

CITY OF DELAFIELD PUBLIC WORKS COMMITTEE MINUTES

6:00 PM – Site Visit
Meet in front of 1325 Nagawicka Street
Regular Meeting - Approximately 6:30 PM
COUNCIL CHAMBERS

SPECIAL ORDER OF BUSINESS: Members of the Public Works Committee met at the above address to review a drainage issue discussed at the last meeting.

1. CALL MEETING TO ORDER

D. Jashinsky called the meeting to order at 6:30 p.m.

2. INTRODUCTION OF NEWLY APPOINTED MEMBER – RICK LIEBLANG

Rick Lieblang was introduced to the Public Works Committee.

3. ROLL CALL

Present

Absent

Art Baumann
Dan Jashinsky
Beth Leonard
Rick Lieblang
Bruce Neumiller
Harold Roberts

Pat Hawley
Tom Hafner

Also Present

Mike Court

4. APPROVE MINUTES OF AUGUST 2, 2006 PUBLIC WORKS COMMITTEE MEETING.

A. BAUMANN MOTIONED TO APPROVE THE AUGUST 2, 2006 MINUTES AS PRESENTED. B. NEUMILLER SECONDED THE MOTION. B. LEONARD DISCUSSED PAGE 3, ITEM 5B. HER CONCERNS WERE CLARIFIED IN THE MOTION THAT WAS REFLECTED IN THOSE MINUTES. THERE WAS NO FURTHER DISCUSSION. FIVE WERE IN FAVOR. R. LIEBLANG ABSTAINED. MOTION CARRIED.

5. OLD BUSINESS:

a. RECOMMENDATION REGARDING DRAINAGE ISSUE AT 1325 NAGAWICKA STREET AND ASPHALT PATCHING ON NAGAWICKA STREET

The Committee met at this location prior to the meeting. Items to be considered included: precedent setting, liability (putting water where it

CITY OF DELAFIELD PUBLIC WORKS COMMITTEE MINUTES

isn't going today), and whether or not it is the City's responsibility to correct this situation. It was the opinion of B. Neumiller that the problem got worse after Lake Street was redone and after the curb and gutter were put in. The water spills out to the Oak Street property. He stated that a precedent may have been set prior to this point in time. If you look at the street today there is a partial swale that exists in the asphalt that was put in approximately 7 years ago. The partial swale is not consistent with the swale that was there before. Discussion took place whether it was the City's responsibility to correct this problem. It was questioned whether the City right of way was causing this problem. B. Neumiller stated that within 7 years there have been two city invoked actions that have materially changed the drainage pattern in this area. The resident has indicated that there has always been a drainage problem. A. Baumann asked how much worse the drainage problem is now. Additionally, B. Leonard wanted to know how much more frequent the problem is now compared to before. H. Roberts stated that the road was "V'd" from the center, and after the sewers were put in the pitch was changed. B. Leonard questioned if there was documentation from the owner regarding drainage. Discussion continued as to whether the City had the responsibility to address the issue or not. M. Court stated that if there were easements by the lift station, there might be room for grading. D. Jashinsky suggested having the City Attorney review the issue of water diversion. M. Court explained what they look at when they do a road project. The contour of the land was discussed. The question is whether the City changed the diversion of the water and if so, how much. It was stated that the road is now failing prematurely. Discussion took place on possible solutions, i.e. replacing a section of the road, curb and gutter, and possible regrading the swale. Presently the 2007 budget includes regrinding and repaving a portion of this road. If the road was repaved in this section, documentation should take place with the resident and reviewed by the City Attorney. It was also discussed whether there was an on-site solution that the resident could pursue. B. Neumiller suggested that if the street was going to be redone, the homeowner should upgrade his driveway at the same time to help the situation. Project coordination would be done by the City (the resident would cost share his portion of his driveway).

B. NEUMILLER MOTIONED THAT STAFF (M. COURT) PRESENT THE CASE TO THE CITY ATTORNEY FOR AN OPINION REGARDING THE DIVERSION OF WATER. BASED ON A FAVORABLE RESPONSE, THE CITY WOULD OFFER ONE OF TWO ALTERNATIVES TO THE PROPERTY OWNER: 1) REPAIR THE STREET INDEPENDENTLY, OR 2) REPAIR THE STREET BASED ON THE ATTORNEY RECOMMENDATION AND COORDINATE OR FACILITATE AN ASPHALT PAVEMENT OF THE DRIVEWAY WITH THE OWNER AT THE SAME TIME THE STREET IS REPAVED. IF THE RESPONSE FROM THE ATTORNEY IS NOT FAVORABLE, NO FURTHER ACTION WILL TAKE PLACE. ALSO, REGARDLESS OF WHAT THE OPINION OF THE ATTORNEY IS, IT MUST BE CAPTURED IN A LETTER AND SENT TO LARRY SCHNEIDER AND/OR A SITE MEETING SHALL TAKE

CITY OF DELAFIELD PUBLIC WORKS COMMITTEE MINUTES

PLACE WITH EXPLANATION BEING GIVEN TO L. SCHNEIDER FROM T. HAFNER OR M. COURT. H. ROBERTS SECONDED THE MOTION. B. LEONARD DISCUSSED HOW TO FIND OUT WHAT IS HAPPENING WITH DRAINAGE ISSUES WITHIN THE CITY. IT WAS STATED THAT DRAINAGE ISSUES ARE REVIEWED ON A CASE-BY-CASE BASIS. NO WRITTEN POLICY CAN BE DEVELOPED FOR FUTURE PROBLEMS BECAUSE EACH SITUATION IS DIFFERENT. ALL WERE IN FAVOR. MOTION CARRIED.

- b. RESULTS FROM SURVEY OF OTHER MUNICIPALITIES REGARDING SANITARY SEWER CONNECTION REQUIREMENTS AS PREVIOUSLY REQUESTED BY THE PUBLIC WORKS COMMITTEE

The members had a summary of the results included in their packets. The most common practice was to have hook-up within one year and an assessment to go out to ten years after hook-up. The City's policy was a connection within ten years and a ten year assessment after that.

B. NEUMILLER MOTIONED THAT THE DIRECTOR OF PUBLIC WORKS AND CITY ATTORNEY TAKE THE RESULTS OF THE SURVEY AND DRAFT A PLAN CODE TO REVISE AND UPDATE THE EXISTING CODE REFLECTING THE BEST PRACTICE FROM THE SURVEY. H. ROBERTS SECONDED THE MOTION. B. NEUMILLER STATED THAT BECAUSE THIS WOULD BE A DRAMATIC CHANGE, A GRANDFATHER CLAUSE COULD BE PUT IN. B. LEONARD FELT THAT THE CITY SHOULD BE CONSISTENT WITH ITS NEIGHBORS. M. COURT STATED THAT OVERALL IT WAS THE ONE YEAR REQUIREMENT THAT WAS THE MOST COMMON. THE ASSESSMENT POLICY NEEDS TO BE CLARIFIED IN REGARDS TO PRESENT RESIDENTS AND DEVELOPERS OF FUTURE DEVELOPMENTS. DISCUSSION TOOK PLACE AS TO THE RESIDENT WHO PRESENTLY LIVES IN THE AREA ONLY HAVING TO PAY FOR CONNECTION TO THE SYSTEM, NOT THE PIPE. DISCUSSION TOOK PLACE AS TO WHO WOULD PAY FOR THE MAIN LINE. B. NEUMILLER AMENDED THE MOTION TO REFLECT THAT PRIOR TO MAKING A RECOMMENDATION TO THE COMMON COUNCIL THE UTILITY ASSESSMENT RULES BE FULLY UNDERSTOOD BY THE PUBLIC WORKS COMMITTEE. H. ROBERTS AGREED WITH THE AMENDMENT. AS AN EXAMPLE, M. COURT DISCUSSED THE DEVELOPMENT AGREEMENT WITH THE KETTLE MORAINÉ EVANGELICAL FREE CHURCH. ALL WERE IN FAVOR. MOTION CARRIED.

B. Leonard stated that she would contact neighboring communities regarding their policies.

6. NEW BUSINESS:

- a. RECOMMENDATION FOR AWARD OF CONSTRUCTION CONTRACT FOR THE KETTLE MORAINÉ EVANGELICAL FREE CHURCH SANITARY SEWER EXTENSION PROJECT TO MERRYMAN EXCAVATION OF WOODSTOCK, IL IN THE AMOUNT OF \$593,102.55

CITY OF DELAFIELD PUBLIC WORKS COMMITTEE MINUTES

The committee members had the recommendation letter included in their packets. Eight bids were received. The low bid in the amount of \$593,102.55 was received from Merryman Excavation of Woodstock, Illinois. M. Court has researched their references and is comfortable working with them.

B. NEUMILLER MOTIONED TO ACCEPT THE RECOMMENDATION FROM THE CITY ENGINEERING FIRM. R. LIEBLANG SECONDED THE MOTION. A. BAUMANN WAS CONCERNED ABOUT THE UNBALANCED BID. M. COURT DISCUSSED THE BID. DISCUSSION TOOK PLACE ON BIDS IN GENERAL. ALL WERE IN FAVOR. MOTION CARRIED.

7. DIRECTOR OF PUBLIC WORKS/CITY ENGINEER/TRAFFIC COMMITTEE – REPORTS

a. DIRECTOR OF PUBLIC WORKS

A job description for a Public Works Superintendent was distributed to the members. An ad has been placed in various newspapers. This was for informational purposes only.

M. Court stated that two to three options have been proposed for repairing the Dix Pond.

b. CITY ENGINEER

1. UPDATE REGARDING WELL #2 PUMP STATION & RESERVOIR CONSTRUCTION

The project is progressing on schedule.

2. UPDATE REGARDING 2006 STREET IMPROVEMENT PROGRAM PROJECT

There are some problems with Wolf Paving completing the punch list items. Work by the County boat launch needs to be done. Additionally, restoration on Mariner Drive and on the Milwaukee Street ditch needs to be done.

c. TRAFFIC COMMITTEE

No report.

8. CORRESPONDENCE

- a. Letter dated August 21, 2006 from Mike Court to Peter Chladil of Waukesha County regarding a bypass lane or left-turn-lane on Genesee Street at the intersection with Exeter Street

CITY OF DELAFIELD PUBLIC WORKS COMMITTEE MINUTES

9. ADJOURN

B. NEUMILLER MOTIONED TO ADJOURN FROM THE MEETING. A. BAUMANN SECONDED THE MOTION. THERE WAS NO FURTHER DISCUSSION. ALL WERE IN FAVOR. MOTION CARRIED. THE MEETING ADJOURNED AT 7:52 P.M.

Minutes Prepared By:

Accurate Business Communications, LLC