



Legislation Details (With Text)

File #: 46639 **Version:** 1 **Name:** Approving Plans, Specifications, And Schedule Of Assessments For South Pleasant View Road, Mid Town Road, McKee Road, Meriter Way, Wellness Way and Raymond Road Assessment District - 2017.

Type: Resolution **Status:** Passed

File created: 3/27/2017 **In control:** BOARD OF PUBLIC WORKS

On agenda: 4/18/2017 **Final action:** 4/18/2017

Enactment date: 4/19/2017 **Enactment #:** RES-17-00298

Title: Approving Plans, Specifications, And Schedule Of Assessments For South Pleasant View Road, Mid Town Road, McKee Road, Meriter Way, Wellness Way and Raymond Road Assessment District - 2017.

Sponsors: BOARD OF PUBLIC WORKS

Indexes:

Code sections:

Attachments: 1. BPW Mailing 10232 (2).pdf, 2. pv fiscal note.pdf, 3. bpw notes pleasant view.pdf, 4. 59920982_pln.pdf, 5. PIMDisplay-CrossCountrytoFlagstone.pdf, 6. PIMDisplay-FlagstonetoPrairieHill.pdf, 7. SUMMARY OF WATER MAIN ASSESSMENTS - 4.5.17.pdf, 8. 10232 Pleasant View Rd rev apr 5 2017.pdf, 9. 10232 Pleasant View Rd rev apr 7 2017.pdf, 10. CC Hearing Notice 10232 S Pleasant View Rd.pdf, 11. adopted mailing leg 46639.pdf, 12. 46639.pdf

Date	Ver.	Action By	Action	Result
4/18/2017	1	COMMON COUNCIL	Adopt Under Suspension of Rules 2.04, 2.05, 2.24, and 2.25, and Close the Public Hearing	Pass
4/5/2017	1	BOARD OF PUBLIC WORKS	RECOMMEND TO COUNCIL TO ADOPT UNDER SUSPENSION OF RULES 2.04, 2.05, 2.24 & 2.25 - PUBLIC HEARING	
3/27/2017	1	Engineering Division	Refer	

Fiscal Note

The proposed resolution approves plan documents for the reconstruction of County Highway M (CTH M). The adopted 2017 capital budget authorizes the project with \$4.95 million of budgeted funding planned for the CTH M (CTH PD Area) (MUNIS 10232) and \$4.42 million of budgeted funding planned for CTH M (Midtown Area) (MUNIS 10233) in 2017. The reconstruction of CTH M is planned in the adopted CIP to be constructed from 2017 to 2019 as detailed in the proposed resolution. Funding for the project is provided by GO Borrowing, Assessments, Federal funding, Other Municipal Participate, and associated Utility reserve funding.

Title

Approving Plans, Specifications, And Schedule Of Assessments For South Pleasant View Road, Mid Town Road, McKee Road, Meriter Way, Wellness Way and Raymond Road Assessment District - 2017.

Body

The City is proposing to improve the following roadways:

- South Pleasant View Road: Prairie Hill Road to Cross Country Road
- Mid Town Road: Waterbend Drive to Waldorf Boulevard
- McKee Road: 1000' west of South Pleasant View Road to Meriter Way

Meriter Way: McKee Road to Wellness Way

Wellness Way: Raymond Road to Meriter Way

Raymond Road: 300' south west of Wellness Way to 2700' north east of Wellness Way

The intersection of South Pleasant View Road and Mid Town Road will be reconstructed with a signaled intersection. The intersection of South Pleasant View Road and McKee Road will be reconstructed with a signaled intersection and westbound only underpass. Bicycle and pedestrian accommodations will be provided, including an underpasses of Mid Town Road, South Pleasant View Road at Flagstone Drive and the South Pleasant View Road/McKee Road intersection. The design accommodates present and future growth demands of the area as defined in the City's neighborhood plans. The City of Madison will be the lead agency for the project, which also involves Dane County, the City of Verona and Madison Metropolitan Sewerage District. The City applied for Federal Funding with the Surface Transportation Program - Urban and the project received approval for approximately 50% federal funding.

The project will be constructed under a contract let by the Wisconsin Department of Transportation (WisDOT) and a project Agreement with WisDOT will be required for funding, oversight and construction. The proposed project is planned for construction in the year 2017-19.

The City of Madison and the WisDOT propose to enter into an agreement for construction and cost sharing of the proposed project. The basis for cost sharing participation is as follows:

- 1) Design Engineering: All design-engineering costs necessitated by the street reconstruction are 100% Local Funding.

- 2) Local Utilities: The City shall pay for 100% of the cost of installing or adjusting new water and sanitary sewer mains. The City assumes full responsibility for the design, installation, testing and operation of the sanitary sewer and water system. Each affected local municipality shall pay for 100% of the costs for installing or adjusting new or existing local utilities.

- 3) Street Improvements: The WisDOT shall pay approximately 50% of the costs for pavement, concrete curb and gutter, storm sewer, street lights, traffic signals, drive aprons, base material, sidewalk as needed, terrace restoration and all other necessary street improvements for completion of the project, through administration of Federal funding. Federal Funds are limited to \$17,451,000; any costs over this limit will be funded by the City of Madison, Dane County, City of Verona & MMSD.

The agreement with the State of Wisconsin Department of Transportation for construction cost sharing defines the terms under which the City is awarded Federal funds and the agreement requires that the City indemnify the State of Wisconsin Department of Transportation. City APM 1-1 requires Common Council Approval whenever the City indemnifies another party.

The proposed indemnification language has been reviewed by the City's Risk Manager. The City's risk exposure is increased by this clause, but the exposure is covered by the City's insurance policies, subject to their terms and conditions.

In accordance with Madison General Ordinance 4.081, the assessment for parcel(s) parcels zoned in agriculture and in the City of Madison and the UW Research Park lots shall be deferred for 10 years with interest. Upon completion of the deferment period, payment shall be made with interest in 8 equal yearly installments. In the event of certain occurrences as outlined in Sec. 4.081(4), the assessments shall be paid in full prior to the end of the deferral period

The Board of Public Works and the City Engineer having made reports of all proceedings in relation to the improvement of South Pleasant View Road, Mid Town Road, McKee Road, Meriter Way, Wellness Way and Raymond Road Assessment District - 2017 pursuant to a resolution of the Common Council, ID No. 46585, which will be adopted on April 18, 2017, 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 \$ 8,500,000 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 eight (8) 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.
12. That the City indemnifies the State Wisconsin of Transportation.
13. That the Mayor and City Clerk are hereby authorized to enter into agreements with Dane County, City of Verona, & Madison Metropolitan Sewerage District for cost sharing of the project.
14. That the Mayor and City Clerk are hereby authorized to execute an agreement with the State of Wisconsin Department of Transportation for the project.
15. That the Mayor and City Clerk are hereby authorized to enter into a permit with & execute an agreement with the Town of Verona for assessments and shared maintenance of Mid Town Road and Raymond Road.

INSTALLMENT ASSESSMENT NOTICE

Notice is hereby given that a contract has been (or is about to be) let for South Pleasant View Road, Mid Town Road, McKee Road, Meriter Way, Wellness Way and Raymond Road Assessment District - 2017 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 3.0 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."

