



# City of Racine

City Hall  
730 Washington Ave.  
Racine, WI 53403  
www.cityofracine.org

## Meeting Minutes - Final Public Works and Services Committee

*Chairman Gregory Holding, Alderman Ronald D. Hart, Alderman Jeff Coe, Alderman  
Raymond DeHahn, Kelli Stein*

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Tuesday, December 22, 2009

4:30 PM

City Hall, Room 301

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### Call To Order

*The meeting was called to order at 4:30 P.M.*

**PRESENT:** 3 - Raymond DeHahn, Alderman Holding and Kelli Stein

**EXCUSED:** 2 - Ronald D. Hart and Jeff Coe

Also Present: Rick Jones, Tom Eeg, Tom Friedel, Rob Weber, Donnie Snow,  
Jack Schumann, Jay Christie, Tim Just, Gene Gasiorkiewicz

### Approval of Minutes for the December 8, 2009 Meeting.

1. [09-4568](#) **Subject:** Communication from Commissioner of Public Works/City Engineer wishing to discuss the need to pay invoices on Contract 52-07 (K7-061), Remodel Racine Zoological Gardens-Phase III, Seater Construction Co., Inc., contractor.

**Recommendation:** The Finance Director and Commissioner of Public Works be authorized and directed to make payments to the contractor on Contract 52-07 (K7-061) Remodel Racine Zoological Garden - Phase III, Seater Construction Co., Inc., contractor.

Further recommends the City Attorney and Finance Director be authorized and directed to take necessary steps to receive reimbursement of project costs from the Racine Zoological Society.

**Fiscal Note:** Payments will be made from existing City funds as determined by the Finance Director.

*Rick Jones indicated there was an outstanding invoice for Seater Construction in the amount of \$59,374.26 and the Zoological Society was not transferring the funds to cover the cost of this invoice. He indicated that since this is a City project, we are being exposed to a claim for the non-payment of construction work that was completed. He stated the Finance Director could find the funds to cover this payment and bill the Zoological Society back for reimbursement of this and future payments.*

*Tim Just indicated that the Zoological Society expended close to \$5,000 for Builder's Risk Insurance as it wasn't included as part of the contract. He indicated their building was flooded during construction and all the materials that were stored in the basement by the contractor, without the authorization of the Zoological Society, was destroyed by the flooding and the Builder's Risk Insurance covered the cost of this*

*material. Since the specifications did not require this insurance, the Zoo should not be responsible for the insurance cost or the deductible on the materials which total around \$10,000.*

*Jack Schumann indicated that most of the punch list items are completed with the exception that some asphalt and tiles need replacement in the spring which they have agreed to do. He indicated they have a change order planned which credits the project by around \$38,000 for work that was not done on the project and these insurance related concerns, so he recommended payment of this invoice. The final payment request wouldn't be processed until the punch list items are corrected in the spring.*

**Recommended For Approval**

### **Miscellaneous Business**

### **Adjournment**

*The meeting adjourned at 5:10 P.M.*

**If you are disabled and have accessibility needs or need information interpreted for you, please contact the Department of Public Works at 262.636.9121 at least 48 hours prior to this meeting.**