

The Agenda Review Session of the Board of Public Works was convened at 10:30 a.m. on June 9, 2022, by Board President Elizabeth A. Maradik, Vice President Joseph Molnar, and Board Members Gary Gilot, Jordan Gathers (absent), Murray Miller (virtual), Board Attorney Clara McDaniels (absent) and Assistant City Attorney Jenna Throw present. Board of Public Works Clerk, Theresa Heffner, presented the Board with a proposed agenda of items presented by the public and by City Staff.

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

AWARD BIDS AND APPROVE CONTRACTS

Project Engineer Finnian Cavanaugh was present to answer questions about item 4.A. Beck's Lake LaSalle Park EPA Master Plan. He noted that the award will be approved subject to the approval of funding on June 27, 2022 by the Common Council.

REQUEST TO ADVERTISE FOR THE RECEIPT OF BIDS

Project Engineer Finnian Cavanaugh was present to answer questions about item 7.A. 2022 Curb and Sidewalk, Round II. Mr. Cavanaugh noted that it is a divisible bid that will have five (5) divisions that can be awarded separately. Gary Gilot asked if the program included tree removal and tree replacement to which Mr. Cavanaugh responded that it will be all together, and it includes replacing two (2) trees for each one (1) removed. Mr. Cavanaugh noted the program also comes with a warranty for one (1) year and includes a watering period.

AGREEMENTS/CONTRACTS/PROPOSALS/ADDENDA

Project Engineer Finnian Cavanaugh was present to answer questions about item 9.E. INDOT LPA for Safe Routes to School Muessel Primary and Holy Cross School. The first INDOT LPA contract for this project was for the preliminary design; this contract is for the construction phase of the project.

RESOLUTIONS

Assistant City Attorney Jenna Throw was present to answer questions about item 8.F. The transfer of real property to the City of South Bend Redevelopment Commission. Attorney Throw explained that a house was built on one of the parcels, and in the original purchase agreement, it shows that the parcel was originally intended to be conveyed and the quit claim deed is to correct the inadvertent omission of that parcel from the original deed of transfer.

AGREEMENTS/CONTRACTS/PROPOSALS/ADDENDA

Mr. Gilot requested information about item 9.D. Ethernet Services for Water Works SCADA Communications. Director of SCADA Information Systems Brent Hussung was virtually present and available to answer questions. Mr. Gilot asked about the current network, associated costs, and an explanation of how the new network would work. Mr. Hussung explained that Water Works is currently using a T1 (voice and data) line which AT&T is retiring, so Water Works had to find a new service. After two quotes, they found that AT&T Switched Ethernet Service to be the least expensive even though it is more than the current service. The service provides communication from the Water Works booster stations and remote plants to do real-time control with the SCADA environment to ensure the water is working properly.

Mr. Gilot asked if there were inadequate fibers associated with the ChoiceLite fibers that the City currently has access to. Mr. Hussung explained that he has been communicating with City's Information Technology Department to try to find out a way to redo the existing fiber loop to add on and see how much fiber it will take of the City's pool that they are allowed to use and if it makes sense to do so. Mr. Hussung noted that for right now Water Works must get off the T1 line, so they are going to go in the direction of Switched Ethernet Service to maintain the current level of connectivity and then work toward reducing or eliminating the service over the next three years.

Mr. Gilot asked if the Director of Public Works would support an investment project to expand the fiber network that would meet the City's need and provide a return on investment over time. Director Horvath stated that the City does have plans to expand the fiber network and to do some additional broadband work. Director Horvath asked if there was an early termination option in the contract. Mr. Gilot noted that the early termination clause would result in paying fifty percent (50%) of the unused portion. Director Horvath stated that it may take that long to expand the fiber network.

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 RONALD WILSON II** retired effective June 3rd, 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. NDT6959, 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 14TH Day of JUNE, 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. 31-2022 – A RESOLUTION OF THE CITY OF SOUTH BEND, INDIANA BOARD OF PUBLIC WORKS TRANSFERRING REAL PROPERTY TO SHAWN S. HOWELL

Upon a motion made by VP Joseph Molnar, seconded by Jordan Gathers and carried by roll call, the following resolution was adopted by the Board of Public Works:

RESOLUTION NO. 31-2022

A RESOLUTION OF THE CITY OF SOUTH BEND, INDIANA, BOARD OF PUBLIC WORKS TRANSFERING REAL PROPERTY TO SHAWN S. HOWELL

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

WHEREAS, on July 14, 2003, the City and American Home Dreams, Inc. entered into a Purchase Agreement related to several parcels of land, including but not limited to Lots Numbered Twenty-Six (26) and Twenty-Seven (27) as shown on the recorded Plat of Haney’s Addition to the City of South Bend, St. Joseph County, Indiana, Key Nos. 18-7026-1044 and 18-7026-1043; and

WHEREAS, in transferring the parcels to American Home Dreams, Inc., the City inadvertently left Lot Numbered Twenty-Six (26) off of the property description on the deed of transfer; and

WHEREAS, **PATROLMAN FIRST CLASS MARK CHABOT** retired effective June 3rd, 2022, from the South Bend Police Department after thirty-four (34) 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. NDS9977, 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 14TH Day of JUNE, 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

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
Professional Services Agreement	A&Z Engineering, LLC	Design Services and Obtain Grand Trunk Railroad Permission to Construct Watermain Replacements at Greenlawn Ave. & 30 th . St.	\$65,166 (PR-00017286)	Joseph Molnar/ Jordan Gathers
Professional Services Agreement	Populous, Inc.	Conceptual Development for Additional Seating at Four Winds Field Project No. 122-021A	\$110,000 (PR-00017299)	Joseph Molnar/ Jordan Gathers
Amendment No. 1 to Professional Services Agreement	American Structurepoint, Inc.	Design and Construction Services for Full Storage Tank Design for Wastewater Treatment Plant CSO 045 Equalization Basin Project No. 121-071	\$2,150,288; New Total \$2,354,023 (PR-00012418)	Joseph Molnar/ Jordan Gathers
Customer Letter of Authority	AT&T Corp. d/b/a ACC Business	Ethernet Services for Water Works SCADA Communications	\$5,835.03 per Month; Total \$210,061 Three (3) Year Contract (PR-00017343)	Joseph Molnar/ Jordan Gathers
Contract	Indiana Department of Transportation	Safe Routes to School Muessel Primary and Holy Cross School,	Estimated Total \$1,625,000	Joseph Molnar/ Jordan Gathers

