# Legislation Details (With Text)

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| **File #:** | 17938 | **Version:** | 1 | **Name:** | Approving Plans, Specifications, And Schedule Of Assessments For Merry Street Reconstruction Assessment District - 2010. |
| **Type:** | Resolution | | | **Status:** | Passed |
| **File created:** | 3/31/2010 | | | **In control:** | BOARD OF PUBLIC WORKS |
| **On agenda:** | 4/20/2010 | | | **Final action:** | 4/20/2010 |
| **Enactment date:** | 4/21/2010 | | | **Enactment #:** | RES-10-00333 |
| **Title:** | Approving Plans, Specifications, And Schedule Of Assessments For Merry Street Reconstruction Assessment District - 2010. | | | | |
| **Sponsors:** | BOARD OF PUBLIC WORKS | | | | |
| **Indexes:** | | | | | |
| **Code sections:** | | | | | |
| **Attachments:** | 1. merry st affidavit.pdf, 2. 53W0953 Merry Assess.pdf, 3. mailing affidavit merry.pdf, 4. eng notes merry st.pdf, 5. mailing affd 17938.pdf | | | | |

| Date | Ver. | Action By | Action | Result |
|---|---|---|---|---|
| 4/20/2010 | 1 | COMMON COUNCIL | Adopt | Pass |
| 4/7/2010 | 1 | BOARD OF PUBLIC WORKS | RECOMMEND TO COUNCIL TO ADOPT - PUBLIC HEARING | Pass |

## Fiscal Note

Funds are available in the following Acct. Nos.:
CS53-58250-810355-00-53W0953: $160,000
CS53-58270-810355-00-53W0953: $8,600
ESTM-58270-810381-00-53W0953: $25,200
ES01-58275-810332-00-53W0953: $273,000
EW01-58273-810455-00-53W0953: $100,000

Total Cost: $566,800
Assessments: $54,250.83
City Cost: 512,549.17

## Title

Approving Plans, Specifications, And Schedule Of Assessments For Merry Street Reconstruction Assessment District - 2010.

## Body

The Board of Public Works and the City Engineer having made reports of all proceedings in relation to the improvement of Merry Street Reconstruction Assessment District - 2010 pursuant to a resolution of the Common Council, RES-10-00191, ID No. 17432, adopted 3/2/10, 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 $512,549.17 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 3.5 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 Merry Street Reconstruction 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 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."