



CITY OF WAUWATOSA

BOARD OF PUBLIC WORKS

MINUTES • MARCH 2, 2015

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	Present	
Alan Kesner	City Attorney	Present	
Paulette Enders	Development Director	Present	
John Dubinski	Alderman	Present	
William Mainus	Building Inspector	Present	
William Wehrley	City Engineer	Present	
Michael Steiner	Asst. City Engineer	Present	

- Meeting minutes from the Board of Public Works held on February 16, 2015

RESULT: APPROVE [UNANIMOUS]
MOVER: Carla Ledesma, City Clerk
SECONDER: Paulette Enders, Development Director
AYES: Ledesma, Ruggini, Kesner, Enders, Dubinski, Mainus

- Request by Jackson's Blue Ribbon Pub, 11302 W. Blue Mound Road, to hold a tent event in the parking lot on June 13, 2015 from 4-11 p.m.

Moved by Mr. Mainus, seconded by Ms. Ledesma to hold this item until the next Board of Public Works meeting scheduled for March 16, 2015. Ayes: 6

RESULT: HELD **Next: 3/16/2015 8:30 AM**
TO: Board of Public Works

- *Request by Helmut Toldt, Manager Member of Mt. Tosa, LLC, for City acceptance and dedication of the traffic signals and related appurtenances located at the intersection of W. Watertown Plank Road and N. 113th Street

Mr. Wehrley stated that the traffic control measures required by the Amended and Restated Development Agreement for the Mt. Tosa development have been completed.

Moved by Mr. Ruggini, seconded by Mr. Mainus to recommend to Council acceptance and dedication of the traffic signals and related appurtenances located at the intersection of W. Watertown Plank Road and N. 113th Street Ayes: 6

RESULT:	RECOMMENDED FOR APPROVAL [UNANIMOUS]	Next: 3/3/2015 7:30 PM
TO:	Common Council	
MOVER:	William Mainus, Building Inspector	
SECONDER:	John Ruggini, Finance Director	
AYES:	Ledesma, Ruggini, Kesner, Enders, Dubinski, Mainus	

4. *Request by Drew Cyr, General Manager, Cafe Bavaria, 7700 Harwood Avenue for an amendment to their existing encroachment agreement to include a small wood burning stove

Mr. Cyr, General Manager, Café Bavaria stated that he met with the fire inspector with the City of Wauwatosa and the location is within the guidelines typically set for wood burning on private property. This fire pit will only burn during the cold weather.

Mr. Wehrley is concerned that the fire pit would the temperature on the concrete. The concrete is color stamped and heating up an area with a fire pit could cause thermal stress and crack the concrete. Mr. Wehrley would like to see wire fencing covering the pit to prevent the embers from escaping. He would like to have a memo from the Fire Department indicating that they reviewed the area. Mr. Wehrley is also concerned for persons that may be visually impaired coming into contact with the area and would like to know what the applicant is planning on having in the area to prevent individuals from just walking up into the area. Atty. Kesner suggested that benches be placed to enclose this area.

Ald. Dubinski was contacted by Ald. Causier with concerns that Mr. Cyr had not contacted the Fire Department prior to the installation of the fire pit. Ald. Dubinski shares her concerns that individuals can walk into the area, without a mesh covering there is potential for embers to escape into the area near the river, and the storage of wood could be aesthetically unpleasing.

Mr. Cyr stated that the fire pit is three feet tall and two feet wide. There is a requirement for the pit to be enclosed and it is raised up eight inches off of the ground

Atty. Kesner would like the Fire Department to provide a memo that would be presented to Council on Tuesday, March 3, 2015, stating they inspected the area.

Moved by Mr. Ruggini, seconded by Ms. Enders to recommend to Council approval of the request by Café Bavaria for an amendment to their existing encroachment agreement to include a small wood burning stove subject to the Hold Harmless Agreement, with the following conditions:

- A thermal barrier be installed in-between the wood fire pit and the concrete
- The storage of wood is relocated
- Benches be placed to enclose the area
- A wire mesh is installed to prevent embers from escaping.

Ayes: 6

RESULT:	RECOMMENDED FOR APPROVAL [UNANIMOUS]	Next: 3/3/2015 7:30 PM
TO:	Common Council	
MOVER:	John Ruggini, Finance Director	
SECONDER:	Paulette Enders, Development Director	
AYES:	Ledesma, Ruggini, Kesner, Enders, Dubinski, Mainus	

5. *Memo from the Director of Public Works and Council resolution recommending award of Contract 15-01 / Project 1015 Grand Parkway Paving and Utility Reconstruction

Mr. Wehrley stated that this is the first paving project of the year. There were five bids received and he is recommending approval of the lowest bidder.

Moved by Mr. Ruggini, seconded by Ms. Ledesma to recommend to Council award of Contract 15-01 to Stark Asphalt, in the amount of \$288,495.45. Ayes - 6

RESULT:	RECOMMENDED FOR APPROVAL [UNANIMOUS]	Next: 3/3/2015 7:30 PM
TO:	Common Council	
MOVER:	John Ruggini, Finance Director	
SECONDER:	Carla Ledesma, City Clerk	
AYES:	Ledesma, Ruggini, Kesner, Enders, Dubinski, Mainus	

6. *Memo from the City Attorney requesting approval of an Acquisition Plat for the widening of Burleigh Street at Highway 100, as well as Temporary Limited Easement for construction purposes

Atty. Kesner stated that in order to proceed with road improvements resulting from development of retail uses on Burleigh Street between Highway 100 and Highway 45, the Wisconsin Department of Transportation is requiring that the City obtain additional right-of-way along the southwest corner of the intersection of Highway 100 and Burleigh Street. In addition, the City needs to obtain a temporary limited easement for the purpose of constructing turn lanes and a temporary easement to reconstruct the existing parking areas for the adjacent landowner.

Moved by Ms. Ledesma, seconded by Mr. Mainus to recommend to Council approval of the Acquisition Plat and temporary limited easement for construction purposes.
Ayes: 6

RESULT:	RECOMMENDED FOR APPROVAL [UNANIMOUS]	Next: 3/3/2015 7:30 PM
TO:	Common Council	
MOVER:	Carla Ledesma, City Clerk	
SECONDER:	William Mainus, Building Inspector	
AYES:	Ledesma, Ruggini, Kesner, Enders, Dubinski, Mainus	

7. *Memo from the City Attorney requesting approval of Dedication of Land at Burleigh Street and Highway 45 for Highway Purposes

Mr. Wehrley stated that as part of the improvements of Highway 45 near Burleigh Street, the State of Wisconsin has asked that the City dedicate a small parcel of land on the northwest corner of the parcel for the Burleigh Water Tower in order to complete ramp improvements. The plan calls for an island to be installed that would push the right turn lane over.

Moved by Mr. Ruggini, seconded by Ms. Enders to recommend to Council approval of the dedication of land at Burleigh Street and Highway 45 for highway purposes. Ayes: 6

RESULT:	RECOMMENDED FOR APPROVAL [UNANIMOUS]	Next: 3/3/2015 7:30 PM
TO:	Common Council	
MOVER:	John Ruggini, Finance Director	
SECONDER:	Paulette Enders, Development Director	
AYES:	Ledesma, Ruggini, Kesner, Enders, Dubinski, Mainus	

8. Resolution approving change orders totaling \$24,795 for Contract 13-28/Project 8010, Hart Park Improvements (68th to 70th Streets)

Mr. Jaeckels, Construction Communication Liaison, stated that there are a series of change orders that are included as part of the partial payment request.

Atty. Kesner indicated that the change orders will need to be approved by Council on Tuesday, March 3, 2015.

The change orders consist of:

- Utility fittings - relocation of the control utility fittings
- Interior excavation - location of the building in the flood plain. They took the footings on the interior all the way down to eliminate the need for heat in the winter months.
- Door hardware - the time clock on the electronic door strikes
- Fountains - chose to install dual fountains
- Relocate electric to the north side of the berm

Ms. Enders commented that we need a memo identifying the change orders and what the payments are. Mr. Jaeckels will provide this to Mr. Ruggini prior to Council on March 3, 2015.

Moved by Mr. Ruggini, seconded by Ald. Dubinski to approve the partial payment to Ray Stadler Construction, Inc, in the amount of \$24,795.00. Ayes: 6

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>
Ray Stadler Construction, Inc.	6	13-28 / 8010 2014 Hart Park Improvements - 68 th to 70 th Streets	\$24,795.00

RESULT:	RECOMMENDED FOR APPROVAL [UNANIMOUS]	Next: 3/3/2015 7:30 PM
TO:	Common Council	
MOVER:	John Ruggini, Finance Director	
SECONDER:	John Dubinski, Alderman	
AYES:	Ledesma, Ruggini, Kesner, Enders, Dubinski, Mainus	

9. Memo from the Director of Public Works and Board resolution requesting final payment Contract 12-14/Project 4003, 100th Street Relief Storm Sewer, Ruby Avenue to Grantosa Drive

Dave Naze, Senior Civil Engineer, stated that this is a 2012 project with Vinton Construction Company.

Atty. Kesner stated that the cost is \$300,000 over the original project amount. The reason that this amount is due to construction on Milwaukee Avenue as requested by the City of Milwaukee.

Mr. Ruggini is requesting additional information on this item for the Council meeting on March 2, 2015. Mr. Wehrley will provide this information to Mr. Ruggini.

Moved by Mr. Ruggini, seconded by Ms. Enders to recommend to Council approval of final payment to Vinton Construction Company for Contract 12-14 / Project 4003 in the amount of \$71,514.03. Ayes: 6

RESOLUTION

WHEREAS, the Board of Public Works has accepted the work of 100th Street Relief Storm Sewer and work incidental thereto in the City of Wauwatosa under Contract 12-14/Project 4003 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 100 Street Relief Storm Sewer under Contract 12-14/Project 4003 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 Seventy One Thousand Five Hundred Fourteen Dollars and Three Cents (\$71,514.03) made payable to Vinton Construction Company 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:	RECOMMENDED FOR APPROVAL [UNANIMOUS]	Next: 3/3/2015 7:30 PM
TO:	Common Council	
MOVER:	John Ruggini, Finance Director	
SECONDER:	Paulette Enders, Development Director	
AYES:	Ledesma, Ruggini, Kesner, Enders, Dubinski, Mainus	

10. Memo from the Director of Public Works requesting approval of Final Payment for Project 6212 DPW Lighting Upgrade - Maintenance Bay

Mr. Jaeckels stated that two of the light fixtures for this project did not illuminate and an alternate fixture was installed. The two original light fixtures will be used in another area of the building. Work has been completed and is satisfactory.

Moved by Mr. Ruggini, seconded by Ms. Enders to approve final payment of project 6212 in the amount of \$6,949.00 to Wil-Surge Electric subject to Finance Department review. Ayes: 6

RESOLUTION

WHEREAS, the Board of Public Works has accepted the work of DPW Lighting Upgrade - Maintenance Bay and work incidental thereto in the City of Wauwatosa under Project 6212 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 DPW Lighting Upgrade - Maintenance Bay under Project 6212 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 six thousand nine hundred forty-nine dollars and no cents (\$6,949.00) in favor of Wil-Surge Electric, 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:	John Ruggini, Finance Director
SECONDER:	Paulette Enders, Development Director
AYES:	Ledesma, Ruggini, Kesner, Enders, Dubinski, Mainus

11. *Memo from the Director of Public Works and Council resolution requesting approval of final payment Contract 11-14, West Ruby Avenue Improvements

Mr. Naze stated that this is a 2011 contract with American Sewer. In reconciling out-of-scope work additions, fixed extras, and extended bid unit prices resulted in drafting of Contract Modification #4 wherein all work conducted and respective costs are itemized and described. The final payment due the contractor is \$113,048.12.

Mr. Ruggini stated that the City of Wauwatosa re-paved over half of Milwaukee Avenue, however, the City of Milwaukee requested that it be re-paved entirely.

Moved by Mr. Ruggini, seconded by Ms. Ledesma to recommend to Council approval of final payment to American Sewer Services for Contract 11-14 in the amount of \$113,048.12. Ayes: 6

RESULT:	RECOMMENDED FOR APPROVAL [UNANIMOUS]	Next: 3/3/2015 7:30 PM
TO:	Common Council	
MOVER:	John Ruggini, Finance Director	
SECONDER:	Carla Ledesma, City Clerk	
AYES:	Ledesma, Ruggini, Kesner, Enders, Dubinski, Mainus	

12. *Annual Report of the Board of Public Works for the year 2014

Moved by Ms. Ledesma, seconded by Ald. Dubinski to approve and accept the report and forward this item to Council. Ayes: 6

RESULT:	RECOMMENDED FOR APPROVAL [UNANIMOUS]	Next: 3/3/2015 7:30 PM
TO:	Common Council	
MOVER:	Carla Ledesma, City Clerk	
SECONDER:	John Dubinski, Alderman	
AYES:	Ledesma, Ruggini, Kesner, Enders, Dubinski, Mainus	

13. Contract Updates

Mr. Naze reported that the tunneling project on Church Street is going very slow due to the wet sand and hitting some rocks that now has to be removed and impacts the sanitary sewer above this. Sewerage is not being routed to the storm sewer but is being rerouted to another sanitary sewer.

Meeting adjourned at 9:07 a.m.

Carla A. Ledesma, CMC, City Clerk