

**AFFIDAVIT OF MAILING**

STATE OF WISCONSIN     )  
  ) ss.  
COUNTY OF DANE         )

Marsha A. Hacker, being first duly sworn on oath, deposes and says that:

Legistar No. 55154

1. She is an Program Assistant I with the Office of the City Engineer, City of Madison, Dane County, Wisconsin, and did on the 29<sup>th</sup> of April, at approximately 1:30 pm placed in envelopes addressed to each interested owner of respective addresses as indicated by attached assessment list, a true and correct copy of the notice of assessments for the project titled Approving Plans, Specifications, and Schedule of Assessments for Dairy Drive Assessment District - 2019.

2. She did and delivered the envelopes to the Mail Room of the Dane County Printing and Services Division, 210 Martin Luther King, Jr. Blvd., in the City of Madison, Dane County Wisconsin, for postage and depositing in the United States Mail.



\_\_\_\_\_  
Marsha A. Hacker

Subscribed and sworn to before me  
this 30<sup>th</sup> day of April, 2019

\_\_\_\_\_  
\_\_\_\_\_

Eric A. Christianson  
Notary Public, State of Wisconsin  
My Commission expires: 3-27-2022







# City of Madison

City of Madison  
Madison, WI 53703  
www.cityofmadison.com

## Master

**File Number: 55154**

**File ID:** 55154

**File Type:** Resolution

**Status:** Passed

**Version:** 1

**Reference:**

**Controlling Body:** BOARD OF PUBLIC WORKS

**Lead Referral:** BOARD OF PUBLIC WORKS

**Cost:**

**File Created Date :** 03/22/2019

**File Name:** Approving Plans, Specifications, And Schedule Of Assessments For Dairy Drive Assessment District - 2019.

**Final Action:** 04/16/2019

**Title:** Approving Plans, Specifications, And Schedule Of Assessments For Dairy Drive Assessment District - 2019. (16th AD)

**Notes:** Andy Z.

**Code Sections:**

**CC Agenda Date:** 04/16/2019

**Indexes:**

**Agenda Number:** 23.

**Sponsors:** BOARD OF PUBLIC WORKS

**Effective Date:** 04/22/2019

**Attachments:** BPW Hearing Dairy Dr.pdf, Dairy Dr Overview Map.pdf, Dairy Dr Sanitary Assessment Map.pdf, DairyDr\_BPWnotes.pdf, 11865\_DairyDr-Assess.pdf, CC Hearing Dairy Drive Assessment District - 2019.pdf, 11865 - Dairy Dr - Complete Color.pdf, Dairy Dr Prop Layout 03-14-2019.pdf

**Enactment Number:** RES-19-00281

**Author:** Rob Phillips, City Engineer

**Hearing Date:** 04/16/2019

**Entered by:** mhacker@cityofmadison.com

**Published Date:**

### Approval History

Version	Date	Approver	Action
1		Travis J. Martin	Approve

### History of Legislative File

Ver- sion:	Acting Body:	Date:	Action:	Sent To:	Due Date:	Return Date:	Result:
1	Engineering Division	03/22/2019	Referred	BOARD OF PUBLIC WORKS	04/03/2019		
<b>Action Text:</b> This Resolution was Referred to the BOARD OF PUBLIC WORKS due back on 4/3/2019							
<b>Notes:</b>							

- 1 BOARD OF PUBLIC WORKS 04/03/2019 RECOMMEND TO COUNCIL TO ADOPT UNDER SUSPENSION OF RULES 2.04, 2.05, 2.24 & 2.25 - PUBLIC HEARING Pass
- Action Text:** Andy Zweg, Engineering Division, presented details. A motion was made by Branson, seconded by Ald.Tierney, to RECOMMEND TO COUNCIL TO ADOPT UNDER SUSPENSION OF RULES 2.04, 2.05, 2.24 & 2.25 - PUBLIC HEARING. The motion passed by voice vote/other.
- 1 COMMON COUNCIL 04/16/2019 Adopt Under Suspension of Rules 2.04, 2.05, 2.24, and 2.25, and Close the Public Hearing Pass
- Action Text:** A motion was made by Bidar, seconded by Harrington-McKinney, to Adopt Under Suspension of Rules 2.04, 2.05, 2.24, and 2.25, and Close the Public Hearing. The motion passed by voice vote/other.
- Notes:**
- 

**Text of Legislative File 55154**

**Fiscal Note**

The proposed resolution approves plan documents for the construction of Dairy Drive at a total estimated cost of \$1,678,554. Funding for the project is provided by borrowing proceeds from TID 39, special assesments, and associated utility funding. The components of the project by agency are as follows:

- Major Streets - \$678,228.30
- Sewer Utility - \$148,176.60
- Stormwater Utility - \$225,001.22
- Water Utility - \$399,937.20

**MUNIS:**

Funds are available in the following Acct. Nos.:

- 11865-402-170 Dairy Dr - Street \$613,228.30
- 11865-83-173 Dairy Dr - Sewer \$148,176.60
- 11865-84-174 Dairy Dr - Storm \$ 225,001.22
- 11865-86-179 Dairy Dr - Water \$399,937.20
- 11865-402-177 Dairy Dr - Lighting - \$65,000

Total Cost: \$1,678,553.75 (Includes 15% Engineering)  
Assessments: \$1,451,343.32  
City Cost: \$227,210.43

**Title**

Approving Plans, Specifications, And Schedule Of Assessments For Dairy Drive Assessment District - 2019. (16th AD)

**Body**

The Board of Public Works and the City Engineer having made reports of all proceedings in relation to the improvement of Dairy Drive Assessment District - 2019, pursuant to a resolution of the Common Council, RES-19-00018, ID No. 53949, adopted 01/08/2019, which resolution

was adopted thereto, and the provisions of the Madison General Ordinances and the Wisconsin Statutes in such case made and provided, and the Common Council being fully advised.

BE IT RESOLVED:

1. That the City at large is justly chargeable with and shall pay the sum of \$227,201.43 of the entire cost of said improvement.
2. That for those eligible property owners requesting construction of a rain garden in the public right-of-way adjacent to their property shall execute the necessary waiver of special assessments on forms provided by the City Engineer;
3. That the sum assigned to each separate parcel, as indicated on the attached schedule of assessment, is hereby specially assessed upon each such parcel.
4. That the Common Council determines such special assessments to be reasonable.
5. That the work or improvement be carried out in accordance with the reports as finally approved.
6. That such work or improvement represents an exercise of the police power of the City of Madison.
7. That the plans & specifications and schedule of assessments in the Report of the Board of Public Works and the Report of the City Engineer for the above named improvement be and are hereby approved.
8. That the Board of Public Works be and is hereby authorized to advertise for and receive bids for the said improvements.
9. That the due date by which all such special assessments shall be paid in full is October 31st of the year in which it is billed, or,
10. That such special assessments shall be collected in eight (8) equal installments, with interest thereon at 4.0 percent per annum, except those special assessments paid in full on or before October 31st of that year.
11. That the Mayor and City Clerk are hereby authorized to accept dedication of lands and/or easements from the Developer/Owner for public improvements located outside of existing public fee title or easement right-of-ways.

INSTALLMENT ASSESSMENT NOTICE

Notice is hereby given that a contract has been (or is about to be) let for Dairy Drive Assessment District - 2019 and that the amount of the special assessment therefore has been determined as to each parcel of real estate affected thereby and a statement of the same is on file with the City Clerk; it is proposed to collect the same in eight (8) installments, as provided for by Section 66.0715 of the Wisconsin Statutes, with interest thereon at 4.0 percent per annum; that all assessments will be collected in installments as above provided except such assessments on property where the owner of the same has paid the assessment to the City Treasurer on or before the next succeeding November 1st.

NOTICE OF APPEAL RIGHTS

"Pursuant to Sec.4.09(14), Madison General Ordinances, as authorized by Sec. 66.0701(2), Wisconsin Statutes, any person against whose land a special assessment has been levied by this resolution has the right to appeal therefrom in the manner prescribed in Sec. 66.0703(12), Wisconsin Statutes, within forty (40) days of the day of the final determination of the Common Council, said date being the date of adoption of this resolution."



March 22, 2019

City of Madison Engineering Division - Schedule of Assessments

Project Name: Dairy Drive Assessment District - 2019  
 Project Limits: East Broadway to Femrite Drive

Proj. ID: 11865

Parcel No.	Owner's Name / Mailing Address	Site Address / Parcel Location	Gross Lot Area SF	Net Lot Area SF	Frontage LF	Street Construction Items		Lighting Construction Items		Sanitary Sewer Construction Items			Water Utility Construction Items			Water Service Installation Assmnt @			Storm Sewer Construction Items			TOTAL ASSMNT
						Assmnt @ LF	Cost	Assmnt @ LF	Cost	Assmnt @ SF	Cost	Assmnt @ SF	Cost	Assmnt @ SF	Cost	Assmnt @ SF	Cost	Assmnt @ SF	Cost	Assmnt @ SF	Cost	
0710-224-0120-3 IL, W	DANISCO USA INC DUPONT TAX DEPT PO BOX 1039 WILMINGTON DE	3322 Agriculture Dr	859,934.00	122,050.00	557.28	\$295.00	\$31.27	per LF	17,425.56	122,050.00	61,066.50	30.00	1,500.00	122,050.00	138,447.69	1.00	11,642.40	122,050.00	51,218.28	465,698.03		
0710-223-0319-4 IL	DANE COUNTY DATA EXCHANGE 4916 E BROADWAY MADISON WI	4916 E Broadway	391,403.00	95,083.00	824.19	824.19	25,771.55	47,573.83	95,083.00	123,438.61	90.00	4,500.00	95,083.00	123,438.61	1.00	11,642.40	95,083.00	39,901.58	495,964.02			
0710-224-0117-0 IL	WI DEVELOPMENT PARTNERS LLC 4916 E BROADWAY MADISON WI	4929 Femrite Dr	64,029.00	64,029.00	500.04	500.04	147,511.80	15,635.72	64,029.00	32,056.27	30.00	1,500.00	64,029.00	83,123.70	1.00	11,642.40	64,029.00	26,869.77	318,319.66			
0710-224-0121-1 CN, W	CITY OF MADISON ENGINEER STORMWATER UTILITY 533 210 MLK JR BLVD RM 115 MADISON WI	3350 Agriculture Dr	255,002.00	255,002.00	197.23	197.23	58,182.85	6,167.17	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	255,002.00	107,011.59	171,361.61			
TOTALS			1,570,368.00	556,164.00	2,078.74	2,078.74	\$613,228.30	2,078.74	\$65,000.00	281,162.00	\$140,676.60	150.00	\$7,500.00	281,162.00	\$365,010.00	3.00	\$34,927.20	556,164.00	\$225,001.22	\$1,451,343.32		

Gross Lot Area = Total Lot Area  
 Net Lot Area = Lot Area to be Assessed.

