

BOARD OF PUBLIC WORKS

Date of Meeting: August 2, 2022, at 3:00 p.m. in the Council Chambers

Members Present: Eric Lindman, Anne Jacobson

Also Present: Allen Wesolowski, Lori Wunsch

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 27, 2022 meeting

Jacobson moved to approve the minutes of the previous meeting. Lindman seconded and the motion passed.

Wastewater Treatment Facility Improvement Project: Miron Construction, Change Order #21

There are a few items on this change order; Lindman went over the two major items. The first item is for a disc filter support and channel drain modifications, which was an unforeseen condition found once we exposed the base. This portion of the change order is for approximately \$24,000. The second major item is regarding digester temperature and digester gas pressure instrumentation modifications. This portion of the change order is about \$32,000. The operators determined having the temperature and digester gas pressure instrumentation hooked up to the new SCADA system would be extremely beneficial for operations. We had to add in conduit and wiring.

Lindman added there are a couple of deductions in the change order as well. After this change order, we remain about \$250,000 under the original bid amount.

Lindman moved to approve Change Order #21 in the amount of \$77,817.59 Jacobson seconded and the motion passed.

Discussion and possible action on Draw Request #6 regarding the Developer Agreement for mall demolition and reconstruction

Lindman has reviewed this draw request and concurs with it. It is for some required environmental work on the mall site. The draw request is for \$29,860.

Lindman moved to approve Draw Request #6 in the amount of \$29,860.

Jacobson asked if the City contracted for the demo work. Lindman stated the demo contract was done through WOZ. WOZ is managing the contracts for this and asking for draw requests per the developer's agreement.

Jacobson asked if this would be the last draw request. Lindman believes the agreement was for a little over \$3 million. They have not demolished Penney's and there is other work that needs to be completed yet.

Jacobson second the motion and the motion passed.

Make recommendation for 2022 Scott Street Bridge Fencing Project (Bids were opened July 12, 2022)

Wesolowski explained this is a combined contract with WPS. We bid out the entire project with WPS's portion coming in at approximately \$34,000 and the City's at \$58,000. The City had budgeted \$40,000 and WPS had budgeted \$22,000. WPS is 90% sure they want to go ahead with this project, but they do not have final approval yet.

This item will be tabled until confirmation is received from Finance and from WPS.

Discussion and possible action on 2022 Wausau Municipal Parking Ramp Repairs – Sears Ramp

Lindman explained that after the bid opening, we heard from the low bidder. The low bidder expressed that they made a mistake on a line item unit price. Wesolowski added that they could not do the work for that amount and if considerations could not be made, the contractor wanted to pull their bid.

Jacobson indicated there are a couple of options. We could allow the low bidder to withdraw their bid and not sacrifice their bid bond, we could ask them to sacrifice their bid bond, or we could move to the next lowest bidder. She added that State statutes prevent us from negotiating with the low bidder to correct any kind of bid error or mistake that they discovered after the bids were opened. The competitive public bidding process is meant to prevent any kind of fraud or favoritism. We have to think of the other bidders, and she does not feel it is legally appropriate to negotiate with the lowest bidder to reduce the scope of work or to add thousands of dollars to the contract even though it keeps them the low bid. It may or may not be to the City's competitive advantage if its rebid and they are all aware of what the prior bids were. She feels we are stuck with the error reported after the bids were opened and known to all the bidders. In fairness to all bidders, she thinks we should rebid the project.

Lindman moved to rebid 2022 Wausau Municipal Parking Ramp Repairs – Sears Ramp. Jacobson seconded and the motion passed.

2021 Sidewalk Project: S.D. Ellenbecker, Inc., Final Payment

Wesolowski stated final payment is recommended for this project. The work has been completed and a final inspection was completed by the Project Inspector.

Lindman moved to approve the final payment in the amount of \$1,000. Jacobson seconded and the motion passed.

2022 Riverwalk Trail Project: Janke General Contractors, Final Payment

Wesolowski indicated this project was completed this year. The Project Inspector is satisfied with the work and final payment is recommended.

Lindman moved to approve the final payment in the amount of \$11,743.30. Jacobson seconded and the motion passed.

Portland Cement Concrete License: RK Masonry Services LLC

Jacobson has reviewed the subject license and moved to approve. Lindman seconded and the motion passed.

Lindman moved to adjourn the meeting. Seconded by Jacobson. Meeting adjourned at approximately 3:10 pm.