



City of Racine

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

Meeting Minutes - Final Waterworks Commission

*President John Engel, Vice President Kathy DeMatthew,
Mayor John Dickert, Alderman Ronald D. Hart,
Alderman James Morgenroth,
Tracy Richters, Thomas Bunker*

Tuesday, November 27, 2012

4:00 PM

City Hall Annex - Room 227

1. Roll Call

*OTHERS PRESENT: K. Haas, M. Gitter, K. Scolaro, N. Sanders, A. Lesnjak, T. Otto,
R. Gilbreath, T. Schmidt, J. Hewitt, M. Kosterman, R. Pace, J. Mandala, T. Ramos, A.
Wheeler, R. King, M. Carr, C. Regalia, R. Lui, B. Bartel, H. Stacey, M. Klimek, B.
Henkel*

PRESENT: 6 - John Dickert, John Engel, Ronald D. Hart, Kathy DeMatthew, Thomas
Bunker and James Morgenroth

EXCUSED: 1 - Tracy Richters

2. Approval of Minutes for the October 2012 Meeting

A motion was made by Secretary Kathy DeMatthew, seconded by Ronald D. Hart, that this be to Approve the Minutes. The motion PASSED by a Voice Vote.

3. [12-8362](#)

Subject: Budget Expenditures for October 2012 Totaling
\$1,314,125.63

Recommendation: Approve

A motion was made by Ronald D. Hart, seconded by Secretary Kathy DeMatthew, that this be Approved. The motion PASSED by a Voice Vote.

4. [12-8363](#)

Subject: Project Reports:

- A) Update on Caledonia Wholesale Water Agreement
- B) Update on BRP
- C) Update on 2012 Auditing Services
- D) December 2012 Commission Meeting
- E) Update on Milliman Study Regarding Annual COBRA Calculation
- F) Update on Dettmann Compensation Study
- G) Update on External Legal Review of New Employee Personnel Manual

Recommendation: Receive and File

Project reports were given by staff.

Received and Filed

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5. [12-8380](#) **Subject:** Change Order No. 1 on Contract W-11-5, 2011 Pavement Replacement, D. C. Burbach, Inc. (Contractor)
- Recommendation:** Approve
- The General Manager submitted Change Order No. 1 on Contract W-11-5 in the credit amount of \$844.54, bringing the total contract amount to \$281,910.46 and recommended approval.*
- A motion was made by Secretary Kathy DeMatthew, seconded by Ronald D. Hart, that this be Approved. The motion PASSED by a Voice Vote.**
6. [12-8381](#) **Subject:** Change Order No. 2 on Contract W-11-5, 2011 Pavement Replacement, D. C. Burbach (Contractor)
- Recommendation:** Approve
- The General Manager submitted Change Order No. 2 on Contract W-11-5 in the credit amount of \$94,532.82, bringing the total contract amount to \$187,377.64 and recommended approval.*
- A motion was made by Secretary Kathy DeMatthew, seconded by Thomas Bunker, that this be Approved. The motion PASSED by a Voice Vote.**
7. [12-8382](#) **Subject:** Final Pay Request on Contract W-11-5, 2011 Pavement Replacement, D. C. Burbach, Inc. (Contractor)
- Recommendation:** Approve
- The General Manager submitted final pay request on Contract W-11-5. He recommended that the work performed by D. C. Burbach, Inc. be accepted and final payment be authorized for a total contract amount of \$187,377.64.*
- A motion was made by Ronald D. Hart, seconded by James Morgenroth, that this be Approved. The motion PASSED by a Voice Vote.**
8. [12-8372](#) **Subject:** Claim of Regency Car Wash Located at 6149 Regency Drive
- Recommendation:** To Approve Denial of Claim
- The General Manager explained that the City received a claim from Regency Car Wash stating that a pressure vessel collapsed during the time that some Water Utility employees were doing meter testing on their property, therefore, blaming the Utility for this happening, and were looking for reimbursement for the repair. The General Manager stated that the Utility's Meter Supervisor sent a detailed report to the City Attorney as to what had happened and concluded that it was not the Utility's fault for this damage. It was recommended by the Deputy City Attorney to send Regency Car Wash a formal denial letter stating that the Utility has denied their claim.*
- A motion was made by Thomas Bunker, seconded by Ronald D. Hart, that this be Approved. The motion PASSED by a Voice Vote.**
9. [12-8373](#) **Subject:** Request from Crispell-Snyder, Inc. with Regard to a Developer's Agreement Between the Village of Sturtevant and the Racine Water Utility Regarding Construction of a Local Water Main on

Highway H in the Village of Sturtevant

Recommendation: Approve

The General Manager noted that he received a letter from Crispell-Snyder, Inc., on behalf of the Village of Sturtevant, to initiate discussion regarding the construction of a local water main facility in the Village of Sturtevant for the purpose of creating a developer's agreement so the work can begin. The General Manager presented a map showing the regional area of water mains in the Village of Sturtevant. The Village wishes to develop along Highway H in which a water main would be extended. The General Manager noted that the Village of Sturtevant agreed to pay for the work, and in turn, the Water Utility would maintain the water main. The General Manager also noted that if a structure were to be built in this area, the Utility would be able to incur a REC fee on the development. The General Manager requested authorization to proceed in accordance with the retail water agreement between the Village of Sturtevant and the Racine Water Utility.

A motion was made by Ronald D. Hart, seconded by Secretary Kathy DeMatthew, that this be Approved. The motion PASSED by a Voice Vote.

10. [12-8374](#)

Subject: Request from Crispell-Snyder, Inc. for the Utility to Begin the Process of Constructing Regional Water Main Project #36 in 2013

Recommendation: Approve

The General Manager stated that he received a letter from Crispell-Snyder, Inc., on behalf of the Village of Sturtevant, and in accordance with the retail water service agreement between the Village of Sturtevant and the Racine Water Utility for the purpose of constructing a regional water main. The General Manager requested authorization to work with the Village of Sturtevant in accordance with the retail water agreement to construct this regional water main.

A motion was made by Ronald D. Hart, seconded by Secretary Kathy DeMatthew, that this be Approved. The motion PASSED by a Voice Vote.

11. [12-8375](#)

Subject: Lien Waiver Filed on Contract W-12-5, South Side Water Main Replacement, MJ Construction, Inc. (Contractor)

Recommendation: Defer

The General Manager stated that he received a lien filed on Contract W-12-5 from a property owner requesting that the Water Utility withhold payment of \$25,000.00 to the contractor, MJ Construction, Inc. The reason being that MJ Construction stockpiled spoils on his property without his permission during the work on this contract. The General Manager recommended to defer this item so that more research can be done as to the events that took place during this time.

A motion was made by Ronald D. Hart, seconded by Thomas Bunker, that this be Deferred. The motion PASSED by a Voice Vote.

12. [12-8384](#)

Subject: Proposal from the Sigma Group to Aid the Utility in Closing Out a Former Leaking Underground Storage Tank (LUST) Site

Recommendation: Approve

The General Manager noted that he received a proposal from The Sigma Group with regard to a cost estimate for site closure assessment activities at the Water Plant.

The General Manager explained that when the Water Utility eliminated an underground storage tank several years ago, this site was not closed according to the Department of Natural Resources (DNR). Sigma reviewed the file supplied by the Racine Water Utility, based on a request from the DNR. It was advised by the DNR to install a temporary well in the location of the former underground storage tank along with taking groundwater sample collection for laboratory analysis of petroleum compounds. Sigma's cost estimate to perform closure assessment activities is in the amount not to exceed \$15,000.00. The General Manager recommended approval of Sigma's proposal.

A motion was made by Ronald D. Hart, seconded by Mayor John Dickert, that this be Approved. The motion PASSED by a Voice Vote.

13. Adjournment

There being no further business, Alderman Ronald Hart made a motion, seconded by Vice President Kathy DeMatthew, to adjourn the meeting at 4:41 p.m. The motion passed unanimously.

If you are disabled and have accessibility needs or need information interpreted for you, please contact the office of the General Manager at 636-9181 at least 48 hours prior to this meeting.