

AFFIDAVIT OF MAILING

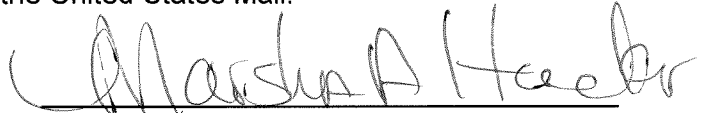
STATE OF WISCONSIN)
) ss.
COUNTY OF DANE)

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

Legistar No. 23612

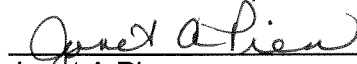
1. She is an Program Assistant I with the Office of the City Engineer, City of Madison, Dane County, Wisconsin, and did on the 7th day of September, 2011, at approximately 2:30 PM, placed in envelopes addressed to each interested owner of respective addresses as indicated by attached assessment list, a true and correct copy of the notice of assessments for the project titled Approving Plans, Specifications, and Schedule of Assessments for 115 King Street Vault Assessment District - 2011.

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.

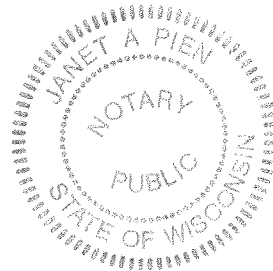


Marsha A. Hacker

Subscribed and sworn to before me
this 7 day of September, 2011



Janet A Pien
Notary Public, State of Wisconsin
My Commission expires: February 23, 2014





City of Madison

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

Master

File Number: 23612

File ID: 23612	File Type: Resolution	Status: Passed
Version: 1	Reference:	Controlling Body: BOARD OF PUBLIC WORKS
Lead Referral: BOARD OF PUBLIC WORKS	Cost:	File Created Date : 08/16/2011
File Name: Approving Plans, Specifications, and Schedule of Assessments for 115 King Street Vault Assessment District - 2011.		Final Action: 09/06/2011
Title: Approving Plans, Specifications, and Schedule of Assessments for 115 King Street Vault Assessment District - 2011.		

Notes: Chris P.

Code Sections:

CC Agenda Date: 09/06/2011

Indexes:

Agenda Number: 13.

Sponsors: BOARD OF PUBLIC WORKS

Effective Date: 09/07/2011

Attachments: 53W0891 115 King St Vault.xls, Signed Waiver 115 King St.pdf

Enactment Number: RES-11-00745

Author: Rob Phillips, City Engineer

Hearing Date: 09/06/2011

Entered by: mhacker@cityofmadison.com

Published Date:

Approval History

Version	Date	Approver	Action
1	08/17/2011	Craig Franklin	Approve

History of Legislative File

Ver- sion:	Acting Body:	Date:	Action:	Sent To:	Due Date:	Return Date:	Result:
1	BOARD OF PUBLIC WORKS	08/17/2011	RECOMMEND TO COUNCIL TO ADOPT - PUBLIC HEARING				Pass
	Action Text: Chris Petykowski, City Engineering, presented plans and specifications.						
	A motion was made by Pietz, seconded by Dailey, to RECOMMEND TO COUNCIL TO ADOPT - PUBLIC HEARING. The motion passed by voice vote/other.						
	Notes:						

1 COMMON COUNCIL 09/06/2011 Adopt and Close the Public Hearing Pass
Action Text: A motion was made by Ald. Cnare, seconded by Ald. Bidar-Sielaff, to Adopt and Close the Public Hearing. The motion passed by voice vote/other.
Notes:

Text of Legislative File 23612

Title

Approving Plans, Specifications, and Schedule of Assessments for 115 King Street Vault Assessment District - 2011.

Body

The Board of Public Works and the City Engineer having made reports of all proceedings in relation to the improvement of 115 King Street Vault Assessment District - 2011 pursuant to a resolution of the Common Council, ID No. 23615 which resolution will be adopted on 9/6/11 in accordance with Sec. 66.0701 (formerly Sec. 66.62) of the Wisconsin Statutes and Sec. 4.09 of the Madison General Ordinances and having in all things duly conformed to the order of the Common Council in relation 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 \$10,000.00 of the entire cost of said improvement, and that the sum assigned to each separate parcel, as indicated on the attached schedule of assessment, is hereby specially assessed upon each such parcel.
2. That the Common Council determines such special assessments to be reasonable.
3. That the work or improvement be carried out in accordance with the reports as finally approved.
4. That such work or improvement represents an exercise of the police power of the City of Madison.
5. 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, and that the center line grades for the above named improvement be and are hereby established.
6. That the Board of Public Works be and is hereby authorized to advertise for and receive bids for the said improvements.
7. That no advertisement for bids shall be made until such time as the City of Madison has acquired full right-of-way.
8. 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,
9. That such special assessments shall be collected in eight (8) equal installments, with interest thereon at 2.5 percent per annum, except those special assessments paid in full on or before October 31st of that year.
10. Special Assessment notices and hearings under Section 66.0703, Wisconsin Statutes have been waived. (See attached signed waiver.)
11. City shall reimburse property owner up to \$10,000 for abandoning of vault in the ROW per Madison General Ordinance 10.31(4)(c).

INSTALLMENT ASSESSMENT NOTICE

Notice is hereby given that a contract has been (or is about to be) let for 115 King Street Vault Assessment District - 2011 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 2.5 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."

Fiscal Note

Budget authority is available in CS53-58250-810571-00-53W0891 "Major Street Projects" \$14,000

Total cost : \$14,000

Special Assessments: \$4,000

City share: \$10,000

City of Madison Engineering Division - Schedule of Assessments

8/16/2011

Project ID: 53W0891 Project Name: 115 King Street Vault Assessment District - 2011

Project Limits: Street Frontage for parcel located at 115 King Street

Frontages Listed are for Street Shown							
Parcel No./ Zoning	Owner's Name / Mailing Address	Parcel Location	Replace Sidewalk @ \$5.00 per SF		Replace Curb and Gutter @ \$10.00 per LF		TOTAL ASSM'T
			SF	Cost	LF	Cost	
0709-242-0303-0	Majestic Building LLC 20 S Fifth St Columbia, MO 65201-4229	115 King Street Madison WI	650.00	\$3,250.00	75.00	\$750.00	\$4,000.00
TOTAL							\$4,000.00

**WAIVER OF SPECIAL ASSESSMENT
NOTICES AND HEARINGS UNDER
SECTION 66.0703, WIS. STATUTES**

We, the undersigned, being an owner of property benefited by the following proposed public improvement to be made by the CITY OF MADISON, of Dane County, Wisconsin, to-wit: Install Concrete Sidewalk, Curb & Gutter

in consideration of the construction of said improvements by the City of Madison agree as follows:

- 1) In accordance with Section 66.0703(7)(b) of the Wisconsin Statutes, we hereby waive all special assessment notices and hearings required by Section 66.60 of the Wisconsin Statutes, and we further agree that the benefit to our property from the construction of such improvement is \$4000_____ which we may elect to pay in eight (8) equal successive annual installments to be paid with the general taxes beginning with one year 2011_____.
- 2) The City of Madison shall have the right annually during the payment period above specified, to place an amount equal to one-eighth (1/8) of said charge above specified, together with interest on all unpaid balances thereof at the prevailing interest rate on the tax roll to be collected together with the general taxes in the same manner as if said charge had been levied as a special assessment against the property and as if the said annual amounts were installments of special assessment.
- 3) In the event of a default in the payment of any of the said eight (8) annual installments above specified, the collection of the same may be enforced by the City of Madison either by an action for debt, by sale of the property for nonpayment of taxes or by discontinuations of services.
- 4) Our address is 115 King Street
and our land is described as follows:

Parcel: 0709-242-0303-0
Majestic Building LLC
115 King Street
Madison, WI 53703-3313

In the Presence of:

Witness

SCOTT LESLIE

Owner

MATT GERDING