



# City of Madison

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

## Master

**File Number: 24530**

**File ID:** 24530

**File Type:** Resolution

**Status:** Passed

**Version:** 1

**Reference:**

**Controlling Body:** BOARD OF PUBLIC WORKS

**Lead Referral:** BOARD OF PUBLIC WORKS

**File Created Date :** 11/11/2011

**File Name:** Approving Plans, Specifications, And Schedule Of Assessments For South Fairchild Street, West Doty Street & South Carroll Street Assessment District - 2012.

**Final Action:** 12/13/2011

**Title:** Approving Plans, Specifications, and Schedule Of Assessments For South Fairchild Street, West Doty Street & South Carroll Street Assessment District - 2012.

**Notes:** Eric D.

**CC Agenda Date:** 12/13/2011

**Agenda Number:**

**Sponsors:** BOARD OF PUBLIC WORKS

**Effective Date:** 12/16/2011

**Attachments:** s fairchild.pdf, Hyer email, Gray email, petition.pdf, Patrick email.pdf, Assessments, Freiwald email.pdf, engineers notes.pdf, 53w1367\_Mpresentationlarge.pdf, ProjectDisplay3.pdf, cc mailing aff.pdf

**Enactment Number:** RES-11-00990

**Author:** Rob Phillips, City Engineer

**Hearing Date:** 12/13/2011

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

**Published Date:**

### History of Legislative File

Ver- sion:	Acting Body:	Date:	Action:	Sent To:	Due Date:	Return Date:	Result:
1	BOARD OF PUBLIC WORKS	11/30/2011	RECOMMEND TO COUNCIL TO ADOPT - PUBLIC HEARING				Pass

**Action Text:** Chris Petykowski, City Engineering, presented plans and specifications. It was noted that a Notice of Intent permit from WDNR and an Erosion Control & Stormwater Management permit from the City would be required.

Public Registered:

- Larry Licthe-123 W Main St - opposes
- Rod Campbell - 201 W Washington - representing WHEDA
- Robbie Webber - 2613 Stevens St - supports
- Jay Ferm - 2925 Hermina - supports
- Amanda White - 2321 Oakridge Av - representing the Bid Federation - supports
- Aaron Crandall - 108 Proudfit - Supports
- Alder Mike Verveer - supports

**Notes:** A motion was made by Dailey, seconded by Ald. Skidmore, to RECOMMEND TO COUNCIL TO ADOPT - PUBLIC HEARING. The motion passed by the following vote:  
A motion was made by Dailey, seconded by Ald. Skidmore, to RECOMMEND TO COUNCIL TO ADOPT - PUBLIC HEARING. The motion passed by the following vote:

No - 1  
Aye - 4  
Absent - 1  
Excused - 2

Absent: 1 J. Eric Cobb  
Excused: 2 Anita Weier and Ruben L. Anthony, Jr.  
Ayes: 4 Paul E. Skidmore; Lucas K. Dailey; Jaclyn D. Lawton and Russell D. Pietz  
Noes: 1 Steven M. Fix

1 COMMON COUNCIL 12/13/2011 Adopt the Following Amendment(s) Pass

**Action Text:** A motion was made by Ald. Verveer, seconded by Ald. Cnare, to Adopt the Following Amendment(s): That the special assessments will be collected in fifteen installments instead of eight installments. The motion passed by voice vote/other.

**Notes:**

1 COMMON COUNCIL 12/13/2011 Adopt With Amendment(s) Pass

**Action Text:** A motion was made by Ald. Cnare, seconded by Ald. Bidar-Sielaff, to Adopt With Amendment(s) and close the Public Hearing. The motion passed by voice vote/other.

**Notes:**

**Text of Legislative File 24530**

**Fiscal Note**

Budget Authority is available in following Acct. Nos.:

CS53-58250-810571-00-53W1367	Major Street Projects	\$1,160,000
CS53-58270-810571-00-53W1367	Major Street Projects	\$115,000
ESTM-58270-810381-00-53W1367	Accompanying Storm	\$158,000
ES01-58275-810332-00-53W1367	Sewer with Recon. Streets	\$376,000
CS53-58540-810571-00-53W1367	Major Street Projects	\$230,000
CS53-58545-810571-00-53W1367	Major Street Projects	\$205,000
EW01-58273-810455-00-53W1367	Water-Water Mains	\$123,000

- Street Assessments - \$88,000
- Sanitary Assessments - \$18,100
- Storm Assessments - \$16,000
- Street Lighting Assessments - \$166,000
- City Cost - \$2,078,900

Total Cost - \$2,367,000

**Title**

Approving Plans, Specifications, and Schedule Of Assessments For South Fairchild Street, West Doty Street & South Carroll Street Assessment District - 2012.

**Body**

The Board of Public Works and the City Engineer having made reports of all proceedings in relation to the improvement of South Fairchild Street, West Doty Street & South Carroll Street Assessment District - 2012 pursuant to a resolution of the Common Council, RES-11-00926, ID No. 24217, adopted 11/01/2011, 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 \$2,079,900.00 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 2.5 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 South Fairchild Street, West Doty Street & South Carroll Street Assessment District - 2012 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."