



## CITY OF WAUWATOSA

MEMORIAL CIVIC CENTER  
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### BOARD OF PUBLIC WORKS

Monday, March 5, 2012 – 8:30 a.m.

PRESENT: Ms. Enders, Economic Development Director; Mr. Kesner, City Atty.; Ms. Ledesma, City Clerk; Mr. Presnal, Mr. Ruggini, Finance Dir. - 5

ALSO PRESENT: Mr. Porter, Public Works Dir.; Mr. Wehrley, City Engineer; Mr. Wojcehowicz, Water Supt.

Mr. Kesner in the Chair called the meeting to order at 8:32 a.m.

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

Moved by Ms. Ledesma, seconded by Ms. Enders  
to accept the minutes as printed. Ayes: 5

**Street Vendor License – Fruit of the Bloom, 12121 W. North Avenue.** The Board reviewed an application by Gerilynne Nolan and Bill Bradshaw, Fruit of the Bloom, LLC, for a Street Vendor license to operate a retail garden center in the School District's administration building parking lot, 12121 W. North Avenue, from April 15 to July 22, 2012. Hours of operation would be 8 a.m. to 8 p.m. Mr. Bradshaw said that everything will be similar to past years. Mr. Wehrley said that there have not been any complaints with their operation.

Moved by Ms. Ledesma, seconded by Mr. Ruggini  
to approve the Street Vendor license. Ayes: 5

**Appeal by Geoff Trenholme, Rocket Baby, LLC, 6822 W. North Avenue, regarding roof water drainage and foundation drainwater.** Mr. Presnal, Plumbing Inspector, explained to the Board the non-compliance issue regarding Rocket Baby, 6822 W. North Avenue. Mr. Presnal said that he had inspected and notified Mr. Trenholme many times of the non-compliant clear water sump crock in the basement, which discharges to the sanitary sewer system. Mr. Presnal advised that there is a City owned lot on North Avenue that could possibly be used to connect to a lateral properly. Mr. Trenholme has moved the discharge to the back of the building, discharging to a permeable surface on their lot.

The City Attorney explained this appeal is brought to the Board of Public Works as it is asking that an exception be made to the code that would allow Mr. Trenholme to continue discharging to the surface lot.

Mr. Trenholme said there are two issues brought to his attention for non-compliance, the foundation drain and a roof water discharge in the northwest corner of the building. Mr. Trenholme read from the city code and cited reasons why he felt he was in compliance with the code. Mr. Trenholme said he had disconnected the foundation drain. He said it would be very cost prohibitive to run the drain to a sewer which would also cause him a delay of business. He felt he might be held to a higher standard than others on North Avenue.

The City Attorney said it is important to recognize the interpretation of the code. Mr. Kesner felt it would be acceptable to grant an exception. He noted that the City lot next door to Rocket Baby will be having work done on it and would ask that a conveyance lateral be run to the parcel at 6822 W. North Avenue, so they could then hook into the City system. In the meantime they would be able to continue to discharge on the gravel area.

Moved by Mr. Ruggini, seconded by Ms. Enders to allow Mr. Trenholme to continue discharging clear water on their gravel surface and to continue with the roof drainage as described...

Ms. Enders questioned whether further clarification was necessary for later when the parking lot work would be completed? She didn't want the City or Mr. Trenholme to have any unexpected expenses down the road. Mr. Trenholme said he would do the neighborly thing and hook into the system at that time.

Vote on the motion – Ayes: 4 Recused: 1 (Presnal)

**Contract 12-81 Water Main Extension at W. Watertown Plank Road from Innovation Drive to a point 1,000 feet east of US Highway 45.** Mr. Wojcehowicz said this work is for an extension of water main work into UWM development site. The funding for this project is out of TIF #2, the second phase. Mr. Wojcehowicz replied to a question that the work will be completed in July 2012.

#### Board Resolution

WHEREAS, it is the sense of the Board of Public Works of the City of Wauwatosa that water main installation work is necessary on Watertown Plank Road from Innovation Drive to a point 1,000 feet east of US Highway 45 in the City of Wauwatosa and work incidental thereto under Contract 12-81 Water Main Extension.

NOW, THEREFORE, BE IT RESOLVED, By the Board of Public Works of the City of Wauwatosa, Wisconsin as follows:

Section 1. That the plans and specifications and form of contract and bond, together with the contract documents submitted therewith for furnishing all labor, material and equipment for Contract 12-81 Water Main Extension and work incidental thereto, be and the same are hereby approved.

Section 2. That the work is intended to be done during the 2012 construction season in the City of Wauwatosa, all in accordance with said plans and specifications.

Section 3. That the work is to be let to the lowest responsible bidder following competitive bidding therefore.

Section 4. That the City Clerk be and she is hereby authorized and instructed to advertise for bids for Contract 12-81 Water Main Extension, on March 15 and 22, 2012 bids are to be opened on March 29, 2012, and to provide in so doing that bids may be submitted with a contract and bond, with sureties, as prescribed by the form furnished, complete with the exception of the signatures on the part of the City; and in lieu of the foregoing provision that the bidder may accompany his bid with a certified check equal to five (5) percent of the bid, payable to the city as a guarantee that if his bid is accepted, he will execute and file the proper contract and bond within ten (10) days after the award, all in accordance with the provision of the Wisconsin Statutes.

Section 5. That the Wage Scale in the contract documents be and the same is hereby accepted.

Moved by Mr. Ruggini, seconded by Mr. Presnal, to approve the foregoing. Ayes: 5

**Contract 12-02/Project 1003 Sanitary Sewer Relay, Repair and Relining Mayfair Road from Walnut Road to Burleigh Street- Award of Bid.** Mr. Wehrley said that this is a project carry-over from 2011. Mr. Wehrley reported that American Sewer Services, Inc. was the lowest of four bidders in the amount of \$712,632.60.

Moved by Mr. Ruggini, seconded by Ms. Ledesma to recommend

to Council award of Contract 12-02 to low bidder, American Sewer Services, Inc. in the amount of \$712,632.60. Ayes: 5

**Contract 12-10 – Street Lighting Improvements from North Mayfair Road between Burleigh Street and West Hampton Avenue – Award of Bid.** Mr. Wehrley said that this is a 2012 project. He reported that Outdoor Lighting Construction Co. was the lowest of three bidders in the amount of \$459,599.50.

Moved by Mr. Ruggini, seconded by Ms. Enders to recommend to Council award of Contract 12-10 to low bidder, Outdoor Lighting Construction Co., in the amount of \$459,599.50. Ayes: 5

**Council resolution placing 2011 street assessments on the tax roll.** The board reviewed this council resolution. This covers all of the work done in 2011.

Moved by Ms. Ledesma, seconded by Mr. Presnal to recommend approval of the Council resolution placing 2011 street improvements on the tax roll. Ayes: 5

**Partial payments and contract updates.** Mr. Wehrley said that work on Courtland Avenue is scheduled to start on March 19, 2012. Contract 12-51 Mayfair Road Water Main Relay work may include work off- hours in order to work on the off ramp.

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>
Wisconsin Department of Transportation	3	WisDOT Project No. 2210-07-71 Blue Mound Road, City of Wauwatosa 124 <sup>th</sup> Street to Mayfair	\$108,717.06
Selzer-Ornst Co.	6	Contract 11-25 2011 Hart Park Improvements	\$ 8,960.95

Moved by Mr. Presnal, seconded by Ms. Enders to approve the foregoing. Ayes: 5

The meeting adjourned at 9:02 a.m.

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Secretary to the Board

mks