

## BOARD OF PUBLIC WORKS

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Date of Meeting: June 18, 2019, at 1:30 p.m. in the Birch Room.

Members Present: Lindman, Jacobson, Groat

Also Present: Barnes, Wesolowski, Bauer, Bella – Becher Hoppe

In compliance with Chapter 19, Wisconsin Statutes, notice of this meeting was posted and received by the *Wausau Daily Herald* in the proper manner.

### **Approve minutes of the May 21 and June 5, 2019 meetings**

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Groat moved to approve the minutes of the May 21 and June 5, 2019 meetings. Lindman seconded and the motion passed.

### **Discussion and possible action on Draw Request 5 in the amount of \$948,764.05 for Wausau Chemical pursuant to the interest free loan requirements outlined in the May 10, 2018 Purchase and Development Agreement**

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Groat stated this is the latest pay request and is through the period of May 31. Lindman moved to approve Draw Request 5 in the amount of \$948,764.05. Groat seconded and the motion passed.

### **2018 Sidewalk Repair Project: S.D. Ellenbecker, Inc., Final Payment**

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Wesolowski indicated this is from last year's project and releases the retainage. Groat moved to approve the final payment in the amount of \$2,500. Lindman seconded and the motion passed.

### **2018 Sidewalk Repair Project B: S.D. Ellenbecker, Inc., Final Payment**

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Wesolowski stated this is the other sidewalk project from last year and releases the retainage. Groat moved to approve the final payment in the amount of \$1,893.79. Lindman seconded and the motion passed.

### **2019 Sidewalk Repair Project: Pember Companies, Inc., Pay Estimate #1**

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Wesolowski said this is for this year's sidewalk project, which is basically done other than some final restoration. Lindman moved to approve Pay Estimate #1 in the amount of \$106,792.91. Groat seconded and the motion passed.

### **2018 Pavement Marking Project: Century Fence Company, Final Payment**

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Wesolowski indicated that the contractor had warranty work to complete on last year's project. That work is done and this would release the retainage. Jacobson moved to approve the final payment in the amount of \$3,882.52. Lindman seconded and the motion passed.

### **2019 Pavement Marking Project: Century Fence Company, Pay Estimate #1**

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Wesolowski stated this pay estimate brings the contractor up to date with quantities. Lindman moved to approve Pay Estimate #1 in the amount of \$78,107.63. Groat seconded and the motion passed.

**South Primary Digester Cover Replacement: August Winter & Sons, Inc., Pay Estimate #3**

Lindman stated the contractor has been working on the project and materials have been delivered. Lindman moved to approve Pay Estimate #3 in the amount of \$348,631. Groat seconded and the motion passed.

**Business Campus Lift Station: Janke General Contractors, Pay Estimate #2**

Lindman said Joe Kafczynski with Becher Hoppe is inspecting this project. The contractor had a hard time getting the equipment, which is why there is a lag. Equipment has been ordered and is scheduled to be delivered. Lindman moved to approve Pay Estimate #2 in the amount of \$51,510.61. Jacobson seconded and the motion passed.

**2018 Riverfront Redevelopment Project: Miron Construction Co., Inc., Change Order #5, Change Order #8, Change Order #9, Change Order #10, Change Order #12, Change Order #15, Change Order #16, Change Order #17, and Change Order #18**

Wesolowski explained that Change Order #5 is for waterline work. The watermain along the railroad tracks was eliminated because a railroad permit could not be obtained. The waterline was not shown on the plan. The change order is for time and material. Wesolowski is comfortable with the change order amount and noted that approximately \$90,000 will not be paid for items that were included in the bid but will not be completed. Bella added that the change order also includes the road repair. Groat moved to approve Change Order #5 in the amount of \$78,923.85. Lindman seconded and the motion passed.

Wesolowski stated Change Order #8 is for work that was added on and not included in the plans. The grade of the trail and the challenge course set up did not work. Miron had to install a retaining wall around the challenge course. The wall included a concrete foundation and block wall. Groat moved to approve Change Order #8 in the amount of \$35,964. Lindman seconded and the motion passed.

Change Order #9 is due to a discrepancy in the drawings where a door return was not included in the drawings. Groat moved to approve Change Order #9 in the amount of \$2,573.61. Lindman seconded and the motion passed.

Change Order #10 is for removal of existing services that were not included in the project. Wesolowski noted that Stantec's plan showed the light bases staying during the project. Due to equipment, the bases and conduit had to be pulled out and put back in. Jacobson moved to approve Change Order #10 in the amount of \$6,534.88. Groat seconded and the motion passed.

Change Order #12 is for an ADA window in the concession building, which was required by the Building Inspector. Stone veneer was already in place that had to be removed and a new window installed. Groat questioned if this was noted during plan review. Wesolowski stated it was not caught during plan review and suggested discussing what costs Stantec should absorb at the end of the project. Groat moved to approve Change Order #12 in the amount of \$7,980.33. Jacobson seconded and the motion passed.

Change Order #15 is regarding electrical upgrades. Rewiring was done for clear story lights, stems were added on light fixtures where fixtures conflicted with duct work, lighting in a bathroom was changed due to the vault ceiling being changed to a drop ceiling, 3 phase was added to the building area, two additional fixtures were added to the exterior, and B-K lighting fixtures were installed. Six fixtures were received on site but they would not work. These fixtures were roughly 6' in length. The vendor would not take the 6<sup>th</sup> fixture back because the package was opened. Groat moved to approve Change Order #15 in the amount of \$11,562.95. Jacobson seconded and the motion passed.

Change Order #16 is for the removal of a bollard and conduit in the playground. Wesolowski explained a light bollard was planned in the playground area and the base was installed. Polley indicated with children playing a bollard could not be located in the playground area and had to be removed. Conduit also had to be rerun.

Lindman moved to approve Change Order #16 in the amount of \$2,057.27. Groat seconded and the motion passed.

Wesolowski stated Change Order #17 is due to a plan error. The grades away from the building did not work. When the grade was flattened, the column for the pergola did not work. The columns had to be shipped back to the factory, cut and painted. Groat moved to approve Change Order #17 in the amount of \$3,479.61. Lindman seconded and the motion passed.

Wesolowski indicated Change Order #18 is related to Miron's ask at the end of the year for more money due to delays. Lindman stated the initial request was approximately \$54,000 and is now down to \$41,400. Groat asked if the project is done and Wesolowski replied a final walk thru will be completed Friday. Lindman feels this would carry Miron through work remaining. Wesolowski noted that Miron is past the substantial completion date and the Board could consider liquidated damages. Groat questioned if this was tentatively agreed to. Lindman explained that Miron initially asked for 12 weeks and it will end up being 9 weeks. Sometime in mid-May Miron wanted a change order but had not started work yet. Staff told Miron they would not entertain another change order until work began. This is what was agreed to last winter and they technically had 9 weeks. Miron is still within the 9 weeks but started working later this spring than they thought they would. The Board agreed that this will be revisited again when the work is completed.

**Bituminous Concrete Paving License: Zilisch Asphalt LLC and Miron Construction Co., Inc.**

Jacobson moved to approve the license for Zilisch Asphalt LLC and contingently approve the license for Miron pending receipt of the proper Power of Attorney document. Groat seconded and the motion passed.

**Portland Cement Concrete Licenses: Zilisch Asphalt LLC and Miron Construction Co., Inc.**

Lindman moved to approve the licenses for Zilisch Asphalt LLC and Miron Construction Co., Inc., contingent upon the City Attorney's review. Groat seconded and the motion passed.

**CLOSED SESSION pursuant to Section 19.85(d), Wis. Stats., for the purpose of considering and deliberating on pre-qualification statements for the Police Department Evidence Storage Building**

and

**CLOSED SESSION pursuant to Section 19.85(1)(g), Wis. Stats., for the purpose of deliberating on claims**

Motion by Lindman, second by Jacobson to convene in closed session. Motion passed.

**RECONVENE MEETING INTO OPEN SESSION for the purpose of acting upon closed session items, if necessary**

Motion by Jacobson, second by Groat to reconvene in open session. Motion passed.

Lindman moved to approve the following bidders for the Police Department Evidence Storage Building:

SD Ellenbecker  
Larry Meyer Construction  
Altmann Construction  
Cleary Building Corp.

Seconded by Groat and the motion passed.

Jacobson moved to deny the claim submitted by Adamus in the amount of \$1,023.60. Seconded by Groat and the motion passed.

Jacobson moved to deny the claim submitted by Ludwig in the amount of \$500. Seconded by Lindman and the motion passed.

Jacobson moved to deny the claim submitted by Cook in the amount of \$7,005.79. Seconded by Lindman and the motion passed.

Jacobson moved to approve the claim submitted by Albrecht in the amount of \$75. Seconded by Lindman and the motion passed.

Jacobson moved to adjourn the meeting. Seconded by Lindman. Meeting adjourned at approximately 2:25 p.m.