

The Public Works Committee met at the Highway Department Office.

Present: Supervisors Uselding, Kletti, Grosklaus, Rothstein and Leider. Staff: County Administrator Meaux, Public Works Director Dreblow, Planning & Parks Director Struck, Golf Course Supervisor Lesar, Building Superintendents Hicks and Behlen, Highway Patrol Superintendent Tackes and County Clerk Winkelhorst.

Others Present: Town of Cedarburg Administrator Jim Culotta and Town Supervisor Larry Lechner.

Call to Order/Proper Notice/Adoption of Agenda: Chairperson Uselding called the meeting to order at 8:00 A.M. Ms. Winkelhorst assured the committee that the meeting was properly noticed. Motion made by Supervisor Kletti, seconded by Supervisor Grosklaus, to adopt the agenda as revised. All members present voting aye. Motion carried. (5-0)

Public Comments/Correspondence/Communications: Supervisor Leider noted that Ozaukee County will host the Southeastern Railroad Consortium on March 11 at 10:00am in the County Board room.

Discussion on the lights and the new system in the renovated County Board room.

Approve Minutes from the December 18 & 29 Meetings: Motion made by Supervisor Kletti, seconded by Supervisor Leider to approve the December 18 & 29 minutes as presented. All members present voting aye. Motion carried. (5-0)

Approve List of County Infrastructure Projects Requested by WCA: Mr. Meaux explained that this is a request from the Governor to the Wisconsin Counties Association (WCA). As part of a stimulus package, the WCA and Wisconsin County Highway Association requested the county to provide a list of all 2009 projects that are identified in the capital plan. Some projects are already funded, but were still listed. These included infrastructure, transit and *green* projects.

Mr. Meaux stated that at this time it is not known how the projects will be funded or if they will be funded.

Motion made by Supervisor Kletti, seconded by Supervisor Grosklaus to approve the list recognizing that the list will be modified as more information comes forth from the state. All members present voting aye. Motion carried.

8:10AM Dan Benson-Milwaukee Journal Sentinel and Parks Superintendent Nowak joined the meeting.

Facilities Management:

Action Items:

Request to Fill Positions:

Administration Center – Maintenance Mechanic, Full-time, 40hrs: Mr. Dreblow explained that this vacant position was due to an unexpected resignation. Motion made by Supervisor Grosklaus, seconded by Supervisor Rothstein to approve the request to fill the Maintenance Mechanic position at the Administration Center. Supervisor Kletti questioned if the need for this position. Mr. Dreblow explained that this position was included in the reorganization that was done two years ago. The vote was then taken on the motion. All members present voting aye. Motion carried. (5-0)

Justice Center-Night Janitor, Part-Time, 455hrs, annually: Motion made by Supervisor Grosklaus, seconded by Supervisor Rothstein to approve the filling of the Night Janitor position at the Justice Center. All members present voting aye. Motion carried. (5-0)

Justice Center-Maintenance Lead Worker, Part-Time, 15.00 hours weekly: Mr. Dreblow explained that this position was vacant due to a termination. Mr. Behlen stated that this position should be 17.5 hours and was not updated in the Policy and Procedure Manual after the reorganization. Motion made by Supervisor Kletti, seconded by Supervisor Grosklaus to approve the request to fill the Maintenance Lead Worker position at 17.50 hours weekly. All members present voting aye. Motion carried. (5-0)

Rentals/Use of Board Room: Mr. Meaux provided a sample of the Group Use Reservation Application for the recent request. Included was a list of several future requests for use of the board room. Mr. Meaux explained that room reservations will be brought forth to the committee for approval so that the county blanket liability coverage is enacted. There will be insurance required by all entities that rent the board room as well.

Mr. Meaux further explained that there is a base rental fee and possible additional fee depending upon the nature of the event and what resources are needed. If the county is hosting the event there would be no rental charge.

Question on timing and authority needed by this committee. Mr. Meaux stated that a few years ago the committee granted the County Administrator the authority to rent out the fairgrounds and other county buildings. The county board room would be included under this authority with endorsement of the event coming through the committee.

Question on the hours available for rental. Mr. Meaux stated that 6-10pm is the night rental hours.

Motion made by Supervisor Rothstein, seconded by Supervisor Leider to endorse the events listed. Peltz Center for Jewish Life-Jan. 27; League of Women Voters Judicial Candidate Forum-Feb. 11; SEWRPC Quarterly Meeting-Mar. 4; Eastern Wisconsin Railroad Association-Mar. 11; Celebration/Open House of Board Room Restoration-Mar. 27-28; Port Washington Historical Society-Apr. 15; Milwaukee Seven-June 9 and Ozaukee County Retired Teachers Association-Sept. 15. All members present voting aye. Motion carried. (5-0)

Management/Financial/Informational Reports: Mr. Dreblow stated that the courthouse restoration project has attracted attention at the Wisconsin Counties Association (WCA). Mr. Meaux has been contacted for the county to participate in a seminar that will be done on Facilities Management. This will be a panel discussion that will include the courthouse restoration and the demolition of the old jail as a case study.

#### Planning & Parks:

##### Action Items:

Request by the Town of Cedarburg to Transfer Ownership of Covered Bridge County Park to the Town: Mr. Struck provided background on this request. The Town of Cedarburg is requesting the transfer of ownership of the Covered Bridge County Park to the Town. The Town is interested in taking ownership of the park for the Town of Cedarburg's Park and Open Space Plan. Mr. Struck and Mr. Meaux met with the Town of Cedarburg Administrator and Chairman of the Park Board to discuss infrastructure issues and improvements.

Mr. Struck reviewed the infrastructure issues that are being addressed in the 2009 budget and what is being addressed in the Capital Improvement Plan. Included in the packet were pictures of the June flooding, the pedestrian bridge which needs decking and railing replacement and the pump well that should be removed and addressed immediately.

Further review was provided of the maintenance that is done at the park, the hours that are involved and the total operational budget for the past three years.

Mr. Struck stated that the county has a long history of preserving the park and it is listed on the National Register of Historic Places. The park encompasses 12.73 acres and there are no apparent deed restrictions. The county developed the park, with aid through the Federal Land and Water Conservation Fund (LAWCON). This agreement stipulates that Ozaukee County is the responsible party. The Bureau of Outdoor Recreation requires an inspection of all LAWCON assisted projects to insure that the areas developed are being used and maintained for the purposes intended.

Mr. Struck said that this park is very important to the County Park System and in his summary report his recommendation is to deny the transfer of ownership, but instead work on a joint operational arrangement of "adoption" of the County Park by the Town of Cedarburg.

Chairperson Uselding questioned as to whether the Town would assume the capital repairs that would be done and if the bike groups etc will still be able to continue using the park. Mr. Culotta stated that the capital repairs for 2009 would be done and the park would continue to allow the bike groups to stop there. Mr. Struck remarked that he would hope that all county residents would have access free of charge to the park if the transfer occurs.

Supervisor Rothstein questioned as to why the Town of Cedarburg would like this park. Mr. Culotta stated that there is a long history with the park and they see this as unique and potential value to their park system. As stated in the letter from the Town, the desire to acquire this park is consistent with the Town motto "Preserving Yesterday's Heritage for Tomorrow". If transferred to the town the use would not change. The Town would continue to preserve the park.

Supervisor Rothstein stated that she has concerns about the policy of turning over the park to an entity just for the asking. She feels that the County is a more viable entity than the township and has a greater ability to protect and manage the park. Supervisor Rothstein would rather see the county and town work together with the county maintaining ownership. It is a very recognizable part of the County Park System and sets a bad precedent to take it away.

Mr. Lechner stated that this would take the burden off of the county and that the county would not be loosing, but gaining financially. Mr. Culotta further stated that the County has given parkland to the Town before. Mr. Culotta stated that the Town's financial standing is very solid. Restroom facilities would be ideal and hopefully this would be addressed. At the Town Board level there has been some discussion on the restrooms which has been supportive, but there are no plans as that would be presumptuous to obtaining the park.

Supervisor Rothstein questioned if divesting of parklands would affect the County's ability to seek grants. Mr. Struck said the Stewardship funding also looks at the care that is provided for the parks for future funding. Some of the 2009 projects would be able to be funded through Park and Recreation grants. The funding for the restrooms would likely be a candidate for the County as well as the Town under the Park and Open Space Plan.

Supervisor Leider stated that with regards to Economic Development she is in support of a park transfer.

Mr. Struck reiterated that he would like the park to remain in the county park system, but if it were to be transferred, contractual items would need to be worked out and some things could be specified.

Supervisor Kletti question how it would enhance the Town. Mr. Culotta stated that it would be something for the Town to promote and makes the Town's park system well rounded. Mr. Lechner stated that this would work with the scenic road program that the Town is developing.

9:26AM Corporation Counsel Kenealy joined the meeting.

Mr. Nowak questioned as to where the town has been for the past 20 plus years regarding the park as ideas have always been welcomed. Supervisor Grosklaus feels that no one will "step up to the plate" when the county owns the property. It would be different if it was the Town's entity.

Mr. Meaux and Mr. Struck stated that a legal review would be needed as well as the LAWCON Grant requirements would need to be looked at.

Motion made by Supervisor Leider, seconded by Supervisor Grosklaus to refer to staff for a legal report and draft a resolution detailing contractual requirements that staff would recommend to be part of that transfer. The majority of members present voting aye. Motion carried. (4-1) Rothstein opposed.

Consider Request from the City of Mequon to Conduct Sharp Shooting at Virmond Park to Control the Deer Herd: Mr. Struck was contacted by the City of Mequon Police Department with a request to conduct sharp shooting at Virmond County Park to control the deer herd. This would be done on and off from January thru March. It would be done primarily in the evening hours; the gates would be closed and signed as such. Mr. Struck also stated that all costs will be the responsibility of the City of Mequon Police Department.

Motion made by Supervisor Grosklaus, seconded by Supervisor Rothstein to allow sharp shooting and to have a written contractual arrangement with the City of Mequon Police Department to indemnify the county. All members present voting aye. Motion carried. (5-0)

#### Discussion Items:

Joint Development of a Dog Park with the City of Mequon at Mee-Kwon: Mr. Struck reported that he met with the City of Mequon Parks Director on the potential arrangement. The Mequon Parks Director will revisit the commitment with the potential donor. Mr. Struck explained that this is a 24 acre site. There will be management costs, which would be shared jointly and infrastructure costs to hopefully be covered by the donor. The consensus of the committee is to know what the costs are going to be to the county. Mr. Struck will provide an estimated detailed cost upon further review and design.

Major Equipment Purchases for 2009: Mr. Struck reported that the request for bids has been sent out with a recommendation to come before the committee on February 19. Mr. Lesar stated that they are deferring some equipment purchases. He reviewed the list of equipment that will go to bid. This is part of the capital plan and 2009 budget. The salter has been purchased for the parks and the Highway Department will do the installation on the truck.

Park Naming Subcommittee: Supervisor Kletti and Mr. Struck reported on the Park Naming Subcommittee meeting that was held on January 21. "Harborview County Park" was the name of the park that was chosen. A draft resolution for the County Park naming process and a resolution for the naming of the new County Park was included in the packet. This is for review only. It will be presented at the next meeting.

Management/Financial/Informational Reports: Mr. Lesar reported that the new superintendent is doing an outstanding job. Mindful of the budget, Mr. Lesar has deferred equipment and will be working on eliminating most if not all of the overtime. Update was given on the cleanup at the maintenance building at Mee-Kwon Golf Course. The software training will begin on Monday.

There are issues with snow and ice at Carlson Park and the golf courses regarding salting. Mr. Struck further stated that the staff is doing a great job in keeping the parks open.

Mr. Lesar reported that there was a broken pipe at the Mee-Kwon Club House.

Financially the golf courses were down in December as gift certificate requests were down. A recommendation will come forth regarding the proposed new fees.

Discussion on the use of the Ozaukee Interurban Trail during the winter months. Mr. Struck will provide data from the trail counters at the next meeting.

Mr. Struck stated that he worked with the Public Health Department involving a grant for testing water at the parks and clubhouses. Tendick Park, HH Peters Youth Camp and Hawthorne Hills Clubhouse were tested. All the sites tested well with very low results on metals in the water.

Mr. Struck will be meeting later today with a representative from the State, Economic Development Director Schilling and Emergency Management Deputy Coordinator Fitzgerald to talk about potential projects related to flood damaged areas that might be eligible for economic development funding.

The grant has been submitted for the new "Harborview County Park" (If so named).

Mr. Struck reported that overall for 2008 Park revenue was slightly up.

#### Transit Services:

#### Discussion Items:

Regarding Possible U-PASS Service to Concordia College: Mr. Dreblow reported that a meeting was held with Concordia College staff and Milwaukee County Transportation Services (MCTS) to discuss possible expansion of the U-Pass service to allow Concordia students to utilize this service. There was discussion on different possibilities. Mr. Dreblow reviewed the possibility of running a shuttle that would provide a linkage from Concordia to a transfer to the Ozaukee Express at the corner of Highland and Mequon Road. Looking at providing hourly service and to make it a U-Pass type of arrangement, Mr. Dreblow would look at Concordia to fund the local share of that service. MCTS will look at alternatives, how to accomplish it and costs. Concordia will look at how it would fund this. A target date of fall of 2009 to start this service.

Where to Take Taxi Cabs for Body Work: Supervisor Rothstein would like to recommend that Total Body Auto Repair in the Town of Grafton be considered as a place to have body work done on the taxi cabs. This business has made an investment in "going green". Supervisor Rothstein feels that the County should support local businesses that are "going green".

Discussion on this particular business that is making the effort to use products that are good for the environment as opposed to other vendors in the county. Mr. Dreblow stated that Total Body Auto Repair can be included on the list of vendors to offer a quote as well as other vendors.

Management/Financial/Informational Reports: Information included in the packet. There were no further questions.

#### Highways:

#### Action Items:

Approve Purchase of Triaxle Truck: Included in the packet was the bid tabulation and a recommendation from Highway Superintendent Leppla go with the low bid for the purchase of a 2010 Freightliner from Truck Country for \$94,462. There is \$168,000 budgeted for the truck, dump body system and setup costs. This is just for the truck and is within the range budgeted.

Motion made by Supervisor Grosklaus, seconded by Supervisor Kletti to purchase the truck on the recommendation of the Highway Superintendent. All members present voting aye. Motion carried. (5-0)

Approve Town Road Maintenance Agreement with the Town of Belgium & Town of Fredonia: Mr. Dreblow stated that is a standard agreement on how service is provided to the township. Agreements are done every two years. Mr. Dreblow reviewed the services listed in the agreement.

Motion made by Supervisor Grosklaus, seconded by Supervisor Leider to authorize the Highway Commissioner and the Chairperson to execute the agreements with the Towns of Belgium and Fredonia. All members present voting aye. Motion carried. (5-0)

Request to Fill Position-Equipment Operator, Full-time, 40.00hrs, weekly: This vacancy was due to the termination of the employee for violation of the terms of the 'last chance' memo of understanding.

Motion made by Supervisor Rothstein, seconded by Supervisor Grosklaus to authorize the request to fill the Equipment Operator position. All members present voting aye. Motion carried. (5-0)

Review and Possible Approval of Mediated Settlement for Right of Way Acquisition of Frankard Property; CTY W Project, STH 167 to Glen Oaks: Mr. Dreblow provided the history of this acquisition as part of the Port Washington Road project. Eminent domain was used to acquire the property. Subsequently the Frankards took legal action to challenge the dollar amount that was paid for the property. Corporation Counsel Kenealy and Mr. Dreblow met with a mediator and others in an attempt to settle. The City of Mequon was not present. The Wisconsin Department of Transportation (WIDOT) is responsible for 80% of the cost, Ozaukee County 10% and City of Mequon 10%.

The first issue was contamination from a hazardous spill of some kind. Through mediation an Indemnification Agreement was reached and the second issue was the purchase of the property of which a Settlement Agreement has tentatively been reached. Mr. Dreblow reviewed the proposed Settlement Agreement which outlines an additional \$163,300. The County's share would be \$16,330. If the state approves the agreement then the County is obligated to pay. The settlement amount could possibly be lowered. Mr. Dreblow will be bringing the agreement with the final numbers to the committee once the WIDOT has approved. Discussion on rejection of the agreement.

Motion made by Supervisor Grosklaus, seconded by Supervisor Rothstein to approve subject to approval by the WIDOT of the Settlement and Indemnification Agreements. All members present voting aye. Motion carried. (5-0)

Discussion Items:

Review and Discuss Status of Hetzel Pit Mining Permit: Mr. Dreblow stated that the Wisconsin Department of Natural Resources (WDNR) has granted a permit to begin mining at the Hetzel Pit. Mr. Struck stated that a permit for excavating over 10,000 square feet under NR216 and the Notice of Intent is still required. Mr. Struck believes this is just a formality given the letter from the WDNR. The next step is to acquire the County permit, which requires public notice and a potential public hearing. Anticipated mining operations will begin in the spring. Mr. Dreblow stated that they have five years to mine the gravel. The overburden sand will be sold to Karrel's Excavating and the cost from the sale should pay for the engineering fees and the restoration costs.

Discuss Possible Method for Bidding for 2009 Asphalt Oil: Mr. Dreblow stated that historically the County has received bids for asphalt oil annually to fix the price of the product for the paving season. Due to the expected fluctuations in the price of asphalt oil and limited availability Meigs Oil is suggesting the ability to adjust the price. Mr. Dreblow has insisted that there be an industry wide standard to determine the price adjustment. Included in the packet is the revised pro-

posal terms which includes using the Argus Asphalt Report for the price adjustment when there is a deviation of 5%. Thirty day notice must be given and Meigs Oil will reserve the rights to allocate the supply that is available.

Management/Financial/Informational Reports: Mr. Dreblow reported that there have been conversations at the State level regarding salt and salt storage. There is a concern about transporting salt when there is a shortage. This discussion was about possibly building more domes near the freeway. Mr. Dreblow's suggestion would be the Cedarburg shop. Possible future discussion.

Mr. Dreblow updated the committee on the Highway 33 project from I43 to Tower Drive in Port Washington. The 30% review meeting was held and there were new bike accommodation requirements.

Next meeting date: Thursday, February 19 – 8:00 AM

Adjournment: Motion made by Supervisor Grosklaus, seconded by Supervisor Kletti to adjourn. All members present voting aye. Motion carried. (5-0).

Meeting adjourned at 12:00pm

*Julianne B. Winkelhorst, County Clerk*