



City of Madison

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

Agenda - Amended BOARD OF PUBLIC WORKS

*Consider: Who benefits? Who is burdened?
Who does not have a voice at the table?
How can policymakers mitigate unintended consequences?*

Wednesday, June 5, 2024

4:30 PM

Virtual Meeting

The City of Madison is holding the Board of Public Works meeting virtually to help protect our community from the Coronavirus (COVID-19) pandemic.

1. Written Comments: You can send comments on agenda items to boardofpublicworks@cityofmadison.com
2. Register for Public Comment:
 - Register to speak at the meeting. Limited to three (3) minutes.
 - Register to answer questions.
 - Register in support or opposition of an agenda item (without speaking).

If you want to speak at this meeting you must register. You can register at <https://www.cityofmadison.com/MeetingRegistration>. When you register to speak, you will be sent an email with the information you will need to join the virtual meeting.

3. Watch the Meeting: If you would like to join the meeting as an observer, please visit <https://www.cityofmadison.com/watchmeetings>.

4. Listen by Phone:
(877) 853-5257 (Toll Free)
Webinar ID: 837 3306 7264

If you need an interpreter, translator, materials in alternate formats or other accommodations to access this service, activity or program, please call the phone number below at least three business days prior to the meeting.

Si necesita un intérprete, un traductor, materiales en formatos alternativos u otros arreglos para acceder a este servicio, actividad o programa, comuníquese al número de teléfono que figura a continuación tres días hábiles como mínimo antes de la reunión.

Yog hais tias koj xav tau ib tug neeg txhais lus, ib tug neeg txhais ntawv, cov ntawv ua lwm hom ntawv los sis lwm cov kev pab kom siv tau cov kev pab, cov kev ua ub no (activity) los sis qhov kev pab cuam, thov hu rau tus xov tooj hauv qab yam tsawg peb hnub ua hauj lwm ua ntej yuav tuaj sib tham.

Please contact Heidi Fleegel of the Engineering Division at (608) 266-4620 or email boardofpublicworks@cityofmadison.com.

CALL TO ORDER/ROLL CALL**PUBLIC HEARING OF RESOLUTIONS AND SCHEDULE OF ASSESSMENTS**

The Board of Public Works is scheduled to hold Public Hearings virtually on Wednesday, June 5, 2024, at 5:00 p.m.

DISCLOSURES AND RECUSALS

Members of the body should make any required disclosures or recusals under the City's Ethics Code.

AGENDA ITEMS

1. [83751](#) Public Comment for Items Not on the Agenda
2. Consider approving the Minutes of the Board of Public Works Meeting of Wednesday, May 22, 2024.
May 22, 2024 <https://madison.legistar.com/Calendar.aspx>
3. [83752](#) Consider a Report of the City Engineer regarding the results of a review of water resource impacts and the necessity of permits for public works construction projects on this agenda and addendum to the agenda.
Attachments: [WaterResourceReport.pdf](#)
4. **At this time, a consent agenda will be moved with the recommended action listed for each item EXCEPT:**
 - 1) items which have registrants wishing to speak.
 - 2) items which require an extraordinary (roll call) vote and are not included on the consent agenda by unanimous consent.
 - 3) items which Board Members have separated out for discussion/debate purposes.

Those numbers with an asterisk are consent agenda items.

PUBLIC HEARING OF RESOLUTIONS AND SCHEDULE OF ASSESSMENTS

5. [83430](#) Approving temporary construction work with associated noise impacts between the hours of 7:00 PM and 7:00 AM for work associated with City of Madison public works projects #15045 Lake Street Sanitary Sewer Replacement & #14145 State Street Campus Garage Mixed-Use Project. (District 2 and District 8)
Sponsors: MGR Govindarajan And Juliana R. Bennett
Attachments: [9501 Public Hearing Letter.pdf](#)

The Board of Public Works is scheduled to hold Public Hearings virtually on Wednesday, June 5, 2024, at 5:00 p.m.

CHANGE ORDERS TO PUBLIC WORKS CONTRACTS

6. [83688](#) Change Order No. 10 to Contract 9226, Phase 2 CCB Office Remodel 1st & 5th Floor, to Tri-North Builders, Inc, for \$86,396.20 and a completion date of July 31, 2024. (District 4)

Attachments: [9226 co 10.pdf](#)

REPORT BY CITY ENGINEERING

RECOMMEND APPROVAL

7. [83689](#) Change Order No. 4 to Contract 9439, Mendota Grassman Greenway Flood Mitigation and Restoration, to Speedway Sand & Gravel, Inc., for \$189,802.00 and an additional 24 days. (District 19)

Attachments: [9439 co 4.pdf](#)

[MendGrass_ATC_CO_CostShare.pdf](#)

Change Order No. 4 to Contract 9439, Mendota Grassman Greenway Flood Mitigation and Restoration, to Speedway Sand & Gravel, Inc., for \$189,802.00. The City is coordinating a cost share with private utilities to cover a portion of the change order.

REPORT BY CITY ENGINEERING

RECOMMEND APPROVAL

8. [83690](#) Change Order No. 6 to Contract 9086, Metro Transit Hanson Rd Bus Facility Remodel, to Riley Construction, for \$111,164.47. (District 17)

Attachments: [9086 co 6.pdf](#)

CO#6 Consists of three Change Order Requests totaling \$111,164.47. If approved this would take the total committed contingency to \$446,307.78, which is ~35% of the available contingency (available is \$1,287,976.64).

Request 1 (COR#21) is for the Vice President Harris Jobsite Visit [\$29,623.45 and 3 extra days]. Work has been billed and completed. The visit resulted in not being able to advance construction activities day of and 2 prep days prior (site was under supervision and control of Secret Service). The GC and subs took direction from the Secret Service related to site prep – removing materials, cleaning, securing, fencing, etc. Request 2 (COR#22) is for additional Exhaust Fan Demo that was not documented on demo plans [\$2,241.93]. If we don't demo this equipment it will be in the way of new installations and would effect long term building operations if left in place. And Request 3 (COR#23) is Replacement with a 2-step concrete sealer for discontinued 1-step concrete sealer [\$79,299.09]. The specified product was discontinued post bid award during submittal process. No equivalent 1-step commercial grade equivalent sealer was able to be sourced. This 2-step sealer proposed is the closest product to the specified that was discontinued. 2-step product resulted in additional material and labor costs.

REPORT BY CITY ENGINEERING

RECOMMEND APPROVAL

ITEMS REFERRED BY THE COMMON COUNCIL

- 9.* [83429](#) Amending the records, including maps and databases, of the street address numbers and street names by the City Engineer, referred to in Sections 10.34, Madison General Ordinances by changing the name of Cherokee Club Lane to Players Drive, the location of the street name change lying between Perfect Drive and N. Sherman Avenue. (District 18)
- Sponsors:** Charles Myadze
- Attachments:** [Exhibit A.pdf](#)
[Street Change Petition 3-19-24.pdf](#)
- Lead agency is Board of Public Works with additional referral to Plan Commission (6/10).
- RECOMMEND TO ADOPT
- 10.* [83432](#) Amending the Engineering-Major Streets and Stormwater Utility Adopted Capital Budgets to transfer existing GO budget authority from University Avenue (MUNIS 11168) to Stormwater Utility Citywide Flood Mitigation Program (MUNIS 11513) for various projects. (Citywide)
- Sponsors:** Marsha A. Rummel, Tag Evers And Regina M. Vidaver
- Lead agency is Finance Committee (6/10/24) with additional referral to Board of Public Works (6/5/24).
- RECOMMEND APPROVAL
- 11.* [83433](#) Amending the 2024 Stormwater Utility Capital Budget to transfer budget authority between projects to reflect the anticipated grant funding split for the Pheasant Branch Greenway Enhancement projects.(District 9)
- Sponsors:** Nikki Conklin
- Lead agency is Finance Committee (6/10/24) with additional referral to Board of Public Works (6/5/24).
- RECOMMEND APPROVAL
- 12.* [83444](#) Approving Design and location for the Darbo-Worthington Neighborhood Public Art project by Austen Brantley (District 15)
- Sponsors:** Marsha A. Rummel And Dina Nina Martinez-Rutherford
- Attachments:** [CC 2024-5-14 Brantley Proposal.pdf](#)
- Lead and only agency is Board of Public Works.
- RECOMMEND TO ADOPT

13. [83676](#) Accepting the Engineering Division's 2023 Compliance Maintenance Annual Report (CMAR) for Operation and Maintenance of the Madison Sewer Utility. (Citywide)

Sponsors: Nikki Conklin And John P. Guequierre

Attachments: [BPW CMAR Presentation 2023.pdf](#)
[mycmar5_29_24.pdf](#)

Lead and only agency is Board of Public Works.

REPORT BY CITY ENGINEERING

RECOMMEND TO ADOPT

- 14.* [83677](#) Authorizing the Mayor and the City Clerk to enter into a 2-year competitively selected service contract with MSA Professional Services for engineering services for the Nine Springs Watershed Study. (District 10, District 14)

Sponsors: Yannette Figueroa Cole And Isadore Knox Jr.

Attachments: [Nine Springs Watershe Study Proposal Evaluation Panel Report.pdf](#)

Lead and only agency is Board of Public Works.

RECOMMEND TO ADOPT

PUBLIC WORKS CONSTRUCTION MANAGEMENT - PRIVATE CONTRACTS

- 15.* [83679](#) Accepting storm sewer and street improvements (excluding bituminous surface pavement) constructed by Private Contract In 2921 Landmark Place, Private Contract No. 7753 (District 14).

Sponsors: BOARD OF PUBLIC WORKS

Attachments: [Landmark Place Cul-De-Sac Storm Schedule A Unit Cost UPDATED Mar2023.r](#)
[7753 Street Schedule A excluding bituminous.pdf](#)

Accepting storm sewer and street improvements (excluding bituminous surface pavement) constructed by Private Contract In 2921 Landmark Place, Private Contract No. 7753 (District 14).

RECOMMEND TO ADOPT

- 16.* [83681](#) Approving plans and specifications for public improvements necessary for the project known as 1235 Regent Street and authorizing construction to be undertaken by the Developer, and Rescinding Resolution RES-24-00131. Private Contract No. 9391 (District 13)

Sponsors: BOARD OF PUBLIC WORKS

Attachments: [9391 BPW Exhibit rev 1.pdf](#)

The 1235 Regent Street redevelopment project (contract 9391) was previously approved by the Board of Public Works on 2/7/24. Since that approval the developer has requested to change the entity that will be entering into the City/Developer agreement to WHPC-Regent Street-Madison, LLC. In addition to the entity change the scope of work required for the public improvements has increased to include alley and storm sewer

improvements in S Charter Street Alley adjacent to the project.

RECOMMEND TO ADOPT

- 17.* [83682](#) Accepting street improvements (sidewalk) constructed by Private Contract 1033 High Street (Wingra Point), Private Contract No. 2348 (District 13).

Sponsors: BOARD OF PUBLIC WORKS

Attachments: [2348 Sidewalk Schedule A.pdf](#)

Accepting street improvements (sidewalk) constructed by Private Contract 1033 High Street (Wingra Point), Private Contract No. 2348 (District 13).

RECOMMEND TO ADOPT

- 18.* [83683](#) Approving plans and specifications for public improvements necessary for the project known as 1 & 15 Ellis Potter Court and authorizing construction to be undertaken by the Developer, Private Contract No. 9514 (District 19)

Sponsors: BOARD OF PUBLIC WORKS

Attachments: [9514 Exhibit.pdf](#)

The Developer, Horizon Development Group, Inc., has received the City of Madison's conditional approval for a proposed redevelopment located at 1 & 15 Ellis Potter Court. A City/Developer Agreement (contract 9514) and public improvements are required to facilitate this redevelopment. Public improvements required include the following: construction of an 8' wide terrace, 5' wide sidewalk, and 1' wide sidewalk maintenance buffer strip on Ellis Potter Court adjacent to the redevelopment; construction of a traffic island, crosswalk, and RRFB on Schroeder Road at Ellis Potter Court; storm sewer and an inlet on Ellis Potter Court; protection of existing street trees and planting of new street trees. Private improvements within the public right-of-way include the following: closing abandoned driveway entrances and installing aprons for new driveway entrances; installation of private sanitary, storm, and water service laterals.

RECOMMEND TO ADOPT

- 19.* [83684](#) Approving plans and specifications for public improvements necessary for the project known as 633-711 W Badger Road CSM and authorizing construction to be undertaken by the Developer, Private Contract No. 9533 (District 14)

Sponsors: BOARD OF PUBLIC WORKS

Attachments: [9533 BPW Exhibit.pdf](#)

The Developer, Center for Black Excellence and Culture Inc., has received conditional approval from the City of Madison for a Certified Survey Map (CSM) and a demolition permit in order to construct a new community center on lands located at 633-711 W Badger Road. As a condition of these approvals the Developer is required to enter into a City/Developer Agreement (contract 9533) and construct public improvements necessary to serve the project. Public improvements required for the project include the following: 5' wide sidewalk, 8' wide terrace, and 1' wide maintenance buffer along the CSM's frontage of W Badger Road (per plans approved by the City Engineer); restoration or replacement of any existing sidewalk, terrace, curb and gutter, or pavement that is damage or removed to facilitate the project; planting of new street terrace trees as approved by the City Forester. Private improvements within the public right-of-way include the following: closure of abandoned driveways; construction of new drive aprons for new driveway entrances; installation of sanitary, storm, and water service laterals.

RECOMMEND TO ADOPT

- 20.* [83685](#) Approving Addendums to Village at Autumn Lake Phase 15, Contract No. 9378 (District 17) and Autumn Lake Phase 15 Surface Paving, Contract No. 9385 (District 17).

Sponsors: BOARD OF PUBLIC WORKS

Attachments: [9378 and 9385 Exhibit Addendums.pdf](#)

Following project completion and approval by the City Engineer, the City shall reimburse the developer, up to the statutory limit, in accordance with Section 16.23(9)(d)6.d. of the Madison General Ordinances for public improvements on Woodbine Road adjacent to Outlot 64. The developer of Village at Autumn Lake Phase 15, The Developer, VAL, LLC, shall construct public improvements adjacent to Outlot 64, which was dedicated to public for stormwater management and drainage purposes with the recording of Village at Autumn Lake Replat. The developer shall be reimbursed for street improvements adjacent to Outlot 64 and to the centerline of Woodbine Drive. Reimbursement shall not exceed the statutory limit, currently \$25,000. The funds for the reimbursement were inadvertently excluded from the original project approval. Contract 9378 shall include all public improvements except for asphalt surface paving which will be included in Contract 9385.

RECOMMEND TO ADOPT

MISCELLANEOUS

21. **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.**

- 22.* [83680](#) Subcontractor list for Contract 9506, Warner Park Dog Park Resurfacing, to Payne & Dolan, Inc., for 59.18% (District 12).

Attachments: [9506PayneDolanInc.pdf](#)

RECOMMEND APPROVAL

APPROVAL OF BIDS OPENED BY CITY ENGINEERING

- 23.* [83686](#) Awarding Public Works Contract No. 8745, Stevens Street Assessment District - 2024. (District 5)

Sponsors: BOARD OF PUBLIC WORKS

Attachments: [8745.pdf](#)

RECOMMEND AWARD TO CAPITOL UNDERGROUND, INC.

- 24.* [83687](#) Awarding Public Works Contract No. 8709, Doncaster Drive, Beverly Road & Danbury Street Reconstruction Assessment District - 2024 (District 10)

Sponsors: BOARD OF PUBLIC WORKS

Attachments: [8709.pdf](#)

RECOMMEND AWARD TO S&L UNDERGROUND, INC.

ADDENDUM**ITEMS REFERRED BY THE COMMON COUNCIL**

- 25.* [83533](#) Amending the City of Madison Official Map to remove a mapped reservation for a future north-south public street located in the Southwest Quarter of the Northeast Quarter of Section 30, Township 8 North, Range 10 East in the City of Madison, on land generally addressed as 2202 Darwin Road (District 18).
- Sponsors:** Yannette Figueroa Cole, Derek Field, John W. Duncan And Amani Latimer Burris
- Attachments:** [Exhibit.pdf](#)
- Lead agency is Plan Commission (6/24/24), with additional referrals to Transportation Commission (5/29/24), Board of Public Works (6/5/24). Transportation Commission Returned to Lead with the Recommendation for Common Council to Adopt.

RECOMMEND TO ADOPT

PUBLIC WORKS CONSTRUCTION MANAGEMENT - PUBLIC CONTRACTS

- 26.* [83789](#) Declaring the City of Madison's intention to exercise its police powers establishing the S. Paterson Street Sanitary Sewer Assessment District - 2024. (District 6)
- Sponsors:** Marsha A. Rummel
- Attachments:** [S. Paterson St. Sanitary Sewer Replacement MAP.pdf](#)
[5948914.pdf](#)

RECOMMEND TO ADOPT

ADJOURNMENT