

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. 28154

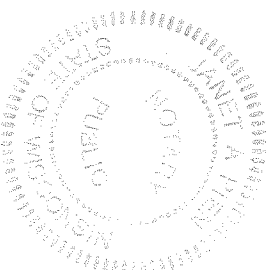
1. She is an Program Assistant I with the Office of the City Engineer, City of Madison, Dane County, Wisconsin, and did on the 29<sup>th</sup> day of November, 2012, at approximately 11:30 AM placed in envelopes addressed to each interested owner of respective addresses as indicated by attached assessment list, a true and correct copy of the notice of assessments for the project titled Approving Plans, Specifications, And Schedule of Assessments for Elderberry Road, Pleasant View Road and Samuel Drive Assessment District - 2012.

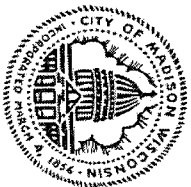
2. She did and delivered the envelopes to the Mail Room of the Dane County Printing and Services Division, 210 Martin Luther King, Jr. Blvd., in the City of Madison, Dane County Wisconsin, for postage and depositing in the United States Mail.

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

Subscribed and sworn to before me  
this 29 day of November, 2012

  
\_\_\_\_\_  
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: 28154

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File ID: 28154	File Type: Resolution	Status: Passed
Version: 1	Reference:	Controlling Body: BOARD OF PUBLIC WORKS
Lead Referral: BOARD OF PUBLIC WORKS	Cost:	File Created Date : 10/26/2012
File Name: Approving Plans, Specifications, And Schedule Of Assessments For Elderberry Road, Pleasant View Road and Samuel Drive Assessment District - 2012.	Final Action: 11/27/2012	

Title: Approving Plans, Specifications, And Schedule Of Assessments For Elderberry Road, Pleasant View Road and Samuel Drive Assessment District - 2012.

Notes: LeAnne H.

### Code Sections:

CC Agenda Date: 11/27/2012

### Indexes:

Agenda Number: 4.

Sponsors: BOARD OF PUBLIC WORKS

Effective Date: 11/28/2012

Attachments: mailing affidavit.pdf, 53W0977 ElderSamuel.pdf, Elderberry\_Samuel bpw notes.xls, 53W0977 ElderberrySamuel.xls, cc mailing affidavit.pdf

Enactment Number: RES-12-00865

Author: Rob Phillips, City Engineer

Hearing Date: 11/27/2012

Entered by: mhacker@cityofmadison.com

Published Date:

### Approval History

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Version	Date	Approver	Action
1	11/08/2012	Craig Franklin	Approve

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### History of Legislative File

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Ver- sion:	Acting Body:	Date:	Action:	Sent To:	Due Date:	Return Date:	Result:
1	BOARD OF PUBLIC WORKS	11/07/2012	RECOMMEND TO COUNCIL TO ADOPT - PUBLIC HEARING				Pass

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Action Text: LeAnne Hamman, City Engineering, presented plans and specifications. It was noted that a DNR Notice of Intent and a City of Madison Erosion Control permit would be required.

Mary Ann Drescher, representing Attic Angel Prairie Point Inc. was registered to speak.

A motion was made by Dailey, seconded by Fix, to RECOMMEND TO COUNCIL TO ADOPT - PUBLIC HEARING with the 15 year payback. The motion passed by voice vote/other.

Notes: A motion was made by Dailey, seconded by Fix, to RECOMMEND TO COUNCIL TO ADOPT - PUBLIC HEARING with the 15 year payback. The motion passed by voice vote/other.

1 COMMON COUNCIL

11/27/2012 Adopt and Close the

Pass

Public Hearing

Action Text: A motion was made by Bidar-Sielaff, seconded by Schmidt, to Adopt and Close the Public Hearing. The motion passed by voice vote/other.

Notes:

### Text of Legislative File 28154

#### Title

Approving Plans, Specifications, And Schedule Of Assessments For Elderberry Road, Pleasant View Road and Samuel Drive 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 Elderberry Road, Pleasant View Road and Samuel Drive Assessment District - 2012 pursuant to a resolution of the Common Council, RES-11-00890, ID No. 23972, adopted 10/18/2011, 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 \$218,000 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 fifteen (15) equal installments, with interest thereon at 3.0 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 Elderberry Road, Pleasant View Road and Samuel Drive 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 fifteen (15) installments, as provided for by Section 66.0715 of the Wisconsin Statutes, with interest thereon at 3.0 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.

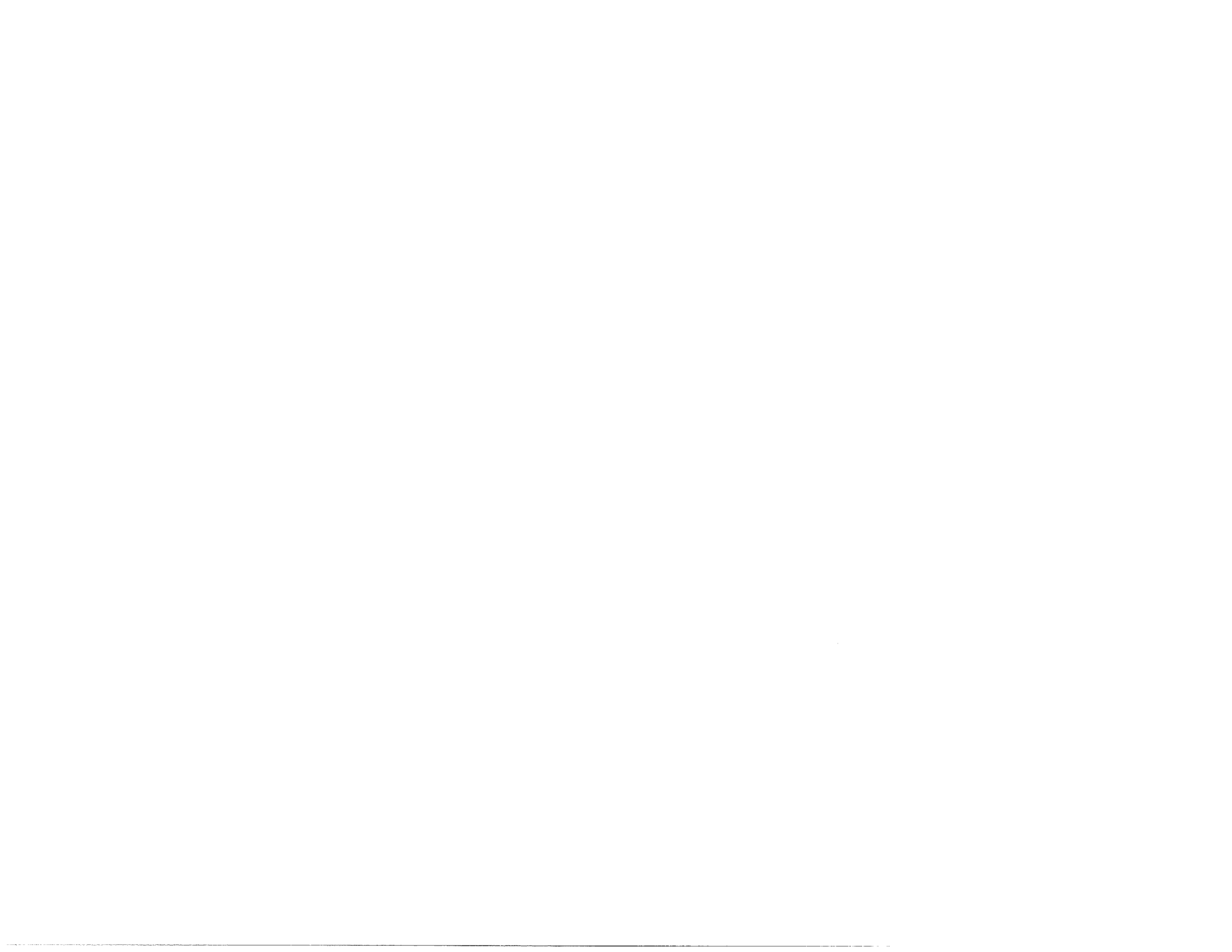
NOTICE OF APPEAL RIGHTS

"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."

Fiscal Note

Total Cost \$1,100,000  
City Share \$218,000

CS53-58250-810354-00-53W0977	\$425,500
CS53-58270-810354-00-53W0977	\$70,000
ESTM-58270-810381-00-53W0977	\$251,000
ES01-58275-810335-00-53W0977	\$84,000
CS53-58545-810354-00-53W0977	\$13,000
EW01-58273-810455-00-53W0977	\$256,500



Project ID: 53W0977

Project Name: Elderberry Road, Pleasant View Road and Samuel Drive Assesment District-2012  
 Limits: Pleasant View Road to 130' east of Samuel Drive and 100' South of Wild Wood Lane to Elderberry Rd  
 Frontages listed are for Elderberry Road and Samuel Drive

Parcel No./	Owner's Name /	Parcel Location	Frontage	Sidewalk @		Street @		Street Lighting				Sanitary Sewer*	Storm Sewer*	Water*	TOTAL ASSMNT
				\$31.00 per LF	\$22,266.06	\$220.00 per LF	\$158,017.20	Frontage	Zoning	Factored Frontage	Assessmt \$6.10/LF				
0708-222-1102-8 PUDSIP	ATTIC ANGEL PRAIRIE POINT INC 640 JUNCTION RD MADISON WI	302 Samuel Drive	718.26	718.26	\$22,266.06	718.26	\$158,017.20	718.26	1.50	1077.39	\$6,572.08	\$68,435.51	\$226,298.28	\$71,396.72	\$552,985.85
0708-222-0803-3 PUDSIP	CITY OF MADISON ENGR STORMWATER UTILITY 210 M L KING JR BLVD MADISON WI	8521 Blackwolf Dr	90.17	90.17	\$2,795.27	90.17	\$19,837.40	90.17	0.00	0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$22,632.67
0708-223-0099-6 ** A	UNIV OF WIS REGENTS VAN HISE HALL #1860 1220 LN DEN DR MADISON WI	8502 Mineral Point Rd	935.96	0.00	\$0.00	577.09	\$126,959.80	577.09	1.50	865.64	\$5,280.37	\$0.00	\$0.00	\$71,678.20	\$203,918.37
0708-222-0806-7 PUDSIP	ATTIC ANGEL PRAIRIE POINT INC 640 JUNCTION RD MADISON WI	301 Samuel Dr	186.86	186.86	\$5,792.66	186.86	\$41,109.20	186.86	1.00	186.86	\$1,139.85	\$13,400.07	\$18,799.20	\$22,308.84	\$102,549.82
			1931.25	995.29	\$30,853.99	1572.38	\$345,923.60			2129.89	\$12,992.30	\$81,835.58	\$245,097.48	\$165,383.76	\$882,086.71

\* SEE SECOND PAGE FOR DETAILS OF STORM SEWER, SANITARY SEWER, SEWER INTERCEPTOR, AND WATER ASSESSMENTS  
 \*\* ASSESSMENTS AGAINST UNIVERSITY OF WISCONSIN REGENTS OWNED PROPERTIES SHALL BE CHARGED TO ATTIC ANGEL PRAIRIE POINT LLC

City of Madison Engineering Division - Schedule of Assessments - Utility Assessment Summary

Project ID: 53V Project ID: 53W0977

Project Name: Elderberry Road, Pleasant View Road and Samuel Drive Assesment District-2012

10/26/12

Limits: Pleasant View Road to 130' east of Samuel Drive and 100' South of Wild Wood Lane to Elderberry Rd

Frontages listed are for Elderberry Road and Samuel Drive

Parcel No./ Zoning	Owner's Name / Mailing Address	Parcel Location	Gross Parcel Assess. Area SF	Sanitary Sewer Assessments					Storm Sewer Assmts					Water Main Assessment			
				Sanitary Sewer Parcel Assess. Area SF	Project Area Assmt \$0.32/SF	Lateral Assessment \$129.03 per L.F.		Total Sanitary Assessment	Storm Sewer Parcel Assess. Area SF	Project Area Assmt \$1.20/SF	Private Connect \$118.74 per L.F.		Total Storm Assessment	Frontage	Credit	Assessable Frontage	\$124.00 /LF
						Lat.Length	Cost				Length	Cost					
0708-222-1102-8	ATTIC ANGEL PRAIRIE POINT INC 640 JUNCTION RD MADISON WI	302 Samuel Dr	184,426.00	184,426.00	\$59,016.32	73	\$9,419.19	\$68,435.51	184,426.00	\$221,311.20	42	\$4,987.08	\$226,298.28	725.78	150.00	575.78	\$71,396.72
0708-222-0803-3	CITY OF MADISON ENG STORMWATER UTILIT 210 ML KING JR BLVD MADISON WI	8521 Blackwolf Dr	135,910.00	0.00	\$0.00	0	\$0.00	\$0.00	0.00	\$0.00	0	\$0.00	\$0.00	N/A	N/A	0.00	\$0.00
0708-223-0099-6	UNIV OF WIS REGENTS VAN HISE HALL #1860 1220 LN DEN DR MADISON WI	8502 Mineral Point Rd	3,305,950.00	0.00	\$0.00	0	\$0.00	\$0.00	0.00	\$0.00	0	\$0.00	\$0.00	578.05	0.00	578.05	\$71,678.20
0708-222-0806-7	ATTIC ANGEL PRAIRIE POINT INC 640 JUNCTION RD MADISON WI	301 Samuel Dr	15,666.00	15,666.00	\$5,013.12	65	\$8,386.95	\$13,400.07	15,666.00	\$18,799.20	0	\$0.00	\$18,799.20	179.91	0.00	179.91	\$22,308.84
			3,641,952.00	200,092.00	\$64,029.44	138.00	\$17,806.14	\$81,835.58	200,092.00	\$240,110.40	42.00	\$4,987.08	\$245,097.48			1,333.74	\$165,383.76

(1)Madison Metropolitan Sewerage District (MMSD) sanitary sewer connection charges previously collected for Parcel No 0708-222-1102-8 (302 Samuel Drive) and Parcel No 0708-222-0806-7 (301 Samuel Drive). MMSD charges to be collected at such time as the parcel is subdivided or developed and requiring sanitary sewer service for Parcel No 0708-223-0099-6 (8502 Mineral Point Road).

The base rate shall increase annually as determined by MMSD and the final connection cost will be determined by MMSD. Final billings will be generated by MMSD at the tiime of development or connection.

(2) Old Sauk Road Drainage District fees previously collected for Parcel No 0708-222-1102-8 (302 Samuel Drive) and Parcel No 0708-222-0806-7 (301 Samuel Drive).

Old Sauk Road Drainage District fees to be collected at such time as the parcel is platted or developed for parcel no 0708-223-0099-6 (8502 Mineral Point Road).

The base rate shall increase annually and the final cost will be generated at the time of development.