



Legislation Details (With Text)

**File #:** 37501      **Version:** 1      **Name:** Authorizing the Mayor & City Clerk to execute an agreement with the WDOT for the improvement of County Trunk Highway M (CTH M - Prairie Hill Rd to Cross Country Rd) & authorizing the Mayor & City Clerk to execute an agreement with City of Verona & Dane Co

**Type:** Resolution      **Status:** Passed

**File created:** 3/3/2015      **In control:** BOARD OF PUBLIC WORKS

**On agenda:** 3/17/2015      **Final action:** 3/17/2015

**Enactment date:** 3/18/2015      **Enactment #:** RES-15-00257

**Title:** Authorizing the Mayor and City Clerk to execute an agreement with the State of Wisconsin Department of Transportation for the improvement of County Trunk Highway M (CTH M - Prairie Hill Rd to Cross Country Rd) and authorizing the Mayor and City Clerk to execute an agreement with City of Verona and Dane County for cost sharing on the project. (1st AD)

**Sponsors:** BOARD OF PUBLIC WORKS

**Indexes:**

**Code sections:**

**Attachments:**

Date	Ver.	Action By	Action	Result
3/17/2015	1	COMMON COUNCIL	Adopt Under Suspension of Rules 2.04, 2.05, 2.24, and 2.25	Pass
3/4/2015	1	BOARD OF PUBLIC WORKS	RECOMMEND TO COUNCIL TO ADOPT UNDER SUSPENSION OF RULES 2.04, 2.05, 2.24, & 2.25 - REPORT OF OFFICER	Pass
3/3/2015	1	Engineering Division	Refer	

**Fiscal Note**

Total Cost: 29,550,000  
 Federal Share: 14,700,000  
 Local Share: 14,850,000

Design Funds are available in Acct. No. 10232-402-170 \$150,000

Construction funds will be required in a future Capitol Budget.  
 Construction is planned in 2016.

Funding is included in the 2015-2020 Capital Improvement Program, Projects #17 & #18, Engineering-Major Streets

**Title**

Authorizing the Mayor and City Clerk to execute an agreement with the State of Wisconsin Department of Transportation for the improvement of County Trunk Highway M (CTH M - Prairie Hill Rd to Cross Country Rd) and authorizing the Mayor and City Clerk to execute an agreement with City of Verona and Dane County for cost sharing on the project. (1<sup>st</sup> AD)

**Body**

PREAMBLE

The City is proposing to reconstruct County Trunk Highway M (CTH M) from Prairie Hill Road to Cross Country Road in 2014/2015. The project also includes the reconstruction of CTH M/Midtown Road and CTH M/CTH PD intersections. The City applied for Federal Funds in the Surface Transportation Program Fund and the project received approval for 50% Federal funding of Construction.

The City of Madison, City of Verona and Dane County are all participating in the design and shall cost share the design engineering contract.

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 2016.

The City of Madison and WisDOT propose to enter into a 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: WisDOT shall pay 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.

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.

NOW THEREFORE BE IT RESOLVED that the Mayor and City Clerk are hereby authorized to execute and agreement with the State of Wisconsin Department of Transportation for the improvement of County Trunk Highway M (CTH M - Prairie Hill Rd to Cross Country Rd), and

BE IT FURTHER RESOLVED that the Mayor and City Clerk are hereby authorized to enter into an agreement (s) with Dane County and The City of Verona for cost sharing on the project. Separate agreements may be executed for separate phases of the work.

BE IT FURTHER RESOLVED, that the Common Council approves indemnification of the State of Wisconsin Department of Transportation as set forth in the agreement in order to use federal funds for the improvement of County Trunk Highway M (CTH M - Prairie Hill Rd to Cross Country Rd)