



# City of Madison

City of Madison  
Madison, WI 53703  
www.cityofmadison.com

## Meeting Minutes - Approved BOARD OF PUBLIC WORKS

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Wednesday, January 6, 2010

4:30 PM

210 Martin Luther King Jr. Blvd.  
Room 108, Parks Conference Room

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### CALL TO ORDER/ROLL CALL

The Meeting was called to Order by Chair Bremer following verification by the Secretary that the meeting was posted and a quorum was present.

Present: 9 -

Joseph R. Clausius; Larry Palm; William Bremer; Michael W. Rewey;  
Laura E. Hewitt; Douglas J. Duren; Russell D. Pietz; Scott A. Vaughn and  
Lucas K. Dailey

### PUBLIC HEARING

The Public Hearing was called to Order by Chair Bremer following verification by the Secretary that the meeting was posted and a quorum was present.

Present: 6 -

William Bremer; Michael W. Rewey; Laura E. Hewitt; Douglas J. Duren;  
Russell D. Pietz and Lucas K. Dailey

Absent: 2 -

Joseph R. Clausius and Larry Palm

Excused: 1 -

Scott A. Vaughn

1. Consider approving the Minutes of the Board of Public Works Meeting of December 21, 2009.

A motion was made by Clausius, seconded by Duren, to Approve the Minutes.  
The motion passed by voice vote/other.

2. Public Comment - limited to three minutes each.

There was no one from the Public registered to speak.

A letter submitted by Michael Johns and Terry Cohn was read into the Minutes.

3. [16970](#) Consider a Report of the City Engineer regarding the results of a review of water resources impacts and the necessity of permits for public works construction projects on this agenda and addendum to the agenda.

Attachments: [leg 16970.pdf](#)

The report was read into the Minutes.

4. [16897](#) Kentucky Data Link (KDL) will be extending its fiber optic network within the City of Madison within the next couple of months. This work is being done in order to provide data delivery services in the Madison Area.

Attachments: [Public Notice KDL 1-6-2010.doc](#)  
[kdl.pdf](#)

Dennis Reuss, representing KDL, presented the request. No action was taken.

5. [16975](#) Mad City Broadband will be extending fiber conduit in the City of Madison beginning in January and ending in February.

There was no one from Mad City Broadband to present the request. The Board directed LeAnne Hannan to verify that proper notification to the public was given. No action was required.

6. [16894](#) Approving Plans, Specifications, And Schedule Of Assessments For Old Middleton Road Assessment District - 2010. (19th AD)

Attachments: [oldmiddletonaffidavit.pdf](#)  
[53B0765\\_Old Middleton\\_REVISED.xls](#)  
[Nikora.pdf](#)  
[Diekelmann.pdf](#)  
[16894 Registration Stmtns 1-19-10.pdf](#)

Tony Fernandez and Lisa Coleman, City Engineering, presented the plans and specifications.

It was noted that a Notice of Intent permit, a Chapter 30 permit and a TRANS207 permit from the DNR and an Erosion control/Stormwater Management permit from City Engineering will be required.

Public Registered:

Timothy Heath - 6031 Old Middleton Rd. - Opposes  
Oyarbide - 6014 Old Middleton Rd. - left before speaking.  
Don Gors - 22 Rough Lee Ct. - Opposes  
Nancy Nikora - 41 Rough Lee Ct. - Opposes. Submitted a written letter (attached)  
James Nikora - 41 Rough Lee Ct. - Opposes.  
Zana - 6229 Country Side Ln  
Cheryl Buresh - 6131 Old Middleton Rd. - Opposes  
David Zehel - 15 Rough Lee Ct. - Opposes  
Guadalupe Negrón Zehel - 15 Rough Lee Ct. - Opposes

An email from Nancy Diekelmann was put into the record also.

A motion was made by Hewitt, seconded by Rewey, to RECOMMEND TO COUNCIL TO ADOPT - PUBLIC HEARING. The motion passed by voice vote/other.

7. [16759](#) Amending Section 23.01(1)(a). of the Madison General Ordinances to clarify the application of prevailing wage standards to certain public works projects.
- This Charter Ordinance was RECOMMEND TO COUNCIL TO ADOPT - REPORT OF OFFICER**
8. [16764](#) Authorizing the Mayor and City Clerk to execute an Agreement between the City of Madison and Dane County regarding snow removal service on part of Buckeye Road.
- A motion was made by Clausius, seconded by Hewitt, to RECOMMEND TO COUNCIL TO ADOPT - REPORT OF OFFICER. The motion passed by voice vote/other.**
9. [16817](#) Amending Sec. 39.02(9)(a)2.f. of the Madison General Ordinances to exempt relocation type contracts from the Affirmative Action requirements.
- A motion was made by Clausius, seconded by Pietz, to Return to Lead with the Recommendation for Approval to the AFFIRMATIVE ACTION COMMISSION. The motion passed by voice vote/other.**
10. [16945](#) A resolution authorizing the Mayor and City Clerk to petition the State of Wisconsin Commissioner of Railroads to make a determination to add a new crossing of the railroad track currently operated by the Wisconsin and Southern Railroad at Few Street in accordance with the adopted master plan for Central Park.
- A motion was made by Rewey, seconded by Hewitt, to RECOMMEND TO COUNCIL TO ADOPT - REPORT OF OFFICER. The motion passed by voice vote/other.**
11. [16917](#) Improvements Accepted for Water Main by Private Contract to Serve: First Addition to Ice Age Falls. (7th AD)
- A motion was made by Rewey, seconded by Hewitt, to RECOMMEND TO COUNCIL TO ADOPT - REPORT OF OFFICER. The motion passed by voice vote/other.**
12. [16972](#) Approving Addendum No. 1 to the *Subdivision Contract* for Meadowlands - Phase I, Contract No. 1966. (16th AD)
- Janet Dailey, City Engineering, presented the Addendum.**  
**A motion was made by Duren, seconded by Hewitt, to RECOMMEND TO COUNCIL TO ADOPT - REPORT OF OFFICER. The motion passed by voice vote/other.**
13. [16973](#) Approving plans and specifications for public improvements required to serve Phase 2B of the Subdivision known as Cardinal Glenn and authorizing construction to be undertaken by the Developer, Private Contract No. 2158.

(9th AD)

Janet Dailey, City Engineering, presented the plans and specifications. A motion was made by Rewey, seconded by Clausius, to RECOMMEND TO COUNCIL TO ADOPT - REPORT OF OFFICER. The motion passed by voice vote/other.

- 14. [16974](#) Approving a maintenance agreement for Half Moon Court for privately maintained improvements within the public right of way. (16th AD)

A motion was made by Palm, seconded by Hewitt, to RECOMMEND TO COUNCIL TO ADOPT as revised- REPORT OF OFFICER. The motion passed by voice vote/other.

- 15. [16916](#) Assessing Benefits - Oak Street and Hoard Street Reconstruction Street Assessment District - 2009.

Attachments: [53W0726 Oak St Hoard St final.xls](#)

A motion was made by Rewey, seconded by Hewitt, to RECOMMEND TO COUNCIL TO ADOPT - REPORT OF OFFICER. The motion passed by voice vote/other.

- 16. [16948](#) Assessing Benefits - Oak Street (500 Block) Assessable Drainage District.

Attachments: [53W0759 OakDrainage FINAL.xls](#)

A motion was made by Rewey, seconded by Hewitt, to RECOMMEND TO COUNCIL TO ADOPT - REPORT OF OFFICER. The motion passed by voice vote/other.

- 17. [16961](#) Declaring the City of Madison's intention to exercise its police powers establishing the following two Traffic Roundabout Assessment Districts: Pleasant View Road & Mineral Point Road, and County Trunk M-Pleasant View Road-Valley View Road Traffic Roundabout Assessment Districts. (9th AD)

A motion was made by Rewey, seconded by Hewitt, to RECOMMEND TO COUNCIL TO ADOPT - REPORT OF OFFICER. The motion passed by voice vote/other.

- 18. [16962](#) Declaring the City of Madison's intention to exercise its police powers establishing the Pavement Rehab of Atwood Avenue and South Fair Oaks Avenue Intersection, Assessment District - 2010. (6th AD)

A motion was made by Rewey, seconded by Hewitt, to RECOMMEND TO COUNCIL TO ADOPT - REPORT OF OFFICER. The motion passed by voice

vote/other.

19. [16963](#) Declaring the City of Madison's intention to exercise its police powers establishing the Sanitary Sewer Replacement with Resurfacing East Assessment District - 2010. (2nd, 6th, & 18th ADs)

**A motion was made by Rewey, seconded by Hewitt, to RECOMMEND TO COUNCIL TO ADOPT - REPORT OF OFFICER. The motion passed by voice vote/other.**

20. [16966](#) Declaring the City of Madison's intention to exercise its police powers establishing the Sanitary Sewer Replacement with Resurfacing West Assessment District - 2010. (8th, 10th, & 13th ADs)

**A motion was made by Rewey, seconded by Hewitt, to RECOMMEND TO COUNCIL TO ADOPT - REPORT OF OFFICER. The motion passed by voice vote/other.**

21. [14461](#) Approving plans and specifications and authorizing the Board of Public Works to advertise and receive bids for John Nolen Path Rehabilitation - 2010, Contract No. 6279. (13th AD)

**A motion was made by Palm, seconded by Duren, to RECOMMEND TO COUNCIL TO ADOPT - REPORT OF OFFICER. The Board directed Engineering Staff to review the portion of Lake Street bike path with Traffic Engineering and the Board. The motion passed by voice vote/other.**

**It was noted that an Army Corps of Engineers permit and a DNR Chapter 30 permit will be required.**

22. [16487](#) Approving plans and specifications and authorizing the Board of Public Works to advertise and receive bids for Park Paving - 2010, Contract No. 6410. (1st, 10th, 9th, and 13th ADs)

**Attachments:** [park paving.pdf](#)

**A motion was made by Hewitt, seconded by Duren, to RECOMMEND TO COUNCIL TO ADOPT - REPORT OF OFFICER. The motion passed by voice vote/other.**

23. [16947](#) Approving plans and specifications and authorizing the Board of Public Works to advertise and receive bids for John Nolen Drive Bridge Approaches - 2010, Contract No. 6279.

**A motion was made by Palm, seconded by Duren, to RECOMMEND TO COUNCIL TO ADOPT - REPORT OF OFFICER. The motion passed by voice vote/other.**

24. [16571](#) Change Order No. 4 to Contract No. 5999, Park Street Reconstruction and Construction of Relief Storm Sewer, to Speedway Sand & Gravel in the

amount of \$101,695.06.

**Attachments:** [co 4 - 5999.pdf](#)

**John Fahrney and Greg Fries, City Engineering, presented the Change Order.**

**A motion was made by Clausius, seconded by Rewey, to Approve. The motion passed by voice vote/other.**

- 25. [16955](#) Change Order No. 1 to Contract No. 6376, Voges Road Sewer Extension, to Iverson Construction, LLC, in the amount of \$16,500.00.

**Attachments:** [co 1 - 6376.pdf](#)

**John Fahrney, City Engineering, presented the Change Order.**

**A motion was made by Hewitt, seconded by Rewey, to Approve. The motion passed by voice vote/other.**

- 26. [16956](#) Change Order No. 2 to Contract No. 6176, Lake Winga Dam Reconstruction, to Joe Daniels Construction Co., Inc. in the amount of \$8,809.00, with an additional of 3-calendar days.

**Attachments:** [co 2 - 6176.pdf](#)

**Lisa Coleman, City Engineering, presented the Change Order.**

**A motion was made by Hewitt, seconded by Palm, to Approve. The motion passed by the following vote:**

**Excused:** 1 -  
Scott A. Vaughn

**Ayes:** 7 -  
Joseph R. Clausius; Larry Palm; Michael W. Rewey; Laura E. Hewitt;  
Douglas J. Duren; Lucas K. Dailey and William Bremer

**Abstentions:** 1 -  
Russell D. Pietz

- 27. [16957](#) Change Order No. 4 to Contract No. 6331, University Avenue Pavement Rehabilitation, to Parisi Construction, in the amount of \$9,513.00.

**Attachments:** [co 4 - 6331.pdf](#)

**A motion was made by Hewitt, seconded by Clausius, to Approve. The motion passed by voice vote/other.**

- 28. [16958](#) Change Order No. 1 to Contract No. 6293, Sanitary Sewer Replacement w/Resurfacing - 2009 to Capitol Underground in the amount of \$30,241.84.

**Attachments:** [co 1 - 6293.pdf](#)

A motion was made by Hewitt, seconded by Clausius, to Approve. The motion passed by voice vote/other.

29. [16959](#) Change Order Nos. 5 and 6 to Contract No. 6269, University Ave., W. Gorham St., and N. Broom St. Pavement Rehab 2009, to Homburg Contractors, Inc. in the amounts of \$45,295.57 and \$7,682.96.

Attachments: [co 5 & 6 - 6269.pdf](#)

A motion was made by Hewitt, seconded by Clausius, to Approve. The motion passed by voice vote/other.

30. For the information of the Board:

31. [16949](#) Subcontractor List for Contract No. 6389, Blackhawk Road Assessment District - 2009 to Speedway Sand & Gravel, Inc. for 59.22%.

Attachments: [6389 Speedway to BPW 010610.pdf](#)

A motion was made by Rewey, seconded by Hewitt, to Approve. The motion passed by voice vote/other.

32. Appeals regarding prequalifications of various contractors to bid on City of Madison Public Works Projects, and contractors applying to be licensed Concrete Layers, Asphalt Pavers, and Mudjackers as approved by the City Engineer, if any.

There were no appeals.

#### ADJOURNMENT

A motion was made by Hewitt, seconded by Dailey, to Recess at 5:50 PM. The motion passed by voice vote/other.

A motion was made by Hewitt, seconded by Rewey, to Adjourn at 8:25 PM. The motion passed by voice vote/other.