



CITY OF SOUTH BEND

BOARD OF PUBLIC WORKS

July 28, 2026

Mark Osler
Indiana Earth Inc.
10343 McKinley Hwy.
Osceola, IN 46561
indianaeearthestimator@yahoo.com

RE: Project Completion Affidavit – Cleanup of South Bend Range – Project No. 125-020AR

Dear Mark:

At its July 28, 2026 meeting, the Board of Public Works approved the Project Completion Affidavit for this project in the amount of \$619,244.

A copy of the Project Completion Affidavit is enclosed for your records.

Sincerely,
/s/Hillary Horvath
Hillary Horvath, Clerk



CITY OF SOUTH BEND, INDIANA
BOARD OF PUBLIC WORKS
PROJECT COMPLETION AFFIDAVIT

PROJECT NAME SOUTH BEND RANGE PHASE I

PROJECT NO 125-020AR FINAL COST \$619,244.00

PROJECT DESCRIPTION DEMOLITION

WITNESSETH:

The work under the above contract between the City of South Bend and the undersigned contractor having been completed, the City of South Bend, its officials and agents are hereby released from all claims and demands whatsoever arising under or by such contract, and that the contractor performed the work within the scope of the Specifications and Standards of the City of South Bend which were a part of the above Contract.

Executed this 2 day of JULY, 20 26.

INDIANA EARTH INC

Company Name

10343 MCKINLEY HWY

Company Address

OSCEOLA, IN 46561

City, State, Zip

[Signature]
Signature

MARK OSLER, PRESIDENT

Printed Name

WITNESSESS:

Before me, the undersigned Notary Public in and for said country and state, personally appeared MARK OSLER,

and acknowledged his/her signature to the above Project Completion Affidavit on the 2 day of JULY, 20 26.

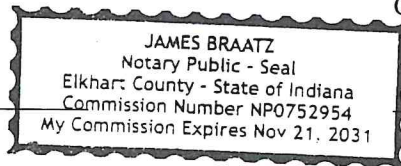
[Signature]
Notary Signature

11 / 21 / 20 31

Commission Expiration

JAMES BRAATZ

Printed Name



ELKHART

County of Residence

If the Contractor is a corporation, the following certificate will be executed. I, MARK OSLER, certify that I am

Secretary of the Corporation executing this release; that MARK OSLER who signed this release on behalf of the

contractor was then PRESIDENT of said Corporation; that said release was duly signed for and on behalf of said Corporation by Authority of its governing body, and is within the scope of corporate powers:

[Signature]
Secretary's Signature

MARK OSLER, SEC.

Printed Name

[Circular Stamp]
Corporate Seal

DEPARTMENT OF PUBLIC WORKS APPROVAL

This project is acceptable for final approval, and we recommend to the Board of Public Works that it be ordained so.

Kyle Ludlow
Construction Manager

Date: 7/16/2026

CITY OF SOUTH BEND, INDIANA
BOARD OF PUBLIC WORKS

Elizabeth A. Maradik

Elizabeth A. Maradik, President

Murray L. Miller

Murray L. Miller, Member

Abigail E. Magas, P.E.

Abigail E. Magas, Member

Joseph R. Molnar

Joseph R. Molnar, Vice President

Breana N. Micou

Breana N. Micou, Member

Hillary R. Horvath

Attest: Hillary R. Horvath, Clerk

Date: July 28, 2026

FINAL WAIVER OF LIEN

MARK OSLER

(Name of Officer)

being duly sworn that he/she is the

PRESIDENT

(Title)

of

INDIANA EARTH, INC

(Contractor)

having contracted with

City of South Bend

(Owner)

to furnish certain materials and/or labor as follows:

DEMOLITION

(Description)

for a project known as

CLEANUP OF SOUTH BEND RANGE PHASE I

(Name of Project)

located at

133 CHERRY STREET

and owned by

City of South Bend

(Owner)

and does hereby further state on the behalf of the aforementioned contractor:

FINAL WAIVER that the final balance due from the contractor is the sum of

EIGHTY THOUSAND THREE HUNDRED THIRTY NINE 28/100

(Amount Written Out)

(\$

80,339.28)

☐

receipt of which is hereby acknowledged; or

☒

the payment of which has been promised as the sole consideration for this Affidavit and Final Waiver of Lien which shall become effective only upon receipt of such payment.

THEREFORE, the undersigned waives and releases unto the Owner of said premises, any and all liens or claims whatsoever on the above-described property and improvements thereon an account of labor or material or both, furnished by the undersigned thereto, subject to limitations or conditions expressed herein, if any; and further certified that no other party has any claim or right to a lien on account of any work performed or material furnished to the undersigned for said project, and within the scope of this Affidavit and Waiver of Lien.

Date

7-2-26

INDIANA EARTH INC

(Firm)

By

(Authorized Representative)

MARK OSLER, PRESIDENT

STATE OF IN

) SS:

ST. JOSEPH COUNTY)

Before me, the undersigned, a Notary Public, in and for said County and State, personally appeared

MARK OSLER

and acknowledged the execution of the foregoing Waiver of Lien.

IN WITNESS WHEREOF, I have hereunto subscribed my name and affixed my official seal on the

2 day of

July ~~JUNE~~ 20 26.

My Commission Expires:

11-21-2031

Notary Public Signature

Residing in

ELKHART

County

JAMES BRAATZ

Notary Public Name

JAMES BRAATZ
Notary Public - Seal
Elkhart County - State of Indiana
Commission Number NP0752954
My Commission Expires Nov 21, 2031

BOARD OF PUBLIC WORKS AGENDA ITEM REVIEW REQUEST FORM

Date	07/16/2026		
Name	Kyle Ludlow	Department	Public Works
BPW Date	07/28/2026	Phone Extension	9157

Review and Approval Required Prior to Submittal to Board

Diversity Compliance and Inclusion Officer	☐	Officer Name	_____
BPW Attorney	☐	Attorney Name	_____
Dept. Attorney	☐	Attorney Name	_____
Purchasing	☐	_____	

Check the Appropriate Item Type – *Required for All Submissions*

☐ Professional Services Agreement	☐ Contract	☐ Proposal	☐ Title Sheet
☐ Open Market Contract	☐ Amendment/Addendum	☐ Special Purchase, QPA	
☐ Bid Opening	☐ Bid Award	☐ Req. to Advertise	
☐ Quote Opening	☐ Quote Award	☐ Reject Bids/Quotes	
☐ Proposal Opening	☐ C/O & PCA No. _____	☒ PCA	
☐ Chg. Order, No.	☐ Traffic Control	☐ Resolution	
☐ Other: _____		☐ Ease. /Encroach	

Required Information

Company or Vendor Name	Indiana Earth Inc		
New Vendor	☐ Yes ☐ If Yes, Approved by Purchasing ☒ No		
MBE/WBE Contractor	☐ MBE ☐ WBE	Completed E-Verify Form Attached	☐ Yes ☐ No
Project Name	Cleanup of South Bend Range		
Project Number	125-020AR		
Funding Source	West Washington DA TIF		
Account No.	PR-00041901 PO-0040371		
Amount	\$619,244.00		
Terms of Contract			
Purpose/Description	Project Closeout		

For Change Orders Only

Amount of	☐	Increase	\$
		Decrease	(\$)
Previous Amount		\$	
		Increase	%
Current Percent of Change:		Decrease	(%)
New Amount		\$	
		Increase	%
Total Percent of Change:		Decrease	(%)
Time Extension Amount:		0	
New Completion Date:			