

The Board of Public Works and Safety of Plymouth, Indiana, met in Regular Session at 6:00 p.m. on November 10, 2025. The meeting was held in the Council Chambers, on the second floor of the City Building, 124 N. Michigan St., Plymouth, Indiana.

President Pro Tempore Don Ecker Jr. called the meeting to order. Ecker presided for Board Members Duane Culp, Shiloh Milner, and Dave Morrow, who were physically present. Mayor Robert Listenberger was absent. City Attorney Houin and Clerk-Treasurer Lynn Gorski were also present. The public was able to see and hear the meeting through Zoom and streamed live at <https://www.youtube.com/@CityofPlymouth>.

Board members Morrow and Milner moved and seconded to approve the minutes of the regular session of the Board of Public Works and Safety meeting of October 27, 2025, as presented. The motion carried.

Utility Superintendent Donnie Davidson wished to update the board on the East Jefferson Street water main construction project, the contractor had one live tap they need to make off the 12" main at the Columbus Drive and E. Jefferson Street intersection weather permitting, should occur tomorrow. Afterward, the contractor had another connection at Kingston Road and E. Jefferson Street to make with the hope of having it done this week. E&B Paving was scheduled to do the street cuts next week weather permitting.

Davidson stated the rain garden installed on the south side of the detention basin by the Neighborhood Center on W. Garro Street was complete and would benefit the area.

Ecker stated he had a conversation with Dean Byers earlier that week and he voiced how much they appreciated the results of that detention basin there. He stated it continued to be nothing but positive.

City Engineer Dan Sellers wished to provide a brief update on the 2025 Community Crossing Matching Grant (CCMG) Street Repaving Projects that were completed in August. E&B Paving repaved 2.34 miles of streets, updated .25 miles of sidewalks and updated 17 ADA curb ramps. There was a change order for the Pedestrian Crossing at Gibson Street and Lincolnway East in the amount of \$17,776.82.

Board members Milner and Morrow moved and seconded to approve the change order. The motion carried.

Building Commissioner Dennis Manuwal Jr. stated before the property owner at 516 Pennsylvania Avenue had made repairs, he had already passed the 30 days and there was a \$2,500 fine put on the property. After the meeting that this fine was approved, the property

owner, Jerry Haeck emailed and stated he would be performing the work. Mr. Haeck has yet to complete the repairs to adequate standards and has not yet repaired the second-floor deck but replaced the stairs leading to the second-floor apartment and attached them to the rotting deck boards and cut one of the ceiling rafters. He was past the 90 days to complete the repairs; the option was to fine him \$1,000 or hire a contractor to make the repairs.

Ecker asked if the owner had applied new material to rotting material.

Manuwal replied he had replaced the stair stringers and all the treads not to code. He stated he had supplied pictures and videos showing the treads are loose. He stated he was able to bump one of the risers with his toe and it fell so it was not even attached. He stated he notched the stringers to get up around the deck, screwed it into the rotting wood so nothing was done to code on that, so he was not passing it. He stated the owner was here and would like to speak on it.

Jerry Haeck (104 Wood Street, LaPaz, IN 46537)

Haeck stated he owns the property at 516 Pennsylvania Avenue, he has reconstructed the stair stringers, installed new treads and 2x2 handrail bringing it up to code. Also added was an additional 2x4 guard rail to be at 42" on the balcony (deck). The balcony is solid and tied into the roof on one side and cantilevered on the other side. He stated that he was not informed that the deck needed to be replaced.

Manuwal stated that the deck was in the original order to take action.

Haeck explained that if he tore into the deck it would tear in the integrity of the balcony and cause roof leakage.

Manuwal stated that order states "replace, repair the exterior deck porch on the south side. This building would fall under commercial code because it is more than two units.

Manuwal stated that the lumber that Haeck is attached to stairs to is degraded.

Discussion was held between Manuwal, Haeck, and the Council regarding details of the order, communications, and what work had been done.

Manuwal stated the last inspection that he did the treads were rocking because they are not attached properly and he bumped on of the risers, and the riser fell off. The 4x4's that are supporting the handrails are not attached to the ground; they would need to be anchored to the concrete. The stair stringers are not withstanding lateral force, so stiffeners would need to be added.

Ecker remarked that this was not resolved and it needs to be compliant and up to code. Work needs to be done, inspected and signed off on by the Building Commissioner. To eliminate any confusion, what can be done to be more specific on what needs to be completed to avoid this kind of conversation.

Manuwal stated that the posts would need to be anchored to the concrete footers that Haeck states are in there, replace the rim board, cut rafter needs to have a header, stiffen stairs from lateral movement, and refasten any loose treads and risers.

Ecker stated now that Manuwal has shared with you what needs to be done, he asked when it would be done.

Haeck replied that he works a full-time job and has issues with other apartments that he owns, so if they could give 60 to 90 days or by the end of the year, that would be great.

Manuwal recommended 30 days for which Morrow agreed since this has been going on since June.

Houin recommended rather than 30 days to be the first meeting in December which was December 8th. Manuwal agreed.

Board members Culp and Morrow moved and seconded for Haeck to make all the repairs before December 8th. The motion carried.

Manuwal stated that 310 N. Michigan Street continues to make progress. Met Mr. Patel at the Red Rock Inn last week and was still waiting for the reports, and he still needs to get his inspections done. Mr. Patel did get all occupants out and installed a security fence up to prevent people from getting in. We did get the report back from The Pointe and there was asbestos, so we would need to get estimates to remediate that, which would need another additional appropriation.

Fire Chief Holm stated he would like permission to get rid of a couple of our older pieces of equipment, an ambulance and fire engine. He would like to do a sealed bid type of auction for the ambulance and for the engine he may have another buyer for possibly another municipality, however it would not be until springtime next year.

Ecker asked how old the ambulance was. Holm stated it was an early 2000's model and was the one that was replaced with Medic 82.

Board members Culp and Milner moved and seconded to approve the request to solicit sealed bids for the ambulance. The motion carried.

Ecker stated that Street Superintendent Marquardt's crew would continue to work on the snow removal for the next day or two and when the weather warms back up, they would resume leaf collection.

Cemetery Superintendent Collins requested permission to do another burn of the brush pile at the cemetery.

Houin stated they have recently had a meeting with IDEM and they pointed out that it was not legal for the City to do a controlled burn.

Ecker asked then what are our options.

Houin stated the options are to hire a contractor to do a curtain burn or to dispose of the brush in a non-burning method. Houin would get with Collins to explore the options.

Houin presented the proposed Hoham Drive Confidential Settlement Agreement with NIPSCO. Sellers had worked hard on this agreement between NIPSCO, the engineers and contractors to resolve these outstanding issues. Houin pointed out that this was titled a confidential settlement agreement, so the city was not to disclose the terms of the agreement. However, we are subject to Indiana's access to public records act and open-door laws, and he was very explicit with NIPSCO that we cannot have a confidential settlement agreement that it does become public record that needed to be approved at a public meeting. NIPSCO indicated in writing that they understood that but opted to keep the confidential settlement language in the agreement. The only practical thing that might mean was if we ever receive a public records request for a copy of this agreement that we would need to notify NIPSCO before we honor the request.

Board members Culp and Milner moved and seconded to approve the Hoham Drive Confidential Settlement Agreement with NIPSCO. The motion passed by roll call vote.

In Favor: Culp, Ecker, Milner, Morrow

Opposed: None

Absent: Listenberger

Ecker requested to leave the two directional sign requests from Jay Buchtel posted at Harrison & Michigan Street along with Harrison Street & Oak Drive for Marshall County DAV Chapter 42 on the table since Marquardt was still working on cost estimates for these signs.

Gorski presented the request from Marshall County America 250 Committee to close S. Michigan Street from Oakhill Avenue, north to either LaPorte Street or Garro Street ending at

River Park Square on July 4, 2026, for a parade to celebrate the 250th Anniversary of the Declaration of Independence. E. Nelson Chipman was present to answer questions.

Chipman stated this was a nationwide effort to celebrate the 250th anniversary of the signing of the Declaration of Independence. The first event that was held was the Two Light Ceremony at the courthouse that celebrated Paul Revere's ride in April of 1775, we are now with your permission requesting to conduct a parade on Saturday, July 4, 2026.

Board members Culp and Milner moved and seconded to approve the request as presented. The motion carried.

REQUEST FORM
CITY OF PLYMOUTH

Date: 11/4/25

Notice to BOARD OF PUBLIC WORKS AND SAFETY, CITY OF PLYMOUTH, INDIANA
Kindly review of the following request:

Marshall County American 250 Committee requests South Michigan St be blocked to hold a parade on July 4, 2026.
The parade theme is to celebrate the 250th anniversary of the Declaration of Independence. Entries will be strictly limited to reflect celebration in honor of July 4th and it's 250th anniversary.
The current plan is for the parade to form near Webster School or Oak Hill Elementary at about 11am on Saturday July 4.
Parade would proceed north on Michigan St turning East on either LaPorte St. or Garret St terminating at River Park Square.

Signed: [Signature] Phone Number: 574-298-2592
Print Name: E. Nelson Chipman, Jr. Address: 18465 Pottery View Dr., Plymouth

In Office Only:
Determination of Request
Approved by Board of Public Works & Safety 11/10/2025

Return original form to Clerk-Treasurer's office after determination is complete.
[Signature] Clerk-Treasurer
Signed Title

Board members Morrow and Milner moved and seconded to allow the payroll for October 31, 2025, and the claims for November 10, as entered in Claim Register #2025-21. The motion carried.

Board members Milner and Culp moved and seconded to accept the following communications:

- November 10, 2025 Docket
- October 28, 2025 Technical Review Committee Minutes
- Fire Department Activity Reports – October 2025
- Hoham Drive Confidential Settlement Agreement - NIPSCO

The motion carried.

There being no further business, Board members Milner and Morrow moved and seconded to adjourn. Ecker declared the meeting adjourned at 6:43 p.m.


Robert Listenberger, Mayor

