



CITY OF WAUWATOSA  
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### **BOARD OF PUBLIC WORKS**

Regular Meeting – Monday, January 19, 2009 – 8:30 a.m.

PRESENT: Mr. Kesner, City Atty.; Ms. Ledesma, City Clerk; Ms. Welch, Community Dev. Dir.;  
Mr. Wheaton, Chief Bldg. Official -4

EXCUSED: Mr. Braier

ALSO W. Kappel, Dir. of Public Works; W. Wehrley, City Eng.; J. Wojcehowicz, Water Supt.;  
PRESENT: J. Kroll, Spec. Proj. Eng.; J. Bembenek, Purch. Mgr.; K. Hurst, Fleet Supt.

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. Welch to accept the  
minutes as printed. Ayes: 4

**Contract 08-09 Little Red Store Renovation – Final Payment.** The Board reviewed a memo from the Director of Public Works requesting approval of Change Order No. 2 to Contract 08-09 in the amount of \$10,848.00 and final payment in the amount of \$17,282.59. The final contract amount, including change orders, is \$268,229.00. Mr. Kroll, Special Projects Engineer, reported that the change order covers site work, concrete, carpeting, and insulation that was not originally included as well as railings that are needed on the rear ramp to meet occupancy requirements. Completing this final payment would allow for execution of the lease to the Wauwatosa Historical Society.

Mr. Ken Loeffel, representing the Wauwatosa Historical Society, reported that a check covering the final amount due from the Historical Society will be delivered tomorrow morning. He expressed appreciation to the City and noted that there already have been positive comments from passers-by about the building.

Mr. Wheaton was concerned about approving payment while there are still outstanding building code issues. Mr. Kroll reported that the required handrail extensions are in the process of being fabricated and will be installed as soon as possible.

#### Board Resolution

WHEREAS, the Board of Public Works has accepted the work of Building Renovation Little Red Store and work incidental thereto in the City of Wauwatosa under Contract 08-09 and the same 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 Building Renovation Little Red Store under Contract 08-09 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 seventeen thousand two hundred eight-two dollars and forty-one cents (\$17,282.59) in favor of Ford Construction Co., 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.

Moved by Mr. Wheaton, seconded by Ms. Welch to approve the foregoing contingent upon completion of any remaining building code items and issuance of an occupancy permit. Ayes: 4

**Water Pumpage Report.** The December 2008 water pumpage report and billing analysis recorded a year-end total of 1,714,063,000 gallons pumped, indicating a decrease from the 2007 total as well as the three-year and ten-year averages. The Chair ordered the report placed on file.

**Surplus Equipment.** The Board reviewed a memo from the Fleet Superintendent and Purchasing Manager recommending that fleet equipment #P-83, a 1999 Jeep Cherokee police parking enforcement vehicle, be declared surplus. A replacement vehicle is now in service. The Chair reported that an ordinance amendment will be proposed that would allow the Board to declare equipment surplus without requiring additional Common Council approval.

Moved by Mr. Wheaton, seconded by Ms. Ledesma to recommend to Council that fleet equipment #P-83 be declared surplus for disposal in a manner most advantageous to the City. Ayes: 4

**Use of Civic Center Parking Lot for MMSD Household Hazardous Waste Collection.** Mr. Kappel reported that the Milwaukee Metropolitan Sewerage District (MMSD) would like to conduct a mobile household hazardous waste (HHW) collection event in the civic center parking lot on Saturday, September 12, 2009. Several HHW events have been held there in the past. The Library Director has confirmed that the date does not conflict with any library functions, but she indicated that the use of additional space last year for a Wauwatosa Crime Stoppers shredding operation was somewhat problematic. Mr. Kappel felt that the shredding could be moved elsewhere since people generally were not coming for both activities.

Moved by Ms. Ledesma, seconded by Ms. Welch to recommend execution of a lease agreement with MMSD for a household hazardous waste collection event in the civic center parking lot on September 12, 2009. Ayes: 4

**Contract 05-51 Swan Boulevard Water Main Relay – Final Payment.** The Board reviewed the following:

Board Resolution

WHEREAS, the Water Department of the City of Wauwatosa has made final inspection of the work for the relay, repair and extension of water mains on Swan Boulevard and adjacent side streets under Contract 05-51; and

WHEREAS, this inspection showed that the Contractor has completed the work in an acceptable manner and in accordance with the terms of the contract; and

WHEREAS, the Water Superintendent has provided written certification as to said completion and that the same 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 original contract work and the extra work performed within the projects limits under Contract 05-51 Swan Boulevard Water Main Relay and Extension 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 Eleven Thousand Nine Hundred Forty Three Dollars and Thirty-Six Cents (\$11,943.36) in favor of

American Sewer Services, Inc., as final payment under said contract. The proper city officials shall hold the payment until receipt of waivers of lien and for labor and materials furnished under said contract, and receipt of an affidavit stipulating compliance with wage rate requirements.

Moved by Mr. Wheaton, seconded by Ms. Welch to approve the foregoing. Ayes: 4

**Contract 05-54 Water Main Relay Servicing Areas Within TIF #3 – Final Payment.** Mr. Wojcehowicz reported that the work performed under Contract 05-54 involved a 16-inch main extending from the Blanchard station to N. 62nd Street and Martin Drive. The Board reviewed the following:

Board Resolution

WHEREAS, the Water Department of the City of Wauwatosa has made final inspection of the work for the relay, repair and extension of water mains servicing areas within TIF District #3 and adjacent side streets under Contract 05-54; and

WHEREAS, this inspection showed that the Contractor has completed the work in an acceptable manner and in accordance with the terms of the contract; and

WHEREAS, the Water Superintendent has provided written certification as to said completion and that the same 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 original contract work and the extra work performed within the projects limits under Contract 05-54 servicing areas within TIF District #3 and adjacent side streets 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 One Hundred Forty One Thousand Six Hundred Fifty Seven Dollars and Fifty Six Cents (\$141,657.56) in favor of American Sewer Services, Inc., as final payment under said contract. The proper city officials shall hold the payment until receipt of waivers of lien and for labor and materials furnished under said contract, and receipt of an affidavit stipulating compliance with wage rate requirements.

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

**Contract 07-6 Asphalt Resurfacing – Final Payment.** The Board reviewed a memo from the Director of Public Works recommending final payment of \$16,973.24 on Contract 07-6. The budgeted amount available for paving work was \$901,319.71, and the bid amount was \$614,386.10. Due to extra work that was needed above and beyond the original contract, this payment brings the final contract amount to \$707,558.86, which requires Council approval.

The contract covers asphalt resurfacing on N. 116th Street, W. Congress Street, Harmonee Avenue, Maple Lane, Wauwatosa Avenue, and in the alleys bounded by Hill Street/Hawthorne Avenue/Glenview Avenue/N. 85th Street and W. Meinecke Avenue/W. North Avenue/N. 114th Street/N. 115th Street.

Moved by Mr. Wheaton, seconded by Ms. Welch to recommend to Council approval of final payment on Contract 07-6 in the amount of \$16,973.24. Ayes: 4

**Contract 09-26 Muellner Building Floodproofing – Plans and Specifications.** Mr. Wehrley reported that the Muellner building floodproofing project is contingent upon approvals from the Milwaukee Metropolitan Sewerage District (MMSD) and the Wisconsin Department of Natural Resources (DNR). Plans were finalized in December, and MMSD approval is anticipated soon. Although assured by MMSD that the project was placed in the floodplain model, staff recently learned that the DNR removed the project from the final model because it does not yet exist. The DNR is now reviewing floodplain modeling and may require the City to apply for another floodplain map revision since flood stages rise when this "obstruction" is inserted. Staff is working with the DNR on that process and intends to ask permission to delay revising the maps until after completion of both this project and MMSD's county grounds detention ponds project, which is also not yet reflected on the maps. Mr. Wehrley explained the potential effect of this project on the floodplain model and noted that correcting a mistake in the elevation of the athletic fields might help diminish that effect. It is primarily City property, including Hart Park, that would be impacted by any increase in flood stages.

Board Resolution

WHEREAS, it is the sense of the Board of Public Works of the City of Wauwatosa that it is necessary to floodproof the Muellner Building in Hart Park and work incidental thereto under Contract 09-26 Muellner Building Floodproofing,

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 Muellner Building Floodproofing and work incidental thereto, be and the same are hereby approved.

Section 2. That the work is intended to be done during the 2009 construction season in the City of Wauwatosa, all in accordance with said plans and specifications.

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

Section 4. That the City Clerk be and she is hereby authorized and instructed to advertise for bids for Contract 09-26 Muellner Building Floodproofing, on January 15 and 22, 2009, bids are to be opened on February 10, 2009 [*note: all dates subject to change pending DNR action*], 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. Wheaton, seconded by Ms. Ledesma to approve the foregoing. Ayes: 4

**Contract Updates.** There were no contract updates.

The meeting adjourned at 8:45 a.m..

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Secretary to the Board