

The Agenda Review Session of the Board of Public Works was convened at 10:31 a.m. on September 5, 2024, by Board President Elizabeth A. Maradik, Vice President Joseph Molnar, and Board Members Gary Gilot, Murray Miller (Joined virtually at 10:35 a.m.), Briana Micou, and Board Attorney Michael Schmidt present. The 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.

OPENING OF BIDS

Project Manager Patrick Sherman was present to discuss item 2.A.: Gintz Drive and Stephenson Mills Parking Lot. He noted that the bid opening would also include the award, assuming that it comes within budget and we have a clean bid. Due to the timing of the project and wanting it to get done this year, we will be awarding the bid as well.

Attorney Schmidt noted that there will also be an amendment coming to the Board at the next meeting.

Project Manager Sherman stated that they are finalizing the terms of that related to the whole project and the agreement with Stephenson Mills where we are doing their parking lot.

VP Molnar asked when they anticipate the job will be completed. Project Manager Sherman noted that they are hopeful that it will be completed by November 30, 2024. If we have an alternate for concrete we could have it done earlier, because there really isn't that much work.

PROJECT COMPLETION AFFIDAVIT

Senior Engineer Charlotte Brach was virtually speaking about item 6. A.: Campus View (The 87). She noted that this item may need to be tabled at Tuesday's meeting because she does not have the signed documents back from the developer. This is not a typical construction contract, it's a private developer extending utilities for their development. They paid for all of it, so there is just a formal close out and dedication of the infrastructure and our approval to officially dedicate this as public mains.

Mr. Gilot asked if the city requires a closed-circuit camera view of the finished product before we accept it. Senior Engineer Brach answered yes.

AGREEMENTS/CONTRACTS/PROPOSALS/ADDENDA

Mr. Gilot asked about the scope for item 8.C.: Professional Services Agreement with A & Z Engineering LLC to Design, Bidding, Construction, and Engineering Services for Lincoln Way East & Miami Intersection Improvements. He asked if the scope would include taking a look at stormwater outfalls since you're doing a major intersection improvement for transportation reasons. He also asked if they have considered creating a little bump out to put some steel sheeting and create a bowl and a railing and a beautiful view up and down the river from that location. He noted he loves the idea of windows on the river.

City Engineer Kara Boyles commented that it is an INDOT intersection, so the city will have to work closely with them. We could have those discussions with them, but that'll be the main constraint there.

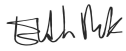
Director of Public Works Eric Horvath added that most of it is privately owned, so it may take an acquisition. City Engineer Boyles advised that it's actually the county. President Maradik stated that there are private owners on the right, but at the actual intersection, it is the county.

PRIVILEGE OF THE FLOOR

ADJOURNMENT

There being no further business to come before the Board, President Maradik adjourned the meeting at 10:42 a.m.

CITY OF SOUTH BEND, INDIANA
BOARD OF PUBLIC WORKS



Elizabeth A. Maradik, President



Joseph R. Molnar, Vice President



Gary A. Gilot, Member



Briana Micou, Member



Murray L. Miller, Member



Attest: Theresa M. Heffner, Clerk

Date: September 24, 2024

REGULAR MEETING

SEPTEMBER 10, 2024

The Regular Meeting of the Board of Public Works was convened at 9:31 a.m. on Tuesday, September 10, 2024, 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 President Elizabeth A. Maradik, Vice President Joseph Molnar, and Board Members Gary Gilot, Murray Miller, Briana Micou, and Board Attorney Michael Schmidt, with a roll call. President 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 VP Molnar, seconded by Mr. Miller and carried by roll call, the minutes for the Agenda Review Session and Regular Meetings of the Board held on August 22, and August 27, 2024, were approved.

OPENING AND AWARD OF BID – GINTZ DR. AND STEPHENSON MILLS PARKING LOT – PROJECT NO. 124-054 (PR-00035310)

This was the date set for receiving and opening sealed bids for the above referenced project. The Clerk tendered proof of publication of the Notice in the South Bend Tribune, which was found to be sufficient. The following bids were opened and publicly read:

RIETH-RILEY CONSTRUCTION CO., INC.

25200 State Road 23
South Bend, IN 46614
dsauer@rieth-riley.com

- Bid was signed by Ruben Alvarado
- Non-Collusion, Non-Discrimination Affidavit Form was completed.
- Five percent (5%) Bid Bond was submitted.
- Three (3) Forms MWBE-1.0, 2.0, 2.1 were completed.
- One (1) of One (1) Addendum(s) Acknowledgement received.

BID:

Base Bid Total	\$599,670.05
Alternate #1	\$20,891.50
Alternate #2	\$40,281.00
Alternate #3	\$287,309.45

ALPHAJACK

118 N. Race Street
Mishawaka, IN 46544
alphajak@alphajak.com
Bid was signed by Andre Jackson

Non-Collusion, Non-Discrimination Affidavit Form was incomplete
 No Bid Bond was submitted.
 Three (3) Forms MWBE-1.0, 2.0, 2.1 were incomplete.
 One (1) of One (1) Addendum(s) Acknowledgement received.

BID:

Base Bid Total	\$ 2,477.23
Alternate #1	\$1,925.62
Alternate #2	\$ No Bid
Alternate #3	\$ No Bid

Upon a motion made by VP Molnar, seconded by Mr. Miller and carried by roll call, the above bids were referred to Public Works for review and recommendation.

After a review by Public Works, a motion was made by VP Molnar, seconded by Mr. Miller and carried by roll call, and the bid was awarded to Rieth-Riley Construction Co., Inc. in the amount of \$660,842.55 subject to verifying the good-faith efforts to reach the project’s MWBE goals.

OPENING OF QUOTATIONS – RIVERSIDE DR. AND JOYCE DR. SHOULDER REPAIR – PROJECT NO. 124-059 (PR-0035803)

President 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:

RIETH-RILEY CONSTRUCTION CO., INC.

25200 State Road 23
 South Bend, IN 46614
dsnodderly@rieth0-riley.com
 Quotation was submitted by Mr. Drew Snodderly
 Non-Collusion, Non-Discrimination Affidavit Form was completed.

QUOTATION:

Base Quote	\$29,455.00
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PREMIUM CONCRETE SERVICES, INC.

712 Richmond St.
 Elkhart, IN 46514
rbecker@premiumservices.group
 Quotation was submitted by Mr. Rob Becker
 Non-Collusion, Non-Discrimination Affidavit Form was completed.

QUOTATION:

Base Quote	\$19,765.00
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ACORN LANDSCAPING, LLC

3680 W. Sample St.
 South Bend, IN 46619
jeffritschard@yahoo.com; info@acornlandscapers.com
 Quotation was submitted by Mr. Jeff Ritschard
 Non-Collusion, Non-Discrimination Affidavit Form was completed.

QUOTATION:

Base Quote	\$17,569.00
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Upon a motion made by VP Molnar, seconded by Mr. Miller and carried by roll call, the above quotations were referred to Public Works for review and recommendation.

AWARD BID AND APPROVE CONTRACT – WALKER FIELD CONNECTIVITY – PROJECT NO. 123-058 (PR-00034877)

Rebecca Plantz, Engineering, advised the Board that on August 22, 2024, bids were received and opened for the above referenced project. After reviewing those bids, Ms. Plantz recommended that the Board award the contract to the lowest responsive and responsible bidder, Rieth-Riley

Construction Co., Inc., in the amount of \$1,357,388.00; Base bid plus alternate #1 & #2. Therefore, VP Molnar made a motion that the recommendation be accepted, and the bid be awarded, and the contract approved as outlined above. Mr. Miller seconded the motion, which carried by roll call.

APPROVE CHANGE ORDER NO. 1 – 2024 COMMUNITY CROSSINGS – CHARLES BLACK CENTER PARKING LOT PAVING - PROJECT NO. 124-006 (Parks Bond Capital, Parks & Recreation)

President Maradik advised that Mr. Scott Kreeger, Engineering, has submitted change order number 1 on behalf of Milestone Contractors, L.P., indicating the contract amount be increased by \$108,965.32 and an additional sixty (60) days for a new contract sum, including this change order, in the amount of \$2,332,465.32. Upon a motion made by VP Molnar, seconded by Mr. Miller and carried by roll call, the change order was approved.

APPROVE CHANGE ORDER NO. 2 – VPA SPLASHPAD RENOVATIONS - PROJECT NO. 1234-044 (PO-00026735)

President Maradik advised that Patrick Sherman, Engineering, has submitted change order number 2 on behalf of Premium Concrete Services, Inc., indicating the contract amount be Increased by \$15,374.38 for a new contract sum, including this change order, in the amount of \$497,809.38. Upon a motion made by VP Molnar, seconded by Mr. Miller and carried by roll call, the change order was approved.

APPROVE CHANGE ORDER NO. 2 – 2023 GUARDRAIL & HANDRAIL IMPROVEMENTS - PROJECT NO.122-043R (PO-00028908)

President Maradik advised that Leslie Biek, Engineering, has submitted change order number 2 on behalf of LaPorte Construction Co., Inc., indicating the contract amount be increased by \$1,966.93 for a new contract sum, including this change order, in the amount of \$342,228.93. Upon a motion made by VP Molnar, seconded by Mr. Miller and carried by roll call, the change order was approved.

APPROVE CHANGE ORDER NO. 4 – 2023 TRAFFIC CALMING – PROJECT NO. 122-014C (PO-00023460- Division 1); (PO-00023429 – Division 2); (PO-00023419 – Division 3); (PO-00023411 – Division 4); (PO-00023428 – Division 5); (PO-00023427 – Division 6)

President Maradik advised that Charlotte Brach, Engineering, has submitted change order number 4 on behalf of Selge Construction Co., Inc., indicating the contract amount be decreased by \$29,885.50 for a new contract sum, including this change order, in the amount of \$2,070,804.81. Upon a motion made by VP Molnar, seconded by Mr. Miller and carried by roll call, the change order was approved.

APPROVAL OF REQUEST TO ADVERTISE FOR THE RECEIPT OF BIDS AND TITLE SHEET – SOUTH BEND CITY HALL RENOVATION – PROJECT NO. 124-001 (PR-Economic Development LIT)

In a memorandum to the Board, Rebecca Plantz, Engineering, requested permission to advertise for the receipt of bids for the above referenced project. Also presented at this time for approval and execution was the title sheet. Upon a motion made by VP Molnar, seconded by Mr. Miller and carried by roll call, the above request to advertise was approved, and the title sheet was approved and signed.

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 Service Agreement	HWC Engineering, Inc.	Design, Bidding, Construction, and Engineering Services for Portage Prairie Water Main Extension Project No. 124-024	\$122,500 (PR-00035297)	Molnar / Miller
Amendment No.1 Professional	Lochmueller Group	Design of Coal Line Trail Phase 3 to include additional survey work	\$11,626.00 (TIF- River West)	Molnar / Miller

Service Agreement				
Professional Services Agreement	A& Z Engineering	Design, Bidding, Construction, and Engineering Services for Lincoln Way E. & Miami Intersection Improvements Project No. 123-078	NTE \$ 148,520 (PR-00035296)	Molnar / Miller

APPROVAL OF LICENSE AND PERMIT APPLICATIONS

The following license and permit applications were presented for approval:

Applicant	Description	Date/Time	Location	Motion Carried
Neighborhood Block Party	Street Closure for Special Event	September 14, 2024; 10:00 a.m. to 4:00 p.m.	Sherman Ave. between VanBuren St. & Lindsey St. and Lindsey St. between Allen St. & Sherman Ave.	Molnar / Miller
E. Woodside Block Party	Street Closure for Special Event	September 15, 2024; 9:00 a.m. to 8:00 p.m.	E. Woodside St. between York Rd & N. Prong of E. Woodside St.	Molnar / Miller
Cool Runnings	Sidewalk Café Permit	Sunday 2-8 p.m.; Tuesday-Wednesday 2-10 p.m.; Thursday-Saturday 2 p.m.-12 a.m.	129 N. Michigan St.	Molnar / Miller
Whole Hogz BBQ	Sidewalk Café Permit	Monday-Thursday 11 a.m. – 10 p.m., Friday & Saturday 11 a.m. -11:59 p.m.	209 S. Michigan St.	Molnar / Miller
New You Oasis LLC	Massage Establishment License Renewal		910 E. Ireland Rd.	Molnar / Miller

APPROVAL OF REVOCABLE PERMIT FOR ENCROACHMENT – 101 N. MICHIGAN ON THE W. WASHINGTON ST. SIDE

President Maradik stated an application for an encroachment and revocable permit has been received from 101 Dine LLC DBA Café Navarre for the purpose of allowing awnings to be placed in the right-of-way at 101 N. Michigan St. subject to obtaining a sign permit for copy on awning with a minimum eight (8) foot height between sidewalk and bottom of awning from Zoning Department. 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 VP Molnar, seconded by Mr. Miller and carried by roll call, the encroachment and revocable permit was approved.

APPROVAL OF REVOCABLE PERMIT FOR ENCROACHMENT – ALONG THE SOUTH ROW LINE OF WESTERN AVE. FOR 4852 W. WESTERN AVE.

President Maradik stated an application for an encroachment and revocable permit has been received from Quality Dining, Inc. – Burger King for the purpose of replacing signage in the right-of-way at 4852 W. Western Ave. 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 VP Molnar, seconded by Mr. Miller and carried by roll call, the encroachment and revocable permit was approved.

APPROVE/DENY TRAFFIC CONTROL DEVICES

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

NEW INSTALLATION: Three (3) Honorary Street Signs – Samuel Diggins Sr. St.
 LOCATION: Intersections of Olive St. & Delaware St. and Warren St. & Delaware St. and Brookfield St. & Delaware St.
 REMARKS: All Criteria Met

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
Complete Concrete & Construction	Contractor	Approved	August 22, 2024
FJ Remodeling LLC	Contractor	Approved	August 26, 2024
Bruce Fisher DBA Bruce Fisher Concrete	Contractor	Approved	August 29, 2024
Cable Services Inc. DBA Hoosier Cable Services	Excavation	Approved	August 21, 2024
Unique Septic & Service, LLC	Excavation	Approved	August 22, 2024
Cable Services Inc. DBA Hoosier Cable Services	Occupancy	Approved	August 21, 2024
Complete Concrete & Construction, LLC	Occupancy	Approved	August 22, 2024
Unique Septic & Service, LLC	Occupancy	Approved	August 22, 2024
FJ Remodeling LLC.	Occupancy	Approved	August 22, 2024
C.M.S. Concrete dba Chad Sheteron	Occupancy	Approved	August 26, 2024
Bruce Fisher DBA Bruce Fisher Concrete	Occupancy	Approved	August 29, 2024
Trams-Cycle Industries of Ohio, LLC	Occupancy	Approved	August 29, 2024

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

RATIFY REDUCED SENIOR TRASH RATE

In a memo to the Board, Ms. Kelly Smith, Solid Waste, requested the Board ratify the approval of reduced trash collection rates for the following residents, per Municipal Code 16-6:

- 3,091 (Total # of Accountholders) as of the 3rd Quarter of 2024

In her memo, she stated Water Works customer service staff verified that all the applicants are head of the households and have submitted proof of age sixty-five (65) or older. There being no further discussion, upon a motion made by VP Molnar, seconded by Mr. Miller and carried by roll call, the approval of reduced rates was ratified.

RATIFY PREAPPROVED CLAIMS PAYMENTS

VP 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-0086542, GBLN-0086543, GBLN-0086773	08/21/2024	\$2,745,920.03
City of South Bend Claims GBLN-0087098, GBLN-0087114, GBLN-0087248	08/28/2024	\$2,733,683.97
City of South Bend Claims GBLN-0087360	08/28/2024	\$751,951.29

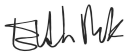
Each claim is fully supported by an invoice; the person receiving the goods or services has approved the claims; and the claims have been filed with the City Fiscal Officer and certified for accuracy. Therefore, upon a motion by VP Molnar, seconded by Mr. Miller, and carried by roll call, the Board ratified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

PRIVILEGE OF THE FLOOR

ADJOURNMENT

There being no further business to come before the Board, President Maradik adjourned the meeting at 9:53 a.m.

CITY OF SOUTH BEND, INDIANA
BOARD OF PUBLIC WORKS



Elizabeth A. Maradik, President



Joseph R. Molnar, Vice President



Gary A. Gilot, Member



Briana Micou, Member



Murray L. Miller, Member



Attest: Theresa M. Heffner, Clerk

Date: September 24, 2024