

1. **CALL TO ORDER:** Chair Eric Poole called the meeting of the Public Works & Utility Committee meeting to order at 5:00 p.m.
2. **ROLLCALL:** Present: Eric Poole and Phil Harms, with Jon Lourigan arriving at 5:16 p.m. Also present: Village Administrator Mike Gracz, Board President Jerry Luebke, Public Works Director Mark Below, Trustees Jerry Bollig and Hans Noeldner and Clerk Georgia Johnson
3. **APPROVAL OF MINUTES:** Harms moved, second by Poole, to approve the minutes of the regular meeting of July 24, 2006. Motion carried.
4. **PUBLIC APPEARANCES.**
 - a) Shawn Hillestad from Alliant Energy re New Power Line and Possible Future Conflict with Two Oak Trees Along Netherwood Road and Alpine Business Park. Initially it was determined to delay this matter to later in the meeting to accommodate Alliant Energy should they be late. Just prior to adjourning the Committee came back to this issue. No one from Alliant was present so Below explained that when the power company decided to relocate the lines out on Netherwood for the business park they also realized they needed to upgrade that line going west of town on Netherwood. When they relocated the power lines on the north side of the road there were two oak trees they wanted to take down. Below stated he does not have the authority to allow them to take down the trees and that Alliant would need to make that request to the Committee. The biggest concern was if a tree limb or anything fell on the power lines it could put a large area out of service for a period of time. There was some discussion. This will be put on next month's agenda.
5. **COMMUNICATIONS AND MISCELLANEOUS BUSINESS.**
 - a) Discussion of Railroad Agreements and Consideration of Resolution #06-12, Petition of Alteration of a Grade Separation Crossing – Jefferson Street Bridge. Gracz referred to the materials in the packet which includes a resolution that, if adopted, would request the Railroad Commissioner's Office to hold a hearing to determine the construction of the bridge on Jefferson Street. The Commissioner's Office has the right to approve or disapprove what type of bridge would go up and it is important that the Village get approval of the bridge design. There was discussion including the differences between the estimated costs of replacing the bridge—there is a difference between the insurance company's and the Village's estimates. This issue is still being disputed. Gracz noted that at a hearing both parties would present their proposals for the bridge. Discussion continued. **Poole moved to recommend the Village Board to adopt Resolution #06-12 to petition for alteration of a grade separation crossing at the Jefferson Street railroad bridge. Second by Harms.** There was further discussion. **Motion carried.**
 - b) Letter from Department of Transportation regarding Hwy 14 & 138. Gracz distributed a letter from the DOT which states that the County has delayed this project to 2010. Luebke stated that is not acceptable and he will write a letter to them. There was discussion including that the Committee should make a recommendation to the Village Board asking the President to send a letter to the DOT stating that the Village objects to the delay, whether to get the State Representatives involved and whether to make contact by letter or through a meeting. **Poole moved to recommend the Village Board authorize the Village President to send a letter to the Department of Transportation requesting a meeting regarding this delay. Second by Harms.** There was further discussion. **Motion carried.**
 - c) Status of Jefferson Street Pedestrian/Bike Trail. Gracz referred to the colored map and where it indicates "end of bike trail" and where the sidewalk ends on Jefferson Street and Ash. The resident that lives there raised the question about people riding their bicycles on Village sidewalk which is not legal. It is being suggested to get the residents east and west (versus having to ride on Jefferson Street) to put a path along the northern part of the pond. Gracz noted on the map

exactly where the path would be put. This would involve prioritizing the paths. Below advised that in order to put the bike path along Jefferson the Village would have to get a temporary construction easement to go around the corner (by the Noyce property). At this point the owner is willing to give the easement and has requested the Village to extend the concrete and take the transition past their property. Below noted that today it was found that an easement would not be necessary as it will be in the street right-of-way but the construction easement will be needed. Below should have a price on that within the next few weeks. There was discussion including rather than putting the grass down and having to tear it up next year, the base would be put down for the bike path around the pond. It was noted that this would make a safer route, that it would just be switching the bike paths around and the location of the proposed path and so forth. It was also noted that the paths in conservancy areas during heavy rains could be under water for a short time and there was further discussion. [Lourigan arrived at 5:16 p.m.] Gracz advised that this matter will be discussed with the Park Board and there will be a joint budget meeting with the Park Board at which it will also be discussed.

- d) Discussion of Recent Storms. Below referred to Paula Brisco's email regarding concerns with the stormwater ponds on the west side. There was well over 6" of rain on one side of town and over 7" on the other side, which exceeded the 100 year storm event. The ditches and the ponds were all full and they were working the way they were designed to work. The one north of Jefferson Street was overflowing on the emergency spillway up into the wetlands the way it was designed. If the Village had received an additional 2" of rain on Friday or Saturday (when everything was full and before it started to recede) there could have been a problem. It was noted that there was more rain last week than was in the 1999 flood and without the ponds we would have had problems similar to those in 1999. Harms asked if anyone called with complaints of flooding along Jefferson Street and Below said no—he did not get any calls regarding basement flooding. There was some temporary intersection flooding on Wednesday night at the "trouble spots" but that receded by the morning commute. Poole noted he received a phone call regarding the area on Hwy. CC and Jefferson Street with the cement barricade and asked if that was taken care of. There was discussion. Gracz stated that on Thursday night at 9:00 p.m. he drove around and it was amazing how much the water had receded from the ditch line outside of Bergamont's pond. These last storms were a good test of the system, it was found to be working as it was designed to work, there will continue to be tweaking, things to look at and change and so forth. Gracz stated that when talking about replacing the culvert downtown staff will go back and pull out the 1999 stormwater master plan and possibly do something about the bottle neck on N. Burr Oak. There was further discussion including the amount of rain over the past few months (since the beginning of July there was 14"-15"), the culvert replacement, silt in the ditch line on Jefferson Street, whether there were any problems in the Bethel Green area, keeping an eye on the culvert there and so forth. Paula Brisco asked to speak to the issues and expressed her concerns with the new developments and the drainage issues. Discussion continued. It was noted that the Village's ordinance as it pertains to stormwater management exceeds the Dane County requirements.

6. NEW BUSINESS.

- a) Review and Recommendation of Water Tower Painting Proposals for the S. Main Street Tower. Below referred to the proposals received noting that there are two different proposals—one is a quick fix which would last 7-10 years and the other would be a 20 year fix. It is recommended that the Village approve the 7-10 year fix due mostly to the fact that the paint has deteriorated quicker than was anticipated and the painters are saying that is because when it was painted previously there wasn't enough cure time which caused the paint to blister. Different types of paints are now being used and Below recommends going with Lane Tank out of Mosinee. The Village has used that firm for painting the other towers in the Village. There was some discussion. **Poole moved to recommend the Village Board approve Lane Tank of Mosinee, Wisconsin, to paint the S. Main Street water tower in an amount not to exceed \$22,950.00.**

Second by Harms. Noeldner asked what the logic was on going with the 7-10 year versus the 20 year fix and how that fits into the long term plan for continuing to use this as a water tower. Below noted that it is in the plan to use the tower indefinitely. It is estimated that by the end of the 7-10 year period (or it could last longer since that is just an estimate) the inside of the tank will require being reworked. The inside of the tank was painted also and on inspection shows to be holding up quite well. It would be suggested when the inside needs to be painted, that the outside be painted as well. There was further discussion. **Motion carried.**

b) Status of Hiring an Engineering Consultant for the Laboratory and SCADA System (WWTP).

Below noted that the RFP will be sent out within the week and is being sent to three firms.

c) Review of Street Improvement Agreement Costs with the West Side Developers. Below referred to the exhibits attached to the agenda stating they are straight out of the developers' agreements. They are from the Bergamont, Alpine Meadows and Oregon Lincoln Properties. Gracz stated this came up when there was a discussion on who was paying what regarding the N. Alpine Parkway.

d) Discussion of Rails to Trails (Referred from 8/21/06 Board Meeting per Trustee Lourigan's Request). Lourigan stated at the time he first brought this to the Board on the 21st he was introducing the idea of having a referendum or at least discuss the trail system. It is now his thought that if the Village is not going to be using the train tracks anytime soon (within 10 years) from Netherwood south, the Village should consider having some type of bike trail on there to run from Netherwood down to the south side of Oregon. Lourigan noted that it had been mentioned to run a bike trail along the side of the rail tracks so if there is going to be any fixing of the tracks could a trail be put along it? Gracz stated there has been some concern with the setback—the City of Madison is opening up a new trail right along the tracks—and he will check into how they did that. In addition, with the new bike path (the Badger State Trail) that is going to be on the west side of Raven Oaks, perhaps rather than focusing on going north on the tracks the Village should think about hooking up with that one since it hooks up to the Capital City Trail. There was discussion. Gracz will keep the Committee up to date on what Madison is doing.

e) Discussion of Starting Time for Construction and Utility Work. Below noted this came up this summer and the Village has nothing on the books right now indicating when contractors can or cannot start work. This came up recently because of the extremely hot, humid weather, contractors would like to start as early as 6:00 a.m. and quit a little early. Below stated for the most part contractors have heeded to that authority but in actuality Below does not have any authority to restrict start/stop times. Unless the Committee is opposed to setting hours, Below will get examples from other municipalities and bring it back to the Committee. It was agreed that Below bring a proposal back.

7. UNFINISHED BUSINESS.

a) Follow-up Discussion regarding Concern with Unfenced Aboveground Pools (Karin Miller email). Below stated at the last meeting the Committee requested staff get information on how other municipalities are handling these aboveground pools. It appears that everybody is pretty much at the same place the Village is and not really knowing whether to require fencing or not. Below stated he is looking for direction from the Committee on where to go from here. There was some discussion and it was concluded to put it on the back burner until it comes up again.

b) Request from Walgreen Drug Store to Exceed the .04 Milligrams per Liter Silver Limit. Below stated he has not received any further contact from Walgreens so it should be put on hold until Walgreens contacts the Village.

- c) Status of the Road Maintenance Agreement with Lycon and Review of Map of Proposed White Topping Area. Below noted the Village is still working on this. The map is attached to provide an idea of the length of the roadway being white topped. There was a brief discussion regarding the culvert, the white topping goes out as far as Cusick Parkway and if TIF 2 is expanded the Alpine Parkway would be included.
 - d) Review of Terrace Tree Policy. Below stated it is planned to have something on this for the next meeting.
8. **INSURANCE CLAIMS.** There were none.
9. **STAFF REPORT.** No discussion at this time.
- a) Status of Developments and Public Works Projects.
 - 1) Bergamont: Phase III
 - 2) Alpine Meadows Phase IV
 - 3) Oregon Parks Neighborhood
 - 4) Villages of Foxboro
 - 5) N. Alpine Parkway status
 - 6) Alpine Business Park: Water/Sewer and Cusick Parkway
10. **FUTURE ASSIGNMENTS.**
11. **ADJOURNMENT.** At 6:04 p.m., Lourigan moved, second by Harms, to adjourn the meeting. Motion carried.

Submitted by
Georgia Johnson,
Village Clerk