



Office of the Clerk/Treasurer
W239 N2242 Pewaukee Road
Waukesha WI 53188
Phone: 262-691-0770

**COMMON COUNCIL
MEETING NOTICE AND AGENDA
Monday, June 16, 2025
6:30 PM**

Pewaukee City Hall Common Council Chambers
W240N3065 Pewaukee Road, Pewaukee, WI

1. Call to Order and Pledge of Allegiance
2. Public Comment - Please limit your comments to two minutes. If further time for discussion is needed, please contact your District Alderperson prior to the meeting.
3. New Business:
 - 3.1 **PUBLIC HEARING**, Discussion and Possible Action Regarding the 2025-2026 Liquor License Requests and Agent Appointments [Tarczewski]
 - 3.2 Discussion and Possible Action to Approve an Emergency Capital Expense For the Pewaukee Public Library. The Purpose of the Expense is to Replace the Water Softner, Which Could also Include the Replacement of the 3-Value Bypass in the Amount Not to Exceed \$1,414 [Champe]
 - 3.3 Discussion and Possible Action Regarding Expectations of Common Council Meeting Minutes and Audio [Tabbert]
 - 3.4 Discussion and Possible Action Regarding Valley Brook Storm Sewer Project, Specifically Related to the Sipe Residence Located at N39 W22711 Grandview Drive (PWC 0867-009). [Reinbold]
 - 3.5 Discussion and Possible Action to Approve the Accounts Payable Listing Dated June 16, 2025 [Tarczewski]
4. Engineering
 - 4.1 Discussion and Possible Action Regarding Extending the Electronic Recycling Contract with COM2. [Wagner]
 - 4.2 Discussion and possible action to adopt **Resolution 25-06-13** Supporting a Quiet Zone Crossing at Duplainville Road. [Wagner]
 - 4.3 Discussion and Possible Action Regarding the Basatada, LLC (WVRC) Letter of Credit Release in the Amount of \$601,446. [Wagner]
5. Water & Sewer Utility
 - 5.1 Discussion and possible action regarding **Resolution 25-06-14** for the 2024 Compliance Maintenance Annual Report. [Wagner/Mueller]
 - 5.2 Discussion and Possible Action Regarding Exceedance of Gross Alpha at Well 5 and Required Notice. [Wagner/Mueller]

6. Public Comment - Please limit your comments to two minutes. If further time for discussion is needed, please contact your District Alderperson prior to the meeting.
7. Adjournment

Kelly Tarczewski
Clerk/Treasurer
June 13, 2025

NOTICE

It is possible that members of other governmental bodies of the municipality may be in attendance to gather information that may form a quorum at the above stated meeting. No action will be taken by any governmental body other than the governmental body specifically referred to above in this notice.

Any person who has a qualifying disability under the Americans with Disabilities Act that requires the meeting or materials at the meeting to be in an accessible format must contact the Clerk/Treasurer, Kelly Tarczewski, at (262) 691-0770 three business days prior to the meeting so that arrangements may be made to accommodate your request.

Doing Business As	Owner/Applicant or Agent	Renewal Type	2024 - 2025 Premises Request	2025 - 2026 Premises Request	Outdoor Activity Permit	Cigarette Application	Amusement Application	Total Amuse Items	Hotel Application	Health Inspect.	Sheriff Inspect.	Fire Inspect.	Building Inspect.	Fees Due	Amount Paid	Balance Due	Requested Action
AGAM Restaurant Inc. DBA The Crossings	Ramandeep K. Chanana	N/A	Kitchen & Restaurant	N/A	NO	NO	NO	0	NO	PASSED	PASSED	PASSED	Multiple Issues Noted	\$0	\$0	\$0	No Action
Battle House MKE LLC	Paul W. Mikelonis	Class B Beer & Class C Wine	Alcohol is sold behind the "employee only" bar area located at the main entrance. Storage cooler and refrigerator located behind the bar and in an employee area. Records stored behind the bar.	Bar area just past entry way.	NO	NO	NO	0	NO	PASSED	PASSED	PASSED	Multiple Issues Noted	\$225	\$225	\$0	Approve Contingent upon receiving feedback related to the open Building Code violations.
The Loft & Chapel	Jeffery R. Becker	Class B Beer & Class B Liquor	Reception Halls, Bar Areas, Dance Floors, Outdoor Gazebo & Patio	Reception Halls, Bar Areas, Dance Floors, Outdoor Gazebo & Patio	NO	NO	NO	0	NO	PASSED	PASSED	PASSED	Multiple Issues Noted	\$625	\$625	\$0	Approve Contingent upon receiving feedback related to the open Building Code violations.
The Beer Depot	Patrick J. Mischker	Class A Beer & Class A Liquor	Sold & Stored Upstairs, Additional Storage in the Basement	Alcoholic beverages are stored on the premises and sold at the register, back stock in basement, records kept in basement	NO	YES	NO	0	NO	PASSED	PASSED	PASSED	Multiple Issues Noted	\$725	\$725	\$0	Approve Contingent upon receiving feedback related to the open Building Code violations.
Marriott - Milwaukee West	Francis Edward Dorsey III	Class B Beer & Class B Liquor	LOUNGE: 40 seats and 9 stools. RESTAURANT: consisting of 124 seats ROOM SERVICE: 281 guest rooms BANQUET HALL: 9,980 square feet of space STORAGE: Main liquor room off of kitchen, walk-in cooler in the kitchen, Lounge area has several coolers and cabinets. Banquet rooms have stand-up coolers. RECORDS: Stored in Administrative office and cloud-based storage.	LOUNGE: 40 seats and 9 stools. RESTAURANT: consisting of 124 seats ROOM SERVICE: 281 guest rooms BANQUET HALL: 9,980 square feet of space STORAGE: Main liquor room off of kitchen, walk-in cooler in the kitchen, Lounge area has several coolers and cabinets. Banquet rooms have stand-up coolers. RECORDS: Stored in Administrative office and cloud-based storage.	NO	NO	NO	0	YES	PASSED	PASSED	PASSED	Multiple Issues Noted	\$650	\$650	\$0	Approve Contingent upon receiving feedback related to the open Building Code violations.
Mug Shotz Bar & Grill	Craig Werner	Class B Beer & Class B Liquor	Records in office in basement, liquor room storage in basement, sales of liquor and beer first floor level.		NO	YES	YES	9	NO	PASSED	PASSED	PASSED	Multiple Issues Noted	\$840	\$840	\$0	Approve Contingent upon receiving feedback related to the open Building Code violations.
Curly's Waterfront	Ryan P. Gardner	Class B Beer & Class B Liquor	Main bar level, downstairs walk-in coolers and liquor room and outside in walk-in cooler and on deck.	Main bar level, outside deck, downstairs walk-in coolers and liquor room, outside walk-in beer cooler. Records are kept in office downstairs	Approval Recommended by PC 5/20/21 CC Approved 6/7/21	NO	YES	5	NO	PASSED	PASSED	PASSED	Multiple Issues Noted	\$675	\$675	\$0	Approve Contingent upon receiving feedback related to the open Building Code violations.
Davians, Inc.	Amy E. Masterman	Class B Beer & Class C Wine	GE Healthcare Institute - Confernce Center, Kitchen, Cafeteria, Storage Room & Offices	GE Healthcare Institute - Confernce Center, Kitchen, Cafeteria, Storage Room & Offices	NO	NO	NO	0	NO	PASSED	PASSED	PASSED	Issue Noted	\$225	\$225	\$0	Approve Contingent upon receiving feedback related to the open Building Code violations.
Docs Dry Dock Inc.	Joshua K. Goodman	Class B Beer & Class B Liquor	14 seat bar & 5 tables for dine-in sales, storage in basement & behind the bar.	14 seat bar & 5 tables for dine-in sales, storage in basement & behind the bar.	NO	NO	YES	1	NO	PASSED	PASSED	PASSED	Multiple Issues Noted	\$635	\$635	\$0	Approve Contingent upon receiving feedback related to the open Building Code violations.
Sunset Grill of Pewaukee Lake	Bernie Kook	Class B Beer & Class B Liquor	MAIN LEVEL: this level is approx. 4126 square feet. Alcohol and beer will be sold and consumed in all areas of this floor, which is comprised of a bar/dining area in the lakeside part of the building, waiting area, kitchen, restrooms and in the street side game room of the building also. There is also an attached deck. There are 2 wine/liquor display areas on this floor used for the display and storage of liquor and wine. LOWER LEVEL: This level is approx. 4125 square feet. Alcohol will be sold and consumed in all areas of this floor, which is comprised of a private rental room, walk in cooler & freezer, dry storage area, beer cooler and liquor room. This level also has a patio area, beach area and an existing outside bar.	SECOND FLOOR: two offices for use by the management. MAIN LEVEL: this level is approx. 4126 square feet. Alcohol and beer will be sold and consumed in all areas of this floor, which is comprised of a bar/dining area in the lakeside part of the building, waiting area, kitchen, restrooms and in the street side game room of the building also. There is also an attached deck. There are 2 wine/liquor display areas on this floor used for the display and storage of liquor and wine. LOWER LEVEL: This level is approx. 4125 square feet. Alcohol will be sold and consumed in all areas of this floor, which is comprised of a private rental room, walk in cooler & freezer, dry storage area, beer cooler and liquor room. This level also has a patio area, beach area and an existing outside bar.	Approval Recommended by PC 5/20/21 CC Approved 6/7/21	NO	YES	5	NO	PASSED	PASSED	PASSED	Multiple Issues Noted	\$675	\$675	\$0	Approve Contingent upon receiving feedback related to the open Building Code violations.

5 O'Clock Club of Pewaukee LTD	Richard D. Knutson	Class B Beer & Class B Liquor	Liquor/Beer: Main bar room, three dining rooms, outdoor deck and lower patio entry area, back lawn area toward garden (east) Basement 2 rooms, 1 with beer cooler, 1 with liquor storage cage, kitchen and 1st floor hallway. Record Storage: 2nd floor 2 offices, 1 store room 3rd floor attic - old record storage.	Liquor/Beer: Main bar room, three dining rooms, outdoor deck and lower patio entry area, back lawn area toward garden (east) Basement 2 rooms, 1 with beer cooler, 1 with liquor storage cage, kitchen and 1st floor hallway. Record Storage: 2nd floor 2 offices, 1 store room 3rd floor attic - old record storage.	Approval Recommended by PC 5/20/21 CC Approved 6/7/21	NO	NO	0	NO	PASSED	PASSED	PASSED	Multitple Issues Noted	\$625	\$625	\$0	Approve Contingent upon receiving feedback related to the open Building Code violations.
Gina's Sports Dock	Gina M. Schwister	Class B Beer & Class B Liquor	Main Building: liquor and beer stored in basement - walk-in and locked liquor room, Main Bar: beer in coolers/liquor on bar rail. Beach Bar: beer stored in back room, liquor on rail. Sold on beach and in main bar. Records stored in basement locked room.	Alcohol is stored in basement in locked liquor rooms. Main Bar and Beach Bar. All product is stored on premise in main building. All alcohol is consumed at main bar or seasonal beach area.	Approval Recommended by PC 5/20/21 CC Approved 6/7/21	NO	YES	5	NO	PASSED	PASSED	PASSED	Multitple Issues Noted	\$675	\$675	\$0	Approve Contingent upon receiving feedback related to the open Building Code violations.
Holiday Inn	Terry A. Waite	Class B Beer & Class B Liquor	Three-story hotel with basement & outdoor area.	Three-story hotel with basement & outdoor area.	NO	NO	NO	0	YES	PASSED	PASSED	PASSED	Multitple Issues Noted	\$650	\$650	\$0	Approve Contingent upon receiving feedback related to the open Building Code violations.
Wildwood Lodge	Terry A. Waite	Class B Beer & Class B Liquor	Three Story Hotel with Basement	Three Story Hotel with Basement and outdoor area	NO	NO	NO	0	YES	PASSED	PASSED	PASSED	Multitple Issues Noted	\$650	\$650	\$0	Approve Contingent upon receiving feedback related to the open Building Code violations. REQUEST CLARIFICATION ON ACTUAL OUTDOOR AREA.
Jack's Café	John M. Cameron	Class B Beer & Class C Wine	Cafe seats 30 inside 1860's Building. Summer & Fall outdoor seating on two patios which seats 35. Serving Lunch only.	Cafe seats 30 inside 1860's Building. Summer & Fall outdoor seating on two patios which seats 35. Serving Lunch only.	NO	NO	NO	0	YES	PASSED	PASSED	PASSED	Multitple Issues Noted	\$250	\$250	\$0	Approve Contingent upon receiving feedback related to the open Building Code violations.
Andrea's Red Rooster	Natasha Koput	Class B Beer & Class B Liquor	Dining room, bar, patio, liquor room, beer cooler, storage shelves in back room.	Dining room, bar, patio, liquor room, beer cooler, liquor closet, beer storage shelves by beer cooler	NO	NO	YES	3	NO	PASSED	PASSED	PASSED	Multitple Issues Noted	\$655	\$655	\$0	Approve Contingent upon receiving feedback related to the open Building Code violations.
Kwik Trip #396	Paul K. Johnson	Class A Beer & Class C Wine	One story frame construction with storage in lockable walk in cooler & cabinetry	One story frame construction with storage in lockable walk in cooler & cabinetry. Records kept in office area.	N/A	YES	NO	0	NO	PASSED	PASSED	PASSED	Multitple Issues Noted	\$325	\$325	\$0	Approve Contingent upon receiving feedback related to the open Building Code violations.
Machine Shed	Terry A. Waite	Class B Beer & Class B Liquor	Single Story Restaurant	Single Story Restaurant, consumed-on-property.	NO	NO	NO	0	NO	PASSED	PASSED	PASSED	Multitple Issues Noted	\$614	\$614	\$0	Approve Contingent upon receiving feedback related to the open Building Code violations. ELIMINATE "CONSUMED ON PROPERTY"
BP Pantry 41	Punjab Walia	Class B Beer & Class C Wine	Cold beer stored inside our only walk-in cooler displayed for retail in last 2 North side glass doored cooler closest to register, wine stored and displayed on dry shelves on shelf facing East, middle section by the register - All sold in store-check out at registers	Cold beer stored inside walk-in cooler. Displayed for retail in the north side glass door cooler. Both doors are closest to registers. Wine sold on shelf facing east, middle section top shelf, in view of registers. All sold at register.	N/A	YES	NO	0	NO	PASSED	PASSED	PASSED	Multitple Issues Noted	\$325	\$325	\$0	Approve Contingent upon receiving feedback related to the open Building Code violations.
Point Burger Bar	Noelle Schiefelbein	Class B Beer & Class B Liquor	First floor behind bar on shelves and in coolers, liquor room storage, beer taps room behind main bar, throughout main dining room and private dining rooms, outside patio	Restaurant and outdoor patio in single story commerical building. Liquor kept behind the bar on shelves and coolers and in storage room behind the bar. Beer, wine and alacoholic beverages will be served at the bar, in the dining room, in the arcade area, in the viewing area, in two event rooms and on the outdoor paitio.	NO	NO	YES	52	NO	PASSED	PASSED	PASSED	Multitple Issues Noted	\$1,145	\$1,145	\$0	Approve Contingent upon receiving feedback related to the open Building Code violations. PLEASE LOOK AT ADDED PREMISE DESCRIPTION
Queen of Apostles Congregation	James Heinen	Class B Beer & Class C Wine	Parish Hall, Gathering Space, Kitchen, Office and Storage Areas	Parish Hall, Gathering Space, Kitchen, Office and Storage Areas	NO	NO	NO	0	NO	PASSED	PASSED	PASSED	PASSED	\$215	\$215	\$0	Approve Contingent upon receiving feedback related to the open Building Code violations.
Smokey's	John Heimsch	Class A Beer	Two story building. Retail bait shop on first floor only. Beer in cooler just inside front door entry.	Beer is sold and stored on first floor. Cooler is right inside front door on the left.	NO	NO	NO	0	NO	PASSED	PASSED	PASSED	PASSED	\$125	\$125	\$0	Approve Contingent upon receiving feedback related to the open Building Code violations.
Stenny's Lake Country	Brittney Stenstrup	Class B Beer & Class B Liquor	Sports bar, fenced in area in back of bar, enclosed deck, basement liquor storage, walk in cooler upstairs, wal in cooler downstairs, back field.	bar area with dining room, basement liquor storage, game room, enclosed fenced area behind bar, wal-in cooler in basement.	CUP	NO	YES	10	NO	PASSED	PASSED	PASSED	Multitple Issues Noted	\$725	\$725	0	Approve, eliminating the "back field" since not activities are taking place back there currently.

Stoneridge Market LLC	Sukhdeep Garcha	Class A Beer & Class C Wine	Sales area, basement, beer cooler	NEED!	N/A	YES	NO	0	NO	PASSED	PASSED	PASSED	Multiple Issues Noted	\$325	\$0	\$325	Approve Contingent upon receiving feedback related to the open Building Code violations. Premise Description needs to be provided and all fees need to be paid.
The Station Pub & Grill	Jason R. Zinda	Class B Beer & Class B Liquor	First floor bar & restaurant area, basement storage, kitchen, cooler, freezer, back storeroom, office, patio, horseshoes and soccer golf area.	First flilor bar & restaurant area, basement storage, kitchen, cooler, freezer, back store room, office, patio, horsehoes and soccer golf area.	Approval Recommended by PC 5/20/21 CC Approved 6/7/21	NO	YES	5	NO	PASSED	PASSED	PASSED	Multiple Issues Noted	\$675	\$675	\$0	Approve Contingent upon receiving feedback related to the open Building Code violations.
Thunder Bay Grille	Terry A. Waite	Class B Beer & Class B Liquor	Single Story Restaurant w/ Basement and Outdoor Patio Area	Single Story Restaurant consumed-on-property	NO	NO	NO	0	NO	PASSED	PASSED	PASSED	Multiple Issues Noted	\$614	\$614	\$0	Approve Contingent upon receiving feedback related to the open Building Code violations. ELIMINATE "CONSUMED ON PROPERTY" must add patio area.
Urban Slopes	Jared T. Masters	N/A	Small check-in desk area which also is where the bar is located with four seats	N/A	NO	NO	NO	0	NO	N/A	N/A	N/A	CLOSED	\$0	\$0	\$0	No Action
The Waters	Kenneth W. Kealey	Class B Beer & Class C Wine	Café, Dining Room, Private Dining Room, Patio Off of Café / Dining Room and Specialty Care Dining Room	Café, Dining Room, Private Dining Room, Patio Off of Café / Dining Room and Specialty Care Dining Room	NO	NO	NO	0	NO	PASSED	PASSED	PASSED	Multiple Issues Noted	\$225	\$0	\$225	Approve Contingent upon receiving feedback related to the open Building Code violations. NEED LICENSED SERVERS. Must pay fees.
Waukesha Gun Club	Bradley S. Patterson	Class B Beer & Class C Wine	Clubhouse and adjoining patio	Clubhouse and adjoining patio	Approval Recommended by PC 5/20/21 CC Approved 6/7/21	NO	NO	0	NO	PASSED	PASSED	PASSED	Multiple Issues Noted	\$225	\$225	\$0	Approve Contingent upon receiving feedback related to the open Building Code violations.
Pewaukee Golf Club	Frank J. Romano	Class B Beer & Class B Liquor	Club House Golf Bar and Golf Shop. Clubhouse East wall storage closet. Golf Course 18 holes surrounding club house.	Club House Golf Bar and Golf Shop. Clubhouse East wall storage closet. Golf Course 18 holes and clubhouse patio.	NO	NO	NO	0	NO	PASSED	PASSED	PASSED	Multiple Issues Noted	\$625	\$625	\$0	Approve Contingent upon receiving feedback related to the open Building Code violations.
Wonderland Tap	Robert J. Boehnen	Class B Beer & Class B Liquor	Bar Room, Store Room Cooler, Liquor Room, Outside Horseshoe Pits	Bar room, walking cooler, liquor room, outdoor horseshoe pits	Approval Recommended by PC 5/20/21 CC Approved 6/7/21	NO	YES	6	NO	PASSED	PASSED	PASSED	Multiple Issues Noted	\$685	\$685	\$0	Approve Contingent upon receiving feedback related to the open Building Code violations.

MEMO

To: Steve Bierce, Mayor and Scott Klein, City Administrator, City of Pewaukee

From: Nan Champe, Library Director, Pewaukee Public Library *Nan Champe*

Date: 5/22/2025

Subject: Emergency Capital Request – Library Water Softener Replacement

This memo serves as a formal request on behalf of the Library Board for emergency capital funding to replace the water softener and softener's 3-valve bypass at the Pewaukee Public Library. The existing system is no longer functioning and may lead to issues with the Library's plumbing infrastructure and equipment if not addressed. Timely replacement is recommended to avoid complications.

In accordance with the **Joint Library Agreement Between the Village of Pewaukee and the City of Pewaukee** and the **Library Building Lease Agreement**, the Board has reached a consensus that the emergency replacement of the water softener and the 3-valve bypass qualifies as a Capital Project. As outlined in *Exhibit "A" – Capital Projects*, this replacement falls under "plumbing replacement".

The current water softener and bypass system, installed in 2006, is original to the building. It has exceeded its expected service life and recently experienced a complete and unexpected failure. This has already caused visible hard water damage and may affect the performance of the plumbing and heating systems over time. Maintenance inspections have confirmed that the system is no longer repairable.

At the May 21, 2025 meeting, the Board reviewed three (3) replacement proposals and voted to approve the proposal submitted by Culligan. The approved bid totals \$7,070, which includes equipment, installation, permits, and required plumbing modifications. A copy of the approved proposal is included.

We respectfully request that the City approve an emergency capital allocation of \$1,414 to cover its 20% share of the project cost, as outlined in the **Joint Library Agreement**. We also request that the City Council review and consider the emergency capital funding at its next regular meeting to ensure timely completion of the project and to prevent further damage to the Library's infrastructure.

Please contact me if you have any questions or require additional information. We appreciate your prompt attention to this matter and your continued support of the Pewaukee Public Library.



Quotation

Date: April 24, 2025

Quote No.: 042425-DC-01

Quoted To: Pewaukee Public Library
Attn: Nan Champe
210 Main St
Pewaukee, WI 53072
262-746-0920
director@pewaukeelibrary.org

Prepared By: Don Clemons
Culligan Water Conditioning
1801 Pewaukee Rd.
Waukesha, WI 53188
Phone No.: 262-893-1627

Equipment/Services: Replacement of current (full-line) water softener service (with salt delivery)

QTY: (1) Culligan CTM-150-DF Softener with Brine System (900 lbs.)
\$132.37 per month plus tax (Rental Option) Includes all parts & service (minus salt) _____ Initials

QTY: (1) Culligan CTM-150-DF Softener with Brine System (900 lbs.)
\$4725.00 (Purchase Option) Manufacturer's Warranty Applies (minus salt) _____ Initials

QTY: (1) Culligan Scheduled Salt Delivery Service (24 month Price Guarantee)
\$8.95 per bag (plus tax) _____ Initials

\$1495.00 Estimated Installation plus tax (Including labor, parts and materials.) If 3-Valve bypass needs to be replaced, add \$750.00

\$100.00 Plumbing Permit (City of Pewaukee – Commercial Permit)

Terms and Conditions: All prices in US Dollars. Net 30 Days. Rental 36 month term, monthly thereafter.

Quote Valid For: 30 Days

Delivery: 10-15 business days from Culligan with acceptance of a signed purchase order and credit approval.

Installation is estimated and will be performed by Culligan or an authorized Culligan representative. Actual installation costs (time and materials) will be billed at current market prices at the time of installation. Culligan will provide equipment delivery and will set equipment in place. Culligan will attach inlet, outlet and drain to supplied connections. Any needed repairs to customer bypass will be billed time and materials. Suitable electrical service must also be available for connection to equipment. Installation service to be scheduled by contacting Culligan at least 7 days in advance and during normal business hours (8 AM to 4 PM).

Miscellaneous: This quotation does not constitute an offer to provide and/or perform the product/work at this price but is instead a quotation for such services as outlined above and would be subject to Culligan's Standard Terms and Conditions. If for any reason the information provided to Culligan is found to be inaccurate, incomplete or otherwise changed, Culligan reserves the right to provide an amended quotation.

Authorized: _____ Date: _____

Print: _____ Title: _____

Return To: don.clemons@culliganwater.com FAX:

City of Pewaukee - New Agenda Item

Agenda Language:

Discussion and possible action regarding ValleyBrook Storm Sewer project, specifically the Sipe residence. [Reinbold]

Sub Item Agenda Language:

Background Provided By:

Magdelene Wagner

Background:

Attached is the Common Council packet from February 17, 2025. Council directed Staff to work with the residents to pay for the repairs to re-route the sump line.

Attached is the email and memorandum outlining the procedure for this work as well as the agreement required.

Fiscal Impact:

Recommended Motion:

**CITY OF PEWAUKEE
COMMON COUNCIL AGENDA ITEM 3.**

DATE: February 17, 2025

DEPARTMENT: PW - Stormwater

PROVIDED BY: Magdelene Wagner

SUBJECT:

Discussion and Possible Action Regarding the Valley Brook Storm Sewer Replacement Project [Reinbold]

BACKGROUND:

The resident requested through her Alderperson to have this item on the agenda.

The complaint stems from our Valleybrook Storm Sewer Replacement project which replaced a failing storm sewer within easements along the side and rear of several residential properties. The project was constructed in Fall 2023.

Attached you will find the plans for the project, emails related to this issue, final letter from staff regarding the sump pump discharge, aerial views with and without floodplain, and the resident provided information. (A note regarding the emails: I put them in chronological order however, I did combine emails with multiple back and forth into 1 email so you will need to read some of these from the bottom up to follow it chronologically. A new email thread typically has a bold name and line at the top of the page. Some are repeated depending on the correspondence that followed after. I apologize for this confusion in advance.)

It should also be noted we have an outstanding punch list item with the Contractor to address the ponding water in the easement which is anticipated to be addressed in the Spring 2025. The project has not been paid in full nor has it been closed out yet. Staff agrees with the property owner that this needs to be addressed prior to closeout of the project.

As for the sump pump discharge, Staff still supports the decision made in the letter. The storm sewer was not designed for a nearly continuous flow from a sump pump whose connection was unknown to the City. In addition, the City policy is only to allow connection of sump pumps to structures so the integrity of the connection can be monitored. In this particular case, the structure has the minimum amount of concrete left between the two pipes entering the structure so a connection cannot be allowed without compromising the integrity of the structure.

The final pictures of the Aitchison's residence are located within a mapped floodplain. The City's storm sewer discharges in the same location as the replaced storm sewer. The City's project did not cause the stream to move or meander in any way. Stream meandering is a natural evolution of a stream. The City does not have jurisdiction over the stream. A stream relocation project is possible with permits from the Wisconsin Department of Natural Resources (WDNR). However, no funds have been allocated to review this. In addition, the stream is on private property (the homeowners in Valleybrook and an outlot of the Wethersfield Subdivision). The City does not have any easements for this stream. Property owners can armor their stream banks with proper permits from the WDNR. I've attached a 1950 (pre-subdivision) and 2024 aerial showing the stream location which appears largely unchanged.

FINANCIAL IMPACT:

RECOMMENDED MOTION:

ATTACHMENTS:

Description

Resident Provided Information

Plan Set

City Letter

Email Correspondence

Aerial View

Aerial view with wetland and floodplain

1950 Aerial Stream

2024 aerial of stream

Power Point Presentation

Virtue Construction

Freds Sanitary

Valley Brook Storm Sewer Replacement Project

Began in Fall of 2023

Tom and Sue McCarron Residence

W226N3971 Country Lane

Ditch is not pitched correctly and water does not exit to the culvert at the corner of the street. The culvert is pitched towards the lot and not the drain pipe that was just recently installed.



Eric and Melissa Sipe Residence

N39W22711 Grandview Drive

Pictures from 9/17/23 of our backyard prior to excavation:
(note level grading)



11/7/23

Stakes were left in our yard after project was completed.



3/13/24

Ponding in yard with minimal rainfall



Additional pictures from 3/13/24



Additional pictures from 3/13/24

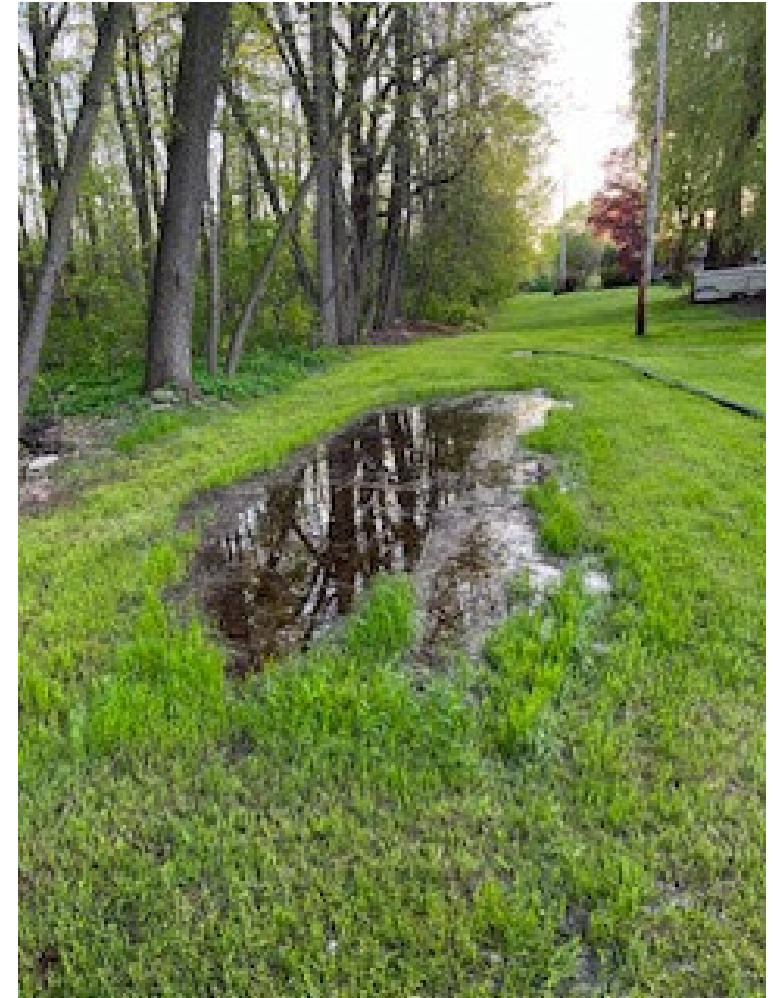
As instructed by Public Works, we added additional pipe to route the sump pump to drain on the easement. We then re-routed to the junction box/structure as instructed for a temporary solution.



3/26/24



5/8/24



5/29/24



Additional picture from 5/29/24

Side view between N39W22711 Grandview Drive and N39W22737 Grandview Drive



10/15/24

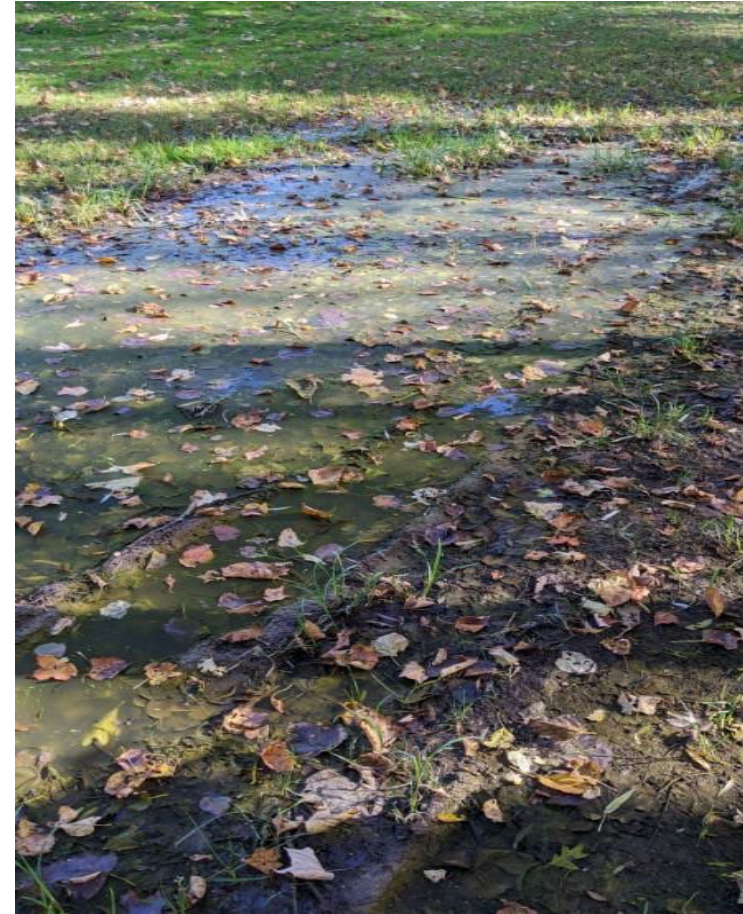


10/20/24- Water is about 2 inches deep
Pewaukee only received .67" of rain the whole month of October



Additional pictures from 10/20/24

Green slime now growing on top of standing water



Pictures from 11/18/24



Please see attached pdf files for quotes from companies to bury the disconnected sump pump line

Neal and Peg Aitchison Residence

N39W22671 Grandview Drive

Severe land erosion due to the creek expansion

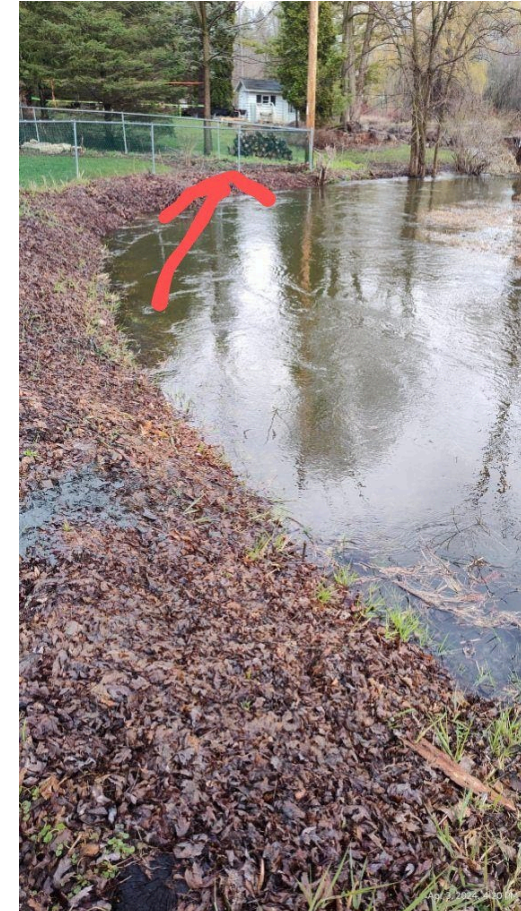


Pictures from 4/2024



Pictures of creek behind Aitchison residence

Creek has expanded greatly.





Melissa Sipe <sipemelissa@gmail.com>

Sump pump discharge pipe

Jason Gindhart <jgindhart@virtuewi.com>
To: Melissa Sipe <sipemelissa@gmail.com>

Fri, Jan 10, 2025 at 12:28 PM

Melissa,

Good afternoon, it was a pleasure meeting with you yesterday. Below are 3 options that I believe will convey your water from your sump line to areas that will direct the water away from your house. Pros and Con to compare and consider are:

Exterior plumbing cost, interior plumbing cost, yard restoration cost, possible additional cost per city requirements.

I can Send out an official proposal once you hear back from the City and have come up with an option to proceed with. Feel free to give me a call to discuss further.

Option #1 (BETTER)

To have a plumber pipe your sump line in your basement ceiling to the front of your house. We would pipe from house to the South ditch line in front of your house.

- Depth of 4" PVC at house to daylight in ditch 2 feet
- Length of 4" PVC from house to ditch 85 feet
- Pipe Drop .30 Feet
- Pitch of 4" PVC .35% maximum flow 50GPM
- Est. Cost \$ 5,900.00

Option #2 (GOOD)

To connect to the sump line in back of your house and pipe to the Southwest ditch line in front of your house (corner of your lot).

- Depth of 4" PVC at house to daylight in ditch 3 feet
- Length of 4" PVC from house to ditch 165 feet
- Pipe Drop .92 Feet
- Pitch of 4" PVC .55% maximum flow 80GPM
- Est. Cost \$ 8,300.00

Option #3 (BEST)

To connect to the sump line in back of your house and pipe to and connect into the RCP in the city easement West of your house.

- Depth of 4" PVC at house to daylight in ditch 2 feet
- Length of 4" PVC from house to ditch 105 feet
- Pipe Drop .92 Feet
- Pitch of 4" PVC .55% maximum flow 80GPM
- ROW permits will be needed.
- City approval will be needed.
- Est. Cost \$ 6,700.00

All the above options inclusions and exclusions but not limited to the following:

Includes all spoils to remain on site; Includes spoil backfill in all areas; Includes plumbing permits; Excludes hard or soft surface restoration; Excludes ROW permits. Excludes inside plumbing work.

***Spoils trucked off site ADD \$300 per load

All the best,

Jason Gindhart



Virtue Construction Corporation
PO Box 196
Sussex, WI 53089
Direct: (262) 210-3546
jgindhart@virtuewi.com

From: Melissa Sipe <sipemelissa@gmail.com>

Sent: Wednesday, January 8, 2025 10:20 AM

To: Jason Gindhart <jgindhart@virtuewi.com>

Subject: Sump pump discharge pipe

[Quoted text hidden]



Fred's Sanitary Service

Septic System Cleaning - Pumping
Inspecting - Installing - Snaking
Repairing - Reviving - Replacing - Cameraing
Snowplowing - Snow Removal

QUOTE

DATE: 11/21/2022

W300 N7707 Christine Ln
Hartland, WI 53029
Phone: 262-367-4466
DaveBFreds@gmail.com

EXPIRATION DATE DATE

TO: Name Sipe
Address N39 W22711 Grandview Dr
Address Pewaukee wi 53072
Phone # 414-326-6871
Customer No.14076

SALESPERSON	JOB	PAYMENT TERMS	DUE DATE
Dave	Sump pump discharge	Due on receipt	TBD

QTY	DESCRIPTION	UNIT PRICE	LINE TOTAL
1.	Bury sump pump discharge line 120 ft to city storm sewer.		\$
2.	Digging, piping and labor approval needed from city		\$5,000

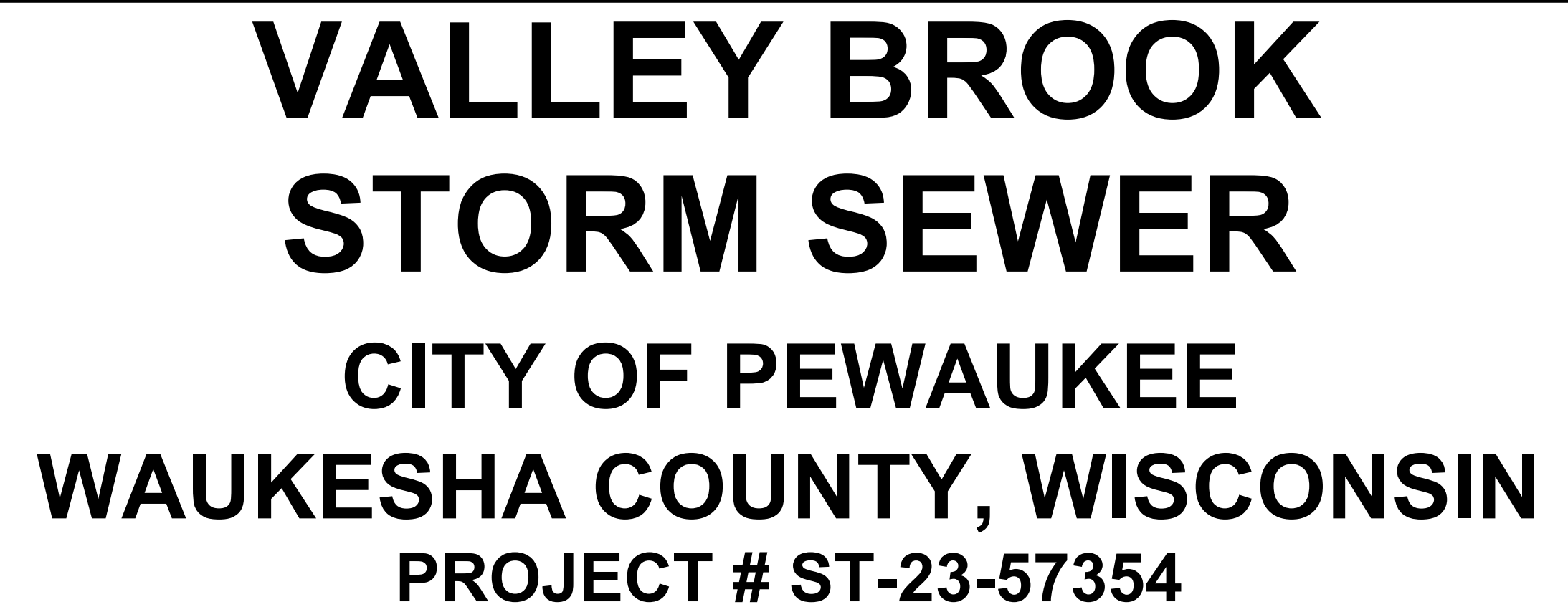
SUBTOTAL	\$
SALES TAX	\$0.00
TOTAL	\$

Quotation prepared by:

This is a quotation on the goods named, subject to the conditions noted below: Describe any conditions pertaining to these prices and any additional terms of the agreement. You may want to include contingencies that will affect the quotation.

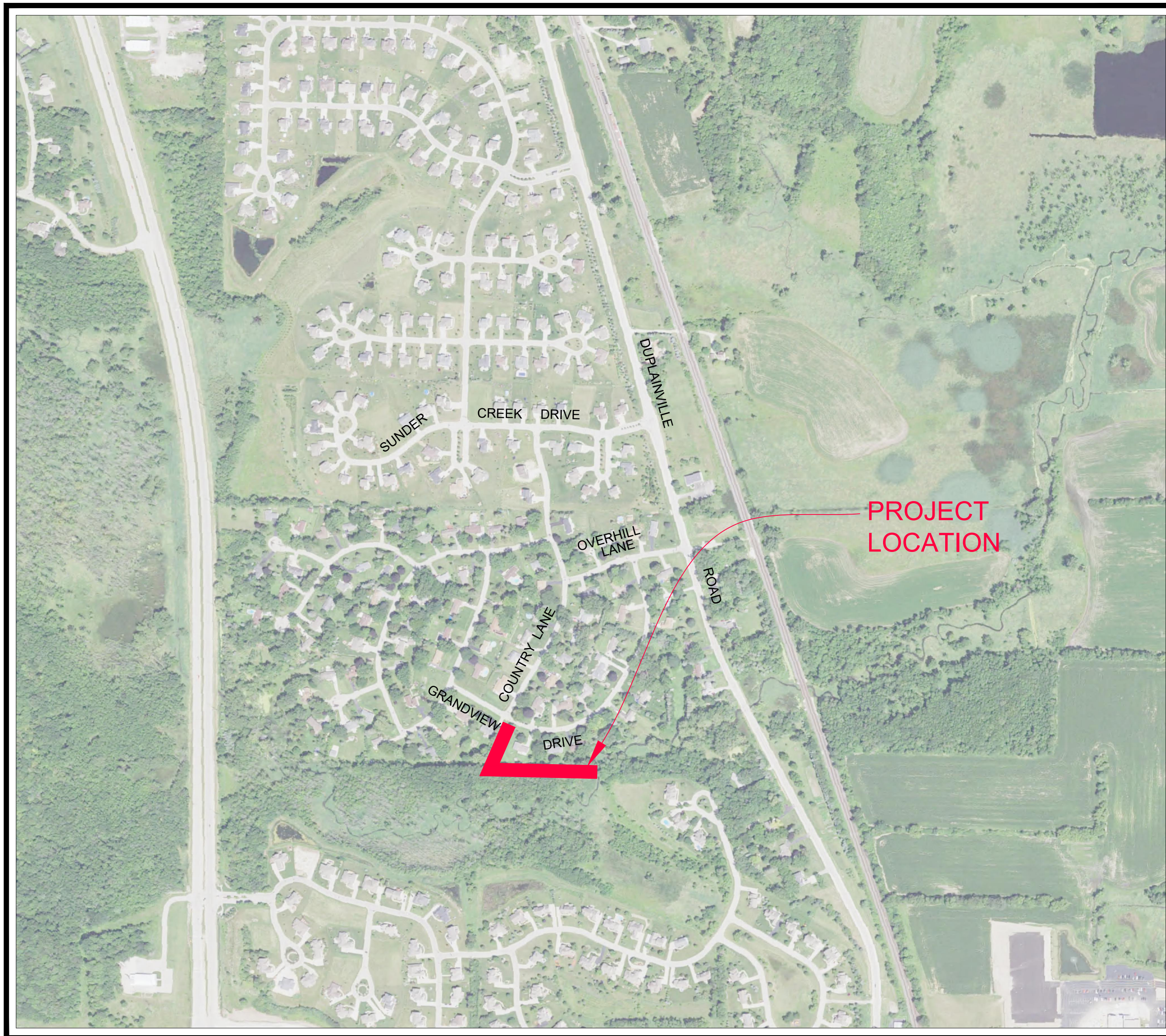
To accept this quotation, sign here and return:

THANK YOU FOR YOUR BUSINESS!



SHEET NO.	LOCATION	DESCRIPTION
CT-01		CONTACT INFORMATION
EC-01		PROPOSED EROSION CONTROL PLAN
TR-01		PROPOSED TREE REMOVAL/TRIMMING PLAN
ST-01	IN: EASEMENT PROPOSED STORM SEWER	FROM: GRANDVIEW DRIVE TO: 300' SOUTHWEST OF GRANDVIEW DRIVE
ST-02	IN: EASEMENT PROPOSED STORM SEWER	FROM: 300' SOUTHWEST OF GRANDVIEW DRIVE TO: 500' EAST OF NORTH & SOUTH EASEMENT
DT-01 TO DT-02		CONSTRUCTION DETAILS

LEGEND — CIVIL ENGINEERING DRAWINGS



PROJECT NUMBER: 26-10110.200

Page 26 of 137

CITY OF PEWAUKEE
MAGDELENE WAGNER, P.E.
W240 N3065 PEWAUKEE ROAD
PEWAUKEE, WI 53072
(262) 691-0804
wagner@pewaukee.wi.us

WE ENERGIES DISPATCH
ELECTRIC: (800) 662-4797
GAS: (800) 261-5325

WE ENERGIES, ELECTRIC OPERATIONS SUPERVISOR (UTILITY POLES)
BRIAN NUTTING
 (262) 574-3066 - OFFICE
 (414) 975-1626 - MOBILE
 Brian.Nutting@we-energies.com

WE ENERGIES, ELECTRIC
ERIC KICKHAVER
500 S 116TH STREET
WEST ALLIS, WI 53214
(414) 944-5917
eris.kickhaver@we-energies.com

WE ENERGIES, GAS
SCOTT HOLSTEIN
700 S KANE STREET
BURLINGTON, WI 53105
(262) 763-1084
scott.holstein@we-energies.com

AT&T
TYLER FLECK
 435 S 95TH STREET
 MILWAUKEE, WI 53214
 (414) 248-6803
 tf8394@att.com

CHARTER COMMUNICATIONS
MASON PIERCE
Mason.Pierce@charter.com

VALLEY BROOK STORM SEWER

CONTACT INFORMATION

CITY OF PEWAUKEE
WAUKESHA COUNTY, WI

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RUEKERT & MIELKE INC.

DESIGNED BY: B LEIGHTNE

DRAFTED BY: DJK

CHECKED BY: R WIRTZ

DATE: JULY, 2023

FILE NO.
26-10110.200



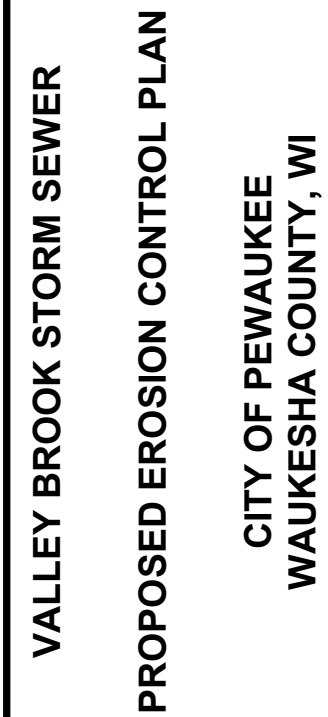
SHEET NO
CT-01

7			
6			
5			
4			
3			
2			
1			
TOWN:		RANGE:	SECTION(s):

Ruekert • Mielke
Waukesha • Kenosha • Madison
Global Water Center • Fox Valley
www.ruekertmielke.com

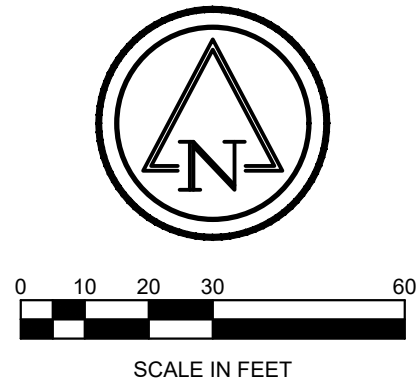
www.ruekertmielke.com

BID SET



© COPYRIGHT 2023 RUEKERT & MIELKE INC.	
DESIGNED BY:	B LEIGHTNE
DRAFTED BY:	DJK
CHECKED BY:	R WIRTZ
DATE: JULY, 2023	
FILE NO. 26-10110.200	
 SHEET NO. EC-01	

 **Ruekert • Mielke**
Waukesha • Kenosha • Madison
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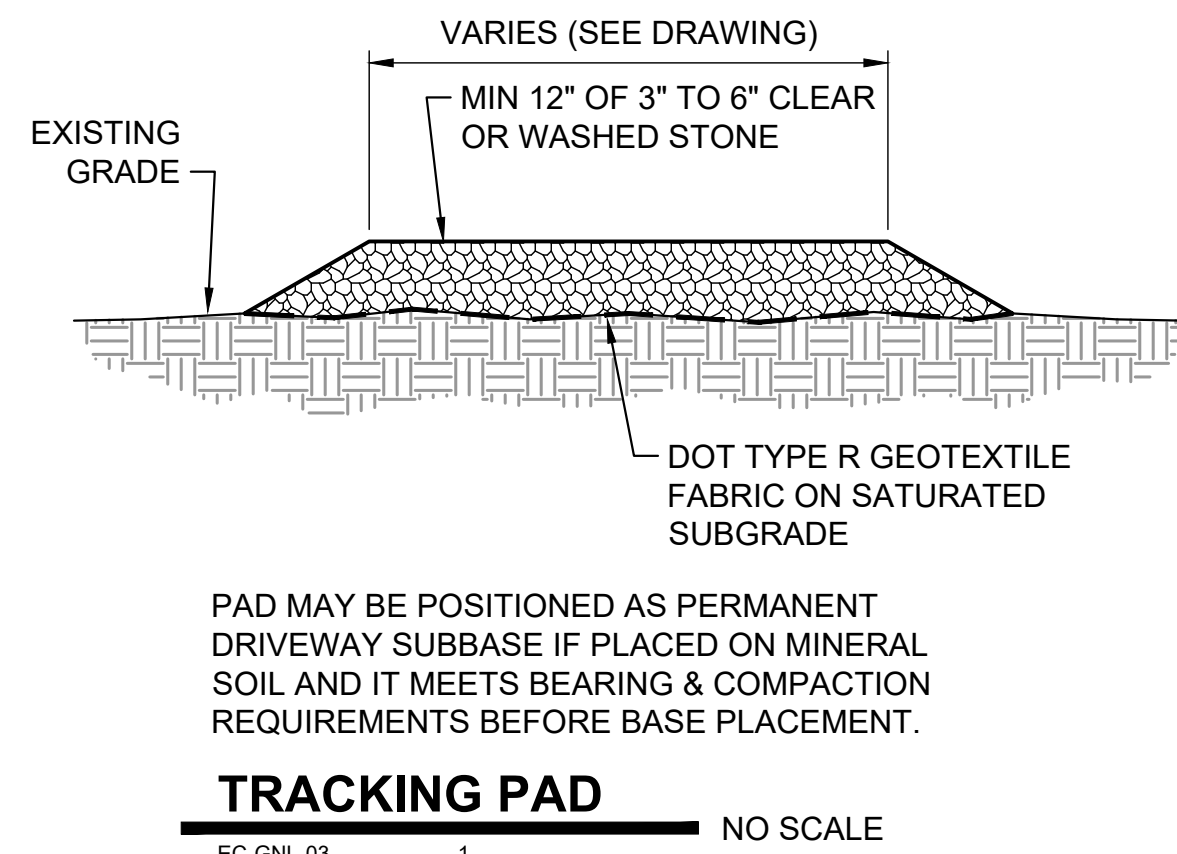
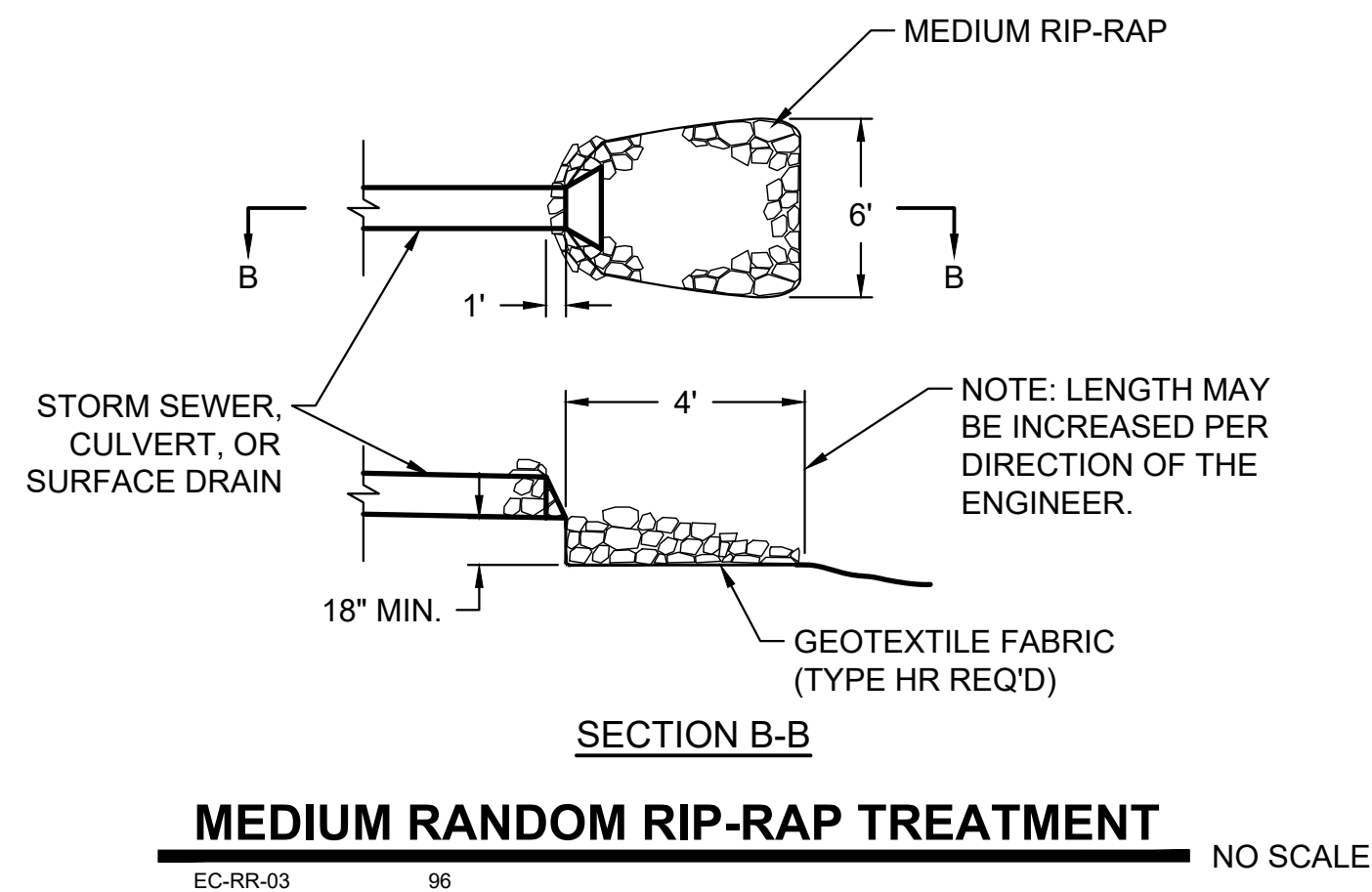
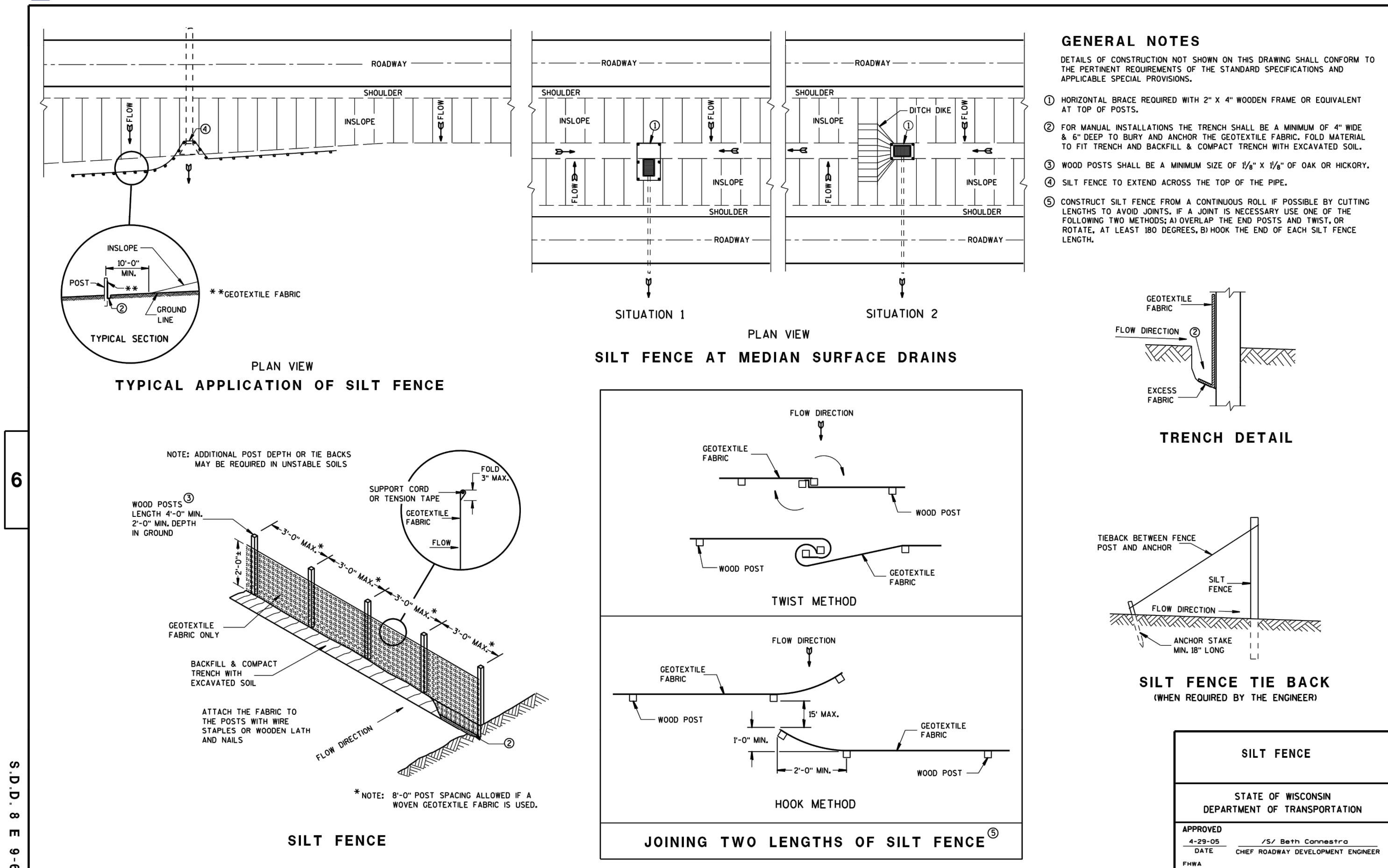


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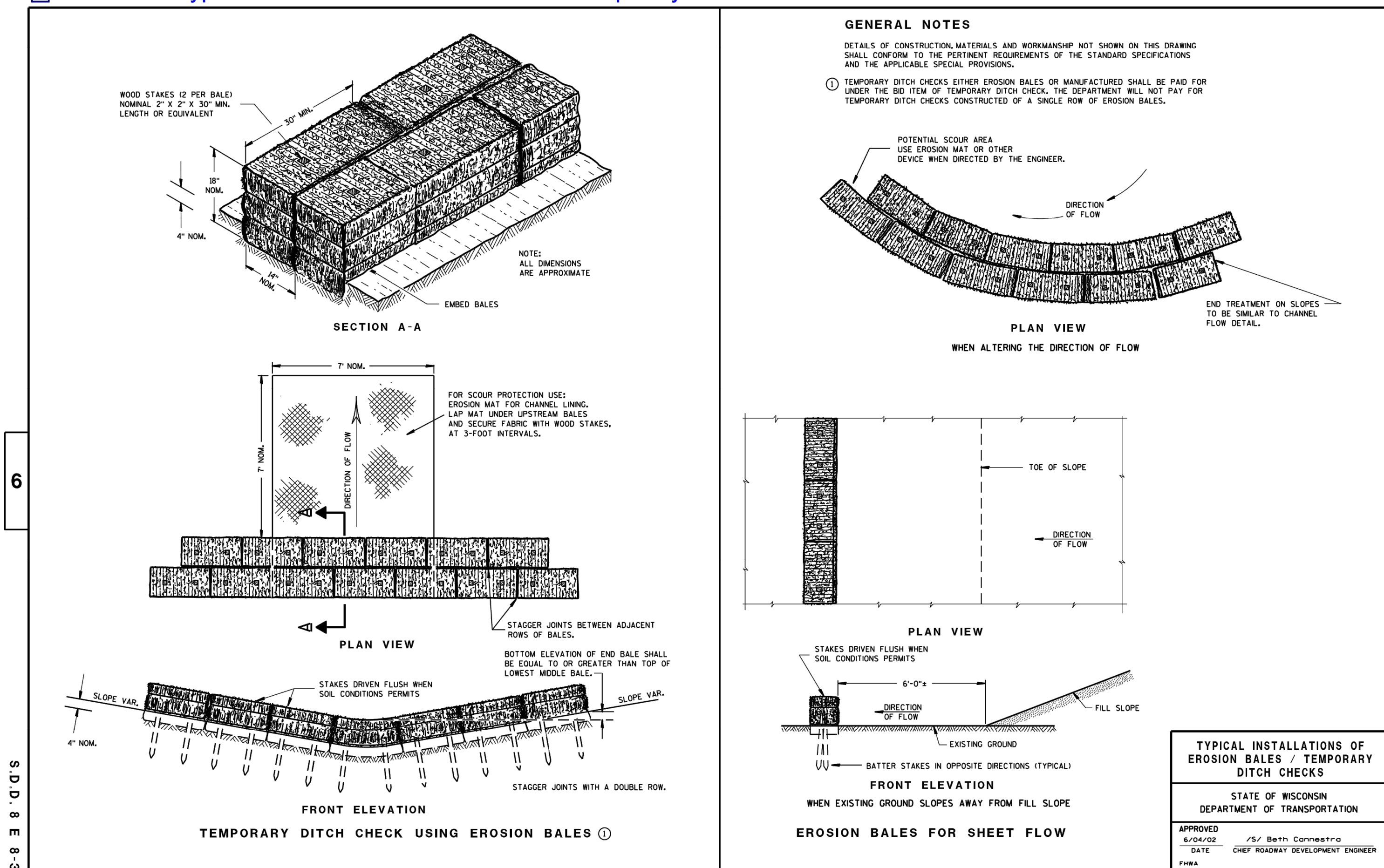
VALLEY BROOK STORM SEWER
CITY OF PEWAUKEE
WAUKESHA COUNTY, WI
PROPOSED TREE REMOVAL/TRIMMING PLAN

**BID
SET**

SHEET NO.
TR-01



 SDD 8e8 Typical Installations of Erosion Bales/Temporary Ditch Checks



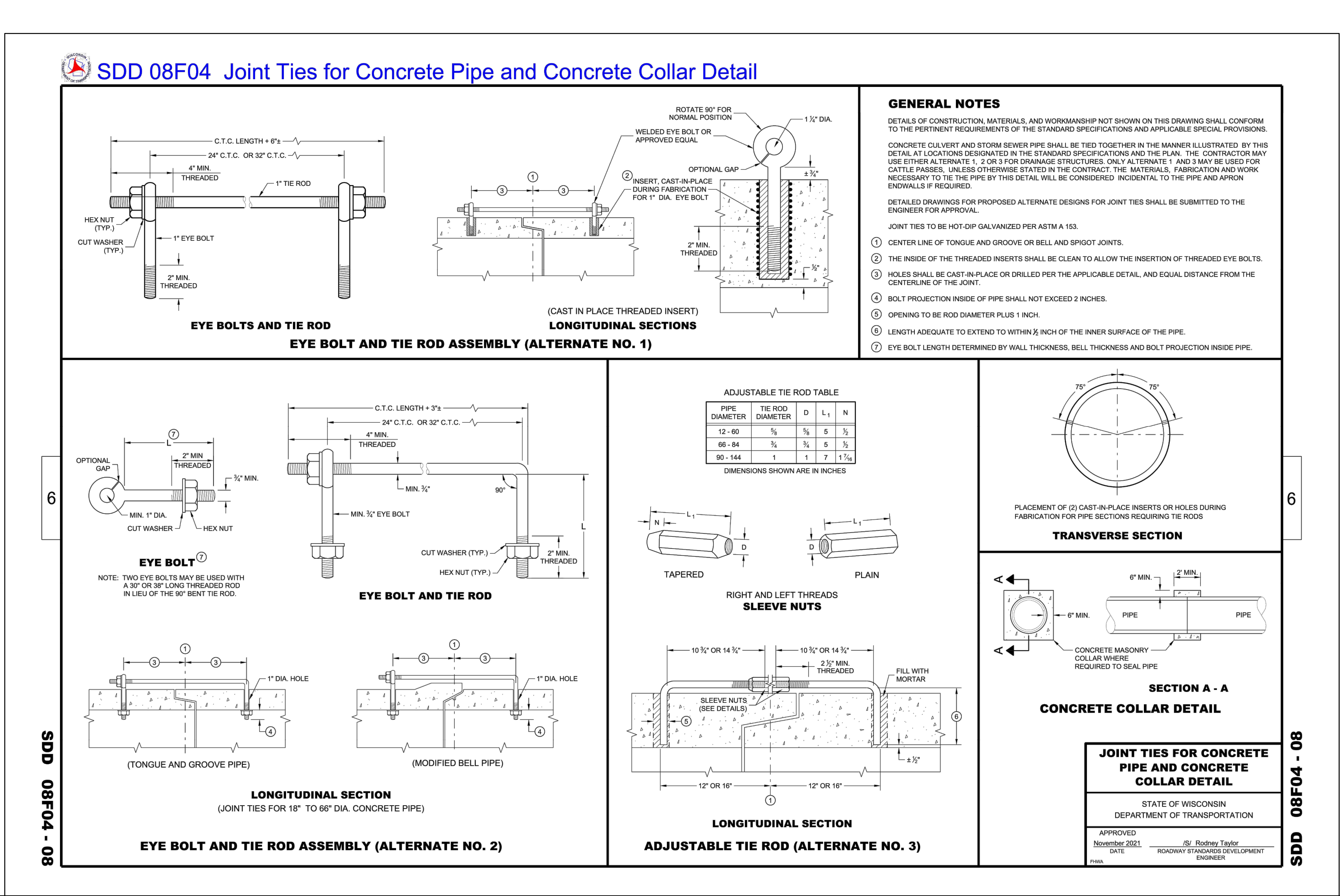
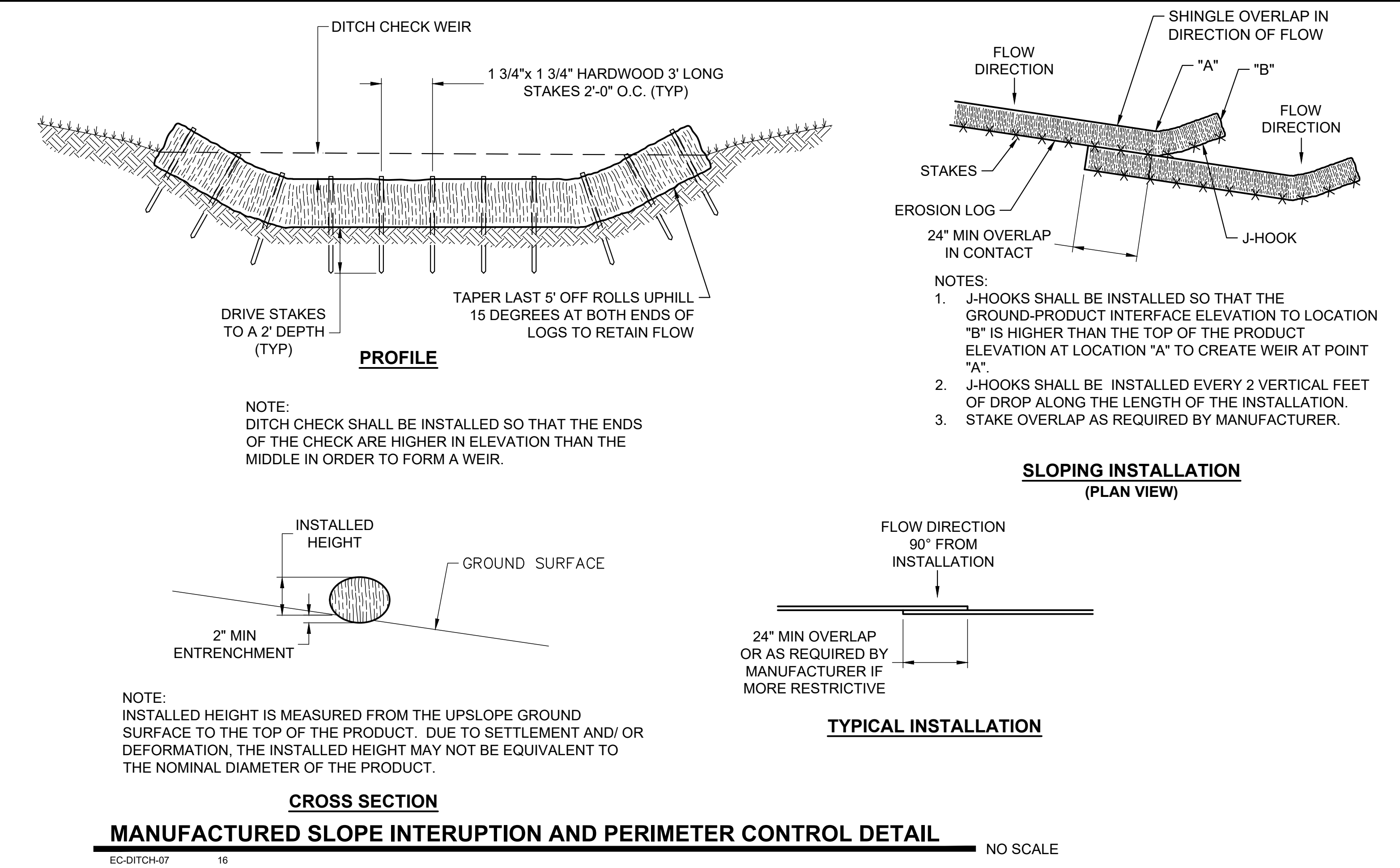
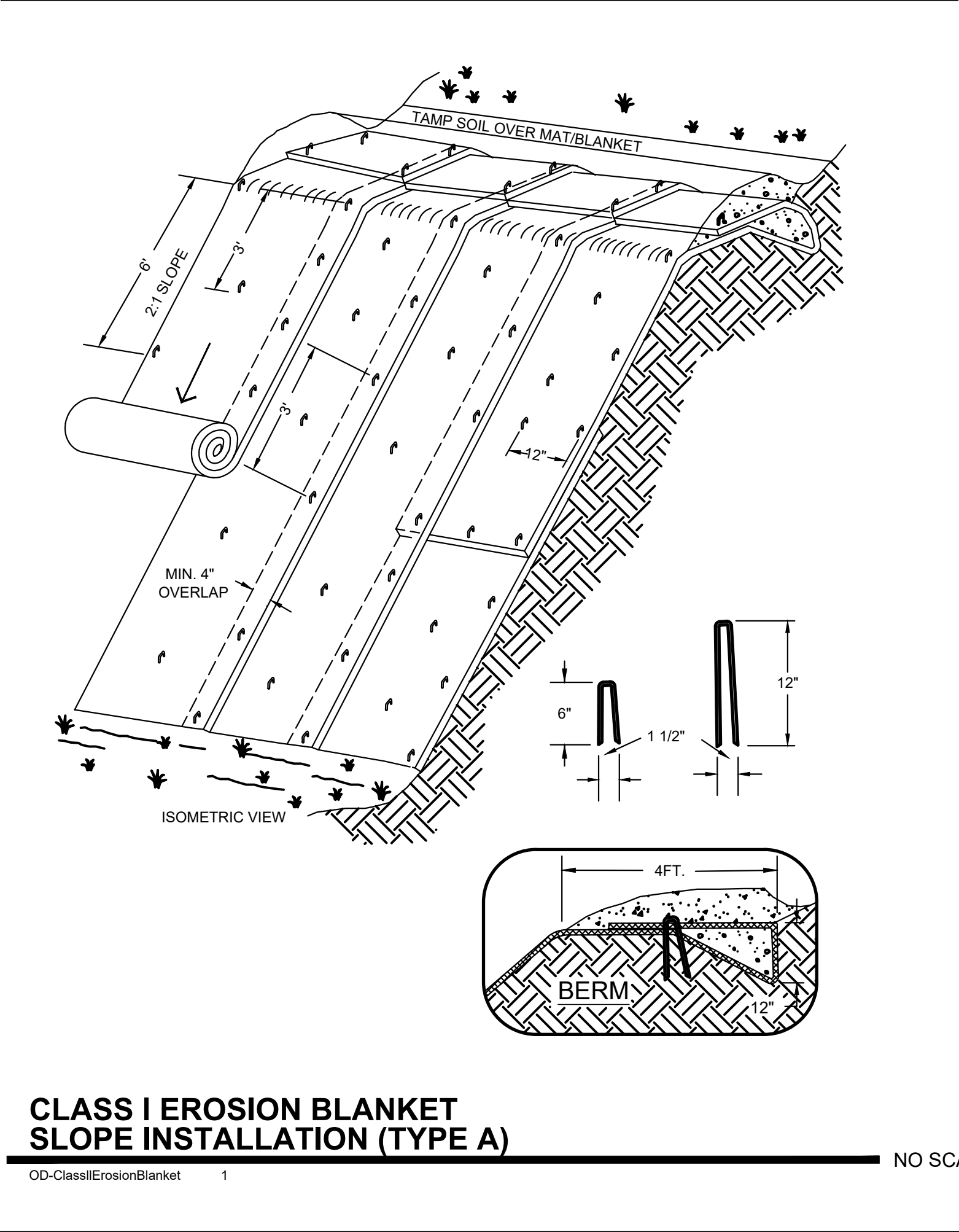
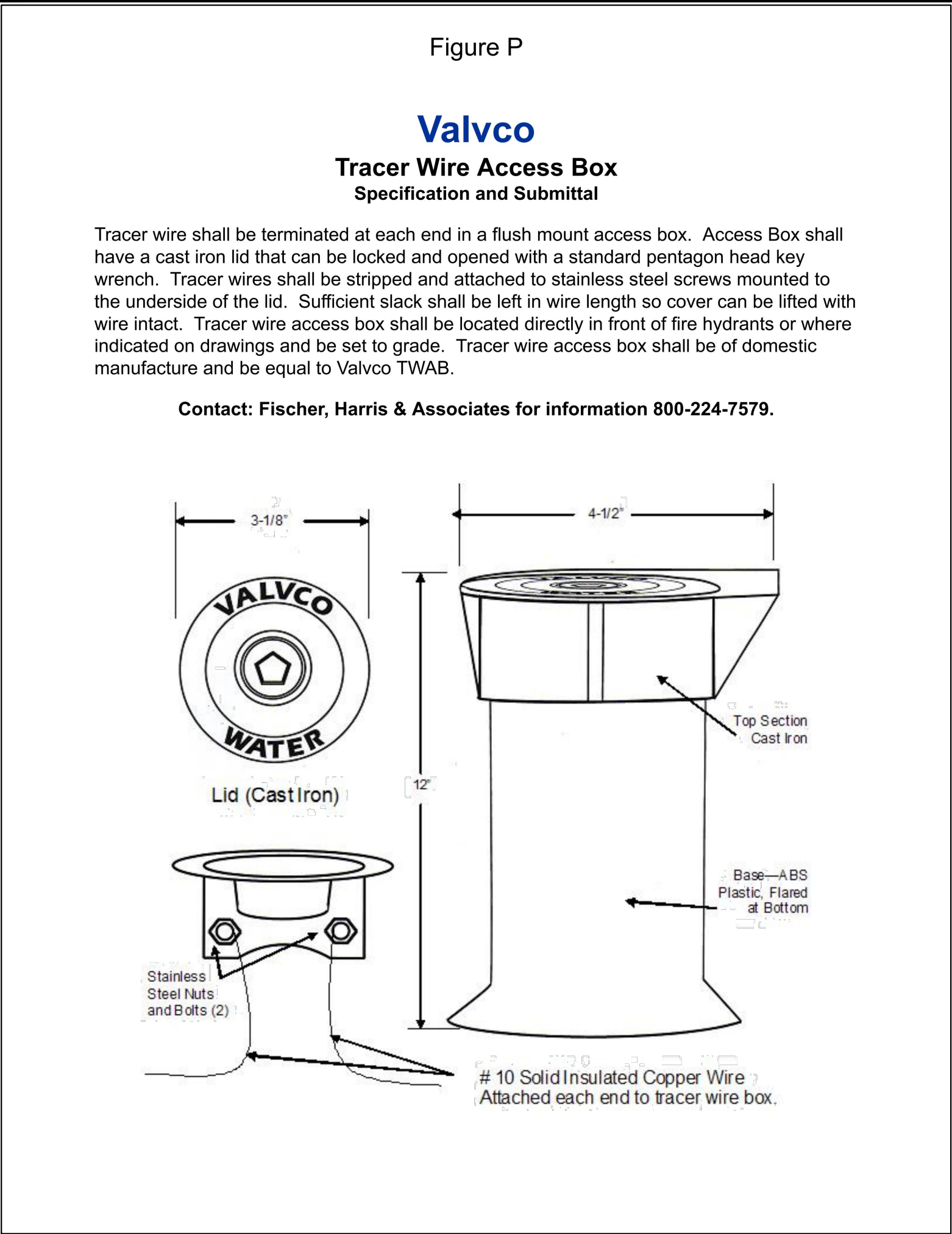
- CONSTRUCTION SEQUENCE:

1. INSTALL STONE TRACKING PAD.
2. CLEAR AND GRUB ALL VEGETATION WITHIN THE LIMITS SHOWN ON THE PLAN. TRIM TREES AS NECESSARY TO NOT INTERFERE WITH OPERATIONS.
3. INSTALL PERIMETER CONTROLS AS SHOWN ON PLAN. LOCATIONS MAY BE ADJUSTED DEPENDING ON SITE CONDITIONS AND WITH APPROVAL OF OWNER/ENGINEER.
4. INSTALL SAND BAG BULKHEAD AT OUTFALL LOCATION OF STORM SEWER.
5. REMOVE EXISTING STORM SEWER AND INSTALL NEW STORM SEWER AS SHOWN ON THE PLANS.
6. REMOVE SANDBAG BULKHEAD AND RESTORE DISTURBED AREAS WITH TOPSOIL, SEED AND EROSION MAT. INSTALL STRAW WATTLES AS SHOWN ON THE PLAN.
7. REMOVE EROSION CONTROLS ONCE THE SITE MEETS THE DEFINITION OF "FINAL STABILIZATION" WITH THE APPROVAL OF OWNER/ENGINEER.

EROSION CONTROL NOTES:

1. CONTRACTOR SHALL TAKE ALL MEASURES NECESSARY TO MINIMIZE EROSION, WATER POLLUTION AND SILTATION CAUSED BY CONSTRUCTION OF THIS PROJECT. ALL EROSION CONTROL MEASURES SHALL BE CONSTRUCTED AND MAINTAINED IN ACCORDANCE WITH THE WISCONSIN DEPARTMENT OF NATURAL RESOURCES TECHNICAL STANDARDS, THE WISCONSIN DEPARTMENT OF TRANSPORTATION PRODUCT ACCEPTABILITY LIST AND THE CITY OF PEWAUKEE TECHNICAL STANDARDS.
2. CONTRACTOR SHALL REPAIR DEFICIENT EROSION AND SEDIMENT CONTROL MEASURES WITHIN 24-HOURS OF NOTIFICATION. ADDITIONAL EROSION AND SEDIMENT CONTROL DEVICES NOT SHOWN ON THESE PLANS MAY BE NECESSARY AS DIRECTED BY OWNER/ENGINEER.
3. ADDITIONAL EROSION AND SEDIMENT CONTROL MEASURES MAY BE NECESSARY AS A RESULT OF CONTRACTOR'S METHODS.
4. CONTRACTOR SHALL NOTIFY AND OBTAIN WRITTEN ACCEPTANCE FROM OWNER/ENGINEER OF PROPOSED CHANGES TO THE EROSION CONTROL PLAN AND/OR SEQUENCE PRIOR TO IMPLEMENTING THE CHANGE.
5. OWNER/ENGINEER IS UNDER NO OBLIGATION TO ALTER THE EROSION CONTROL PLAN AND/OR SEQUENCE.
6. CONTRACTOR SHALL SWEEP ROADS DAILY IF NECESSARY TO REMOVE SEDIMENT TRACKED ONTO THE ROADS.
7. CONTRACTOR SHALL MAINTAIN SITE DRAINAGE AT ALL TIMES DURING CONSTRUCTION.
8. EXCESS MATERIAL THAT IS HAULED OFF SITE SHALL BE THE CONTRACTOR'S RESPONSIBILITY. CONTRACTOR TO NOTIFY OWNER OF ALL FILL AND BORROW SITES. CONTRACTOR IS SOLELY RESPONSIBLE FOR OBTAINING AND COMPLYING WITH NECESSARY EROSION CONTROL MEASURES ON THOSE SITES. DISPOSAL LOCATION(S) MAY NEED WDNR APPROVAL PRIOR TO COMMENCING WORK.
9. EXCESS EXCAVATED MATERIAL SHALL BE REMOVED FROM THE SITE AND LEGALLY DISPOSED OF AT LOCATION(S) SECURED BY CONTRACTOR.
10. EXCESS FILL/BORROW MATERIAL OR SPOILS KEPT ON SITE SHOULD BE STOCKPILED ON UPLAND AREAS AT AN ADEQUATE DISTANCE AWAY FROM WETLANDS AND WATERWAYS. PILES OF STOCKPILED SOIL SHALL BE PROTECTED AGAINST EROSION AND SHALL NOT CREATE NUISANCE DUST EMISSIONS.

2021 CONSTRUCTION DETAILS DTP-02
JUL 17, 2023 11:28am PLOTTED BY DKlemm. SAVED BY DKlemm
IMAGES RM SQUARE Full Color-Print: EC-GH4_03 - Class I Erosion Blanket
C:\CS2_2010\28 - City of Pewaukee\01110 Valley Brook Storm Sewer Construction Details.dwg
G:\CS2_2010\28 - City of Pewaukee\01110 Valley Brook Storm Sewer Construction Details.dwg



Waukesha

Global Water Center

www.ruekertmiele.com

Ruekert•Mielke

Waukesha

Kenosha

Madison

Fox Valley

VALLEY BROOK STORM SEWER

CONSTRUCTION DETAILS

CITY OF PEWAUKEE

WAUKESHA COUNTY, WI

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RUEKERT & MIELKE INC.

DESIGNED BY: B LEIGHTNER

DRAFTED BY: DJK

CHECKED BY: R WIRTZ

DATE: JULY, 2023

FILE NO.

26-10110.200

BID SET

SHEET NO.

DT-02



**Department of Public Works
Engineering Division**

W240N3065 Pewaukee Road • Pewaukee, WI 53072

Phone: (262) 691-0804 • Fax: (262) 691-5729

Email: publicworks@pewaukee.wi.us

June 13, 2024

Eric and Melissa Sipe
N39W22711 Grandview Drive
Pewaukee, WI 5372

Re: Sump Pump Line

Dear Sipe Family:

We appreciate your patience while we reviewed your sump pump issue. Below are our findings.

We reviewed our records and confirmed that the old sump pump connection to the storm sewer does not appear to have been permitted. Since it was not located during the design process, it was not indicated on the plan. Once discovered by the Contractor, the City of Pewaukee (City) was notified of the illegal connection and direction was given that it may not be reconnected as there is not a structure at the location. Communication was given to the property owners by City Staff and the consultant that they may re-route the line to surface drain to the ditch or the structure, or a plumbing permit may be obtained to connect to the structure at the southwest corner of the lot (it is noted that you dispute that this communication happened). Connection of sump lines are only allowed at structures where they may be monitored and not cause damage or compromise the integrity of our infrastructure. At the time of restoration, the sump line was not redirected or daylighted by the property owner and a stone trench and stake was installed to allow the sump to discharge to the stone bedding for the storm sewer and for future location of the line for final resolution by the property owner.

The City was notified by you of your sump line backing up and that a temporary disconnection was made. The sump line is currently discharging to grade near the structure. An estimate was provided to connect the line to the storm structure in the southwest corner of the lot from the property owner. Upon further review of this structure, it has been determined that a connection to this structure will not be permitted due to the construction of the structure. At the point of the potential connection point, the minimum width of concrete exists between the storm sewers. No additional concrete may be removed between the storm sewers without compromising the integrity of the structure, and therefore connecting to the structure will not be allowed. In addition, the storm sewer was not designed to take the sump pump discharge, especially at the frequency the sump pump discharges. Allowing a connection to the pipe may result in your sump line backing up when the storm sewer pipe is full during rainfall events and immediately after. This would be a potential liability for the City if we permitted the sump discharge connection.

The City completed an additional survey on the property to determine the current grades on the property.

Some alternatives that you may consider are:

- A. Redirect the discharge of the sump line to the swale along Grandview Drive on the west side of the property. This would require about 150 feet of sump line to be installed to discharge to the northwest corner of the lot.

- B. The current discharge of the sump line invert elevation at the easement line is 837.40. The top of the City's storm sewer is approximately 836.70. The sump line discharge may be extended over the storm sewer so that it may discharge south over the storm sewer onto the existing wetland/ floodplain, as shown on the attached exhibit. This area drains south and southeast from the property. This will require approximately 75 feet of sump line to be installed to discharge to the southwest corner of the property. In addition, the property will be required to execute a "Statement Regarding Easement" to allow the sump discharge to be within the drainage easement. Attached is the statement if you opt for this alternative.

Regarding the ponding water and restoration issues, you are working with Rich Wirtz on the punchlist items to address this issue. An additional survey was obtained to better define the specific areas of ponding and give the Contractor guidance on repairing those areas. Once we have compiled this information, we will obtain a schedule from the Contractor to address this matter. Once we have this schedule, we will share it with all affected residents. Please note, we are trying to allow the site to dry up some so that when the Contractor does re-mobilize equipment to this area, he does not destroy areas that do not need to be repaired. It has been a very wet spring, so this has been a challenge for everyone involved and we appreciate your patience. This item is part of the City's contract.

As the original sump pump connection was an illegal connection, the City does not have an ordinance requiring connection of sump lines to storm sewers. And since the connection was not identified during the construction, it is our opinion that any costs associated with burying the private sump line is the property owner's. We are requesting a cost from the Contractor for Alternate B, as this is the same area that they will be addressing the ponding water issue. If we award this to the Contractor, the property owner will need to execute an agreement to reimburse the City for those expenses prior to the work being completed.

To summarize the above:

1. Connection to the new storm sewer pipe and the new manhole will not be allowed.
2. There are two alternatives to bury your sump line.
 - A. Reroute the sump line to the west and north to discharge to the swale along Grandview Drive.
 - B. Bury the sump line over the new storm sewer and surface discharge as indicated on the attached exhibit. A Statement Regarding Easement will be required to be executed and recorded at Waukesha County.
3. The ponding water is on our Contractor's punchlist to address. Schedule to be determined.

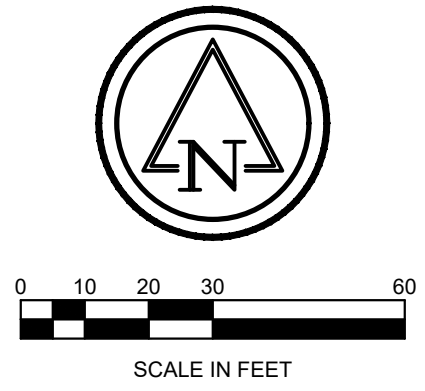
If you have any questions or concerns, please contact our office at (262) 691-0804.

Sincerely,



Magdelene Wagner, P.E.
Director of Public Works/City Engineer

CC: Steve Bierce, Mayor
Alderman Reinbold
Alderman Vetterkind
Richard Wirtz, P.E., CFM



VALLEY BROOK STORM SEWER
CITY OF PEWAUKEE
WAUKESHA COUNTY, WI
PROPOSED TREE REMOVAL/TRIMMING PLAN

BID SET

	STATEMENT REGARDING EASEMENT	
--	---------------------------------	--

THIS STATEMENT is made as of the _____ day of _____, 2024 by Eric and Melissa Sipe.

WHEREAS, Eric and Melissa Sipe are the owners of certain real property located at N39W22711 Grandview Drive; Tax Key #PWC0867009 in the City of Pewaukee, Waukesha County, Wisconsin, which is more particularly described as Lot 9 BLK 1 Valley Brook Subdivision Plat (the “Property”); and

WHEREAS, there exists an easement for drainage purposes in favor of the City of Pewaukee, which was recorded as part of the Valley Brook Subdivision Plat; and

WHEREAS, it is the desire of the above property owner to construct a sump line within the Easement area;

NOW, THEREFORE, at the request of the City, and in consideration of City permitting the sump line placed within the easement area to be constructed and maintained within the Easement, the owner above listed and below signed hereby state as follows:

- (1) Owner acknowledges that the existence of said sump line placed within the Easement Area does not constitute a claim of adverse possession against the Easement of the City.
- (2) Owner agrees that in the event the City must damage or destroy the sump line or any part thereof in connection with the construction, maintenance, or operation of public drainage facilities located within the Easement Area, Owner agrees that the City will not be responsible for the cost of repairs to, maintenance of, or replacement of the sump line or other features placed within the easement area.
- (3) Owner agrees to not connect to the City owned storm sewer pipe and manhole now or in the future. If future repair or replacement is required to the sump line, Owner must notify the City in writing prior to completion of the repair within the drainage easement.
- (4) This Statement is to run with the land and will benefit and burden owner and the City, and their respective successors and assigns.

Name and Return Address

City of Pewaukee
Engineering Department
W240N3065 Pewaukee Road
Pewaukee, WI 53072

Parcel Identification Number (PIN)

PWC0867009

IN WITNESS WHEREOF, owners have caused this Statement to be executed as of the day and year above written.

By: _____

Attest: _____

STATE OF WISCONSIN)
) ss.
COUNTY OF WAUKESHA)

Personally came before me this _____ day of _____, 2024, the above named
_____ known to be the persons who executed the foregoing instrument
and acknowledged the same.

NOTARY PUBLIC,
Waukesha County

State of Wisconsin

Commission expires _____

This instrument drafted by
Magdelene J. Wagner, Director of Public Works/City Engineer

Please return document to: City of Pewaukee
 W240N3065 Pewaukee Road
 Pewaukee WI 53072

Fischer, Brennen

From: Hiltunen, Marianne <hiltunen@pewaukee.wi.us>
Sent: Wednesday, October 25, 2023 1:21 PM
To: Just, Kurt
Subject: FW: Valley Brook Storm Sewer Sump line Connection

Caution: This is an external email of your Organization. Please take care when clicking links or opening attachments.

FYI

Marianne Hiltunen
Senior Engineering Technician
[City of Pewaukee](#)
W240 N3065 Pewaukee Road
Pewaukee WI 53072
262.691.0804 Office
[Find us on Facebook](#)

From: Wirtz, Rich <wirtz@pewaukee.wi.us>
Sent: Wednesday, October 25, 2023 10:06 AM
To: Willman, DeLeah <DWillman@ruekert-mielke.com>; Wagner, Magdelene <wagner@pewaukee.wi.us>; Hiltunen, Marianne <hiltunen@pewaukee.wi.us>; Leightner, Brian <leightner@pewaukee.wi.us>
Subject: RE: Valley Brook Storm Sewer Sump line Connection

Good morning DeLeah,

We (the Engineer Dept) have not received any inquiries for a drain tile connection to the storm manhole (we do not allow connections at the pipe). My recommendation would be to fill a 2 foot x 2 foot area around the end of the pipe with 1 inch stone and bring the stone to surface grade.

Please let me know if you have any questions.

Rich

*Rich Wirtz, P.E., CFM
Chief Engineer-Utilities*

*City of Pewaukee
W240 N3065 Pewaukee Road
Pewaukee, WI 53072
Phone: 262-691-0804
Fax: 262-691-5729
Email: wirtz@pewaukee.wi.us*

(Licensed Professional Engineer in IA and WI)

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From: Willman, DeLeah <DWillman@ruekert-mielke.com>

Sent: Tuesday, October 24, 2023 1:28 PM

To: Wagner, Magdelene <wagner@pewaukee.wi.us>; Hiltunen, Marianne <hiltunen@pewaukee.wi.us>; Wirtz, Rich <wirtz@pewaukee.wi.us>; Leightner, Brian <leightner@pewaukee.wi.us>

Subject: Valley Brook Storm Sewer Sump line Connection

Hello All,

I am reaching out to see if you have heard any updates from the resident at W226N3971 Country Lane. We spoke to the resident a couple of times stating that their sump line is live and was connected to the old storm sewer. We stated that they should reach out to the City for a permit if they would like to connect to the new storm sewer.

The Contractor at this time has the line cut and open at STA 24+08, approximately one foot below surface grade. The Contractor is planning to begin restoration later this week and are wondering how to proceed at this time.

Please let me know your thoughts.

Thank you,

DeLeah M. Willman

Project Engineer



 (262) 953-3030

 (920) 287-4107

 DWillman@ruekert-mielke.com

 ruekertmielke.com



Learn how our employee owners “make community possible” at R/M! [Watch Video](#)

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Wagner, Magdelene

From: Rich Reinbold <rreinbold2@gmail.com>
Sent: Monday, March 18, 2024 7:40 PM
To: Wagner, Magdelene
Subject: Fwd: Valley Brook Storm Sewer Project

Part 1 - time line

Rich

Begin forwarded message:

From: Melissa Sipe <sipemelissa@gmail.com>
Date: March 13, 2024 at 2:46:17 PM CDT
To: Reinbold@pewaukee.wi.us
Subject: Valley Brook Storm Sewer Project

Hello Rich,

Thank you for returning my phone call this morning. Per your request our contact information is:

Eric and Melissa Sipe
N39W22711 Grandview Drive
Pewaukee, WI 53072
Eric cell: 414-326-6871
Melissa cell: 414-331-8500

Our concerns are regarding the Valley Brook Storm Sewer Project that was done in the Summer/Fall of 2023.

We received a letter from the Department of Public Works dated July 13, 2023 stating that the project was going to be done and that there would be various contractors bidding on the project as well the homeowners needing to move any obstructions on the easement, which we took care of in a timely manner.

We received a second letter dated September 8, 2023 from Public Works stating that Musson Brothers would be doing the project and the work was set to begin September 18, 2023 and an approximate timeline for the project.

The third and final letter we received was dated October 4, 2023 for Public Works reminding homeowners to remove personal items for the easement and a reminder of the timeline.

These 3 letters have been the only formal communication we have received from the city.

My husband and I are home all day and n one ever came to our door to tell us how things

were going or if they ran into problems. We heard yelling when they began digging in our backyard and went out to investigate. We asked what happened and were told that they cut the sump pump pipe. When we asked them, what was going to happen to fix that “we were told you will hear from the city.” No one from the city ever contacted us. There were wooden stakes that were pounded into the ground as “a placement marker to show where the sump pump pipe was” and left there during the entire project. Every time I asked about the stakes, I was told, “you will hear from the city”. When my husband asked Rueckert-Mielke about the sump pump, he asked my husband if we got an “email from the city”. We never heard from the city.

When the project was completed and they came to lay soil and seed the area, they knocked over a tree in our backyard (with the skid steer) and threw it in our woods. I came out to ask them what had happened and was told, “I didnt mean to” and he was very unprofessional. They did remove the tree from the woods after I asked them why they threw it back there. I asked them about the stakes in our backyard and was told that I needed to ask the city. So I called Brian Leightner (whose name is on the bottom of the letters we received) on November 7th. He told me to send him pictures of the stakes and the trees. Brian responded via email on November 14th. His response was that I could pull out the stakes as they “were just placeholders”. He told me they put gravel where the pipe was cut and that “it will be fine”. I questioned him on it and was told it will be fine. He said that the tree was on the easement, so there is nothing they can do.

March 5th at 4:00 am we woke up to a loud thumping sound and water coming into our basement. My husband quickly rerouted the sump pump to above ground. He called the city at 8:30am on March 5th and spoke to Rich Wirtz and explained what happened. Rich told him that the sump pump cannot be connected to the drain sewer and the city completed a dry well since they had not heard from us. He suggested we call a plumber to route the discharge to the junction box. He also suggested we could use a pop up emitter for sump pump discharge. My husband explained that we were very disappointed with the lack of communication as we were always being told we will hear from the city for a solution. He also told Rich that the grading on the easement is not correct. We have pooling water in our backyard. They moved the problem from the front yard (standing water in the ditch) to our backyard, which wasn’t a problem before this project began. Rich stated that the water problem will be fixed and the contractor will not be paid till it’s corrected.

Melissa called our plumber on March 5th and he came out to access. He told us it’s going to cost thousands of dollars to rip our yard back up and bury a pipe to the junction box. We are not paying thousands of dollars for something that worked fine until the city started digging. If the city would have formally came forward and presented us with options, we would have worked with them to get it fixed. It would have made much more sense to run pipe while the yard was all ripped up. Our plumber also stated that a dry well isnt going to work based on the amount of water our sump pump pumps out. Our pump runs every 30 seconds regardless of rain or season. He said a pop up emitter will not work because it will freeze and the amount of water discharged will still create standing water. So who authorized cutting the pipe and creating a dry well?

Melissa called Rich back on March 5th, after meeting with the plumber, and he returned

my call that same afternoon. I explained to Rich about how frustrated we were in this whole process and that how we are getting no communication or help from the city. He directed me to call Maggie Wagner. I called her and left a voicemail on March 5th at 2:30pm.

Maggie returned my call on March 6th and I explained to her what I explained to Rich.
-who called us? Show me an email or letter? We went outside multiple times and were told we are waiting on the city.
-we dont even know what they hooked up and how, just had stakes in the yard
-our backyard is a lot worse, sump pump is draining on easement and has standing water.
-why is the catch basin (junction box) dry as a bone?

I will be sending a second email with picture attachments of our backyard.

Thank,
Eric and Melissa Sipe

Sent from my iPhone

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Wagner, Magdelene

From: Fischer, Brennen <BFischer@ruekert-mielke.com>
Sent: Thursday, March 21, 2024 2:15 PM
To: Wagner, Magdelene; Just, Kurt
Cc: Wirtz, Rich; Leightner, Brian
Subject: RE: Valleybrook Storm Sewer
Attachments: Hiltunen 20231025-Valley Brook Storm Sewer Sump Line Connection.pdf; 20231017 KKJ STO STA 24+94 to 23+26.pdf

Hi Maggie,

Attached please find the daily report from 10/17/2023 which shows that Kurt discussed the sump pump/drain tile with the resident. We received direction from the City that if a resident would want to connect their sump lines to the storm sewer, they would have to get a plumbing permit to do so.

Kurt also dropped off notifications to all of the residents regarding the drain tile reconnections and need to go through the plumbing department. He said that when he dropped off the notifications, he also talked to each resident about this. I have not been able to find a copy of the notification, is it possible that the City prepared this, and we delivered them?

After no inquiries/requests were received, we directed the contractor to create a stone sump for the line to drain in to. I have not been able to find any records of if this information was relayed back to the resident.

I hope that this helps. Please let me know if you have any questions or need anything else.

Thank you,
Brennen

Brennen E. Fischer, P.E. (WI), CFM
Municipal Services Team Leader



 (262) 953-3054
 BFischer@ruekert-mielke.com
 ruekertmielke.com



Learn how our employee owners "make community possible" at R/M! [Watch Video](#)

From: Wagner, Magdelene <wagner@pewaukee.wi.us>
Sent: Wednesday, March 13, 2024 5:23 PM
To: Fischer, Brennen <BFischer@ruekert-mielke.com>; Just, Kurt <KJust@ruekert-mielke.com>
Cc: Wirtz, Rich <wirtz@pewaukee.wi.us>; Leightner, Brian <leightner@pewaukee.wi.us>
Subject: Valleybrook Storm Sewer

Caution: This is an external email of your Organization. Please take care when clicking links or opening attachments.

Hi Brennen & Kurt,

I have a resident at W226N3971 Country Lane who had a sump line connected to the old storm sewer that was disconnected as part of the new storm sewer construction in the easement. I am trying to find out what communications happened with the owner during construction. They are stating that they were never told what was happening with this pipe. I'm just fact gathering at this point to determine how to respond to this resident. Would you please summarize your interactions with this resident for the duration of the project?

Thank you,
Maggie

Magdelene Wagner, P.E.
Director of Public Works/City Engineer
City of Pewaukee
W240N3065 Pewaukee Road
Pewaukee, WI 53072
262-691-0804

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Waukesha Office
W233 N2080 Ridgeview Pkwy
Suite 300
Waukesha, WI 53188-1020
(262) 542-5733

Kenosha Office
6905 Green Bay Road
Suite 204
Kenosha, WI 53142
(262) 953-2650

Madison Office
4630 S. Biltmore Lane
Madison, WI 53174
(608) 819-2600

Fox Valley
1400 Lombardi Ave.
Suite 1018
Green Bay, WI 54304
(920) 876-6382

NAME 20231017 KKJ
PROJECT # 26-10110.300
CONTRACTOR Musson Brothers
DATE 10/17/2023

PROJECT NAME Valley Brook Storm Sewer

IN Easement, ST-02

From: STA 24+94

To: STA 23+26

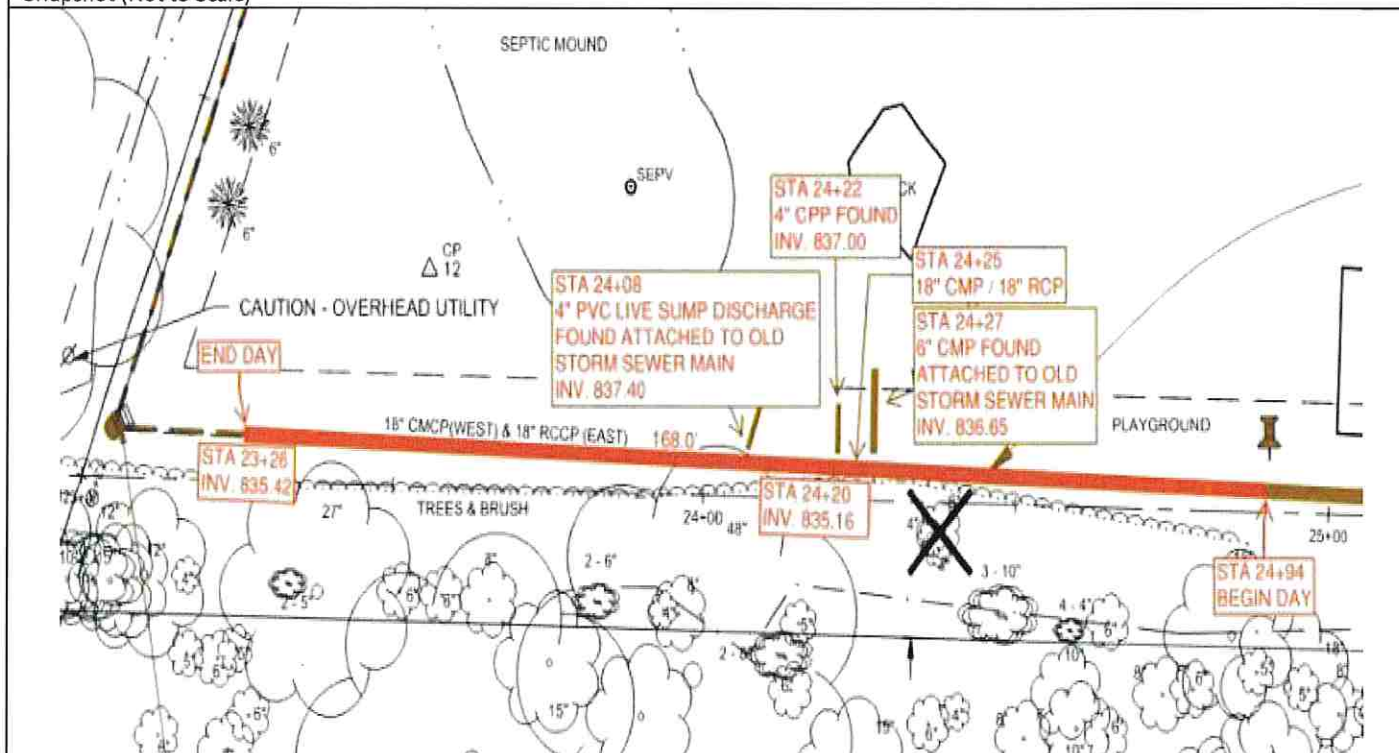
AM Mostly Clear

Temp 30

PM Partly Cloudy

Temp 55

Snapshot (Not to Scale)



Crew	Foreman: Adam Paul, Crew: Operator - 1 Laborer - 1 Dump Truck Driver - 1
Equipment	Small Backhoe - Caterpillar 314E - 1 Loader - Caterpillar 938M - 1 Work Truck - Ram 3500 - 1 Equipment truck - International 4700 - 1 Quad axle Dump Truck w/Flatbed Trailer - - 1 Skid Loader - Caterpillar - 1 Quad Axle Dump Truck - - 1 Pipe laser - Topcon - 1 Power Broom - Rosco Sweep Pro - 1 Flatbed Trailer w/ Concrete Mixing Equipment - - 1
Ground Conditions	Black dirt, sandy clay, cobble and fill
Bedding Cover	Stone Chips

Working Time						
Worker	From	To	Hours	RT	Total	Notes
CRT	6:30 AM	5:00 PM	10.5	1	11.5	
Contractor	6:30 AM	5:00 PM	10.5		10.5	

CRT Signature	
Kurt Just	

NAME: 20231017 KKJ

PROJECT # 26-10110.300

DATE: 10/17/2023

CONTRACTOR: Musson Brothers

Bid Items

Item #	Description	Unit	Qty	Notes / Attributes
14	14" x 23" HERCP Class IV Storm Sewer In Spoil Backfill	L.F.	168	STA 24+94 to 23+26

Summary, Comments & Visitors

- 0630 CRT arrives on site. Contractor on site fueling equipment.
- Contractor regrades haul road to remove ruts. Wet spoil hauled off site.
- 0745 STA 24+94 Contractor begins excavating to place storm sewer.
- 0945 STA 22+27 Contractor severs 6" CMP attached to old storm main. Pipe appears dry. Deleah Willman, Ruekert and Mielke, contacted.
- 0955 Existing 18" storm sewer transitions from RCP pipe to CMP pipe.
- 1010 STA 24+22 Contractor severs 4" corrugated plastic drain tile. No outlet found. Pipe appears to end over old storm main.
- 1045 STA 24+08, 4" PVC pipe previously struck during installation of silt fence severed. Pipe appears to be an active sump pump discharge line. Pipe found to be connected to existing storm main. CRT instructs resident to contact City of Pewaukee plumbing inspector to possibly reconnect. D. Willman instructs CRT to leave end of pipe exposed for future repair. Discharge allowed to drop into stone cover over new main. Trench left open in this area, and barricaded.
- STA 24+20, (400' West of End Section), INV. 835.16, (0.01' low).
- 1130 Elizabeth Brown, Ruekert and Mielke, stops by to spot check erosion control. CRT told silt fence and waddles are OK.
- Existing concrete and metal pipe sections removed, crushed and hauled off site.
- New RCP storm sewer placed to grade using pipe laser and hand level. Stone chips bedding and cover. Tracer wire and warning tape routed over pipe.
- Spoil backfill compacted using tracked skid loader. Surface rough graded with skid loader.
- 1530 STA 23+26 Last pipe placed. Elevation checked. INV. 835.42, (0.02' high).
- Contractor begins site cleanup.

NAME: 20231017 KKJ PROJECT # 26-10110.300 DATE: 10/17/2023 CONTRACTOR: Musson Brothers

Information	
	Filename: 20231017 KKJ 001 Haul wet spoil.JPG
	Caption:

Information	
	Filename: 20231017 KKJ 002 Begin removing old pipe.JPG
	Caption:

Information	
	Filename: 20231017 KKJ 003 Route tracer wire over pipe.JPG
	Caption:

Information	
	Filename: 20231017 KKJ 004 All-Ways places waddles.JPG
	Caption:

NAME: 20231017 KKJ PROJECT # 26-10110.300 DATE: 10/17/2023 CONTRACTOR: Musson Brothers

Information	
	Filename: 20231017 KKJ 005 Place warning tape over cover.JPG
	Caption:

Information	
	Filename: 20231017 KKJ 006 6in CMP at STA 24+27.JPG
	Caption:

Information	
	Filename: 20231017 KKJ 007 6in CMP attached to storm sewer.JPG
	Caption:

Information	
	Filename: 20231017 KKJ 008 RCP to CMP at STA 24+25.JPG
	Caption:

NAME: 20231017 KKJ PROJECT # 26-10110.300 DATE: 10/17/2023 CONTRACTOR: Musson Brothers

Information	
	Filename: 20231017 KKJ 009 4in CPP at STA 24+22.JPG
	Caption:

Information	
	Filename: 20231017 KKJ 010 Place stone cover.JPG
	Caption:

Information	
	Filename: 20231017 KKJ 011 4in PVC sump line at STA 24+08.JPG
	Caption:

Information	
	Filename: 20231017 KKJ 012 Sump line connected to main line.JPG
	Caption:

NAME: 20231017 KKJ PROJECT # 26-10110.300 DATE: 10/17/2023 CONTRACTOR: Musson Brothers

	Information
	Filename: 20231017 KKJ 013 Check slope with hand level.JPG Caption:

	Information
	Filename: 20231017 KKJ 014 Sump drains into stone cover.JPG Caption:

	Information
	Filename: 20231017 KKJ 015 Continue westerly.JPG Caption:

	Information
	Filename: 20231017 KKJ 016 Rough grade easement.JPG Caption:

NAME: 20231017 KKJ PROJECT # 26-10110.300 DATE: 10/17/2023 CONTRACTOR: Musson Brothers

Information	
	Filename: 20231017 KKJ 017 Sump line left exposed.JPG
	Caption:

Information	
	Filename: 20231017 KKJ 018 Last pipe.JPG
	Caption:

Information	
	Filename: 20231017 KKJ 019 Barricade trench.JPG
	Caption:

Information	
	Filename: 20231017 KKJ 020 Begin cleanup.JPG
	Caption:

Wagner, Magdelene

From: Rich Reinbold <rreinbold2@gmail.com>
Sent: Tuesday, March 26, 2024 8:35 AM
To: Wagner, Magdelene
Subject: Fwd: Valley Brook Drainage Easement

Fyi - more info
From homeowners

Rich

Begin forwarded message:

From: Eric Sipe <ericjsipe@gmail.com>
Date: March 26, 2024 at 8:23:26 AM CDT
To: wirtz@pewaukee.wi.us
Cc: Reinbold@pewaukee.wi.us
Subject: Valley Brook Drainage Easement

Mr. Wirtz,

I spoke with you on the phone a few weeks ago regarding standing water in our backyard where the new storm sewer was installed on the easement.

Please note that on 3/15/24, I extended our sump pump discharge hose to temporarily terminate in the storm sewer catch basin (as shown in the picture below) based on recommendations from Pewaukee Public Works. The sump pump has been draining into the storm sewer since then, but we continue to have standing water on the easement. Our sump pump discharge is not causing the standing water.

I understand that we have had melting snow and rain, but prior to the storm sewer project, we did not have standing water in our backyard from rain or snow.

I will send pictures of the standing water taken today in a separate email. The standing water is also affecting the neighbor's property to the east.

Is the contractor aware of this issue?



Thanks,

Eric Sipe
N39W22711 Grandview Drive

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Wagner, Magdelene

From: Fischer, Brennen <BFischer@ruekert-mielke.com>
Sent: Tuesday, March 26, 2024 12:51 PM
To: Wirtz, Rich; Wagner, Magdelene
Subject: RE: Valley Brook Drainage Easement

Maggie and Rich,

Melissa Sipe (N39W22711 Grandview Drive) called me following up on the standing water in the easement and inquiring about the sump pump line connection.

I told her that we would reach out to the contractor regarding the standing water.

She expressed frustration regarding the sump pump connection. She stated that they were not notified of what their options were and did not receive a notification letter/flyer. Kurt is adamant that he spoke to all 4 residents about the process to reach out the City Plumbing Department and did drop off notifications to the residents with this information. Unfortunately, I have not been able to find a copy of the notification that was delivered.

Just wanted to give you an update regarding this conversation. If you have any questions or need anything, please let me know.

Thank you,
Brennen

Brennen E. Fischer, P.E. (WI), CFM
Municipal Services Team Leader



 (262) 953-3054

 BFischer@ruekert-mielke.com

 ruekertmielke.com



Learn how our employee owners “make community possible” at R/M! [Watch Video](#)

From: Wirtz, Rich <wirtz@pewaukee.wi.us>
Sent: Tuesday, March 26, 2024 12:08 PM
To: Fischer, Brennen <BFischer@ruekert-mielke.com>; Wagner, Magdelene <wagner@pewaukee.wi.us>
Subject: FW: Valley Brook Drainage Easement

Caution: This is an external email of your Organization. Please take care when clicking links or opening attachments.

Rich Wirtz, P.E., CFM
Chief Engineer-Utilities

City of Pewaukee

W240 N3065 Pewaukee Road
Pewaukee, WI 53072
Phone: 262-691-0804
Fax: 262-691-5729
Email: wirtz@pewaukee.wi.us

(Licensed Professional Engineer in IA and WI)

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From: Eric Sipe <ericjsipe@gmail.com>
Sent: Tuesday, March 26, 2024 8:22 AM
To: Wirtz, Rich <wirtz@pewaukee.wi.us>
Cc: Reinbold, Rich <reinbold@pewaukee.wi.us>
Subject: Valley Brook Drainage Easement

Mr. Wirtz,

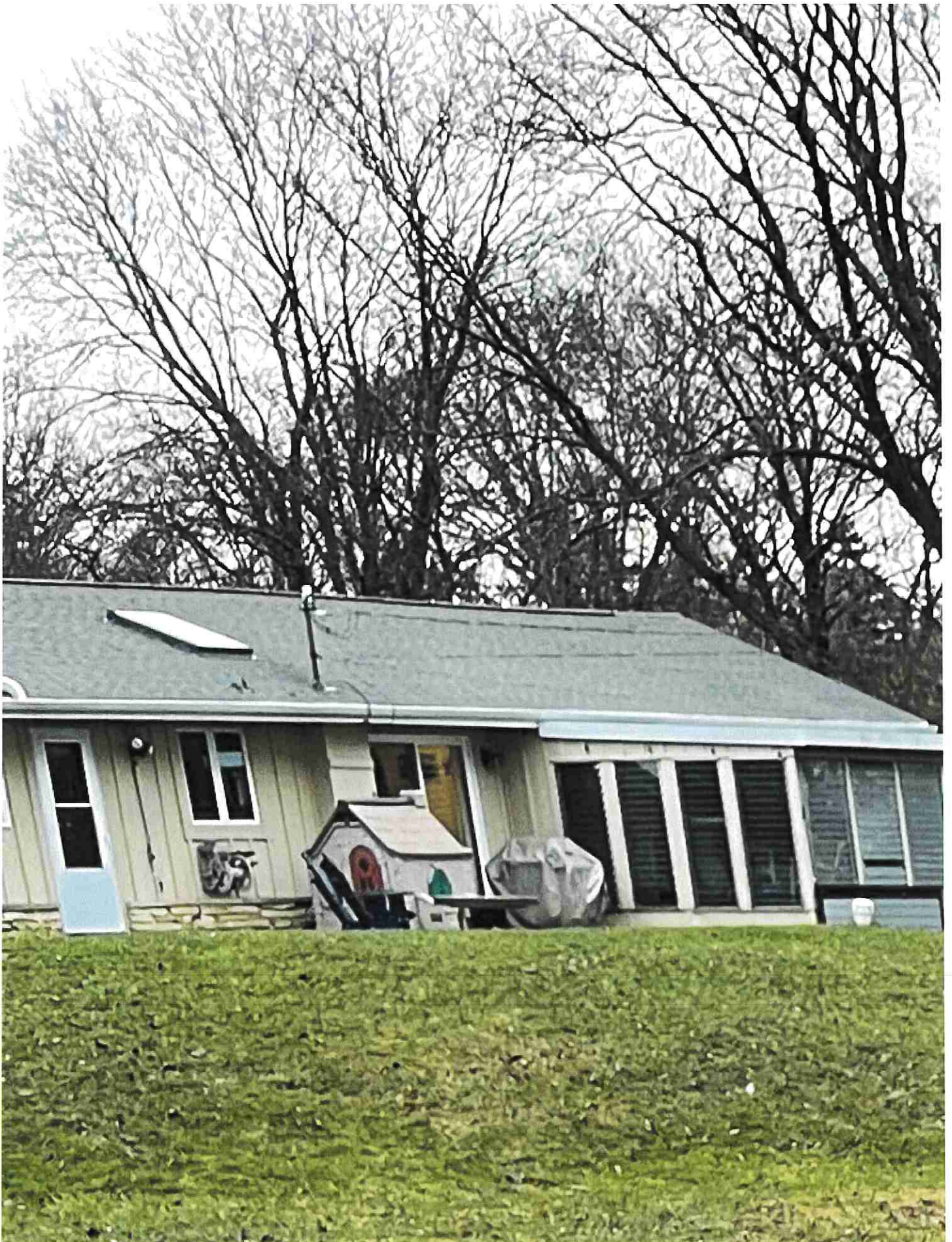
I spoke with you on the phone a few weeks ago regarding standing water in our backyard where the new storm sewer was installed on the easement.

Please note that on 3/15/24, I extended our sump pump discharge hose to temporarily terminate in the storm sewer catch basin (as shown in the picture below) based on recommendations from Pewaukee Public Works. The sump pump has been draining into the storm sewer since then, but we continue to have standing water on the easement. Our sump pump discharge is not causing the standing water.

I understand that we have had melting snow and rain, but prior to the storm sewer project, we did not have standing water in our backyard from rain or snow.

I will send pictures of the standing water taken today in a separate email. The standing water is also affecting the neighbor's property to the east.

Is the contractor aware of this issue?



Thanks,

Eric Sipe
N39W22711 Grandview Drive

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Wagner, Magdelene

From: Wirtz, Rich
Sent: Tuesday, March 26, 2024 2:29 PM
To: Eric Sipe
Cc: Reinbold, Rich; Wagner, Magdelene; Fischer, Brennen; Leightner, Brian
Subject: RE: Valley Brook Drainage Easement

Good afternoon Eric,

Thank you for the pictures. We are aware of areas of ponding water within the drainage easement and intend to have the contractor correct these areas when the ground is firm enough to bring in equipment.

Thanks,

Rich

*Rich Wirtz, P.E., CFM
Chief Engineer-Utilities*

*City of Pewaukee
W240 N3065 Pewaukee Road
Pewaukee, WI 53072
Phone: 262-691-0804
Fax: 262-691-5729
Email: wirtz@pewaukee.wi.us*

(Licensed Professional Engineer in IA and WI)

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From: Eric Sipe <ericjsipe@gmail.com>
Sent: Tuesday, March 26, 2024 8:22 AM
To: Wirtz, Rich <wirtz@pewaukee.wi.us>
Cc: Reinbold, Rich <reinbold@pewaukee.wi.us>
Subject: Valley Brook Drainage Easement

Mr. Wirtz,

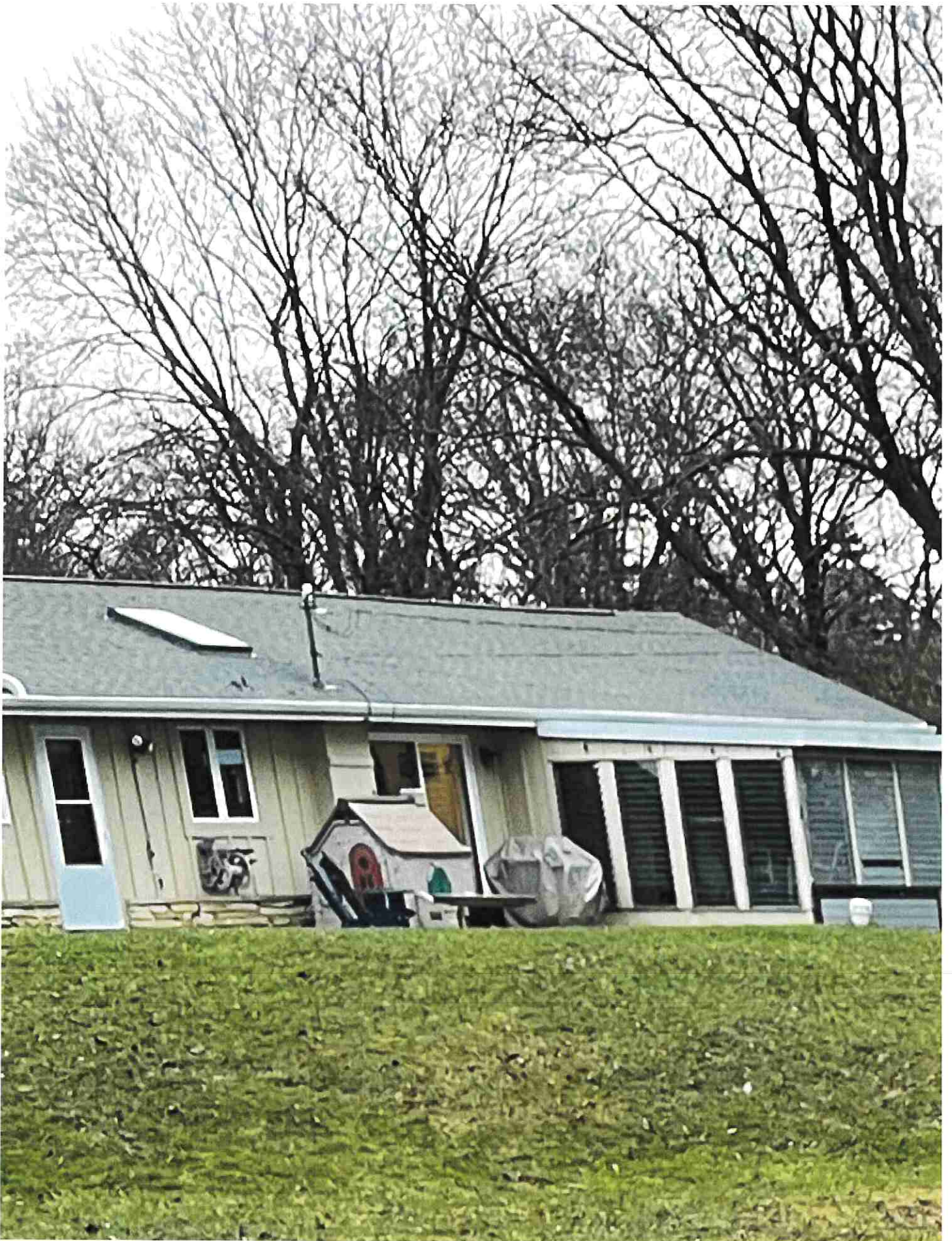
I spoke with you on the phone a few weeks ago regarding standing water in our backyard where the new storm sewer was installed on the easement.

Please note that on 3/15/24, I extended our sump pump discharge hose to temporarily terminate in the storm sewer catch basin (as shown in the picture below) based on recommendations from Pewaukee Public Works. The sump pump has been draining into the storm sewer since then, but we continue to have standing water on the easement. Our sump pump discharge is not causing the standing water.

I understand that we have had melting snow and rain, but prior to the storm sewer project, we did not have standing water in our backyard from rain or snow.

I will send pictures of the standing water taken today in a separate email. The standing water is also affecting the neighbor's property to the east.

Is the contractor aware of this issue?



Thanks,

Eric Sipe
N39W22711 Grandview Drive

Wagner, Magdelene

From: Wagner, Magdelene
Sent: Monday, April 15, 2024 7:54 PM
To: Melissa Sipe
Subject: RE: Sump pump

Ms. Sipe,

My apologies for the delay in responding to you. I had been out of the office on FMLA longer than I anticipated and am working through my backlog.

I will revisit where I was on your issue and will follow up with you by the end of the week.

Thank you,
Maggie Wagner

Magdelene Wagner, P.E.
Director of Public Works/City Engineer
City of Pewaukee
W240N3065 Pewaukee Road
Pewaukee, WI 53072
262-691-0804

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-----Original Message-----

From: Melissa Sipe <sipemelissa@gmail.com>
Sent: Friday, April 12, 2024 1:59 PM
To: Wagner, Magdelene <wagner@pewaukee.wi.us>
Subject: Sump pump

Good Afternoon, Maggie,

I am wondering what the status is in regards to our sump pump line that was cut during the Valley Brook Storm Sewer project last Fall. When we spoke on the phone on March 6th, you asked me to give you some time to reach out to the contractors. It has now been over a month and I still have not heard from you. I left you a voicemail on March 10th and March 11th asking for a return phone call as I would like to know what steps are going to need to be taken to fix this issue. We have purchased additional drain pipe per your suggestion and have temporarily run the end of the pipe all the way to to junction box in the corner of our yard. As we discussed, this was a temporary fix until you had spoken with the contractors. We are going to need to mow our lawn in the next month and we are currently not able to do that with the long pipe that we have extended for our sump pump.

Please let me know where we stand with this issue and how it's going to be fixed.

Thank you,
Melissa Sipe

Sent from my iPhone

Wagner, Magdelene

From: Melissa Sipe <sipemelissa@gmail.com>
Sent: Friday, April 19, 2024 3:03 PM
To: Wagner, Magdelene
Subject: Re: Sump pump

Maggie,

I just left you a voicemail. My plumber is here to help us with an estimate. I need to speak with you. however. My neighbor said that the contractor told him he CAN attach his sump pump back to the pipe. This would save a couple of thousand dollars rather than running it to the junction box. I would like to know how to proceed and what estimate you would like.

Thanks,
Melissa

Sent from my iPhone

On Apr 16, 2024, at 10:15 AM, Melissa Sipe <sipemelissa@gmail.com> wrote:

Maggie,

He is working on an estimate and is on vacation until Thursday.

Melissa

Sent from my iPhone

On Apr 16, 2024, at 9:10 AM, Wagner, Magdelene
<wagner@pewaukee.wi.us> wrote:

Ms. Sipe,

I appreciate your patience. Do you have an estimate from the plumber for the cost so I can review that with my notes?

Thank you,
Maggie

Magdelene Wagner, P.E.
Director of Public Works/City Engineer
City of Pewaukee
W240N3065 Pewaukee Road

Pewaukee, WI 53072
262-691-0804

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From: Melissa Sipe <sipemelissa@gmail.com>
Sent: Tuesday, April 16, 2024 8:58 AM
To: Wagner, Magdelene <wagner@pewaukee.wi.us>
Subject: Re: Sump pump

Maggie,

I appreciate the email. I have been on the phone quite a bit while I was awaiting your response.

I have spoken to my plumber who has been to our house 4 times since March. He is willing to do the work that needs to be done to route the sump pump pipe to the junction box. Would you be willing to work with him to cover the invoice? I would be happy to give you his information and he is willing to speak to you.

I know you are busy, but we would like to get this taken care of since it has been a month since we had previously talked. We have a very long pipe (per your recommendation) running along our backyard currently and it needs to go into the ground so that my husband can mow and we can get on with the yard work that needs to be done this Spring.

Thank you,
Melissa Sipe

Sent from my iPhone

On Apr 15, 2024, at 7:53 PM, Wagner, Magdelene
<wagner@pewaukee.wi.us> wrote:

Ms. Sipe,

My apologies for the delay in responding to you. I had been out of the office on FMLA longer than I anticipated and am working through my backlog.

I will revisit where I was on your issue and will follow up with

you by the end of the week.

Thank you,
Maggie Wagner

Magdelene Wagner, P.E.
Director of Public Works/City Engineer
City of Pewaukee
W240N3065 Pewaukee Road
Pewaukee, WI 53072
262-691-0804

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-----Original Message-----

From: Melissa Sipe <sipemelissa@gmail.com>
Sent: Friday, April 12, 2024 1:59 PM
To: Wagner, Magdelene <wagner@pewaukee.wi.us>
Subject: Sump pump

Good Afternoon, Maggie,

I am wondering what the status is in regards to our sump pump line that was cut during the Valley Brook Storm Sewer project last Fall. When we spoke on the phone on March 6th, you asked me to give you some time to reach out to the contractors. It has now been over a month and I still have not heard from you. I left you a voicemail on March 10th and March 11th asking for a return phone call as I would like to know what steps are going to need to be taken to fix this issue. We have purchased additional drain pipe per your suggestion and have temporarily run the end of the pipe all the way to to junction box in the corner of our yard. As we discussed, this was a temporary fix until you had spoken with the contractors. We

are going to need to mow our lawn in the next month and we are currently not able to do that with the long pipe that we have extended for our sump pump.

Please let me know where we stand with this issue and how it's going to be fixed.

Thank you,
Melissa Sipe

Sent from my iPhone

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Wagner, Magdelene

From: Melissa Sipe <sipemelissa@gmail.com>
Sent: Thursday, April 25, 2024 2:27 PM
To: Wagner, Magdelene
Subject: Grading in the backyard

Hi Maggie,

All-ways was here Tuesday night to spread more grass seed. They didn't do any digging or grading work. Is the seeding part of the plan to fix the grading or was that considered the final step?

We are still waiting on an estimate from the sewer/plumber for our sump pump. He told me we should have it by Friday. As soon as I get it, I will pass it on.

Thanks,
Melissa

Sent from my iPhone

Wagner, Magdelene

From: Melissa Sipe <sipemelissa@gmail.com>
Sent: Monday, April 29, 2024 6:19 AM
To: Wagner, Magdelene
Subject: Fwd: Sump Pump Proposal from Contek Enterprises
Attachments: Melissa Sipe 4.26.2024.pdf

Maggie,

Attached you will find the estimate to complete the work for the sump pump in our backyard.

Please let me know when I can give the go ahead to complete this work.

Thanks,
Melissa

Sent from my iPhone

Begin forwarded message:

From: Meridith Schoessow <mrss@mkesnow.com>
Date: April 28, 2024 at 10:21:51 PM EDT
To: sipemelissa@gmail.com
Subject: Sump Pump Proposal from Contek Enterprises

Melissa,

Attached you will find our proposal for work discussed for your sump pump project.
Please let me know if you have any questions or concerns.

Best regards,

Meridith Schoessow
Contek Enterprises, Inc.
(262)389-8554, Cell

Contractor Proposal

4/26/2024

Contek Enterprises, Inc.
P.O. Box 240243
Milwaukee, WI 53224

Melissa Sipe
N39W22711 Grandview Dr
Pewaukee, WI 53072

JOB LOCATION

N39W22711 Grandview Dr
Pewaukee, WI 53072

SCOPE OF WORK

Contek Enterprises Inc., (Contractor) will provide the labor, equipment, and materials for Melissa Sipe (Customer) for the work outlined below.

Sump Pump Discharge..... \$5,600.00

- Contractor will contact Diggers Hotline to locate public utilities
- Plumbing permit
- Run approximately 110' of 4-inch SDR 35 from storm sewer catch basin on southwest property end to connect existing 4-inch sump pump discharge pipe
- Repair any turf damage incurred as a result of the work performed by the Contractor
- Clean-up of any debris as a result of work performed by the Contractor

Exclusions

- Additional time/labor for any unforeseen underground obstructions
- Marking of private utilities

Terms & Conditions

- Customer will be invoiced upon completion of the work outlined herein
- Terms will be due on receipt
- Any applicable taxes will be added at the time of invoicing

Party Signatures & Date:

Meridith Schoessow
Contek Enterprises, Inc.

Melissa Sipe
N39W22711 Grandview Dr, Pewaukee

Wagner, Magdelene

From: Wagner, Magdelene
Sent: Tuesday, May 14, 2024 8:44 PM
To: Melissa Sipe
Cc: Reinbold, Rich; Wirtz, Rich; Leightner, Brian
Subject: RE: Looking for an update

Ms. Sipe,

I appreciate your patience while I reviewed your sump pump issue. Below is my findings so far. I am still investigating a few ideas but am waiting for some information to come back before I may finalize our analysis.

The records provided by the consultant indicate he did contact property owners during the construction. I understand that you dispute this and have noted it.

We reviewed our records and confirmed that the old sump pump connection to the storm sewer does not appear to have been permitted. Since it was not located during the design process, it was not indicated on the plan. Once discovered by the contactor, the City was notified of the illegal connection and direction was given that it may not be reconnected as there is not a structure at the location. Communication was given to the property owners by City Staff and the consultant that they may re-route the line to surface drain to the ditch or the structure, or a plumbing permit may be obtained to connect to the structure at the southwest corner of the lot. Connection of sump lines are only allowed at structures where they may be monitored and not cause damage or compromise the integrity of our infrastructure. At the time of restoration, the sump line was not redirected or daylighted by the property owner and a stone trench and stake was installed to allow the sump to discharge to the stone bedding for the storm sewer and for future location of the line for final resolution by the property owner.

The City was notified by you of your sump line backing up and that a temporary disconnection was made. The sump line is currently discharging to grade. An estimate was provided to connect the line to the storm structure in the southwest corner of the lot from the property owner. Upon further review of this structure, it has been determined that a connection to this structure will not be permitted due to the construction of the structure. At the point of the potential connection point, the minimum width of concrete exists between the storm sewers. No additional concrete may be removed between the storm sewers without compromising the integrity of the structure and therefore connecting to the structure will not be allowed.

Some alternatives that you may consider to date are:

1. Redirect the discharge of the sump line to the front ditch on the west side of the property. This would require about 150 feet of sump line to be installed to discharge to the northwest corner of the lot.
2. The current discharge of the sump line invert elevation at the easement line is 837.40. The top of the City's storm sewer is approximately 836.70. The sump line discharge may be extended over the storm sewer so that it may discharge south over the storm sewer onto the existing wetland/floodplain. This area drains south and southeast from the property.

In regards to the ponding water and restoration issues, I understand you are working with Rich Wirtz on the punchlist items to address this issue. This is ongoing and we are working to obtain a schedule from the contractor to address this matter. Once we have this information, we will share it with all affected residents. Please note, we are trying to allow the site to dry up some so when the contractor does re-mobilize equipment to this area that he does not destroy areas that do not need to be repaired. It has been a very wet Spring so this has been a challenge for everyone involved and we appreciate your patience.

Once I receive the additional information I have requested, I will finalize our analysis and alternatives.

Thank you,
Maggie Wagner

Magdelene Wagner, P.E.
Director of Public Works/City Engineer
City of Pewaukee
W240N3065 Pewaukee Road
Pewaukee, WI 53072
262-691-0804

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-----Original Message-----

From: Melissa Sipe <sipemelissa@gmail.com>
Sent: Friday, May 3, 2024 9:34 AM
To: Wagner, Magdelene <wagner@pewaukee.wi.us>
Subject: Looking for an update

Maggie,
I'm wondering if you received my previous two emails.

The first email was sent over a week ago asking about the grading in the backyard. As I stated, All ways came and threw more seed down over the patches. They did not fix any grading issues and it is VERY mushy and swamp like back there. It's extremely difficult for my husband to mow and my kids are not able to play in the back area and the side of the house. Please let me know what will be done to fix this and when.

I also sent you the estimate to fix our sump pump. We need to start moving on this in order to get the pipe out of our yard so that we can do the yard work that needs to be done. Just wondering if you got the estimate and where we stand with this issue as well.

I know that you are busy. Is there someone else that I should talk to or work with in order to get this taken care of in a timely manner? As the weather gets nicer, our family would like to enjoy our yard and this whole project has made it a bit difficult since we have small children. I know that you understand my frustrations, but we have been dealing with this since March when we had water in our basement (after we were told "it would be fine"). have been making numerous calls since then to resolve this and would just like to be able to enjoy my time with my family and get this taken care of.

Please let me know how both of these issues are going to be resolved.

Thank you,
Melissa Sipe

Wagner, Magdelene

From: Melissa Sipe <sipemelissa@gmail.com>
Sent: Wednesday, May 15, 2024 2:00 PM
To: Wagner, Magdelene
Cc: Reinbold, Rich; Leightner, Brian; Wirtz, Rich; Mayor
Subject: Valley Brook Drainage Easement

Ms. Wagner,

Thank you for your email. I have been trying to contact you frequently over the last few weeks. I'm sure you can understand my sense of urgency as I have 3 children (one who is quite small). We have not been able to fully utilize our backyard this Spring because of the long pipe that we were told to lay down to re-route our sump pump to the junction box. This has resulted in very tall grass. We now have to be very cautious of ticks, which I'm sure you have heard, are bad this season. My husband is not able to mow the grass properly because of the pipe. He cannot move it to mow because our sump pump, like I have said previously, runs every 30 seconds.

I know that when we first spoke in March, I shared with you the fact that no one contacted us. We have all the documentations (letters that were written) from the City in relation to this project. We do not have any letter stating that our sump pump was disconnected and options given to us going forward. If we had, we would have worked with the City to fix the problem while our yard was ripped up last Fall during this project. Each time that I went out to ask a worker about our sump pump, we were told that we would hear from the City. You stated in your email that communication was given to us by City staff. Who communicated this information to us? When and how was it communicated? We weren't even made aware that the City was waiting on us to make a decision. Again, no one contacted us. We had a large stake in our yard after restoration was done. When I asked the workers about it, they said that I would hear from the City. After not hearing anything, I called Brian in November and was told that a drywell was put in place. He did not mention that it was there because we, as property owners, didn't contact anyone. When I questioned him on the amount of water going into the drywell and if this option would be sufficient, he told me "it will be fine." It was not fine on March 5th when we woke up in the middle of the night to a loud thumping sound and water in our basement.

We have done what you recommended. My plumber has been out here several times and has put us in contact with a sewer company to give us the estimate you requested. Now, we are being told that your recommendation is not acceptable. We are not able to do your first alternative. We cannot reroute our sump line to the front as we have various obstacles (trees, landscaping, well pump) in the line that would need to be dug up to get it to the

front. I'm not sure I understand your 2nd alternative. Do you mean that we should bury it over the sewer pipe and into the woods? Won't that area always be wet and mushy?

In regards to the ponding water, we have been in contact with Rich and are awaiting a reply. We understand that weather can be an issue, but the rest of our yard is solid. We realize you need to work with the contractor. I appreciate you letting us know that you are waiting to hear from them and then will update us. Again, I'm sure you understand our frustration and urgency with this. We would just like to enjoy our yard as a family as we did before this project began.

Thank you,
Melissa Sipe

Sent from my iPhone

Wagner, Magdelene

From: Melissa Sipe <sipemelissa@gmail.com>
Sent: Wednesday, May 29, 2024 12:40 PM
To: Wagner, Magdelene
Cc: Reinbold, Rich; Leightner, Brian; Wirtz, Rich; Mayor
Subject: Re: Valley Brook Drainage Easement

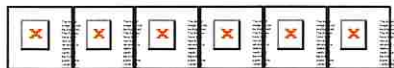
Ms Wagner,

I just called your office and again got sent to voicemail. I am sending you this email to get some more information or at least an update. I last emailed you on March 15th and have not heard anything from you regarding what the next steps are for fixing our backyard.

You mentioned that the estimate that I had given to you previously is no longer valid. What are we waiting on now? Should I be getting a new estimate for getting this work to be completed. Company schedules are filling up quickly and again I need to get this fixed so that my kids can play in our yard again.

All I am asking for is an update on where this stands so that we can move forward.

I have attached some more pictures of our backyard in its current state. It is a mushy swamp and it needs to be fixed.



As you can see from the photos, it's not a small patch of our yard. The whole thing is squishy and wet. It can't be mowed effectively or used as our yard. Yes, we did have rain, but as I have said before, we never had any standing water in our backyard until this project.

Melissa Sipe

Sent from my iPhone

On May 15, 2024, at 2:00 PM, Melissa Sipe <sipemelissa@gmail.com> wrote:

Ms. Wagner,

Thank you for your email. I have been trying to contact you frequently over the last few weeks. I'm sure you can understand my sense of urgency as I have 3 children (one who is quite small). We have not been able to fully utilize our

backyard this Spring because of the long pipe that we were told to lay down to re-route our sump pump to the junction box. This has resulted in very tall grass. We now have to be very cautious of ticks, which I'm sure you have heard, are bad this season. My husband is not able to mow the grass properly because of the pipe. He cannot move it to mow because our sump pump, like I have said previously, runs every 30 seconds.

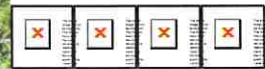
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We have done what you recommended. My plumber has been out here several times and has put us in contact with a sewer company to give us the estimate you requested. Now, we are being told that your recommendation is not acceptable. We are not able to do your first alternative. We cannot reroute our sump line to the front as we have various obstacles (trees, landscaping, well pump) in the line that would need to be dug up to get it to the front. I'm not sure I understand your 2nd alternative. Do you mean that we should bury it over the sewer pipe and into the woods? Won't that area always be wet and mushy?

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Thank you,
Melissa Sipe

Sent from my iPhone



Wagner, Magdelene

From: Wagner, Magdelene
Sent: Friday, May 31, 2024 2:43 PM
To: Melissa Sipe
Cc: Reinbold, Rich; Leightner, Brian; Wirtz, Rich; Bierce, Steve
Subject: RE: Pictures

Ms. Sipe,

Your pictures were received.

Thank you,
Maggie

Magdelene Wagner, P.E.
Director of Public Works/City Engineer
City of Pewaukee
W240N3065 Pewaukee Road
Pewaukee, WI 53072
262-691-0804

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From: Melissa Sipe <sipemelissa@gmail.com>
Sent: Thursday, May 30, 2024 7:15 AM
To: Wagner, Magdelene <wagner@pewaukee.wi.us>
Cc: Reinbold, Rich <reinbold@pewaukee.wi.us>; Leightner, Brian <leightner@pewaukee.wi.us>; Wirtz, Rich <wirtz@pewaukee.wi.us>; Bierce, Steve <sbierce@wi.rr.com>
Subject: Pictures

Ms. Wagner,

My email wasn't working correctly yesterday so I apologize that the pictures didn't come through. Thank you for letting me know. I will attach them to this email.

I will be waiting to hear from you. Thank you for letting me know that you have the information you were waiting for. I appreciate the update.





Thanks,
Melissa Sipe

Sent from my iPhone

On May 29, 2024, at 9:13 PM, Wagner, Magdelene <wagner@pewaukee.wi.us> wrote:

Ms. Sipe,

The pictures you sent as part of your email did not come through. Would you please resend those pictures? I apologize that I was not available when you called today. If I am unavailable, you may also speak to Rich Wirtz regarding your concerns.

In my May 15, 2024 email to you, I indicated that I am waiting for some additional information to finalize my analysis of the situation. This information was received at end the of the day today. I will be reviewing this information and will give my final analysis to you next week.

As for the drainage issue, this remains on the punchlist to address. We are working with the contractor to get a schedule but unfortunately, the wet weather is limiting when we can get access. As stated before, we do not want to mobilize the contractor when the ground is wet as this will cause more damage to the re-established areas which do not need to be corrected.

I understand this is frustrating, but we appreciate your patience while we address your concerns.

Thank you,
Maggie Wagner

Magdelene Wagner, P.E.
Director of Public Works/City Engineer
City of Pewaukee
W240N3065 Pewaukee Road

Pewaukee, WI 53072
262-691-0804

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From: Melissa Sipe <sipemelissa@gmail.com>
Sent: Wednesday, May 29, 2024 12:38 PM
To: Wagner, Magdelene <wagner@pewaukee.wi.us>
Cc: Reinbold, Rich <reinbold@pewaukee.wi.us>; Leightner, Brian <leightner@pewaukee.wi.us>; Wirtz, Rich <wirtz@pewaukee.wi.us>; Mayor <mayor@pewaukee.wi.us>
Subject: Re: Valley Brook Drainage Easement

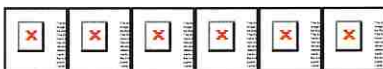
Ms Wagner,

I just called your office and again got sent to voicemail. I am sending you this email to get some more information or at least an update. I last emailed you on March 15th and have not heard anything from you regarding what the next steps are for fixing our backyard.

You mentioned that the estimate that I had given to you previously is no longer valid. What are we waiting on now? Should I be getting a new estimate for getting this work to be completed. Company schedules are filling up quickly and again I need to get this fixed so that my kids can play in our yard again.

All I am asking for is an update on where this stands so that we can move forward.

I have attached some more pictures of our backyard in its current state. It is a mushy swamp and it needs to be fixed.



As you can see from the photos, it's not a small patch of our yard. The whole thing is squishy and wet. It can't be mowed effectively or used as our yard. Yes, we did have rain, but as I have said before, we never had any standing water in our backyard until this project.

Melissa Sipe

Sent from my iPhone

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I know that when we first spoke in March, I shared with you the fact that no one contacted us. We have all the documentations (letters that were written) from the City in relation to this project. We do not have any letter stating that our sump pump was disconnected and options given to us going forward. If we had, we would have worked with the City to fix the problem while our yard was ripped up last Fall during this project. Each time that I went out to ask a worker about our sump pump, we were told that we would hear from the City. You stated in your email that communication was given to us by City staff. Who communicated this information to us? When and how was it communicated? We weren't even made aware that the City was waiting on us to make a decision. Again, no one contacted us. We had a large stake in our yard after restoration was done. When I asked the workers about it, they said that I would hear from the City. After not hearing anything, I called Brian in November and was told that a drywell was put in place. He did not mention that it was there because we, as property owners, didn't contact anyone. When I questioned him on the amount of water going into the drywell and if this option would be sufficient, he told me "it will be fine." It was not fine on March 5th when we woke up in the middle of the night to a loud thumping sound and water in our basement.

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Thank you,
Melissa Sipe

Sent from my iPhone

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Wagner, Magdelene

From: Melissa Sipe <sipemelissa@gmail.com>
Sent: Wednesday, June 12, 2024 12:04 PM
To: Wagner, Magdelene
Cc: Reinbold, Rich; Leightner, Brian; Wirtz, Rich; Bierce, Steve
Subject: Re: Pictures

Ms. Wagner,

Just wanted to make sure you received my email on Monday. Please advise, thanks!

Melissa
Sent from my iPhone

On May 31, 2024, at 2:42 PM, Wagner, Magdelene <wagner@pewaukee.wi.us> wrote:

Ms. Sipe,

Your pictures were received.

Thank you,
Maggie

Magdelene Wagner, P.E.
Director of Public Works/City Engineer
City of Pewaukee
W240N3065 Pewaukee Road
Pewaukee, WI 53072
262-691-0804

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Sent: Thursday, May 30, 2024 7:15 AM
To: Wagner, Magdelene <wagner@pewaukee.wi.us>
Cc: Reinbold, Rich <reinbold@pewaukee.wi.us>; Leightner, Brian <leightner@pewaukee.wi.us>; Wirtz, Rich <wirtz@pewaukee.wi.us>; Bierce, Steve <sbierce@wi.rr.com>
Subject: Pictures

Ms. Wagner,

My email wasn't working correctly yesterday so I apologize that the pictures didn't come through. Thank you for letting me know. I will attach them to this email.

I will be waiting to hear from you. Thank you for letting me know that you have the information you were waiting for. I appreciate the update.





Thanks,
Melissa Sipe

Sent from my iPhone

On May 29, 2024, at 9:13 PM, Wagner, Magdelene
<wagner@pewaukee.wi.us> wrote:

Ms. Sipe,

The pictures you sent as part of your email did not come through. Would you please resend those pictures? I apologize that I was not available when you called today. If I am unavailable, you may also speak to Rich Wirtz regarding your concerns.

In my May 15, 2024 email to you, I indicated that I am waiting for some additional information to finalize my analysis of the situation. This information was received at the end of the day today. I will be reviewing this information and will give my final analysis to you next week.

As for the drainage issue, this remains on the punchlist to address. We are working with the contractor to get a schedule but unfortunately, the wet weather is limiting when we can get access. As stated before, we do not want to mobilize the contractor when the ground is wet as this will cause more damage to the re-established areas which do not need to be corrected.

I understand this is frustrating, but we appreciate your patience while we address your concerns.

Thank you,
Maggie Wagner

Magdelene Wagner, P.E.
Director of Public Works/City Engineer
City of Pewaukee
W240N3065 Pewaukee Road
Pewaukee, WI 53072
262-691-0804

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From: Melissa Sipe <sipemelissa@gmail.com>
Sent: Wednesday, May 29, 2024 12:38 PM
To: Wagner, Magdelene <wagner@pewaukee.wi.us>
Cc: Reinbold, Rich <reinbold@pewaukee.wi.us>; Leightner, Brian <leightner@pewaukee.wi.us>; Wirtz, Rich <wirtz@pewaukee.wi.us>; Mayor <mayor@pewaukee.wi.us>
Subject: Re: Valley Brook Drainage Easement

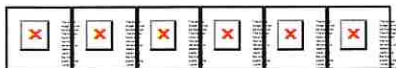
Ms Wagner,

I just called your office and again got sent to voicemail. I am sending you this email to get some more information or at least an update. I last emailed you on March 15th and have not heard anything from you regarding what the next steps are for fixing our backyard.

You mentioned that the estimate that I had given to you previously is no longer valid. What are we waiting on now? Should I be getting a new estimate for getting this work to be completed. Company schedules are filling up quickly and again I need to get this fixed so that my kids can play in our yard again.

All I am asking for is an update on where this stands so that we can move forward.

I have attached some more pictures of our backyard in its current state. It is a mushy swamp and it needs to be fixed.



As you can see from the photos, it's not a small patch of our yard. The whole thing is squishy and wet. It can't be mowed effectively or used as our yard.

Yes, we did have rain, but as I have said before, we never had any standing water in our backyard until this project.

Melissa Sipe

Sent from my iPhone

On May 15, 2024, at 2:00 PM, Melissa Sipe
<sipemelissa@gmail.com> wrote:

Ms. Wagner,

Thank you for your email. I have been trying to contact you frequently over the last few weeks. I'm sure you can understand my sense of urgency as I have 3 children (one who is quite small). We have not been able to fully utilize our backyard this Spring because of the long pipe that we were told to lay down to re-route our sump pump to the junction box. This has resulted in very tall grass. We now have to be very cautious of ticks, which I'm sure you have heard, are bad this season. My husband is not able to mow the grass properly because of the pipe. He cannot move it to mow because our sump pump, like I have said previously, runs every 30 seconds.

I know that when we first spoke in March, I shared with you the fact that no one contacted us. We have all the documentations (letters that were written) from the City in relation to this project. We do not have any letter stating that our sump pump was disconnected and options given to us going forward. If we had, we would have worked with the City to fix the problem while our yard was ripped up last Fall during this project. Each time that I went out to ask a worker about our sump pump, we were told that we would hear from the City. You stated in your email that communication was given to us by City staff. Who communicated this

information to us? When and how was it communicated? We weren't even made aware that the City was waiting on us to make a decision. Again, no one contacted us. We had a large stake in our yard after restoration was done. When I asked the workers about it, they said that I would hear from the City. After not hearing anything, I called Brian in November and was told that a drywell was put in place. He did not mention that it was there because we, as property owners, didn't contact anyone. When I questioned him on the amount of water going into the drywell and if this option would be sufficient, he told me "it will be fine." It was not fine on March 5th when we woke up in the middle of the night to a loud thumping sound and water in our basement.

We have done what you recommended. My plumber has been out here several times and has put us in contact with a sewer company to give us the estimate you requested. Now, we are being told that your recommendation is not acceptable. We are not able to do your first alternative. We cannot reroute our sump line to the front as we have various obstacles (trees, landscaping, well pump) in the line that would need to be dug up to get it to the front. I'm not sure I understand your 2nd alternative. Do you mean that we should bury it over the sewer pipe and into the woods? Won't that area always be wet and mushy?

In regards to the ponding water, we have been in contact with Rich and are awaiting a reply. We understand that weather can be an issue, but the rest of our yard is solid. We realize you need to work with the contractor. I appreciate you letting us know that you are waiting to hear from them and then will update us. Again, I'm sure you understand our frustration and urgency with this. We would just like to enjoy our yard as a family as we did before this project began.

Thank you,
Melissa Sipe

Sent from my iPhone

Wagner, Magdelene

From: Wagner, Magdelene
Sent: Thursday, June 13, 2024 5:52 PM
To: Melissa Sipe
Cc: Reinbold, Rich; Leightner, Brian; Wirtz, Rich; Mayor
Subject: RE: Valley Brook Drainage Easement
Attachments: 20240613-sipe sump pump issue w attachments.pdf

Ms. Sipe,

Thank you for your patience. Please find the attached letter regarding your sump pump discharge.

If you have any questions or concerns, please feel free to contact our office.

Thank you,
Maggie Wagner

Magdelene Wagner, P.E.
Director of Public Works/City Engineer
City of Pewaukee
W240N3065 Pewaukee Road
Pewaukee, WI 53072
262-691-0804

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From: Melissa Sipe <sipemelissa@gmail.com>
Sent: Monday, June 10, 2024 6:35 AM
To: Wagner, Magdelene <wagner@pewaukee.wi.us>
Cc: Reinbold, Rich <reinbold@pewaukee.wi.us>; Leightner, Brian <leightner@pewaukee.wi.us>; Wirtz, Rich <wirtz@pewaukee.wi.us>; Mayor <mayor@pewaukee.wi.us>
Subject: Re: Valley Brook Drainage Easement

Ms. Wagner,

Please send me the final analysis that you indicated you would send me last week.

Thank you,
Melissa Sipe

Sent from my iPhone

On May 29, 2024, at 9:13 PM, Wagner, Magdelene <wagner@pewaukee.wi.us> wrote:

Ms. Sipe,

The pictures you sent as part of your email did not come through. Would you please resend those pictures? I apologize that I was not available when you called today. If I am unavailable, you may also speak to Rich Wirtz regarding your concerns.

In my May 15, 2024 email to you, I indicated that I am waiting for some additional information to finalize my analysis of the situation. This information was received at end the of the day today. I will be reviewing this information and will give my final analysis to you next week.

As for the drainage issue, this remains on the punchlist to address. We are working with the contractor to get a schedule but unfortunately, the wet weather is limiting when we can get access. As stated before, we do not want to mobilize the contractor when the ground is wet as this will cause more damage to the re-established areas which do not need to be corrected.

I understand this is frustrating, but we appreciate your patience while we address your concerns.

Thank you,
Maggie Wagner

Magdelene Wagner, P.E.
Director of Public Works/City Engineer
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Sent: Wednesday, May 29, 2024 12:38 PM
To: Wagner, Magdelene <wagner@pewaukee.wi.us>
Cc: Reinbold, Rich <reinbold@pewaukee.wi.us>; Leightner, Brian <leightner@pewaukee.wi.us>; Wirtz, Rich <wirtz@pewaukee.wi.us>; Mayor <mayor@pewaukee.wi.us>
Subject: Re: Valley Brook Drainage Easement

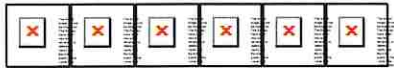
Ms Wagner,

I just called your office and again got sent to voicemail. I am sending you this email to get some more information or at least an update. I last emailed you on March 15th and have not heard anything from you regarding what the next steps are for fixing our backyard.

You mentioned that the estimate that I had given to you previously is no longer valid. What are we waiting on now? Should I be getting a new estimate for getting this work to be completed. Company schedules are filling up quickly and again I need to get this fixed so that my kids can play in our yard again.

All I am asking for is an update on where this stands so that we can move forward.

I have attached some more pictures of our backyard in its current state. It is a mushy swamp and it needs to be fixed.



As you can see from the photos, it's not a small patch of our yard. The whole thing is squishy and wet. It can't be mowed effectively or used as our yard. Yes, we did have rain, but as I have said before, we never had any standing water in our backyard until this project.

Melissa Sipe

Sent from my iPhone

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I know that when we first spoke in March, I shared with you the fact that no one contacted us. We have all the documentations (letters that were written) from the City in relation to this project. We do not have any letter stating that our sump pump was disconnected

and options given to us going forward. If we had, we would have worked with the City to fix the problem while our yard was ripped up last Fall during this project. Each time that I went out to ask a worker about our sump pump, we were told that we would hear from the City. You stated in your email that communication was given to us by City staff. Who communicated this information to us? When and how was it communicated? We weren't even made aware that the City was waiting on us to make a decision. Again, no one contacted us. We had a large stake in our yard after restoration was done. When I asked the workers about it, they said that I would hear from the City. After not hearing anything, I called Brian in November and was told that a drywell was put in place. He did not mention that it was there because we, as property owners, didn't contact anyone. When I questioned him on the amount of water going into the drywell and if this option would be sufficient, he told me "it will be fine." It was not fine on March 5th when we woke up in the middle of the night to a loud thumping sound and water in our basement.

We have done what you recommended. My plumber has been out here several times and has put us in contact with a sewer company to give us the estimate you requested. Now, we are being told that your recommendation is not acceptable. We are not able to do your first alternative. We cannot reroute our sump line to the front as we have various obstacles (trees, landscaping, well pump) in the line that would need to be dug up to get it to the front. I'm not sure I understand your 2nd alternative. Do you mean that we should bury it over the sewer pipe and into the woods? Won't that area always be wet and mushy?

In regards to the ponding water, we have been in contact with Rich and are awaiting a reply. We understand that weather can be an issue, but the rest of our yard is solid. We realize you need to work with the contractor. I appreciate you letting us know that you are waiting to hear from them and then will update us. Again, I'm sure you understand our frustration and urgency with this. We would just like to enjoy our yard as a family as we did before this project began.

Thank you,
Melissa Sipe

Sent from my iPhone

Wagner, Magdelene

From: Wirtz, Rich
Sent: Thursday, October 10, 2024 2:16 PM
To: Fischer, Brennen; Wagner, Magdelene
Subject: RE: Valley Brook

Good afternoon Brennen,

After an eventful morning, I was able to discuss Musson's quote with Maggie and we will not be pursuing the extension of the sump pump line. Let's proceed with wrapping up the landscaping issues and call it a day.

Let me know if you have any questions and have a great evening.

Rich

*Rich Wirtz, P.E., CFM
Chief Engineer-Utilities*

*City of Pewaukee
W240 N3065 Pewaukee Road
Pewaukee, WI 53072
Phone: 262-691-0804
Fax: 262-691-5729
Email: wirtz@pewaukee.wi.us*

(Licensed Professional Engineer in IA and WI)

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From: Fischer, Brennen <BFischer@ruekert-mielke.com>
Sent: Wednesday, October 9, 2024 4:30 PM
To: Wirtz, Rich <wirtz@pewaukee.wi.us>; Wagner, Magdelene <wagner@pewaukee.wi.us>
Subject: FW: Valley Brook

Hi Rich and Maggie,

I received the below response from Matt Zander from Musson regarding the sump pump line extension for Valleybrook.

Musson's revised price for this work is \$6,727.46. I did some quick math and the cost makes sense IF the work were to take 8 hours to complete. However, the extension of the sump pump line is about 60-feet and should be reasonably expected to be completed in 2-3 hours.

My assumption is that they are trying to recover the cost of the additional filling/restoration that is needed in the low spots in the easement. One option is to ask that this work gets completed on a time and materials basis and track the work associated to the sump pump line closely.

Please let me know your thoughts. Thank you!

Brennen E. Fischer, P.E. (WI), CFM
Municipal Services Team Leader



 (262) 953-3054

 BFischer@ruekert-mielke.com

 ruekertmielke.com



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From: Matt Zander <mzander@mussonbrothers.com>

Sent: Tuesday, October 8, 2024 10:59 AM

To: Fischer, Brennen <BFischer@ruekert-mielke.com>

Subject: RE: Valley Brook

Caution: This is an external email of your Organization. Please take care when clicking links or opening attachments.

Morning Brennen,

I updated the quote to include the stone bedding and cover as well as the rodent shield, the updated price totals \$6727.46.

This price is figured on a 3 man crew for 8 hours.

-Equipment will be a mini excavator, skid steer and a small dump truck.

-Materials include the pipe, fittings, 3/8" stone pipe cover, rodent shield, removal of spoil and restoration needed to complete the work.

Please let me know if you need anything else.

Thanks,

Matt Zander

Musson Brothers, Inc.

1522 Pearl Street

Waukesha, WI 53186

Cell: 414.303.1387

rom: Fischer, Brennen <BFischer@ruekert-mielke.com>

Sent: Tuesday, October 1, 2024 11:16 AM

To: Matt Zander <mzander@mussonbrothers.com>

Subject: RE: Valley Brook

CAUTION: This email originated from outside of Musson Brothers. Do not click links or open attachments unless you recognize the sender and know the content is safe. If you have any doubts about the authenticity of this message, please contact the IT department immediately.

Hi Matt,

Thank you for the response. Can you please provide a breakdown of the \$6,641.21?

The sump line should likely also have a rodent guard at the end. Spoil backfill is okay, but can you please confirm that the pipe would have stone bedding and cover?

I have attached Pay Application No. 2 with the quantities as discussed in the email below with the exception of the restoration quantity.

For the restoration, we have a total quantity measured of 2,406 SY. The unit price payment description states that there would be a 50% payment upon completion of restoration (1,203 SY was included in Pay App 1), 25% payment upon germination of seed (601.5 SY is included in this Pay App No. 2), and 25% payment upon acceptance. Due to the low areas and lack of restoration in these areas, the restoration is not accepted.

Please let me know if you have any questions.

Thank you in advance,
Brennen

Brennen E. Fischer, P.E. (WI), CFM
Municipal Services Team Leader



 (262) 953-3054
 BFischer@ruekert-mielke.com
 ruekertmielke.com



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From: Matt Zander <mzander@mussonbrothers.com>

Sent: Friday, September 27, 2024 3:02 PM

To: Fischer, Brennen <BFischer@ruekert-mielke.com>

Subject: RE: Valley Brook

Caution: This is an external email of your Organization. Please take care when clicking links or opening attachments.

Hi Brennen,

I have worked up a price to install the sump drain that totals \$6641.21. I will want to coordinate the landscaping repair work with the install of the drain line to minimize mobilization. When I spoke to the landscaper the estimated schedule will be about 4 weeks out. The price for install includes the hook up at the existing PVC sump line, installing the pipe to the opening at the trail opening, backfilling with spoil and restoring the area. If there is anything special you will want

like rodent guards, stone backfill etc. please let me know as I didn't figure that in the price. Please let me know if the City will want to move forward with this work or not as I will need to get a better schedule from the landscaper to do only the repair work.

I also was looking at the outstanding quantities that weren't on estimate 1. Now being so far past the final payment date of June 7, I want to request that the remaining quantities be paid because I'm getting calls for payment from my subs. please let me know if you have any questions.

Thanks,
Matt Zander
Musson Brothers, Inc.
1522 Pearl Street
Waukesha, WI 53186
Cell: 414.303.1387

From: Fischer, Brennen <BFischer@ruekert-mielke.com>
Sent: Tuesday, September 24, 2024 4:43 PM
To: Matt Zander <mzander@mussonbrothers.com>
Subject: RE: Valley Brook

CAUTION: This email originated from outside of Musson Brothers. Do not click links or open attachments unless you recognize the sender and know the content is safe. If you have any doubts about the authenticity of this message, please contact the IT department immediately.

Hi Matt,

Following up on my email below, can you please provide an update on the restoration and price for extending the sump line?

Thank you in advance,
Brennen

Brennen E. Fischer, P.E. (WI), CFM
Municipal Services Team Leader



 (262) 953-3054
 BFischer@ruekert-mielke.com
 ruekertmielke.com



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From: Fischer, Brennen
Sent: Tuesday, August 20, 2024 10:34 AM

To: mzander@mussonbrothers.com

Cc: Rich Wirtz <wirtz@pewaukee.wi.us>; Magdalene Wagner (wagner@pewaukee.wi.us) <wagner@pewaukee.wi.us>

Subject: RE: Valley Brook

Good morning Matt,

I apologize for my delay in getting back to you on this. I visited the site last Thursday and have included photos in the link below. As I mentioned earlier this year, there are low areas in the easement that pond water and do not allow the restoration to grow. After reviewing the photos taken shortly after the erosion mat was placed, it appears as though these areas were always low. The attached survey mark-up shows these areas. These areas will need to be filled with additional topsoil and restoration to get positive drainage away from the low spots.

The City has also been in discussion with the resident at N39W22711 Grandview Drive regarding their 4" PVC sump line discharge pipe. This line was previously connected to the existing storm sewer. As part of the project, the pipe was backfilled with stone and not reconnected to the new storm sewer. Since then, the resident has extended a corrugated pipe which discharges into the manhole. Can you please provide a price to extend the buried sump line approximately 62-feet to the southwest to discharge at grade at a trail opening at the tree line as shown on the survey mark-up?

 [Pewaukee - Valley Brook](#)

We have the following comments regarding the submitted Pay Application/Quantities:

1. Bid Item No. 3, Tracking Pad – The requested quantity is 630 SF. We have a recorded quantity of 15'x35' which equals 525 SF. I have included a photo of when the tracking pad was being installed in the link above. The photo shows the stone being installed on the geotextile fabric. Typically, the roles of the geotextile are 15-feet wide. It appears as though additional stone was installed wider than the geotextile fabric that was installed. For this reason, we are sticking with the quantity of 525 SF as it was recorded in the field.
2. Bid Item No. 7, Clearing and Grubbing – The recently requested quantity is 388 SY. In the attached email correspondence, Interstate Tree requested 385 SY. After review of their quantities and ours, I am in agreement with 385 SY.
3. Bid Item No. 9, Tree Removal – The recently requested quantity is 74 ID. In the attached email correspondence, Interstate Tree requested 58 ID. After review of their quantities and ours, I am in agreement with 58 ID. There was a 6" diameter tree identified on the plans. However, this was a singular tree that had a 6" trunk and two 4" trunks (14" total). The revised quantity is 58 ID, which matches the request from Interstate Tree.
4. Bid Items No. 12 and 14 – 12" RCP and 14"x23" HERCP – We have recorded quantities of 231 LF and 508 LF, respectively.
5. Bid Item No. 16, Riprap Medium – We have a recorded quantity of 2.5 CY. Do you have a ticket for this that you can provide?
6. Bid Item No. 18, Topsoil, Seed Fertilizer & Erosion Mat – The requested quantity is 2,493 SY. We have a recorded total quantity of 2,406 SY. I have attached a marked-up exhibit showing this area.

Please let me know if you have any questions or would like to meet on site to discuss these items.

Thank you in advance,
Brennen

Brennen E. Fischer, P.E. (WI), CFM
Municipal Services Team Leader

From: Matt Zander <mzander@mussonbrothers.com>
Sent: Thursday, August 15, 2024 3:06 PM
To: Fischer, Brennen <BFischer@ruekert-mielke.com>
Subject: RE: Valley Brook

Caution: This is an external email of your Organization. Please take care when clicking links or opening attachments.

Good afternoon Brennen,

I'm reaching out to see if you a chance to review the quantities I sent over. I would like to get this project closed out as soon as possible, if you would like to schedule a onsite visit to go over any out standing quantities please let me know.

Thanks,
Matt Zander
Musson Brothers, Inc.
1522 Pearl Street
Waukesha, WI 53186
Cell: 414.303.1387

From: Matt Zander
Sent: Monday, July 29, 2024 11:23 AM
To: Fischer, Brennen <bfischer@ruekert-mielke.com>
Cc: Matt Zander <mzander@mussonbrothers.com>
Subject: Valley Brook

Hi Brennen,

I'm reaching out on the status of the Valley Brook project, we have passed the final completion date and I would like to close this project out. Please review the quantities I show to date and let me know if you if you agree or disagree and when payment can be anticipated.

Thanks,
Matt Zander
Musson Brothers, Inc.
1522 Pearl Street
Waukesha, WI 53816
Cell: 414.303.1387

From: [Melissa Sipe](#)
To: [Leightner, Brian](#)
Subject: More pictures
Date: Tuesday, November 7, 2023 4:15:56 PM

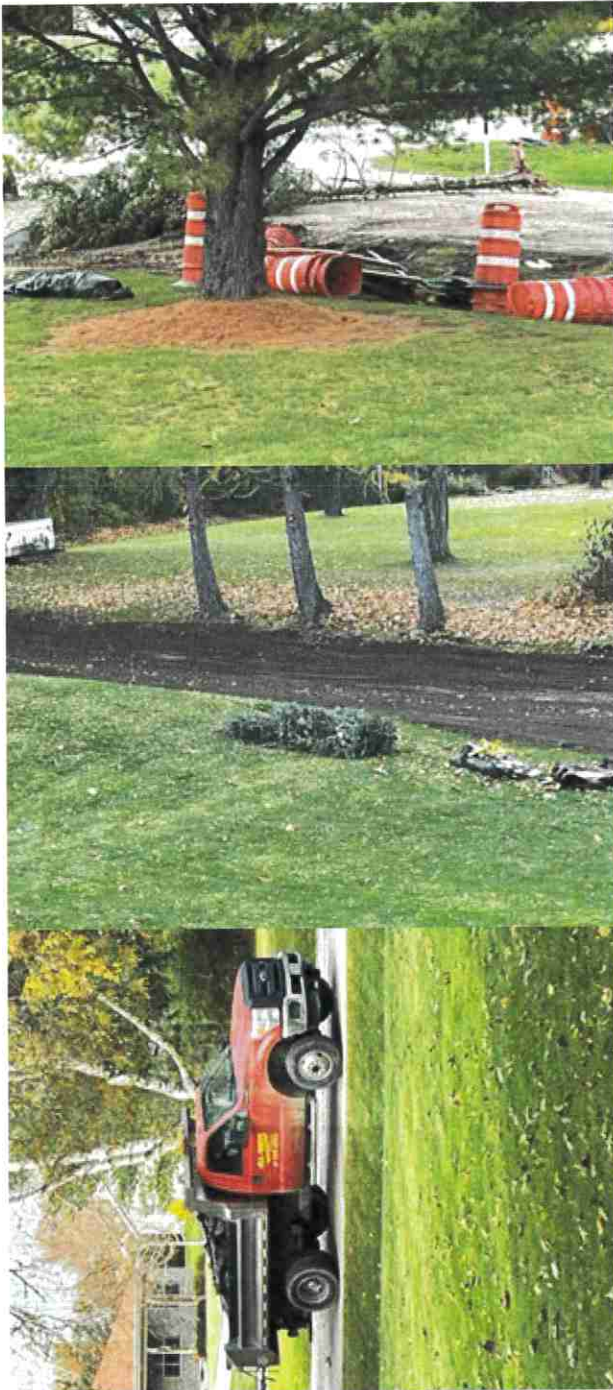
Please see attached photos on the tree that they took down (without permission and was not originally part of the plan). When I approached him (the man on the skid steer) about the tree, he said he “didn’t mean to” and that was it. They shoved it into the woods and when I asked him about it laying in the woods, he restated that he “didn’t mean to take down the tree”. After I came inside the house, they moved the tree to the road and hauled it away.

Please let me know what can be done to fix the sump pump stakes and the tree problem.

The first attached photo is what it looked like at the beginning of the project. You can see the tree I’m talking about on the right side of the skid steer. The rest of the pictures are from this afternoon.

Thank you!
Melissa Sipe





Sent from my iPhone

Wagner, Magdelene

From: Wagner, Magdelene
Sent: Wednesday, November 13, 2024 8:33 PM
To: Melissa Sipe; Mayor; Reinbold, Rich; Wirtz, Rich; Leightner, Brian; Eric Sipe
Subject: RE: Valley Brook storm sewer project
Attachments: 20240613-sipe sump pump issue w attachments.pdf

Ms. Sipe,

The last correspondence we had was the letter outlining your options (attached). As I outlined in the letter, the connection of the sump to the storm sewer will not be allowed. Since sump lines are not required to be buried by the City, it would be the properties responsibility to bury the line either to the right of way along the street or over our storm sewer in the easement discharging to grade with an agreement. Since I received no further communication from you, we pursued only completing the punchlist items with the contractor including the restoration and the ponding water issues.

The cost estimate we received from the contractor to complete option 2B as part of the punchlist work was \$6,727.46 which was not authorized.

I apologize you were not notified of the contractor mobilizing to the site. We just received notice this morning which I did not receive until this evening due to my schedule today. They are addressing the ponding water concerns and the restoration issues only.

Thank you,
Maggie Wagner

Magdelene Wagner, P.E.
Director of Public Works/City Engineer
City of Pewaukee
W240N3065 Pewaukee Road
Pewaukee, WI 53072
262-691-0804

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-----Original Message-----

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Sent: Wednesday, November 13, 2024 12:16 PM
To: Wagner, Magdelene <wagner@pewaukee.wi.us>; Mayor <mayor@pewaukee.wi.us>; Reinbold, Rich <reinbold@pewaukee.wi.us>; Wirtz, Rich <wirtz@pewaukee.wi.us>; Leightner, Brian <leightner@pewaukee.wi.us>; Eric Sipe <ericjsipe@gmail.com>

Subject: Valley Brook storm sewer project

Good Afternoon Maggie,

I left you a voicemail and would appreciate a response.

There is a contractor here with equipment to do work on our backyard. The last time I have heard from you was in an email in June 2024. You stated in that email that you were waiting for some estimates and that we would be updated as to what the plan of action was for our yard and our sump pump to be buried. We have not gotten an update and have not heard from the City regarding what the plan is.

We would like to know that they are doing here and what the plan of action is.

Thank you,
Melissa Sipe
Sent from my iPhone

Wagner, Magdelene

From: Melissa Sipe <sipemelissa@gmail.com>
Sent: Wednesday, November 13, 2024 12:16 PM
To: Wagner, Magdelene; Mayor; Reinbold, Rich; Wirtz, Rich; Leightner, Brian; Eric Sipe
Subject: Valley Brook storm sewer project

Good Afternoon Maggie,

I left you a voicemail and would appreciate a response.

There is a contractor here with equipment to do work on our backyard. The last time I have heard from you was in an email in June 2024. You stated in that email that you were waiting for some estimates and that we would be updated as to what the plan of action was for our yard and our sump pump to be buried. We have not gotten an update and have not heard from the City regarding what the plan is.

We would like to know that they are doing here and what the plan of action is.

Thank you,
Melissa Sipe
Sent from my iPhone

Wagner, Magdelene

From: Leightner, Brian
Sent: Tuesday, November 14, 2023 4:23 PM
To: Melissa Sipe
Cc: Wagner, Magdelene
Subject: RE: Valley Brook Storm Sewer Replacement

Hi Melissa,

You may remove the stakes by the swing set as they were placed to mark the underdrain termination point.

You also mentioned that you had less-than-ideal conversations with contractor personnel. If you experience anything serious, such as discriminatory or vulgar language, please contact us at (262) 691-0804.

Sincerely,

Brian G. Leightner, P.E.

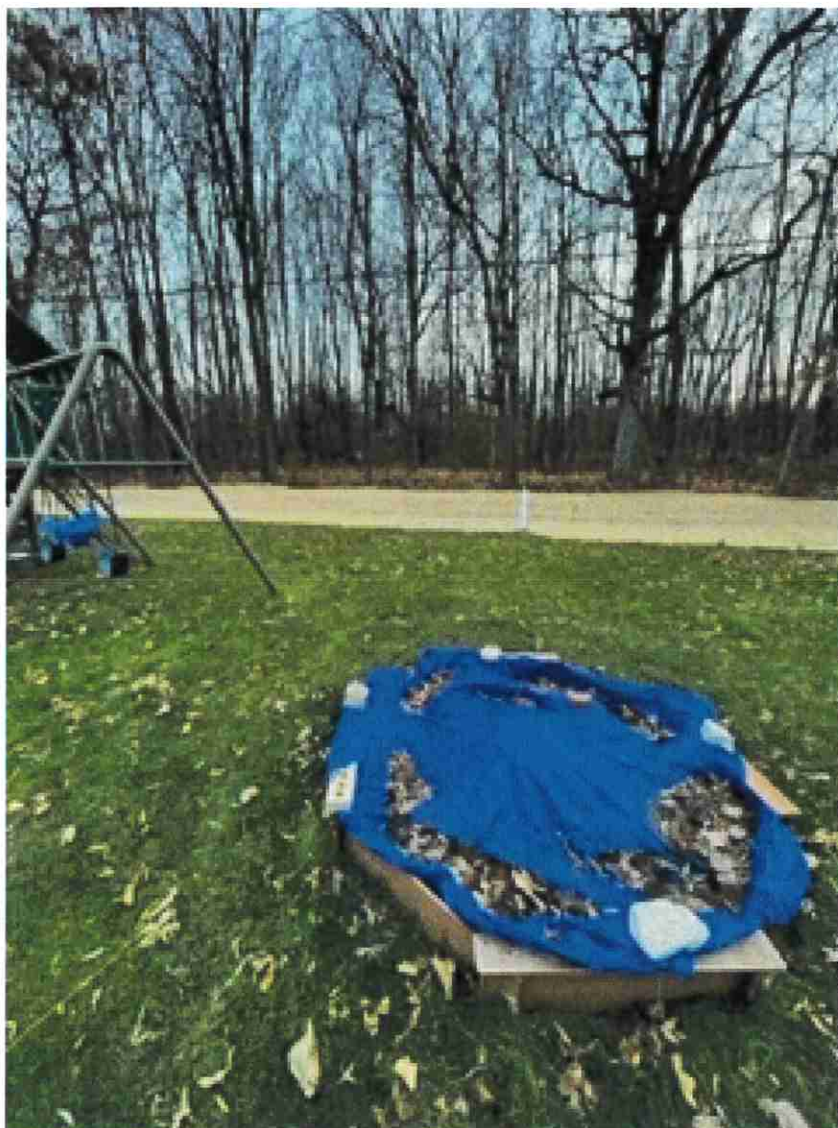
Civil Engineer

City of Pewaukee
W240N3065 Pewaukee Road
Pewaukee WI 53072
Phone: 262-691-0804
Web: www.cityofpewaukee.us

From: Melissa Sipe <sipemelissa@gmail.com>
Sent: Tuesday, November 7, 2023 4:08 PM
To: Leightner, Brian <leightner@pewaukee.wi.us>
Subject: Valley Brook Storm Sewer Replacement

Hi Brian,

Thank you for calling me back. Here are some pictures that you requested. I have attached pictures of the 2 stakes that we have sticking up in our backyard. We would these taken care of as they were not there before this project began and we have 3 small children. Having stakes behind their playset is not safe.









Sent from my iPhone



Legend

- Municipal Boundary_2K
- Parcel_Dimension_2K
- Note_Text_2K
- Lots_2K
 - Lot
 - Unit
 - General Common Element
 - Outlot
- SimultaneousConveyance
 - Assessor Plat
 - CSM
 - Condominium
 - Subdivision
- Cartoline_2K
 - EA-Easement_Line
 - PL-DA
 - PL-Extended_Tie_line
 - PL-Meander_Line
 - PL-Note
 - PL-Tie
 - PL-Tie_Line
 - <all other values>
- Railroad_2K

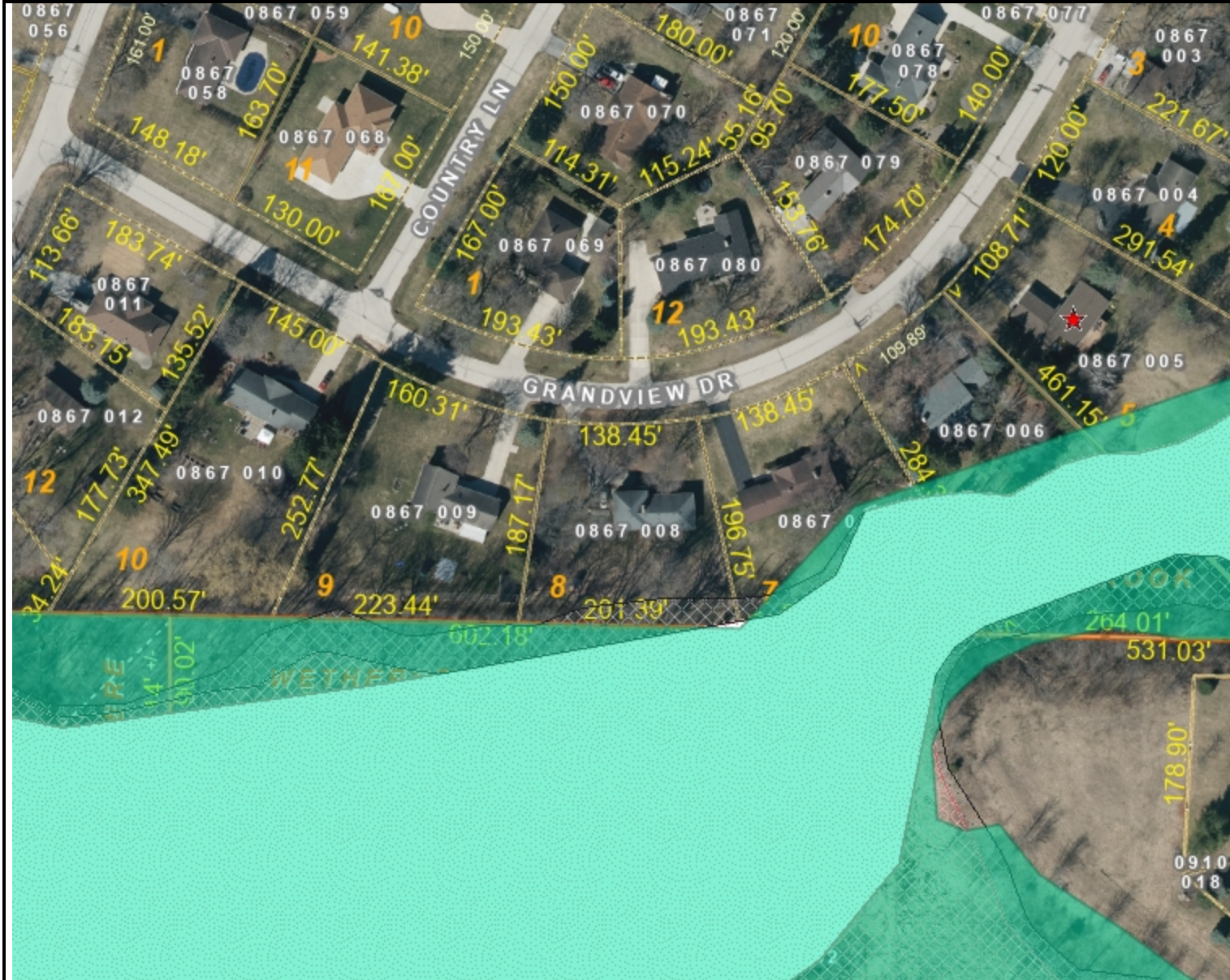
0 140.32 Feet

The information and depictions herein are for informational purposes and Waukesha County specifically disclaims accuracy in this reproduction and specifically admonishes and advises that if specific and precise accuracy is required, the same should be determined by procurement of certified maps, surveys, plats, Flood Insurance Studies, or other official means. Waukesha County will not be responsible for any damages which result from third party use of the information and depictions herein, or for use which ignores this warning.

Notes:

Printed: 2/11/2025





Legend

- DNR Wetlands < .25 Acre
- DNR Wetlands > .25 Acre
- FEMA Floodplain**
 - 0.2% Chance Flood
 - 1% Chance Flood (Zone A N
 - 1% Chance Flood Area (Zon
 - AE, Floodway
- Letters of Map Amendme**
 - Invalid-Insufficient Informatic
 - Grade/Lowest Finished Floor
 - Ground Elevation Below BFE
 - Invalid-Revised Topography
- Still in Effect
- Unknown
- Pending
- <all other values>
- Other Regulatory Floodpli**
 - Flood Study from SEWRPC
 - Flood Study from Dam Failur
 - Flood Study from Approxima
- Municipal Boundary_2K
- Parcel_Dimension_2K
- Note_Text_2K
- Lots_2K**
 - Lot
 - Unit
 - General Common Element
 - Outlot
- SimultaneousConveyance**
 - Assessor Plat
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 - EA-Easement_Line
 - PL-DA
 - PL-Extended_Tie_line
 - PL-Meander_Line
 - PL-Note
 - PL-Tie
 - PL-Tie_Line
 - <all other values>

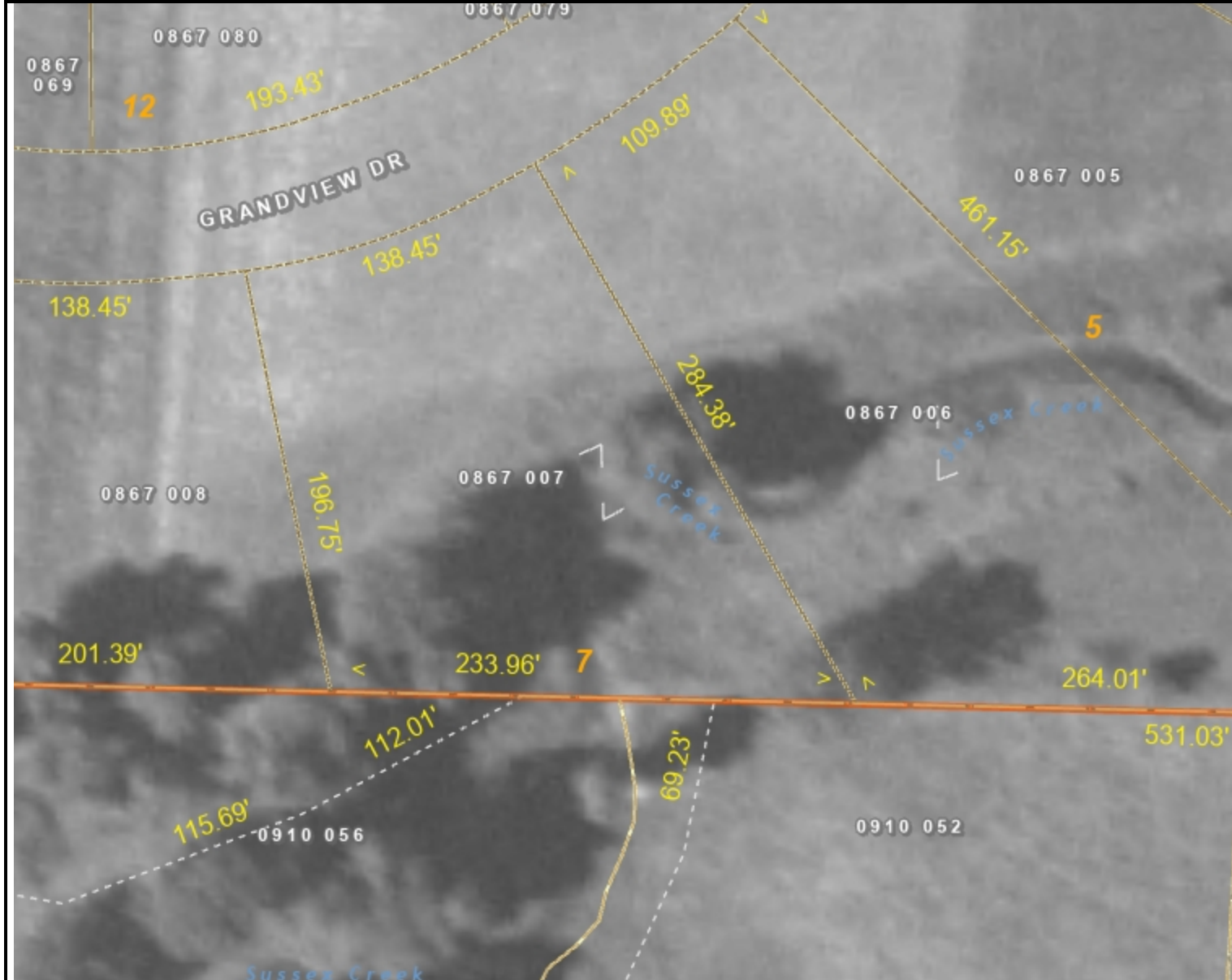
0 140.32 Feet

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Notes:

Printed: 2/11/2025





Legend

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 - PL-DA
 - PL-Extended_Tie_line
 - PL-Meander_Line
 - PL-Note
 - PL-Tie
 - PL-Tie_Line
 - <all other values>
- Railroad_2K

0 70.16 Feet

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Notes: 1950

Printed: 2/11/2025





Legend

- Municipal Boundary_2K
- Parcel_Dimension_2K
- Note_Text_2K
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 - Lot
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 - PL-Note
 - PL-Tie
 - PL-Tie_Line
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- Railroad_2K

0 70.16 Feet

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Notes: 2024

Printed: 2/11/2025



Valley Brook Storm Sewer Replacement Project

Began in Fall of 2023

Tom and Sue McCarron Residence

W226N3971 Country Lane

Ditch is not pitched correctly and water does not exit to the culvert at the corner of the street. The culvert is pitched towards the lot and not the drain pipe that was just recently installed.



Page 117 of 137



Page 125 of 205

Eric and Melissa Sipe Residence

N39W22711 Grandview Drive

Pictures from 9/17/23 of our backyard prior to excavation:
(note level grading)



11/7/23

Stakes were left in our yard after project was completed.



3/13/24

Ponding in yard with minimal rainfall



Additional pictures from 3/13/24



Additional pictures from 3/13/24

As instructed by Public Works, we added additional pipe to route the sump pump to drain on the easement. We then re-routed to the junction box/structure as instructed for a temporary solution.



3/26/24



5/8/24



5/29/24



Additional picture from 5/29/24

Side view between N39W22711 Grandview Drive and N39W22737 Grandview Drive



10/15/24



10/20/24- Water is about 2 inches deep
Pewaukee only received .67" of rain the whole month of October



Additional pictures from 10/20/24

Green slime now growing on top of standing water



Pictures from 11/18/24



Please see attached pdf files for quotes from companies to bury the disconnected sump pump line

Neal and Peg Aitchison Residence

N39W22671 Grandview Drive

Severe land erosion due to the creek expansion

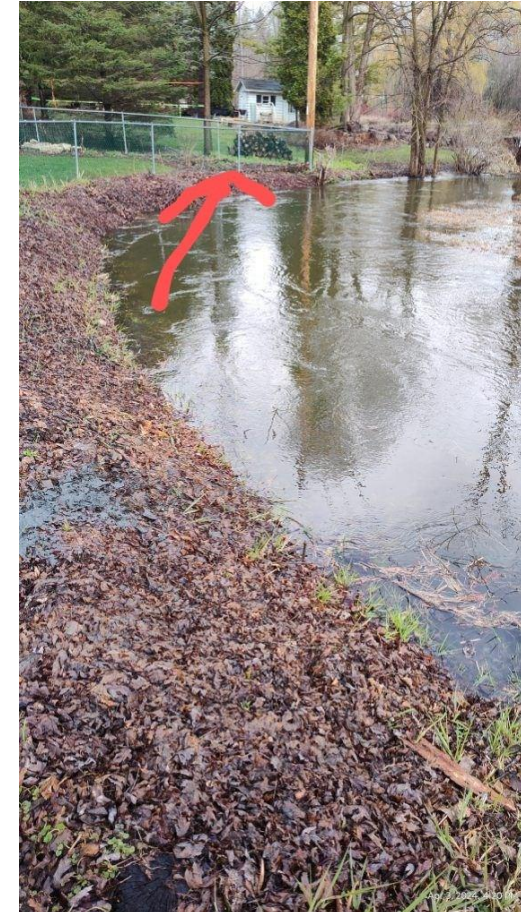


Pictures from 4/2024



Pictures of creek behind Aitchison residence

Creek has expanded greatly.





Melissa Sipe <sipemelissa@gmail.com>

Sump pump discharge pipe

Jason Gindhart <jgindhart@virtuewi.com>
To: Melissa Sipe <sipemelissa@gmail.com>

Fri, Jan 10, 2025 at 12:28 PM

Melissa,

Good afternoon, it was a pleasure meeting with you yesterday. Below are 3 options that I believe will convey your water from your sump line to areas that will direct the water away from your house. Pros and Con to compare and consider are:

Exterior plumbing cost, interior plumbing cost, yard restoration cost, possible additional cost per city requirements.

I can Send out an official proposal once you hear back from the City and have come up with an option to proceed with. Feel free to give me a call to discuss further.

Option #1 (BETTER)

To have a plumber pipe your sump line in your basement ceiling to the front of your house. We would pipe from house to the South ditch line in front of your house.

- Depth of 4" PVC at house to daylight in ditch 2 feet
- Length of 4" PVC from house to ditch 85 feet
- Pipe Drop .30 Feet
- Pitch of 4" PVC .35% maximum flow 50GPM
- Est. Cost \$ 5,900.00

Option #2 (GOOD)

To connect to the sump line in back of your house and pipe to the Southwest ditch line in front of your house (corner of your lot).

- Depth of 4" PVC at house to daylight in ditch 3 feet
- Length of 4" PVC from house to ditch 165 feet
- Pipe Drop .92 Feet
- Pitch of 4" PVC .55% maximum flow 80GPM
- Est. Cost \$ 8,300.00

Option #3 (BEST)

To connect to the sump line in back of your house and pipe to and connect into the RCP in the city easement West of your house.

- Depth of 4" PVC at house to daylight in ditch 2 feet
- Length of 4" PVC from house to ditch 105 feet
- Pipe Drop .92 Feet
- Pitch of 4" PVC .55% maximum flow 80GPM
- ROW permits will be needed.
- City approval will be needed.
- Est. Cost \$ 6,700.00

All the above options inclusions and exclusions but not limited to the following:

Includes all spoils to remain on site; Includes spoil backfill in all areas; Includes plumbing permits; Excludes hard or soft surface restoration; Excludes ROW permits. Excludes inside plumbing work.

***Spoils trucked off site ADD \$300 per load

All the best,

Jason Gindhart



Virtue Construction Corporation

PO Box 196

Sussex, WI 53089

Direct: (262) 210-3546

jgindhart@virtuewi.com

From: Melissa Sipe <sipemelissa@gmail.com>

Sent: Wednesday, January 8, 2025 10:20 AM

To: Jason Gindhart <jgindhart@virtuewi.com>

Subject: Sump pump discharge pipe

[Quoted text hidden]

DATE: 11/21/2022

W300 N7707 Christine Ln
Hartland, WI 53029
Phone Phone: 262-367-4466
DaveBFreds@gmail.com

EXPIRATION DATE DATE

TO: Name Sipe
Address N39 W22711 Grandview Dr
Address Pewaukee wi 53072
Phone # 414-326-6871
Customer No.14076

SALESPERSON	JOB	PAYMENT TERMS	DUE DATE
Dave	Sump pump discharge	Due on receipt	TBD

QTY	DESCRIPTION	UNIT PRICE	LINE TOTAL
1.	Bury sump pump discharge line 120 ft to city storm sewer.		\$
2.	Digging, piping and labor approval needed from city		\$5,000
		SUBTOTAL	\$
		SALES TAX	\$0.00
		TOTAL	\$

Quotation prepared by:

This is a quotation on the goods named, subject to the conditions noted below: Describe any conditions pertaining to these prices and any additional terms of the agreement. You may want to include contingencies that will affect the quotation.

To accept this quotation, sign here and return:

THANK YOU FOR YOUR BUSINESS!

From: [Wirtz, Rich](#)
To: [Melissa Sipe](#)
Cc: [Reinbold, Rich](#); [Wagner, Magdelene](#); [Eric Sipe](#); [Mayor](#)
Subject: RE: Valley Brook Storm Sewer Project - sump discharge line
Date: Tuesday, April 15, 2025 1:38:00 PM
Attachments: [Re Valley Brook Storm Sewer Project - sump discharge line.msg](#)
[RE Valley Brook Storm Sewer Project - sump discharge line.msg](#)

Good afternoon,

At the meeting, staff were directed to work to address your issue with the City's storm water utility to cover the cost. The process outlined in yesterday's email (attached) is similar to a process the City utilized to reimburse residents for the costs to connect to the City's water system due to the potential impacts of a municipal well on privately owned wells. In no case did the City solicit bids for nor sign contracts to perform work on private property on behalf of the property owner.

To answer your question from this morning, yes you will have to solicit three quotes for the work and submit them for review to establish the amount of the reimbursement. The work performed on your property will be contracted by you with reimbursement to be paid by the storm water utility. We are not authorized to contract for work on to on private property or on behalf of a property owner.

Sincerely,

Rich

Rich Wirtz, P.E., CFM
Chief Engineer-Utilities

City of Pewaukee
W240 N3065 Pewaukee Road
Pewaukee, WI 53072
Phone: 262-691-0804
Fax: 262-691-5729
Email: wirtz@pewaukee.wi.us

(Licensed Professional Engineer in IA and WI)

[Find us on Facebook](#)

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From: Melissa Sipe <sipemelissa@gmail.com>

Sent: Tuesday, April 15, 2025 11:28 AM

To: Wirtz, Rich <wirtz@pewaukee.wi.us>

Cc: Reinbold, Rich <reinbold@pewaukee.wi.us>; Wagner, Magdelene <wagner@pewaukee.wi.us>; Eric Sipe <ericjsipe@gmail.com>; Mayor <mayor@pewaukee.wi.us>

Subject: Re: Valley Brook Storm Sewer Project - sump discharge line

Mr. Wirtz,

As discussed at the February 17th Common Council meeting, the council agreed that the problem on our property was instigated by the city, and the council voted to rectify at the City Utilities' expense.

Rather than involving us, the homeowners, who do not know the details of what is needed to fix this issue or the City of Pewaukee plumbing codes, we ask that the city finds a contractor, pays them directly, and completes the job.

Sincerely,

Eric and Melissa Sipe

On Mon, Apr 14, 2025 at 2:28 PM Wirtz, Rich <wirtz@pewaukee.wi.us> wrote:

Good afternoon Melissa,

Attached is a mem describing the reimbursement process and a draft of the agreement that will be required for the relocation of the sump discharge line. If you should have any questions. Feel free to contact me at this email address or the number below.

Have a great day.

Rich

Rich Wirtz, P.E., CFM
Chief Engineer-Utilities

City of Pewaukee
W240 N3065 Pewaukee Road
Pewaukee, WI 53072
Phone: 262-691-0804
Fax: 262-691-5729
Email: wirtz@pewaukee.wi.us

(Licensed Professional Engineer in IA and WI)

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From: Melissa Sipe <sipemelissa@gmail.com>

Sent: Monday, April 14, 2025 10:45 AM

To: Wirtz, Rich <wirtz@pewaukee.wi.us>

Cc: Reinbold, Rich <reinbold@pewaukee.wi.us>; Wagner, Magdelene <wagner@pewaukee.wi.us>

Subject: Re: Valley Brook Storm Sewer Project - sump discharge line

Mr. Wirtz,

Just wondering where we stand with this project?

Melissa Sipe

Sent from my iPhone

On Mar 19, 2025, at 10:11 AM, Melissa Sipe <sipemelissa@gmail.com> wrote:

Mr. Wirtz,

Thank you for letting me know. I look forward to hearing from you in early April.

Melissa

Sent from my iPhone

On Mar 18, 2025, at 4:16 PM, Wirtz, Rich <wirtz@pewaukee.wi.us> wrote:

Good afternoon Melissa,

I am wrapping up a few loose ends this week/next and will be getting back to you in early April regarding the process for having the work done.

Thank you for your patience and have a good evening.

Rich

Rich Wirtz, P.E., CFM
Chief Engineer-Utilities

City of Pewaukee

W240 N3065 Pewaukee Road
Pewaukee, WI 53072
Phone: 262-691-0804
Fax: 262-691-5729
Email: wirtz@pewaukee.wi.us

(Licensed Professional Engineer in IA and WI)

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From: Melissa Sipe <sipemelissa@gmail.com>
Sent: Tuesday, March 18, 2025 12:45 PM
To: Wagner, Magdelene <wagner@pewaukee.wi.us>
Cc: Reinbold, Rich <reinbold@pewaukee.wi.us>
Subject:

Ms. Wagner,

I'm just looking for an update as to when we can expect our sump pump discharge pipe to be buried? Please provide an update.

Thank you,
Melissa Sipe

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Department of Public Works

W240N3065 Pewaukee Road

Pewaukee, WI 53072

Phone: (262) 691-0804 • Fax: (262) 691-5729

Email: publicworks@pewaukee.wi.us

MEMORANDUM

TO: Eric and Melissa Sipe

FROM: Richard Wirtz, Chief Engineer - Utilities

DATE: April 14, 2025

RE: Reimbursement of costs to redirect sump discharge line from the south side of the existing house to the north side

The City Common Council has directed staff to work with you to relocate the existing sump discharge line from the rear (south side) of the house to the roadside (north side) of the house such that the discharge be directed to the ditch line along Grandview Drive. Costs associated with the work are to be paid for by the City's Storm Water Utility.

The purpose of this communication is to provide notice of the City's proposal to reimburse you for the cost of this work.

The amount of the reimbursement will be determined based on at least three price quotes from properly licensed plumbing contractors. Price quotes will include a detailed description of the work, a sketch of the work to be performed and itemized prices for the work. Price quotes must be submitted to the Director of Public Works. You will then receive confirmation from the City as to the amount of the anticipated reimbursement. At that time, you will receive an agreement (draft copy enclosed- a final copy will be prepared and sent to you for signature as part of the authorization process). The Agreement must be executed before plumbing permits will be issued.

The reimbursement check will be issued after the City Building Inspector approves all the plumbing inspections and copies of the paid invoices have been received by the Director of Public Works.

The City will not pay for any additional plumbing work you may have done at the same time as the redirection of the sump discharge line. The redirected sump discharge line will terminate outside of the City's right-of-way. All restoration costs must be included in the price quote.

**CITY OF PEWAUKEE SUMP DISCHARGE LINE RELOCATION AGREEMENT
N39W22711 GRANDVIEW DRIVE**

THIS AGREEMENT made and entered into this _____ day of _____ 2025 by and between Eric and Melissa Sipe, "Property Owners" and the CITY OF PEWAUKEE, a Wisconsin municipal corporation of the State of Wisconsin.

WITNESSETH:

WHEREAS, the City of Pewaukee has eliminated the unauthorized direct connection of a sump discharge line from Property Owners' home to the new storm sewer installed as a part of the Valley Brook Storm Sewer Replacement Project; and

WHEREAS, as a result, the Property Owners must relocate the sump discharge line; and

WHEREAS, the City of Pewaukee Common Council has determined that it is equitable under these unique circumstances for the City to reimburse the reasonable costs incurred in relocating the sump discharge line; and

WHEREAS, in order to obtain reimbursement for the relocation of the sump discharge line, the Property Owners must comply with the City's policy and criteria for this project, including signing an agreement regarding the relocation of the sump discharge line.

NOW THEREFORE, in consideration of the mutual premises and covenants hereinafter set forth, it is hereby agreed by and between the parties hereto as follows:

I. SUMP DISCHARGE LINE RELOCATION

A. City Agrees:

1. The City shall pay all plumbing permit fees associated with the relocation of the sump discharge line for the property at N39W22711 Grandview Drive.
2. The City shall reimburse the Property Owners the reasonable costs for the relocation of the sump discharge line to discharge to the north side of the property, in an amount not to exceed \$_____, as long as the Property Owners utilized a licensed plumber whose bid was approved by the Director of Public Works.

B. Property Owners Agree:

1. To hold harmless and indemnify the City, its officers, employees, independent contractors, and agents from any claims (including not but limited to demands, actions, and rights of action which now or may hereafter arise), costs, and expenses (including, but not limited to, accounting, consulting, engineering and

attorneys' fees) arising out of damages (including but not limited to damages for personal injury, sickness, disease, death resulting from injury, sickness or disease, injury to or destruction of property, damages for care and loss of services arising from such injury, sickness or disease, damages for loss of use of property because of its injury or destruction, and all other damages of whatever kind or nature) arising out of or related to the relocation of the sump discharge line or for reviewing bids and approving amounts to be reimbursed.

The Property Owners expressly agree that the forgoing indemnification is intended to be as broad and inclusive as is permitted by the laws of the State of Wisconsin and that if any portion thereof is held invalid, it is expressly agreed that the balance of said indemnification and hold harmless clause shall continue in legal force and effect.

II. BOTH PARTIES AGREE

Benefit and Assignment. This Agreement shall be binding upon and shall insure to the benefit of the parties hereto and their respective successors and permitted assigns. Neither party hereto may voluntarily or involuntarily assign its interest under this Agreement without the prior written consent of the other party.

IN WITNESS WHEREOF, _____ and the City have caused this Agreement to be signed with its seal to be hereunto affixed the day and year inserted above.

Eric and Melissa Sipe _____, Property Owners

N39W22711 Grandview Drive, PWC 0867009, Property Address and Tax Key No.

(Signature)

(Type/Print Name)

(Signature)

(Type/Print Name)

CITY OF PEWAUKEE

Steve Bierce, Mayor

Attest:

Kelly Tarczewski, Clerk

Check Date	Bank	Check #	Payee	Description	Account	Dept	Amount
Fund: 100 GENERAL FUND							
06/05/2025	400	143132	1ST AYD	FIRE ADMINISTRATION - OPERATING	53400	52210	547.78
06/05/2025	400	143133	ADP SCREENING & SELECTION SERVICES	EMPLOYEE SERVICES - EMPLOYMENT EXAMS	52150	51430	528.08
06/05/2025	400	143134	AIRGAS USA	FIRE PROTECTIVE SERVICES - EMS	53450	52230	307.80
				FIRE PROTECTIVE SERVICES - EMS	53450	52230	208.10
				FIRE PROTECTIVE SERVICES - EMS	53450	52230	344.64
				FIRE PROTECTIVE SERVICES - EMS	53450	52230	249.99
				CHECK 400 143134 TOTAL FOR FUND 100:			1,110.53
06/05/2025	400	143135	ALADTEC, INC	FIRE ADMINISTRATION-SFTWR MAINT &	52480	52210	4,221.00
06/05/2025	400	143137	AMY WHITE	RECREATION PROGRAM - MILEAGE	53300	55300	75.60
06/05/2025	400	143138*#	AUTOMOTIVE SUPPLY OF SUSSEX	HIGHWAY - EQUIP REPAIR & MAINT	52430	53100	29.16
06/05/2025	400	143139*#	BATTERY SYSTEMS	HIGHWAY - EQUIP REPAIR & MAINT	52430	53100	120.60
				HIGHWAY - OPERATING SUPPLIES	53400	53100	38.99
				CHECK 400 143139 TOTAL FOR FUND 100:			159.59
06/05/2025	400	143141	BUELOW VETTER BUIKEMA OLSON &	ATTORNEY'S FEES	52100	51430	206.50
06/05/2025	400	143142	CINTAS	HIGHWAY - OPERATING SUPPLIES	53400	53100	20.68
06/05/2025	400	143144	COMPLEX SECURITY SOLUTIONS INC	CITY HALL - BUILDING REPAIRS & MAINT	52410	51600	754.99
06/05/2025	400	143145*#	CONLEY MEDIA	CLERK/TREASURER - NOTICES &	53470	51420	18.36
				PLANNER - NOTICES & PUBLICAT	53470	56300	537.98
				BOARD OF APPEALS - NOTICES &	53470	56400	30.82
				CHECK 400 143145 TOTAL FOR FUND 100:			587.16
06/05/2025	400	143146	CONWAY SHIELD	FIRE PROTECTIVE SERVICES - NEW	53950	52230	545.00
06/05/2025	400	143149*#	ELLIOTTS ACE HARDWARE	FIRE ADMINISTRATION - BUILDING REPAIRS	52410	52210	41.96
				FIRE ADMINISTRATION - OPERATING	53400	52210	68.14
				FIRE ADMINISTRATION - OPERATING	53400	52210	25.16
				HIGHWAY - EQUIP REPAIR & MAINT	52430	53100	13.49

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Fund: 100 GENERAL FUND							
				CHECK 400 143149 TOTAL FOR FUND 100:			148.75
06/05/2025	400	143150	EMERGENCY LIGHTING & ELECTRONICS	FIRE PROTECTIVE SERVICES - VEHICLE	52440	52230	641.67
06/05/2025	400	143151	EWALD CHEVROLET BUICK	FIRE PROTECTIVE SERVICES - VEHICLE	52440	52230	87.05
06/05/2025	400	143152	FIRE DETECTION GROUP	CITY HALL - BUILDING REPAIRS & MAINT	52410	51600	527.50
06/05/2025	400	143153	FIRE SERVICE INC	FIRE PROTECTIVE SERVICES - VEHICLE	52440	52230	691.07
				FIRE PROTECTIVE SERVICES - VEHICLE	52440	52230	11,923.88
				CHECK 400 143153 TOTAL FOR FUND 100:			12,614.95
06/05/2025	400	143154*#	FORWARD TS	CLERK/TREASURER - EQUIP REPAIR & MAINT	52430	51420	68.16
				FIRE ADMINISTRATION - OPERATING	53400	52210	10.71
				ENGINEERING - OPERATING SUPPLIES	53400	53110	93.44
				CHECK 400 143154 TOTAL FOR FUND 100:			172.31
06/05/2025	400	143155	FOSTER COACH SALES, INC.	FIRE PROTECTIVE SERVICES - VEHICLE	52440	52230	66.17
				FIRE PROTECTIVE SERVICES - VEHICLE	52440	52230	55.65
				FIRE PROTECTIVE SERVICES - VEHICLE	52440	52230	1,427.20
				CHECK 400 143155 TOTAL FOR FUND 100:			1,549.02
06/05/2025	400	143156	GALLS	FIRE PROTECTIVE SERVICES - UNIFORMS	53410	52230	94.46
				FIRE PROTECTIVE SERVICES - UNIFORMS	53410	52230	217.24
				FIRE PROTECTIVE SERVICES - UNIFORMS	53410	52230	111.13
				FIRE PROTECTIVE SERVICES - UNIFORMS	53410	52230	386.47
				FIRE PROTECTIVE SERVICES - UNIFORMS	53410	52230	225.19
				FIRE PROTECTIVE SERVICES - UNIFORMS	53410	52230	147.06
				FIRE PROTECTIVE SERVICES - UNIFORMS	53410	52230	266.91
				FIRE PROTECTIVE SERVICES - UNIFORMS	53410	52230	176.31
				FIRE PROTECTIVE SERVICES - UNIFORMS	53410	52230	235.65
				FIRE PROTECTIVE SERVICES - UNIFORMS	53410	52230	78.63
				FIRE PROTECTIVE SERVICES - UNIFORMS	53410	52230	211.99
				FIRE PROTECTIVE SERVICES - UNIFORMS	53410	52230	225.99
				FIRE PROTECTIVE SERVICES - UNIFORMS	53410	52230	225.10
				FIRE PROTECTIVE SERVICES - UNIFORMS	53410	52230	(561.45)

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Fund: 100 GENERAL FUND							
CHECK 400 143156 TOTAL FOR FUND 100:							2,040.68
06/05/2025	400	143159	HEIN ELECTRIC SUPPLY	FIRE ADMINISTRATION - BUILDING REPAIRS	52410	52210	45.01
06/05/2025	400	143160	HINKLEY SPRINGS	FIRE ADMINISTRATION - OPERATING	53400	52210	466.48
06/05/2025	400	143161	HOPKINS SPORTS CAMPS	RECREATION PROGRAM - CONTRACTED	52190	55300	3,236.00
06/05/2025	400	143162	JULIA ANDERSON	FIRE ADMINISTRATION - MEETINGS &	53210	52210	52.99
06/05/2025	400	143163	KETTLE MORAIN PEST CONTROL	FIRE ADMINISTRATION - BUILDING REPAIRS	52410	52210	120.00
				FIRE ADMINISTRATION - BUILDING REPAIRS	52410	52210	120.00
				CHECK 400 143163 TOTAL FOR FUND 100:			240.00
06/05/2025	400	143164	LANDFALL	FIRE ADMINISTRATION - NEW EQUIPMENT	53950	52210	1,845.00
06/05/2025	400	143165	LEAGUE OF WI MUNICIPALITIES	FIRE PROTECTIVE SERVICES - TRAINING	52980	52230	250.00
06/05/2025	400	143166	LIFE-ASSIST INC	FIRE PROTECTIVE SERVICES - EMS	53450	52230	497.98
				FIRE PROTECTIVE SERVICES - EMS	53450	52230	575.03
				FIRE PROTECTIVE SERVICES - EMS	53450	52230	97.27
				FIRE PROTECTIVE SERVICES - EMS	53450	52230	434.94
				FIRE PROTECTIVE SERVICES - EMS	53450	52230	50.46
				FIRE PROTECTIVE SERVICES - EMS	53450	52230	831.08
				FIRE PROTECTIVE SERVICES - EMS	53450	52230	540.49
				CHECK 400 143166 TOTAL FOR FUND 100:			3,027.25
06/05/2025	400	143168	LOCHEN EQUIPMENT	HIGHWAY - EQUIP REPAIR & MAINT	52430	53100	198.10
06/05/2025	400	143169	MACQUEEN EQUIPMENT	FIRE PROTECTIVE SERVICES - EQUIP REPAIR	52430	52230	340.00
06/05/2025	400	143170#	MENARDS	FIRE ADMINISTRATION - OPERATING	53400	52210	26.38
				FIRE ADMINISTRATION - OPERATING	53400	52210	15.98
				FIRE ADMINISTRATION - OPERATING	53400	52210	44.76
				HIGHWAY - OPERATING SUPPLIES	53400	53100	49.59
				HIGHWAY - ROAD SIGNS & MARKINGS	53720	53100	11.40
				PARKS - GROUNDS MAINTENANCE	52420	55200	16.93
				PARKS - GROUNDS MAINTENANCE	52420	55200	155.89

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Fund: 100 GENERAL FUND							
				PARKS - NEW EQUIPMENT	53950	55200	6.27
				CHECK 400 143170 TOTAL FOR FUND 100:			<u>327.20</u>
06/05/2025	400	143171*#	MICHAELIS GABBEY	ENGINEERING - MEETINGS & CONVENTIONS	53210	53110	28.87
				ENGINEERING - MILEAGE	53300	53110	165.55
				CHECK 400 143171 TOTAL FOR FUND 100:			<u>194.42</u>
06/05/2025	400	143174	MOTION CONNECTED	EMPLOYEE SERVICES - EMPLOYEE WELLNESS	52700	51430	405.00
06/05/2025	400	143176	NAPA	FIRE PROTECTIVE SERVICES - VEHICLE	52440	52230	31.65
06/05/2025	400	143177	PARTNER2LEARN, LLC	FIRE PROTECTIVE SERVICES - TRAINING	52980	52230	19,825.00
06/05/2025	400	143178	PAUL EALES	HIGHWAY - SAFETY EQUIPMENT	53480	53100	210.00
06/05/2025	400	143181	PROHEALTH CARE MEDICAL GROUP	EMPLOYEE SERVICES - EMPLOYMENT EXAMS	52150	51430	57.00
				EMPLOYEE SERVICES - EMPLOYMENT EXAMS	52150	51430	57.00
				CHECK 400 143181 TOTAL FOR FUND 100:			<u>114.00</u>
06/05/2025	400	143182	PROHEALTH PHARMACY WAUKESHA	FIRE PROTECTIVE SERVICES - EMS	53450	52230	874.43
06/05/2025	400	143185	RCN COMMUNICATIONS LLC	FIRE ADMINISTRATION - PHONE & CELL	52260	52210	2,442.46
06/05/2025	400	143187	SCUBADELPHIA DIVESEEKERS	FIRE ADMINISTRATION - NEW EQUIPMENT	53950	52210	131.32
06/05/2025	400	143190	SOFT WATER, INC.	FIRE ADMINISTRATION - OPERATING	53400	52210	70.00
06/05/2025	400	143191	ST. BARTHOLOMEW'S EPISCOPAL CHURCH RECREATION PROGRAM - PROGRAM EXPENSES		53430	55300	250.00
06/05/2025	400	143192	STARK PAVEMENT CORP	HIGHWAY - ROAD REPAIRS	53730	53100	880.00
06/05/2025	400	143193	TDS	FIRE ADMINISTRATION - PHONE & CELL	52260	52210	292.75
				FIRE ADMINISTRATION - PHONE & CELL	52260	52210	159.74
				CHECK 400 143193 TOTAL FOR FUND 100:			<u>452.49</u>
06/05/2025	400	143194	UNIFIRST CORP	FIRE ADMINISTRATION - BUILDING REPAIRS	52410	52210	64.29
				FIRE ADMINISTRATION - OPERATING	53400	52210	113.51
				CHECK 400 143194 TOTAL FOR FUND 100:			<u>177.80</u>

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Fund: 100 GENERAL FUND							
06/05/2025	400	143196*#	VESTIS	HIGHWAY - CONTRACTED JANITORIAL	52400	53100	39.80
				HIGHWAY - UNIFORMS	53410	53100	93.76
				CHECK 400 143196 TOTAL FOR FUND 100:			133.56
06/05/2025	400	143197	VILLAGE OF PEWAUKEE	LIBRARY - OPERATING SUPPLIES	53400	55110	72,488.91
06/05/2025	400	143199	WAUKESHA CO TECHNICAL COLLEGE	FIRE PROTECTIVE SERVICES - TRAINING	52980	52230	1,034.57
06/05/2025	400	143200	WE ENERGIES	PARKS - ELECTRICITY	52210	55200	21.62
06/05/2025	400	143201	WI Dept of Ag, Trade & Consumer	WEIGHTS & MEASURES	52150	51980	1,500.00
06/05/2025	400	143202	YVONNE MAHONEY	SALES TAX DUE STATE	24213	00000	5.43
				PARK RECREATION FIELD TRIPS	46722	00000	108.57
				CHECK 400 143202 TOTAL FOR FUND 100:			114.00
06/12/2025	400	143203*#	ADVANCE NAME PLATE & BADGE	CITY HALL - OPERATING SUPPLIES	53400	51600	11.94
06/12/2025	400	143204	ALL-WAYS CONTRACTORS, INC	PARKS - GROUNDS MAINTENANCE	52420	55200	840.00
06/12/2025	400	143206	BATZNER PEST CONTROL	PARKS - BUILDING REPAIRS & MAINT	52410	55200	172.10
				PARKS - BUILDING REPAIRS & MAINT	52410	55200	329.63
				PARKS - BUILDING REPAIRS & MAINT	52410	55200	86.17
				CHECK 400 143206 TOTAL FOR FUND 100:			587.90
06/12/2025	400	143207	BRIAN HANSEN	PARKS - GROUNDS MAINTENANCE	52420	55200	420.00
06/12/2025	400	143208	CAMDEN BOWEN	PARKS - SAFETY EQUIPMENT	53480	55200	78.00
06/12/2025	400	143209	CHARLIE DWYER	BUILDING SERVICES - MILEAGE & FUEL	53300	52400	146.30
06/12/2025	400	143211	COMPLEX SECURITY SOLUTIONS INC	CITY HALL - BUILDING REPAIRS & MAINT	52410	51600	1,124.99
06/12/2025	400	143215	FROEDTERT HEALTH /	EMPLOYEE SERVICES - EMPLOYEE WELLNESS	52700	51430	487.50
06/12/2025	400	143216	GENERAL CODE	CITY HALL - DATA PROCESSING	52160	51600	1,460.00
06/12/2025	400	143220	JOHNS DISPOSAL SERVICE	RECYCLE - GARBAGE COLLECTION	52800	53620	73,499.79
06/12/2025	400	143221	JUDE TINDALL CONSTRUCTION LLC	BUILDING SERVICES DUE TO VILLAGE	24400	00000	100.00

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Fund: 100 GENERAL FUND							
06/12/2025	400	143222	Korndoerfer Homes	BOB24-0046	23175	00000	500.00
06/12/2025	400	143223	LAUTERBACH & AMEN, LLP	CLERK/TREASURER - OTHER ACCOUNTING	52130	51420	17,275.00
06/12/2025	400	143225	MED COMPASS	EMPLOYEE SERVICES - SAFETY PERSONAL	53480	51430	932.50
06/12/2025	400	143226*#	MENARDS	PARKS - BUILDING REPAIRS & MAINT	52410	55200	136.75
				PARKS - GROUNDS MAINTENANCE	52420	55200	30.33
				PARKS - GROUNDS MAINTENANCE	52420	55200	16.28
				PARKS - NEW EQUIPMENT	53950	55200	36.99
				CHECK 400 143226 TOTAL FOR FUND 100:			220.35
06/12/2025	400	143227	MICHAEL HAMELL	PARKS - SAFETY EQUIPMENT	53480	55200	80.00
06/12/2025	400	143228*#	MSA PROFESSIONAL SERVICES INC	ENGINEERING - OUTSIDE ENGINEERING	52190	53110	142.19
06/12/2025	400	143229	MUNICIPAL CODE ENFORCEMENT, LLC	BUILDING SERVICES - OTHER PROFESSIONAL	52190	52400	2,092.30
06/12/2025	400	143230*#	MUNICIPAL LAW & LITIGATION GROUP	ATTORNEY'S FEES	52100	51300	5,544.20
				ATTORNEY'S FEES	52100	51530	355.00
				ATTORNEY'S FEES	52100	51535	314.70
				ATTORNEY'S FEES	52100	52100	3,493.80
				ATTORNEY'S FEES	52100	52210	156.30
				ATTORNEY'S FEES	52100	55200	684.90
				ATTORNEY'S FEES	52100	56300	191.30
CHECK 400 143230 TOTAL FOR FUND 100:			10,740.20				
06/12/2025	400	143231	NATIONWIDE RETIREMENT SOLUTIONS	DEFERRED COMPENSATION	21570	00000	2,284.00
06/12/2025	400	143233	NOVATECH	PLANNER - OPERATING SUPPLIES	53400	56300	36.26
06/12/2025	400	143234	OHANA FAMILY LLC	REAL ESTATE TAXES RECEIVABLE	12100	00000	1,019.24
06/12/2025	400	143237	PREMIUM WATERS, INC	PARKS - OPERATING SUPPLIES	53400	55200	106.74
06/12/2025	400	143238	PROHEALTH CARE MEDICAL GROUP	EMPLOYEE SERVICES - EMPLOYMENT EXAMS	52150	51430	57.00
06/12/2025	400	143239	QUINN BOWEN	PARKS - SAFETY EQUIPMENT	53480	55200	78.00

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Fund: 100 GENERAL FUND							
06/12/2025	400	143240*#	REINDERS, INC.	PARKS - EQUIP REPAIR & MAINT	52430	55200	602.09
06/12/2025	400	143241	RESCUE READY RESOURCES LLC	RECREATION PROGRAM - CONTRACTED	52190	55300	368.00
06/12/2025	400	143242	RUNDLE-SPENCE	PARKS - BUILDING REPAIRS & MAINT	52410	55200	228.95
06/12/2025	400	143243	SITEONE LANDSCAPE SUPPLY LLC	PARKS - GROUNDS MAINTENANCE	52420	55200	136.24
06/12/2025	400	143244	SOFT WATER, INC.	CITY HALL - BUILDING REPAIRS & MAINT	52410	51600	100.00
06/12/2025	400	143245	SPARKL LLC	RECREATION PROGRAM - CONTRACTED	52190	55300	300.00
06/12/2025	400	143246	STATE OF WI COURT FINES & ASSMTS	COURT PENALTIES	45110	00000	5,371.13
06/12/2025	400	143250	VILLAGE OF PEWAUKEE	PARK RESERVATION FEES	46720	00000	1,755.00
06/12/2025	400	143252#	WAUKESHA CO TREASURER	COURT PENALTIES	45110	00000	1,663.80
				ELECTIONS - PRINTING	53120	51440	992.27
				CHECK 400 143252 TOTAL FOR FUND 100:			2,656.07
06/12/2025	400	143255	WILL ENTERPRISES	RECREATION PROGRAM - UNIFORMS	53410	55300	894.13
06/12/2025	400	143256	WISCONSIN DEPARTMENT OF	EMPLOYEE SERVICES - EMPLOYMENT EXAMS	52150	51430	881.00
Total for fund 100 GENERAL FUND							265,560.07

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Fund: 230 STORM WATER MANAGEMENT							
06/05/2025	400	143138*#	AUTOMOTIVE SUPPLY OF SUSSEX	EQUIPMENT REPAIR & MAINT	52430	53650	87.99
06/05/2025	400	143139*#	BATTERY SYSTEMS	EQUIPMENT REPAIR & MAINT	52430	53650	115.94
06/05/2025	400	143140	BIEBEL'S TRUE VALUE AND JUST ASK	OPERATING SUPPLIES	53400	53650	158.42
06/05/2025	400	143148	COUNTY MATERIALS CORP	STORM SEWER MAINT - MAINTENANCE	53510	53651	316.24
06/05/2025	400	143154*#	FORWARD TS	OPERATING SUPPLIES	53400	53650	93.44
06/05/2025	400	143157	GRAINGER	EQUIPMENT REPAIR & MAINT	52430	53650	56.28
06/05/2025	400	143167	LINCOLN CONTRACTORS	OPERATING SUPPLIES	53400	53650	73.98
06/05/2025	400	143171*#	MICHAELIS GABBEY	MEETINGS & CONVENTIONS	53210	53650	28.88
				MILEAGE	53300	53650	165.55
				CHECK 400 143171 TOTAL FOR FUND 230:			194.43
06/05/2025	400	143172	MILLER-BRADFORD & RISBERG, INC	OPERATING SUPPLIES	53400	53650	158.76
06/05/2025	400	143173	MILWAUKEE TRACTOR & EQ	EQUIPMENT REPAIR & MAINT	52430	53650	288.76
06/05/2025	400	143179	PIRTEK MENOMONEE FALLS	EQUIPMENT REPAIR & MAINT	52430	53650	530.55
				EQUIPMENT REPAIR & MAINT	52430	53650	116.93
				CHECK 400 143179 TOTAL FOR FUND 230:			647.48
06/05/2025	400	143180	POMP'S TIRE SERVICE, INC.	EQUIPMENT REPAIR & MAINT	52430	53650	403.45
06/05/2025	400	143183	PROVEN POWER, INC.	EQUIPMENT REPAIR & MAINT	52430	53650	519.11
06/05/2025	400	143189	SITEONE LANDSCAPE SUPPLY LLC	DITCH & CULVERT MAINT - DITCH	53520	53652	345.00
				DITCH & CULVERT MAINT - DITCH	53520	53652	120.19
				CHECK 400 143189 TOTAL FOR FUND 230:			465.19
06/05/2025	400	143196*#	VESTIS	CONTRACTED JANITORIAL	52400	53650	19.89

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Fund: 230 STORM WATER MANAGEMENT							
06/12/2025	400	143228*#	MSA PROFESSIONAL SERVICES INC	COMPUTER/PROGRAM MAINTENANCE	52480	53650	142.19
06/12/2025	400	143230*#	MUNICIPAL LAW & LITIGATION GROUP	PROJECTS - VALLEY BROOK SUB. DITCH	58210	57354	338.10
06/12/2025	400	143254*#	WI DEPT TRANSPORTATION	PROJECTS - BUSSE RD BRIDGE CULVERT	58210	57348	81.22
Total for fund 230 STORM WATER MANAGEMENT							4,160.87

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Fund: 420 CAPTIAL ROAD PROJECTS							
06/05/2025	400	143145*#	CONLEY MEDIA	HICKORY GROVE ESTATES	58210	57564	157.06
06/05/2025	400	143186	ROBERT E LEE & ASSOCIATES, INC	GREENHILL/YENCH	58210	57563	31.25
06/12/2025	400	143212	CONLEY MEDIA	HICKORY GROVE ESTATES	58210	57564	469.68
06/12/2025	400	143230*#	MUNICIPAL LAW & LITIGATION GROUP	WESTWOOD/CORPORATE CT	58210	57562	30.00
06/12/2025	400	143254*#	WI DEPT TRANSPORTATION	BUSSE RD BRIDGE	58210	57419	81.21
Total for fund 420 CAPTIAL ROAD PROJECTS							769.20

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Fund: 440 BIKE & PEDESTRIAN							
06/05/2025	400	143188	SE WI REGIONAL PLANNING COMM	WATERTOWN ROAD/CTH M NORTH AVE TO	58250	53550	500.00
06/12/2025	400	143230*#	MUNICIPAL LAW & LITIGATION GROUP	FIELDHACK PATH	58220	53550	105.00
06/12/2025	400	143254*#	WI DEPT TRANSPORTATION	FIELDHACK PATH	58220	53550	120.12
Total for fund 440 BIKE & PEDESTRIAN							725.12

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Fund: 450 CITY HALL REMODEL							
06/12/2025	400	143247	THRIVE ARCHITECTS	CITY HALL REMODEL	58100	57700	7,961.62
				Total for fund 450 CITY HALL REMODEL			7,961.62

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Fund: 490 CAPTIAL EQUIPMENT							
06/05/2025	400	143175	MOTOROLA	FIRE ADMINISTRATION - CAPITAL EQUIPMENT	58100	57220	793.00
06/12/2025	400	143214	FOREVERLAWN MILWAUKEE LLC	PARKS - CAPITAL EQUIPMENT	58100	57620	24,800.00
06/12/2025	400	143224	LEVEL UP CONSTRUCTION	CAPITAL EQUIPMENT/BUILDING	58100	57621	121,600.00
06/12/2025	400	143235	PARKITECTURE & PLANNING	CAPITAL EQUIPMENT/BUILDING	58100	57621	3,150.00
06/12/2025	400	143236	PLAYPOWER LT FARMINGTON INC	CAPITAL EQUIPMENT/BUILDING	58100	57621	437,084.54
Total for fund 490 CAPTIAL EQUIPMENT							587,427.54

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Fund: 600 WATER UTILITY							
06/05/2025	400	143136	ALL CITY COMMUNICATIONS INC.	ADMIN & GEN OPS-ANSWERING SERVICE	52331	10921	84.86
06/05/2025	400	143143*#	CINTAS CORP	TRANS & DIST OPS-UNIFORMS	53410	10665	52.84
06/05/2025	400	143147	CORE & MAIN LP	OTHER GENERAL EQUIPMENT	18571	00399	1,550.00
06/05/2025	400	143158	HAWKINS, INC.	TREATMENT OPS-CHEMICALS	53410	10641	5,013.03
06/05/2025	400	143184	PUBLIC SERVICE COMMISSION OF WI	WELL #5 HMO TREATMENT FACILITY	12817	00107	300.35
06/05/2025	400	143195	USA BLUEBOOK	TREATMENT OPS-SUPPLIES AND MISC	53400	10643	361.10
06/05/2025	400	143198	WATER REMEDIATION TECHNOLOGY	TREATMENT MAINT-WRT RADIUM TREATMENT	52900	10652	4,341.68
06/05/2025	400	28(S)#	FERGUSON WATERWORKS #1476	PUMP MAINT-BUILD & GROUNDS	52310	10631	650.00
				TRANS & DIST MAINT-TRANS& DISTR MAINS	52400	10673	682.19
				TRANS & DIST MAINT-MAINT OF SERVICES	52400	10675	(1,332.19)
				CHECK 400 28(S) TOTAL FOR FUND 600:			0.00
06/12/2025	400	143203*#	ADVANCE NAME PLATE & BADGE	OFFICE SUPPLIES & EXPENSES	53100	00921	5.97
06/12/2025	400	143205	BADGER METER	CUSTOMER ACCTS OPS-METER READING EXPS	52401	10902	532.32
06/12/2025	400	143210*#	CINTAS CORP	TRANS & DIST OPS-UNIFORMS	53410	10665	52.84
				TRANS & DIST OPS-UNIFORMS	53410	10665	52.85
				CHECK 400 143210 TOTAL FOR FUND 600:			105.69
06/12/2025	400	143213*#	FERGUSON WATERWORKS #1476	TRANS & DIST MAINT-MAINT OF SERVICES	52400	10675	193.49
				TRANS & DIST MAINT-MAINT OF SERVICES	52400	10675	(118.88)
				CHECK 400 143213 TOTAL FOR FUND 600:			74.61
06/12/2025	400	143218	HYDROCORP	TRANS & DIST OPS-CROSS CONNECTION	52900	10664	1,288.00
06/12/2025	400	143219	JCH WATER METER TESTING & REPAIR	TRANS & DIST MAINT-MAINT OF METERS	52400	10676	1,170.00
06/12/2025	400	143226*#	MENARDS	TRANS & DIST MAINT-MAINT OF SERVICES	52400	10675	18.99

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DB: City Of Pewaukee

CHECK DISBURSEMENT REPORT FOR PEWAUKEE
CHECK DATE FROM 05/30/2025 - 06/12/2025

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Check Date	Bank	Check #	Payee	Description	Account	Dept	Amount
Fund: 600 WATER UTILITY							
06/12/2025	400	143228*#	MSA PROFESSIONAL SERVICES INC	ADMIN & GEN OPS-GIS & ASSET MANAGE MAIN	52120	10933	142.18
06/12/2025	400	143230*#	MUNICIPAL LAW & LITIGATION GROUP	LINDSAY WATER - PARK TO SWAN	12814	00107	1,447.00
06/12/2025	400	143232#	NORTHERN LAKE SERVICE, INC	PFAS TREATMET	12818	00107	373.48
				TREATMENT OPS-WATER TESTING & LAB EXPS	52310	10642	1,355.00
				CHECK 400 143232 TOTAL FOR FUND 600:			<u>1,728.48</u>
06/12/2025	400	143240*#	REINDERS, INC.	TRANS & DIST MAINT-MAINT OF HYDRANTS	52400	10677	104.00
06/12/2025	400	143249	USA BLUEBOOK	TREATMENT OPS-WATER TESTING & LAB EXPS	52310	10642	90.98
06/12/2025	400	143254*#	WI DEPT TRANSPORTATION	TRANS & DIST MAINT-TRANS& DISTR MAINS	52400	10673	63.38
				Total for fund 600 WATER UTILITY			18,475.46

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CHECK DISBURSEMENT REPORT FOR PEWAUKEE
CHECK DATE FROM 05/30/2025 - 06/12/2025

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Check Date	Bank	Check #	Payee	Description	Account	Dept	Amount
Fund: 650 SEWER UTILITY							
06/05/2025	400	143143*#	CINTAS CORP	Uniforms & Protective Equipment	53410	01827	52.85
06/05/2025	400	143149*#	ELLIOTTS ACE HARDWARE	MAINTENANCE OF PUMPING EQUIPMENT	52400	01832	3.59
06/12/2025	400	143203*#	ADVANCE NAME PLATE & BADGE	OFFICE SUPPLIES & EXPENSES	53100	00921	5.97
06/12/2025	400	143210*#	CINTAS CORP	Uniforms & Protective Equipment	53410	01827	52.85
				Uniforms & Protective Equipment	53410	01827	52.84
				CHECK 400 143210 TOTAL FOR FUND 650:			105.69
06/12/2025	400	143213*#	FERGUSON WATERWORKS #1476	MAINTENANCE OF COLLECTION SYSTEM	52400	01831	1,629.36
06/12/2025	400	143217	GILES ENGINEERING ASSOCIATES, INC	Gun Club Sewer Study	12831	00107	630.00
06/12/2025	400	143226*#	MENARDS	MAINTENANCE OF COLLECTION SYSTEM	52400	01831	53.94
06/12/2025	400	143228*#	MSA PROFESSIONAL SERVICES INC	ADMIN & GEN OPS-GIS & ASSET MANAG MAINT	52120	10933	142.19
06/12/2025	400	143230*#	MUNICIPAL LAW & LITIGATION GROUP	OPS - ATTORNEY - SEWER	52382	01852	425.20
06/12/2025	400	143251	VISU-SEWER	MAINTENANCE OF COLLECTION SYSTEM	52400	01831	2,542.50
06/12/2025	400	143253	WAUKESHA WATER UTILITY	SEWER SERVICE CHARGE - WCC	52344	01827	27,748.23
				Total for fund 650 SEWER UTILITY			33,339.52

Check Date	Bank	Check #	Payee	Description	Account	Dept	Amount
Fund: 800 CEMETERY							
06/12/2025	400	143248	TRUGREEN PROCESSING	CEMETERY - GROUNDS MAINTENANCE	52420	54910	230.00
				Total for fund 800 CEMETERY			230.00
TOTAL - ALL FUNDS							918,649.40

'*'-INDICATES CHECK DISTRIBUTED TO MORE THAN ONE FUND
'#'-INDICATES CHECK DISTRIBUTED TO MORE THAN ONE DEPARTMENT

City of Pewaukee - New Agenda Item

Agenda Language:

Discussion and possible action regarding extending the electronic recycling contract with COM2.

Sub Item Agenda Language:

Background Provided By:

Magdelene Wagner

Background:

The City entered into a six (6) month trial contract with COM2 to recycle electronics at the City's DPW site. The contract started in October and we started collections in January.

The electronic recycling is being used regularly by our residents and COM2 has been doing a good job and has been responsive to the City. This contract is a no cost program for the City. I am recommending we extend the contract to a three (3) year contract starting from the original contract date. This would extend the contract to October 7, 2027.

Fiscal Impact:

Recommended Motion:

Council approve the contract amendment with COM2 Recycling Solutions for electronic recycling contingent on City Attorney approval.

AGREEMENT FOR ELECTRONICS COLLECTION AND RECYCLING

THIS AGREEMENT FOR ELECTRONICS COLLECTION AND RECYCLING (this "Agreement") is made and entered into as of October 7, 2024 by and between the City of Pewaukee and COM2 Recycling Solutions, an Illinois limited liability company ("COM2").

RECITALS

WHEREAS, the City of Pewaukee is a municipality in Waukesha County, Wisconsin; and

WHEREAS, **COM2** is an Illinois limited liability company engaged in the collection and processing of electronic wastes; and

WHEREAS, the **City of Pewaukee** agrees to allow **COM2** to collect and process electronics from the City of Pewaukee's residents for electronic wastes designated as a Collector of Program Materials EEOL Products ("PMs") under the Wisconsin E-Waste Law, statutes codified at WIS. STAT. §§ 287.17(1)-(11). (The "Wisconsin E-Waste Law"); and

WHEREAS, the **City of Pewaukee** has contracted with **COM2** annually to collect, accept, transport, and recycle PMs under the Wisconsin E-Waste Law beginning October 7, 2024; and

WHEREAS, the **City of Pewaukee** and **COM2** desire to enter into an agreement regarding the scope of residential electronics equipment collection and processing from the designated collection location located at **W225N3201 Duplainville Road, Pewaukee WI 53072**, performed by **COM2** for **City of Pewaukee** residents.

NOW, THEREFORE, in consideration of the mutual promises, covenants, and conditions herein contained, the parties agree as follows:

1. Definitions

1.1 As used in this Agreement, the following terms, when capitalized or not, shall have the meaning set forth below.

"Accepted Items" means Program Material delivered by a City of Pewaukee resident to a Permanent Site.

"Law" means statutes codified at WIS. STAT. §§ 287.17(1)-(11). *seq.*, as may be amended from time to time.

"PM" means Program Material Electronics Devices from residents as defined in the Law and set forth on Schedule 1, which may be amended from time to time in accordance with the Law.

"Collection Services" means, collectively, the Permanent Site Collection Services.

"Containers" means a corrugated container.

DNR" means the Department of Natural Resources.

"Residents" or "Community Members" means, individually or collectively residents of the City.

"Event Site" means a Site that shall be available to residents to drop off electronic pieces of equipment.

"Permanent Site" means a corrugated collection container in a container box at **W225N3201 Duplainville Road, Pewaukee WI 53072** location for collection of electronic items from residents that shall be available on a scheduled basis, which may be amended from time to time.

"Promotional Materials" means a listing on **City of Pewaukee** website, or such other form of promotion as determined by the City of Pewaukee's Council.

"Term" shall have the meaning ascribed thereto in Section 4.

2. Responsibilities of COM2

2.1 Except as otherwise specified herein, COM2 shall furnish personnel, labor, equipment, and vehicles necessary for the loading of all PMs Electronics. Which also includes the collection, packaging, transportation, and recycling of PMs from residents of the **City of Pewaukee** Community.

2.2 COM2 shall register with the DNR as a Recycler and Collector as defined in the Law.

2.3 COM2 shall determine and provide the following minimum levels of service to collect the PM electronics. Including the number of collection trucks, pallets, gaylords, container, and other supplies as needed or mutually agreed upon.

2.4 COM2 shall remove all PM collected items from the **W225N3201 Duplainville Road, Pewaukee WI 53072** site unless alternate arrangements are made with the **City of Pewaukee** Council. If Items remain for removal from the Site, COM2 shall notify the **City of Pewaukee** at 262-691-0804, who will be the primary point of contact, by the next business day of the number of Items remaining and a mutually agreed upon date/time for the removal of the material.

2.5 COM2 shall take title to, and risk of loss of, all Items from the **W225N3201 Duplainville Road, Pewaukee WI 53072** location. COM2 shall recycle, or cause to be recycled, all PMs delivered by **City of Pewaukee** residents to be transported to and recycled at a facility licensed and permitted to lawfully receive the material in accordance with applicable federal, state, and local law.

2.6 COM2 shall provide detailed weight reports by material category and by collection in accordance with reporting requirements of the Law.

2.7 COM2 shall provide the **City of Pewaukee** Clerk/Treasurer with a certificate of recycling for Items collected by COM2.

3. Additional COM2 Responsibilities

3.1 The City of Pewaukee Highway Superintendent shall be the primary contact for COM2 throughout the contract term.

3.2 COM2 shall register with the DNR as a Collector (as defined in the Law) and provide information to the DNR, as may be required by the Law. COM2 shall maintain such registration in conformance with the Law and any applicable regulations. If the DNR compliance is not met, this Agreement will be considered annulled. COM2 would be responsible for any remaining items already collected at the **W225N3201 Duplainville Road, Pewaukee WI 53072** site. COM2 will assist the City with any modifications required from the annual DNR inspections for the electronic recycling.

3.3 COM2 shall coordinate with the City of Pewaukee Highway Superintendent to identify sufficient space for COM2 to perform the collection, packaging, and loading of Items at the site.

3.4 COM2 shall facilitate communication between COM2 and the City of Pewaukee Highway Superintendent regarding time and location of the delivery of a truck and supplies for the site.

3.5 COM2 will coordinate with the City of Pewaukee staff regarding posting of the list of Accepted Items and participation limits in accordance with the Law.

3.6 The City of Pewaukee Highway Superintendent shall notify COM2 of any cancellation of Collection Services due to weather or other circumstances.

3.7 COM2 shall be responsible for communicating any changes in collection practices or Accepted Items to the City of Pewaukee via written communication.

4. Term of the Agreement

4.1 The initial term of this Agreement shall commence on October 7, 2024 and end on April 3, 2025, unless terminated earlier in accordance with this Agreement or extended in writing by mutual agreement of the parties.

4.2 The Agreement may be ~~automatically annually renewed~~ for cause or upon six (6) months' notice by either party. ~~The Agreement may be r~~ otherwise amended by mutual agreement of the Parties.

5. Indemnification

5.1 The **City of Pewaukee** will indemnify, defend and hold harmless COM2, and their respective officials, employees, agents, representatives and attorneys, in both their official and individual capacities (collectively, the "Indemnitees"), from and against any and all injuries,

deaths, claims, losses, damages, suits, demands, actions and causes of actions, expenses, fees (including attorneys' fees and court costs) and costs which may be asserted against an Indemnatee in consequence of entering into this Agreement or which may result from or arise out of any action or omission of COM2, its officers, employees, agents or subcontractors under this Agreement.

5.2 COM2 will indemnify, defend and hold harmless the **City of Pewaukee** and their respective officials, employees, agents, representatives and attorneys, in both their official and individual capacities (collectively, the "Indemnitees"), from and against any and all injuries, deaths, claims, losses, damages, suits, demands, actions and causes of actions, expenses, fees (including attorneys' fees and court costs) and costs which may be asserted against an Indemnatee in consequence of entering into this Agreement or which may result from or arise out of any action or omission of the **City of Pewaukee**, its officers, employees, agents or subcontractors under this Agreement.

6. Notice

6.1 Unless otherwise specified, any notices or communications required to be given to or served upon the City of Pewaukee or COM2 shall be in writing and shall be delivered either by (i) certified mail, return receipt requested, postage prepaid, in the U.S. mail; (ii) a reputable messenger service or a nationally recognized overnight courier; (iii) personal delivery with receipt acknowledged in writing; or (iv) electronic delivery to the email address specified below. Either party shall have the right to change from time to time its mailing address, or email address. Until new addresses shall be given the parties' respective addresses shall be:

TO The City of Pewaukee

Company Name: City of Pewaukee
Company Address: W240N3065 Pewaukee Rd Pewaukee WI 53072
Attn: Magdelene Wagner
Telephone Number: 262-691-0804
Email Address: publicworks@pewaukee.wi.us

COM2 Recycling Solutions
500 Kehoe Blvd.
Carol Stream, Illinois 60188
Attn: Syed Nabeel Hasan
Tel: 630-653-2662 x 240
Email: Nabeel@COM2Recycling.com

7. Miscellaneous.

7.1 COM2 represents and warrants that it is fully licensed under federal, state, and local law and regulations to collect, transport, store, and recycle Accepted Items. It further represents and warrants that it will perform the services to be provided under this Agreement in full conformity with all applicable federal, state, and local law and regulations.

7.2 COM2 shall not assign this Agreement or any part thereof without the prior written consent of the City of Pewaukee.

7.3 This Agreement and any questions concerning its validity, construction, or performance shall be governed by the laws of the State of Wisconsin.

7.4 COM2 shall act as an independent contractor. All personnel used by COM2 shall be employees of COM2. COM2 will pay all wages and appropriate expenses of said personnel, as well as employer's Federal, State and Social Security taxes, Federal and State Employment taxes and any other required personnel taxes.

7.5 City of Pewaukee failure to act with respect to a breach by COM2 does not waive City of Pewaukee's right to act with respect to subsequent or similar breaches. The failure of City of Pewaukee to exercise or enforce any right or provision shall not constitute a waiver of such right or provision.

7.6 The provisions of this agreement shall survive the voluntary or involuntary termination of this Agreement.

IN WITNESS WHEREOF, the parties hereto have caused this Agreement to be executed by their duly authorized representatives, effective as of the day and year first written above.

City of Pewaukee

By: 

Steve Bierce

Title: Mayor

Date: _____

COM2 RECYCLING SOLUTIONS

By: 

SYED NABEEL HASAN

Title: CEO

Date: 10-9-24

Schedule 1

Accept Items under Program Material - (EED's)

- Consumer Computers (Desktop, Laptop, Netbook, and Tablet)
- Consumer Printers (desktop-style printers, printer-fax-copier-scanner combinations and 3-D printers)
- Consumer video display devices (televisions, computer monitors, e-Readers)
- Computer peripherals (mice, keyboards, scanners, etc.)
- Fax Machines
- DVD Players
- VCRs
- Digital video players/recorders

Accept Items under Program Material - (Non - EED's)

- Adding machines & calculators
- Answering machines
- Microwaves
- Shredders
- Stereos
- Toasters
- Vacuums

**AMENDMENT NO. 1 TO COM2 AGREEMENT
FOR ELECTRONICS COLLECTION AND RECYCLING**

WHEREAS, the City of Pewaukee and COM2 entered into an Agreement for Electronics Collection and Recycling dated October 7, 2024 (“Agreement”); and

WHEREAS, COM2 and the City wish to amend the Agreement to extend the time of the contract.

NOW, THEREFORE, in consideration of the mutual covenants and promises contained herein, the parties agree to amend the Agreement as follows:

1. The terms of this Amendment shall commence on April 3, 2025.
2. Section 4 of the Agreement relating to the term of the Agreement shall be amended as follows:

4.1 The terms of the Agreement are hereby mutually extended to three (3) years from the date of the original agreement or October 7, 2027.

4.2 The Agreement may be terminated for cause or upon six (6) months’ notice by either party. The Agreement may be amended by mutual agreement of the Parties.

Except as provided herein, all other terms, conditions, and provisions of this Agreement shall remain in full force and effect and are hereby ratified and reaffirmed by the parties hereto.

This Amendment may be executed in one or more counterparts which, when taken together, shall constitute one and the same document.

DATED this _____ day of _____ 2025.

COM2 RECYCLING SOLUTIONS

CITY OF PEWAUKEE

By: _____

By: _____

Title: _____

Title: _____

RESOLUTION 25-06-13**RESOLUTION FOR THE DESIGNATION OF A QUIET ZONE AT THE CPKC
RAILROAD CROSSING AT DUPLAINVILLE ROAD (390524K)**

WHEREAS, The Common Council of the City of Pewaukee has determined to pursue a designation of Quiet Zone for the railroad crossing located at Duplainville Road (crossing number 390524K); and

WHEREAS, The Federal Railroad Agency (FRA) granted the Wisconsin Department of Transportation (WisDOT) money for safety enhancements of 10 railroad crossings in the Lake Country area, and

WHEREAS, one of the crossings included in the grant and proposed improvements was the CPKC Railroad crossing on Duplainville Road, and

WHEREAS, improvements to the CPKC Railroad crossing, which included a quad-gate crossing system, were completed by the railroad in 2021, and

WHEREAS, the improvements provided the safety features that make the quiet zone attainable at no additional cost, and

WHEREAS, the City has gathered all pertinent application information for submission to the State and Federal authorities to designate the crossing to be a quiet zone, and

WHEREAS, as part of the submission materials, the City of Pewaukee, being the public agency in which the railroad crossing is located, must indicate cooperation with the request put forth, and

WHEREAS, the City of Pewaukee must, in accordance with 49 CFR 222.43(a)(1), provide a Notice of Intent for installation for a Quiet Zone to all railroads operating over the highway-rail grade crossings within the quiet zone, the State agency responsible for highway and road safety; and the State agency responsible for grade crossing safety,

NOW, THEREFORE, BE IT HEREBY RESOLVED: That the Common Council of the City of Pewaukee is in full support of the designation of a quiet zone for the CPKC Railroad crossing on Duplainville Road.

BE IT FURTHER RESOLVED that the Common Council directs the Director of Public Works to sign any application documents and City Staff is directed to prepare and send out the required Notice of Intent and submit application materials necessary to complete the designation process to the proper agencies.

SEVERABILITY

The several sections of this Resolution shall be declared to be severable. If any section shall be declared by a decision of a court of competent jurisdiction to be invalid, such decision shall not affect the validity of the other provisions of the Resolution.

ADOPTED THIS 16th Day of June, 2025.

CITY OF PEWAUKEE

Steve Bierce, Mayor

ATTEST:

Kelly Tarczewski, Clerk/Treasurer

City of Pewaukee - New Agenda Item

Agenda Language:

Discussion and possible action regarding the Basatada, LLC (WVRC) letter of credit release of \$601,446. [Wagner]

Sub Item Agenda Language:

Background Provided By:

Magdelene Wagner

Background:

On November 6, 2023, the Council approved an Early Grading Agreement and Letter of Credit of \$601,446 for the Basatada, LLC (WVRC) Development.

The agreement and the letter of credit terminated upon issuance of a building permit for the development. The developer is requesting the full value of the letter of credit be released. The building permit was issued in 2024 and the site is mostly stabilized. The building permit bonds remain in effect.

Staff is recommending the release of the full letter of credit in accordance with the agreement.

Fiscal Impact:

Recommended Motion:

Council release the letter of credit in the amount of \$601,446.

GRADING AND STOCKPILING OF FILL MATERIAL AGREEMENT

THIS AGREEMENT the ("Agreement"), made and entered into this 10th day of November, 2023, by and between BASATADA, LLC, a Wisconsin limited liability company, hereinafter called the "Developer," and the CITY OF PEWAUKEE, a Wisconsin municipal corporation of the State of Wisconsin, hereinafter called the "City."

WITNESSETH:

WHEREAS, the Developer proposes to develop certain lands located in the City of Pewaukee, Waukesha County, Wisconsin, being particularly described on Exhibit "A" attached hereto and incorporated herein by this reference (the "Property"), having a tax key number PWC 0966999; and

WHEREAS, the City previously approved the Developer's preliminary plat for the development of one or more commercial office buildings (the "Development") on the Property; and

WHEREAS, the City has reviewed and approved the Developer's conceptual site grading, drainage and soil erosion plan and related specifications (the "Grading Plan"); and

WHEREAS, one of the requisites for the Development is an approved building permit and storm water management plan (the "Plans") ; and

WHEREAS, the Plans are still being reviewed by the Building Inspection Department and therefore the building permit has not yet been issued; and

WHEREAS, the Developer has requested the City to authorize and permit grading and filling of the Property at this time; and

WHEREAS, the City recognizes that timing is a factor to be considered and is willing to allow Developer, at its risk, to perform grading and filling as requested upon the condition, however, that the Developer agrees to those certain terms and conditions as more fully hereinafter set forth.

NOW THEREFORE, in consideration of the sum of one dollar (\$1.00) to each in hand paid, the receipt and sufficiency whereof is hereby acknowledged, and in further consideration of the mutual premises and covenants hereinafter set forth, it is hereby agreed by and between the parties hereto as follows:

I. THE CITY AGREES:

1. To permit the Developer to perform all rough grading work on the Property, including, but not limited to, the installation of silt fencing, general grading and filling of the site, and the

construction of storm water management ponds (collectively the "Grading"), upon the terms and conditions set forth below.

2. To permit the Developer to grade and fill the site in accordance with the approved Grading Plan on the Property in anticipation of the development of the Property, upon the terms and conditions set forth below.

II. THE DEVELOPER AGREES:

1. All Grading and Filling shall be done at the Developer's risk.

2. All Grading and Filling shall comply with the Grading Plan as approved by the City Engineer. All plans for such Grading and Filling have been or will be prepared on behalf of the Developer by a professional engineer licensed by the State of Wisconsin.

3. The City shall be reimbursed by the Developer for all costs incurred by the City in relation to the Grading and Filling. These costs shall include, but not be limited to, plan review, inspection and related overhead costs. Said reimbursement shall be guaranteed by the Developer as set forth and required in Paragraph 9 below.

4. In the event the preparation and/or final review of the plans for the Development by the City dictate revisions to the approved Grading Plan after any Grading has been done by Developer on the Property pursuant to this Agreement, either at the Developer's request or at the direction of the City Engineer, provided that such re-grading (if requested by the City Engineer) is requested prior to the commencement of any above ground or underground installations in the Development, such re-grading shall be performed by the Developer without any recourse to the City whatsoever.

5. The Grading and Stockpiling shall be performed with proper control of soil erosion and with minimum siltation of existing drainage facilities, including but not limited to by the re-establishment of vegetative cover where vegetation has been removed, covered or destroyed by Developer if necessary for effective erosion control measures. All erosion control measures shall be installed and continually maintained by the Developer.

6. In the event a Building Permit has not been issued by May 15, 2024, for any reason whatsoever, Developer shall take the steps necessary to have vegetative cover re-established in all areas of the Property where vegetation has been removed, covered or destroyed by the Developer to an extent as to be reasonably determined by the City. In the event Developer has not taken the steps necessary to establish such vegetative cover by September 30, 2024 the City shall arrange for such work to be done, which shall be paid by the Developer out of the Deposit pursuant to Section 9 below.

7. In the event a Building Permit has not been issued by May 15, 2024, for any reason whatsoever, all of the stockpiled fill material shall be removed from the Property and vegetative cover shall be established. In the event the stockpiled material is not removed from the Property

by September 30, 2024, the City shall arrange for removal and vegetative cover, which shall be paid by the Developer out of the Deposit pursuant to Section 9 below.

8. All truck traffic to and from the Property, as part of the operation permitted herein, shall be conducted by the Developer as governed by the applicable codes and regulations of Waukesha County and of the City as directed by the City Engineer, with respect to method, time and operations and routing, etc. Any public street used for access to the Property shall be kept free of mud, dirt and debris on a daily basis; provided, that if any such mud, dirt, or debris shall accumulate on any public street, Developer shall, at Developer's cost, cause such mud, dirt, or debris to be removed as promptly as reasonably possible. If the Developer fails to remove any such mud, dirt, or debris from any public street for a period of twenty-four (24) hours following receipt of a written (email acceptable) clean-up order from the City, such work shall be arranged and accomplished by the City and paid for out of the deposit referred to in Paragraph 9 below.

9. To assure compliance with the conditions set forth in this Agreement, including, but not limited to the establishment of positive soil erosion control measures, performance hereunder shall be guaranteed with a deposit by the Developer with the City in the amount of \$601,446.00 cash or letter of credit in form acceptable to the City Attorney which shall be paid prior to the commencement of any activity on the Property by the Developer with respect to the Grading and Stockpiling. In the event Developer does not comply with or fully perform this agreement, which failure to comply continues for a period of five (5) business days after receipt of written notice of such failure from the City (or such longer period as may be reasonably required to perform such cure, provided Developer commences such cure within such five (5) days period and thereafter diligently pursues such cure to its conclusion), the City is authorized to stabilize the Property or to take other action to correct the Developer's violations hereof by using the cash deposit for such purposes. Notwithstanding the foregoing, if the City reasonably determines that Developer's failure to comply with or fully perform this Agreement presents an imminent threat to health and safety or an imminent threat of substantial property damage, and provided that the City states same in the written notice delivered to Developer pursuant to this Section 9, Developer shall cure such failure within twenty-four (24) hours of receipt of such notice, failing which the City is authorized to stabilize the Property or to take other action to correct the Developer's violations hereof by using the cash deposit for such purposes. In the event said deposit is insufficient in amount to pay all costs incurred by the City due to Developer's failure to perform its obligations under this Agreement, the Developer shall remit payment of all owed amounts to the City within ten (10) days of receipt of the City's invoice to the Developer.

10. This Agreement shall be binding upon the heirs, personal representatives, successors and assigns of the parties hereto.

11. Upon the earlier of (a) completion by Developer of all of its obligations under this Agreement, or (b) issuance of a Building Permit between the City and Developer for the Property and (if and to the extent required by the Building Permit) Developer's posting of cash or letter of credit to guaranty the improvements, including the grading of the Property, required under said Development Agreement, this Agreement shall terminate and any remaining balance of the deposit described in Section 9 above shall be returned to Developer without interest.

(Signatures appear on the following pages)

IN WITNESS WHEREOF, the Developer and the City have caused this Agreement to be signed by the Developer and by the appropriate officers of the City, with its seal to be hereunto affixed the day and year inserted above.

DEVELOPER:

BASATADA, LLC

John Belte, Member
{Name, Title}

STATE OF WISCONSIN)
) ss.
WAUKESHA COUNTY)

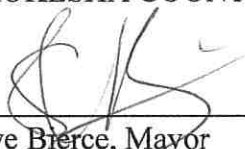
Personally came before me this 10 day of November, 2023, the above-named John Belte, as Member of BASATADA, LLC, to me known to be the persons who executed the foregoing instrument and who acknowledged the same.



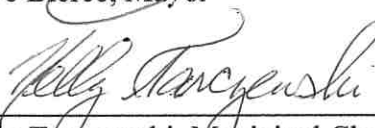
Angela Kober
Notary Public, State of Wisconsin.
My Commission expires: 10/2025

CITY:

CITY OF PEWAUKEE
WAUKESHA COUNTY, WISCONSIN



Steve Bierce, Mayor

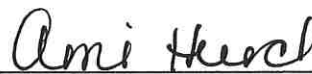


Kelly Tarczewski, Municipal Clerk

STATE OF WISCONSIN)
) ss.
WAUKESHA COUNTY)

Personally came before me this 13th day of November, 2023, the above named Steve Bierce, Mayor, and Kelly Tarczewski, Municipal Clerk, of the above named municipal corporation, to me known to be the persons who executed the foregoing instrument and to me known to be such individual and Municipal Clerk of said municipal corporation and acknowledged that they executed the foregoing instrument as such officers as the deed of said municipal corporation by its authority and pursuant to the authorization by the Governing Body of the City of Pewaukee from their meeting on the ___ day of _____, 20__.





Notary Public, State of Wisconsin.
My Commission expires: 3/19/27

Exhibit A

Legal Description of Land

North 1/2, Northwest 1/4, except part in Volume 255 of Deeds, Page 16, except Volume 684, Page 393, except Plat of Sherwood Forest, and except Plat of Sherwood Forest Addition No. 1, in Section 26, Township 7 North, Range 19 East, in the City of Pewaukee, County of Waukesha, State of Wisconsin.

Tax Key No: PWC 0966.999

From: [Sebald, Luke \(Keller Inc.\)](#)
To: [Wagner, Magdelene](#)
Subject: RE: Grading & Fill Agreement - WVRC Pewaukee
Date: Tuesday, June 10, 2025 4:34:50 PM
Attachments: [image010.png](#)
[image012.png](#)
[image013.png](#)
[image014.png](#)
[image015.png](#)
[image016.png](#)
[image017.png](#)
[image018.png](#)
[image019.png](#)
[SL Subcontract Status Report \(KI\).pdf](#)

Maggie,

See excavation subcontractor payment status report attached. We would like to request a full reimbursement of the grading and fill agreement amount of \$601,446.00

Let me know if you will need anything further. Thanks.

Luke Sebald

Commercial Project Manager / Co-Owner



Mobile: (414) 397-0526 | Office: (262) 250-9710
Email: lsebald@kellerbuilds.com | Website: www.kellerbuilds.com



From: Wagner, Magdelene <wagner@pewaukee.wi.us>
Sent: Tuesday, May 27, 2025 3:32 PM
To: Sebald, Luke (Keller Inc.) <lsebald@kellerbuilds.com>
Subject: FW: Grading & Fill Agreement - WVRC Pewaukee

CAUTION: This message originated from outside of Keller's network. Use caution before clicking on any links or attachments.

Hi Luke,

The request to reduce the letter of credit for the WVRC property must be submitted in writing (email is okay) to me. Please include your requested amount of reduction, reason for reduction, and proof of payment to the contractor (typically a copy of the pay application showing % complete or similar). This will go to Common Council for review & approval of the reduction.

The next Council agenda is 6/16 so I will need the request by 6/9.

Thank you,
Maggie Wagner

Magdelene Wagner, P.E.
Director of Public Works/City Engineer
City of Pewaukee
W240N3065 Pewaukee Road
Pewaukee, WI 53072
262-691-0804

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From: Fuchs, Nick <fuchs@pewaukee.wi.us>
Sent: Tuesday, May 27, 2025 11:25 AM
To: Wagner, Magdelene <wagner@pewaukee.wi.us>
Subject: Fw: Grading & Fill Agreement - WVRC Pewaukee

See below. I think this one is for you.

Thanks.

Nick Fuchs

Planner & Community Development Director

[City of Pewaukee](#)

W240N3065 Pewaukee Road

Pewaukee, WI 53072

262-691-6007

fuchs@pewaukee.wi.us



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From: Sebald, Luke (Keller Inc.) <lsebald@kellerbuilds.com>
Sent: Tuesday, May 27, 2025 11:21 AM
To: Fuchs, Nick <fuchs@pewaukee.wi.us>
Subject: FW: Grading & Fill Agreement - WVRC Pewaukee

Nick,

Following up on the attached and below. What is the process of requesting a reduction in the LOC for WVRC Pewaukee?

Thanks.

Luke Sebald

Commercial Project Manager / Co-Owner



📱 Mobile: (414) 397-0526 | ☎ Office: (262) 250-9710
✉ lsebald@kellerbuilds.com | 🌐 www.kellerbuilds.com



From: Sebald, Luke (Keller Inc.)
Sent: Tuesday, March 25, 2025 10:24 AM
To: Fuchs, Nick <fuchs@pewaukee.wi.us>
Subject: Grading & Fill Agreement - WVRC Pewaukee

Nick,

See grading and fill agreement noting the LOC costs submitted by the owners.
Thanks.

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SL Subcontract Status Report

Salesman: LAURENT, NATHAN

Expeditor: HOYER, CHRIS

Supervisor: WAGNER, TRAVIS

Through Month: 06/25

Subcontract: 68552-021 EXCAVATING

Open

Job: 68552- WVRC - PEWAUKEE

Vendor: 3891 W & D NAVIS INC

Subcontract Detail

Item Description	Phase	Original Contract	Change Order	Adjusted Contract	Amount Paid	Committed Balance
1 EXCAVATING-SUB	02220- -	500,000.00		500,000.00	820,285.05	23,544.35
CO# 1	EXCAVATING-SUB		246,943.00	746,943.00		
CO# 2	EXCAVATING-SUB		5,350.00	752,293.00		
CO# 3	EXCAVATING-SUB		74,790.00	827,083.00		
CO# 4	EXCAVATING-SUB		14,725.40	841,808.40		
CO# 5	EXCAVATING-SUB		835.00	842,643.40		
CO# 6	EXCAVATING-SUB		1,186.00	843,829.40		
	Chk Date	CMRef #	Inv Date	AP Ref#		
	12/13/23	229510	11/30/23	52964	175,725.00	
	1/10/24	230266	12/30/23	55016	205,202.70	
	4/17/24	232990	3/31/24	55172	75,978.00	
	5/15/24	233762	4/30/24	53220	106,920.00	
	6/5/24	234371	5/31/24	55288	16,349.40	
	8/7/24	236189	7/31/24	55423	40,981.50	
	9/11/24	237229	8/31/24	55478	55,147.50	
	10/9/24	238139	9/30/24	54048	76,824.00	
	11/6/24	238990	10/31/24	54104	4,058.10	
	3/19/25	242654	3/14/25	54313	63,098.85	
Total Subcontract 68552-021		500,000.00	343,829.40	843,829.40	820,285.05	23,544.35

SL Subcontract Status Report

Salesman: LAURENT, NATHAN Expeditor: HOYER, CHRIS Supervisor: WAGNER, TRAVIS Through Month: 06/25

Grand Total

Subcontracts: 68552-021 - 68552-021	Original Contract	Change Order	Adjusted Contract	Amount Paid	Committed Balance
Jobs: 68552- - 68552-					
Vendors: 3891 - 3891	500,000.00	343,829.40	843,829.40	820,285.05	23,544.35

Compliance Maintenance Annual Report

Pewaukee City Sewage Collection System

Last Updated: Reporting For:
6/11/2025 2024

Financial Management

1. Provider of Financial Information

Name:

Renee Reed

Telephone:

2626916022

(XXX) XXX-XXXX

E-Mail Address
(optional):

reed@pewaukee.wi.us

2. Treatment Works Operating Revenues

2.1 Are User Charges or other revenues sufficient to cover O&M expenses for your wastewater treatment plant AND/OR collection system ?

● Yes (0 points) ☐

○ No (40 points)

If No, please explain:

2.2 When was the User Charge System or other revenue source(s) last reviewed and/or revised?
Year:

2023

● 0-2 years ago (0 points) ☐

○ 3 or more years ago (20 points) ☐

○ N/A (private facility)

2.3 Did you have a special account (e.g., CWP required segregated Replacement Fund, etc.) or financial resources available for repairing or replacing equipment for your wastewater treatment plant and/or collection system?

● Yes (0 points)

○ No (40 points)

0

REPLACEMENT FUNDS [PUBLIC MUNICIPAL FACILITIES SHALL COMPLETE QUESTION 3]

3. Equipment Replacement Funds

3.1 When was the Equipment Replacement Fund last reviewed and/or revised?

Year:

2024

● 1-2 years ago (0 points) ☐

○ 3 or more years ago (20 points) ☐

○ N/A

If N/A, please explain:

3.2 Equipment Replacement Fund Activity

3.2.1 Ending Balance Reported on Last Year's CMAR

\$ 2,708,163.75

3.2.2 Adjustments - if necessary (e.g. earned interest, audit correction, withdrawal of excess funds, increase making up previous shortfall, etc.)

+ \$ 135,943.10

3.2.3 Adjusted January 1st Beginning Balance

\$ 2,844,106.85

3.2.4 Additions to Fund (e.g. portion of User Fee, earned interest, etc.)

+ \$ 8,916.88

Compliance Maintenance Annual Report

Pewaukee City Sewage Collection System

Last Updated: Reporting For:
6/11/2025 2024

3.2.5 Subtractions from Fund (e.g., equipment replacement, major repairs - use description box 3.2.6.1 below*)

- \$ 0.00

3.2.6 Ending Balance as of December 31st for CMAR Reporting Year

\$ 2,853,023.73

All Sources: This ending balance should include all Equipment Replacement Funds whether held in a bank account(s), certificate(s) of deposit, etc.

3.2.6.1 Indicate adjustments, equipment purchases, and/or major repairs from 3.2.5 above.

3.3 What amount should be in your Replacement Fund? \$ 2,853,023.73

0

Please note: If you had a CFWP loan, this amount was originally based on the Financial Assistance Agreement (FAA) and should be regularly updated as needed. Further calculation instructions and an example can be found by clicking the SectionInstructions link under Info header in the left-side menu.

3.3.1 Is the December 31 Ending Balance in your Replacement Fund above, (#3.2.6) equal to, or greater than the amount that should be in it (#3.3)?

● Yes

○ No

If No, please explain.

4. Future Planning

4.1 During the next ten years, will you be involved in formal planning for upgrading, rehabilitating, or new construction of your treatment facility or collection system?

● Yes - If Yes, please provide major project information, if not already listed below. ☐ ☐

○ No

Project #	Project Description	Estimated Cost	Approximate Construction Year
1	Kopmeier sanitary sewer relay/replace. We have an approximately 400ft section of truss pipe (we think) that lies at the bottom of a bay in Pewaukee Lake. There are some major sags in the line, and the upstream manhole needs some rehab. Our consultant has recommended pipe bursting this section of sewer. We are currently preparing plans & specifications in 2025 with bidding late summer for winter 2025 - 2026 construction.	\$850,000	2026
2	Sewer line repairs. Includes repairs to areas in which the City will be reconstructing the roadway. Also to include other repairs as needed.	\$150,000	2025
3	Pipe Lining I-94 easement	\$200,000	2026
4	Engineering study Gun Club Lift station service area and pipe condition evaluation study.	\$25,000	2026
5	Rehabilitation of the Spice Creek lift station including upgrades of controls and pumps	\$250,000	2026

5. Financial Management General Comments

The Utility will be working on a sewer rate study in late summer/early fall of 2025.

ENERGY EFFICIENCY AND USE

6. Collection System

6.1 Energy Usage

Compliance Maintenance Annual Report

Pewaukee City Sewage Collection System

Last Updated: Reporting For:
6/11/2025 **2024**

6.1.1 Enter the monthly energy usage from the different energy sources:

COLLECTION SYSTEM PUMPAGE: Total Power Consumed

Number of Municipally Owned Pump/Lift Stations:

	Electricity Consumed (kWh)	Natural Gas Consumed (therms)
January	27,661	85
February	29,165	108
March	29,826	79
April	36,444	105
May	28,653	81
June	33,309	89
July	28,705	58
August	25,799	117
September	23,593	51
October	22,403	60
November	19,911	94
December	27,648	72
Total	333,117	999
Average	27,760	83

6.1.2 Comments:

6.2 Energy Related Processes and Equipment

6.2.1 Indicate equipment and practices utilized at your pump/lift stations (Check all that apply):

- ☐ Comminution or Screening
- ☐ Extended Shaft Pumps
- ☒ Flow Metering and Recording
- ☐ Pneumatic Pumping
- ☒ SCADA System
- ☐ Self-Priming Pumps
- ☒ Submersible Pumps
- ☒ Variable Speed Drives
- ☐ Other:

6.2.2 Comments:

6.3 Has an Energy Study been performed for your pump/lift stations?

☐ No

☒ Yes

Year:

By Whom:

Compliance Maintenance Annual Report

Pewaukee City Sewage Collection System

Last Updated: Reporting For:
6/11/2025 2024

Describe and Comment: Wisconsin Rural Water Association conducted an energy audit in 2021. The audit recommended changing lift station lighting to LED fixtures and consider using variable speed drive technology on pumps. 6.4 Future Energy Related Equipment 6.4.1 What energy efficient equipment or practices do you have planned for the future for your pump/lift stations? The 2024 Kopmeier pump were replaced with VFD's built into the pumps. We will consider additional changes as we upgrade stations.	
--	--

Total Points Generated	0
Score (100 - Total Points Generated)	100
Section Grade	A

Compliance Maintenance Annual Report

Pewaukee City Sewage Collection System

Last Updated: Reporting For:
6/11/2025 2024

Sanitary Sewer Collection Systems

1. Capacity, Management, Operation, and Maintenance (CMOM) Program

1.1 Do you have a CMOM program that is being implemented?

- ☒ Yes
- ☐ No

If No, explain:

1.2 Do you have a CMOM program that contains all the applicable components and items according to Wisc. Adm Code NR 210.23 (4)?

- ☒ Yes
- ☐ No (30 points)
- ☐ N/A

If No or N/A, explain:

1.3 Does your CMOM program contain the following components and items? (check the components and items that apply)

☒ Goals [NR 210.23 (4)(a)]

Describe the major goals you had for your collection system last year:

Clean 33% of all sewers and manhole inspections. Compile and create a comprehensive list of pipe and manhole lining.

Did you accomplish them?

- ☐ Yes
- ☒ No

If No, explain:

The Utility had staffing challenges in 2024 - 2025. We did not have anyone available to put the plan together.

☒ Organization [NR 210.23 (4) (b)] ☐ ☐

Does this chapter of your CMOM include:

- ☒ Organizational structure and positions (eg. organizational chart and position descriptions)
- ☒ Internal and external lines of communication responsibilities
- ☒ Person(s) responsible for reporting overflow events to the department and the public

☒ Legal Authority [NR 210.23 (4) (c)]

What is the legally binding document that regulates the use of your sewer system?

Sewer Use Ordinance

If you have a Sewer Use Ordinance or other similar document, when was it last reviewed and revised? (MM/DD/YYYY) 1996-09-23

Does your sewer use ordinance or other legally binding document address the following:

- ☒ Private property inflow and infiltration
- ☒ New sewer and building sewer design, construction, installation, testing and inspection
- ☐ Rehabilitated sewer and lift station installation, testing and inspection
- ☒ Sewage flows satellite system and large private users are monitored and controlled, as necessary
- ☒ Fat, oil and grease control
- ☒ Enforcement procedures for sewer use non-compliance

☒ Operation and Maintenance [NR 210.23 (4) (d)]

Does your operation and maintenance program and equipment include the following:

- ☐ Equipment and replacement part inventories
- ☒ Up-to-date sewer system map

Compliance Maintenance Annual Report

Pewaukee City Sewage Collection System

Last Updated: Reporting For:
6/11/2025 **2024**

- ☒ A management system (computer database and/or file system) for collection system information for O&M activities, investigation and rehabilitation
- ☒ A description of routine operation and maintenance activities (see question 2 below)
- ☒ Capacity assessment program
- ☒ Basement back assessment and correction
- ☐ Regular O&M training

- ☒ Design and Performance Provisions [NR 210.23 (4) (e)] ☐ ☐

What standards and procedures are established for the design, construction, and inspection of the sewer collection system, including building sewers and interceptor sewers on private property?

- ☒ State Plumbing Code, DNR NR 110 Standards and/or local Municipal Code Requirements
- ☒ Construction, Inspection, and Testing
- ☒ Others:

City of Pewaukee Construction Standards

- ☒ Overflow Emergency Response Plan [NR 210.23 (4) (f)] ☐ ☐

Does your emergency response capability include:

- ☒ Responsible personnel communication procedures
- ☒ Response order, timing and clean-up
- ☒ Public notification protocols
- ☐ Training
- ☐ Emergency operation protocols and implementation procedures

- ☒ Annual Self-Auditing of your CMOM Program [NR 210.23 (5)] ☐ ☐

- ☐ Special Studies Last Year (check only those that apply):

- ☐ Infiltration/Inflow (I/I) Analysis
- ☐ Sewer System Evaluation Survey (SSES)
- ☐ Sewer Evaluation and Capacity Management Plan (SECAP)
- ☐ Lift Station Evaluation Report
- ☐ Others:

0

2. Operation and Maintenance

2.1 Did your sanitary sewer collection system maintenance program include the following maintenance activities? Complete all that apply and indicate the amount maintained.

Cleaning	37	% of system/year
Root removal	0	% of system/year
Flow monitoring	95	% of system/year
Smoke testing	0	% of system/year
Sewer line televising	4	% of system/year
Manhole inspections	38	% of system/year
Lift station O&M	18	# per L.S./year
Manhole rehabilitation	.1	% of manholes rehabbed
Mainline rehabilitation	0	% of sewer lines rehabbed
Private sewer inspections	0	% of system/year

Compliance Maintenance Annual Report

Pewaukee City Sewage Collection System

Last Updated: Reporting For:

6/11/2025

2024

Private sewer I/I removal % of private services

River or water crossings % of pipe crossings evaluated or maintained

Please include additional comments about your sanitary sewer collection system below:

3. Performance Indicators

3.1 Provide the following collection system and flow information for the past year.

43.16	Total actual amount of precipitation last year in inches
32.26	Annual average precipitation (for your location)
67.5	Miles of sanitary sewer
12	Number of lift stations
0	Number of lift station failures
0	Number of sewer pipe failures
0	Number of basement backup occurrences
0	Number of complaints
1.7	Average daily flow in MGD (if available)
2.5	Peak monthly flow in MGD (if available)
	Peak hourly flow in MGD (if available)

3.2 Performance ratios for the past year:

0.00	Lift station failures (failures/year)
0.00	Sewer pipe failures (pipe failures/sewer mile/yr)
0.00	Sanitary sewer overflows (number/sewer mile/yr)
0.00	Basement backups (number/sewer mile)
0.00	Complaints (number/sewer mile)
1.5	Peaking factor ratio (Peak Monthly:Annual Daily Avg)
0.0	Peaking factor ratio (Peak Hourly:Annual Daily Avg)

4. Overflows

LIST OF SANITARY SEWER (SSO) AND TREATMENT FACILITY (TFO) OVERFLOWS REPORTED **

Date	Location	Cause	Estimated Volume
------	----------	-------	------------------

None reported

** If there were any SSOs or TFOs that are not listed above, please contact the DNR and stop work on this section until corrected.

5. Infiltration / Inflow (I/I)

5.1 Was infiltration/inflow (I/I) significant in your community last year?

☐ Yes

☒ No

If Yes, please describe:

5.2 Has infiltration/inflow and resultant high flows affected performance or created problems in your collection system, lift stations, or treatment plant at any time in the past year?

☐ Yes

Compliance Maintenance Annual Report

Pewaukee City Sewage Collection System

Last Updated: Reporting For:
6/11/2025 2024

● No If Yes, please describe: 5.3 Explain any infiltration/inflow (I/I) changes this year from previous years: N/A 5.4 What is being done to address infiltration/inflow in your collection system? The Utility televises a portion of the sanitary sewer annually. Efforts are being made to put together a plan to repair leaking manholes and sewer lines	
---	--

Total Points Generated	0
Score (100 - Total Points Generated)	100
Section Grade	A

Compliance Maintenance Annual Report

Pewaukee City Sewage Collection System

Last Updated: Reporting For:
6/11/2025 **2024**

Grading Summary

WPDES No: 0047341

SECTIONS	LETTER GRADE	GRADE POINTS	WEIGHTING FACTORS	SECTION POINTS
Financial	A	4	1	4
Collection	A	4	3	12
TOTALS			4	16
GRADE POINT AVERAGE (GPA) = 4.00				

Notes:

- A = Voluntary Range (Response Optional)
- B = Voluntary Range (Response Optional)
- C = Recommendation Range (Response Required)
- D = Action Range (Response Required)
- F = Action Range (Response Required)

Compliance Maintenance Annual Report

Pewaukee City Sewage Collection System

Last Updated: Reporting For:
6/11/2025 2024

Resolution or Owner's Statement

Name of Governing Body or Owner:	City of Pewaukee
Date of Resolution or Action Taken:	2025-06-16
Resolution Number:	2025-06-16
Date of Submittal:	

ACTIONS SET FORTH BY THE GOVERNING BODY OR OWNER RELATING TO SPECIFIC CMAR SECTIONS (Optional for grade A or B. Required for grade C, D, or F):
Financial Management: Grade = A

Collection Systems: Grade = A
(Regardless of grade, response required for Collection Systems if SSOs were reported)

ACTIONS SET FORTH BY THE GOVERNING BODY OR OWNER RELATING TO THE OVERALL GRADE POINT AVERAGE AND ANY GENERAL COMMENTS
(Optional for G.P.A. greater than or equal to 3.00, required for G.P.A. less than 3.00)
G.P.A. = 4.00

RESOLUTION #25-06-14

**Wisconsin Department of Natural Resources
NR 208 – Compliance Maintenance Resolution
2024**

WHEREAS, it is a requirement under a Wisconsin Pollutant Discharge Elimination System (WPDES) permit issued by the Wisconsin Department of Natural Resources to file a Compliance Maintenance Annual Report (CMAR) for the City of Pewaukee Wastewater collection system under Wisconsin Administrative Code NR 208; and,

WHEREAS, it is necessary to acknowledge that the governing body has reviewed the Compliance Maintenance Annual Report (CMAR) for 2024; and,

WHEREAS, all sections within the Compliance Maintenance Annual Report (CMAR) received a grade of B or better which results in a Grade Point Average (GPA) of 3.0 or greater.

NOW, THEREFORE, BE IT RESOLVED that the Common Council of the City of Pewaukee does hereby agree to commit reasonable and fiscally prudent funding to operate the City's sewer utility effectively and maintain an acceptable point average.

Dated this 16th day of June 2025.

CITY OF PEWAUKEE

Steve Bierce, Mayor

This is to certify that this is a true and accurate copy of Resolution 25-06-14 which was adopted by the Common Council of the City of Pewaukee.

Kelly Tarczewski, Clerk-Treasurer

City of Pewaukee - New Agenda Item

Agenda Language:

Discussion and possible action regarding exceedance of Gross Alpha at Well 5 and required notice.

Sub Item Agenda Language:

Background Provided By:

Magdelene Wagner/Jane Mueller

Background:

The Utility was recently updating the Radium Public Notice that is issued to customers in their utility bills. During this process and subsequent communications with the Wisconsin Department of Natural Resources (WDNR), we identified that the City of Pewaukee once again exceeded the maximum contaminant level (MCL) of 15 pCi/L for Gross Alpha at Well #5 at a level of 26.95 pCi/L. However, the radium levels are now below the MCL of 5 pCi/L with a level of 4.32 pCi/L. The original consent order issued in 2014 was for a Gross Alpha exceedance. While the City has not received a new consent order notice from the WDNR for the Gross Alpha exceedance, the WDNR is requiring that we include this in our notice to the public.

This well is used sparingly but is kept in service to maintain water system reliability to the southeast water service area to the City. The staff are diligently working to find a permanent resolution to this matter.

Fiscal Impact:

Recommended Motion:



**Department of Public Works
Water & Sewer Utility**

W240N3065 Pewaukee Road • Pewaukee, WI 53072
Phone: (262) 691-0804 • Fax: (262) 691-5729
Email: publicworks@pewaukee.wi.us

**Important Information About Your City of Pewaukee
Drinking Water – 2nd Quarter 2025
Gross Alpha Levels in Well #5 Exceed Regulatory Standards**

Well #5 entry point samples indicate the presence of **Gross Alpha**. The running average is in excess of 15 pico Curies per liter (pCi/L) Maximum Contaminant Level (MCL). **The average results from samples collected 6/18/2024, 7/31/2024, 10/23/2024 and 1/30/2025 was 26.95 pCi/L.** The City of Pewaukee is in violation of State and Federal Safe Drinking Water Regulations as specified in Ch. NR 809 Wisconsin Administrative Code at the time the sample was taken. For reference, one pCi/L is one trillionth of a Curie per liter of water.

**Combined Radium (226 & 228) Levels in Well #5
Are Below Regulatory Standard**

Well #5 entry point samples indicate the presence of **Combined Radium** (226 & 228) is below the MCL of 5 pCi/L. **The average results from radium samples collected 6/18/2024, 7/31/2024, 10/23/2024, and 1/30/2025 was 4.32 pCi/L.**

What does this mean?

There is no immediate health risk. If there were, you would have been notified immediately. Certain minerals are naturally radioactive and can emit a type of radiation known as alpha radiation. Some people who drink water containing radionuclides—such as combined radium (226 & 228) or gross alpha in excess of the MCL over many years may increase the risk of cancer.

What precautions should be taken at this time?

You do not need to use an alternative water supply (e.g., bottled water) due to the current levels of gross alpha or radium. However, if you have specific health concerns, please consult your doctor.

What is being done to correct the problem?

The City of Pewaukee is working in conjunction with the Department of Natural Resources to mitigate radium levels in the water produced by the City's Well #5. We are conducting a water supply alternatives analysis to identify the most reliable and cost-effective option for replacing this well.

In the past, the City of Pewaukee has experienced a reduction in radium levels due to the decreased use of Well #5. However, we have observed that this reduced usage has also led to elevated gross alpha levels. The City will continue use Well #5 during periods of unusually high water demand to supplement the system during peak usage, firefighting efforts, or water main breaks. Well #5 will stay on standby until a long-term solution for the radium exceedance is implemented.

If you have questions regarding the safety of our drinking water, please contact Jane Mueller, Utility Manager, at (262) 691-0804, or visit our website at www.cityofpewaukee.us.