



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. Larry Palm;
Michael W. Rewey; Billy C. Harrelson; Joseph R. Clausius; Laura Hewitt; Yehuda Elmakias;
Larry D. Nelson, P. E., Executive Secretary*

Wednesday, August 17, 2005

4:30 PM

210 Martin Luther King Jr. Blvd.
Room 103A (City-County Building)

1. CALL TO ORDER

Vice Chair Clausius called the Board of Public Works meeting to order at 4:31 p.m. following verification by the Secretary that the meeting was properly noticed and a quorum was present.

Present: Van Rooy, Palm, Rewey, Clausius and Elmakias

Excused: William F. Bremer, Hewitt and Harrelson

2. Consider approving the Minutes of the Board of Public Works Meeting of August 3, 2005 and the public hearing of the same date.

A motion was made by Ald. Van Rooy, seconded by Mr. Elmakias, to Approve the Minutes. The motion passed by acclamation.

3. Items of concern brought to the Board but not listed below.

Noted for the record there were no items brought before the Board not noted on the Agenda.

4. 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.

It was noted for the record that no indications of water resources impacts and necessity of permits for public works construction projects were indicated for projects on this Agenda. However, Agenda ID No. 01777 will be placed back on the Board Agenda for the September 7 meeting to note the appropriate permit wording for that project.

PUBLIC HEARINGS AT 6:30 P.M.:

Vice Chair Clausius called the Public Hearings to order at 6:32 p.m. following verification by the Secretary that the meeting was properly noticed and a quorum was present.

Attendance:

Present: Vice Chair Clausius, Alder Van Rooy, Alder Palm, Mr. Rewey, Mr. Elmakias

Excused: Chair Bremer, Ms. Hewitt, Mr. Harrelson, 1 Vacancy on Board

Vice Chair Clausius opened the first Public Hearing item:

01769

Approving Plans, Specifications, And Schedule Of Assessments for Harvest Hill Road Sidewalk Assessment District - 2005. (9th AD)

A motion was made by Ald. Van Rooy, seconded by Mr. Rewey, to RECOMMEND TO COUNCIL TO ADOPT - PUBLIC HEARING

Mr. Mike Trotter, Sidewalk Inspector with City Engineering reported that this project is to reconstruct sidewalk along Harvest Hill Road from North Westfield Road to North Gammon Road. Only that sidewalk which is in poor condition will be replaced. He stated that this project was originally scheduled for 2009, but due to the number of trip and fall complaints received he would like to get the work done this year.

The total estimated cost is \$8,700.

The motion passed by acclamation.

Enactment No: RES-05-00689

01770

Approving Plans, Specifications, And Schedule Of Assessments For Advance Road Street Assessment District - 2005 (16th AD)

A motion was made by Ald. Van Rooy, seconded by Mr. Elmakias, to RECOMMEND TO COUNCIL TO ADOPT - PUBLIC HEARING

Ms. Christy Bachmann of City Engineering displayed the plans for this project, stating that the City is proposing to resurface Advance Road from Pflaum Road to Helegesen Road. Madison Metro Sewerage has a large project taking place in this area and this would be an opportune time to resurface the pavement. MMSD will share in the costs 50/50. The project is scheduled to begin in late September and be completed before the end of the year.

There were no registrants present and no communications received.

The motion passed by acclamation.

Enactment No: RES-05-00690

01771

Approving Plans, Specifications, And Schedule Of Assessments For East Washington Avenue Phase 2 Sanitary Lateral Replacements. (6th & 2nd ADs)

A motion was made by Ald. Van Rooy, seconded by Mr. Elmakias, to **RECOMMEND TO COUNCIL TO ADOPT - PUBLIC HEARING** Mr. Mark Moder with City Engineering displayed the plans for this work stating that the City plans to reconstruct East Washington Avenue from Thornton Avenue to Third Street; North First Street from East Washington Avenue to East Johnson Street and South Second Street from East Main Street to East Washington Avenue. The work includes street improvements, storm sewer upgrades, sanitary sewer main and lateral replacement and water main and water service lateral replacement.

He explained that the sanitary sewer main and laterals in the limits of this work were constructed around 1909; and the sanitary sewer main which runs parallel to and beneath the street will be replaced with the project and not assessed to the property owners. The portion of the sanitary laterals which runs from the house or business to the main in the street is owned by the property owners and will be assessed to them. He pointed out that the City Engineering Division policy is to pay for 75% of the cost to replace the sanitary laterals within the public right-of-way when it is done in conjunction with a reconstruction project; and the property owner would pick up the remaining 25% cost.

He explained that there are some properties which may have more than one lateral running to their home; in those instances only one lateral is assessed to the owner.

Total estimated cost is \$370,000 of which \$92,500 is assessed.

There were no communications received and there were no registrants.

The motion passed by acclamation.

Enactment No: RES-05-00691

Charter Communications is proposing to install a fiber optic cable on Corry Street from Milwaukee Street to South Court and on South Court from Corry Street to the Spring POP site, approximately 250-feet west of Corry Street.

Mr. Jon Marschke, with Charter Communications displayed a map of the project stating that this is a joint undertaking with Charter, State DOT, National Guard and the UW. The project limits are Milwaukee Street, Corry to South Court, to the Sprint Building to connect with Sprint. The work will all be done via directional bore and be done by Michels Pipeline. Some sidewalk will be replaced as necessary during the work.

He stated that a newspaper ad was placed, doorknob hangers were placed, and they did not receive any negative feedback. The route chosen is one that will have the least impact on the residents and best placement when considering utilities and the City's facilities.

Mr. Moder with City Engineering reported that Charter will be held responsible for avoiding both the existing and the proposed Public Utilities on Corry Street. Of particular interest will be the proposed storm sewer at the intersection of Corry St. and South St. City Project ID 53W0012. Upon completion, Charter will be responsible for providing the City an AS- Built for the both the location and the elevations of their facilities. Charter will be held responsible for following all stipulations noted on the Street Opening permit. Due to Charter and the State of Wisconsin both utilizing the same trench on Corry Street and South Court, this public hearing will satisfy the City's Public Hearing requirement for both of the proposed facilities.

As this was an informational hearing and there were no objections, Charter would begin work as soon as the permit is approved by the City.

Public Hearing adjourned at 6:55 p.m.

5. [01562](#) SUBSTITUTE - Determining a Public Purpose and necessity and adopting a Relocation Order for the acquisition of Plat of land interests required for planned public storm and sanitary sewer improvements associated with City of Madison Engineering Division Corry Street Reconstruction project, City of Madison, Dane County, Wisconsin and authorizing the Mayor and City Clerk to sign all necessary documents necessary to accomplish the acquisition of necessary land interests. (6th AD)

A motion was made by Ald. Van Rooy, seconded by Ald. Palm, to RECOMMEND TO COUNCIL TO ADOPT - REPORT OF OFFICER

Ms. Janet Gebert reported that the City is scheduling Corry Street Reconstruction for the Spring of 2006 and there is a need to acquire an easement for installation of public storm and sanitary sewer improvements with this project. She discussed the project and Board member Rewey pointed out that the current Resolution did not include sanitary sewer. Ms. Gebert stated that the current Resolution indicate only storm sewer easements and it will become a Substitute to include the sanitary improvements as well.

The motion passed by acclamation.

Enactment No: RES-05-00703

6. [01676](#) Authorizing the Streets Division to provide bin collection service to

condominium complexes with over 500 units from a public right of way.

A motion was made by Mr. Rewey, seconded by Ald. Van Rooy, to Return to Lead with the Recommendation for Approval to the BOARD OF ESTIMATES. The motion passed by acclamation.

7. [01728](#)

Authorizing the City to apply for a State Department of Transportation (DOT) Transportation Facilities Economic Assistance (TEA) Grant Application, and authorizing the Mayor and City Clerk to execute a TEA Jobs Guarantee with the State DOT, and to execute a Project Agreement with Mortenson Investment Group (a developer) for a transportation infrastructure project on Todd Drive and West Beltline Frontage Road.

Vote was 3 ayes; Mr. Rewey voted No; and Mr. Elmakias Abstained

A motion was made by Ald. Van Rooy, seconded by Mr. Clausius, to Return to Lead with the Recommendation for Approval to the BOARD OF ESTIMATES

Ms. Christy Bachmann reported that this is to authorize the City to apply to the State DOT for a Transportation Facilities Economic Assistance Grant (TEA) as well as authorizing the Mayor and City Clerk to execute a TEA Jobs Guarantee with the State and execute a Project Agreement with Mortenson Investment Group for a transportation infrastructure project on Todd Drive and the West Beltline Frontage Road.

The project would include infrastructure improvements such as road, retaining walls, highway metered and unmetered ramps, sidewalk and related engineering activities to support it. The total estimated cost would be \$1.2 Million with City sharing in costs.

The Board discussed the grant issues and Board member Rewey expressed concerns that the Resolution should only be for the application for grant, not to include all the other infrastructure items. He stated that the grant is to be a matching grant so the City would need to provide matching funds.

Ms. Bachmann stated that the work for Todd Drive will be scaled back to \$600,000 so the City would be providing matching funding in that amount.

The motion passed by the following vote:

Excused: Bremer, Hewitt and Harrelson

Aye: Van Rooy, Palm and Clausius

No: Rewey

Abstain: Elmakias

Enactment No: RES-05-00700

8. [01760](#)

Authorizing the Mayor and City Clerk to Execute A Release of Declaration of Conditions, Covenants, and Restrictions for Lots 4, 5, and 6, Madison Corporate Center. (15th AD)

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

Enactment No: RES-05-00709

9. [01767](#) Authorizing the Mayor and City Clerk to execute a Release of the Deed Restriction on Lot 197, Reston Heights. (3rd AD)
A motion was made by Ald. Van Rooy, seconded by Ald. Palm, to RECOMMEND TO COUNCIL TO ADOPT - REPORT OF OFFICER. The motion passed by acclamation.
Enactment No: RES-05-00710
10. [01775](#) Accepting curb and gutter, sidewalk, and other public infrastructure improvements constructed by private contract for Lakelawn Place PUD, Private Contract No. 1863. (2nd AD)
A motion was made by Ald. Van Rooy, seconded by Ald. Palm, to RECOMMEND TO COUNCIL TO ADOPT - REPORT OF OFFICER. The motion passed by acclamation.
Enactment No: RES-05-00715
11. [01778](#) Approving plans and specifications for public improvements required to serve Phase IV of the Subdivision known as High Crossing Fifth Addition and authorizing construction to be undertaken by the Developer, Private Contract No. 2060. (17th AD)
A motion was made by Mr. Elmakias, seconded by Mr. Rewey, to RECOMMEND TO COUNCIL TO ADOPT - REPORT OF OFFICER. The motion passed by acclamation.
Enactment No: RES-05-00718
12. [01779](#) Approving plans and specifications for public improvements required to serve Phase IV of the Subdivision known as Crosswinds At Hawks Landing and authorizing construction to be undertaken by the Developer, Private Contract No. 2059. (1st AD)
A motion was made by Mr. Elmakias, seconded by Mr. Rewey, to RECOMMEND TO COUNCIL TO ADOPT - REPORT OF OFFICER. The motion passed by acclamation.
Enactment No: RES-05-00719
13. [01780](#) Approving plans and specifications for public improvements required to serve Phase I of the Subdivision known as Owl's Creek and authorizing construction to be undertaken by the Developer, Private Contract No. 2054. (16th AD).
A motion was made by Ald. Van Rooy, seconded by Ald. Palm, to RECOMMEND TO COUNCIL TO ADOPT - REPORT OF OFFICER. The motion passed by acclamation.
Enactment No: RES-05-00720

14. [01781](#) Approving plans and specifications for public improvements required to serve Phase II of the Subdivision known as Owl's Creek and authorizing construction to be undertaken by the Developer, Private Contract No. 2055. (16th AD)
A motion was made by Ald. Van Rooy, seconded by Ald. Palm, to RECOMMEND TO COUNCIL TO ADOPT - REPORT OF OFFICER. The motion passed by acclamation.
Enactment No: RES-05-00721
15. [01794](#) Improvements accepted for Annual Construction & Reconstruction of Concrete Sidewalk & Incidental Concrete Curb & Gutter Work Ordered (District 19) by the Common Council, Contract No. 5596. (19th AD)
A motion was made by Ald. Van Rooy, seconded by Ald. Palm, to RECOMMEND TO COUNCIL TO ADOPT - REPORT OF OFFICER. The motion passed by acclamation.
Enactment No: RES-05-00722
16. [01768](#) Declaring the City of Madison's intention to exercise its police powers establishing the East Washington Avenue Phase 2 Sanitary Lateral Replacements. (6th & 2nd ADs)
A motion was made by Mr. Rewey, seconded by Ald. Van Rooy, to RECOMMEND TO COUNCIL TO ADOPT - REPORT OF OFFICER
Mr. Mark Moder with City Engineering reported that this project is to establish the sanitary sewer lateral replacement project for the Phase 2 of the East Washington Avenue project. The work is to be done in 2006.
The motion passed by acclamation.
Enactment No: RES-05-00711
17. [01773](#) Declaring the City of Madison's intention to exercise its police powers establishing the Advance Road Street Assessment District - 2005. (16th AD)
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.
Enactment No: RES-05-00713
18. [01774](#) Declaring the City of Madison's intention to exercise its police powers establishing the Harvest Hill Road Sidewalk Assessment District - 2005. (9th AD)
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.
Enactment No: RES-05-00714
19. [01777](#) Approving plans and specifications and authorizing the Board of Public Works to advertise and receive bids for "Wingra Park Shoreline & Dredging". (10th

AD)

A motion was made by Mr. Elmakias, seconded by Mr. Rewey, to RECOMMEND TO COUNCIL TO ADOPT - REPORT OF OFFICER

Mr. Dailey with City Engineering reported that this project will involve lake bottom dredging in the Wingra Park area to be performed to remove accumulated sediments deposited by the public storm sewer to restore/increase water depths in the canoe and dock area. Approximately two thirds of the shoreline will be restored with vegetated riprap and the remainder with limestone steps to provide additional access for park and lake users.

He stated that this will need a permit per the water resource impact requirements and the item will be brought back to the Board at its September 7 meeting to formally note for the record the permit requirements. The motion passed by acclamation.

Enactment No: RES-05-00717

20. Change Order No. 1 to Contract No. 5834, Olin Landfill LFG Collection System Extension - 2005, to Henshue Construction in the amount of \$2,572.90.

Alder Palm moved approval of Change Order; seconded by Alder Van Rooy; motion unanimously passed.

21. Change Order No. 1 to Contract No. 5827, Sanitary Sewer Replacement with Resurfacing, to Hammersley Stone Co., in the amount of \$13,878.00.

Alder Van Rooy moved approval of the Change Order; motion seconded by Mr. Rewey; motion unanimously passed.

22. Change Order No. 3 to Contract No. 5110, Carpenter Street Assessment District - 2001, to Speedway Sand & Gravel, in the amount of \$1,140.00.

Alder Van Rooy moved approval of the Change Order; motion seconded by Alder Palm; motion passed with Mr. Rewey voting NO.

23. Change Order No. 4 to Contract No. 5631, Feeney Court, to Hammesley Stone Co., in the amount of \$-18,028.00.

Alder Van Rooy moved approval of the change order; motion seconded by Alder Palm; motion unanimously passed.

24. [01738](#) Authorizing the City of Madison and the University of Wisconsin - Madison to enter into an agreement for maintenance of North Murray Street from Regent Street to West Dayton Street. (4th AD)

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

It was reported that pedestrian access would be maintained during the time maintenance work on North Murray from Regent to West Dayton Street.

Board member Rewey also requested that bike access be maintained as well as pedestrian access.

The motion passed by acclamation.

Enactment No: RES-05-00707

25. [01753](#) Authorizing the Mayor and City Clerk to execute an agreement with Madison Metropolitan Sewerage District (MMSD) for cost sharing for the resurfacing of Advance Road from Pflaum Road to Helgesen Drive. (16th AD)

A motion was made by Mr. Elmakias, seconded by Ald. Palm, to RECOMMEND TO COUNCIL TO ADOPT - REPORT OF OFFICER

Ms. Bachmann with City Engineering reported that the cost sharing for the resurfacing of Advance Road from Pflaum to Helgesen would be split between the City and MMSD 50/50.

The motion passed by acclamation.

Enactment No: RES-05-00708

26. [01772](#) Authorizing the Mayor and City Clerk to enter into a contract with MSA Professional Services for surveying services entitled "2005 Street and Sewer Reconstruction Surveys". (Various ADs)

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

Ms. Gebert with City Engineering distributed a cost breakdown of the responding consultants to an RFP for the surveying services for the 2005 Street and Sewer Reconstruction Surveys project. The consultant being recommended is MSA.

The motion passed by acclamation.

Enactment No: RES-05-00712

27. [01776](#) Approving plans and specifications for Bartillon Drive from Kinsman Blvd to Portage Road and USH 51 and authorizing the Mayor and City Clerk to enter into an agreement with the Wisconsin Department of Transportation for the work. (17th AD)

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

Enactment No: RES-05-00716

28. 01800 Authorizing the Mayor and City Clerk to execute a Cooperative Agreement Between The City of Madison and the City of Monona for the Maintenance of the West Broadway Median, between Frazier Road/South Towne Drive and Bridge Road. (14th AD & the City of Monona)

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

Enactment No: RES-05-00723

29. 01791 Revised Subcontractor List Contract No. 5839, Engineering Service Building Expansion, Bachmann Construction.

A motion was made by Ald. Palm, seconded by Mr. Elmakias, to Approve The motion passed by acclamation.

30. 01798 Subcontractor List; Contract No. 5853, East District Police Building, to Miron Construction.

A motion was made by Ald. Palm, seconded by Mr. Elmakias, to Approve. The motion passed by acclamation.

31. Appeal by Parisi Construction of the final decision of the City Engineer with regards to the deduction of \$1,900 for the final payment of Contract No. 5337. Report by City Engineering.

Mr. John Fahrney with City Engineering reported to the Board the Parisi Construction was not present at the meeting for this appeal; that he had received word that they were not going to follow through with the appeal.

He then briefed the members on the substance of the appeal which was to check for and if necessary replace a broken utility pipe.

City staff will complete these repairs estimated at \$1,900.

Alder Van Rooy moved to deny the appeal by Parisi Construction; motion seconded by Mr. Rewey; motion unanimously passed.

32. Presentation by Anne Zellhoefer, Assistant City Attorney, regarding Award of Public Works Contracts to the lowest bidder.

The Board received a presentation relative to the Award of Public Works Contracts to the lowest responsible bidder. For information only.

Assistant City Attorney Zellhoefer distributed information to the Board members on awarding public works contracts and discussed the issue.

She cited the Statutory requirement of Section 62.15(1) that provides all public construction, estimated cost of which exceeds \$15,000 shall be let by contract to the lowest responsible bidder; all other construction shall be let as the council may direct. There have been requests to increase the cost to \$20,000 but as of this date, that has not occurred.

She discussed the purpose of competitive bidding - to prevent fraud, collusion, favoritism and improvidence in the administration of public business; and to ensure the public receives the best work or supplies at the most reasonable price practicable. Also negotiating with the low bidders is not permitted.

Exemptions from bidding requirements included donated materials or volunteer labor - in Section 62.15(1) of the Statutes; provides constructed directly the City, provided the Council adopts an ordinance by 3/4 vote; public emergencies as determined by the Board of Public Works; or any element of recycling or resource recovery facility by developers submitting design/build proposals.

She reviewed the exemptions from bidding requirements, including that fact that other forms of government have different requirements; such as the Capitol is exempt; local school districts are exempt [except Milwaukee]; and State projects with innovative design or technology as determined by State Building Commission are exempt. The DOA and DOT also have different standards. Projects that are deemed not public construction include - purchase of equipment not earmarked for a construction project; work funded by but not owned by a Municipality [BID projects].

Discussed at length was the responsible bidder requirements that municipalities utilize including focusing on a contractor's financial, managerial and technical capacity to perform the tasks. Factors determining a bidder's responsibility include financial resources, skill and technical qualifications, access to necessary labor and equipment, ability to complete the project per a project schedule,, record of performance integrity, ability to comply with safety, and wage and affirmative action requirement.

She stated that the City of Madison prequalifies bidders, and those bidders found nonresponsible are offered the ability to appeal that decision to the Board of Public Works.

She then discussed the challenges to contract award and the process involved; any taxpayer or other bidders may bring actions -- the remedy is usually injunctive relief prohibiting municipality from awarding a contract to certain bidder - not monetary relief - courts cannot mandate an award to a challenging bidder. She also stated that the Courts' scope of review is limited - did the municipality act in an arbitrary or unreasonable manner awarding the contract.

33. Update from John Fahrney, City Engineering, regarding status of Public Works Contract Status.

Mr. John Fahrney with Engineering updated the Board on the status of public works contracts. He reported that at previous board meetings he had briefed the Board on the status of outstanding contracts and the need to obtain information from Affirmative Action on payrolls, etc. in order to close out and get final payments done for various projects still open.

Mr. Nelson then stated that he has transferred an Administrative Clerk from the main office to work at the Emil Street Operations Center to work on prevailing wage issues in order to bring outstanding and still open contracts to a close.

34. Draft of Comprehensive Plan.

Alder Palm moved to refer this item to the September 7 Board meeting; motion seconded by Alder Van Rooy; motion unanimously passed.

35. 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.

The Board reviewed a listing of contractors requesting to be prequalified and/or licensed as asphalt pavers, concrete layers or mudjackers. There were no appeals to the process.

36. [01719](#) Awarding Public Works Contract for Bids Opened July 29, 2005 and August 12, 2005.

A motion was made by Ald. Palm, seconded by Ald. Van Rooy, to RECOMMEND TO COUNCIL TO ADOPT - REPORT OF OFFICER

no bids were received to Contract 5880

Low bids approved for:

Contract No. 5867 - Fire Station #1 Remodeling to Bauer & Raether Builders, Inc. for \$161,800.00;

Contract No. 5868 - Fire Administration Building Remodeling to Tri-North Builders, Inc. for \$253,352.00; and,

Contract No. 5825 - Valley View Road Sewer & Drainage Impact Fee District to Hammersley Stone Co., Inc. for \$402,513.40.

No bids received for Contract No. 5880.

The motion passed by acclamation.

Enactment No: RES-05-00702

37. [01805](#) Approving plans and specifications for public improvements necessary for the Subdivision known as Fritz-Mil Certified Survey Map and authorizing construction to be undertaken by the Developer, Private Contract No. 2061. (14th AD)

A motion was made by Ald. Palm, seconded by Ald. Van Rooy, to RECOMMEND TO COUNCIL TO ADOPT - REPORT OF OFFICER Mike Rewey was not present for this item The motion passed by acclamation.

Enactment No: RES-05-00724

38. [01806](#) Approving plans and specifications for public improvements necessary for the Subdivision known as Buckeye Meadows and authorizing construction to be undertaken by the Developer, Private Contract No. 1872. (16th AD)
A motion was made by Ald. Palm, seconded by Ald. Van Rooy, to RECOMMEND TO COUNCIL TO ADOPT - REPORT OF OFFICER Mike Rewey was not present for this item The motion passed by acclamation.
Enactment No: RES-05-00725
39. [01807](#) Declaring the City of Madison's intention to exercise its police powers establishing the South Park Street Sanitary Lateral Replacements. (13th AD)
A motion was made by Ald. Van Rooy, seconded by Ald. Palm, to RECOMMEND TO COUNCIL TO ADOPT - REPORT OF OFFICER. The motion passed by acclamation.
Enactment No: RES-05-00726
40. [01809](#) Approving plans, specifications, and schedule of assessments and authorizing the Board of Public Works to advertise and receive bids for Rosa Road Sidewalk. (19th AD)
A motion was made by Ald. Palm, seconded by Ald. Van Rooy, to RECOMMEND TO COUNCIL TO ADOPT - REPORT OF OFFICER Mike Rewey was not present for this item The motion passed by acclamation.
Enactment No: RES-05-00727
41. Change Order No. 1 to Contract No. 5601, Railroad Street Reconstruction Assessment District - 2004 to Speedway Sand & Gravel, in the amount of -\$107,771.80.

Alder Palm moved approval of the Change Order; motion seconded by Alder Van Rooy; motion passed. Noted for the record Mike Rewey was not present for this item.
42. Change Order No. 3 (revised) to Contract No. 5774, Fire Station No. 11 to Miron Construction in the amount of \$19,814.00.

Mr. Rewey moved approval of the Revised Change Order; motion seconded by Alder Van Rooy; motion unanimously passed.

Mr. James Whitney, City Architect reported to the Board that at a previous meeting the Board had requested that Miron Construction revise the change order to bring it in line with the standard specifications on scope of work. Miron has submitted a revised change order. The Board reviewed the information.

It was noted for the record that Chief George Burke, Madison Fire Department was present to answer questions.
43. Change Order No. 4 to Contract No. 5774, Fire Station No. 11, to Miron Construction in the amount of \$38,601.00.

Mr. Rewey moved to refer Change Order No. 4 to the September 7 Board meeting ; motion seconded by Alder Palm; motion unanimously passed.

ADJOURMENT

Board meeting adjourned at 6:56 p.m. Minutes prepared by M. Bakken, approved by Larry D. Nelson, P.E., Executive Secretary, Board of Public Works.