



# City of Madison

## Meeting Minutes - Final

### BOARD OF PUBLIC WORKS

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

*William F. Bremer, Chair; Ald. Paul J. Van Rooy; Ald. Santiago Rosas;  
Michael W. Rewey; Billy C. Harrelson; Joseph R. Clausius; John Czerepinski; Laura  
Hewitt; Yehuda Elmakias; Larry D. Nelson, P. E., Executive Secretary*

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Wednesday, March 2, 2005

4:30 PM

210 MLKJ BLVD RM 103A (CCB)

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#### CALL TO ORDER

*Vice Chair Clausius called the Board meeting to order at 4:32 p.m. following verification by the Secretary that the meeting was properly noticed and a quorum was present.*

#### ROLL CALL

**Present:** Van Rooy, William F. Bremer, Rewey, Hewitt, Harrelson, Clausius and Czerepinski

**Excused:** Rosas and Elmakias

1. Consider approving the Minutes of the Board of Public Works Meeting and the Public Hearing of February 16, 2005.  
**A motion was made by Mr. Czerepinski, seconded by Ald. Van Rooy, to Approve the Minutes. The motion passed by acclamation.**
2. Items of concern brought to the Board but not listed below.  
*There were no items brought before the Board for inclusion on a future agenda.*
3. 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.  
*Noted for the record that Item No. 44 on Addendum included information on water resources impacts. It is noted with that item.*

#### CONSIDER THE FOLLWING PUBLIC HEARING RESOLUTIONS:

4. [00663](#) Approving Plans, Specifications, And Schedule Of Assessments For Pleasant View Road Assessment District - 2005

A motion was made by Ald. Van Rooy, seconded by Mr. Czerepinski, to **RECOMMEND TO COUNCIL TO ADOPT - PUBLIC HEARING** Noted that assessments will be on 15 year installment plan as part of the motion unanimously passed.

**Attendance:** Chair Bremer, Vice Chair Clausius, Mr. Czerepinski, Ms. Hewitt, Mr. Harrelson, Alder Van Rooy

**Members Excused:** Mr. Elmakias, Alder Rosas, Mr. Rewey

The Board convened into Public Hearings at 6:34 p.m. following notification by the Secretary that the meeting was properly noticed and a quorum was present. Mr. Glen Yoerger of City Engineering displayed the plans for this project stating the limits are Pleasant View Road from Mineral Point Road to about 400' south of Old Sauk Road. He stated that this portion of Pleasant View Road is currently unimproved and approximately 22 feet wide. The pavement was constructed in 1969 and is in poor condition, rating a 3 out of 10 [10 being new]; and there currently is no curb and gutter.

The proposed design for Pleasant View Road is to be a four-lane divided urban street; with the ultimate northbound lanes of Pleasant View Road between Elderberry Road and Old Sauk Road and resurfacing Pleasant View from Mineral Point Road to Elderberry Road. This phase of construction would include curb and gutter on the east side of the northbound lanes from Elderberry to Old Sauk Road, two eleven-foot wide traffic lanes with two four-foot wide bike lanes the length of the project. New aprons will be constructed on the east side of Pleasant View Road between Elderberry Road and Old Sauk Road to serve the developing properties in that area. The intersection of Pleasant View Road and Theis Drive will be installed to serve the Prairie Point subdivision. He also pointed out that storm sewer upgrades will be installed as needed for the length of the project. As adjacent properties on the west side of Pleasant View and the east side of Pleasant View south of Elderberry Road are developed, the median curb and the southbound lanes would be constructed the northbound lanes completed. The developer of any additional parcels adjacent to Pleasant View Road will be responsible for installing new sidewalk as the properties are developed. The total cost is approximately \$588,000 of which the assessed portion is \$255,000 with the City paying \$333,000

The City of Madison is proposing to enter into an agreement with Dane County to construct the improvements to Pleasant View Road; the Dane County Highway Department is experienced with the construction of town roads and it is anticipated that by having Dane County construct the improvements to Pleasant View Road, there will be a cost savings for the project.

He explained the Assessment Policy and also stated that the Project is scheduled to being in June, 2005 and take about two months to complete.

**Noted Telephone correspondence:**

Prairie Point [Mark Boehlke] would prefer to only resurface Pleasant View Road from Elderberry Road to Theis Drive at this time [they are uncertain as to when they will develop the remainder of their land] Also if improvements must be installed requested deferral of their assessments until remaining parcel is platted and then opts to pay on 8 year installment plan. If deferred assessments must be paid in full when plat is recorded, they do not want to defer their assessments and would opt for the 8-year installment option.

**REGISTRATIONS:**

Mary Ann Drescher, representing Attic Angel Prairie Point, Inc. - was present to discuss their request to defer assessments until their plat between Theis Trail and Elderberry is developed; or to request whether longer assessment pay off time.

Chair Bremer closed the public hearing and called the Board into regular session

to discuss and take action on this project.

The Board discussed the Prairie Point Attic Angel requests and it was suggested that 15 year installment plan may be of more assistance to them rather than to defer assessments or do a partial project and have to come back with possible higher costs.

Ms. Drescher stated that if the project had to proceed, then the 15 year installment plan would be preferred by Attic Angels.

The motion was passed to proceed with the project and grant 15 year installment plan to property owners.

Mr. Bremer opened the next public hearing item.

The motion passed by acclamation.

5. [00664](#) Approving Plans, Specifications, And Schedule Of Assessments For Sanitary Sewer Replacement with Resurfacing - 2005 Assessment District

A motion was made by Ald. Van Rooy, seconded by Mr. Harrelson, to **RECOMMEND TO COUNCIL TO ADOPT - PUBLIC HEARING** Noted that assessments to be on 15 year installment plan as part of the motion.

Ms. Janet Gebert of City Engineering displayed the plans for this work, stating it will consist of combining several smaller projects into one. She explained the limits of each:

--> North Fifth Street from Hoard Street to Upham Street which was last surfaced in 1963, has a pavement rating of 4 and curb rating of 8 so curb will be replaced only as needed; this portion will include sanitary sewer and water main.

--> South Brearly Street from East Washington Avenue to East Main Street was last surfaced in 1986 pavement is rated 6 and curb is rated 8 - project is being done because sanitary sewer is in need of replacement.

--> North Frances Street from University Avenue to West Johnson Street - last surfaced in 1973 pavement is rated 5, curb is rated 8 so curb will be replaced again only as needed. There will be a storm water quality structure constructed at the intersection of North Frances and West Johnson.

--> Conklin Place from N. Frances Street to North Bassett Street - last surfaced in 1990 the pavement is rated 5 and curb is new; will also include water main replacement and sanitary sewer also.

--> North Franklin Avenue from University Avenue to Regent Street - last surfaced in 1986, the pavement is rated a 5 with curb rated 7-8 so it would be replaced only as needed; it will include sanitary sewer replacement from Stevens Street to Chamberlain Street only.

She stated that storm sewer will be replaced only if there are failing inlets or pipes of existing "tub" style inlets which would be replaced with H inlets.

She explained the project is estimated at \$645,000 of which \$130,000 is assessed and City share being \$515,000. The work is to begin in May and take about two months to complete. She reported that water main, storm sewer and pavement is not assessed.

She received no written correspondence only one phone call about N. Franklin Avenue.

#### REGISTRATIONS

Paul Ross, 318 N. Franklin Avenue - expressed his appreciation to Ms. Gebert and Mr. Sonntag of City Engineering for their assistance to him with his concerns. He stated that he is an owner with one of the 5 highest assessments, suggested that the City might want to consider taking the total assessable portion costs of the project and dividing it amongst all the residents to come out with an average assessment of \$1,600. His assessment is \$6,000 and he felt that was very high and that he received no real benefit. He requested that his area be reviewed again.

Ms. Gebert responded that the initial plans indicate he has two laterals on his lot, and requested that Mr. Ross contact Roto Rooter to find which lateral is in use - that will also reduce his total assessments.

She stated that there are other properties that initial plans indicate more than one lateral - these will also be rechecked.

Margaret Lemon, 414 N. Franklin Avenue - expressed her appreciation to Ms. Gebert to answering her several questions, but did express concern that she is a single home owner and these assessments will pose a real hardship for her. Chair Bremer thanked the registrants for their input and closed the public hearing and called the Board into regular session to discuss and take action on this project.

The Board discussed the concerns as expressed by the registrants and it was proposed that the 15 year installment plan be granted for this project as well. The motion included installments over 15 years for this project.

The public hearings adjourned at 7:45 p.m.  
The motion passed by acclamation.

6. [00324](#) Capital Avenue Sidewalks  
*Board noted that the Capitol Avenue Sidewalks project was approved at 3/1/05 Council meeting.*  
**Return to Lead with the Recommendation for Approval to the PEDESTRIAN/BICYCLE/MOTOR VEHICLE COMMISSION**
7. [00542](#) Authorizing the installation of an additional emergency siren and amending the 2005 Capital Budget in the Amount of \$16,900 to provide the necessary funding  
*Mr. Nelson displayed a map of the City and illustrated the Zones of Concern in 2004 with three sirens installed, two on the west side and one at Sprecher Road.*  
*There is one siren that the County has at Dean/Monona Drive with a pole that is in bad repair. The City will remove and install a larger siren by the Town of Blooming Grove and Hwy 51 which will serve a much larger area. One other siren at Buckeye and County AB and the Interstate will be installed; the current siren at that location is ineffective because it is drown out by the interstate noise. The City plans to re-use the communication equipment from the one siren with the bad pole that is being abandoned.*  
*He also stated that 2006 the City will work with Fitchburg on this issue. The funding is being taken from the Storm Utility account because the sirens are utilized during storm events.*  
**A motion was made by Ald. Van Rooy, seconded by Mr. Czerepinski, to Return to Lead with the Recommendation for Approval to the BOARD OF ESTIMATES. The motion passed by acclamation.**
8. [00493](#) Authorizing the Mayor and the City Clerk to enter into an agreement with RNL Design for a Building Needs Analysis Study.  
**A motion was made by Ald. Van Rooy, seconded by Mr. Czerepinski, to Return to Lead with the Recommendation for Approval to the TRANSIT AND PARKING COMMISSION. The motion passed by acclamation.**
9. [00581](#) Authorizing the Mayor and City Clerk to execute an intergovernmental agreement with the City of Fitchburg to the Madison Water Utility to provide public water service to the Boys and Girls Club.  
**A motion was made by Mr. Bremer, seconded by Ald. Van Rooy, to Return to Lead with the Recommendation for Approval to the Water Utility. The motion passed by acclamation.**
10. [00588](#) Authorizing design and implementation of a Public Art Work, not to exceed \$75,000.00 for a public art work at the Goodman Swimming Pool.  
**A motion was made by Mr. Rewey, seconded by Ald. Van Rooy, to Return to Lead with the Recommendation for Approval to the MADISON CITIARTS COMMISSION. The motion passed by acclamation.**
11. [00628](#) Improvements accepted for water service laterals by Private Contract to serve

Quinn Ranch

**A motion was made by Mr. Rewey, seconded by Mr. Harrelson, to RECOMMEND TO COUNCIL TO ADOPT - REPORT OF OFFICER. The motion passed by acclamation.**

12.     **00629**           Improvements accepted for water service laterals by Private Contract to serve Churchill Heights - Phase I
- A motion was made by Mr. Rewey, seconded by Mr. Harrelson, to RECOMMEND TO COUNCIL TO ADOPT - REPORT OF OFFICER. The motion passed by acclamation.**
13.     **00630**           Improvements accepted for water service laterals by Private Contract to serve Reston Heights - Phase VIII
- A motion was made by Mr. Rewey, seconded by Mr. Harrelson, to RECOMMEND TO COUNCIL TO ADOPT - REPORT OF OFFICER. The motion passed by acclamation.**
14.     **00633**           Accepting storm sewer constructed by private contract in Maywick Estates, Private Contract No. 1943
- A motion was made by Mr. Rewey, seconded by Mr. Harrelson, to RECOMMEND TO COUNCIL TO ADOPT - REPORT OF OFFICER. The motion passed by acclamation.**
15.     **00634**           Accepting street improvements, excluding the bituminous pavement, constructed by private contract in Maywick Estates, Private Contract No. 1943
- A motion was made by Mr. Rewey, seconded by Mr. Harrelson, to RECOMMEND TO COUNCIL TO ADOPT - REPORT OF OFFICER. The motion passed by acclamation.**
16.     **00635**           Accepting sanitary sewer constructed by Private Contract In Maywick Estates, Private Contract No. 1943.
- A motion was made by Mr. Rewey, seconded by Mr. Harrelson, to RECOMMEND TO COUNCIL TO ADOPT - REPORT OF OFFICER. The motion passed by acclamation.**
17.     **00636**           Declaring the City of Madison's intention to exercise its police powers establishing the Midvale Boulevard Sanitary Sewer Replacement Assessment District - 2005
- Noted for the record that this project was not ready.*
- A motion was made by Mr. Bremer, seconded by Ald. Van Rooy, to RECOMMEND TO COUNCIL TO PLACE ON FILE WITHOUT PREJUDICE -REPORT OF OFFICER. The motion passed by acclamation.**
18.     **00637**           Approving plans and specifications for public improvements required to serve Phase B of the Subdivision known as Prairie Point Phase 2 and authorizing construction to be undertaken by the Developer, Private Contract No. 2023

A motion was made by Mr. Rewey, seconded by Ald. Van Rooy, to RECOMMEND TO COUNCIL TO ADOPT - REPORT OF OFFICER. The motion passed by acclamation.

19. 00631

ASSESSING BENEFITS

Vondron Road Sidewalk Assessment District - 2004

A motion was made by Mr. Bremer, seconded by Ald. Van Rooy, to RECOMMEND TO COUNCIL TO ADOPT - REPORT OF OFFICER. The motion passed by acclamation.

20. 00627

Declaring the City of Madison's intention to exercise its police powers establishing the TANCHOCIC Phase 2 Assessment District-2005

A motion was made by Mr. Bremer, seconded by Ald. Van Rooy, to RECOMMEND TO COUNCIL TO ADOPT - REPORT OF OFFICER. The motion passed by acclamation.

21. 00624

IMPROVEMENTS ACCEPTED

Concrete Sealant Application at the Overture Center Parking Ramp , Contract No. 5652

A motion was made by Mr. Bremer, seconded by Ald. Van Rooy, to RECOMMEND TO COUNCIL TO ADOPT - REPORT OF OFFICER. The motion passed by acclamation.

22. 00623

IMPROVEMENTS ACCEPTED

Phase 4 Restoration Repairs at the Capitol Square North Parking Ramp Contract No. 5640

A motion was made by Mr. Bremer, seconded by Ald. Van Rooy, to RECOMMEND TO COUNCIL TO ADOPT - REPORT OF OFFICER. The motion passed by acclamation.

23. 00625

IMPROVEMENTS ACCEPTED

Phase 4 Restoration Repairs at the State Street Capitol Parking Ramp, Contract No. 5635

A motion was made by Mr. Bremer, seconded by Ald. Van Rooy, to RECOMMEND TO COUNCIL TO ADOPT - REPORT OF OFFICER. The motion passed by acclamation.

24. 00639

Improvements accepted for Repairing & Sealing Pavement Cracks, Local Streets - 2004, Contract No. 5598

A motion was made by Mr. Bremer, seconded by Ald. Van Rooy, to RECOMMEND TO COUNCIL TO ADOPT - REPORT OF OFFICER. The motion passed by acclamation.

25. 00638

Improvements accepted for Repairing & Sealing Pavement Cracks, Major Streets - 2004, Contract No. 5599

A motion was made by Mr. Bremer, seconded by Ald. Van Rooy, to RECOMMEND TO COUNCIL TO ADOPT - REPORT OF OFFICER. The motion passed by acclamation.

26. **00626** Approving plans and specifications and authorizing the Board of Public Works to advertise and receive bids for 2005-2007 Semi-Permanent Epoxy Pavement Marking, Contract No. 5837  
**A motion was made by Mr. Bremer, seconded by Ald. Van Rooy, to RECOMMEND TO COUNCIL TO ADOPT - REPORT OF OFFICER. The motion passed by acclamation.**
27. Change Order No. 1 to Contract No. 5415, to Speedway Sand & Gravel. Report by City Engineering. Cost will be available at the Board Meeting.  
*Alder Van Rooy moved approval of Change Order No. 1 to Contract No. 5415 - to Speedway Sand and Gravel for \$61,000; motion seconded by Mr. Harrelson; motion unanimously passed.*  
*Board Member Czerepinski excused himself from the meeting to allow the Board to discuss the Change Order to his company Speedway Sand & Gravel.*  
*The Board discussed the specifics relating to the Change Order and Mr. Fries with City Engineering reported that the City reconstructed a portion of East Washington Avenue in 2004 East Washington to Thornton - the water main was also done to correct flooding problems. The sanitary sewer is 22' deep at the location. Speedway was hired to install the water main - however there was no expectation that the utility in the right-of-way would be buried that deep to cause a location problem. About \$30,000 was spent in time and effort to attempt to locate the utility. The City was not able to get cooperation from Wil-Tel in these efforts but will attempt to recoup costs.*
28. Request by LRTPC for an early review of City Projects to to required for including in the Annual TIP.  
*The Board received a power point presentation from Rob Phillips and Larry Nelson on Transportation Improvement Projects 2005-2009. No action was necessary the presentation was for information.*
29. For the information of the Board - Minutes of the Long-Range Transportation Planning Commission (LRTPC) of February 17, 2005.  
*No action necessary provided for information to members.*
30. 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.  
*No appeals were brought before the board.*
31. **00678** Awarding Public Works Contracts for Bids Opened February 25, 2005.



A motion was made by Mr. Bremer, seconded by Mr. Harrelson, to **RECOMMEND TO COUNCIL TO ADOPT - REPORT OF OFFICER** Low bids to the following contracts were unanimously approved:

Contract No. 5770 - Annamark Drive Assessment District - 2004 to Homburg Contractors \$324,796.00; Contract; Contract No. 5796 Addition to West Towne Regional Pond and Improvements to Stricker's Pond - S & S Underground Inc., \$123,369.50; Contract No. 5800 Repairing & Sealing Pavement Cracks, Local Streets - 2005 to Fahrner Asphalt Sealers, Inc. \$71,873.00; Contract No. 5801 - Repairing & Sealing Pavement Cracks, Major Streets - 2005 to Fahrner Asphalt Sealers, Inc. \$294, 107.00; and Contract No. 5794 Park Paving - 2005 to Payne & Dolan, Inc., \$52,225.50.

The motion passed by acclamation.

32. Presentation by City Attorney regarding landfill remediation cost recovery from insurance carriers.

*Vice Chair Clausius read ingot the record: The Board of Public Works may go into executive closed session when it considers the last item, pursuant to Section 19.85(1)(g), Wisconsin Statutes which reads as follows: 19.85(1)(g) Conferring with legal counsel for the governmental body who is rendering oral or written advice concerning strategy to be adopted by the body with respect to litigation in which it is or is likely to become involved. Motion was made by Chair Bremer to go into closed session at 5:14 p.m.; seconded by Alder Van Rooy; motion unanimously passed.*

*The Board reconvened back into regular session at 5:30 p.m. and Mr. Rewey noted for the record that he was not present when action was taken in closed session.*

33. **00699** Accepting street improvements, excluding the bituminous pavement, sidewalk and landscaping/restoration, constructed by private contract in Nelson Road Certified Survey Map, Private Contract No. 1832
- A motion was made by Mr. Harrelson, seconded by Ms. Hewitt, to RECOMMEND TO COUNCIL TO ADOPT - REPORT OF OFFICER. The motion passed by acclamation.**
34. **00703** Accepting street improvements, excluding the bituminous pavement, constructed by private contract in Milwaukee Street Extension, Private Contract No. 1892
- A motion was made by Mr. Harrelson, seconded by Ms. Hewitt, to RECOMMEND TO COUNCIL TO ADOPT - REPORT OF OFFICER. The motion passed by acclamation.**
35. **00706** Accepting sanitary sewer constructed by Private Contract In East Prairie Commons - Phase II, Private Contract No. 1632.
- A motion was made by Mr. Harrelson, seconded by Ms. Hewitt, to RECOMMEND TO COUNCIL TO ADOPT - REPORT OF OFFICER. The motion passed by acclamation.**
36. **00701** Accepting sanitary sewer constructed by Private Contract In Milwaukee Street Extension, Private Contract No. 1892
- A motion was made by Mr. Harrelson, seconded by Ms. Hewitt, to RECOMMEND TO COUNCIL TO ADOPT - REPORT OF OFFICER. The motion passed by acclamation.**

37. 00705 Accepting storm sewer constructed by private contract in Monument Center, Private Contract No. 1964  
**A motion was made by Mr. Harrelson, seconded by Ms. Hewitt, to RECOMMEND TO COUNCIL TO ADOPT - REPORT OF OFFICER. The motion passed by acclamation.**
38. 00700 Accepting storm sewer constructed by private contract in Milwaukee Street Extension, Private Contract No. 1892  
**A motion was made by Mr. Harrelson, seconded by Ms. Hewitt, to RECOMMEND TO COUNCIL TO ADOPT - REPORT OF OFFICER. The motion passed by acclamation.**
39. 00696 Accepting bituminous pavement constructed by private contract in Blackhawk North, Private Contract No. 1868  
**A motion was made by Mr. Harrelson, seconded by Ms. Hewitt, to RECOMMEND TO COUNCIL TO ADOPT - REPORT OF OFFICER. The motion passed by acclamation.**
40. 00697 Declaring the City of Madison's intention to exercise its police powers establishing the Gilson Street Reconstruction Assessment District - 2005  
**A motion was made by Mr. Bremer, seconded by Ald. Van Rooy, to RECOMMEND TO COUNCIL TO ADOPT - REPORT OF OFFICER. The motion passed by acclamation.**
41. 00698 Declaring the City of Madison's intention to exercise its police powers establishing the Lien Road Assessment District - 2005  
**A motion was made by Ald. Van Rooy, seconded by Mr. Czerepinski, to RECOMMEND TO COUNCIL TO ADOPT - REPORT OF OFFICER. The motion passed by acclamation.**
42. 00680 IMPROVEMENTS ACCEPTED Tennis Court Resurfacing 2004, Contract No. 5627  
**A motion was made by Mr. Bremer, seconded by Ald. Van Rooy, to RECOMMEND TO COUNCIL TO ADOPT - REPORT OF OFFICER. The motion passed by acclamation.**
43. 00704 Approving plans, specifications, and schedule of assessments for the installation of street lights in:  
  
Ice Age Falls Phase 3 & 4  
**A motion was made by Ms. Hewitt, seconded by Ald. Van Rooy, to RECOMMEND TO COUNCIL TO ADOPT - REPORT OF OFFICER. The motion passed by acclamation.**
44. 00632 Authorizing the Mayor and City Clerk to execute an agreement with the Madison Metropolitan Sewerage District (MMSD) and the City of Verona to hire a consultant for the design of the Lower Badger Mill Creek Interceptor Sewer and Drainageway.

A motion was made by Mr. Bremer, seconded by Ald. Van Rooy, to RECOMMEND TO COUNCIL TO ADOPT - REPORT OF OFFICER Mr. Dailey of City Engineering reported that Madison Metro Sewerage District solicited request for proposals [on behalf of MMSD, City of Madison and City of Verona] from four consulting firms, three of which submitted proposals for the design of the Lower Badger Mill Creek Interceptor Sewer and Drainageway.

Earth Tech was selected at a total estimated cost of \$380,090 of which the City of Madison's share will be \$130,855.

The 36" sanitary sewer could also serve Town of Middleton at some future point in time. It will be constructed so that the sanitary sewer will not conflict with the storm water flow through a drainage swale and following the construction a bike path and maintenance pathway will be constructed over the sanitary sewer and be included as part of a master neighborhood plan in the future.

The motion passed by acclamation.

*Board meeting adjourned at 7:45 p.m.*

*Minutes prepared by M. Bakken Secretary, approved by Larry D. Nelson, P.E., BOARD OF PUBLIC WORKS Executive Secretary*