

**PUBLIC NOTICE OF MEETING**  
**BOARD OF PUBLIC WORKS**

Pursuant to Section 19.84, Wisconsin Statutes, notice is hereby given to the public that a regular meeting of the Board of Public Works of the City of De Pere will be held on Monday, April 13, 2009, 7:30 p.m. in the **Council Chambers of the City Hall**.

Notice is hereby given that a majority of the members of the Common Council of the City of De Pere may attend this meeting to gather information about a subject(s) over which they have decision-making responsibility.

**AGENDA FOR SAID MEETING:**

1. Roll Call
2. Approve minutes of the regular meeting held on March 9, 2009, which were previously forwarded to Board Members
3. Approve Construction of two Bumpouts, Third Street – St Norbert’s College
4. Review Stormwater issues 1186/1188 Ninth St and 1206 Driftwood – Alderman Donovan
5. Approve Annual Report under MS4 General Permit
6. Approve Bid for Project 09-04 Street Reconstruction
7. Approve sale of Surplus Equipment
8. Discuss Merrill Street Water Tower Inspection
9. Discuss Televising the Board of Public Works Meetings
10. Discuss Water Distribution System Leak Report
11. Review of Federal Identity Theft Program Requirements
12. Approve Traffic & Parking Committee’s request for Additional Parking Stalls
13. Public Comment
14. Future Agenda Items
15. Adjournment

Scott J. Thoresen, P.E.  
Public Works Director

**AGENDA SENT TO:**

Alderspersons  
Mayor  
Administrator  
Clerk’s Office  
Bulletin Boards  
Lee Schley  
Karen Heyrman  
John Dorn, 2653 Foxwood Ct, De Pere  
John Barnes & Katherine Richter, St Norbert College

De Pere Journal  
Green Bay Press Gazette  
TV and Radio Stations  
De Pere Area Business Alliance  
North American Communications  
WI Public Service Corporation  
Ms. Diane Hockers, 429 S. Ninth St, De Pere 54115  
Dean Evans, 1206 Driftwood Dr, De Pere

Any person wishing to attend whom, because of disability, requires special accommodations should contact the office of the Clerk-Treasurer at 339-4050 by noon on the day of the meeting so that arrangements can be made.

## BOARD OF PUBLIC WORKS

A regular meeting of the Board of Public Works was held on Monday, April 13, 2009 at 7:30 p.m. in the Council Chambers at City Hall.

### **1. Roll Call.**

Members present on roll call: Mayor Walsh, Alderpersons Boyd, Wilmet, Donovan and Heuvelmans.

Members absent on roll call: None

Others present: Scott Thoresen - Director of Public Works, Lee Schley – City Engineer, Sue Selissen - Public Works Secretary, recording secretary.

### **2. Approve minutes of the regular meeting held on March 9, 2009; which were previously forwarded to Board Members.**

Minutes of the March 9, 2009 regular meeting previously forwarded to members of the Board were presented. A motion to approve the minutes was made by Alderperson Wilmet, seconded by Alderperson Heuvelmans. Upon vote, motion was carried unanimously.

### **3. Approve Construction of two Bumpouts, Third St – St. Norbert College.**

Scott Thoresen, Public Works Director presented information to the Board about the request for two bumpouts by St. Norbert College adding that the college would cover the construction costs. A discussion was held regarding the affects of traffic flow, which were described by Mr. Thoresen as minimal. A motion was made by Mayor Walsh to approve the bump outs on Third St., seconded by Alderperson Boyd. Upon vote, motion was carried with 3 Aye's (Mayor Walsh, Alderperson's Boyd and Wilmet) and 2 Nay's (Alderperson's Heuvelmans and Donovan.)

### **4. Review Stormwater issues 1186/1188 Ninth St and 1206 Driftwood – Alderman Donovan.**

Alderperson Donovan updated the Board about concerns from one of his constituents. Mr. John Dorn's property has had water issues for years and he has made every effort to resolve them, however, Mr. Dorn feels the problems lay from run off of surrounding areas. Lee Schley, City Engineer, briefed the Board regarding the recommendations and efforts made to resolve this issue when Roy Simonson was the Director of the Public Works department and stated that he was not aware of ongoing issues until now. A motion to open the meeting was made by Mayor Walsh, seconded by Alderperson Donovan. Upon vote, motion was carried unanimously. First to speak was Mr. John Dorn, 2653 Foxwood Ct, De Pere. Mr. Dorn informed the Board that he felt he has complied with the City's recommendations over the years to resolve this issue as well as spend a great deal of money. He is recommending that the City pay to connect him to the storm sewer that runs thru his neighbors yard and that the City cover the costs. Rick Christians, 1235 Franco Ct, supported the presentation from Mr. Dorn and stated that he has given permission for Mr. Dorn to run through his property to connect to the sewer. A motion was made by Alderperson Donovan to close the meeting, seconded by Alderperson Boyd. Upon vote, motion was carried unanimously. The Board continued to discuss options and costs; some members expressed concerns about the City paying for this connection since it was a contractor/builder issue with the grade of the property and not a fault of the City. Mayor Walsh acknowledged that Mr. Dorn wanted to address the Board again. A motion to open the meeting was made by Mayor Walsh, seconded by Alderperson Heuvelmans. Upon vote, motion was carried unanimously. Mr. Dorn again requested that the City cover the expense, stating it was a grade failure at the time the subdivision was being constructed and that he has not been able to resolve this since it involves other surrounding properties. He stated that he had paid Fischer \$400 to fill in the berm so that is would be even, but is has since been washed away. A motion was made to close the meeting by Mayor Walsh, seconded by Alderperson Wilmet. Upon vote, motion was carried unanimously. Scott Thoresen, Public Works Director discussed area assessment vs. commercial involvement, since according to Lee Schley, City Engineer, the City could never determine that the run off came from those surrounding commercial properties. He added that the property owner should be responsible for the costs. Since this agenda item was to discuss the issue, no vote was made regarding the request for the City of pay for the cost to connect Mr. Dorn to the storm water sewer.

**5. Approve Annual Report under MS4 General Permit.**

Mayor Walsh made a motion to approve the annual report and was seconded by Alderperson Donovan. Upon vote, motion was carried unanimously. No discussion occurred.

**6. Approve Bid for Project 09-04 Street Reconstruction .**

Lee Schley, City Engineer explained the projects alternative bid for concrete to the Board and recommended the second low bid, Musson Bros, Inc in the amount of \$421,823.39, which is within the amount budgeted for this project. A discussion was held about concrete vs. asphalt and the overall savings to the City. Mayor Walsh recognized James Peters and made a motion to open the meeting, seconded by Alderperson Boyd. Upon vote, motion was carried unanimously. James Peters, Peters Construction in Pulaski addressed the Board. Mr. Peters disagreed with Lee's assessment of the concrete costs and asked the Board to consider his bid which would save the City \$45,000.00 now by using asphalt instead of concrete. Second to address the Board was Jeff Reese from Northeast Asphalt.

A motion was made by Mayor Walsh to close the meeting, seconded by Alderperson Heuvelmans. Upon vote, motion was carried unanimously. A motion was made by Mayor Walsh to award the alternate bid to Musson Bros. Inc in the amount of \$421,823.39, seconded by Alderperson Wilmet. Upon vote, motion was carried with 4 Aye's (Mayor Walsh, Alderpersons Wilmet, Heuvelmans & Boyd) and 1 Nay (Alderperson Donovan).

**7. Approve sale of Surplus Equipment.**

Scott Thoresen, Public Works Director presented the surplus equipment information to the Board. A motion to approve the sale was made by Alderperson Donovan, seconded by Alderperson Boyd. Upon vote, motion was carried unanimously

**8. Discuss Merrill Street Water Tower.**

Scott Thoresen, Public Works Director presented the recommendation to award this project to the low bidder, Dixon Engineering. A motion was made by Alderperson Heuvelmans to approve hiring Dixon Engineering, in the amount of \$2,300.00, seconded by Alderperson Donovan. Upon vote, motion was carried unanimously.

**9. Discuss Televising the Board of Public Works Meetings**

Scott Thoresen, Public Works Director, by request of Mayor Walsh, revisited televising the Public Works Board Meetings. Concerns expressed about current televising is that a "date stamp and meeting title" is needed so that viewers know what meeting they are watching and the date of the actually meeting, since they are taped, not live. Costs were discussed; the only minimal expense is the actual taping of the meeting. Also mentioned was that the forum of the Public Works Board meetings was a "working" meeting, final approval comes from the Common Counsel Board. Discussions about being "transparent" for the public while televising were held as well as being able to freely express oneself or ideas in a non-televised meeting place such as the Common Counsel Chambers. Fear of larger televised audience criticism was of concern and the possibility of the "stifling" of thoughts and ideas that may occur because of that type of forum. Since this agenda item was opened as discussion, no vote was needed at this time. Consensus of the board was to televise when meetings could be date stamped and titled.

**10. Discuss Water distribution System Leak Report.**

Scott Thoresen, Public Works Director updated the Board on this report. No further action required.

**11. Review of Federal Identity Theft Program Requirements.**

Scott Thoresen, Public Works Director presented this agenda item to the Board stating that Federal law becomes effective May 1, 2009. A motion was made by Alderperson Donovan to adopt this policy drafted by Judith Schmidt-

Lehman, City Attorney, seconded by Alderperson Boyd. Upon vote, motion was carried unanimously.

**12. Approve Traffic & Parking Committee's request for Additional Parking Stalls.**

Lee Schley, City Engineer, presented this request to the Board stating that the 2 stalls will be designated as handicap stalls. A motion was made by Alderperson Donovan to approve the 2 additional stalls for handicap accessibility, seconded by Alderperson Heuvelmans. Upon vote, motion was carried unanimously.

**13. Public Comment.**

None.

**14. Future Agenda Items.**

Alderperson Donovan asked if it would be possible to put a "No U Turn" sign on Scheuring Rd, just west of the 9<sup>th</sup> street roundabout. Lee Schley, City Engineer will discuss this issue with the Traffic & Parking Committee.

**15. Adjournment.**

A motion was made by Mayor Walsh at 09:00 pm to adjourn, seconded by Alderperson Donovan. Upon vote, motion was carried unanimously.

SCOTT J. THORESEN, P.E.  
DIRECTOR OF PUBLIC WORKS