

PROCEEDINGS OF THE CENTRAL BROWN COUNTY WATER AUTHORITY

TECHNICAL COMMITTEE

Pursuant to Section 19.84 Wis. Stats, a regular meeting of the **Central Brown County Water Authority –Technical Committee** was held on February 18, 2008 at the Allouez Village Offices – 1900 Libal Street, Green Bay, Wisconsin

Present: Allouez-Berndt; Bellevue-Simonson; Howard-Bartelt; Lawrence-Little, Ledgeview-Brosteau

Excused: DePere

Also

Present: Dave Vaclavik – PMP; Gary Rosenbeck-McMahon Associates

The meeting was called to order by Chairman Bob Bartelt at 1:35 p.m.

ROLL CALL:

Call the roll for attendance.

Roll Call as noted above.

APPROVAL OF AGENDA:

Approve Agenda

Motion made by Lawrence and seconded by Ledgeview to approve the agenda.

MOTION APPROVED UNANIMOUSLY

APPROVAL OF MINUTES:

Approve Minutes – February 4, 2008

Mr. Brosteau pointed out an error on page 2, agenda item #2. *Ledgeview abstained* from the motion to approve the proposal of McMahon Associates for continued engineering services as outlined for an additional 60 days or not to exceed \$25,000.

Motion made by Ledgeview and seconded by Allouez to approve the minutes as corrected. MOTION APPROVED UNANIMOUSLY

APPEARANCES: None Scheduled

COMMUNICATIONS: None

AGENDA ITEMS:

1. Replacement of Transfer Box at Hobart Pump Station:

Mr. Rosenbeck explained that the transfer box at this station was installed on the outside, when it was meant for inside use. After getting wet, it is not operating. Repair bills are estimated in the amount of \$6,000. He suggested the committee consider replacing the entire box, with cost estimated in the \$40,000 range. Discussion resulted in questions as to whether the contractor should be held responsible as they should have recognized the cabinet was meant for inside use only, even if they were given approval by the engineer. Mr. Rosenbeck will continue to follow-up and report back.

2. Operator's Meeting:

Mr. Vaclavik indicated that operators are interested in scheduling a meeting, however, prefer to wait for better weather to travel.

3. Chlorination Equipment for Ledgerview:

Although an invoice was received in the amount of \$23,644, Mr. Brosteau indicated this is not a final billing and asked that payment be held.

4. MPU – Outstanding Issues:

Mr. Vaclavik highlighted the following outstanding issues under discussion with MPU:

- Amendment to the Purchase Contract has not been approved.
- There is not final approval on the blending policy.
- Management of the EFI portion of the contract for the Authority is not progressing. A meeting is scheduled with EFI and with Rockwell on Friday, 2/22, to discuss programming. Payment to EFI has been held until punch list items are complete. Mr. Berndt suggested EFI be sent a letter with a list of items yet to be completed.
- The locate agreement for management of fiber optic is not complete.

5. Design Alternatives for Air Release Valves and Structures:

As requested at the last meeting, Mr. Rosenbeck presented a document outlining options/design alternatives/modifications related to issues with the air release valve manholes. Work tasks were identified and cost estimated at \$4,000 to \$6,000 per manhole – times 99 manholes, for a total of \$250,000.

Mr. Rosenbeck indicated the first step would be to develop a work plan identifying which work tasks need to be done at each manhole. The matter has been discussed with MPU who has indicated this is the direction they would like to pursue.

Discussion of the process resulted in the consensus to discuss with MPU which manholes have a high priority and develop a plan that can be phased over the next several years.

6. Emergency Response Plan Contract and Status:

Mr. Rosenbeck explained that McMahon's original proposal dated 6/4/07 to develop an Emergency Response Plan was for a maximum amount of \$30,950. Since that time they were asked to expand the plan to incorporate NIMS (National Incident Management System) requirements. This is a response protocol utilized by emergency response

agencies. Development of the NIMS requirements has required additional research and effort beyond what would be required to meet the requirements first identified in the scope of services and request for proposal. At this time they have accrued \$5,528.01 in additional expense.

Because of these developments, Mr. Rosenbeck asked for a contract amendment to cover the additional fees. When asked who asked him to expand the plan, Rosenbeck indicated that area Fire Chiefs and Emergency Planning Response groups have recommended that NIMS requirements be included.

A request was made for Mr. Rosenbeck to bring the contract amendment to the next Technical Committee meeting for review and consideration.

7. Project Progress and Status Record:

a. **Corrpro** – Rosenbeck reported that Corrpro has been working on Contracts G, I, B, E, & D. Issues regarding discontinuity have been referred to Steve Horn at PTS. He is waiting for a detailed report from Corrpro.

b. Project Close-Out Status:

i. **Dorner, Inc.** – no action

ii. **PTS** – no action

iii. **Michels** – Have submitted a partial payment request that withheld 1% of the contract, plus the cost of 4 - 48" valves (\$178,000), making payments on the claims which were approved by the Board at the last meeting, with a payment to them at approximately \$272,000, still holding \$286,000.

iii. **Jossart** – Have reviewed contracts with Jossart & Advance relative to liquidated damages and excess engineering charges, not finding any justification for issues against these contractors.

iii. **SJ Louis** - A partial payment certificate has been received withholding 1%, along with \$139,000 being claimed against restoration work with Manitowoc County Highway Department, or payment of \$78,000, still withholding \$189,000.

c. Other:

Telcom – Final payment has come forward. Rosenbeck stated he has reviewed their contract relative to liquidated damages and excess engineering charges and is waiting for paperwork in order to release funds.

Mr. Rosenbeck will be meeting with Sue at Northern Environmental on Wednesday, 2/20/08, at which time each contract will be reviewed as to why there were not termination notices until Fall of 2007.

8. Contractors and Vendor Change Order Requests:

- a. **Change Orders for any or all contracts may be presented at the meeting if ready for consideration and action: None**

- 9. The Technical Committee may go into closed session to discuss the implementation of liquidated damages, excess engineering charges, change order negotiations and/or negotiation of engineering contract amendments, claims and contract time extension pursuant to Wisconsin State Statute 19.85 (1)(e), deliberating or negotiating the purchase of properties, the investing of public funds, or conducting other specified business, whenever competitive or bargaining reasons require a closed session. The committee will then reconvene back into open session.**

No Closed Session.

9a. Recommendations based on Closed Session:

No Recommendations

10. Next Meeting:

Monday, March 17, 2007 – 1:30 p.m., Allouez Village Hall

Agenda: Contract Amendment related to Emergency Management Plan

Adjourn:

Motion made by Allouez and seconded by Lawrence to adjourn at 2:50 p.m.

MOTION APPROVED UNANIMOUSLY

Respectfully submitted,

Rae G. Knippel

Recording Secretary