



# City of Madison

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

## Meeting Minutes - Approved BOARD OF PUBLIC WORKS

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Wednesday, February 18, 2009

4:30 PM

210 Martin Luther King Jr. Blvd.  
Room 108 (City-County Building)

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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 properly noticed and a quorum was present.

Palm arrived at 4:40 PM.

### PUBLIC HEARING OF RESOLUTIONS AND SCHEDULE OF ASSESSMENTS

Motion by Palm, seconded by Hewitt to recess at 5:45 PM.

The Meeting was called back to order by Chair Bremer following verification by the Secretary that the Meeting was properly noticed and a quorum was present.

**Present:** 6 -

Laura E. Hewitt; Lucas K. Dailey; Larry Palm; William Bremer; Russell D. Pietz and Scott A. Vaughn

**Excused:** 3 -

Joseph R. Clausius; Michael W. Rewey and Douglas J. Duren

1. Consider approving the Minutes of the Board of Public Works Meeting of February 4, 2009, and the public hearing of the same date.

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

2. Public Comments - Limited to three minutes each.

There was no one registered to speak.

3. [13663](#) 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: [13663.pdf](#)

The report was read into the minutes.

- 4. [13555](#) Approving temporary construction work with associated noise impacts between the hours of 7:00 PM and 7:00 AM on Schroeder Road. (1st AD)

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

- 5. [13587](#) Approving temporary construction work with associated noise impacts between the hours of 7:00 PM and 7:00 AM on the South Madison Beltline between Whitney Way and Verona Road. (1st, 10th, 19th & 20th ADs)

**Attachments:** [5.pdf](#)  
[sperling.pdf](#)

**Christy Bachmann, City Engineering, presented the request.**

**Public Registered to speak:**

**James Butcher - 5154 Loruth Terr - Has concerns about sound barriers being moved.**

**Derek Kruzicki - 5515 Medical Cr. - representing the YMCA. Supports**

**A motion was made by Palm, seconded by Dailey, to RECOMMEND TO COUNCIL TO ADOPT - REPORT OF OFFICER. The motion passed by the following vote:**

**Excused:** 3 -

Joseph R. Clausius; Michael W. Rewey and Douglas J. Duren

**Ayes:** 5 -

Laura E. Hewitt; Lucas K. Dailey; Larry Palm; Russell D. Pietz and Scott A. Vaughn

**Abstentions:** 1 -

William Bremer

- 6. [13591](#) Approving Plans, Specifications, And Schedule Of Assessments For Maple Avenue, Center Avenue, and Ludington Avenue Reconstruction Assessment District - 2009. (6th AD)

**Attachments:** [maple affidavit.pdf](#)  
[53w0439 Maple-Center-Ludington Assess.xls](#)  
[crocker letter.pdf](#)  
[engineer notes.pdf](#)  
[53w0439 affidavit.pdf](#)

**Jim Wolfe, City Engineering, presented plans and specifications.**

**Public Registered to Speak:**

**Kathryn Nekola - 510 Ludington Av - opposes.**

**Michele LaVigne - 502 Ludington Av - opposes. Was very unhappy about the**

last sidewalk project. Agrees that the work is needed but has concerns about the length of the project and does not want to have a repeat of the last project.

Nancy Ciezki - 501 Ludington Av - Supports with reservations. Understands the need for the work proposed but has concerns with the timing of the work with the school traffic. The prior work done was horrible. Ciezki felt the project manager and the construction company did a bad job. The construction company was disrespectful to property owners. Communication between the property owners, the City and the construction company was poor. Would like this contract to be more sensitive to the parking and school issues.

Ron Jetty - 518 Ludington Av - Supports with reservations. Has same concerns as Ciezki and LaVigne. Feels the contractor who wins this contract needs to be managed closer. Does not want to see the same problems as with the last project.

Diane Kostecke - 501 Ludington - Cares about the neighbors. The last sidewalk project was a nightmare. Will keep in contact with the Mayor, Alders and contractors on this project.

Leslie Crocker - 3106 Center Av - (See attached letter). Main objection to this project is to being punished about owning a corner lot. Would like to see an expansion of the area of forgiveness for the assessment.

Ken Crocker - 3106 Center Av - Opposes. Did not speak.

Robert Moore - 513 Maple - Supports with reservations. Moore had concerns with the notice he received in the mail. Feels it is misleading, making it sound like the Council has already approved the project. Would like to see the letter convey more information as to why the project is being proposed.

It was recommended by the Board that a neighborhood meeting between the Contractor who is awarded this contract, the City and the property owners be held before construction begins.

A motion was made by Hewitt, seconded by Dailey, to RECOMMEND TO COUNCIL TO ADOPT - PUBLIC HEARING with the conditions that the school area be prioritized, that the completion of the project be before Oct. 1, 2009, that Traffic Engineering be engaged during the whole project regarding parking issues and street sweeping and that the 15 year period for payment of assessments be offered.. The motion passed by voice vote/other.

7. [13455](#)

Authorizing the execution of a lease with the State of Wisconsin, Department of Transportation for approximately 743 square feet of land located at 5601 Eastpark Boulevard for the installation of an early warning siren.

Attachments: [9112 Exhibit A.pdf](#)

Randy Wiesner, City Engineering, presented the lease.

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

vote/other.

- 8. [13468](#) Amending Secs. 10.23(2) and 1.08(3)(a) of the Madison General Ordinances to strengthen the City's snow or ice depositing ordinance.

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

- 9. [13476](#) Creating Sections 10.18(9)(f) and 10.18(13)(d) of the Madison General Ordinances to provide a violation and forfeiture range for the removal of recyclable items from private property; and amending Sec. 1.08(3)(a) to create a bail deposit for these violations.

**Motion by Rewey, seconded by Hewitt to refer to the next Board for clarification.**

**Motion by Rewey, seconded by Palm to reconsider the item.**

**A motion was made by Rewey, seconded by Dailey, to Return to Lead with the Recommendation for Approval to the PUBLIC SAFETY REVIEW BOARD. The motion passed by voice vote/other.**

- 10. [13485](#) Authorizing an amendment to the lease between the City and the Madison-Kipp Corporation (MKC) within the East Rail Transportation Corridor that will reduce the area of the leased premises with a corresponding decrease in the annual rent and also provide for an offset of costs to construct a sound reducing fence against the annual rent.

**Attachments:** [Exhibit A 4114.pdf](#)

**A motion was made by Hewitt, seconded by Rewey, to Return to Lead with the Recommendation for Approval to the BOARD OF ESTIMATES. The motion passed by voice vote/other.**

- 11. [13486](#) Authorizing the Office of Real Estate Services to proceed with the acquisition of required land interests from the leasehold interest from The Bridges Golf Course, LLC for the property owned by Dane County Airport, as shown on the previously approved Transportation Project Plat No. 5992-08-04-4.02 and authorizing the Mayor and City Clerk to sign all required documents necessary to accomplish the acquisition of said land interests. (15th AD)

**Attachments:** [Legistar 13486.pdf](#)

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

- 12. [13660](#) Accepting sanitary sewer, storm sewer, and street improvements (including

bituminous surface pavement) constructed by Private Contract In Eighth Addition to Blackhawk Phase 4, Private Contract No. 2202. (9th AD)

Attachments: [SSS inc 2202.pdf](#)

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

13. [13521](#) Declaring the City of Madison's intention to exercise its police powers establishing the Oak Street and Hoard Street Reconstruction Street Assessment District - 2009. (15th AD)

**It was noted that a DNR Notice of Intent permit will be required.**

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

14. [13638](#) Declaring the City of Madison's intention to exercise its police powers establishing the Sanitary Sewer Replacement with Resurfacing Assessment District - 2009 and the School Road Area Drainage Assessment District. (10th & 18th ADs)

Attachments: [map.pdf](#)

**A motion was made by Pietz, seconded by Vaughn, to RECOMMEND TO COUNCIL TO ADOPT - REPORT OF OFFICER. The motion passed by the following vote:**

**Excused:** 2 -  
Joseph R. Clausius and Douglas J. Duren

**Ayes:** 6 -  
Laura E. Hewitt; Lucas K. Dailey; Michael W. Rewey; Russell D. Pietz; Scott A. Vaughn and William Bremer

**Abstentions:** 1 -  
Larry Palm

15. [13656](#) Declaring the City of Madison's intention to exercise its police powers establishing the Marquette Street Reconstruction Assessment District - 2009. (15th AD)

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

16. [13522](#) Improvements accepted for Bram Street Viaduct Improvements, Contract No. 6131. (13th AD)

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

17. [13524](#) Improvements accepted for Seminole Storm Sewer Reroute, Contract No. 6053. (10th AD)

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

18. [13525](#) Improvements accepted for Capital Square Bus Shelters & Repairs, Contract No. 5926. (4th AD)

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

19. [13526](#) Improvements accepted for Gammon Lane Street Assessment District - 2007, Contract No. 6024. (1st AD)

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

20. [13527](#) Improvements accepted for Wingra Creek Parkway Improvements - Phase I, Contract No. 5889. (13th AD)

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

21. [13592](#) Improvements accepted for Harrison Street, West Lawn Avenue & Monroe Street Reconstruction Assessment District - 2006, Contract No. 5925. (10th & 13th ADs)

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

22. [13597](#) Improvements accepted for Kedzie St., E. Dayton St., E. Lawn Ct., & Moland St. Reconstruction Street Assessment District - 2004, Contract No. 5611.

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

- 23. [13639](#) Improvements Accepted for Tennis Court Reconstruction/Resurfacing - 2008 Contract #6183 (Various ADs)

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

- 24. [13652](#) Improvements accepted for Corry Street Reconstruction Assessment District - 2003, Contract No. 5587.

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

- 25. [13653](#) Improvements accepted for Domestic Solar Hot Water Heating Systems; Fire Stations #1, 2, 5, 6, 9, 10 & 11, Contract No. 6090.

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

- 26. [13448](#) Approving plans and specifications and authorizing the Board of Public Works to advertise and receive bids for Bowman Lakeview CMP, Contract No. 6316. (15th AD)

**A motion was made by Hewitt, seconded by Rewey, to Refer to the BOARD OF PUBLIC WORKS, due back on 3/4/2009. The motion passed by voice vote/other.**

- 27. [13588](#) Approving plans and specifications and authorizing the Board of Public Works to advertise and receive bids for 2009 Parking Ramp Maintenance. (2nd, 4th & 6th ADs)

**Bill Putnam, City Transportation, presented plans and specifications.**

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

- 28. [13658](#) Approving plans and specifications and authorizing the Board of Public Works to advertise and receive bids for Contract No. 6328, Alley Block 101 Relining. (4th AD)

**Mark Moder, City Engineering, presented plans and specifications.**

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

vote/other.

- 29. [13599](#) Change Order Nos. 3 and 4 to Contract No. 6121, Mineral Point & Gammon Road Concrete Pavement Rehab - 2008 to Trierweiler Construction & Supply Co., Inc. for \$20,034.00 with an additional day in contract time; and for \$3,801.00 with an additional 2-days of contract time.

**Attachments:** [co 3 & 4 - 6121.pdf](#)

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

- 30. [13601](#) Change Order No. 7 to Contract No. 6212, Allied Drive Redevelopment - Demolition, Streets and Utilities, to R.G. Huston in the amount of \$24,957.00.

**Attachments:** [co 7 - 6212.pdf](#)

**A motion was made by Hewitt, seconded by Rewey, to Refer to the BOARD OF PUBLIC WORKS, due back on 3/4/2009. The motion passed by voice vote/other.**

- 31. [13603](#) Change Order No. 1 to Contract No. 6129, Jenifer Street and Livingston Street Reconstruction Assessment District 2008, to Speedway Sand & Gravel, Inc. in the amount of \$12,197.00.

**Attachments:** [co 1 - 6129.pdf](#)

**A motion was made by Hewitt, seconded by Vaughn, to Approve with the correction that the contract total be entered on the change order. The motion passed by voice vote/other.**

- 32. [13604](#) Change Order No. 1 to Contract No. 6006, Union Corners - Winnebago Street Reconstruction, to Speedway Sand & Gravel, in the amount of \$18,368.00 with an additional 4-calendar days.

**Attachments:** [co 1 - 6006.pdf](#)

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

**Excused:** 2 -  
Joseph R. Clausius and Douglas J. Duren

**Ayes:** 6 -  
Lucas K. Dailey; Larry Palm; Michael W. Rewey; Scott A. Vaughn; Laura E. Hewitt and William Bremer

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



33. [13605](#) Change Order Nos. 2 and 3 to Contract No. 6107, Sherman Avenue Resurfacing Assessment District - 2008, to Capitol Underground, Inc. in the amounts of \$6,232.27 and \$8,452.90.

**Attachments:** [co 2 & 3 - 6107.pdf](#)

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

34. [13606](#) Change Order Nos. 3 and 4 to Contract 5982, State Street and Adjacent Streets Reconstruction Assessment District - Phase IV, to Speedway Sand & Gravel, Inc., in the amounts of \$20,445.12 with an additional 5-days of contract time, and \$12,390.00, respectively.

**Attachments:** [co 3 & 4 - 5982.pdf](#)

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

**Excused:** 2 -

Joseph R. Clausius and Douglas J. Duren

**Ayes:** 6 -

Michael W. Rewey; Russell D. Pietz; Scott A. Vaughn; Laura E. Hewitt; Lucas K. Dailey and William Bremer

**Noes:** 1 -

Larry Palm

35. [13629](#) Change Order No. 2 to Contract No. 6227, Hiestand Park Culvert Crossing and Path, to Homburg Contractors, Inc. in the amount of \$8,754.00.

**Attachments:** [co 2 - 6227.pdf](#)

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

**Excused:** 2 -

Joseph R. Clausius and Douglas J. Duren

**Ayes:** 6 -

Larry Palm; Russell D. Pietz; Scott A. Vaughn; Laura E. Hewitt; Lucas K. Dailey and William Bremer

**Noes:** 1 -

Michael W. Rewey

36. [13651](#) Change Order No. 1 to Contract No. 6246, Unit Well 29 Water Treatment Plant Expansion, to Staab Construction Corp. in the amount of \$9,358.00.

**Attachments:** [co 1 - 6246.pdf](#)

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

- 37. [13593](#) Subcontractor List for Contract No. 6148, Sequoya Branch Library, to Miron Construction Co., Inc. for a total of 70.5%.

**Attachments:** [6148\\_revised\\_toBPW021809.pdf](#)

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

- 38. [13637](#) Subcontractor List for Contract No. 6130, Local Road Traffic Calming & Arterial Pedestrian Enhancements - 2009, to Poblocki Paving Corporation, for 59.66%.

**Attachments:** [6130\\_Poblocki Paving Corp\\_subform to BPW\\_021809.pdf](#)

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

- 39. [13659](#) Subcontractor List for Contract No. 6132, Marston Avenue Reconstruction, to McHugh Excavating & Plumbing, Inc., for a total of 43.80%.

**Attachments:** [subcontractor list 6132.pdf](#)

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

- 40. [13590](#) Authorizing the Mayor and City Clerk to enter into an agreement with the Town of Verona for the resurfacing of Midtown Road. (1st AD & Town of Verona)

**Christy Bachmann, City Engineering, presented the agreement.**

**A motion was made by Hewitt, seconded by Vaughn, to RECOMMEND TO COUNCIL TO ADOPT - REPORT OF OFFICER. The motion passed by the following vote:**

- Excused:** 2 -  
Douglas J. Duren and Joseph R. Clausius
- Ayes:** 6 -  
Larry Palm; Russell D. Pietz; Scott A. Vaughn; Laura E. Hewitt; Lucas K. Dailey and William Bremer
- Noes:** 1 -  
Michael W. Rewey

- 41. [13654](#) Authorizing the Mayor and City Clerk to enter into an inter-governmental agreement with the Dane County for continuation of an ongoing Information and Education

Program as part of the Madison Area Municipal Stormwater Permit group (MAMSWaP). (City Wide)

**Attachments:** [final 09-13 IE Agreement.pdf](#)

**Greg Fries, City Engineering, presented the agreement.**

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

42. [13667](#) Authorizing The Mayor And City Clerk To Apply For And Accept A DNR Lake Planning Grant To Develop a Nowcast and Forecast Operation System Model for Lake Mendota. (Various ADs)

**John Reimer, City Engineering, presented the request.**

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

43. **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.**

44. [13631](#) Awarding Public Works Contract No. 6269, University Avenue, West Gorham Street, and North Broom Street Pavement Rehabilitation.

**Attachments:** [Contract No 6269.pdf](#)

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

45. [13632](#) Awarding Public Works Contract No. 6272, South Mills Street Reconstruction Street Assessment District - 2009.

**Attachments:** [Contract No 6272.pdf](#)

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

46. [13694](#) Approving plans and specifications and authorizing the Board of Public Works to advertise and receive bids for McKee Road at Stratton Way Intersection Improvement. (7th AD)

Christy Bachmann, City Engineering, presented plans and specifications.

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

**ADJOURNMENT**

A motion was made by Hewitt, seconded by Vaughn, to Adjourn at 8:10 PM. The motion passed by voice vote/other.