



CITY OF WAUWATOSA
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BOARD OF PUBLIC WORKS

Regular Meeting - Tuesday, July 6, 2010 – 8:30 a.m.

PRESENT: Mr. Kesner, City Attorney; Ms. Ledesma, City Clerk; Mr. Wheaton, Chief Bldg. Official - 3

EXCUSED: Ms. Welch; Mr. Braier

ALSO

PRESENT: W. Wehrley, City Engr.; Mr. Pyne, Civil Engr.

Mr. Kesner in the Chair called the meeting to order at 8:30 a.m.

The Chair requested any additions or corrections to the minutes of the previous meeting.

Moved by Mr. Wheaton, seconded by Ms. Ledesma to accept the minutes as printed. Ayes: 3

Use of Public Right-of-Way for Village Take a Seat and More. Kathy Ehley, Executive Director of the Village Business Improvement District (BID), explained that this is the fourth year of the Take a Seat promotion. This year businesses are sponsoring painted Adirondack chairs, small benches and rain barrels that will be on display from July 16th – September 25th.

The articles will be sold by silent auction on September 25th at which time bidding will close at 4:00 p.m. and the winning bidders announced. The funds will go toward aesthetic improvements in the village area.

Moved by Ms. Ledesma, seconded by Mr. Wheaton to recommend to Council approval of the proposed uses of public right-of-way. The encroachment fee has been waived for this event. Ayes: 3

Request by Kevin McCourt, 10310 W. Vienna for an Encroachment into the city Right-of-Way.

Mr. Wheaton advised that this request is for an irrigation/sprinkler system on the grass area between the street and sidewalk. He noted that this is a pretty common request.

Moved by Mr. Wheaton, seconded by Ms. Ledesma to recommend approval of the proposed encroachment, subject to execution of the standard encroachment agreement. Ayes: 3

Request by Douglas Stencel, 7013 Cedar Street for an Encroachment into the city Right-of-Way.

Mr. Stencel advised that they put in a rain garden last year in their front yard facing the sidewalk which is crumbling. To prevent further deterioration they would like to put in a retaining wall 18” from the sidewalk.

Mr. Pyne felt that there may be a discrepancy on the plat survey. He suggested the city may own two feet of the area off of the sidewalk, not three and one-half as the homeowner suggested on their application. Mr. Pyne suggested that the homeowner may want to install the retaining wall two feet from the sidewalk and a variance request would not be necessary if discovery is made that the city does only own two feet.

Mr. Stencel advised that they would check with their architect to inquire if the two feet would work with the drain tile system they have designed. In the meantime the city will get a surveyor out to check the actual footage the city owns.

If it is determined that the easement is only two feet and the owners agree to install the retaining wall two feet from the sidewalk no encroachment would be necessary. If it is determined to be three and one-half feet a conditional approval could be made. By the end of the day it should be determined what the actual right-of-way is and how the homeowner should proceed.

Moved by Mr. Wheaton, seconded by Ms. Ledesma
to recommend approval of the proposed encroachment, subject to
execution of the standard encroachment agreement. Ayes: 3

Request on behalf of the City of Wauwatosa for a utility easement for Diane Drive extended between N. 115th and N. 116th Streets.

Mr. Wehrley advised they would like to move the existing utilities from the old creek bed south of Diane Drive to Diane Drive where the crews would have an easier job of maintaining them. He said that they have met with Milwaukee County staff regarding this easement request.

Moved by Ms. Ledesma, seconded by Mr. Wheaton
to recommend approval of the proposed encroachment, subject to
execution of the standard encroachment agreement. Ayes: 3

Chancery Parking Lot attendant structure. Michael Fifarek, 7615 W. State Street, representing the Chancery, explained that they would like to keep the parking lot attendant structure up all year long. He noted that the village has become much busier with all of the outside seating. They would like to assure their guests of parking availability. He also noted that because of the weather, heat, cold and rain, the structure would help keep the attendant safer.

Mr. Kesner had a concern that the hut should be anchored to the ground. Mr. Fifarek said they would also make some enhancements to the hut by adding flowers in the hut area.

Moved by Mr. Wheaton, seconded by Ms. Ledesma
to recommend approval of the proposed
use with the provision that the hut is anchored and

some type of plants be placed to enhance the area. Ayes: 3

Mark Mertens, 8502 Watertown Plank Road; curb cut over 30 feet. Mr. Mertens, 8502 Watertown Plank Road, showed a picture of the existing parking and explained that he would like to extend the parking down 85th St. to accommodate an additional four parking spaces. Mr. Mertens explained that he would like to add the parking spaces at the side yard of the property directly adjacent to the south of the existing driveway on 85th Street. Currently there are three parking spaces.

Mr. Pyne noted that a lot of the requested area is in the right-of-way. The street has very little traffic and it comes to a dead end. Mr. Pyne said there would not be an issue with people backing out. He advised that the curb would have to be cut out.

Mr. Wehrley said while it is possible he didn't think it was a good idea. He said it is too tight of an area for additional parking. The City Engineer noted that snow removal could be an issue. He thought that the force of the snow could cause damage to vehicles. There is a limited area for snow storage. Mr. Mertens mentioned that snow has always been a problem although he blows the snow on the south side of the lawn and felt it was manageable.

Mr. Kesner advised that this would be in the city right-of-way and the city could be liable for damage. It would be a concern for the snow plow drivers.

Moved by Mr. Wheaton, seconded by Ms. Ledesma
to deny the request. Ayes: 3

Recognition monument at Root Commons. Kathy Ehley of the Village Business Improvement District (BID) clarified the name of the family requesting a recognition monument in the rose garden at Root Commons.

Ms. Ehley noted that family and friends of Bill Baade wanted to honor the memory of Mr. Baade and his love for Wauwatosa with the donation of a rose garden. The Beautification Committee referred the Baade family request to Ms. Ehley. The Root Commons was determined the best area with an existing raised bed of Potentilla shrubs which needed attention. The family cleaned up the planting bed and trimmed up the shrubs. Rose bushes were planted within the ring of the Potentilla shrubs. The Beautification Committee offered sedums to complete the area.

Ms. Ehley suggested that this would not be setting a precedent for a memorial as there are two other plaques in this area. She said the memorial plaque would be 12 x 12 on a four inch deep stone that would be imbedded. The family and friends intend to maintain the flower bed.

Mr. Kesner thought this would be appropriate if the garden is to be maintained by the people putting the plaque there. Mr. Wheaton was O.K. with the concept but questioned the marker size. The committee discussed whether similar requests in the past were denied and if a policy was ever put into place. Mr. Wheaton advised that he would do some research on other plaques to have this consistent in size and get back to Ms. Ehley. Wording of the plaque was discussed and it was determined to require wording noting that the bed is being maintained in honor of Mr. Baade or something similar to denote the bed is being maintained by the requestor.

Moved by Ms. Ledesma, seconded by Mr. Wheaton to recommend approval of the memorial plaque in the rose garden at Root Commons. The plaque will state ‘maintained in honor of’ or similar wording. Ayes: 3

Contract 09-75 Fire Station #1 and Administrative Offices – Partial Payment #12. Jack Blume, Project Architect, Zimmerman Architectural Studios, reported that the project is more than 90% complete. He noted that there is a punch list of items to finish for phase 1.

Board Resolution

BE IT RESOLVED, By the Board of Public Works of the City of Wauwatosa, Wisconsin that the proper City Officers be and they are hereby authorized and directed to issue City orders in favor of the contractor listed below in the amount listed in the column headed “Amount” as partial payment for work completed as indicated on the attached Exhibit pursuant to the terms of the contract noted.

<u>Contractor</u>	<u>Payment No.</u>	<u>Contract No.</u>	<u>Amount</u>
J.P. Cullen & Sons, Inc.	12	09-75 Fire Station #1 and Administrative Offices	\$387,182.00

Moved by Mr. Wheaton, seconded by Ms. Ledesma to approve the foregoing. Ayes: 3

Partial payments and contract updates. Mr. Wehrley reported on the progress at 68th and State, he advised that the intersection may not be open until the end of July. The project is on hold waiting for the Railroad and Department of Transportation. AT & T ran into additional problems on the 70th Street bridge, with completion now expected August 15th, 2010. Pavement repairs are underway on Watertown Plank Road.

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<u>Contractor</u>	<u>Payment No.</u>	<u>Contract No.</u>	<u>Amount</u>
Capitol Pavers, Inc.	2	09-07 Street Repaving	\$38,244.20
Willkomm Excavating, Inc.	3	10-08 Hart’s Mill Parking Lot	\$27,038.78
Zenith Tech, Inc.	5	09-02 68 th St. & State St. Intersection Modifications	\$297,796.84
CPR, Inc.	1	10-20 Pavement Repair	\$33,482.75

Moved by Mr. Wheaton, seconded by Ms. Ledesma to approve
the foregoing. Ayes: 3

The meeting adjourned at 9:05 a.m.

Secretary to the Board

mks