



# City of Madison

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

## Master

**File Number: 32560**

**File ID:** 32560

**File Type:** Resolution

**Status:** Passed

**Version:** 1

**Reference:**

**Controlling Body:** COMMON COUNCIL

**File Created Date :** 12/11/2013

**File Name:** Approving Plans, Specifications, And Schedule Of Assessments For Resurfacing 2014 - Assessment District.

**Final Action:** 01/07/2014

**Title:** AMENDED Approving Plans, Specifications, And Schedule Of Assessments For Resurfacing 2014 - Assessment District.

**Notes:** John F.

**Sponsors:** BOARD OF PUBLIC WORKS

**Effective Date:** 01/08/2014

**Attachments:** Schedule Of Assessments for web.pdf, bpw mailing affidavit.pdf, Recommendations from the Board of Public Works.pdf, adopted cc mailing leg 32560.pdf

**Enactment Number:** RES-14-00004

**Author:** Rob Phillips, City Engineer

**Hearing Date:**

**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	Engineering Division	12/11/2013	Refer	BOARD OF PUBLIC WORKS	12/18/2013	12/18/2013	
	<b>Action Text:</b> This Resolution was Refer to the BOARD OF PUBLIC WORKS due back on 12/18/2013						
	<b>Notes:</b>						
1	BOARD OF PUBLIC WORKS	12/18/2013	RECOMMEND TO COUNCIL TO ADOPT UNDER SUSPENSION OF RULES 2.04, 2.05, 2.24 & 2.25 - PUBLIC HEARING				Pass

**Action Text:** A motion was made by Hinke, seconded by Branson, 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.

John Fahrney, City Engineering Division, presented plans, specifications and schedule of Assessments for Resurfacing 2014 - Assessment District.

The following members of the Public were registered:

J. Jerzewski, 2209 Portage Ave.; Opposed, wish to speak.

B. Bremer, 9 Flad Cir.; Support, wish to speak.

L. Nelson, 1506 Cameron.

T. Drinka, 1202 Gilbert Rd.; Wish to speak.

T. Moen, 1129 Gilbert Rd.; Wish to speak.

**Notes:**

1	COMMON COUNCIL	01/07/2014	Adopt the Following Amendment(s)	Pass
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**Action Text:** A motion was made by Skidmore, seconded by Resnick, to Adopt the Following Amendment: Adopt with Recommendations of the Board of Public Works. The motion passed by voice vote/other.

**Notes:**

1	COMMON COUNCIL	01/07/2014	Adopt As Amended	Pass
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**Action Text:** A motion was made by Schmidt, seconded by Resnick, to Adopt As Amended. The motion passed by voice vote/other.

**Notes:**

**Text of Legislative File 32560**

**Fiscal Note**

Budget authority is available in the following accounts:

**RESURFACING ACCOUNTS**

CS53-58260-810358-00-53W1699 Pulverize & Pave	\$4,152,421.60	
CS53-54996-810358-00-53W1699 Mill, Pave & Castings	\$1,188,687.30	
CS53-58270-810358-00-53W1699 rebuild/new inlets and leads		\$58,600.00
ESTM-58270-810381-00-53W1699 large pipe and large SASs		\$13,000.00
CS53-58270-810358-00-53W1699 (new storm inlets & leads)	\$6,000.00	
ESTM-58270-810381-00-53W1699 (New Storm)	\$620,000.00	
ESTM-58270-810551-00-53W1699 (Urban Water Quality)	\$85,000.00	
ESTM-58270-810515-00-53W1699 (Rain Gardens)	\$0.00	
ES01-54472-810332-00-53W1699 Sanitary	\$92,890.00	
EW01-54472-810455-00-53W1699 Water	\$980,545.00	
GN01-54901-634404-00-632900 STREET DEPT	\$0.00	
CE57-58540-810417 Traffic Eng.	\$0.00	
ET01-54316-502360 Metro Bus	\$8,555.50	
CS53-58260-810360-00-53W1699 Traffic Calming	\$75,000.00	
EW01-58599-810458	\$29,375.00	
ACCOUNT NUMBER TOTALS	 	
	\$7,310,074.40	
TOTAL ASSESSMENTS		
CONT. 7218 C&G no Storm	\$130,937.50	
CONT. 7232 C&G w Storm	\$135,201.40	

CONT./ 7221 Mill & Pave	\$5,612.50
TOTAL	\$271,751.40

**Title**

AMENDED Approving Plans, Specifications, And Schedule Of Assessments For Resurfacing 2014 - Assessment District.

**Body**

The Board of Public Works and the City Engineer having made reports of all proceedings in relation to the improvement of Resurfacing 2014 - Assessment District pursuant to a resolution of the Common Council, RES-13-00815, ID No. 31854, adopted Oct. 29, 2013, 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.

The City Engineer plans to award multiple contracts in 2014 for the Resurfacing Program. Contracts 7218, 7221 and 7232 include assessable work.

- 7218 Resurfacing 2014 - Curb & Gutter and Castings
- 7219 Resurfacing 2014 Asphalt Pavement Pulverizing & Paving
- 7220 Resurfacing 2014 - Asphalt Base Patch and Base Patch Grinding
- 7221 Resurfacing 2014 - Milling & Paving
- 7232 Resurfacing 2013 - Curb & Gutter and Castings - Streets w/ Utilities
- 7233 Resurfacing 2013 Asphalt Pavement Pulverizing & Paving - Streets w/ Utilities

BE IT RESOLVED:

1. That the City at large is justly chargeable with and shall pay the sum of \$7,038,323.00 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 3.5 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 multiple contracts have been (or are about to be) let for Resurfacing 2014 - Assessment District 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 3.5 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."