, IN, 46360, for the above referenced project, indicating a final cost of \$179,800. Upon a motion made by Joseph Molnar, seconded by Murray Miller and carried by roll call, the Project Completion Affidavit was approved.

APPROVAL OF REQUEST TO ADVERTISE FOR THE RECEIPT OF BIDS – 2022 STREET AND SEWER MATERIAL BID – PROJECT NO. 122-028 (PR-00015077)

In a memorandum to the Board, Mr. Scott Kreeger, Engineering, requested permission to advertise for the receipt of bids for the above referenced project. Therefore, upon a motion made by Joseph Molnar, seconded by Murray Miller and carried by roll call, the above request was approved.

APPROVAL OF REQUEST TO ADVERTISE FOR THE RECEIPT OF BIDS – 2022 ASPHALT MATERIALS BID – PROJECT NO. 122-029 (PR-00015079)

In a memorandum to the Board, Mr. Scott Kreeger, Engineering, requested permission to advertise for the receipt of bids for the above referenced project. Therefore, upon a motion made by Joseph Molnar, seconded by Murray Miller and carried by roll call, the above request was approved.

APPROVAL OF REQUEST TO ADVERTISE FOR THE RECEIPT OF BIDS – 2022 CONTRACTOR PAVING, ROUND I – PROJECT NO. 122-008 (PR-00015103)

In a memorandum to the Board, Mr. Scott Kreeger, Engineering, requested permission to advertise for the receipt of bids for the above referenced project. Therefore, upon a motion made by Joseph Molnar, seconded by Murray Miller and carried by roll call, the above request was approved.

ADOPT RESOLUTION NO. 04-2022 – A RESOLUTION OF THE CITY OF SOUTH BEND, INDIANA BOARD OF PUBLIC WORKS AUTHORIZING THE TRANSFER OF REAL PROPERTY OF THE SOUTH BEND BUILDING CORPORATION

Upon a motion made by Joseph Molnar, seconded by Murray Miller and carried by roll call, the following Resolution was adopted by the Board of Public Works:

RESOLUTION NO. 04-2022

A RESOLUTION OF THE CITY OF SOUTH BEND, INDIANA, BOARD OF PUBLIC WORKS AUTHORIZING THE TRANSFER OF REAL PROPERTY TO THE SOUTH BEND BUILDING CORPORATION

WHEREAS, the City of South Bend, Indiana, Board of Public Works (the "Board of Public Works") exists pursuant to I.C. § 36-4-9-5, holds real property owned by the City of South Bend, Indiana (the "City") pursuant to I.C. § 36-9-6-3, and is authorized to transfer such property to another governmental entity pursuant to I.C. § 36-1-11-8; and

WHEREAS, the South Bend Building Corporation (the "Corporation") was created pursuant to I.C. § 36-7-14.5 (the "Act") as a separate body corporate and politic serving as an instrumentality of the City of South Bend, Indiana (the "City"), to finance local public improvements for lease to the South Bend Redevelopment Commission (the "Commission") and which is permitted by the Act to acquire real property in order to accomplish the purposes of the Corporation under the Act; and

WHEREAS, the City of South Bend, Indiana (the "City"), has previously entered into a Lease and Management Agreement, dated as of January 1, 2019 with the Potawatomi Zoological Society, Inc. (the "PZS"), an Indiana nonprofit corporation, to provide for the PZS to operate the Potawatomi Zoo located in the City (the "Zoo"); and

WHEREAS, the PZS desires to undertake certain capital improvements at the Zoo (the "Project"); and

WHEREAS, the Common Council of the City has adopted Ordinance No. 10835-21 (the "Ordinance") at a meeting held on December 13, 2021, authorizing the issuance of economic development lease rental revenue bonds in an aggregate principal amount not to exceed Six Million Five Hundred Thousand Dollars (\$6,500,000) (the "Bonds") pursuant to the terms of the Ordinance and a trust agreement (the "Trust Agreement") between the City and U.S. Bank National Association, as trustee (the "Trustee"), to be known as the "City of South Bend, Indiana, Economic Development Lease Rental Revenue Bonds, Series 2022 (Potawatomi Zoo Project)" for the purpose of (i) financing the cost of funding a portion of the cost of the Project by providing a portion of the proceeds of the Bonds to the PZS to pay for the Project pursuant to a Financing Agreement by and among the City, the PZS and the Corporation; (ii) funding a debt service reserve fund, if necessary, in connection with the issuance of the Bonds; and (iii) paying costs incurred in connection with the issuance of the Bonds; and

WHEREAS, in order to provide a source of funding to pay the principal of and interest on the Bonds when due, the Corporation and the Commission authorized execution of a form of Lease on November 22, 2021 (the "Lease") providing for the lease of certain property in the City as more fully described in the Lease (the "Leased Premises"); and

WHEREAS, the Corporation desires to acquire an interest in the Leased Premises for the purpose of leasing the Property pursuant to the terms of the Lease; and

WHEREAS, in order for the Commission and the Building Corporation to execute the Lease upon closing of the Bonds, the Board of Public Works desires to convey the Leased Premises to the Corporation pursuant to I.C. § 36-1-11-8 and subject to the terms of this Resolution.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY OF SOUTH BEND BOARD OF PUBLIC WORKS AS FOLLOWS:

1. The Board of Public Works hereby approves the transfer of the Leased Premises from the Board of Public Works in accordance with I.C. § 36-1-11-8, the Act. The President of the Board (the “President”) is authorized and directed, in the name of the City, to execute and deliver a quit claim deed in a form substantially similar to the document attached hereto as Exhibit A, conveying all of the Board of Public Works’ right, title, and interest in the Property to the Corporation.
2. The Board of Public Works authorizes Andrew Netter of the City’s Department of Community Investment to deliver the Deed for recordation to the Office of the Recorder of St. Joseph County, Indiana and execute any other document necessary to affect the Corporation’s acceptance of the Leased Premises from the Board of Public Works.
3. This Resolution will be in full force and effect upon its adoption by the Board of Public Works.

ADOPTED at a meeting of the City of South Bend, Indiana, Board of Public Works held on February 22, 2022 at 1308 County-City Building, 227 West Jefferson Boulevard, South Bend, Indiana 46601.

CITY OF SOUTH BEND
BOARD OF PUBLIC WORKS
s/ Elizabeth A. Maradik
s/ Joseph R. Molnar
s/ Gary A. Gilot
s/ Jordan V. Gathers
s/ Murray L. Miller

ATTEST:

s/Theresa Heffner, Clerk

ADOPT RESOLUTION NO. 05-2022 – A RESOLUTION OF THE CITY OF SOUTH BEND, INDIANA BOARD OF PUBLIC WORKS FOR THE DISPOSAL OF SURPLUS PROPERTY

Upon a motion made by Joseph Molnar, seconded by Murray Miller and carried by roll call, the following Resolution was adopted by the Board of Public Works:

**RESOLUTION NO. 05-2022
A RESOLUTION OF THE CITY OF SOUTH BEND, INDIANA
BOARD OF PUBLIC WORKS FOR THE
DISPOSAL OF SURPLUS PROPERTY**

WHEREAS, I.C. 36-9-6-1 gives the Board of Public Works of the City of South Bend the right and duty to have custody of, control of, use of, and dispose of in accordance with Indiana statutes, all real and personal property owned by the City of South Bend; and

WHEREAS, the Common Council of the City of South Bend passed as amended on January 11, 1988, Ordinance No. 7847-88 which mandates the Board of Public Works of the City of South Bend to determine that the sidearm of a police officer who retires in good standing is surplus property and no longer useful to the City of South Bend; and

WHEREAS, **DETECTIVE GALEN PELLETIER** retired effective January 28th, 2022, from the South Bend Police Department after twenty-five (25) years of service, and the Board of Public Safety of the City of South Bend has determined that he retired in good standing; and

WHEREAS, I.C. 5-22-22-1 permits and establishes procedure for disposal of personal property which is no longer needed by the City and which is unfit for the purpose for which it was intended;

NOW, THEREFORE, BE IT RESOLVED by the Board of Public Works of the City of South Bend that handgun Serial No. NDT0920, a Smith and Wesson M&P Handgun, is no longer needed by the City and is unfit for the purpose for which it was intended and has an estimated fair market value of less than Five Hundred Dollars (\$500.00).

BE IT FURTHER RESOLVED that said property be disposed of and removed from the City inventory.

ADOPTED this 22ND Day of FEBRUARY, 2022.

CITY OF SOUTH BEND

BOARD OF PUBLIC WORKS

s/ Elizabeth A. Maradik

s/ Joseph R. Molnar

s/ Gary A. Gilot

s/ Jordan V. Gathers

s/ Murray L. Miller

ATTEST:

s/Theresa Heffner, Clerk

ADOPT RESOLUTION NO. 06-2022 – A RESOLUTION OF THE CITY OF SOUTH BEND, INDIANA BOARD OF PUBLIC WORKS FOR THE DISPOSAL OF SURPLUS PROPERTY

Upon a motion made by Joseph Molnar, seconded by Murray Miller and carried by roll call, the following Resolution was adopted by the Board of Public Works:

RESOLUTION NO. 06-2022
A RESOLUTION OF THE CITY OF SOUTH BEND, INDIANA
BOARD OF PUBLIC WORKS FOR THE
DISPOSAL OF SURPLUS PROPERTY

WHEREAS, I.C. 36-9-6-1 gives the Board of Public Works of the City of South Bend the right and duty to have custody of, control of, use of, and dispose of in accordance with Indiana statutes, all real and personal property owned by the City of South Bend; and

WHEREAS, the Common Council of the City of South Bend passed as amended on January 11, 1988, Ordinance No. 7847-88 which mandates the Board of Public Works of the City of South Bend to determine that the sidearm of a police officer who retires in good standing is surplus property and no longer useful to the City of South Bend; and

WHEREAS, PATROLMAN FIRST CLASS KENNETH RYAN retired effective February 11th, 2022, from the South Bend Police Department after twenty-nine (29) years of service, and the Board of Public Safety of the City of South Bend has determined that he retired in good standing; and

WHEREAS, I.C. 5-22-22-1 permits and establishes procedure for disposal of personal property which is no longer needed by the City and which is unfit for the purpose for which it was intended;

NOW, THEREFORE, BE IT RESOLVED by the Board of Public Works of the City of South Bend that handgun Serial No. NDT0949, a Smith and Wesson M&P Handgun, is no longer needed by the City and is unfit for the purpose for which it was intended and has an estimated fair market value of less than Five Hundred Dollars (\$500.00).

BE IT FURTHER RESOLVED that said property be disposed of and removed from the City inventory.

ADOPTED this 22ND Day of FEBRUARY, 2022.

CITY OF SOUTH BEND

BOARD OF PUBLIC WORKS

s/ Elizabeth A. Maradik

s/ Joseph R. Molnar

s/ Gary A. Gilot

s/ Jordan V. Gathers

s/ Murray L. Miller

ATTEST:

s/Theresa Heffner, Clerk

ADOPT RESOLUTION NO. 07-2022 – A RESOLUTION OF THE CITY OF SOUTH BEND, INDIANA BOARD OF PUBLIC WORKS FOR THE DISPOSAL OF SURPLUS PROPERTY

Upon a motion made by Joseph Molnar, seconded by Murray Miller and carried by roll call, the following Resolution was adopted by the Board of Public Works:

RESOLUTION NO. 07-2022
A RESOLUTION OF THE CITY OF SOUTH BEND, INDIANA
BOARD OF PUBLIC WORKS FOR THE
DISPOSAL OF SURPLUS PROPERTY

WHEREAS, I.C. 36-9-6-1 gives the Board of Public Works of the City of South Bend the right and duty to have custody of, control of, use of, and dispose of in accordance with Indiana statutes, all real and personal property owned by the City of South Bend; and

WHEREAS, the Common Council of the City of South Bend passed as amended on January 11, 1988, Ordinance No. 7847-88 which mandates the Board of Public Works of the City of South Bend to determine that the sidearm of a police officer who retires in good standing is surplus property and no longer useful to the City of South Bend; and

WHEREAS, PATROLMAN FIRST CLASS MICHAEL VANVYNCKT retired effective February 11th, 2022, from the South Bend Police Department after twenty-six (26) years of service, and the Board of Public Safety of the City of South Bend has determined that he retired in good standing; and

WHEREAS, I.C. 5-22-22-1 permits and establishes procedure for disposal of personal property which is no longer needed by the City and which is unfit for the purpose for which it was intended;

NOW, THEREFORE, BE IT RESOLVED by the Board of Public Works of the City of South Bend that handgun Serial No. NDT6840, a Smith and Wesson M&P Handgun, is no longer needed by the City and is unfit for the purpose for which it was intended and has an estimated fair market value of less than Five Hundred Dollars (\$500.00).

BE IT FURTHER RESOLVED that said property be disposed of and removed from the City inventory.

ADOPTED this 22ND Day of FEBRUARY, 2022.

CITY OF SOUTH BEND
BOARD OF PUBLIC WORKS
s/ Elizabeth A. Maradik
s/ Joseph R. Molnar
s/ Gary A. Gilot
s/ Jordan V. Gathers
s/ Murray L. Miller

ATTEST:

s/Theresa Heffner, Clerk

ADOPT RESOLUTION NO. 08-2022 – A RESOLUTION OF THE CITY OF SOUTH BEND, INDIANA BOARD OF PUBLIC WORKS AUTHORIZING STAFF TO EFFECTUATE THE ACQUISITION OF CERTAIN REAL PROPERTY

Upon a motion made by Joseph Molnar, seconded by Murray Miller and carried by roll call, the following Resolution was adopted by the Board of Public Works:

RESOLUTION NO. 08-2022

A RESOLUTION OF THE BOARD OF PUBLIC WORKS OF THE CITY OF SOUTH BEND, INDIANA AUTHORIZING STAFF TO EFFECTUATE THE ACQUISITION OF CERTAIN REAL PROPERTY

WHEREAS, Ind. Code 32-24-1 establishes certain statutory procedures for the acquisition by a municipality of property for public use; and

WHEREAS, the City of South Bend, Indiana, Board of Public Works (the “Board”) is empowered to carry out the acquisition of property pursuant to Ind. Code §§ 32-24-1-3(a) and 36-9-6-4, and, pursuant to Ind. Code § 36-9-6-3, has custody of and may maintain all real and personal property of the City of South Bend (the “City”); and

WHEREAS, the City’s Department of Law, as authorized by and on behalf of the Board, commenced a condemnation action against 121 River Race LLC ("Property Owner") for the acquisition of certain riverfront property for the improvement of the City’s multi-use trail, commonly known as the East Bank Trail (the “Project”), more particularly described on Exhibit A and depicted on Exhibit B (the "Property"); and

WHEREAS, as a part of the court proceedings, appraisers were appointed and determined the value of the Property at One Hundred Thirty-Six Thousand Dollars (\$136,000), including damages to the Property Owner as a result of the taking (the “Appraisal Amount”); and

WHEREAS, the court issued an order on December 10, 2021, requiring the City to pay the Appraisal Amount plus the appraisal fees of Fifty-Five Thousand Eight Hundred Dollars (\$55,800); and

WHEREAS, the Board desires to authorize City staff to perform certain actions on the Board’s behalf to complete its acquisition of the Property, including but not limited to paying the Appraisal Amount and associated fees.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF PUBLIC WORKS OF THE CITY OF SOUTH BEND AS FOLLOWS:

1. The Board reaffirms its approval of the acquisition of the Property in furtherance of the Project.
2. The Board authorizes any member of the City’s Department of Law to act on its behalf to distribute payment of the Appraisal Amount and the associated fees.
3. The Board further authorizes Andrew Netter of the City’s Department of Community Investment to accept and present for recordation the deed or other document of transfer for the Property and execute on the Board’s behalf any document or take on the Board’s behalf any action that may be required to complete the acquisition of the Property and carry out the purposes of this Resolution.
3. This Resolution will be in full force and effect upon its adoption.

ADOPTED at a meeting of the Board of Public Works of the City of South Bend, Indiana, held electronically on February 22, 2022, as authorized by Executive Order 20-09 issued by the Governor of the State of Indiana, as subsequently renewed.

CITY OF SOUTH BEND
BOARD OF PUBLIC WORKS
s/ Elizabeth A. Maradik
s/ Joseph R. Molnar
s/ Gary A. Gilot
s/ Jordan V. Gathers
s/ Murray L. Miller

ATTEST:
s/Theresa Heffner, Clerk

ADOPT RESOLUTION NO. 09-2022 – A RESOLUTION OF THE CITY OF SOUTH BEND, INDIANA BOARD OF PUBLIC WORKS ACCEPTING TRANSFER OF REAL PROPERTY FROM CROSS COMMUNITY, INC.

Upon a motion made by Joseph Molnar, seconded by Murray Miller and carried by roll call, the following Resolution was adopted by the Board of Public Works:

RESOLUTION NO. 09-2022

A RESOLUTION OF THE BOARD OF PUBLIC WORKS OF THE CITY OF SOUTH BEND, INDIANA ACCEPTING TRANSFER OF REAL PROPERTY FROM CROSS COMMUNITY, INC.

WHEREAS, the City of South Bend, Indiana, Board of Public Works (the “Board”) exists pursuant to Indiana Code Section 36-4-9-5, and may have custody of and maintain real property owned by the City of South Bend, Indiana (the “City”) pursuant to Indiana Code Section 36-9-6-3; and

WHEREAS, Cross Community, Inc. (the “Organization”) is a non-profit formed, existing, and operating under the laws of the State of Indiana; and

WHEREAS, The City and the Organization have entered into an Agreement for Programs and Services, dated December 20, 2018, as amended by the First Addendum to Agreement for Programs and Services, dated July 28, 2020, as amended by the Second Addendum to Agreement for Programs and Services, dated August 10, 2021 (together, the“Services Agreement”); and

WHEREAS, the Organization agreed to work with the City under the terms of the Agreement, so long as the City transferred ownership of certain City real properties in exchange for certain real properties owned by the Organization; and

WHEREAS, in accordance with the Agreement, the Organization acquired and continuesto own certain real property described in Exhibit A (“the Property”); and

WHEREAS, the Organization desires to transfer the Property to the City.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF PUBLIC WORKS OF THE CITY OF SOUTH BEND, INDIANA AS FOLLOWS:

- 1. The Board, on behalf of the City, accepts the conveyance of the Property from the ORGANIZATION pursuant to Ind. Code 36-7-14-12.2.
- 2. The Board authorizes Andrew Netter, Senior Planner and Property Development Analyst in DCI, to act on behalf of the Board to execute any documents or take any action on the Board’s behalf relevant to the acquisition of the Property, including butnot limited to signing any closing documentation and presenting the deed for recordation.
- 3. This Resolution shall be in full force and effect upon its adoption by the Board.

ADOPTED at a meeting of the Board of Public Works of the City of South Bend, Indianaheld on February 22, 2022, at 1308 County City Building, 227 West Jefferson Boulevard, South Bend, Indiana 46601.

CITY OF SOUTH BEND
BOARD OF PUBLIC WORKS
s/ Elizabeth A. Maradik
s/ Joseph R. Molnar
s/ Gary A. Gilot
s/ Jordan V. Gathers
s/ Murray L. Miller

ATTEST:
s/Theresa Heffner, Clerk

APPROVAL OF AGREEMENTS/CONTRACTS/PROPOSALS/ADDENDA

The following Agreements/Contracts/Proposals/Addenda were submitted to the Board for approval:

Type	Business	Description	Amount/ Funding	Motion/ Second
Amendment No. 1 to LPA Consulting Contract	HWC Engineering	Additional Inspection Services due to Utilities Delaying Project One (1) Year for Olive Road Reconstruction, Phase I Project No. 114-064	NTE \$25,528 (PO-0001776)	Joseph Molnar / Murray Miller
Professional Services Agreement	A&Z Engineering, LLC	Design Services for 2022 Community Crossing Roadway Rehabilitation Project No. 122-024 for	\$318,350 (PR-00014717)	Joseph Molnar / Murray Miller

REGULAR MEETING

February 22, 2022

		Five (5) City Streets		
Uniform Property or Easement Acquisition	April Bouchard & Tracie Bouchard	Access and Installation of Water Main Near 22708 State Road 23 South Bend for Prairie Ave. Water Main Loop Project No. 117-068	\$5,909.70 (50% to Each Owner) (PR-00012637)	Joseph Molnar / Murray Miller
Professional Services Agreement	Black and Veatch Corporation	Engineering Services for Century Center Electrical & HVAC Improvements, Project No. 122-017	\$65,635 (PR-00014781)	Joseph Miller / Murray Miller
Amendment No. 1 to Owner-Engineer Agreement	Christopher B. Burke Engineering, LLC	Provide As Needed, On-Call Support to Implement the Impervious Cover-Based Stormwater Utility Project No. 119-010	NTE \$23,010.76 (Hourly); Adjusted Total Amount: \$98,510.76 (PO-0000355)	Joseph Molnar / Murray Miller
Professional Services Agreement	Alliance Architects	Design Services for Roof Repairs for Studebaker Museum Project No. 122-030	NTE \$16,500 (Hourly) (PR-00015075)	Joseph Molnar / Murray Miller
Professional Services Agreement	Christopher B. Burke Engineering, LLC	Inspection Services for Prairie Avenue Water Main Loop Project No. 117-068	NTE \$83,500 (Hourly) (PR-00014858)	Joseph Molnar / Murray Miller
2022 Indemnification Agreement	The Tire Rack, Inc.	City Usage of Tire Rack's Training Track for Police Emergency Vehicle Operations Training March 30, 2022 through October 28, 2022	N/A	Joseph Molnar / Murray Miller
Right-of-Way Occupancy Agreement	Lykowski Construction, Inc., and Indiana Landmarks	Encroachment for House Move from 130 Park Ln. to 846 Park Ave. South Bend	N/A	Joseph Molnar / Murray Miller
Amendment No. 5 to Owner-Engineer Agreement	SmithGroup Inc.	Additional Construction Administrative Services for Seitz Park Reconstruction, Phase I Project No. 117-093	NTE \$74,956 (Hourly); Total Adjusted Amount \$1,139,716 (PO-0006606)	Joseph Molnar / Murray Miller
Streetlight Service Agreement	Indiana Michigan Power Company	Contract Approved in 2020, LED Street Light Upgrades and Associated Rates, Indiana Utility Regulatory Commission Cause No. 45285	N/A	Joseph Molnar / Murray Miller
Professional Services Agreement	Danch, Harner, and Associates, Inc.	Prepare ALTA/NSPS Land Title Survey for 215 Martin Luther King Jr. Blvd. (SBSC Administrative Building)	\$3,550 (Hourly); 33-40 Days (DCI)	Joseph Molnar / Murray Miller

APPROVAL OF PERMIT AND LICENSE APPLICATIONS

The following permit and license applications were presented for approval:

Applicant	Description	Date/Time	Location	Motion Carried
Chet Waggoner	Street Closure for	April 23,	Wilber St. to Portage	Joseph Molnar

Little League Opening Day Parade	Special Event	2022; 7:00 a.m. to 9:00 a.m.	Ave., Continuing to Boland and Riverside Dr. to Park	/ Murray Miller
St. Patrick’s Day Parade	Street Closure for Special Event	March 12, 2022; 9:30 a.m. to 12:30 p.m.	E. Jefferson Blvd. from S. Frances St. to Niles Ave., Niles Ave. from Jefferson Blvd. to Washington St., Washington St. to Niles Ave. to N. Hill Ave.	Joseph Molnar / Murray Miller

APPROVAL OF REVOCABLE PERMIT FOR ENCROACHMENT – 111 N. MAIN ST.

Ms. Maradik stated an application for an Encroachment and Revocable Permit has been received from the Aloft South Bend for the purpose of allowing a pergola to be placed in the right-of-way on the front side of the building to extend the patio space. The encroachment shall remain in the right of way until the time as the Board of Public Works of the City of South Bend shall determine that such encroachment is in any way impairing or interfering with the highway or with the free and same flow of traffic. Upon a motion made by Elizabeth Maradik, seconded by Joseph Molnar and carried by roll call, the Revocable Permit was Tabled for further discussion.

FAVORABLE RECOMMENDATION - PETITION TO VACATE THE ALLEY RUNNING FROM DUEY AVE. ON THE EAST TO HOWARD ST. ON THE WEST FOR A DISTANCE OF 205 FEET +/-

Ms. Maradik indicated that Mr. Mike Danch, Five Corners LLC, 814 Marietta St., South Bend, IN 46610, has submitted a request to vacate the above referenced alley. Ms. Maradik advised the Board is in receipt of favorable recommendations concerning this Vacation Petition from the Street Department, Fire Department, Police Department Community Investment, and Engineering who all state the request meets the criteria of I.C. 36-7-3-13. Therefore, Joseph Molnar made a motion recommending favorable recommendation to Council. Murray Miller seconded the motion which carried by roll call.

FAVORABLE RECOMMENDATION - PETITION TO VACATE THE STREET AND ALLEY NEAR 1101 KING ST.

Ms. Maradik indicated that Ms. Maggie VanZalen – Transformation Ministries, 1101 King St., South Bend, IN 46616, has submitted a request to vacate the above referenced street and alley. Ms. Maradik advised the Board is in receipt of favorable recommendations concerning this Alley Vacation Petition from the Street Department, Fire Department, Police Department Community Investment, and Engineering who all state the request meets the criteria of I.C. 36-7-3-13. Public Works, Community Investment & Fire are not in favor of the Street vacation, this does not meet two (2) of the four (4) I.C. 36-7-3-13 criteria (2,4) and due to loss of fire hydrant access. Therefore, Joseph Molnar made a motion to send the alley vacation with favorable recommendations and the street vacation with unfavorable recommendations due to the comments submitted by staff. Murray Miller seconded the motion which carried by roll call.

APPROVE/DENY TRAFFIC CONTROL DEVICES

Upon a motion made by Joseph Molnar, seconded by Murray Miller and carried by roll call, the following traffic control device request was approved:

- NEW INSTALLATION:
LOCATION:
REMARKS:

Three (3) Honorary Street Signs - Pastor Leroy Sutton St.
Napoleon St. & St. Louis Blvd., Napoleon St. & St. Peter St., Napoleon St. & Notre Dame Ave.
All Criteria Met
- NEW INSTALLATION:
LOCATION:
REMARKS:

Residential Parking by Permit Zone M-F 6am-6pm Sign
500 Block of W. Jefferson Blvd.
All Criteria Met

APPROVE CONSENTS TO ANNEXATION AND WAIVER OF RIGHTS TO REMONSTRATE

Ms. Maradik stated that the Board is in receipt of the following Consents to Annexation and Waivers of Right to Remonstrate. The Consents indicate that in consideration for permission to

REGULAR MEETING

February 22, 2022

tap into public water/sanitary sewer system of the City, to provide water/sanitary sewer service to the below referenced properties, the applicants waive and release any and all rights to remonstrate against or oppose any pending or future annexations of the properties by the City of South Bend:

- A. Ms. Ashley Herban, 53465 Quince Rd., South Bend, IN 46628
 - 1. 53465 Quince Rd. – Sewer (Key No.021-1038-061601)

Upon a motion by Joseph Molnar, seconded by Murray Miller and carried by roll call, the Consents to Annexation and Waivers of Right to Remonstrate were approved as submitted.

RATIFY APPROVAL AND/OR RELEASE CONTRACTOR, EXCAVATION, AND OCCUPANCY BONDS

The Division of Engineering Permit Department recommended that the following bonds be ratified pursuant to Resolution 100-2000 and/or released as follows:

Business	Bond Type	Approved/ Released	Effective Date
Larson Danielson Construction	Contractor	Released	03/03/2022

Joseph Molnar made a motion that the bond’s approval and/or release as outlined above be ratified. Murray Miller seconded the motion, which carried by roll call.

RATIFY PREAPPROVED CLAIMS PAYMENTS

Mr. Molnar stated the Board received notices of the following preapproved claim payments from the City’s Department of Administration and Finance:

Name	Date	Amount of Claim
City of South Bend Claims GBLN-30954, GBLN-30955, GBLN-31063	02/07/2022	\$415,045.24
City of South Bend Claims GBLN-31158, GBLN-31159	02/07/2022	\$673,451.55
City of South Bend Claims GBLN-31795	02/16/2022	\$2,898,758.94
City of South Bend Claims GBLN-31297, GBLN-31263	02/16/2022	\$178,912.00

Each claim is fully supported by an invoice; the person receiving the goods or services has approved the claims; and the claims have been filed with the City Fiscal Officer and certified for accuracy. Therefore, upon a motion by Joseph Molnar, seconded by Murray Miller, and carried by roll call, the Board ratified the preapproved claims payments.

PRIVILEGE OF THE FLOOR

Joseph Molnar wanted to inform Clara to ensure legal is aware of a bill that was filed by the Common Council that had first reading for Council to approve bids over \$100,000. Board Attorney, McDaniels responded yes, that she is aware of this.

Gary Gilot wanted to thank all the staff, Finn Cavanagh, in Engineering for working with AEP on the LED streetlights. Finn did some computations after the agenda session that indicate the city will save 2 million kilowatt hours of electricity every year and because the life of the bulb is 10 years, a 20-million-kilowatt hour savings is substantial for a City that aspires to be carbon neutral by 2050. This is the equivalent to the energy use of 182 typical homes in south bend by redoing the lighting. This will provide good public lighting for safety purposes, but also save a tremendous amount of energy and carbon footprint, so thank you to all that made that possible.

ADJOURNMENT

There being no further business to come before the Board, Ms. Maradik adjourned the meeting at 10:01 a.m..

CITY OF SOUTH BEND, INDIANA
BOARD OF PUBLIC WORKS



Elizabeth A. Maradik, President



Gary A. Gilot, Member



Murray L. Miller, Member



Joseph R. Molnar, Vice President



Jordan V. Gathers, Member



Attest: Theresa M. Heffner, Clerk

Date: March 8, 2022