



CITY OF WAUWATOSA

BOARD OF PUBLIC WORKS

MINUTES • MARCH 17, 2014

Regular Meeting

Committee Room #1

8:30 AM

7725 West North Avenue, Wauwatosa, WI 53213

BOARD OF PUBLIC WORKS ITEMS

Attendee Name	Title	Status	Arrived
Carla Ledesma	City Clerk	Present	
John Ruggini	Finance Director	Excused	
Alan Kesner	City Attorney	Present	
Paulette Enders	Development Director	Excused	
William Mainus	Building Inspector	Present	
William Porter	Public Works Director	Present	
William Wehrley	City Engineer	Present	
Phil Pyne	Civil Engineer	Present	

1. Minutes from previous meeting

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

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

RESULT:	APPROVED [UNANIMOUS]
MOVER:	Carla Ledesma, City Clerk
SECONDER:	William Mainus, Building Inspector
AYES:	Ledesma, Kesner, Mainus
EXCUSED:	Ruggini, Enders

2. Request by Joe Hildebrand, Hunzinger Construction Co., to work outside of normal work hours for night shift steel erection at Mayfair Mall in May, 2014

Joe Hildebrand, Hunzinger Construction Co., explained that steel work needs to be done for construction of a concourse to the new Nordstrom Store. Since this construction takes place over occupied mall sites there is potential danger to tenants and shoppers during the lifting of the steel. For safety concerns Mr. Hildebrand requested permission for this work to be done at night. He noted that there would be a noise concern associated with the steel erection.

Mr. Hildebrand explained that there is also an entrance canopy structure that will need night work as well. The canopy work would take approximately two nights for completion and would be done in the next couple of weeks. The concourse work will take about one week to complete and will be constructed sometime in May.

The City Attorney asked the contractor to notify the neighbors in the surrounding area of the night work to be done providing contact information. Mr. Kesner told the contractor to contact the city if the construction work takes longer than requested.

Moved by Mr. Mainus, seconded by Ms. Ledesma
to approve work outside of the normal
work hours contingent upon notification to the neighbors

on 102nd and 103rd Streets. Ayes: 3

RESULT:	APPROVED [UNANIMOUS]
MOVER:	William Mainus, Building Inspector
SECONDER:	Carla Ledesma, City Clerk
AYES:	Ledesma, Kesner, Mainus
EXCUSED:	Ruggini, Enders

- 3. *Application to encroach by Jeff Rauh and Kirsten Termuehlen, 1423 Underwood Avenue, French Country Pine & Design, for a two-seat arbor and potted plants

Kristin Termuehlen, French County Pine & Design requested an encroachment at 1423 Underwood Avenue for a two-seat arbor and potted plants. Ms. Termuehlen answered that there is a sign at the back of the building facing State Street. It was noted that the arbor and potted plants have been in this location for many years.

Moved by Mr. Mainus, seconded by Ms. Ledesma to recommend to Council, approval of the encroachment subject to execution of the necessary Hold Harmless Agreement. Ayes: 3

RESULT:	RECOMMENDED [UNANIMOUS]
MOVER:	William Mainus, Building Inspector
SECONDER:	Carla Ledesma, City Clerk
AYES:	Ledesma, Kesner, Mainus
EXCUSED:	Ruggini, Enders

- 4. *Request by Brian Randall, Friebert, Finerty & St. John, S.C., for an exception to the requirements regarding Chapter 13.04.320 (C) and (D) of the Wauwatosa Municipal Code pertaining to water service connection for the Nordstrom store at Mayfair Mall

Brian Randall, Friebert, Finerty & St. John, S.C., explained that there is a need for an exception to the requirements regarding Chapter 13.04.320 (C) and (D) of the Wauwatosa Municipal Code pertaining to water service connection for the Nordstrom Department Store at Mayfair Mall.

Mr. Randall explained his exhibit B, showing the locations of the Mayfair development and where the supply lines would be laid. Per Chapter 13.04.320 (C) and (D) supply pipes shall not be laid across and connecting adjoining premises whether owned by the same or different parties. It is necessary by virtue of the unique Mayfair site development, with previously subdivided parcels and ownership by another party of certain parcels, for the water supply lines serving Nordstrom to be laid across property lines as the Water Utility's water mains are under North Avenue.

Mr. Randall provided a Water Utility Easement Agreement for review between the private properties. The City Attorney reviewed the document and felt it to be acceptable.

Moved by Mr. Mainus, seconded by Ms. Ledesma to recommend to Council, approval of an exception to the requirements regarding Chapter 13.04.320 (C) and (D) of the Wauwatosa Municipal Code pertaining to water service connection for the Nordstrom Department Store at Mayfair Mall. Ayes: 3

RESULT:	RECOMMENDED [UNANIMOUS]
MOVER:	William Mainus, Building Inspector
SECONDER:	Carla Ledesma, City Clerk
AYES:	Ledesma, Kesner, Mainus
EXCUSED:	Ruggini, Enders

5. Memo from the Director of Public Works regarding Tosa Tonight Management Agreement

Mr. Porter said the original management agreement with Tosa Tonight for the operation and management of the Rotary Pavilion at Hart Park was made many years ago and this is the first revision cleaning up the agreement language.

This includes clarifying the rental area with the exclusion of the playground structures, splash pad, parking area, and the newly-constructed picnic shelter/restroom structure (upon completion). All moveable equipment, furniture, furnishings and apparatus presently located in the Pavilion constitute property of Tosa Tonight except for the equipment which is owned by the City of Wauwatosa, if any, which may be described in an addendum to this agreement.

The maintenance expenditures language include that Tosa Tonight shall be responsible for all routine maintenance and minor repairs, defined as repairs, that do not exceed one thousand dollars (\$1,000.00) cumulative total per calendar year; and, for payment of all utility expenses. The City shall be responsible for repair, replacement or capital improvements of all building structural or mechanical systems, including, but not limited to, the irrigation and electrical systems, and for all repairs that exceed one thousand and 01/100 dollars (\$1,000.01) cumulative total per calendar year; and, for snow removal and sidewalk maintenance, pavement maintenance, restroom maintenance, landscaping, lawn care and street, park and security lights.

Mr. Porter said that Tosa Tonight is requesting the City be responsible for electrical and painting repairs and this will be worked out with them.

Also noted, Pavilion events are subject to the Special Events Permit requirements described in Chapter 7.50 of the Wauwatosa Municipal Code. Tosa Tonight shall assure that event organizers are made aware of this requirement and provide appropriate contact information for fulfillment of such permit requirements.

Moved by Mr. Mainus, seconded by Ms. Ledesma to recommend to Council approval of the Tosa Tonight Management Agreement. Ayes: 3

RESULT:	RECOMMENDED [UNANIMOUS]
MOVER:	William Mainus, Building Inspector
SECONDER:	Carla Ledesma, City Clerk
AYES:	Ledesma, Kesner, Mainus
EXCUSED:	Ruggini, Enders

6. Board resolution approving plans and specifications and authorizing the City Clerk to advertise for bids on Contract 14-19, Concrete Sidewalk Repair on various streets

Mr. Pyne said that this project is for concrete sidewalk repair on various streets in the City of Wauwatosa. Mr. Pyne explained that this projects work will be done by both private sector and the Department of Public Works through a pilot program. The majority of the work will be provided by the private sector. The Public Works department will perform about \$50,000 of the approximate \$330,000 contract.

Mr. Pyne explained that there are two approvals needed for this contract, a resolution authorizing publication of the contract, and a resolution authorizing the pilot program by using Public Works department employees along with the private sector. Approximately \$267,000 of the contract will be billed through the special assessment program.

Mr. Porter said they are excited about the pilot program as a means to potentially save the city some money on contracted expenditures.

It was decided that the pilot program portion of the contract should be reviewed by the Budget & Finance Committee at their next meeting.

Moved by Ms. Ledesma, seconded by Mr. Mainus
to approve the bid advertisement. Ayes: 3

Moved by Ms. Ledesma, seconded by Mr. Mainus
to authorize a pilot program by city work forces and forward
same to the Budget & Finance committee. Ayes: 3

RESOLUTION

WHEREAS, it is the sense of the Board of Public Works of the City of Wauwatosa that it is necessary perform concrete sidewalk repair on various streets in the City of Wauwatosa and work incidental thereto under Contract 14-19 Concrete Sidewalk Repair,

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 concrete sidewalk repair and work incidental thereto, be and the same are hereby approved.

Section 2. That the work is intended to be done during the 2014 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 14-19 Concrete Sidewalk Repair on March 27, and April 3, 2014 bids are to be opened on April 10, 2014, 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.

RESULT:	APPROVED [UNANIMOUS]
MOVER:	Carla Ledesma, City Clerk
SECONDER:	William Mainus, Building Inspector
AYES:	Ledesma, Kesner, Mainus
EXCUSED:	Ruggini, Enders

7. Board resolution approving plans and specifications and authorizing the City Clerk to advertise for bids on Contract 14-18, Aggregate Sealcoating on various streets

This item was held.

RESOLUTION

WHEREAS, it is the sense of the Board of Public Works of the City of Wauwatosa that it is necessary to perform aggregate sealcoating on various streets in the City of Wauwatosa and work incidental thereto under Contract 14-18 Aggregate Sealcoating,

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 aggregate sealcoating and work incidental thereto, be and the same are hereby approved.

Section 2. That the work is intended to be done during the 2014 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 14-18 Aggregate Sealcoating on March 27 and April 3, 2014 bids are to be opened on April 10, 2014, 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.

8. Memo from the Director of Public Works and Board resolution authorizing final payment on Contract 12-02, Sanitary Sewer Relay, Repair and Relining in portions of Mayfair Road, Burleigh Street and North Avenue

Mr. Wehrley said that this contract was for work on the Mayfair Road sanitary sewer. The work has been completed, inspected and he requested acceptance in the final amount of \$42,524.82 due to American Sewer Services, Inc.

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

RESOLUTION

WHEREAS, the Board of Public Works has accepted the work of Sanitary Sewer Relay, Repair and Relining portions of Mayfair Road, Burleigh Street and North Avenue and work incidental thereto in the City of Wauwatosa under Contract 12-02 / Project 1003 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 Sanitary Sewer Relay, Repair and Relining under Contract 12-02 / Project 1003 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 forty-two thousand five hundred twenty-four dollars and eighty-two cents in favor of American Sewer Services, 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.

RESULT:	APPROVED [UNANIMOUS]
MOVER:	Carla Ledesma, City Clerk
SECONDER:	William Mainus, Building Inspector
AYES:	Ledesma, Kesner, Mainus
EXCUSED:	Ruggini, Enders

9. Memo from the Director of Public Works and Board resolution authorizing final payment on Contract 12-01 / Project 4002-2, Courtland Avenue Relief Storm Sewer

Mr. Wehrley said that this contract work was for storm sewer relief on Courtland Avenue. The work has been completed, inspected and he requested acceptance in the final amount of \$83,200.49 due to American Sewer Services, Inc.

Moved by Mr. Mainus, seconded by Ms. Ledesma
to approve the foregoing. Aye: 3

RESOLUTION

WHEREAS, the Board of Public Works has accepted the work of Courtland Avenue Relief Storm Sewer on portions of Courtland Avenue, Mayfair Road, Parkside Drive, Delco Avenue and 110th Street and work incidental thereto in the City of Wauwatosa under Contract 12-01 / Project 4002-2 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 Courtland Avenue Relief Storm Sewer under Contract 12-01 / Project 4002-2 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 eighty-three thousand two hundred dollars and forty-nine cents (\$83,200.49) in favor of American Sewer Services, 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.

RESULT:	APPROVED [UNANIMOUS]
MOVER:	William Mainus, Building Inspector
SECONDER:	Carla Ledesma, City Clerk
AYES:	Ledesma, Kesner, Mainus
EXCUSED:	Ruggini, Enders

10. Partial Payments

Moved by Ms. Ledesma, seconded by Mr. Mainus
to approve the foregoing subject to Finance Department review. Ayes: 3

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/Project No.</u>	<u>Amount</u>
Visu-Sewer	1	13-10 / 3002, N. Mayfair Road Sanitary Sewer Improvements	\$20,136.96
Visu-Sewer	2	13-10 / 3002, N. Mayfair Road Sanitary Sewer Improvements	\$78,479.64
Visu-Sewer	1	13-78 / 3005 Sanitary Lateral Chemical Grouting	\$94,696.00

RESULT:	WITHDRAWN
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11. Monthly water pumpage report for February 2014

With February pumpage of 134,277,999 gallons, the year-to-date total stands at 263,868,999 gallons of water pumped, ahead of this time last year. The chair ordered the report placed on file.

12. Contract updates

Mr. Wehrley said that lateral chemical grouting work is ongoing. He will be meeting with the contractor for the Watertown Plank Road project to discuss a few issues.

The meeting adjourned at 8:52 a.m.

Carla A. Ledesma, CMC, City Clerk