

BOARD OF PUBLIC WORKS

Date of Meeting: July 16, 2019, at 1:30 p.m. in the Birch Room.

Members Present: Lindman, Groat, Jacobson

Also Present: Wesolowski, Niksich, Noel, Bauer

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 July 9, 2019 meeting

Groat moved to approve the minutes of the July 9, 2019 meeting. Jacobson seconded and the motion passed.

Discussion and possible action on the release of the settlement payments associated with the Riverlife Agreement: Ayres \$32,728, Samuels Group \$2,050,000 and Mudrovich \$108,039.38

Groat received directive from Quarles that we should make these settlement payments. Lindman indicated discussions have taken place regarding items damaged by Samuels. Groat stated there were discussions on the settlement payments that she was not involved in. Samuels did damage some things during construction; for example, the irrigation line was cut. Wesolowski confirmed the waterline was cut, electrical lines were cut and bases were taken down. Jacobson asked if this was done by accident to which Lindman responded it was not done purposefully. Wesolowski stated the damage will have to be fixed. Jacobson asked what this has to do with the settlement payments as there is a settlement agreement. Groat believes this should have been discussed with the settlement agreement. Lindman wanted to bring it up to make sure everyone was aware of it and that once the settlement payments are released, it releases everyone.

Jacobson questioned why this was on the agenda as it has already been approved to pay. Groat replied for transparency purposes as all development payments are considered by the Board. There is now a new development agreement in place that we are obligated under.

Lindman moved to approve the release of the settlement payments to Ayres, Samuels Group and Mudrovich associated with the Riverlife Agreement. Groat seconded and the motion passed.

Discussion and possible action on Draw Request 6 in the amount of \$943,419.28 for Wausau Chemical pursuant to the interest free loan requirements outlined in the May 10, 2018 Purchase and Development Agreement

Groat stated multiple payments have been made for this development agreement. There is approximately \$3.3 million left to pay. Lindman moved to approve Draw Request 6 in the amount of \$943,419.28. Groat seconded and the motion passed.

2019 Street Construction Project A: Jake's Excavating & Landscaping LLC, Change Order #2

Niksich explained that this change order consists of two items. The first item is for \$10,450 for extra time spent to excavate and support a 6" gas main that was located directly above the watermain. WPS was originally going to move the gas main so the contract was written with the gas main out of the way. When it was time for construction, WPS indicated they would not remove the gas main and the contractor had to work around it. The second item is regarding a 12" storm lead out of the UWSP building. The line could not be exposed prior to drawing the plans so the size of the line was unknown. During excavation it was found to be a 12" line, which required an additional structure to tie into the 18" storm sewer main. This part of the change order is \$4,205. Groat moved to approve Change Order #2 in the amount of \$14,655. Lindman seconded and the motion passed.

2019 Street Construction Project A: Jake's Excavating & Landscaping LLC, Pay Estimate #3

Niksich indicated this pay estimate includes Change Order #2 and quantities for 7th Avenue and West Wausau Avenue. The pay request was reviewed by the project inspector. Lindman moved to approve Pay Estimate #3 in the amount of \$274,541.71. Groat seconded and the motion passed.

JC Penney Ramp – PT Repairs 2019: Cy-Con, Inc., Pay Estimate #1

Per Wesolowski, this pay estimate was reviewed by Walker Consultants. Lindman moved to approve Pay Estimate #1 in the amount of \$169,575. 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 2019 CDA Housing Concrete Repair Project

and

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

Motion by Lindman, second by Groat 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.

Jacobson moved to deny the claim submitted by Heinrich in the amount of \$12,931.24. Seconded by Groat and the motion passed.

Jacobson moved to approve the claim submitted by Olbrantz in the amount of \$1,170.21. Seconded by Lindman and the motion passed.

Lindman moved to approve the following bidders for the 2019 CDA Housing Concrete Repair Project:

Haas Sons, Inc.
Norcon Corporation
Switlick & Sons Inc.

Seconded by Groat and the motion passed.

Jacobson moved to adjourn the meeting. Groat seconded. Meeting adjourned at approximately 2:00 p.m.