

STATE OF WISCONSIN
Senate Journal
Ninety–Sixth Regular Session

WEDNESDAY, November 3, 2004

The Chief Clerk makes the following entries under the above date.

PETITIONS AND COMMUNICATIONS

**State of Wisconsin
Department of Transportation**

October, 28 2004

The Honorable, The Legislature:

The purpose of this letter is to serve as a cover for the Design-Build 6th St. Bridge report. Section 84.11(5n)(c), Stats., requires “no later than 5 years after October 29, 1999, the department shall submit a report to the governor, and to the legislature under s. 13.172(2), describing the effectiveness of the design-build process contracting procedures under this subsection.”

The \$49.5 million Design-Build 6th St. Bridge contract was awarded on June 30, 2000 with work beginning on August 2, 2000. The new bridge was opened to traffic on September 4, 2002. This report, also submitted to the Federal Highway Administration, under the provisions of Special Experimental Project No. 14 (SEP), discusses scope of work, history of the project, evaluation criteria, selection process, contract administration, work progression, time and cost comparisons between the traditional contracting method design-bid-build and design-build, claims and changes.

Several months ago, I charged a multi-stakeholder work group with evaluating the Design-Build contracting method. That work group’s objectives were to provide me with a report that consisted of a review of the proposals of the previous WisDOT Design/Build study (completed in 2001), a study of recent and past examples of other states’ experiences with implementing design-build, best practices and lessons learned, and input from all stakeholders. Our analyses, along with the successful completion of the 6th St. Bridge project, indicate that design-build can work in Wisconsin.

As we move forward fulfilling our role in sustaining and growing Wisconsin’s economy, we recognize that we have great challenges. The design-build delivery method is an additional tool to help us deliver our complex improvement program. It enables the Department of Transportation to contract with a single entity for both design and construction services on an entire project. It provides opportunities for innovation, accelerated completion time and a higher level of cost-certainty. The attractiveness of design-build lies primarily in the potential for innovation in project staging and

construction methods that stems from the design-builder collaboration.

Sincerely,
FRANK J. BUSALACCHI
Secretary

**State of Wisconsin
Ethics Board**

November 2, 2004

The Honorable, The Senate:

The following lobbyists have been authorized to act on behalf of the organizations set opposite their names.

For more detailed information about these lobbyists and organizations and a complete list of organizations and people authorized to lobby the 2003 session of the legislature, visit the Ethics Board’s web site at <http://ethics.state.wi.us>

Hanson, Thomas Georgia-Pacific Corporation
Lawton, Elizabeth Midwest Environmental Advocates, Inc.

Also available from the Wisconsin Ethics Board are reports identifying the amount and value of time state agencies have spent to affect legislative action and reports of expenditures for lobbying activities filed by organizations that employ lobbyists.

Sincerely,
R. ROTH JUDD
Director

**REFERRALS AND RECEIPT OF
COMMITTEE REPORTS CONCERNING
PROPOSED ADMINISTRATIVE RULES**

The committee on **Judiciary, Corrections and Privacy** reports and recommends:

Senate Clearinghouse Rule 04–028

Relating to the enforcement of the tobacco master settlement agreement.

No action taken.

Senate Clearinghouse Rule 04–038

Relating to reimbursement of legal fees.

No action taken.

David Zien
Chairperson

**State of Wisconsin
Revisor of Statutes Bureau**

November 1, 2004

To the Honorable, the Senate:

The following rules have been published:

Clearinghouse Rules	Effective Date(s)
01-104	11-1-2004
03-054	11-1-2004
03-119	11-1-2004
04-005	11-1-2004
04-025	11-1-2004
04-027	11-1-2004
04-045	11-1-2004
04-048	11-1-2004
04-050	11-1-2004
04-053	11-1-2004
04-056	11-1-2004

Sincerely,
GARY L. POULSON
Deputy Revisor

**Motions Under Senate Rule 98 and Joint Rule 7
for the Month of October 2004**

A certificate of commendation by the Wisconsin Senate on the motion of Senator Moore, for Eloisa Balderas, on the occasion of being named the 2004 Hispanic Woman of the Year from United Migrant Opportunities Services, Inc.

A certificate of congratulations by the Wisconsin Senate on the motion of Senator Decker, for Becher-Hoppe Associates, Inc., on the occasion of celebrating their 50th Anniversary.

A certificate of commendation by the Wisconsin Senate on the motion of Senator Lazich, for Mark Borkowski, on the occasion of being recognized from the South Side Business Club of Milwaukee as their 2004 Honoree.

A certificate of congratulations by the Wisconsin Senate on the motion of Senator Hansen, for Andrew Combs, on the occasion of earning and attaining the rank of the Eagle Scout Award.

A certificate of commendation by the Wisconsin Senate on the motion of Senator Kanavas, for Communications Cabling and Networking Inc., on the occasion of being named the 2004 Waukesha County Business of the Year.

A certificate of commendation by the Wisconsin Senate on the motion of Senator Darling, for John P. Cronin, on the occasion of earning and attaining the rank of the Eagle Scout Award.

A certificate of commendation by the Wisconsin Legislature on the motion of Senator Fitzgerald, for Mary Danoski, on the occasion of her outstanding contributions to the Fox Lake Inland Lake Protection and Rehabilitation District.

A certificate of commendation by the Wisconsin Senate on the motion of Senator Darling, for Don H. Davis Jr., on the occasion of being honored by the Big Brothers and Big Sisters of Metro Milwaukee, Inc.

A certificate of commendation by the Wisconsin Senate on the motion of Senator Erpenbach, for Coach Doug Debroux, on the occasion of his personal dedication to his

students to achieve their best both athletically and academically.

A certificate of commendation by the Wisconsin Senate on the motion of Senator Darling, for Suzanne Derzon, on the occasion of receiving the Sarah Chudnow "Bikkur Cholim" Award.

A certificate of commendation by the Wisconsin Senate on the motion of Senator Darling, for Harry Franke, on the occasion of being honored by the Milwaukee Public Library Association with the 2004 Benjamin Franklin Award.

A certificate of congratulations by the Wisconsin Senate on the motion of Senator Hansen, for Jordan Gaither, on the occasion of earning and attaining the rank of the Eagle Scout Award.

A certificate of congratulations by the Wisconsin Senate on the motion of Senator Chvala, for Daniel Gosda, on the occasion of earning and attaining the rank of the Eagle Scout Award.

A certificate of congratulations by the Wisconsin Senate on the motion of Senator Cowles, for Charlotte Hagemeister, on the occasion of celebrating her 100th Birthday.

A certificate of commendation by the Wisconsin Senate on the motion of Senator Lazich, for Jason Hooyman, on the occasion of earning and attaining the rank of the Eagle Scout Award.

A certificate of commendation by the Wisconsin Senate on the motion of Senator Ellis, for Alex J. Hopfensperger, on the occasion of earning and attaining the rank of the Eagle Scout Award.

A certificate of commendation by the Wisconsin Senate on the motion of Senator Darling, for Roberta Katz, on the occasion of receiving the Jewish Home and Care Center Leadership Award.

A certificate of commendation by the Wisconsin Senate on the motion of Senator Ellis, for Daniel Kober, on the occasion of earning and attaining the rank of the Eagle Scout Award.

A certificate of commendation by the Wisconsin Senate on the motion of Senator Moore, for Edith Lerner, on the occasion of receiving the Minnie K. Friedman Volunteer Recognition Award from the Jewish Home and Care Center.

A certificate of congratulations by the Wisconsin Senate on the motion of Senator Coggs, for Marquette University's Educational Opportunity Program (EOP), on the occasion of celebrating its 35th Anniversary.

A certificate of commendation by the Wisconsin Senate on the motion of Senator Reynolds, for McKinley Elementary School, on the occasion of celebrating 75 years of service to the community.

A certificate of congratulations by the Wisconsin Senate on the motion of Senator Risser, for Larry Meiller, on the occasion of receiving the University of Wisconsin College of Agriculture and Life Sciences 2004 Distinguished Service Award.

A certificate of commendation by the Wisconsin Senate on the motion of Senator Moore, for Robert Miranda, on the occasion of being named the 2004 Hispanic Man of the Year from United Migrant Opportunities Services, Inc.

A certificate of congratulations by the Wisconsin Senate on the motion of Senator Cowles, for Joseph David

Nagrant, on the occasion of earning and attaining the rank of the Eagle Scout Award.

A certificate of commendation by the Wisconsin Senate on the motion of Senator Schultz, for Daniel Park, on the occasion of earning and attaining the rank of the Eagle Scout Award.

A certificate of congratulations by the Wisconsin Senate on the motion of Senator Brown, for Kurt Raddatz, on the occasion of earning and attaining the rank of the Eagle Scout Award.

A certificate of congratulations by the Wisconsin Senate on the motion of Senator Risser, for Robert Rennebohm, on the occasion of receiving the University of Wisconsin College of Agriculture and Life Sciences 2004 Distinguished Service Award.

A certificate of congratulations by the Wisconsin Legislature on the motion of Senator Roessler, for Jeffery J. Schmidt, on the occasion of earning and attaining the rank of the Eagle Scout Award.

A certificate of commendation by the Wisconsin Senate on the motion of Senator Plale, for Barbara Stein, on the occasion of receiving the Jewish Home and Care Center Leadership Award.

A certificate of commendation by the Wisconsin Senate on the motion of Senator Darling, for Martin F. Stein, on the occasion of being named the 2004 Champion of Children by the Mequon Jewish Preschool.

A certificate of congratulations by the Wisconsin Senate on the motion of Senator Hansen, for Justin Stewart, on the occasion of earning and attaining the rank of the Eagle Scout Award.

A certificate of commendation by the Wisconsin Legislature on the motion of Senator Harsdorf, for Major

Douglas Stubbe, on the occasion of his distinguished service to the United States Military and Operation Iraqi Freedom.

A certificate of commendation by the Wisconsin Senate on the motion of Senator Erpenbach, for the Stuessy–Kuenzi Post 141 of the American Legion, on the occasion of their unselfish commitment to our country and for the dedicated commitment to the Village of New Glarus.

A certificate of congratulations by the Wisconsin Senate on the motion of Senator Kanavas, for Peter Thomas, on the occasion of earning and attaining the rank of the Eagle Scout Award.

A certificate of commendation by the Wisconsin Senate on the motion of Senator Darling, for Michael Troester, on the occasion of earning and attaining the rank of the Eagle Scout Award.

A certificate of commendation by the Wisconsin Senate on the motion of Senator Moore, for Gladys Mae Wanzo, on the occasion of commending her life as a devoted wife, mother and grandmother.

A certificate of commendation by the Wisconsin Legislature on the motion of Senator Darling, for James Wigdale, on the occasion of receiving the 2004 National Human Relations Award by the American Jewish committee.

A certificate of congratulations by the Wisconsin Senate on the motion of Senator Decker, for Jamie Gary Wilcenski, on the occasion of earning and attaining the rank of the Eagle Scout Award.

A certificate of congratulations by the Wisconsin Senate on the motion of Senator Decker, for WSAW–TV on the occasion of their 50th Anniversary.

A certificate of congratulations by the Wisconsin Senate on the motion of Senator Risser, for Lenor B. Zeeh, on the occasion of being awarded the Dean's Lifetime Achievement Award by the University of Wisconsin School of Pharmacy.