

CITY OF ELKHART
BOARD OF PUBLIC WORKS MEETING
AGENDA

Common Council Chambers

9:00 A.M., Tuesday, May 16, 2023

<https://coei.webex.com/coei/j.php?MTID=m8e166c4e317da6ff16c27498e80effe0>

Join by phone: 1-415-655-0001

Meeting Number (access code): 2317 292 8380 Meeting password: BOW23

- I. Roll Call**
- II. Approve Agenda**
- III. Open Bids and Quotes**
 - #23-05 REBID SR 19 Corridor Improvements
 - Quote #23-10 2031 Anna Drive Stormwater Pipe Placement
- IV. Claims & Allowance Docket**
- V. Minutes: Regular Meeting May 3, 2023**
- VI. Engineering**
 - a.) Utility
 - Partial Payment #55 to Donohue & Associates: Elkhart WWTP Capacity Upgrades Phase 2 Project
 - b.) Right of Way
 - South Shore-Cottage Avenue Right of Way Dedication
 - Change Order #1: South Main Street Streetscape Phase 3- Bid #23-21
 - Award Quote #23-10 2031 Anna Drive Stormwater Pipe Placement
 - c.) Summary
 - Sewer Assessment Applications
 - Water Assessment Applications
 - Revocable Permits
- VII. Utilities**
 - a.) Administration
 - Proposed Sewer Connection to Elkhart County Regional Sewer District-Heaton Lake
 - Wastewater Utility MRO for April 2023
 - Water Utility MRO for April 2023
 - b.) Pretreatment
 - Violation: Bimbo Bakeries Permit #2006-03
- VIII. New Business**
 - Request to Purchase Street Sweeper for Street Department
 - BOW Resolution 23-R-12 to Prohibit Camping Under Bridges and Walkways in the City of Elkhart

IX.

Use & Event Permits

- Corpus Christi Procession 6/11- ESS, Special Exception from Noise, Public Assembly
- Lerner on the Lawn 5/25, 6/29, 7/27, 8/31, 9/28, 10/26- Central Green Stage, Special Exception from Noise, Public Assembly
- Crossroads Picnic in McNaughton Park Thursdays June & July-- Public Assembly Special Exception from Noise
- Crossroads Church in Ulery Park Sundays in June & July & 8/6- Special Exception from Noise, Public Assembly
- McMorris Block Party 7/15- Temporary Street Closure, Special Exception from Noise
- Baskin Birthday Party 5/20- Temporary Street Closure, Special Exception from Noise
- Scandinavian Festival 8/26- Temporary Street Closure, Special Exception from Noise
- Hispanic Heritage Festival 9/30- Central Green Stage, EMS, Golf Carts, Trailer, EPD, Temporary Street Closure
- Snappers Music
5/13,5/20,5/27,6/3,6/10,6/17,6/24,7/8,7/15,7/22,7/29,8/5,8/12,8/13,8/198/26,9/2,9/9,9/16,9/23,9/30,10/7,10/14,10/21 Special Exception from Noise
- Grand Prix 8/4-8/5 Central Green Stage, Temporary Street Closures, Special Exception from Noise, Public Assembly, Tents, Golf Carts, Fencing, ESS, EMS, EPD, Bridge Banners, Plaza Sign
- Independence Day 7/1- Central Green Stage, Civic Plaza, Temporary Street Closures, Special Exception from Noise, Public Assembly, Tents, Golf Carts, Fencing, ESS, EMS, EPD, Plaza Sign
- Elkhart Family Fish Fest 6/3- Central Green Park, Public Assembly, Trailer, Special Exception from Noise, Plaza Sign
- Leroy Robinson Southern Soul & Jazz on the Green 8/19- Central Green Park, Public Assembly, Fencing, EPD, Temporary Street Closure, Special Exception from Noise, Plaza Sign

X.

Public Participation

XI.

Adjournment



M E M O R A N D U M

DATE: May 10, 2023
TO: Board of Public Works
FROM: Ryan Clussman, Right-of-Way Engineer *RC*
RE: **Award Recommendation for the 2031 Anna Drive Stormwater Pipe Placement Project - Quote #23-10**

On May 16, 2023, bids were opened for the 2031 Anna Drive Stormwater Pipe Placement project at the regular Board of Works meeting. _____ () bids were received at that time and given to the City's Engineering Department for review.

The bids have been reviewed and the results are as follows:

Contractor	Total Bid

There were/were no discrepancies with any of the quotes. _____ was the lowest responsive and responsible bidder, and they have successfully completed projects in the past for the City of Elkhart.

There are sufficient Small Drainage funds already appropriated for this project.

It is recommended the Board of Public Works:
Award the 2031 Anna Drive Stormwater Pipe Placement Project Quote #23-10 to _____, who was the lowest, responsive and responsible quoter with a contract price in the amount of \$ _____.

Board of Public Works
CLAIM AND ALLOWANCE DOCKET

I HEREBY CERTIFY THAT EACH OF THE ABOVE LISTED VOUCHERS AND INVOICES OR BILLS ATTACHED THERETO ARE TRUE AND CORRECT AND I HAVE AUDITED SAME IN ACCORDANCE WITH IC 5-11-10-1.6. I ALSO HEREBY CERTIFY THAT THESE VOUCHERS AND INVOICES REPRESENT GOODS AND/OR SERVICES THAT ARE FOR THE BENEFIT OF THE CITY OF ELKHART AND THAT APPROPRIATIONS FOR THESE EXPENDITURES HAVE BEEN DULY MADE OR OTHERWISE AUTHORIZED BY THE CITY COUNCIL AND OTHER APPROPRIATE AUTHORITY.

May 9th, 2023 
ERIN KOONS - DEPUTY CONTROLLER

IN RELIANCE ON THE ABOVE CERTIFICATION, CLAIMS IN THE TOTAL AMOUNT OF **\$4,603,164.78** AS LISTED ON THE REGISTER ATTACHED HERETO **CONSISTING OF 27 PAGES**, ARE HEREBY APPROVED EXCLUDING ANY CLAIMS WITHHELD AS SHOWN ON THE SEPARATE SUMMARY OF PENDING CLAIMS.

EXECUTED THIS 16TH DAY OF MAY 2023 BY:

PRESIDENT _____
MICHAEL C. MACHLAN

VICE PRESIDENT _____
CHAD CRABTREE

MEMBER _____
JAMIE ARCE

MEMBER _____
RON DAVIS

MEMBER _____
ROSE RIVERA

ORIGINAL COPY MUST BE RETAINED IN THE CONTROLLER'S OFFICE

Board of Public Works

Accounts Payable Summary
May 16, 2023

Individual Claims Over \$25,000 each:

Fund	Vendor	Description	Amount
1101	DLZ INDIANA, LLC	PROFESSIONAL SERVICES 02/18-03/24	26,025.00
1101	WAGNER-MEINERT, LLC	LERNER HVAC INSTALL	36,590.40
1101	FLOCK GROUP, INC	FLOCK FALCON CAMERA	25,000.00
1101	YODER OIL COMPANY, INC	GASOLINE	37,454.54
2201	TRU-KOTE ROOFING SYSTEMS	METAL ROOF DECK	31,500.00
2202	RIETH- RILEY CONSTRUCTION	ASPHALT	32,775.15
2202	RIETH- RILEY CONSTRUCTION	ASPHALT	32,214.27
2202	RIETH- RILEY CONSTRUCTION	ASPHALT	25,286.90
2202	RIETH- RILEY CONSTRUCTION	ASPHALT	51,585.83
2248	AMERICAN CONSULTING, INC	BRISTOL ST WIDENING	59,696.00
4436	BORDEN WASTE-AWAY SERVICES	05/23 TRASH SERVICE	191,611.14
4445	GRIFFEN PLUMBING & HEATING	209 NORTH SECOND ST	112,650.00
4450	C & E EXCAVATING	ARLINGTON ROAD IMPROVEMENT	29,401.32
6101	NORTH AMERICAN PUMP CO	REPLACE PUMP & MOTOR	28,762.50
7704	HEALTH RESOURCES	DENTAL & VISION PREMIUMS	25,889.13
7704	BERKLEY LIFE & HEALTH INSURANCE	CITY OF ELKHART INSURANCE- MAY	84,357.78
Total Claims over \$25,000			830,799.96
Regular Claims under \$25,000:			756,114.35
Total Regular Departmental Claims:			1,586,914.31

Pre-Approved Claims Over \$25,000 each: (a)

1101	CITY OF ELKHART	2023 ANIMAL CONTROL FUNDING	100,000.00
4436	CITY OF ELKHART	2023 UNSAFE BUILDING FUNDING	100,000.00
Total Pre-Approved over \$25,000:			200,000.00
Regular Claims under \$25,000:			602,665.68
Total Pre-Approved Claims:			802,665.68

American Rescue Plan Claims:

2474	OSBORNE HAWKINS SIERACKI	JUNE RENT- SMALL BUSINESSS CONTINUITY	1,200.00
2474	MARTINEZ QUEDAZA, LLC	JUNE RENT- SMALL BUSINESSS CONTINUITY	2,000.00
2474	ELKHART PUBLIC UTILITIES	SMALL BUSINESS CONTINUITY	361.89
2474	CHARLIE BOOKS	HOMEOWNER OCCUPIED REHAB	12,550.00
Total American Resuce Plan Claims:			16,111.89

UTILITY REFUNDS

1,167.50

Payroll and Pension Payments:

Fire & Police Pension		
Bi-weekly Payroll		2,196,305.40
RETRO PAY		-
Total Payroll:		2,196,305.40

Total All Claims, Internal Payments, and Payroll: \$ 4,603,164.78

(a) Claims with rigid payment deadlines. As provided for in the Elkhart Municipal Code §33.415, certain payments may be made prior to review and approval by the Board of Public Works. Typically such payments include utility bills, credit card bills, central services, association dues, employer-paid benefits, training, and employee reimbursements. Unusual items in excess of \$25,000 are noted in detail.

BOARD OF PUBLIC WORKS
Wednesday, May 3, 2023

President Mike Machlan called a regular meeting of the Board of Public Works to order at 9:00 a.m., Wednesday, May 3, 2023. Clerk of the Board Nancy Wilson called the roll. Mike Machlan, Rose Rivera, Ronnie Davis and Jamie Arce attended in person. Chad Crabtree was absent.

1. Approve Agenda

A motion was made by Jamie Arce and seconded by Ron Davis to approve the agenda. On motion by Ron Davis, seconded by Jamie Arce and carried 4-0, the agenda was amended by removing the opening of Quote 23-11 Trip Hazard Removal from section III., and adding the request of Quote #23-11 Trip Hazard and the request of Bid #23-07 2023 ADA Curb Ramp to new section VI. (B) Right of Way Engineer. The amended agenda carried 4-0.

2. Open RFP- EFD Station 4 Lavatory

One proposal was received from Anchor Construction for \$113,849.00. On motion by Jamie Arce, seconded by Rose Rivera and carried 4-0, the proposal was given to staff to review and report back with an award later in the meeting if practical.

3. Claims & Allowance Docket.

On motion by Jamie Arce, seconded by Rose Rivera and carried 4-0, the Board approved the claims and allowance docket totaling \$3,414,150.40, consisting of 32 pages as prepared on April 25, 2023 at 1:58 p.m.

4. Minutes Regular Meeting April 18, 2023

On motion by Ron Davis, seconded by Jamie Arce and carried 4-0, the Board approved the minutes from April 18, 2023.

5. Engineering

(A.) Utility

Partial Payment #13 & #14 to Bowen Engineering Corp. for the Elkhart WWTP capacity Upgrades Phase 2

On motion by Jamie Arce, seconded by Ron Davis and carried 4-0, the Board approved partial payment #13 in the amount of \$541,538.00 to Bowen Engineering Corporation from the allocated SRF loan for construction on the Elkhart WWTP Capacity Upgrades Phase 2 project.

On motion by Jamie Arce, seconded by Rose Rivera and carried 4-0, the Board approved partial payment #14 in the amount of \$1,117,261.00 to Bowen Engineering Corporation from the allocated SRF loan for construction on the Elkhart WWTP Capacity Upgrades Phase 2 project.

(B.) Right of Way

Request Bid #23-07 2023 ADA Curb Ramp Project

On motion by Jamie Arce, seconded by Rose Rivera and carried 4-0, the Board approved plans and specifications and granted permission to advertise Bid #23-07 2023 ADA Curb Ramp Project.

Request Quote #23-11 2023 Trip Hazard Removal Project

On motion by Jamie Arce, seconded by Ron Davis and carried 4-0 the Board granted permission to quote the 2023 Trip Hazard Removal Project Quote #23-11.

BOARD OF PUBLIC WORKS
Wednesday, May 3, 2023

(C.) Pretreatment

Carpenter Confections DBA Mini Delights Update

On motion by Jamie Arce, seconded by Rose Rivera and carried 4-0, the Board accepted and placed on file communication concerning Carpenter Confections DBA Mini Delights successfully coming into compliance with City of Elkhart's Wastewater Use Ordinance.

Steve Brown introduced a new member to the Pretreatment team, Carlos Medina. He will be a FOG inspector for the Pretreatment Department.

7. New Business

Medical Oxygen Generator System

On motion by Jamie Arce, seconded by Rose Rivera and carried 4-0, the Board approved the Fire Department purchase of a Medical Oxygen Generator System trailer for \$71,050.00.

Award RFP EFD Station 4 Lavatory

On motion by Jamie Arce, seconded by Rose Rivera and carried 4-0, the Board awarded the EFD Station 4 Lavatory Project to Anchor Construction for \$113,849.00 as the lowest, responsible, and responsive quoter.

PSA Abonmarche Consultants, Inc. for ALTA Survey of Property Ada Drive

On motion by Jamie Arce, seconded by Rose Rivera and carried 4-0, the Board approved a PSA with Abonmarche Consultants, Inc. for the survey of a property on Ada Dr. for an amount not to exceed \$6,900.00.

Economic Development Partnership Grant: Northern Indiana Business Center DBA Center for Business Excellence

On motion by Jamie Arce, seconded by Ron Davis and carried 4-0, the Board approved the Economic Development Grant in the amount of \$15,000.00 for the Northern Indiana Business Center DBA Center for Business Excellence.

Economic Development Partnership Grant: United States Auto Club for Elkhart Grand Prix

On motion by Jamie Arce, seconded by Ron Davis and carried 4-0, the Board approved the Economic Development Grant in the amount of \$50,000.00 for the United States Auto Club for the Grand Prix.

8. Adjournment

On motion by Jamie Arce, seconded by Ron Davis and carried 4-0, the Board, the Board of Works adjourned at 9:43 a.m.

Michael C. Machlan, President

Attest: _____ Nancy Wilson, Clerk of the Board



M E M O R A N D U M

DATE: May 8th, 2023
TO: Board of Public Works
FROM: Paul Wunderlich, Utility Engineer *PW*
RE: **Elkhart WWTP Capacity Upgrades – Phase 2 – QA7634: Approval of Partial Payment Request #55 to Donohue & Associates, Inc.**

Please see the attached invoice #55 from Donohue & Associates, Inc. for professional services provided for the Elkhart WWTP Capacity Upgrades – Phase 2 project for work performed through April 22, 2023. The invoice totals \$71,015.00 and has been rounded as required by SRF.

To date, including this payment, we have paid \$3,008,614.00 or 77.90% of the contract.

It is requested that the BOW:

approve partial payment request #55 in the amount of \$71,015.00 to Donohue & Associates, Inc. from the allocated SRF loan for professional services on the Elkhart WWTP Capacity Upgrades – Phase 2 project.

INVOICE

Received

APR 27 2023

ELKHART PUBLIC
WORKS & UTILITIES



209 N. Main Street, Suite 206
South Bend, IN 46601
Phone: 574-288-4580
Fax: 574-288-0195

Invoice To:
City of Elkhart
Wastewater Utility
Attn: Tory S. Irwin, PE, City Engineer
1201 S. Nappanee Street
Elkhart, IN 46516

Invoice Date: April 26, 2023
Donohue Project No.: 13476
Invoice No: 13476-55
Project Manager: Jeremy Roschyk
Terms: Net 40 Days
Billing Period: 03/26/23 - 04/22/23

Project Description: WWTP Capacity Upgrade Project - Phase II

Your Authorization: Agreement, Effective 08/21/18
Amendment No. 1, Signed 07/07/20
Amendment No. 2, Signed 12/29/20
Amendment No. 3, Signed 07/06/21

Compensation:	Per Diem NTE	\$ 1,328,000.00
	Per Diem NTE	\$ 388,000.00
	Per Diem NTE	\$ 30,700.00
	Per Diem NTE	\$ 2,115,500.00
		\$ 3,862,200.00

Billing Summary:

Project Charges to Date	\$ 3,007,609.05
Project Charges Previously Billed	\$ 2,936,594.07
Project Current Charges Billed	\$ 71,014.98

Topographic Survey

Total Billed to Date	\$ 29,411.22
Charges Previously Billed	\$ 29,411.22

Labor (hours)	\$ -
Reimbursable Expenses	\$ -
Subconsultants	\$ -
Total	\$ -

Geotechnical Engineering

Total Billed to Date	\$ 14,212.00
Charges Previously Billed	\$ 14,212.00

Labor (hours)	\$ -
Reimbursable Expenses	\$ -
Subconsultants	\$ -
Total	\$ -

APPROVED FOR PAYMENT

DATE: **Design Services**
Total Billed to Date \$ 1,436,338.79
Charges Previously Billed \$ 1,436,338.79

DESCRIPTION:
ACCOUNT LINE:
PO NO:

Labor (hours)	\$ -
Reimbursable Expenses	\$ -
Subconsultants	\$ -
Total	\$ -

APPROVED BY:

Alternative Evaluation

Total Billed to Date	\$	238,492.84
Charges Previously Billed	\$	238,492.84
Labor (hours)	\$	-
Reimbursable Expenses	\$	-
Subconsultants	\$	-
Total	\$	-

Bidding Services

Total Billed to Date	\$	44,637.93
Charges Previously Billed	\$	44,637.93
Labor (hours)	\$	-
Reimbursable Expenses	\$	-
Total	\$	-

Constructon Related Services

Total Billed to Date	\$	740,342.44
Charges Previously Billed	\$	706,777.14
Labor (178.0 hours)	\$	33,217.50
Reimbursable Expenses	\$	347.80
Total	\$	33,565.30

Resident Project Representative (RPR) Services

Total Billed to Date	\$	501,663.25
Charges Previously Billed	\$	464,408.57
Labor (193.5 hours)	\$	34,830.00
Reimbursable Expenses	\$	2,424.68
Total	\$	37,254.68

Applications Engineering Services

Total Billed to Date	\$	2,510.58
Charges Previously Billed	\$	2,315.58
Labor (1.0 hours)	\$	195.00
Reimbursable Expenses	\$	-
Total	\$	195.00

Current Charges Due	\$	71,014.98
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Please Remit to:

Donohue & Associates, Inc.
3311 Weeden Creek Road
Sheboygan, WI 53081
Phone: 920-208-0296
Fax: 920-208-0402

<u>Aged Receivables</u>				
<u>Current</u>	<u>31 - 60 Days</u>	<u>61 - 90 Days</u>	<u>91 - 120 days</u>	<u>>120 days</u>
\$71,014.98	\$96,315.75	\$72,335.67	\$53,822.37	\$0.00



City of Elkhart
Attn: Tory S. Irwin, PE, City Engineer
1201 S. Nappanee Street
Elkhart, IN 46516

Invoice Date: April 26, 2023
Invoice No.: 13476-55
Billing Period: 03/26/23 - 04/22/23
Project Manager: Jeremy Roschyk

DETAIL OF CURRENT CHARGES

LABOR

	Hours		Cost
Bill Marten	4.0	\$ 250.00	\$ 1,000.00
Richard Claus	35.0	\$ 230.00	\$ 8,050.00
Jeff Wills	11.0	\$ 230.00	\$ 2,530.00
Jeff McKean	19.5	\$ 195.00	\$ 3,802.50
Jeremy Roschyk	53.5	\$ 195.00	\$ 10,432.50
Craig Schuenemann	11.0	\$ 195.00	\$ 2,145.00
Katherine Merkle	48.5	\$ 180.00	\$ 8,730.00
Jim Miller	87.5	\$ 180.00	\$ 15,750.00
Chase Benton	13.5	\$ 165.00	\$ 2,227.50
Jason Edwards	3.0	\$ 165.00	\$ 495.00
Mark Radi	53.0	\$ 165.00	\$ 8,745.00
Cade Kamaleson	8.0	\$ 130.00	\$ 1,040.00
Rachelle Krieger	22.0	\$ 130.00	\$ 2,860.00
Stephen Matthias	3.0	\$ 145.00	\$ 435.00
TOTAL LABOR	372.5		\$ 68,242.50

REIMBURSABLE EXPENSES

Other Direct Costs - Travel

Airfare	\$ -
Parking, Tolls	\$ 35.00
Lodging	\$ 687.37
Meals	\$ 395.17
Transportation/Mileage	\$ 1,654.94
Total Other Direct Costs - Travel	\$ 2,772.48

Equipment, Materials & Supplies

Printing	\$ -
Shipping/Postage	\$ -
Supplies	\$ -
Other - UR Studio	\$ -
Total Equipment, Materials & Supplies	\$ -

TOTAL REIMBURSABLE EXPENSES

\$ 2,772.48

SUBCONSULTANT

Alt & Witzig Engineering, Inc. \$ -

TOTAL SUBCONSULTANT

\$ -

INVOICE TOTAL

\$ 71,014.98

340 - Labor Detail (By Project Number)

Monday, April 24, 2023
12:43:08 PM

Donohue & Associates, Inc.

Transactions for 03/26/23 through 04/22/23

		Date	Hours	Total Billing
Project Number: 13476 Elkhart-WWTP Capacity Upgrade -Phase II				
Billing Group Number: 07 Construction Services (700-799)				
* 1014	Marten, William	03/27/23	3.00	750.00
* 1014	Marten, William	03/27/23	-3.00	(750.00)
* 1014	Marten, William	03/28/23	2.00	500.00
* 1014	Marten, William	03/28/23	-2.00	(500.00)
* 1014	Marten, William	03/30/23	1.00	250.00
* 1014	Marten, William	03/30/23	-1.00	(250.00)
* 1014	Marten, William	03/31/23	1.00	250.00
* 1014	Marten, William	03/31/23	-1.00	(250.00)
* 1014	Marten, William	04/03/23	-2.00	(500.00)
* 1014	Marten, William	04/03/23	2.00	500.00
* 1014	Marten, William	04/04/23	3.00	750.00
* 1014	Marten, William	04/04/23	-3.00	(750.00)
* 1014	Marten, William	04/05/23	-1.00	(250.00)
* 1014	Marten, William	04/05/23	1.00	250.00
1014	Marten, William	04/12/23	3.00	750.00
1014	Marten, William	04/13/23	1.00	250.00
1048	Wills, Jeffrey	04/05/23	1.00	230.00
1048	Wills, Jeffrey	04/07/23	4.00	920.00
1048	Wills, Jeffrey	04/07/23	1.00	230.00
1048	Wills, Jeffrey	04/10/23	2.00	460.00
1048	Wills, Jeffrey	04/11/23	2.00	460.00
1048	Wills, Jeffrey	04/12/23	1.00	230.00
1307	Merkle, Katherine	03/26/23	.50	90.00
1307	Merkle, Katherine	03/26/23	1.00	180.00
1307	Merkle, Katherine	03/27/23	2.00	360.00
1307	Merkle, Katherine	03/28/23	3.00	540.00
1307	Merkle, Katherine	03/29/23	1.00	180.00
1307	Merkle, Katherine	03/29/23	.50	90.00
1307	Merkle, Katherine	03/30/23	.50	90.00
1307	Merkle, Katherine	03/30/23	1.00	180.00
1307	Merkle, Katherine	04/04/23	1.00	180.00
1307	Merkle, Katherine	04/04/23	1.00	180.00
1307	Merkle, Katherine	04/05/23	1.00	180.00
1307	Merkle, Katherine	04/05/23	1.00	180.00
1307	Merkle, Katherine	04/06/23	1.00	180.00
1307	Merkle, Katherine	04/10/23	1.00	180.00
1307	Merkle, Katherine	04/10/23	2.00	360.00
1307	Merkle, Katherine	04/11/23	2.00	360.00
1307	Merkle, Katherine	04/11/23	1.00	180.00
1307	Merkle, Katherine	04/12/23	1.00	180.00
1307	Merkle, Katherine	04/12/23	1.50	270.00
1307	Merkle, Katherine	04/13/23	4.00	720.00
1307	Merkle, Katherine	04/13/23	4.00	720.00
1307	Merkle, Katherine	04/14/23	1.00	180.00
1307	Merkle, Katherine	04/14/23	2.00	360.00
1307	Merkle, Katherine	04/17/23	1.00	180.00
1307	Merkle, Katherine	04/20/23	4.00	720.00
1307	Merkle, Katherine	04/20/23	3.00	540.00
1307	Merkle, Katherine	04/21/23	3.50	630.00
1307	Merkle, Katherine	04/21/23	3.00	540.00
1322	Schuenemann, Craig	03/27/23	1.00	195.00
1322	Schuenemann, Craig	03/29/23	1.00	195.00
1322	Schuenemann, Craig	03/29/23	2.00	390.00

		Date	Hours	Total Billing
1322	Schuenemann, Craig	03/30/23	2.00	390.00
1322	Schuenemann, Craig	04/03/23	1.00	195.00
1322	Schuenemann, Craig	04/17/23	2.00	390.00
1322	Schuenemann, Craig	04/19/23	2.00	390.00
1330	Roschyk, Jeremy	03/27/23	1.50	292.50
1330	Roschyk, Jeremy	03/28/23	.50	97.50
1330	Roschyk, Jeremy	03/28/23	1.50	292.50
1330	Roschyk, Jeremy	03/29/23	1.00	195.00
1330	Roschyk, Jeremy	04/11/23	1.00	195.00
1330	Roschyk, Jeremy	04/12/23	1.00	195.00
1330	Roschyk, Jeremy	04/13/23	.50	97.50
1330	Roschyk, Jeremy	04/14/23	2.00	390.00
1330	Roschyk, Jeremy	04/14/23	1.00	195.00
1330	Roschyk, Jeremy	04/19/23	1.00	195.00
1330	Roschyk, Jeremy	04/19/23	1.00	195.00
1330	Roschyk, Jeremy	04/19/23	2.00	390.00
1330	Roschyk, Jeremy	04/20/23	1.00	195.00
1330	Roschyk, Jeremy	04/20/23	2.00	390.00
1330	Roschyk, Jeremy	04/20/23	2.00	390.00
1364	Matthias, Stephen	04/07/23	1.00	145.00
1364	Matthias, Stephen	04/11/23	2.00	290.00
1377	Edwards, Jason	03/27/23	1.00	165.00
1377	Edwards, Jason	04/18/23	2.00	330.00
1380	Claus, Richard	03/27/23	1.00	230.00
1380	Claus, Richard	03/27/23	2.00	460.00
1380	Claus, Richard	03/28/23	1.00	230.00
1380	Claus, Richard	03/29/23	1.00	230.00
1380	Claus, Richard	03/29/23	2.00	460.00
1380	Claus, Richard	03/30/23	1.00	230.00
1380	Claus, Richard	03/31/23	2.00	460.00
1380	Claus, Richard	04/03/23	2.00	460.00
1380	Claus, Richard	04/03/23	1.00	230.00
1380	Claus, Richard	04/04/23	1.00	230.00
1380	Claus, Richard	04/04/23	2.50	575.00
1380	Claus, Richard	04/05/23	1.00	230.00
1380	Claus, Richard	04/10/23	1.00	230.00
1380	Claus, Richard	04/10/23	.50	115.00
1380	Claus, Richard	04/11/23	.50	115.00
1380	Claus, Richard	04/12/23	2.50	575.00
1380	Claus, Richard	04/12/23	1.00	230.00
1380	Claus, Richard	04/13/23	1.50	345.00
1380	Claus, Richard	04/14/23	1.50	345.00
1380	Claus, Richard	04/14/23	1.00	230.00
1380	Claus, Richard	04/17/23	1.00	230.00
1380	Claus, Richard	04/19/23	.50	115.00
1380	Claus, Richard	04/19/23	1.00	230.00
1380	Claus, Richard	04/20/23	1.00	230.00
1380	Claus, Richard	04/21/23	2.00	460.00
1380	Claus, Richard	04/21/23	2.50	575.00
1415	Benton, Chase	03/27/23	2.00	330.00
1415	Benton, Chase	03/27/23	1.00	165.00
1415	Benton, Chase	03/28/23	2.00	330.00
1415	Benton, Chase	04/03/23	1.00	165.00
1415	Benton, Chase	04/05/23	2.00	330.00
1415	Benton, Chase	04/07/23	1.00	165.00
1415	Benton, Chase	04/10/23	2.00	330.00
1415	Benton, Chase	04/14/23	.50	82.50
1415	Benton, Chase	04/18/23	2.00	330.00
1455	Krieger, Rachelle	03/27/23	8.00	1,040.00

		Date	Hours	Total Billing
1455	Krieger, Rachelle	03/28/23	8.00	1,040.00
1455	Krieger, Rachelle	03/29/23	4.00	520.00
1455	Krieger, Rachelle	03/31/23	2.00	260.00
1460	Kamaleson, Cade	03/27/23	.50	65.00
1460	Kamaleson, Cade	03/28/23	.50	65.00
1460	Kamaleson, Cade	04/04/23	.50	65.00
1460	Kamaleson, Cade	04/05/23	.50	65.00
1460	Kamaleson, Cade	04/06/23	.50	65.00
1460	Kamaleson, Cade	04/11/23	.50	65.00
1460	Kamaleson, Cade	04/11/23	.50	65.00
1460	Kamaleson, Cade	04/12/23	.50	65.00
1460	Kamaleson, Cade	04/12/23	.50	65.00
1460	Kamaleson, Cade	04/13/23	1.00	130.00
1460	Kamaleson, Cade	04/17/23	.50	65.00
1460	Kamaleson, Cade	04/18/23	.50	65.00
1460	Kamaleson, Cade	04/19/23	.50	65.00
1460	Kamaleson, Cade	04/20/23	.50	65.00
1460	Kamaleson, Cade	04/21/23	.50	65.00
Total for 07			178.00	33,217.50
Billing Group Number: 08 Resident Representation (800-801)				
1038	Miller, James	03/27/23	1.00	180.00
1038	Miller, James	03/28/23	1.00	180.00
1038	Miller, James	03/29/23	1.00	180.00
1038	Miller, James	03/30/23	11.50	2,070.00
1038	Miller, James	04/03/23	1.00	180.00
1038	Miller, James	04/04/23	1.50	270.00
1038	Miller, James	04/05/23	10.50	1,890.00
1038	Miller, James	04/06/23	10.50	1,890.00
1038	Miller, James	04/07/23	1.50	270.00
1038	Miller, James	04/10/23	1.00	180.00
1038	Miller, James	04/11/23	1.00	180.00
1038	Miller, James	04/12/23	10.50	1,890.00
1038	Miller, James	04/13/23	10.50	1,890.00
1038	Miller, James	04/14/23	1.00	180.00
1038	Miller, James	04/18/23	1.00	180.00
1038	Miller, James	04/19/23	10.50	1,890.00
1038	Miller, James	04/20/23	12.50	2,250.00
1084	Radi, Mark	03/27/23	11.00	1,815.00
1084	Radi, Mark	03/28/23	9.00	1,485.00
1084	Radi, Mark	03/29/23	11.00	1,815.00
1084	Radi, Mark	04/03/23	11.00	1,815.00
1084	Radi, Mark	04/04/23	11.00	1,815.00
1330	Roschyk, Jeremy	03/29/23	1.00	195.00
1330	Roschyk, Jeremy	03/31/23	4.00	780.00
1330	Roschyk, Jeremy	04/10/23	7.00	1,365.00
1330	Roschyk, Jeremy	04/11/23	6.00	1,170.00
1330	Roschyk, Jeremy	04/13/23	1.00	195.00
1330	Roschyk, Jeremy	04/14/23	1.00	195.00
1330	Roschyk, Jeremy	04/17/23	5.50	1,072.50
1330	Roschyk, Jeremy	04/18/23	8.00	1,560.00
1465	McKean, Jeffrey	03/29/23	.50	97.50
1465	McKean, Jeffrey	04/06/23	4.00	780.00
1465	McKean, Jeffrey	04/07/23	8.00	1,560.00
1465	McKean, Jeffrey	04/21/23	7.00	1,365.00
Total for 08			193.50	34,830.00
Billing Group Number: 09 Applications Engineering (900-919)				
1330	Roschyk, Jeremy	03/29/23	1.00	195.00

	Date	Hours	Total Billing
Total for 09		1.00	195.00
Total for 13476		372.50	68,242.50
Final Totals		372.50	68,242.50

350 - Expense Detail (By Project Number)

Monday, April 24, 2023
12:45:06 PM

Donohue & Associates, Inc.

Transactions for 03/26/23 through 04/22/23

Date	Billing Vendor Amount Name	Full Description
Project Number: 13476 Elkhart-WWTP Capacity Upgrade -Phase II		
Billing Group Number: 07 Construction Services (700-799)		
Reimbursable Expenses		
5210 Mileage		
04/17/23	216.15	Claus, Richard / 3-22-2023 Elkhart Construction Progress
04/20/23	19.65	Roschyk, Jeremy / Drive to/From Elkhart WWTP
Total for 5210	235.80	
5220 Meals		
04/17/23	73.00	Claus, Richard / 3-22-2023 Elkhart Construction Progress
04/17/23	30.00	Claus, Richard / 3-22-2023 Elkhart Construction Progress
04/17/23	9.00	Claus, Richard / 3-22-2023 Elkhart Construction Progress
Total for 5220	112.00	
Total for Reimb. Exp.	347.80	
Total for 07	347.80	

Date	Billing Vendor Amount Name	Full Description
Billing Group Number: 08 Resident Representation (800-801)		
Reimbursable Expenses		
5210 Mileage		
03/30/23	192.57	Miller, James / Elkhart
03/31/23	18.34	Roschyk, Jeremy / Drive to/From Elkhart WWTP
04/06/23	201.09	Miller, James / Elkhart
04/06/23	27.51	McKean, Jeffrey / WWTP Site Commute
04/07/23	24.89	McKean, Jeffrey / WWTP Site Commute
04/10/23	19.65	Roschyk, Jeremy / Drive to/From Elkhart WWTP
04/11/23	19.65	Roschyk, Jeremy / Drive to/From Elkhart WWTP
04/13/23	203.71	Miller, James / Elkhart
04/17/23	19.65	Roschyk, Jeremy / Drive to/From Elkhart WWTP
04/18/23	19.65	Roschyk, Jeremy / Drive to/From Elkhart WWTP
04/20/23	193.23	Miller, James / Elkhart
04/21/23	13.10	McKean, Jeffrey / Commute to Site
Total for 5210	953.04	
5220 Meals		
03/30/23	108.46	Radi, Mark / meals
04/05/23	52.86	Miller, James / Elkhart
04/05/23	70.75	Radi, Mark / meals
04/12/23	25.85	Miller, James / Elkhart
04/19/23	25.25	Miller, James / Elkhart
Total for 5220	283.17	
5230 Lodging		
03/30/23	232.51	Radi, Mark / lodging
04/05/23	114.65	Radi, Mark / lodging
04/06/23	112.99	Miller, James / Elkhart
04/12/23	113.61	Miller, James / Elkhart
04/19/23	113.61	Miller, James / Elkhart
Total for 5230	687.37	
5240 Parking, Tolls, etc		
03/30/23	21.00	Radi, Mark / air port parking
04/05/23	14.00	Radi, Mark / air port parking
Total for 5240	35.00	
5245 Airfare / Transportation		
03/30/23	199.09	Radi, Mark / rental car
03/30/23	72.37	Radi, Mark / rental car gas
04/05/23	132.72	Radi, Mark / rental car
04/05/23	61.92	Radi, Mark / rental car gas
Total for 5245	466.10	
Total for Reimb. Exp.	2,424.68	
Total for 08	2,424.68	

Date	Billing Vendor Amount Name	Full Description
Total for 13476	2,772.48	



Donohue & Associates, Inc.
209 N. Main Street, Suite 206 | South Bend, IN 46601
574.288.4580 | donohue-associates.com

April 26, 2023

Tory Irwin, PE
Director of Public Works & City Engineer
City of Elkhart
1201 S. Nappanee Street
Elkhart, Indiana 46516

Received
APR 27 2023
ELKHART PUBLIC
WORKS & UTILITIES

Re: WWTP Capacity Upgrade Project – Phase II
Donohue Project No. 13476 - Invoice No. 55

Please find attached Invoice No. 55 for the WWTP Capacity Upgrade Project – Phase II project. This invoice covers the services rendered from March 26, 2023 through April 22, 2023.

Donohue’s construction related efforts during this period of time included:

- Internal and external project coordination and management
- On-going communication/coordination with Bowen Engineering
- Site review, construction and testing observation, and project representation
- Review of submittals, RFI’s and development of responses
- Coordination and review of Contractor Payment Applications
- Application Engineering Services

Donohue’s anticipated efforts on the project over the course of the next month include:

- Continued project coordination, communication and management
- Review of submittals, RFI’s, Payment Applications and other Construction Phase Services
- On-site construction and testing observation, and project representation
- Continued Application Engineering Services

Thank you again for your continued confidence in Donohue and the opportunity to work with you and the City of Elkhart on this project. Should you have any questions regarding this invoice, the work completed, or any other aspect of this (or another) project, please do not hesitate to contact me at (574) 213-6124 or by email at jroschyk@donohue-associates.com.

Sincerely,

Jeremy Roschyk, P.E.
Project Manager

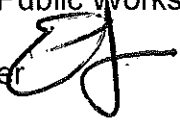
Enclosures: As noted

Rod Roberson
Mayor

Development Services
229 S. Second Street
Elkhart, IN 46516
574.294.5471
Fax: 574.295.7501
Permit Center Fax:
574.970.1361



M e m o r a n d u m

To: Board of Public Works
From: Eric Trotter 
Date: May 8, 2023
RE: **South Shore – Cottage Avenue Right of Way Dedication**

Development Services and Public Works staff have been working with the residential property owners at the intersection of South Shore and Cottage Avenue in order to replat this portion of the existing subdivision. The goal is to establish three new lots of record and a platted right of way that reflects the current usage of land.

Currently, the built street where South Shore intersects at Cottage Avenue does not follow the original right of way platting for the subdivision. Figure 1 shows the built street (South Shore) constructed through two platted lots owned by the City of Elkhart from the Best Subdivision, Lots 18 and 19 - not a dedicated right of way for the public road improvement. The platted right of way, runs through what is functionally the front yard of the home at 1314 South Shore and sharing access through a platted alley to a shared parking area to the home at 102 Nadel Avenue. There is a sanitary lift station owned by the Elkhart Public Utility at the northeast corner of South Shore and Cottage. Court.



Figure 1 - Current Plat Configuration

The new replat for the subdivision will establish three lots of record and a new right of way to accommodate South Shore Drive. Lots 1 and 2 are privately owned and are in support of the action. Lot 1 will only change slightly with a modified reconfiguration to follow the original driveway. Lot 2 has the largest change. The former platted right of way has been incorporated into the new Lot 2 and will essentially make the front yard larger and eliminate the shared parking. Lot 3 will be owned by Elkhart Public Utility and will be undevelopable for other uses outside of the lift station.

The Plan Commission approved the preliminary plat and the request is currently working through the final platting process with the Plat Committee – the action today before this body is the final step in the approval process.

The Board of Public Works is being asked to accept the platted and realigned South Shore Drive as a fifty (50) foot right of way to the City of Elkhart.

A context map and a copy of the plat are attached for your reference.

SOUTH SHORE - COTTAGE SUBDIVISION

A REPEAT OF THE FOLLOWING:

LOTS 17, 18, AND 19 BEST ADDITION (DEED RECORD 95, PAGE 111); LOT 117 FIELDHOUSES THIRD ADDITION (DEED RECORD 86 PAGE 103); LOT 8 MCCUTCHEON AND HARTMETZ SUBDIVISION OF LOTS 113, 114, 115, 116, AND PART 112 FIELDHOUSES THIRD ADDITION (PLAT RECORD 1 PAGE 134); LOT 3 MCCUTCHEON'S SUBDIVISION OF LOT 16 BEST ADDITION AND LOT 37 WILLOW BAY ADDITION; RIGHT-OF-WAY OF SHORT STREET, BETWEEN SOUTH SHORE DRIVE AND COTTAGE COURT; AN ALLEY LOCATED SOUTH OF LOT 117 FIELDHOUSES THIRD ADDITION, BETWEEN COTTAGE COURT AND NADAL STREET; AND AN ALLEY LOCATED EAST OF LOTS 18 AND 19 BEST ADDITION, SOUTH OF SOUTH SHORE DRIVE.

FLOOD NOTE
 FLOOD ZONES NOT IN WITHIN A SPECIAL FLOOD HAZARD AREA (SFHA) 100 YEAR FLOOD BOUNDARY AS SCALED, AND DEPICTED ON THE FEMA/FIRM COMMUNITY PANEL #1803900290D.

NOTES
 1. NO ADDITIONAL IMPROVEMENTS ARE PROPOSED.
 2. CONTIGUOUS AND SOILS AS MAPPED HAVE BEEN OMITTED.
 3. DRAINAGE TO REMAIN AS EXISTING.
 4. TOTAL AREA: 1.24 ACRES

OWNERS/DEVELOPERS
 LOT 1
 MARISSA A. BARBA & JESUS GONZALEZ
 102 NADAL AVENUE
 ELKHART, IN 46516
 LOT 2
 KARY A. NICHOLS
 1314 SOUTH SOUTH DRIVE
 ELKHART, IN 46516
 LOT 3
 CITY OF ELKHART
 228 S SECOND STREET
 ELKHART, IN 46516

GRAPHIC SCALE
 1 INCH = 40 FT.

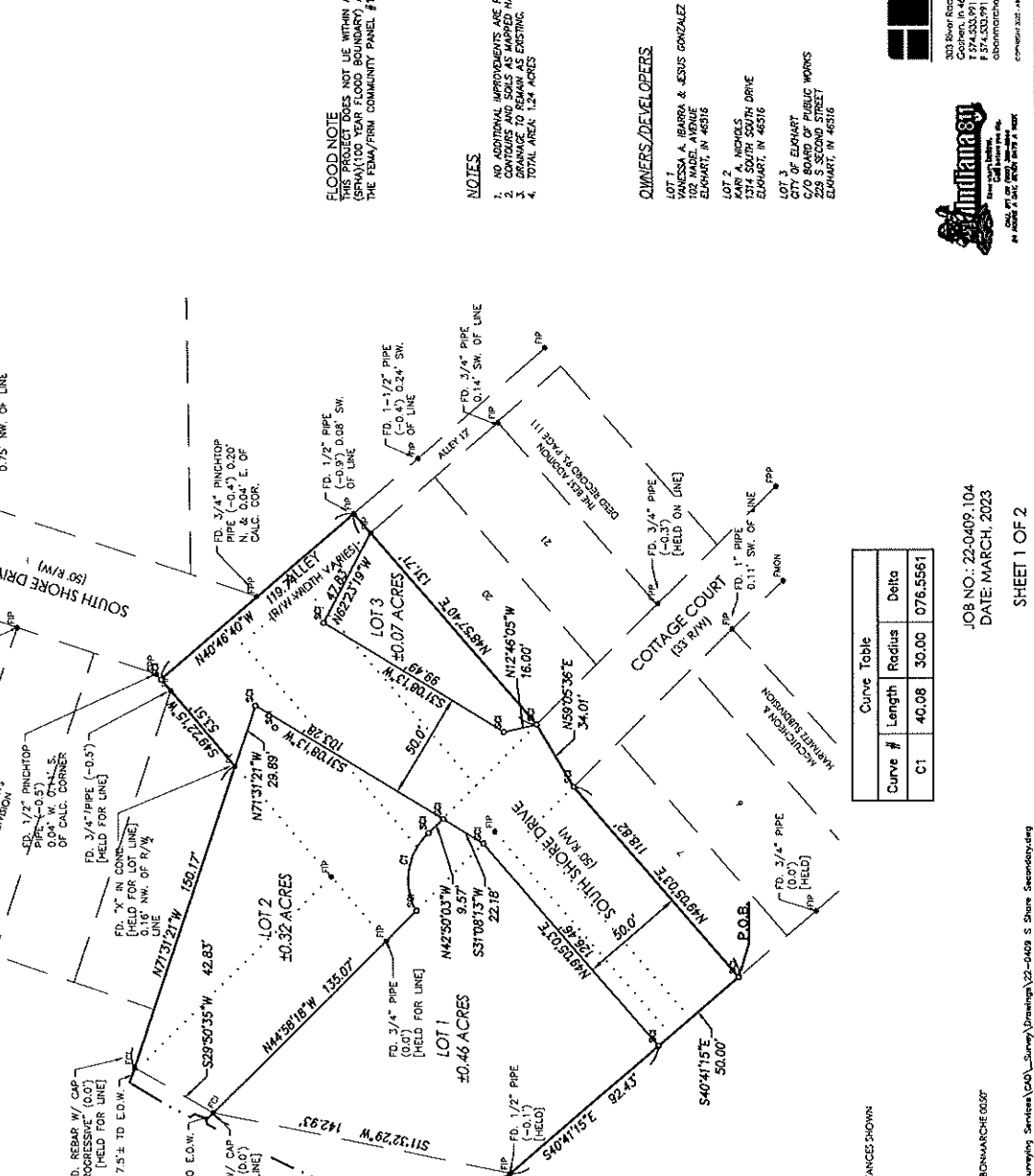
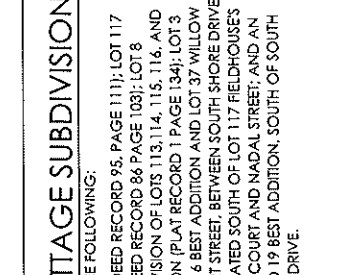
LEGEND
 (1) - MIN. BLDG SETBACK AT DISTANCES SHOWN
 (2) - PARKING SETBACK
 (3) - NON ACCESS EASEMENT
 (4) - FOUND IRON WITH CAP
 (5) - FOUND IRON BAR
 (6) - 2ET 5/8" REBAR MARKED "ABONMARCHE 00307"

Curve Table

Curve #	Length	Radius	Delta
C1	40.08	30.00	075.5561

JOB NO.: 22-0409.104
 DATE: MARCH, 2023

SHEET 1 OF 2





M E M O R A N D U M

DATE: May 10, 2023

TO: Board of Public Works

FROM: Ryan Clussman, Right-of-Way Engineer *RC*

RE: **Change Order Request #1: South Main Street Streetscape Phase 3 Lusher to Indiana project – Bid #23-21**

Attached is change order request #1 for the South Main Street Phase 3 Lusher to Indiana project. This change order is for additional work by Premium Concrete Services, Inc.

This change order is for additional work and quantities in order to meet ADA slopes.

This change order request is for an increase of \$4,466.90 to the current contract price of \$570,000.00. Approval of change order #1 would increase the current contract price to \$574,466.90 resulting in a 0.8% increase from the original contract price of \$570,000.00.

It is requested the Board of Public Works:

approve Change Order #1 for the South Main Street Phase 3 Lusher to Indiana project, Bid #23-21, for an increase of \$4,466.90, bringing the current Contract price to \$574,466.90.

CITY OF ELKHART

PUBLIC WORKS & UTILITIES

Change Order No. One
Dated 2/27/2023

Project: **SOUTH MAIN PHASE 3 LUSHER TO INDIANA** Contract No. **3ID #22-21**

To: PREMIUM CONCRETE SERVICES, INC.
Contractor

You are required to make the changes noted below in the subject Contract:

City of Elkhart

By _____
President, Board of Public Works

Dated _____

Nature of Changes

Increased quantities:

Item 8. PCCP for Approaches, 9-IN	\$202.80
Item 9. Sidewalk, Concrete, 4-IN	\$2,240.10
Item 10. Curb Ramp, Concrete	\$2,024.00

TOTAL \$ 4,466.90

These changes result in the following adjustment of Contract Price and Contract Time:

Original Contract Price	\$ 570,000.00
Contract Price Prior to this Change Order	\$ 570,000.00
Net change resulting from this Change Order	\$ 4,466.90
Current Contract Price including this Change Order	\$ 574,466.90
Current Contract Price % Change from Original Price	0.8%
Contract Time prior to this Change Order	NO CHANGE (Days or Time)
Net Time change resulting from this Change Order	NO CHANGE (Days)
Current Contract Time including this Change Order	NO CHANGE (Days or Time)

The above changes are approved:

Public Works & Utilities

BY: Ryan W. Anderson
Engineer

5/4/23
DATE

The above changes are accepted:

By: R/T
Contractor

5/4/23
DATE



B.O.W. SUMMARY
May 16, 2023

Sewer Assessment Application:

Habitat for Humanity
2910 Elkhart Rd.
Goshen, IN. 46526
Property: 906 Independence
Paid \$6715.00

Habitat for Humanity
2910 Elkhart Rd.
Goshen, IN. 46526
Property: 918 Independence
Paid \$4135.00

Lacasa Inc.
202 N. Cottage
Goshen, IN. 46528
Property: 1639 Huron St.
Paid \$4255.00

Lacasa Inc.
202 N. Cottage
Goshen, IN. 46528
Property: 1635 Huron St.
Paid \$4255.00

Water Assessment Application

Lacasa Inc.
202 N. Cottage
Goshen, IN. 46528
Property: 1639 Huron St.
Paid \$1089.00

Lacasa Inc.
202 N. Cottage
Goshen, IN. 46528
Property: 1635 Huron St.
Paid \$1089.00

Habitat for Humanity
2910 Elkhart Rd.

Goshen, IN. 46526
Property: 906 Independence
Paid \$1371.90

Habitat for Humanity
2910 Elkhart Rd.
Goshen, IN. 46526
Property: 918 Independence
Paid \$1075.20

Darryl Riegsecker, North Meadow of Goshen
P.O. Box 525
Goshen, IN. 46527
56290 River Shore Lane
Paid \$1171.80

Darryl Riegsecker, North Meadow of Goshen
P.O. Box 525
Goshen, IN. 46527
Property: 56272 River Shore Lane
Paid \$1171.80

Team Construction
1849 W. Lincoln
Goshen, IN. 46526
Property: 10089 Lehman St.
Paid \$690.00

Osman Enrique Diaz Alvarado
922 E. Herrold Ave.
Elkhart, IN. 46517
Property: 922 E. Herrold Ave.
Paid \$1461.60

Paul Hennrich
2408 Toledo Rd.
Elkhart, IN. 46516
Property: 2408 Toledo Rd.
Paid \$1620.30

Revocable Permit:

#6538, Owner: Diana Gibson
Property: 231 N. Main St.
Permit Holder: Diana Gibson
Description: Outdoor Seating & Table

#6556, Owner: Elkhart Community Schools
Property: 1735 Strong Ave
Permit Holder: Mary Daly School & PTO
Description: 5 sets of bleachers on the easement & sidewalk

#6555, Owner: Dallas Bergl
Property: 2818 E. Jackson Blvd
Permit Holder: HartWood Tree Care
Description: Closing West bound lane in front of 2818 E. Jackson

Rod Roberson
Mayor

Laura Kolo
Environmental Resources

Tory Irwin, P.E.
Engineering Services



Public Works &
Utilities Department

Administration, Engineering
& Laboratory
574.293.2572

Utility Billing
574.264.4273

1201 S. Nappanee St.
Elkhart, Indiana 46516

TO: BOARD OF PUBLIC WORKS
FROM: MAGGIE MARNOCHA
RE: PROPOSED SEWER CONNECTION TO ECRSD – HEATON LAKE
DATE: May 11, 2023

Attached please find the proposed Addendum to the Inter-Local Agreement that the City has with the Elkhart County Regional Sewer District. The Board has approved the connection of a new commercial building and this addendum addresses the billing calculation methodology and procedure. The staff supports this addendum.

Please approve and sign the attached Addendum to the Inter-local Agreement.

**ADDENDUM TO INTERLOCAL AGREEMENT FOR
COMMERCIAL CONNECTION TO C.R. 15 SANITARY SEWER**

THIS ADDENDUM is made and entered into effective May 3, 2023, by and between the City of Elkhart, Indiana, by and through its Board of Public Works (hereinafter referred to as "Elkhart"), and the Elkhart County Regional Sewer District, a municipal corporation, acting by and through its Board of Trustees (hereinafter referred to as the "District").

RECITALS:

A. Elkhart and District are parties to a certain Inter-local Agreement dated effective May 16, 2006 ("Interlocal Agreement").

B. Indiana Code § 13-26-5-2(8) allows the District to require properties within three hundred (300) feet of the District's sanitary sewer to connect to the District's sewer system and to discontinue the use of privies, cesspools, septic tanks, and similar structures.

C. Elkhart and District entered into a First Amendment to Interlocal Agreement between the City of Elkhart, Indiana and the Elkhart County Regional Sewer District for Sewage and Wastewater Treatment Services effective April 5, 2023 ("First Amendment"), in order to allow connection by a commercial District customer to the County Road 15 sanitary sewer.

D. The residential properties connected to County Road 15 are billed according to an Interlocal Agreement for Residential Connection to C.R. 15 Sanitary Sewer dated July 3, 2007 ("C.R. 15 Residential Addendum"), because there is no separate meter for this sanitary sewer line.

E. Elkhart and District desire to establish the means by which Elkhart will bill the District for sewage received from any commercial connection to County Road 15.

AGREEMENT

1. Rate Amount. As set forth in the Interlocal Agreement, Elkhart will charge the District a cost of treating wastewater on the same basis and at the same rate as a bulk quantity customer located within Elkhart as set forth in Ordinance No. 4855, as amended.

2. Meter Procedure. Elkhart will identify the amount of sewage to be added by the bulk rate and bill for any commercial entity connected directly to the County Road 15 public sewer by using the amount of flow reflected on the water meter for the commercial facility, not including any amount of flow from water that is separately metered for irrigation.

3. Addendum Effect. Except as provided herein, all other terms and provisions of the Interlocal Agreement, First Amendment, and C.R. 15 Residential Addendum, will remain in full force and effect.

IN WITNESS WHEREOF, the parties hereto have executed this Agreement effective as of the date first above written.

[signatures on separate pages]

CITY OF ELKHART, INDIANA:

Board of Public Works

By: _____
Michael Machlan, President

By: _____
Chad Crabtree, Vice President

By: _____
Jamie Arce, Member

By: _____
Ronnie Davis, Member

By: _____
Rose Rivera, Member

STATE OF INDIANA)
) SS:
COUNTY OF ELKHART)

Before me, the undersigned, a notary public in and for said County and State, personally appeared the above-named Board of Public Works of the City of Elkhart, Indiana, by Michael Machlan, President; Chad Crabtree, Vice President; Jamie Arce, Member; Ronnie Davis, Member; and Rose Rivera, Member, and acknowledged the execution of the foregoing Addendum this _____ day of _____, 2023.

WITNESS my hand and notarial seal.

_____, Notary Public
Residing in Elkhart County, Indiana
Commission No. NP0_____

My Commission Expires:

DISTRICT:

Elkhart County Regional Sewer District

By: _____
Scott Robinia, President

By: _____
Chris Godlewski, Treasurer

By: _____
Mary Cripe, Secretary

By: _____
Dustin Sailor, Member

By: _____
Gale Gerber, Member

By: _____
George Cornish, Member

By: _____
Daragh Deegan, Member

STATE OF INDIANA)
) SS:
COUNTY OF ELKHART)

Before me, the undersigned, a notary public in and for said County and State, personally appeared the above-named Elkhart County Regional Sewer District by Scott Robinia, President; Chris Godlewski, Treasurer; Mary Cripe, Secretary; Dustin Sailor, Member; Gale Gerber, Member; George Cornish, Member; and Darah Deegan, Member, and acknowledged the execution of the foregoing Addendum this _____ day of _____, 2023.

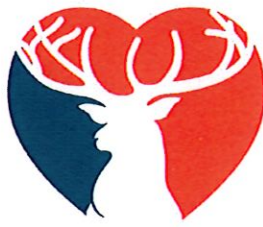
WITNESS my hand and notarial seal.

_____, Notary Public
Residing in Elkhart County, Indiana
Commission No. NP0_____

My Commission Expires:

Prepared by Steven J. Olsen
Yoder, Ainlay, Ulmer & Buckingham, LLP
130 North Main Street
Goshen, IN 46526

I affirm, under the penalties for perjury, that I have taken reasonable care to redact each Social Security number in this document, unless required by law. Steven J. Olsen, Yoder, Ainlay, Ulmer & Buckingham, LLP, 130 North Main Street, Goshen, IN 46526



City of Elkhart
Public Works and Utilities

Date May 09, 2023
Memo To Board of Public Works
Memo From Laura Kolo, Utility Services Manager *LK*
Subject Wastewater Utility Monthly Report of Operations
for the month of April, 2023

Wastewater MRO Highlights

Parameter	Monthly Avg	Permit Limit
Suspended Solids mg/L	8	30
cBOD5 mg/L	3	25
Phosphorus mg/L	0.48	1.0
Ammonia mg/L	2.27	4.4 (Dec-Apr) 4.2 (May-Nov)
Avg Daily Flow MGD	21.11	Design - 20
Total Monthly Flow MGD	633	Report

Incident Reports Filed

Date	Location	Volume (gal)	Cause
3/3/23	Jackson LS	47,175	corrective maintenance

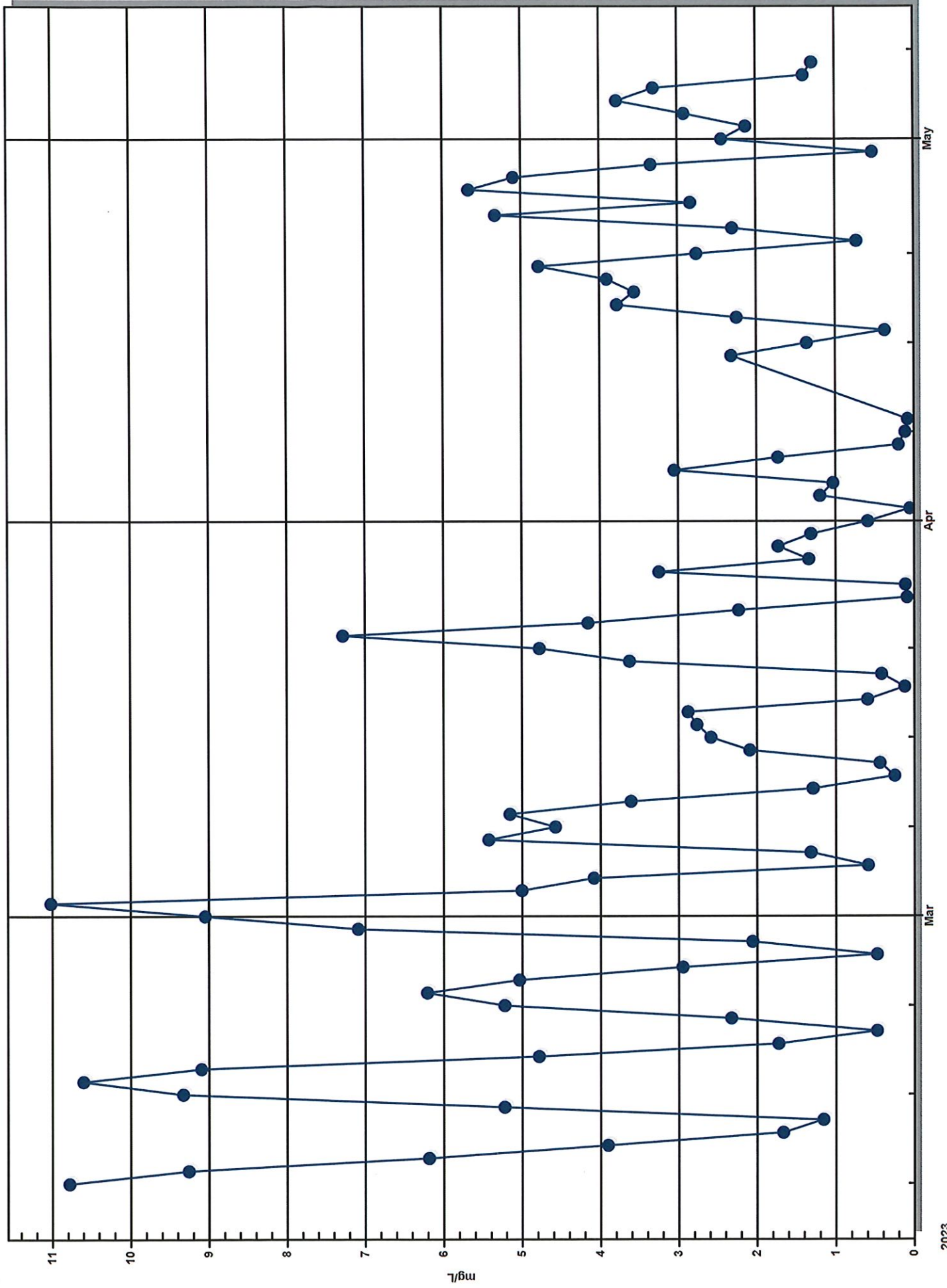
Wet Weather Overflows

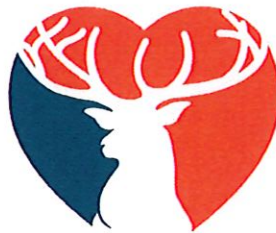
Number of Events	Total Overflow Volume (MG)
5	5.6146

Ammonia daily max violation; limit is 10.4 mg/L, April 2nd was 11.0 mg/L
Confidence level is high that nitrifiers are re-established; see attached graph
of recent ammonia concentrations.

6155-Effluent Final Effl NH3

2/8/2023 - 5/7/2023





City of Elkhart
Public Works and Utilities

Memo To Board of Works
 Memo From Laura Kolo, Utility Services Manager *W*
 Date May 09, 2023
 Subject Water Utility Monthly Report of Operations
 for the month of April, 2023

Water Produced

	Monthly Total MG	Daily Avg MGD	Daily Min MGD	Daily Max MGD
North Main	125.846	4.195	3.421	6.487
Northwest	58.005	1.934	1.353	2.843
South	31.168	1.039	0.571	1.627
System	215.02	7.17		

Finished Water Quality Information (Monthly Averages)

	Iron mg/l	Manganese mg/l	Fluoride mg/l	Chlorine mg/l	Orthophosphate mg/l
North Main	0.08	0.015	0.85	1.26	1.40
Northwest	0.08	0.023	0.87	1.20	0.97
South	0.07	0.013	0.82	1.40	1.04
Secondary Std / Target	0.30	0.050	0.8 - 1.0	0.9 - 1.5	0.5 - 1.0



M E M O R A N D U M

Date April 26, 2023
To Mike Machlan, Board of Works President
From Steve Brown, Pretreatment Manager
RE Bimbo Bakeries – Permit # 2006-03_{3B}

Bimbo Bakeries failed to submit self-monitoring report by the due date. The self-monitoring report (SMR) was due to be submitted to Public Works & Utilities Pretreatment Staff on December 25, 2022. The SMR was not received until February 21, 2023. The SMR was submitted 58 days late, resulting in Significant Non-Compliance (SNC) for the 1st quarter of 2023.

Per the City of Elkhart Enforcement Response Plan, Penalty Matrix, Section 9.3.5, recommends \$200 per second offense within accumulating one-year period for Failure to submit self-monitoring report within 30 days of due date, resulting in Significant Non-Compliance (SNC).

The first offense was addressed during the Special Board of Works (BOW) meeting on March 30, 2023. The first offense took place in the 4th quarter of 2022 - Sample date 8/5/2022, SMR due 9/25/2022, SMR received 11/7/2022. The BOW waived all penalties because some of these instances occurred as far back as early 2022, the Pretreatment Team recommended NO PENALTY for all occurrences.

This is Bimbo Bakeries second subsequent offense since the 8/5/2022 occurrence.

This memo has previously been reviewed by legal.

Please find Bimbo Bakeries in violation of its permit and assign penalties. Per the City of Elkhart Enforcement Response Plan a penalty of \$200 to Bimbo Bakeries- Permit # 2006-03 is recommended.



Central Garage

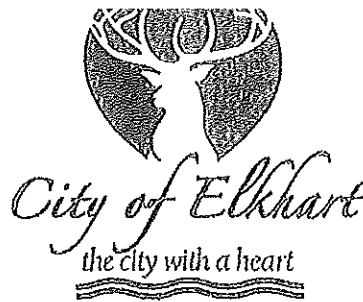
To: Board of Works
From: Josh Holt
Date: April, 18, 2023
RE: New Budgeted Street Sweeper for Street Dept.

Good morning Board,

I Josh Holt, Central Garage Fleet Manager, am asking your permission to order a new, Global M-4 mechanical street sweeper from Brown Equipment Company. The quote I'm providing, sent directly from Brown Equipment was put together through Sourcewell Purchasing Cooperative. Maggie Marnocha has approved the contract from Global Sweepers to Sourcewell. I am also asking permission to trade in our existing unit #384, a 2010 Allianz Global Street Sweeper. Brown Equipment is willing to give us \$10,000.00 trade in value for the old unit.

The Sourcewell priced unit from Brown Equipment is \$335,998.00 with a trade in value of \$10,000.00, would result in a total price of \$325,998.00.

Thank you,
Joshua J. Holt
Elkhart Central Garage & Fleet Manager



Rod Roberson
Mayor

Board of Public Works
229 S. Second St.
Elkhart, IN 46516
574.294.5471 ext. 1055

MEMORANDUM

TO: BOARD OF PUBLIC WORKS
FROM: KEVIN DAVIS, DEPUTY CITY ATTORNEY
DATE: MAY 16, 2023
RE: Resolution 23-R-12 to prohibit camping under bridges and walkways in the City of Elkhart

Please see the attached proposed resolution which would prohibit camping under bridges and along the walkways in the City of Elkhart. This prohibition would provide for the safe conveyance of vehicular and foot traffic along the roads and bridges.

Please approve and sign the attached Resolution 23-R-12

RESOLUTION NO. 23 R – 12

**A RESOLUTION PROHIBITING CAMPING UNDER ALL BRIDGES IN
THE CITY OF ELKHART**

WHEREAS, the City of Elkhart maintains the bridges and the walkways appurtenant to the bridges;

WHEREAS, on said bridges and appurtenances the City of Elkhart desires to maintain the safety of its residents;

WHEREAS, the purpose of the bridges and walkways is the safe conveyance of vehicular and foot traffic;

WHEREAS, pursuant to Indiana Code 36-9-6, *et. seq.*, the Board of Public Works is charged with, among other things, the custody, maintenance and improvement of City owned property.

NOW THEREFORE, BE IT RESOLVED BY THE BOARD OF PUBLIC WORKS OF THE CITY OF ELKHART, INDIANA:

Section 1. The bridges and walkways shall be used solely for the conveyance of vehicular and foot traffic which does not include camping or overnight habitation of any kind.

Section 2. All other uses of said bridges and walkways are hereby forbidden.

RESOLVED this 16th day of May 2023.

CITY OF ELKHART, INDIANA:

Board of Public Works

By: _____
Michael Machlan, President

By: _____
Chad Crabtree, Vice President

By: _____
Jamie Arce, Member

By: _____
Ronnie Davis, Member

By: _____
Rose Rivera, Member

ATTEST:

Nancy Wilson, Secretary