



# City of West Allis Matter Summary

7525 W. Greenfield Ave. West Allis, WI 53214

File Number		Title Status								
R-2	R-2011-0110			Intr	oduced					
		Resolution Autho Sanitary Sewer L \$8,752.82.	esolution Authorizing and Directing the Director of Public Works/City Engineer to Pay For anitary Sewer Lateral Repairs at 5733-35 West Fillmore Drive in the Total Amount of 8 752 82							
		Introduced: 4/19/2	011	Con	trolling Bod	y: Public Works Co	mmittee			
				Spo	nsor(s): Pub	ic Works Committee	ee			
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TOTAL



### City of West Allis

7525 W. Greenfield Ave. West Allis, WI 53214

### Resolution

File Number: R-2011-0110 Final Action:

APR 1 9 2011

Sponsor(s):

Public Works Committee

Resolution Authorizing and Directing the Director of Public Works/City Engineer to Pay For Sanitary Sewer Lateral Repairs at 5733-35 West Fillmore Drive in the Total Amount of \$8,752.82.

WHEREAS, the Board of Public Works has a long standing policy of the City's responsibility for making repairs to sanitary sewer laterals from the point of connection to the main sanitary sewer line up through the riser connection; and,

WHEREAS, the Engineering Department has determined that the sanitary sewer lateral at 5733-35 West Fillmore Drive failed based on field observations; and,

NOW, THEREFORE, BE IT RESOLVED By the Common Council of the City of West Allis that the Director of Public Works/City Engineer be and is hereby authorized and directed to make fair payment for the repair work to Rozga Plumbing & Heating Corp. in the amount of \$8,352.82 and to James Rick for reimbursement for invoices paid by Mr. Rick to Rozga Plumbing & Heating Corp. for services related to the lateral failure in the amount of \$400. Payment to be made from the appropriate Sanitary Sewer Utility account.

ADOPTED

APR 1 9 2011

Paul M. Ziehler, City Admin. Officer, Clerk/Treas.

APPROVED

Dan Devine, Mayor





#### ENGINEERING DEPARTMENT

Michael G. Lewis

Director of Public Works / City Engineer

414/302-8360 414/302-8366 (Fax)

City Hall 7525 West Greenfield Avenue West Allis, Wisconsin 53214

www.ci.west-allis.wi.us mlewis@ci.west-allis.wi.us

TO:

Michael G. Lewis, City Engineer/Director of Public Works

**MEMORANDUM** 

FROM:

Brian D. Block, Traffic & Utility Technician

DATE:

April 12, 2011

RE:

Claim Against the City of West Allis by Rozga Plumbing & Heating Corp. and property

owner James Rick, for repair work on failed sanitary lateral connection at 5733-35 W.

Fillmore Dr.

### SUMMARY

The property owner, who was experiencing a back-up of the sewer water at the above-addressed property, hired Tuffy's Sewer & Drain, LLC and Rozga Plumbing & Heating Corp.

Rozga Plumbing & Heating Corp. excavated in the pavement area in front of 5733-35 W Fillmore Dr. at the connection to the sanitary main. Rozga Plumbing & Heating Corp. exposed the wye section and it was found to have failed bell sections of the wye and roots entering and totaling obstructing the failed section of the wye.

I instructed Rozga Plumbing & Heating Corp. to make a sanitary spot relay with sanitary lateral reconnection for 5733-35 W. Fillmore Dr.

Rozga Plumbing & Heating Corp. completed the sanitary spot relay with lateral reconnection and placed concrete base and hot mixed asphalt surface pavement restorations.

### **FINDINGS & OBSERVATIONS**

Existing conditions and utilities in W. Fillmore Dr. at the address 5733-35 W.
 Fillmore Dr.

The pavement at 5733-35 W Fillmore Dr. is a 30 ft. wide composite pavement with 7 in. thick concrete base and 3 in. hot mix asphalt surface. It is centered in a 60 ft. right of way. Both sides of the street have concrete sidewalks.

The City of West Allis underground utilities in W. Fillmore Dr. at the above-referenced address consist of the following:

UTILITY	YEAR INSTALLED	LOCATION
6 in. cast iron water main	1929	24 ft. southeast of northerly RoW line
8 in. clay sanitary sewer	1929	25 ft. northwest of southerly RoW line
15 in. concrete storm sewer	1929	8.5 ft. northwest of southerly RoW line

City records indicate that the existing sanitary sewer lateral at 5733-35 W. Fillmore Dr. is a 6 in. clay pipe installed in 1929.

#### CHRONOLOGY

#### February 21, 2011

Property owner, Jim Rick, hired Tuffy's Sewer & Drain LLC to clear any obstruction in his sanitary sewer lateral pipe because there was a no-drain condition at his property of 5733-35 W. Fillmore Dr. Tuffy's Sewer & Drain LLC attempted to power augur the line to clear any obstructions but was unsuccessful at clearing the line to drain. Rozga Plumbing & Heating Corp. was called to investigate the interior of the lateral with a video camera. Rozga discovered that the obstruction was in the pavement area.

#### February 22, 2011

Rozga Plumbing & Heating Corp. applied and received an excavation permit to excavate in the pavement area in front of 5733-35 W. Fillmore Dr., with the stated purpose of emergency repair of a sanitary sewer lateral.

Rozga Plumbing & Heating excavated down to the wye connection to the sewer main. I observed cracked sections of the bell of the wye with roots around the pipe. Rozga Plumbing & Heating Corp. exposed the wye connection by breaking away the lateral pipe to the wye connection and discovered that the wye connection was almost totally impacted with roots. When pulling out the roots, sections of the cracked wye connection pulled away with the roots.

Rozga Plumbing & Heating Corp. completed a sanitary spot relay with a sanitary lateral reconnect for 5733-35 W. Fillmore Dr. using 2.04 ft. of 8 in. PVC Pipe, (1) 8 in. x 6 in. in-line wye connection, 45<sup>x</sup> x 6 in. bend, 22 ½<sup>^</sup> x 6 in. bend, 4.5 in. of 6 in. PVC Pipe and (3) fernco connections. Slurry backfill was used.

#### March 1, 2010

Rozga Plumbing & Heating Corp. prepared for and placed 7 in. concrete base.

#### CONCLUSIONS/RECOMMENDATIONS

It is my opinion that a failure of the wye connection to the sanitary main existed at 5733-35 W. Fillmore Dr. Tree roots grew into and through the failed sections of the wye connection. A sanitary spot relay was required since there wasn't enough usable section of the wye remaining.

I am recommending a payment of \$8,352.82 to Rozga Plumbing & Heating Corp., which is the amount of the Rozga Plumbing & Heating Corp. invoice dated March 10, 2011. The amount of the invoice was found to be fair and reasonable.

I am recommending a payment of \$400.00 to property owner, James Rick, for reimbursement for invoices paid by Mr. Rick to Rozga Plumbing & Heating Corp. for their work performed on February 21, 2010 and also for work completed by Tuffy's Sewer & Drain LLC on February 21, 2010. Both items were shown on

Rozga Plumbing & Heating Corp. invoice dated February 21, 2010 and also Tuffy's Sewer & Drain LLC Invoice Number 4161, dated February 21,2010. The amounts of the invoices were found to be fair and reasonable.

I am recommending denial of a claim for reimbursement for \$350.00 as shown on Tuffy's Sewer & Drain LLC Invoice Number 4173, dated February 21, 2010, for plumbing equipment damage.

BDB:

cc (via email): Joseph Burtch

Michael Scherer

h:\bbclaims\fillmore 7533-35w rozga plbg-james rick owner

## Rozga-

Plumbing & Heating Corporation

1529 S. 113th Street \* 414-258-9911 West Allis, Wisconsin 53214



### Rozga - Invoice

Date	3/2/2011	
Invoice #	J-100353	
PO No.	33	
Tech	STEVENR	
loh #	1.27681	

Bill To

City of West Allis - Engineering 7525 W. Greenfield Ave. West Allis, WI 53214 Ship To

James Rick

5733 W Fillmore Dr West Allis, WI 53219 RECEIVED

MAR 1 1 2011

CITY OF WEST ALLIS ENGINEEPING DEPT

Terms

Due On Receipt

Referred By

Primary # 414-302-8367 Mobile # Home # Work # Author Project Repair City Main & Lateral Job Phone # Qty Description Each Price 3.5 At the request of James Rick (home owner) we will perform an emergency sewer repair on a 184.00 644.00 time and material, per hour basis. 2-man Excavation Crew, 2/22/11, saw cut & broke out road surface 05 3-man Excavation Crew, 2/22/11, excavated down to the sewer, working around the water 26.1 (11) 2,479,50 service and exposed the broken section of pipe. We found that tree roots had broken the wive pattern fitting on the main, stopped flow of the lateral and severely restricted flow of the City main. 15 2-man Excavation Crew, 2/23/11, due to the time of day work had been completed the 184 00 276,00 previous day our crew was anable to get the required slurry back fill. As a result we returned the next day, removed the shoring we had in the excavation and back filled with slurry to the surface. 2-man Excavation Crew, 3/1/11, we excavated the slurry down from the surface, approx. 9°, 184.00 368,00 to allow us to pour the concrete base. We installed the epoxy rebar pins, arranged for Brain Block to due a pre-pour inspection and poured the road base. 2 Use of Locator Equipment without Camera 50 00 100.00 X Use of Excavator Equipment 15 (10) 360,00 Use of Road Saw 25 (10) 150000 2 Use of Skid Loader W/ Road Breaker 105 (6) 210,00 2 Use of Single Axle Dump Truck 86,00 10 (0) 6 Use of Tri-Axle Dump Truck Wout Driver 60.00 360.00 Piping, fittings & adapters 406.32 406.32

FULL PAYMENT IS DUE UPON COMPLETION WITH INTEREST ADDED AT 1.5% PER MONTH ON ANY UNPAID BALANCE AFTER COMPLETION OF WORK FAILURE TO PAY WILL RESULT IN FURTHER LEGAL ACTION, ALL LEGAL AND COLLECTION FEES WILL BE THE RESPONSIBILITY OF DEBTOR

PER WISCONSIN STATUE 779.02(2)(A), "AS REQUIRED BY THE WISCONSIN CONSTRUCTION LIEN LAW BUILDER HEREBY NOTIFIES CWNER THAT PERSONS OR COMPANIES FURNISHING LABOR OR MATERIALS FOR THE CONSTRUCTION ON GWNER'S LAND MAY HAVE LIEN RIGHTS ON GWNER'S LAND AND BUILDINGS IF NOT PAID. THOSE ENTITLED TO LIEN RIGHTS, IN ADDITION TO THE UNDERSIGNED BUILDER, ARE THOSE WHO CONTRACT DIRECTLY WITH THE OWNER OR THOSE WHO GIVE THE CWNER NOTICE WITHIN 60 DAYS AFTER THEY FIRST FURNISH LABOR OR MATERIALS FOR THE CONSTRUCTION, ACCORDINGLY, OWNER PROBABLY WILL RECEIVE NOTICES FROM THOSE WHO FURNISH LABOR OR MATERIALS FOR THE CONSTRUCTION, AND SHOULD GIVE A COPY OF EACH NOTICE RECEIVED TO THE MORTAGE LENDER IF ANY, BUILDER AGREES TO COOPERATE WITH THE OWNER AND THE OWNER'S LENDER, IF ANY, TO SEE THAT ALL POTENTIAL LIEN CLAIMANTS ARE DULLY PAID."

Subtotal

Sales Tax (0.00)

Total

Payments/Credits

Balance Due

Phone #	414-258-9911	Fax#	414-258-9921	Page 1	Web Site	www.rozgacorp.com
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### Rozga-

Plumbing & Heating Corporation

1529 S. 113th Street • 414 258-9911 West Allis, Wisconsin 53214



### Rozga - Invoice

. Date	3/2/2011	
Invoice #	1-100353	
P.O. No.		
Tech	STEVEN R.	
Joh #	1,27681	

Bill To

City of West Allis - Engineering 7525 W. Greenfield Ave. West Allis, WI 53214 Ship To

James Rick 5733 W Fillmore Dr West Allis, WI 53219

Terms

Due On Receipt.

Referred By

 Primary #
 414-302-8367
 Mobile #
 Home #
 Work #

 Author
 Steve
 Project Repair City Main & Lateral
 Job Phone #

	214.14	170jour Repair e as similar de 1 ment	1000 11070	
Qty		Description	Each	Price
1	Stone bedding m	ateria	25.00	25 (10)
1.1	Slurry back fill		85.00	1,190.00
2	Concrete for road	i base	165.00	330.00
1	Final hot mix asp	shalt restoration, subcontracted to Poblocki Paving	1,000.00	1,000,00
2		2 customer's spoil to dump. As Needed	(15.1)()	130.00
1		Rental Charges - Class A, Class B, Signage, Delivery, as needed	80.00	80.00
1		of West Allis Plumbing & DPW Permits	164.00	164.00
3				

FULL PAYMENT IS DUE UPON COMPLETION WITH INTEREST ADDED AT 15% PER MONTH ON ANY UNPAID BALANCE AFTER COMPLETION OF WORK FAILURE TO PAY WILL RESULT IN FURTHER LEGAL ACTION ALL LEGAL AND COLLECTION FEES WILL BE THE RESPONSIBILITY OF DEBTOR

PER WISCONSIN STATUE 779 (2)(2)(A), "AS REQUIRED BY THE WISCONSIN CONSTRUCTION LIEN LAW. BUILDER HEREBY NOTIFIES OWNER THAT PERSONS OR COMPANIES FURNISHING LABOR OR MATERIALS FOR THE CONSTRUCTION ON OWNER'S LAND MAY HAVE LIEN RIGHTS ON OWNER'S LAND AND BUILDINGS IF NOT PAID. THOSE ENTITLED TO LIEN RIGHTS. IN ADDITION TO THE UNDERSIGNED BUILDER ARE THOSE WHO CONTRACT DIRECTLY WITH THE OWNER OR THOSE WHO GIVE THE OWNER NOTICE WITHIN 60 DAYS AFTER THEY FIRST FURNISH LABOR OR MATERIALS FOR THE CONSTRUCTION ACCORDINGLY, OWNER PROBABLY WILL RECEIVE NOTICES FROM THOSE WHO FURNISH LABOR OR MATERIALS FOR THE CONSTRUCTION. AND SHOULD GIVE A COPY OF EACH NOTICE RECEIVED TO THE MORTAGE LENDER, IF ANY, BUILDER AGREES TO COOPERATE WITH THE OWNER AND THE OWNER'S LENDER, IF ANY, TO SEE THAT ALL POTENTIAL LIEN CLAIMANTS ARE DULLY PAID."

Subtotal	\$8,352.82
Sales Tax (0.00)	\$0.00
Total	58,352.82
Payments/Credits	\$0.(8)
Balance Due	58 352 82

Phone #	414-258-9911	Fax#	414-258-9901	Page 2	Web Site	www.rozgacorp.com
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### Rozga

To

Plumbing & Heating Corporation 1829 S. 113th Street \* 414-258-9911

West Allis, Wisconsin 53214



RECEIVED

MAR 1 4 2011

City of West Allis - Engineering CITY OF WEST ALLIS
7525 W. Greenfield Ave.
West Allis W. 554 West Allis, WI 53214

Statement

Date

3/10/2011

FOR YOUR CONVENIENCE WE EXCEPT MASTERCARD VISA AND DISCOVER

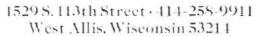
KINDLY REMIT AS SOON AS POSSIBLE IF REMITTANCE HAS ALREADY BEEN MADE PLEASE DISREGARD STATEMENT

DIRECT QUESTIONS ON YOUR ACCOUNT TO 414-258-9911 X11 JACKIE OR VIA EMAIL AT JCOKAIN@ROZGACORP COM

				Amount Due	Amount Enclosed
				\$8,352.82	
Date		Transaction		Amount	Balance
03/02/2011	INV #1-100353 Due 03/02/	2011 Orig Amount \$8	.352.82 J-27681	8,352 82	8,352 8
		T	61-90 DAYS PAST	OVER 90 DAYS	
CURRENT	1-30 DAYS	31-60 DAYS	DUE	PASI DUE	Amount Due
CURRENT	1-30 DAYS 8,352 82	0.00	0.00	PAST DUE	\$8,352.82
		0.00		0.00	

James B. Rick 5733 W. Fillmore Dr. West Allis, Wt 53219 PHONE NO. ATTENTION BRIAN BLOCK 326 5798 + 2 new paid 1 some in C







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TËRMS. Net 15 days.	A 1.5% per n	nonth service	e charge wi	li be added to	invoices not p	aid within 30 days of issue, unless other arrangements are made in advance	, d	*