



CITY OF WAUWATOSA  
7725 WEST NORTH AVENUE  
WAUWATOSA, WI 53213  
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**BOARD OF PUBLIC WORKS**

Regular Meeting – Monday, July 20, 2009 – 9:00 a.m.

PRESENT: Mr. Braier, Finance Dir.; Mr. Kesner, City Atty.; Ms. Ledesma, City Clerk; Ms. Welch, Community Dev. Dir.; Mr. Wheaton, Chief Bldg. Official -5

ALSO

PRESENT: W. Kappel, Dir. of Public Works; W. Wehrley, City Eng.

Mr. Kesner in the 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.

Moved by Mr. Wheaton, seconded by Ms. Welch to accept the minutes as printed. Ayes: 5

**Air Conditioner Variance – 124 N. 87<sup>th</sup> Street.** The Board reviewed an application by Steven and Shannon Pagels, 124 N. 87<sup>th</sup> Street, for a variance to place an air conditioning unit within the required setback of the north lot line. Mr. Pagels was present and a 30-year-old unit that has lines running for 10 feet under a concrete patio is being replaced. All contractors that have been consulted indicated that was not a good situation. A large elm tree and newly approved garage present additional obstacles. The proposed site is screened by a fence so that the unit would not be visible from the street. Neighbors were notified and indicated that they have no objection.

Moved by Mr. Wheaton, seconded by Ms. Ledesma to approve the requested variance. Ayes: 5

**Street Vendor – Parking Lot Event at Bowlero, 11738 W. Burleigh Street.** The Board reviewed an application by Allen Neu, Wisconsin Paralyzed Veterans of American, Inc., for a Street Vendor license for an annual event in the east parking lot at Bowlero, 11738 W. Burleigh Street, from 8 a.m. to 8 p.m. on July 26, 2009.

Moved by Mr. Wheaton, seconded by Ms. Welch to approve the requested Street Vendor license. Ayes: 5

**We Energies Easement – Hart Park Athletic Field.** The Board reviewed a request by We Energies for execution of an easement to cover new underground facilities at the Hart Park athletic field. Mr. Wehrley reported that this is for the main power coming to the field. The document would supplement an existing easement.

Moved by Mr. Wheaton, seconded by Ms. Welch to recommend to Council approval of an easement agreement as requested. Ayes: 5

**Contract 09-03 Sanitary Sewer and Storm Sewer Relay, Repair, Extension and Relining – Plans and Specifications.** Mr. Wehrley reported that this contract is associated with the paving of N. 86<sup>th</sup> Street. Publication and opening dates may be adjusted due to the Council recess in August.

Board Resolution

WHEREEAS, the Board of Public Works of the City of Wauwatosa is of the opinion that it is necessary to relay, repair and reline sanitary sewers and storm sewers and to perform incidental underground utility work at various locations in the City of Wauwatosa which are either on or adjacent to streets included in the 2009 capital improvement repaving program, as follows:

<u>N. 86<sup>th</sup> Street:</u>	From: W. Wright Street
	To: The North City Limits
	South of W. Center Street
<u>W. Wright Street:</u>	From: N. 85 <sup>th</sup> Street
	To: N. 86 <sup>th</sup> Street

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 contracts and bonds, together with the contract documents submitted therewith for furnishing all labor, material and equipment necessary for this work to be and the same are hereby approved/

Section 2. That the Board of Public Works be and it is hereby instructed and directed to cause said improvement projects to be done during the 2009 construction season under Contract 09-03 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 therefor and that has in place a “Substance Abuse Prevention Program” that complies with State of Wisconsin Act 181.

Section 4. That the City Clerk be and she is hereby authorized and instructed to advertise for bids for Contract 09-03 on July 30 and August 6, 2009; bids are to be opened on August 13, 2009; the final completion date for the work and surface restoration shall be October 24, 2009; and to provide in so doing that bids may be submitted with a contract and bond, with sureties, as prescribed by the forms 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 Rate Scales from the State of Wisconsin Department of Work Force Development in the contract documents be and the same is hereby accepted.

Section 6. That the Engineering Division forward a copy of this resolution along with the project plans, specifications, and computations to the Milwaukee Metropolitan Sewerage District and the Wisconsin Department of Natural Resources for their approval.

Moved by Mr. Wheaton, seconded by Ms. Ledesma to approve  
the foregoing included any necessary changes in publication dates.  
Ayes: 5

**Contract 09-21 Bridge Rehabilitation and Painting – Plans and Specifications.** Mr. Wehrley reported that this project would rectify non-critical defects in the Harmonee Bridge that were identified through inspection. There is an interim deadline for painting with completion of the project next year.

Board Resolution

WHEREAS, It is the sense of the Board of Public Works of the City of Wauwatosa that it is necessary to rehabilitate and paint the Harmonee Avenue Bridge in the City of Wauwatosa and work incidental thereto under Contract 09-21 Bridge Rehabilitation and Painting;

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 bridge rehabilitation and painting 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 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 09-21 Bridge Rehabilitation and Painting on July 30, 2009 and August 6, 2009; bids are to be opened on August 13, 2009, 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. Welch to approve the foregoing. Ayes: 5

**Street Vendor – Parking Lot Event at Hectors, 7118 W. State Street.** Hectors—A Mexican Restaurant, 7118 W. State Street, submitted a request for extension of their Street Vendor license for a parking lot event from 5-10 p.m. on September 17, 2009.

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

**Water Pumpage Report.** The water pumpage report and billing analysis for June 2009 showed a slight increase from the June 2008 total. The year to date total of 805,546,000 gallons remains below the 2008 year-to-date total and the three-year and ten-year averages. The Chair ordered the report placed on file.

**Change Orders – Contract 09-76 Hart Park Athletic Field Improvements.** Jacqueline Herington of Graef, the Hart Park project consultant, reported on change orders #2, 3, and 4, noting that change order #1 has not yet been submitted. She reported that change order #2 for \$2,228.11 covers additional costs to replace conduit lost in two theft/vandalism incidents. Change order #3 for \$23,861.25 covers additional field turf striping for field hockey and men's and women's lacrosse. Change order #4 for \$19,232.17

covers additional costs in connection with a request by the Wauwatosa East athletic director to increase the number of long jump pits from two to four.

Mr. Braier indicated that there is adequate funding for the change orders although some adjustments will be needed. Mr. Kappel noted that funds set aside for 68<sup>th</sup>-70<sup>th</sup> Streets are being used since the anticipated sale of public land at the public works site is still pending.

Mr. Braier asked about any study of the rental level needed to break even on the additional striping. Mr. Kappel said that the Parks Board president has been dealing with sports major entities and expects to more than break even over the 10-12 year life of the investment.

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>
Triad Construction, Inc.	Change Order 2	09-76 Hart Park Athletic Field Improvements	\$ 2,228.11
Triad Construction, Inc.	Change Order 3	09-76 Hart Park Athletic Field Improvements	\$23,861.25
Triad Construction	Change Order 4	09-76 Hart Park Athletic Field Improvements	\$19,232.17

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

**Partial Payment – Contract 09-76 Hart Park Athletic Field Improvements.** Jacqueline Herington of Graef, the project consultant, updated the status of the project and the request by Triad Construction, Inc., for a fourth partial payment in the amount of \$724,747.40. This brings payments to about 35% of the cost with some costly items starting this week. The project is on schedule. The trench drain has been completed almost entirely surrounding the track, and bleacher erection will start today on the "home" side. Both sides may be done by the end of August. We Energies should have power to the site by the end of the week.

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>
Triad Construction, Inc.	4	09-76 Hart Park Athletic Field Improvements	\$724,747.40

Moved by Mr. Wheaton, seconded by Ms. Ledesma to approve the foregoing. Ayes: 5

**Contract Updates.** Mr. Wehrley reported that Wauwatosa Avenue water main work will start next week, and he also updated the status of the sidewalk and sealcoating contracts, North Avenue traffic signals,

privately funded work at the new Pick 'N Save, and DOT bridge work, which will start next week. State Street work is nearly complete and the street should soon be open to two-way traffic.

The meeting adjourned at 9:22 a.m.

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Secretary to the Board

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