



## Legislation Details (With Text)

**File #:** 66202      **Version:** 1      **Name:** Approving Plans, Specifications, And Schedule Of Assessments For South Blair Street Assessment District - 2022.

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

**File created:** 6/29/2021      **In control:** Engineering Division

**On agenda:** 7/20/2021      **Final action:** 7/20/2021

**Enactment date:** 7/26/2021      **Enactment #:** RES-21-00490

**Title:** Approving Plans, Specifications, And Schedule Of Assessments For South Blair Street Assessment District - 2022. (2nd, 4th, and 6th AD)

**Sponsors:** BOARD OF PUBLIC WORKS

**Indexes:**

**Code sections:**

**Attachments:** 1. 2021\_06\_30 Blair Street Overview.pdf, 2. Blair St Details.pdf, 3. BPW Notes Blair.pdf, 4. BPW Hearing South Blair Street Assessment District -2022.pdf, 5. CC Hearing Notice.pdf, 6. adopted cc mailing leg 66202.pdf

| Date      | Ver. | Action By             | Action  | Result |
|-----------|------|-----------------------|---|--------|
| 7/20/2021 | 1    | COMMON COUNCIL        | Adopt and Close the Public Hearing                | Pass   |
| 7/7/2021  | 1    | BOARD OF PUBLIC WORKS | RECOMMEND TO COUNCIL TO ADOPT<br>- PUBLIC HEARING | Pass   |
| 6/30/2021 | 1    | Engineering Division  | Refer   |        |

### Fiscal Note

The proposed resolution approves plans, specifications, and a schedule of assessments for the South Blair Street Assessment District at an estimated cost of \$9,185,000, including \$6,925,000 in federal/state funds, \$2,067,448 in City funds, and \$192,552 from assessments. Funding was included in the 2022 year of the 2021 Adopted Capital Improvement Plan, and has been included in the 2022 Agency Capital Budget Request.

|               |                                   |           |
|---------------|-----------------------------------|-----------|
| 11135-83-173  | BLAIR/JOHN NOLEN INT-SEWER        | \$248,000 |
| 11135-402-170 | BLAIR/JOHN NOLEN INT-STREET       | \$300,000 |
| 11135-402-174 | BLAIR/JOHN NOLEN INT-STREET STORM | \$50,000  |
| 11135-402-176 | BLAIR/JOHN NOLEN INT-SIGNAL       | \$50,000  |
| 11135-402-177 | BLAIR/JOHN NOLEN INT-LGHTING      | \$50,000  |
| 11128-83-173  | BLAIR ST, SOUTH-SEWER             | \$912,000 |
| 11128-402-170 | BLAIR ST, SOUTH-STREET            | \$350,000 |
| 11128-402-174 | BLAIR ST, SOUTH-STREET STORM      | \$50,000  |
| 11128-402-176 | BLAIR ST, SOUTH-SIGNALS           | \$50,000  |
| 11128-402-177 | BLAIR ST, SOUTH-STREET LIGHT      | \$200,000 |

### Title

Approving Plans, Specifications, And Schedule Of Assessments For South Blair Street Assessment District - 2022. (2nd, 4th, and 6th AD)

### Body

The Board of Public Works and the City Engineer having made reports of all proceedings in relation to the improvement of South Blair Street Assessment District - 2022 pursuant to a resolution of the Common Council,

RES-21-0047, adopted 6/15/2021 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 roadway geometry for reconstruction of S. Blair St. from John Nolen Dr. to E. Washington Ave., including the intersection of S. Blair St., John Nolen Dr., Williamson St. and E. Wilson St. was approved by the Common Council on September 1, 2020, File ID 61576, RES-20-00590.

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.

**BE IT RESOLVED:**

1. That the City at large is justly chargeable with and shall pay the sum of \$2,067,448.00 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 31<sup>st</sup> 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 2.0 percent per annum, except those special assessments paid in full on or before October 31<sup>st</sup> 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 of Wisconsin Department of Transportation.
13. That the Mayor and City Clerk are hereby authorized to enter into agreements and revised agreements with the State of Wisconsin Department of Transportation for cost sharing of the project.

**INSTALLMENT ASSESSMENT NOTICE**

Notice is hereby given that a contract has been (or is about to be) let for South Blair Street Assessment District - 2022 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 2.0 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."