# **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. 21009 & 21010

- 1. She is an Program Assistant I with the Office of the City Engineer, City of Madison, Dane County, Wisconsin, and did on the 4th day of February, 2011, at approximately 9:00 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 Joylynn Drive and Douglas Trail Assessment District 2010 & Approving Plans, Specifications, and Schedule of Assessments for Turner Avenue Sidewalk Assessment District 2010, attached hereto.
- 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 4 day of February, 20

Janet A Pien

Motary 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: 21009

File ID: 21009

File Type: Resolution

Status: Passed

Version: 1

Reference:

Controlling Body: COMMON

Lead Referral: BOARD OF PUBLIC

Cost:

File Created Date: 01/11/2011

WORKS

File Name: Approving Plans, Specifications, And Schedule Of

Assessments For Joylynne Drive and Douglas Trail

Assessment District - 2010.

Final Action: 02/01/2011

Title: Approving Plans, Specifications, And Schedule Of Assessments For Joylynne

Drive and Douglas Trail Assessment District - 2010. (16th AD)

Notes: LeAnne H.

Code Sections:

CC Agenda Date: 02/01/2011

Indexes:

Sponsors: BOARD OF PUBLIC WORKS

Agenda Number:

**Enactment Date:** 

Attachments: joylynne mailing affidavit.pdf, 53W1068

Enactment Number: RES-11-00094

JoylynneDouglasRev.xls, engineers notes.pdf, petition.pdf, cc mailinf affidavit\_joylynne\_turner.pdf,

PresentationREVJoylynne Author: Rob Phillips, City Engineer

Hearing Date: 02/01/2011

Entered by: mhacker@cityofmadison.com

**Published Date:** 

# **Approval History**

Version	Date	Approver	Action
1	01/20/2011	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	01/19/2011	RECOMMEND TO COUNCIL TO				Pass

ADOPT - PUBLIC

Action Text:

Christy Bachmann, Chris Petykowski, Lisa Coleman and LeAnne Hannan from City Engineering presented plans and specifications.

### Public Registered:

Steve Sheski - 1100 Douglas Trail. Submitted a petition. (Attached) Opposed.

David J. Laufenberg - 5405 Joylynne Dr. - Opposed.

Eric Mikkelson for Donna Storm - 1005 Douglas Tr. - Opposed.

Gail Gawenda - 1004 Douglas Tr. - Opposed.

Jan Nieft - 5500 Joylynne Dr. - Opposed.

Bill Nieft - 5500 Joylynne Dr. - Opposed.

K. Dustin - 709 Glenview Dr. - Opposed.

Ronald Ameson - 5408 Joylynne Dr. - Opposed.

Randall Harrison - 5305 Joylynne Dr. - Opposed.

Joanne Nickolls - 5413 Joylynne Dr. - Opposed.

Holly O'Higgins - 5508 Joylynne Dr - Opposed.

Eldon & Kristie Chijimatsu - 5404 Joylynne Dr - Opposed.

Judy Compton - 6030 Taft St. - Supports.

A motion was made by Ald. Skidmore, seconded by Dailey, to RECOMMEND TO COUNCIL TO ADOPT - PUBLIC HEARING with a 15 year assessment policy. The motion passed by voice vote/other.

### Notes:

COMMON COUNCIL

02/01/2011 Refer to a future

Meeting to Adopt

COMMON

02/01/2011

**Action Text:** 

A motion was made by Ald. Cnare, seconded by Ald. Rhodes-Conway, to Refer to a future Meeting to

Adopt to the COMMON COUNCILfailed voice vote/other.

Notes:

Refer to 2/22/11 Common Council meeting to Adopt.

COMMON COUNCIL

02/01/2011 Adopt and Close the

Pass

**Action Text:** 

Public Hearing A motion was made by Ald. Clear, seconded by Ald. Verveer, to Adopt and Close the Public Hearing .

COUNCIL

The motion passed by voice vote/other.

Notes:

# **Text of Legislative File 21009**

Approving Plans, Specifications, And Schedule Of Assessments For Joylynne Drive and Douglas Trail Assessment District - 2010. (16th AD)

### **Body**

The Board of Public Works and the City Engineer having made reports of all proceedings in relation to the improvement of Joylynne Drive and Douglas Trail Assessment District - 2010 pursuant to a resolution of the Common Council, RES-10-00827, ID No. 19856, adopted 10/5/2010, 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 \$1,110,000 of the entire cost of said improvement.
- That for those eligible property owners requesting construction of a rain garden in the public 2. right-of-way adjacent to their property shall execute the necessary waiver of special assessments on forms provided by the City Engineer;
- That the sum assigned to each separate parcel, as indicated on the attached schedule of assessment, is hereby specially assessed upon each such parcel.
- That the Common Council determines such special assessments to be reasonable.
- That the work or improvement be carried out in accordance with the reports as finally approved.
- That such work or improvement represents an exercise of the police power of the City of 6.

Madison.

- 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 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 Joylynne Drive and Douglas Trail Assessment District - 2010 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 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 the following Acct. Nos.:

Acct. No. CS53-58250-810354-00-53W1068 \$420,000 - "Rural to Urban Streets"

Acct. No. CS53-58270-810354-00-53W1068 \$60,000 - "Rural to Urban Streets"

Acct. No. ESTM-58270-810381-00-53W1068 \$565,000 - "Accompanying Storm Sewer"

Acct. No. ES01-58275-810332-00-53W1068 \$78,000 - "Sewer W/Reconstructed Streets"

Acct. No. EW01-58273-810455-00-53W1068 \$241,000 - "Water Mains-Water Utility"



# City of Madison

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

## Master

File Number: 21010

File ID: 21010

File Type: Resolution

Status: Passed

Version: 1

Reference:

Controlling Body: BOARD OF

**PUBLIC WORKS** 

Lead Referral: BOARD OF PUBLIC

Cost:

File Created Date: 01/11/2011

**WORKS** 

File Name: Approving Plans, Specifications, And Schedule Of Assessments For Turner Avenue Sidewalk

Final Action: 02/01/2011

Assessment District - 2010.

Title: Approving Plans, Specifications, And Schedule Of Assessments For Turner

Avenue Sidewalk Assessment District - 2010. (16th AD)

Notes: LeAnne H.

**Code Sections:** 

CC Agenda Date: 02/01/2011

Indexes:

Agenda Number: 13.

Sponsors: BOARD OF PUBLIC WORKS

**Enactment Date:** 

Attachments: 53W1068 JoylynneDouglasRev.xls, turner mailing

Enactment Number: RES-11-00095

affidavit.pdf, cc mailinf affidavit\_joylynne\_turner.pdf

Hearing Date: 02/01/2011

Author: Rob Phillips, City Engineer

**Published Date:** 

Entered by: mhacker@cityofmadison.com

# **Approval History**

Version	Date	Approver	Action
1	01/20/2011	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	01/19/2011	RECOMMEND TO COUNCIL TO ADOPT - PUBLIC				Pass

**HEARING** 

**Action Text:** 

Christy Bachmann, Chris Petykowski, Lisa Coleman and LeAnne Hannan from City Engineering presented plans and specifications.

# Public Registered:

Steve Sheski - 1100 Douglas Trail. Submitted a petition. (Attached) Opposed.

David J. Laufenberg - 5405 Joylynne Dr. - Opposed.

Eric Mikkelson for Donna Storm - 1005 Douglas Tr. - Opposed.

Gail Gawenda - 1004 Douglas Tr. - Opposed.

Jan Nieft - 5500 Joylynne Dr. - Opposed.

Bill Nieft - 5500 Joylynne Dr. - Opposed.

K. Dustin - 709 Glenview Dr. - Opposed.

Ronald Ameson - 5408 Joylynne Dr. - Opposed.

Randall Harrison - 5305 Joylynne Dr. - Opposed.

Joanne Nickolls - 5413 Joylynne Dr. - Opposed.

Holly O'Higgins - 5508 Joylynne Dr - Opposed.

Eldon & Kristie Chijimatsu - 5404 Joylynne Dr - Opposed.

Judy Compton - 6030 Taft St. - Supports.

A motion was made by Ald. Skidmore, seconded by Dailey,to RECOMMEND TO COUNCIL TO ADOPT - REPORT OF OFFICER with a 15 year assessment policy. The motion passed by voice vote/other.

### Notes:

1 COMMON COUNCIL

02/01/2011 Adopt and Close the

**Public Hearing** 

Pass

**Action Text:** 

A motion was made by Ald. Clear, seconded by Ald. Cnare, to Adopt and Close the Public Hearing .

The motion passed by voice vote/other.

Notes:

### **Text of Legislative File 21010**

### Title

Approving Plans, Specifications, And Schedule Of Assessments For Turner Avenue Sidewalk Assessment District - 2010. (16th AD)

### Body

The Board of Public Works and the City Engineer having made reports of all proceedings in relation to the improvement of Turner Avenue Sidewalk Assessment District - 2010 pursuant to a resolution of the Common Council, RES-10-00983, ID No. 20628, adopted 12/14/2010, 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 \$1,110,000 of the entire cost of said improvement.
- 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.
- That such work or improvement represents an exercise of the police power of the City of Madison.
- 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.
- 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 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 Turner Avenue Sidewalk Assessment District - 2010 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 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 the following Acct. Nos.:

- Acct. No. CS53-58250-810354-00-53W1068 \$420,000 "Rural to Urban Streets"
- Acct. No. CS53-58270-810354-00-53W1068 \$60,000 "Rural to Urban Streets"
- Acct. No. ESTM-58270-810381-00-53W1068 \$565,000 "Accompanying Storm Sewer"
- Acct. No. ES01-58275-810332-00-53W1068 \$78,000 "Sewer W/Reconstructed Streets"
- Acct. No. EW01-58273-810455-00-53W1068 \$241,000 "Water Mains-Water Utility"

01 /07/2011 REV 1/20/11

Project Name: Joylynne Drive and Doughs Trail Assessment District-2010 Project Limits: Pflaum Road to Tompkins Drive and Joylynne Drive to Herro Lane Project Name: Turner Avenue Sidewalk Assessment District-2010 Project Limits: Pflaum Road to 200' north Project ID: 53W1068

Frontages listed are for. FRONTAGE IS FOR SITUS STREET

													Santary Sewer Items	ver items		
Parcel No./	Owner's Name /	Situs Address	Frontage	Street	to to	Rem, Exist.	Conc.	5" Sidew		7" Concrete Dr	ive Apron	San, Sewer Rec	onnection	Remove and	d Replace	otal
Zoning	Mailing Address		(LF)	ΤŁ	\$50.00	SF	\$1.00	SF   \$5.0	00	SF \$3.25	\$3.25	EACH \$299.48	\$299.48	PER LF	\$21.11	
0710-211-0605-2 R1	GRAVILLE, GINAL 335 LANDOVER DR OREGON WI	1000 Douglas Tri	130.00 L.F.	100.0	\$5,000.00	255.00	\$255.00	90.00	\$450.00	165.00	\$536.25	0	\$0.00	0.0	\$0.00	\$6,241.25
0710-211-0701-8 R.I	SCHLICHTING, BENIMIN R 1001. Dougles Tri 1001. DOUGLAS TRL MADISON WI	1001 Douglas Tri	130.00 L.F.	100.0	\$5,000.00	0.00	\$0.00	0.00	\$0.00	0.00	\$0.00	0	\$0.00	0.0	\$0.00	\$5,000.00
0710-211-0606-0 R1	GAWENDA, DAVID & GAIL 1004 DOUGLAS TRAIL MADISON WI	1004 Douglas Tri	207.00 L.F.	162.0	\$8,100.00	155.00	\$155.00	435.00	\$2,175.00	95.00	\$308,75	0	\$0.00	0.0	\$0.00	\$10,738.75
0710-211-0720-8 R1	0710-211-0720-8 STORM, DONNA JEAN R1 1005 DOUGLAS TR MADISON WI	1005 Douglas Tri	220.80 L.F.	175.8	\$8,790.00	200.00	\$200.00	90.00	\$450.00	160.00	\$520.00	0	\$0.00	0.0	\$0.00	\$9,960.00
0710-211-0505-4 R1	0710-211-0505-4 SHESKI, STEVE G 1100 DOUGLAS TR MADISON WI	1100 Douglas Tri	207.00 L.F.	162.0	\$8,100.00	170.00	\$170.00	450.00	\$2,250.00	130.00	\$422.50	0	\$0.00	0.0	\$0.00	\$10,942.50
0710-211-0801-6 J	JELNEK, MICHAEL J & MELISSA A JELINEK 1101 DOUGLAS TRL MADISON WI	1101 Douglas Tri	220.50L.F.	175.5	\$8,775.00	0.00	\$0.00	545.00	\$2,725.00	160.00	\$520.00		\$299.48	38.0	\$802.18	\$13,121,66
0710-211-0502-0 R1	0710-211-0502-0 RAFFEL, JAMES T S304 JOYLYNNE DR MADISON WI	5304 Joylynne Dr	77.00 L.F.	77.0	\$3,850.00	0.00	\$0.00	385.00	\$1,925.00	130.00	\$422.50	٥	\$0.00	0.0		\$6,197.50
0710-211-0609-4 R1	0710-211-0609-4 HARRISON RANDALL A & JUDITH L HARRISON 3305 JOYLYNNE DR MADISON WI	5305 Joylynne Dr	77.00 L.F.	77.0	\$3,850.00	170.00	\$170.00	385.00	\$1,925.00	120.00	\$390.00	0	\$0.00	0.0	\$0.00	\$6,335.00
0710-211-0503-8	TEMBY, EDGAR A 5308 JOYLYNNE DR MADISON WI	5308 Joylynne Dr	77.00 L.F.	77.0	\$3,850.00	35.00	\$35.00	385.00	\$1,925.00	100.00	\$325.00	0	\$0.00	0.0	\$0.00	\$6,135.00
0710-211-0608-6 R1	0710-211-0608-6 HEPLER, MARK R & NEOMI 5309 Joylynne Dr 5309 JOYLYNNE DR MADISON WI	1 5309 Joylynne Dr	77.00 L.F.	77.0	\$3,850.00	0.00	\$0.00	385.00	\$1,925.00	105.00	\$341.25	<del>-</del>	\$299.48	28.0	\$591.08	\$7,006.81
0710-211-0504-6 R1	0710-211-0504-6 MUELLER, DAVID & LUCIL 5312 Joylynne Dr 5312 JOYLYNNE DR MADISON WI	5312 Joylynne Dr	77.00 L.F.	77.0	\$3,850.00	160.00	\$160.00	385.00	\$1,925.00	100.00	\$325.00	0	\$0.00	0.0	\$0.00	\$6,260,00
0710-211-0607-8 J	JOACHDA, ROBERT F & MA  5313 Joyiynne Dr 5313 JOYLYNNE DR MADISON WI	J5313 Joylynne Dr	77.00 L.E.	77.0	\$3,850.00	0.00	\$0.00	385.00	\$1,925.00	105.00	\$341.25	<del>-</del>	\$299.48	28.0	\$591.08	\$7,006.81
0710-211-0802-4 R1	0710-211-0802-4 CHUIMATSU, ELDON J & K M REISER-CHUIMATSU 5404 JOYLYNNE DR MADISON WI	5404 Joylynne Dr J	80.00 L.F.	80.0	\$4,000.00	170.00	\$170.00	400.00	\$2,000.00	110.00	\$357.50	0	\$0.00	0.0	\$0.00	\$6,527.50
0710-211-0719-1 R1	LAUFENBERG, DAVID J 5405 JOYLYNNE DR MADISON WI	5405 Joylynne Dr	80.00 L.F.	80.0	\$4,000.00	0.00	\$0.00	0.00	\$0.00	185,00	\$601.25	0	\$0.00	0.0	\$0.00	\$4,601.25
0710-211-0803-2 R1	ARNESON, RONALD & BAR 5408 Joylynne Dr 5408 JOYLYNNE DR MADISON WI	5408 Joylynne Dr	80.00 L.F.	80.0	\$4,000.00	0.00	\$0.00	400.00	\$2,000.00	120.00	\$390.00	0	\$0.00	0.0	\$0.00	\$6,390.00

City of Madison Engineering Division - Schedule of Assessments

01 /07/2011 REV 1/20/11

Project Namet. Joylynne Drive and Douglas Trail Assessment District-2010 Project Limits: Pflaum Road to Tompkins Drive and Joylynne Drive to Herro Lane Project Namet Turner Avenue Sidewalk Assessment District-2010 Project Limits: Pflaum Road to 200' north Project ID: 53W1068

Frontages listed are for. FRONTAGE IS FOR SITUS STREET

Project Name: Joylynne Drive and Douglas Trail Assessment District-2010
Project Limits: Pflaum Road to Tompkins Drive and Joylynne Drive to Herro Lane
Project Name: Turner Avenue Sidewalk Assessment District-2010
Project Limits: Pflaum Road to 200' north Project ID: 53W1068

Frontages listed are for: FRONTAGE IS FOR SITUS STREET

Parcel No./	Owner's Name /	Situs Address Frontage	Frontage									,				Total
				Street	et	Rem. Exist. Conc.	. Conc.	5" Sidewalk	waik	7" Concrete Drive Apron	Drive Apron	San, Sewer Reconnection	onnection	Remove and Replace	Replace	
Zoning	Mailing Address		(LF)	LF	\$50.00	SF	\$1.00	SF	\$5.00	SF	\$3.25	EACH	\$299.48	PER LF	\$21.11	
0710-211-0501-2 RI	0710-211-0501-2 HAAK, JANICE PO BOX 773 SUN PRAIRIE WI	1101 Pflaum Rd	77.00 L.F.	62.0	\$3,100.00	. 00'0	\$0.00	315.00	\$1,575.00	0.00	\$0.00	0	\$0.00	0.0	\$0.00	\$4,675.00
0710-211-0711-7 R1	0710-211-0711-7 SCANLON, BETH A 1004 TOMPKINS DR MADISON WI	1004 Tompkins Dr	88.00 L.F.	73.0	\$3,650.00	0.00	\$0.00	0.00	\$0.00	0.00	\$0.00	0	\$0.00	0.0	\$0.00	\$3,650.00
0710-211-0810-7 R1	0710-211-0810-7 FILINER, SCOTT & KRISTIN 1100 Tompkins Dr 1100 TOMPKINS DR MADISON WI	1100 Tompkins Dr	88,00 L.F.	73.0	\$3,650.00	235.00	\$235.00	365.00	\$1,825.00	165.00	\$536.25	0	\$0.00	0.0	\$0.00	\$6,246.25
0710-164-1506-2 R3	0710-164-1506-2 CHERN TRUST, J&J S301 TONYAWATHA TRL MONONA WI	5220 Turner Ave	175.00 L.E.	0.0	\$0.00	0.00	\$0.00	156.00	\$780.00	0.00	\$0.00	0	\$0.00	0.0	\$0.00	\$780.00
			1	2887.3	2887.3 \$144,365.00	1655.0	\$1,655.00	8276.0	8276.0 \$41,380.00	3935.0	\$12,788.75	3,0	\$898.44	94.0	\$1,984.34	\$203,071.53