



City of Milwaukee
Office of the City Clerk
200 E. Wells Street
Milwaukee, Wisconsin 53202
Certified Copy of Resolution

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LCG

FILE NO: 041289

Substitute resolution authorizing and directing the Commissioner of Public Works to execute documents titled "State/Municipal Agreement for a Highway Improvement Project" with the Wisconsin Department of Transportation for the programming and construction of various connecting highway and bridge projects with federal and/or state aid.

Whereas, Preliminary approval has been received from the Wisconsin Department of Transportation (WISDOT) along with agreements to be executed by the City of Milwaukee for the programming and construction or rehabilitation of the following connecting highway and bridge projects including limited street enhancements with Federal and/or State aid:

Aldermanic District Project Location

- 4,15 North 20th Street (STH 57)
 West Highland Avenue to West North Avenue
- 3 North Prospect Avenue (STH 32)
Bridge over Oakleaf Bike Trail
- 8 West Forest Home Avenue (STH 24)
 Bridge over the Kinnickinnic River
- 10 West Blue Mound Road (USH 18)
 North Mayfair Road to Zoo Freeway
- 2,5,10 North 76th Street (STH 181)
 West Center Street to West Appleton Avenue
- 2,5,10 West Capitol Drive (STH 190)
 West City Limits to North 60th Street

; and,

Whereas, The improvements scheduled for these connecting highways and bridges are included on the current WISDOT State Trunk Highway Program; and

Whereas, North 76th Street (STH 181) and West Capitol Drive (STH 190) are programmed for

construction in 2009 or later; and

Whereas, It is the intent to appropriate preliminary engineering funds at this time for projects which will be under construction within the next few years, up to and including 2008; and

Whereas, Preliminary engineering funds for the other above mentioned projects will be requested in future resolutions; now, therefore, be it

Resolved, By the Common Council of the City of Milwaukee, that the Commissioner of Public Works (CPW) is hereby authorized and directed to execute agreements for the programming and construction or rehabilitation of the aforementioned connecting highway and bridge projects including limited street enhancements with Federal and/or State aid copies of which are attached to Common Council Resolution File Number 041289, and are incorporated in this resolution by reference as though set forth in full; and, be it

Further Resolved, That the CPW is hereby authorized and directed to undertake or engage a consultant to undertake preliminary engineering for the improvement of the aforementioned projects and to reimburse the WISDOT for preliminary engineering costs they incur for the improvement; and, be it

Further Resolved, That the CPW is hereby authorized and directed to enter into an agreement with the WISDOT pertaining to the cost participation for the installation and/or modification of traffic control facilities in conjunction with the improvements of the aforementioned projects; and, be it

Further Resolved, That the CPW is hereby authorized and directed to install the traffic control facilities necessary in conjunction with the aforementioned projects, following the execution of the traffic control agreement, the cost of which will be included in future resolutions; and, be it

Further Resolved, That the CPW is hereby authorized and directed to negotiate and enter into cost-sharing agreements with the City of Wauwatosa for the West Blue Mound Road, North 76th Street and West Capitol Drive Street projects; and, be it

Further Resolved, That the City Comptroller is hereby authorized to create within the Capital Improvement Fund, Grant and Aid Projects, the necessary Project/Grant Chartfield Values for preliminary engineering for the projects (Expenditures) and transfer to any of these accounts the amount required under the grant agreement and City Accounting Policy but not to exceed a 10 percent increase of the total amounts reserved for the grantor's share and local share or \$5,000, whichever is greater, as follows:

Infrastructure Services Division
North 20th Street (STH 57)
West Highland Avenue to West North Avenue

City Share
ST320040000
Fund 0333

\$98,550

Grantor Share
SP032040100
Fund 0306
\$246,375

Grantor Share (Non-Reimbursable)
SP032040100
Fund 0306
\$49,275

Estimated Total
\$394,200

North Prospect Avenue
Bridge over Oak Leaf Bike Trail

City Share
ST320040000
Fund 0333
\$12,600

City Share
BR100040000
Fund 0303
\$50,400

Grantor Share
SP032040100
Fund 0306
\$157,500

Grantor Share (Non-Reimbursable)
SP032040100
Fund 0306
\$31,500

Estimated Total: \$252,000

West Forest Home Avenue (STH 24)
Bridge over the Kinnickinnic River

City Share
ST320040000
Fund 0333

\$15,750

City Share
BR 100040000
Fund 0303
\$63,000

Grantor Share
SP032040100
Fund 0306
\$196,875

Grantor Share (Non-Reimbursable)
SP032040100
Fund 0306
\$39,375

Estimated Total \$315,000

West Blue Mound Road (USH 18)
North Mayfair Road to Zoo Freeway

City Share
ST32004000
Fund 0333
\$112,747

Grantor Share
SP032040100
Fund 0306
\$281,869

Grantor Share (Non-Reimbursable)
SP032040100
Fund 0306
\$56,374

Estimatef Total: \$450,990

Totals:

City Share Account No. ST32004000 Fund 0333 \$239,647
City Share Account No. BR100040000 Fund 0303 \$113,400
Grantor Share Account No. SP032040100 Fund 0306 \$882,619
Grantor Share (Non-Reimbursable) Account No. SP032040100 Fund 0306 \$176,524

Estimated Total: \$1,412,190;

STATE/MUNICIPAL AGREEMENT
FOR A
HIGHWAY IMPROVEMENT PROJECT

DATE: October 29, 2004
PROJECT DESIGN ID: 2140-11-00
PROJECT CONSTRUCTION ID: 2140-11-70/90
HIGHWAY: North 76th Street (STH 181) LENGTH: 1.8 miles
LIMITS: West Center Street to West Appleton Avenue
COUNTY: Milwaukee

The signatory city, village, town or county, hereinafter called the Municipality, through its undersigned duly authorized officers or officials, hereby requests the State of Wisconsin Department of Transportation, hereinafter called the State, to initiate and effect the highway or street improvement hereinafter described.

The authority for the Municipality to enter into this agreement with the State is provided by Section 86.25(1), (2), and (3) of the Statutes.

NEEDS AND ESTIMATE SUMMARY:

Existing Facility - Describe and give reason for request:

Proposed Improvement - Nature of work: Reconstruction of the roadway.

Describe non-participating work included in the project and other work necessary to finish the project completely which will be undertaken independently by the municipality: A nominal amount is included to cover items in paragraph 4 (to be adjusted in the final plan).

PHASE	ESTIMATED COST			
	Total Est. Cost	Federal/ State Funds	%	Municipal Funds %
Preliminary Engineering:				
Plan Development	\$ 1,440,000	\$ 1,080,000	75%	\$ 360,000 25%
State Review	\$ 288,000	\$ 216,000	75%	\$ 72,000 25%
Real Estate Acquisition:				
Acquisition	\$ -	\$ -		\$ -
State Review	\$ -	\$ -		\$ -
Construction:				
Participating	\$ 3,760,000	\$ 3,760,000	100%	\$ -
Pavement Items	\$ 5,640,000	\$ 4,963,200	88%	\$ 676,800 12%
Traffic Control Devices	\$ 200,000	\$ 200,000	100%	\$ -
New Sidewalk	\$ -	\$ -		\$ -
New Lighting	\$ -	\$ -		\$ -
Landscaping	\$ -	\$ -		\$ -
CSD Roadway **	\$ 96,000	\$ 96,000	100%	\$ -
Non-Participating	\$ 25,000	\$ -		\$ 25,000 100%
Total Cost Distribution	\$ 11,449,000	\$ 10,315,200		\$ 1,133,800



*Participation for parking is an estimate, the actual percent will be calculated when final plans are complete.

** Community Sensitive Design (CSD)

This request is subject to the terms and conditions that follow (pages 2 & 3) and is made by the undersigned under proper authority to make such request for the designated Municipality and upon acceptance by the State shall constitute agreement between the Municipality and the State.

Signed for and in behalf of the City of Milwaukee.

Name Joseph Mantua

Title CPW

Date 3-3-05

TERMS AND CONDITIONS:

1. The initiation and accomplishment of the improvement will be subject to the applicable Federal and State regulations.
2. The Municipality shall pay to the State all costs incurred by the State in connection with the improvement which exceed Federal/State financing commitments or are ineligible for Federal/State financing.
3. Funding of each project phase (preliminary engineering, real estate, construction, and other) is subject to inclusion in an approved program. Federal aid and/or State transportation fund financing will be limited to participation in the costs of the following items as specified in the estimate summary:
 - (a) The grading, base, pavement, and curb and gutter.
 - (b) Catch basins and inlets for surface water drainage of the improvement, with connections to the storm sewer main.
 - (c) Construction engineering incident to inspection and supervision of actual construction work.
 - (d) Signing and pavement marking, including detour routes.
 - (e) Storm sewer mains necessary for the surface water drainage.
 - (f) Construction of new sidewalks and driveways, replacement of sidewalks and private driveways resulting from roadway construction.
 - (g) New installations or alteration resulting from roadway construction of standard State street lighting and traffic signals or devices.
 - (h) Real Estate for the improvement.
 - (i) Preliminary engineering and state review services.
4. Work necessary to complete the improvement to be financed entirely by the Municipality or other utility or facility owner includes the following items:
 - (a) New installations of or alteration of sanitary sewers and connections, water, gas, electric, telephone, telegraph, fire or police alarm facilities, parking meters, and similar utilities.
 - (b) Damages to abutting property due to change in street or sidewalk widths, grades or drainage.
 - (c) Conditioning, if required and maintenance of detour routes.
 - (d) Repair of damages to roads or streets caused by reason of their use in hauling materials incident to the improvement.
 - (e) Bridge width in excess of standards.
5. As the work progresses, the Municipality will be billed for work completed which is not chargeable to Federal/State funds. Upon completion of the project, a final audit will be made to determine the final division of costs.
6. If the Municipality should withdraw the project, it shall reimburse the State for any costs incurred by the State in behalf of the project.
7. The work will be administered by the State and may include items not eligible for Federal/State participation.
8. The Municipality shall at its own cost and expense:
 - (a) Maintain all portions of the project that lie within its jurisdiction for such maintenance through statutory requirements, in a manner satisfactory to the State and shall make ample provision for such maintenance each year.
 - (b) Maintenance of sidewalks and landscaping features along the project.

- (c) Maintenance of lighting systems, to include energy.
 - (d) Prohibit angle parking.
 - (e) Regulate or prohibit all parking at locations where and when the pavement area usually occupied by parked vehicles will be needed to carry active traffic in the street.
 - (f) Assume general responsibility for all public information and public relations for the project and to make fitting announcement to the press and such outlets as would generally alert the affected property owners and the community of the nature, extent, and timing of the project and arrangements for handling traffic within an around the projects.
 - (g) Provide complete plans, specifications, relocation order, real estate plat, estimates, appraisals, and acquiring the parcels.
 - (h) Use the WisDOT Utility Accommodation Policy unless it adopts a policy which has equal or more restrictive controls.
9. Basis for local participation: Design based upon 25% local cost share for connecting highways. Construction costs for standard items is 100% State/Federal cost share. Cost share for parking is 100% local cost share of the pavement items, which is calculated as a percentage of the total pavement items. Community Sensitive Design (CSD) funding is to be used for enhancement or decorative features along the project limits. CSD funds are capped and do not have a local cost share.