

January 12, 2009

To the Honorable, the Common Council

Subject: North-South Mitchell Interchange (IH-94)
Municipal Utility Agreements

Dear Council Members:

The Wisconsin Department of Transportation (WISDOT) is proposing to reconstruct the North-South Mitchell Interchange (NSMI) within the City of Milwaukee for the period from spring 2009 through 2012. The project is to be accomplished in four major contracts, being the (South 27th Street; West Grange Avenue; West College Avenue) scheduled for 2009, (North Leg; West Layton Avenue) scheduled for 2010, and Mitchell Interchange scheduled for 2011 and 2012. The Department of Public Works has assisted the WISDOT in the design and construction phasing of the contracts to best meet the needs of the citizens of the City of Milwaukee and the region as a whole and has worked diligently to minimize costs.

The reconfiguration/rehabilitation of the North-South Mitchell interchange will however result in extensive alterations of City water, sewer, conduit and cable facilities. State statutes 84.295(4m) requires that the City accommodate these types of freeway projects and that the WISDOT pay 90 percent of the cost for alterations to municipal facilities with the remaining 10 percent being the responsibility of the affected municipal jurisdiction. The total estimated cost for alterations to City water, sewer, conduit and cable facilities for the 2009 construction work is \$4,443,000.00 of which the City is responsible for approximately \$444,300.00. In order to be reimbursed for the 90 percent WISDOT share of the work, it is necessary for the City to enter into utility agreements which define the work and process for cost sharing on the project. The WISDOT has provided the City with the necessary agreements for the 2009 projects, being the first of the four year projects to start in spring of 2009.

Common council resolution file number 080400 adopted August 14, 2008 approved and authorized the execution of four utility agreements with WISDOT for work on City of Milwaukee facilities in conjunction with the NSMI (South 27th Street; West Grange Avenue; West College Avenue) contracts. The utility agreements provided funding participation of 90 percent federal/state with 10 percent City of Milwaukee share.

The WISDOT has since advised the City of Milwaukee to revise/amend the previously executed utility agreements as follows:

At Grange Avenue:

Water main relocation is moved from project I.D. 1030-20-77 to project I.D. 1030-21-71. No change in cost.

There is a cost reduction for sewer work from \$1,233,000.00 to \$397,655.19. City of Milwaukee staff and WISDOT designers identified a more cost effective alternative than was proposed.

There is a cost increase for conduit work in the amount of \$60,750.00. It was determined this work is not in conflict with the freeway work but undertaken for betterment of City of Milwaukee facilities. This amount of \$60,750.00 is 100 percent City of Milwaukee share.

At South 27th Street:

There is a cost increase for cable work from \$240,000.00 to \$408,500.00. The increase is due to anticipated winter construction.

Conduit work is moved from project I.D. 1030-20-70 to project I.D. 1030-20-80. No change in cost.

At College Avenue:

There is a cost increase for cable from \$60,000.00 to \$193,500.00. The increase is due to anticipated winter construction.

The WISDOT has also provided the City of Milwaukee with new utility agreements for the 2009 projects and they are as follows:

South 27th Street, Barnard to Bottsford (1030-20-70)

Water Works, \$1,275,000.00 of which City of Milwaukee share will be \$127,500.00.

Bolivar Avenue Realignment

Water, \$205,000.00 of which City of Milwaukee share will be \$20,500.00
Sewer, \$151,280.74 of which City of Milwaukee share will be \$15,128.07

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The Department of Public Works has reviewed the estimates and find them to accurately reflect the required utility alterations in conjunction with the 2009 portion of the contracts. As such we have prepared the attached resolution which if adopted will approve the utility agreements associated with Amendments Nos. 65, 66, 68, 69, 71 and 72 for the 2009 construction work of the NSMI and will allow for the City of Milwaukee's participation in the alteration of water, sewer conduit and cable facilities as necessary and will provide for 90 percent cost share by the WISDOT. Said resolution will also authorize the Commissioner of Public Works to execute the various agreements as well as take actions as necessary to accomplish the work and will authorize the City Engineer and the Comptroller to make periodic payments and billings in accord with established procedures to properly account for the costs associated with said work. We respectfully recommend adoption of the resolution.

Very truly yours,

Jeffrey S. Polenske, P.E.
City Engineer

Jeffrey J. Mantes
Commissioner of Public Works

LCG:amh

Attachments

c: Mr. W. Martin Morics (with attachments)
Ms. Lila Gorney (with attachments)
Ms. Cynthia Wisneski (with attachments)