



CITY OF WAUWATOSA

MEMORIAL CIVIC CENTER
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BOARD OF PUBLIC WORKS

Tuesday, September 4, 2012 – 9:00 a.m.

PRESENT: Ms. Enders, Development Dir.; Mr. Kesner, City Atty.; Ms. Ledesma, City Clerk; Mr. Ruggini, Finance Dir. – 4

EXCUSED: Mr. Presnal, Plumbing Inspector

ALSO PRESENT: Mr. Porter, Public Works Director; Mr. Wehrley, City Engineer; Mr. Wojcehowicz, Water Superintendent; B. Lee, Deputy Fire Chief

Mr. Kesner as Chair called the meeting to order at 9:00 a.m.

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

The Chair requested that the minutes from the previous meeting, reflect that the encroachment request by the Firefly Urban Bar & Grill was for placement of 12 tables and 38 chairs. The recommendation was made for 20 seats per the revised plans developed by the City Engineering division.

Moved by Mr. Ruggini, seconded by Ms. Ledesma to accept the minutes as amended. Ayes: 4

Contract 09-75 Fire Station #1 and Administrative Offices – Final Payment. Deputy Chief Lee advised that J. P. Cullen & Sons, Inc. has completed the work for Contract 09-75. The patio surface, locks and ventilation issues have been addressed. He requested that final payment of \$10,400 be made.

Moved by Ms. Ledesma, seconded by Mr. Ruggini to approve the foregoing. Ayes: 4

RESOLUTION

WHEREAS, the Board of Public Works has accepted the work of Fire Station #1 located at 1601 Underwood Avenue and work incidental thereto in the City of Wauwatosa under Contract 09-75 is ready for final payment.

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

Section 1. That the work of Fire Station #1 thereto under Contract 09-75 is hereby accepted.

Section 2. That the proper City officers be and they are hereby authorized and directed to draw and sign a City order in the sum of ten thousand four hundred dollars (\$10,400.00) in favor of J.P Cullen & Sons, Inc. as the final payment under said contract, upon receipt of waivers of

lien and for labor and materials furnished under said contract, and upon receipt of an affidavit stipulating compliance with wage rate requirements.

Water Pumpage Report. With July 2012 pumpage of 213,850,000 gallons, the year-to-date total stands at 997,303,001 gallons of water pumped, below this time last year. The Chair ordered the report placed on file.

Contract 12-12 Water Main Relay, Repair and Extension on Sunset Court from N. 89th Street to end of Sunset Court and N. Park Drive from W. Center Street to W. Hadley Street – Award of Bid. Mr. Wehrley reported that the lowest of seven bids on Contract 12-12 was submitted by American Sewer Services, Inc. in the amount of \$315,024.50. This project is partially funded by Community Development Block Grant (CDBG) funds.

Moved by Ms. Ledesma, seconded by Ms. Enders to recommend to Council award of Contract 12-12 to American Sewer Services, Inc. in the amount of \$315,024.50. Ayes: 4

Award of Contract – 12-77 State Street Median. Mr. Porter reported that the bids came in higher than expected and relatively close in numbers. The fencing was an additional cost making the bids as high as they are. Mr. Porter asked that this be approved since the City and the Business Improvement District have worked cooperatively together on this project to get it moving. The low bidder was Gleason Contractor, Inc. in the amount of \$62,213.50.

Jim Plaisted, Executive Director of the Village BID was present in favor of moving ahead with the project.

Moved by Mr. Ruggini, seconded by Ms. Enders to recommend to Council award of Contract 12-77 to Gleason Contractor, Inc. in the amount of \$62,213.50. Ayes: 4

Resolution of intent to levy special assessment upon property in the City of Wauwatosa Proposed 2013 Street Improvement Projects. Mr. Wehrley said that the work to be done for 2013 covers the following areas: Lisbon Ave. from 100th St. to Capitol Dr., 124th St. from Watertown Plank Rd. to 200 ft. north of Garfield Ave., Capitol Dr. from 117th St. to 124th Sts., Chambers St. from 120th St. to 124th Sts., Milwaukee Ave. from Wauwatosa to Underwood Aves., Milwaukee Ave. from Underwood Ave. to Church St., and Milwaukee Ave. from Church to 83rd Sts.

RESOLUTION

BE IT RESOLVED, by the Board of Public Works of the City of Wauwatosa, Wisconsin, that

Section 1. The Board of Public Works of the City of Wauwatosa, Wisconsin hereby declares its intention to exercise its police power, under Section 66.0703 of the Wisconsin Statutes, to levy special assessments upon property in the City of Wauwatosa within the following described area for the benefits conferred upon such property by the repaving of:

<u>Street & Location</u>	<u>Ald. Dist.</u>	<u>Exist & (Prop.) Width</u>	<u>Pavement Construction Type</u>	<u>Assessed Sidewalk Work</u>
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Lisbon Ave. from 100 th St. to Capitol Dr.	8	34'	A-Conc	Yes
124 th St. from Watertown Plank Rd. to 200 ft. north of Garfield Ave.	7	24' (24')	C	No
Capitol Drive from 92 nd St. to Mayfair Rd.	8	35-24-35 (Same)	A-Conc	Yes
Center St. from 117 th to 124 th Sts.	6/7	52' (52')	C	No
Chambers St. from 120 th St. to 124 th Sts.	6/7	30' (30')	C	No
Milwaukee Ave. from Wauwatosa to Underwood Aves.	1	40' (40')	C	No
Milwaukee Ave. from Underwood Ave. to Church St.	1	40' (40')	A-Conc	Yes
Milwaukee Ave. from Church to 83 rd Sts.	2	34' (34')	A-Conc	Yes
St. James St. from the east dead end to 71 st St.	2	30' (30')	B-Asph	Yes
Alley between Grantosa Dr./Palmetto from 95 th St. to Byron Pl.	8	20' (20')	C	No
Alley between Hadley St./Center St. from Lefeber Ave. to 73 rd St.	5	20' (20')	A-Conc	No

Section 2. Said public improvement shall include the following work to be done during the 2013 construction season:

Reconstruction: Type "A" (Asph.) or (Conc.) Completely removing existing curb and gutter and existing pavement, placing new concrete curb and gutter (excluding alleys), and asphalt or concrete pavement surface on a new base.

The above repaving type also includes placing necessary water and sewer service pipes and storm sewer and appurtenances; relaying sanitary sewer and storm sewer as required; relocating existing street lighting system where necessary; constructing new concrete driveway approaches; and replacing concrete sidewalks which are disturbed by other construction, which are defective, or which have a hazard potential.

Resurfacing: Type "C" (Asph) Milling the existing pavement as required, repairing curbs (and abutting approaches and sidewalks where necessary), and surfacing with asphalt pavement. Also included is the placing of necessary water and sewer service pipes and storm sewer and appurtenances, and relaying sanitary sewer and storm sewer as required.

Section 3. The total amount assessed shall be upon a reasonable basis as determined by the Common Council.

Section 4. That the owners of the respective parcels of land fronting or abutting the street improvements, on which a public hearing has been held and preliminary assessments have been confirmed, shall have payment of the special assessments scheduled as follows:

(a) Each special assessment and special charge, pursuant to Section 66.0703 of the Wisconsin Statutes, levied in an amount of \$200 or less against any parcel of land in the City of Wauwatosa shall be entered in the tax rolls in one installment.

(b) Each special assessment for improvements levied in an amount exceeding \$200 against any parcel of land in the City of Wauwatosa shall be entered in the tax rolls in five equal annual installments of principal together with interest at the rate of twelve percent (12%) per year or the percentage rounded out

to the next highest whole percentage number above the interest rate paid by the City for the sale of corporate purpose bonds, which include the project which is the subject of the special assessment, whichever figure is less, on the unpaid balance of said assessment. Individual assessments shall run concurrently except as provided under Section 3.08.040 of the City Code.

(c) Each special assessment levied against any parcel of land in the City of Wauwatosa for the installation of sanitary sewer main or water main or construction of permanent street pavement shall not be entered in the tax roll until all installments of special assessments for sanitary sewer or water main or construction of permanent street pavement levied previously against the same parcel of land have been entered into the tax rolls and have been paid. Such subsequent special assessment shall be deferred and only interest at the rate of twelve percent (12%) per year, or the percentage rounded out to the next highest whole percentage number above the interest rate paid by the City for the issuance of General Obligation Debt, which include the project which is the subject of the special assessment, whichever figure is less, on such subsequent special assessment shall be carried into the tax rolls in addition to the scheduled installments of such prior assessments. After the last installment of such prior special assessment has been entered in the tax rolls, installments of the subsequent special assessment shall, beginning with the next subsequent tax roll, be entered in the tax rolls pursuant to Section 3.08.030 of the City Code.

(d) Whenever special assessments are levied against the frontage and side of a corner parcel of land in the City of Wauwatosa for the installation of sanitary sewers or water mains or construction of permanent pavements arising out of the same public works project, such special assessments levied against a corner parcel of land shall be deemed to be two separate special assessments, and the special assessment levied against the frontage of the corner parcel of land shall first be scheduled on the tax rolls for payment as provided in Section 3.08.030 of the City Code and the special assessment levied against the side of the corner parcel of land shall be scheduled on the tax rolls pursuant to (c) above, following such scheduling of the special assessment levied against the frontage of the corner parcel of land.

(e) Notwithstanding the provisions of (c) and (d) above, any owners of parcels of land assessed may at their option elect to pay both the scheduled installments of prior assessments as well as scheduled installments of subsequent special assessments on the same tax rolls as entered on those tax rolls pursuant to Section 3.08.030 of the City Code.

(f) If, after special assessments have been placed on the tax rolls in installments or otherwise, the taxpayer fails to pay the same within the time allowed for payment of general taxes, the same shall become delinquent and shall be treated in the same manner and subject to the same laws as delinquent general property taxes.

Section 5. The properties against which the assessments are proposed are benefited. Such benefits may include, but are not necessarily limited to, enhancement of value or marketability, improved drainage, improved pedestrian safety (walks), improved vehicular access, improved skid resistance and cross sectional elements.

Section 6. The Director of Public Works has prepared a report consisting of:

- a) Preliminary and/or final plans and specifications for said improvements
- b) An estimate of the entire cost of the proposed improvements
- c) A schedule of the proposed assessments in connection therewith upon a reasonable basis as determined by the Board of Public Works.

The Director of Public Works is directed to file a copy of these in the City Clerk's Office for public inspection.

BE IT FURTHER RESOLVED, By the Board of Public Works of the City of Wauwatosa, Wisconsin, that the City Clerk is directed to give notice, as by law provided, of a public hearing to all owners, to be assessed for the proposed improvements herein before listed, and to publish notice of the hearing at least once in the official newspaper at least ten days and not more than 40 days before the time set for the hearing; and

BE IT FURTHER RESOLVED, That the Common Council be requested to schedule the public hearing to be held before the Common Council in the Council Chambers, at 7:30 P.M., on Tuesday, October 16, 2012 in the City Hall of the City of Wauwatosa, Wisconsin at which times all persons interested, or their agents or attorneys, concerning matters contained in the resolution and report, including the proposed assessment of benefits will be heard.

Moved by Ms. Ledesma, seconded by Mr. Ruggini
to approve the foregoing. Ayes: 4

Emergency purchase order of Sanitary Sewer Repairs. Mr. Wehrley advised that this request is to clean up paperwork for three locations in the amount of \$48,905.73. This includes relay of sanitary sewers by MJ Construction, Inc. for a cost of \$40,315.50. The second item is for repair of collapsed sanitary sewer at Hillcrest Drive and Church Street by American Sewer Services, Inc. at a cost of \$6,164.33. The third item is for repair of collapsed sanitary sewer at 73rd Street by American Sewer Services, Inc. for an amount of \$2,425.90.

Moved by Ms. Enders, seconded by Mr. Ruggini to
recommend to Council approval of the above work. Ayes: 4

Change order #1 on Contract 12-51-Mayfair Road Relay, Water Main Relays and Alteration. Mr. Wojcehowicz explained that the change order is due to excavation finds for items completed outside the scope of the original construction plan in the amount of \$72,410.84 for Mayfair Road water main relay work.

Moved by Mr. Ruggini, seconded by Ms. Ledesma
to approve of change order #1 – Ayes: 4

Contract 12-81 – TIF District No. 2 Water Main Extensions Phase 2 – Partial Payment #1. Mr. Wojcehowicz said that this payment is for water main extensions in TIF District #1 poised for the UW-M development.

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 indicated on the attached Exhibit pursuant to the term of the contract noted.

<u>Contractor</u>	<u>Payment No.</u>	<u>Contract No.</u>	<u>Amount</u>
American Sewer Services,	1	12-81 TIF District No. 2 Water Main Extensions Phase 2	\$205,523.00

Agreement between the City and the WI DOT for relocation of the sanitary sewer on Mayfair Road at Watertown Plank Road. Mr. Porter explained that the agreement covers the relocation of City owned sanitary sewer as required by the Department of Transportation (DOT) on Mayfair Road just south of Watertown Plank Road. As part of the WisDOT project to improve STH100 a new 84” diameter storm sewer will be installed to provide proper drainage of the highway. Installing a sewer of that size presents a challenge in a utility corridor as crowded as Mayfair Road. As a result the City of Wauwatosa needs to relocate a City owned sanitary sewer that runs beneath Mayfair Road.

The work needs to be done in advance of the DOT construction in 2013. The DOT will be reimbursing the City of Wauwatosa for most of the cost. The City will be responsible for the remaining cost of \$11,530.

Moved by Ms. Ledesma, seconded by Mr. Ruggini to recommend approval to enter into an agreement with the Department of Transportation for sewer relocation work on Mayfair Road. Ayes: 4

Emergency purchase order for broken water main. Mr. Wojcehowicz said the request is due to a contractor working on a lighting project and causing a break in a water main. All charges incurred will be billed to Outdoor Lighting, Inc.

The labor, equipment and materials to repair emergency 12” water main break amounts to \$14,885.98.

Moved by Mr. Ruggini, seconded by Ms. Ledesma to recommend approval. Ayes: 4

Partial payments and contract updates. Mr. Wehrley reported that work continues on Meinecke Avenue project. Sanitary sewer work on 90th Street is ongoing and work has moved beyond McKinley grade school and Stickney Avenue.

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 indicated on the attached Exhibit pursuant to the term of the contract noted.

<u>Contractor</u>	<u>Payment No.</u>	<u>Contract No.</u>	<u>Amount</u>
Musson Brothers, Inc.	1	12-99/4004 Lateral Rehabilitation	\$ 77,163.75
Musson Brothers, Inc.	2	12-99/4004 Lateral Rehabilitation	\$252,480.17
Wisconsin Department of Transportation	5	State I.D. No. 2656-00-71 70 th Street Bridge of Menomonee River	\$ 2,950.43
Wisconsin Department of Transportation	2	10-92/ State I.D. No. 2555-00-70 Burleigh Street STH 100 to Knoll Ter.	\$ 1,659.75
American Sewer Services, Inc.	4	12-02/1003 Sanitary Sewer Relay, Repair and Relining	\$ 31,606.50
Monoko, LLC	1	12-181/2202 Harmonee Bridge Repairs and Repainting	\$ 544,065.00
MJ Construction, Inc.	1	12-06/1001 & 1004 Sanitary Sewer and Water Main Relay, Repair and Extension & Reconstruction of Fully	\$ 66,486.70

Globe Contractors, Inc.	3	Deteriorated Sewers Using a Structural C.I.P.P. Process 12-05/4001 Meinecke Avenue	\$1,129,596.74
Outdoor Lighting Construction Co., Inc.	2	Flood Mitigation 12-10/1005 Street Lighting Improvements – N. Mayfair Road	\$ 11,944.51

The meeting adjourned at 9:17 a.m.

mks

Secretary to the Board