



# City of Milwaukee

City Hall  
200 East Wells Street  
Milwaukee, WI 53202

## Meeting Agenda PUBLIC WORKS COMMITTEE

**ALD. ROBERT BAUMAN, CHAIR**

**Ald. Joseph Dudzik, Vice-Chair**

**Ald. Willie Wade, Ald. Robert Donovan, and Ald. Robert Puente**

**Staff Assistant, Tobie Black, 286-2231**

**Fax: 286-3456, [tblack@milwaukee.gov](mailto:tblack@milwaukee.gov)**

**Legislative Liaison, Aaron Cadle, 286-8666,**

**[acadle@milwaukee.gov](mailto:acadle@milwaukee.gov)**

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Wednesday, January 25, 2012

9:00 AM

Room 301-B, City Hall

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1. [111281](#) Resolution relative to approving the levying of assessments and construction of assessable public improvement projects at various locations and appropriating funds for these purposes.  
**Sponsors:** THE CHAIR  
**Attachments:** [Cover Letter](#)  
[Official Notice Number 81](#)  
[Hearing Notice List](#)
  
2. [111280](#) Resolution determining it necessary to make various assessable public improvements at various locations and appropriating funds for these purposes with the City engineering cost estimated to be \$88,000 for a total estimated cost of these projects being \$1,568,000.  
**Sponsors:** THE CHAIR  
**Attachments:** [Proposed Substitute A](#)  
[Hearing Notice List](#)
  
3. [111282](#) Resolution determining it necessary to make various nonassessable public improvements at various locations and appropriating funds for these purposes with the City engineering cost estimated to be \$380,000 for a total estimated cost of these projects being \$16,359,000.  
**Sponsors:** THE CHAIR  
**Attachments:** [Proposed Substitute A](#)  
[Hearing Notice List](#)
  
4. [111283](#) Resolution approving construction of nonassessable public improvements at various locations and appropriating funds for these purposes with the City construction cost estimated to be \$11,194,000 for a total estimated cost of these projects being \$11,341,000.  
**Sponsors:** THE CHAIR  
**Attachments:** [Proposed Substitute A](#)  
[Hearing Notice List](#)

5. [111274](#) An ordinance relating to deferred special assessments.  
**Sponsors:** THE CHAIR  
**Attachments:** [Hearing Notice List](#)
6. [111318](#) Resolution accepting the donation of a privately owned vacant lot at 2318-20 North 45th Street from Wells Fargo Bank, N.A., for residential development, in the 15th Aldermanic District.  
**Sponsors:** Ald. Hines Jr.  
**Attachments:** [Hearing Notice List](#)
7. [111319](#) Resolution authorizing five easements with Wisconsin Electric Power Company on City-owned property at the Port of Milwaukee, in the 4th Aldermanic District.  
**Sponsors:** Ald. Bauman  
**Attachments:** [Easement-1](#)  
[Easement-2](#)  
[Easement-3](#)  
[Easement-4](#)  
[Easement-5](#)  
[Hearing Notice List](#)
8. [111225](#) Resolution relative to the cost participation and installation of traffic control devices in conjunction with the Federal/State Aid paving of North 20th Street from West Hopkins Street to West Capitol Drive in the 6th Aldermanic District at a total estimated cost of \$119,885.97, with one hundred percent of the total cost funded by the Wisconsin Department of Transportation.  
**Sponsors:** THE CHAIR  
**Attachments:** [Comptroller's Certificate](#)  
[Cost Analysis](#)  
[Agreement](#)  
[Hearing Notice List](#)
9. [111291](#) Resolution authorizing the issuance of a street and alley occupancy permit to CD Smith Construction Services for work at the Marriott Milwaukee Hotel at East Wisconsin Avenue and North Milwaukee Street.  
**Sponsors:** Ald. Bauman  
**Attachments:** [Hearing Notice List](#)
10. [111292](#) Resolution authorizing the Commissioner of Public Works to enter into an Out-of-Program Agreement with Russ Darrow Automotive Group for the installation of a public roadway and water main.  
**Sponsors:** Ald. Bohl

**Attachments:** [Darrow Site Plan](#)  
[Hearing Notice List](#)

11. [110295](#) Substitute resolution granting a special privilege to HTWA Market Project LLC to construct and maintain a shelter for bicycle parking in the public right-of-way for the premises at 400 North Water Street, in the 4th Aldermanic District.

**Sponsors:** THE CHAIR

**Attachments:** [Petition and Drawings](#)  
[Map](#)  
[Photos](#)  
[Cover Letter](#)  
[Hearing Notice List](#)

The Public Works Committee may convene into closed session on Wednesday, January 25, 2012 in Room 301-B, City Hall, 200 E. Wells St., Milwaukee, Wisconsin, pursuant to s. 19.85(1)(g), Wis. Stats., for the purpose of conferring with the City Attorney who will render oral or written advice with respect to litigation in which the city is or is likely to become involved and then will return to open session for the regular agenda.

12. [101358](#) Communication relating to an update on the condition of the roof and exterior of City Hall.

**Sponsors:** THE CHAIR

**Attachments:** [DPW PowerPoint-City Hall](#)  
[Hearing Notice List](#)  
[Hearing Notice List 1/25/12 mtg.](#)

This meeting will be webcast live at [www.milwaukee.gov/channel25](http://www.milwaukee.gov/channel25).

Common Council members who are not members of this committee may attend this meeting to participate or to gather information. This meeting may constitute a meeting of the Common Council or any of its standing committees although no formal action will be taken at this meeting.

Upon reasonable notice, efforts will be made to accommodate the needs of persons with disabilities through sign language interpreters or auxiliary aids. For assistance contact the Legislative Services ADA Coordinator at 286-2998, (FAX)286-3456, (TDD)286-2025 or by writing to Room 205, City Hall, 200 E. Wells Street, Milwaukee, WI 53202.

Parking for persons attending City Hall meetings is available at reduced rates (5 hour limit) at the Milwaukee Center (southwest corner of E. Kilbourn Ave. and N. Water St.) Parking tickets must be validated in Room 205, (City Clerk's Office) or the first floor Information Booth in City Hall.

Persons engaged in lobbying as defined in s. 305-43-4 of the Milwaukee Code are required to register with the City Clerk's License Division. Lobbyists appearing before a Common Council committee are required to identify themselves as such. More information is available at [www.milwaukee.gov/lobby](http://www.milwaukee.gov/lobby).





Legislation Details (With Text)

**File #:** 111281      **Version:** 0

**Type:** Resolution      **Status:** In Committee

**File created:** 1/18/2012      **In control:** PUBLIC WORKS COMMITTEE

**On agenda:**      **Final action:**

**Effective date:**

**Title:** Resolution relative to approving the levying of assessments and construction of assessable public improvement projects at various locations and appropriating funds for these purposes.

**Sponsors:** THE CHAIR

**Indexes:** PUBLIC IMPROVEMENTS, STREET IMPROVEMENTS

**Attachments:** Cover Letter, Official Notice Number 81, Hearing Notice List

Date	Ver.	Action By	Action	Result	Tally
1/18/2012	0	COMMON COUNCIL	ASSIGNED TO		
1/20/2012	0	PUBLIC WORKS COMMITTEE	HEARING NOTICES SENT		

Number  
111281  
Version  
ORIGINAL  
Reference

Sponsor  
THE CHAIR  
Title

Resolution relative to approving the levying of assessments and construction of assessable public improvement projects at various locations and appropriating funds for these purposes.

Requestor  
INFRASTRUCTURE SERVICES DEPARTMENT  
Drafter  
MLD:dr  
Report 7  
01/10/2012

January 10, 2012

File Number 111281

To the Honorable, the Common Council

Dear Council Members:

The Common Council has adopted preliminary resolutions which determined it necessary and in the public interest to make various public improvements and to make special assessments therefore.

The Commissioner of Public Works is filing this report consisting of a list of projects. This report is subject to amendment at the next Public Works Committee Hearing. The plans and specifications of said improvements are on file in the City Engineer's Office.

I am herewith submitting a report regarding the above matter and recommend adoption of the amended resolution approving same.

Very truly yours,

Jeffrey S. Polenske, P.E.  
City Engineer

MLD:dr  
Afr 7  
Report Appended

**OFFICIAL NOTICE NUMBER 81  
PUBLIC HEARING ON PROPOSED IMPROVEMENTS  
AND SPECIAL ASSESSMENTS**

There will be a public hearing held by the Public Works Committee of the Common Council of the City of Milwaukee concerning the following improvements and special assessments. The Commissioner of Public Works has determined these improvements are necessary and in the public interest.

The hearing will be held at the date and time shown below:

<p><b>WEDNESDAY</b></p> <p><b>JANUARY 25, 2012</b></p> <p><b>ROOM 301-B – CITY HALL</b></p> <p><b>9:00 A.M.</b></p>
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**5th Aldermanic District**

**W. Auer Ave. – N. 87th St. to N. 91st St. (ST211120138):**

Asphalt pavement resurfacing, replace curb and gutter, sidewalk and driveway approaches where necessary, sodding (6-8 foot width of tree border area), and grading.

**W. Florist Ave. – N. 119th St. to N. River Trail Dr. (ST211120137):**

Asphalt pavement resurfacing, replace curb and gutter, sidewalk and driveway approaches where necessary, sodding (0-22 foot width of tree border area), and grading.

**N. 88th St. – W. Burleigh St. to W. Concordia Ave. (ST211030108):**

Asphalt pavement resurfacing, replace curb and gutter, sidewalk and driveway approaches where necessary, sodding (6 foot width of tree border area), and grading.

**N. 98th St. – W. Keefe Ave. to W. Vienna Ave. (ST211120112):**

Asphalt pavement resurfacing, replace curb and gutter, sidewalk and driveway approaches where necessary, sodding (8 foot width of tree border area), and grading.

**7th Aldermanic District**

**Alley between W. Auer Ave., W. Concordia Ave., N. Sherman Blvd., and N. 44th St. (Northerly 225 feet m/l) (ST212060115):**

Concrete alley pavement reconstruction, replace some abutting walk or driveway approaches, grading, and storm drainage facilities where necessary.

### **8th Aldermanic District**

**S. 34th St. – W. National Ave. to W. Pierce St. (ST211120148):**

Pavement reconstruction, replace all curb and gutter, replace sidewalk and driveway approaches where necessary, sodding (3 foot width of tree border area), and grading.

**Alley between W. Arthur Ave., W. Forest Home Ave., S. 30th St., and S. 31st St. (ST212050136):**

Concrete alley pavement reconstruction, replace some abutting walk or driveway approaches, grading, and storm drainage facilities where necessary.

### **13th Aldermanic District**

**Alley between W. Holt Ave., W. Morgan Ave., S. 20th St., and the C.&N.W. Railroad Company Right-of-Way (ST212010147):**

Concrete alley pavement reconstruction, replace some abutting walk or driveway approaches, grading, and storm drainage facilities where necessary.

**Alley between S. Honey Creek Dr., S. Madeline Ave., W. Parnell Ave., W. Wanda Ave., and S. 39th St. (ST21290149):**

Concrete alley pavement reconstruction, replace some abutting walk or driveway approaches, grading, and storm drainage facilities where necessary.

### **15th Aldermanic District**

**Alley between W. Clarke St., W. Wright St., N. 18th St., and N. 19th St. (ST212120110):**

Concrete alley pavement reconstruction, replace some abutting walk or driveway approaches, grading, and storm drainage facilities where necessary.

You may examine a copy of the report recommending these projects in Room 908, 841 North Broadway, Milwaukee, Wisconsin during the hours of 8:30 A.M. and 4:30 P.M., Monday through Friday, except for Monday, January 16, 2012.

This notice is published by authority of the Common Council of the City of Milwaukee in accordance with Section 66.0703 and any other pertinent sections of the Wisconsin Statutes and in the manner directed by Section 115-42 of the Milwaukee Code of Ordinances.

Office of the City Clerk, Milwaukee

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Ronald D. Leonhardt, City Clerk

January 10, 2012







Legislation Details (With Text)

**File #:** 111280      **Version:** 0

**Type:** Resolution      **Status:** In Committee

**File created:** 1/18/2012      **In control:** PUBLIC WORKS COMMITTEE

**On agenda:**      **Final action:**

**Effective date:**

**Title:** Resolution determining it necessary to make various assessable public improvements at various locations and appropriating funds for these purposes with the City engineering cost estimated to be \$88,000 for a total estimated cost of these projects being \$1,568,000.

**Sponsors:** THE CHAIR

**Indexes:** ALLEY IMPROVEMENTS, PUBLIC IMPROVEMENTS, STREET IMPROVEMENTS

**Attachments:** Proposed Substitute A, Hearing Notice List

Date	Ver.	Action By	Action	Result	Tally
1/18/2012	0	COMMON COUNCIL	ASSIGNED TO		
1/20/2012	0	PUBLIC WORKS COMMITTEE	HEARING NOTICES SENT		

Number

111280

Version

ORIGINAL

Sponsor

THE CHAIR

Title

Resolution determining it necessary to make various assessable public improvements at various locations and appropriating funds for these purposes with the City engineering cost estimated to be \$88,000 for a total estimated cost of these projects being \$1,568,000.

Analysis

This resolution authorizes engineering studies and directs the Commissioner of Public Works to determine any benefits or damages which would result if the projects were to be constructed. After the Commissioner files his report, a Public Hearing will be held on those projects determined assessable. A resolution will be submitted after the Public Hearing authorizing construction. The City cost for engineering these projects is estimated to be \$88,000 with the total cost estimated to be \$1,568,000.

Body

Resolved, By the Common Council of the City of Milwaukee that it is necessary and in the public interest to do the following described work according to City specifications, and that such public improvements and resulting special assessments be made pursuant to Section 66.0703 and any other pertinent sections of the Wisconsin Statutes and in the manner directed by Section 115-42 of the Milwaukee Code of Ordinances:

2nd Aldermanic District

W. Thurston Ave. - N. 91st St. to N. 92nd St. (ST211120183): Laying concrete walk. Doing all

necessary grading pertaining to said work. (Nonassessable Reconstruction Paving Fund -- \$3,000). The total estimated cost for this project including the requested amount is \$20,000. This project is anticipated to be completed during the 2012 construction season.

### 3rd Aldermanic District

E. Back Bay - A point east of N. Terrace Ave. to N. Terrace Ave. (ST211110128): Paving the roadway with asphalt. Laying a concrete curb and gutter. Laying concrete sidewalk. Doing all the necessary grading pertaining to said work. (Nonassessable Reconstruction Paving Fund -- \$5,000, Additional Funds). The total estimated cost for this project including the requested amount is \$55,000. This project is anticipated to be completed during the 2012 construction season.

### 8th Aldermanic District

S. 28th St. - A point 500 feet south of W. Cleveland Ave. to W. Cleveland Ave. (ST211130137): Paving the roadway with asphalt. Laying a concrete curb and gutter. Laying concrete sidewalk. Doing all the necessary grading pertaining to said work. (Nonassessable Reconstruction Paving Fund -- \$5,000). The total estimated cost for this project including the requested amount is \$70,000. This project is anticipated to be completed during the 2013 construction season.

### 9th Aldermanic District

N. 124th St. - A point north of W. Brown Deer Rd. to W. County Line Rd. (Portions in the City of Menomonee Falls) (ST211130120): Paving the roadway with asphalt. Rural cross section. Doing all the necessary grading pertaining to said work. (Nonassessable Reconstruction Paving Fund -- \$25,000). The total estimated cost for this project including the requested amount is \$600,000. This project is anticipated to be completed during the 2013 construction season.

### 10th Aldermanic District

W. Main St. - S. Hawley Rd. to S. 70th St. (ST211110139): Paving the roadway with asphalt. Laying a concrete curb and gutter. Laying concrete sidewalk. Doing all the necessary grading pertaining to said work. (Nonassessable Reconstruction Paving Fund -- \$5,000, Additional Funds). The total estimated cost for this project including the requested amount is \$400,000. This project is anticipated to be completed during the 2012 construction season.

### 11th Aldermanic District

W. Fremont Pl. - S. 63rd St. to S. 67th St. (ST211120151): Paving the roadway with asphalt. Laying a concrete curb and gutter. Laying concrete sidewalk. Doing all the necessary grading pertaining to said work. (Nonassessable Reconstruction Paving Fund -- \$5,000, Additional Funds). The total estimated cost for this project including the requested amount is \$158,000. This project is anticipated to be completed during the 2012 construction season.

Alley between W. Howard Ave., W. Van Beck Ave., S. 48th St., and S. 50th St. (ST212110105): Paving the alley with concrete. Doing all the necessary grading pertaining to said work. (Nonassessable Alley Paving Fund -- \$15,000). The total estimated cost for this project including the requested amount is \$100,000. This project is anticipated to be completed during the 2013

construction season.

#### 13th Aldermanic District

S. 6th St. (west side) - 400 feet m/l north of W. College Ave. to 1000 feet m/l north of W. College Ave. (ST211120185): Laying concrete walk. Doing all necessary grading pertaining to said work. (Nonassessable Reconstruction Paving Fund -- \$5,000). The total estimated cost for this project including the requested amount is \$30,000. This project is anticipated to be completed during the 2012 construction season.

#### 14th Aldermanic District

S. Kinnickinnic Ave. (east side) - E. Lincoln Ave. to a point north of E. Lincoln Ave. (ST211120182): Removing and replacing all curb and gutter. Removing and replacing concrete sidewalk and driveway approaches where necessary. Doing all the necessary grading pertaining to said work. (Nonassessable Reconstruction Paving Fund -- \$5,000). The total estimated cost for this project including the requested amount is \$20,000. This project is anticipated to be completed during the 2012 construction season.

#### 15th Aldermanic District

W. Clarke St. - N. 20th St. to W. Monroe St. (ST211120184): Removing and replacing all curb and gutter. Removing and replacing concrete sidewalk and driveway approaches where necessary. Doing all the necessary grading pertaining to said work. (Nonassessable Reconstruction Paving Fund -- \$10,000). The total estimated cost for this project including the requested amount is \$60,000. This project is anticipated to be completed during the 2012 construction season.

N. 37th St. - W. State St. to W. Highland Blvd. (ST211120158): Paving the roadway with asphalt. Laying a concrete curb and gutter. Laying concrete sidewalk. Doing all the necessary grading pertaining to said work. (Nonassessable Reconstruction Paving Fund -- \$5,000, Additional Funds). The total estimated cost for this project including the requested amount is \$55,000. This project is anticipated to be completed during the 2012 construction season.

; and, be it

Further Resolved, That the abutting and adjacent properties be assessed a portion of the cost, said assessment to be recommended by the Commissioner of Public Works in his report; and, be it

Further Resolved, That all assessments and payments be made in accordance with Section 115-42 of the Milwaukee Code of Ordinances; and, be it

Further Resolved, That all City departments are authorized to do engineering, surveying, preparing of plans, and estimates of cost thereof, to be utilized in the preparation of said report of the Commissioner of Public Works; and, be it

Further Resolved, That the Department of Public Works is authorized to use the funding as specified in the above description of work; and, be it

Further Resolved, That the City Comptroller is authorized and directed to transfer such funds which

are available for this purpose to the appropriate capital Project/Grant accounts.

Requestor  
Infrastructure Services Division  
Drafter  
MLD:dr  
Apr 7  
01/10/2012

..Number

111280

..Version

Proposed Substitute A

..Sponsor

THE CHAIR

..Title

Substitute resolution determining it necessary to make various assessable public improvements at various locations and appropriating funds for these purposes with the City engineering cost estimated to be \$288,000 for a total estimated cost of these projects being \$2,439,000.

..Analysis

This resolution authorizes engineering studies and directs the Commissioner of Public Works to determine any benefits or damages which would result if the projects were to be constructed. After the Commissioner files his report, a Public Hearing will be held on those projects determined assessable. A resolution will be submitted after the Public Hearing authorizing construction. The City cost for engineering these projects is estimated to be \$288,000 with the total cost estimated to be \$2,439,000.

..Body

Resolved, By the Common Council of the City of Milwaukee that it is necessary and in the public interest to do the following described work according to City specifications, and that such public improvements and resulting special assessments be made pursuant to Section 66.0703 and any other pertinent sections of the Wisconsin Statutes and in the manner directed by Section 115-42 of the Milwaukee Code of Ordinances:

#### 2nd Aldermanic District

W. Thurston Ave. – N. 91st St. to N. 92nd St. (ST211120183): Laying concrete walk. Doing all necessary grading pertaining to said work. (Nonassessable Reconstruction Paving Fund -- \$3,000). The total estimated cost for this project including the requested amount is \$20,000. This project is anticipated to be completed during the 2012 construction season.

#### 3rd Aldermanic District

E. Back Bay – A point east of N. Terrace Ave. to N. Terrace Ave. (ST211110128): Paving the roadway with asphalt. Laying a concrete curb and gutter. Laying concrete sidewalk. Doing all the necessary grading pertaining to said work. (Nonassessable Reconstruction Paving Fund -- \$5,000, Additional Funds). The total estimated cost for this project including the requested amount is \$55,000. This project is anticipated to be completed during the 2012 construction season.

Alley between E. Bradford Ave., N. Downer Ave., N. Stowell Ave., and E. Webster Pl. (ST212110103): Paving the alley with concrete. Doing all the necessary grading pertaining to said work. (Nonassessable Alley Paving Fund -- \$9,800, Additional

Funds). The total estimated cost for this project including the requested amount is \$56,300. This project is anticipated to be completed during the 2012 construction season.

Alley between N. Cramer St., E. Hampshire St., E. Hartford Ave., and N. Oakland Ave. (ST212110106): Paving the alley with concrete. Doing all the necessary grading pertaining to said work. (Nonassessable Alley Paving Fund -- \$18,600, Additional Funds). The total estimated cost for this project including the requested amount is \$59,900. This project is anticipated to be completed during the 2012 construction season.

#### 5th Aldermanic District

Alley between W. Appleton Ave., W. Congress St., W. Ruby Ave., and N. 80th St. (ST212120102): Paving the alley with concrete. Doing all the necessary grading pertaining to said work. (Nonassessable Alley Paving Fund -- \$16,400, Additional Funds). The total estimated cost for this project including the requested amount is \$95,100. This project is anticipated to be completed during the 2012 construction season.

Alley between W. Burleigh St., W. Chambers St., N. 85th St., and N. 86th St. (ST21210105): Paving the alley with concrete. Doing all the necessary grading pertaining to said work. (Nonassessable Alley Paving Fund -- \$22,100, Additional Funds). The total estimated cost for this project including the requested amount is \$129,400. This project is anticipated to be completed during the 2012 construction season.

Alley between W. Capitol Dr., W. Melvina St., N. 80th St., and N. 81st St. (ST212050132): Paving the alley with concrete. Doing all the necessary grading pertaining to said work. (Nonassessable Alley Paving Fund -- \$18,400, Additional Funds). The total estimated cost for this project including the requested amount is \$101,900. This project is anticipated to be completed during the 2012 construction season.

#### 8th Aldermanic District

S. 28th St. – A point 500 feet m/l south of W. Cleveland Ave. to W. Cleveland Ave. (ST211130137): Paving the roadway with asphalt. Laying a concrete curb and gutter. Laying concrete sidewalk. Doing all the necessary grading pertaining to said work. (Nonassessable Reconstruction Paving Fund -- \$5,000). The total estimated cost for this project including the requested amount is \$70,000. This project is anticipated to be completed during the 2013 construction season.

Alley between W. Branting Ln., W. Greenfield Ave., S. 35th St., and S. 36th St. (northerly east-west leg and north half of north-south leg) (ST212050117): Paving the alley with concrete. Doing all the necessary grading pertaining to said work.

(Nonassessable Alley Paving Fund -- \$10,800, Additional Funds). The total estimated cost for this project including the requested amount is \$51,500. This project is anticipated to be completed during the 2012 construction season.

Alley between W. Dakota St., W. Montana St., S. 49th St., and S. 50th St. (ST212020118): Paving the alley with concrete. Doing all the necessary grading pertaining to said work. (Nonassessable Alley Paving Fund -- \$22,800, Additional Funds). The total estimated cost for this project including the requested amount is \$83,100. This project is anticipated to be completed during the 2012 construction season.

Alley between W. Greenfield Ave., W. Scott St., S. 28th St., and S. 29th St. (ST212120109): Paving the alley with concrete. Doing all the necessary grading pertaining to said work. (Nonassessable Alley Paving Fund -- \$20,500, Additional Funds). The total estimated cost for this project including the requested amount is \$53,400. This project is anticipated to be completed during the 2012 construction season.

#### 9th Aldermanic District

N. 124th St. – A point north of W. Brown Deer Rd. to W. County Line Rd. (Portions in the City of Menomonee Falls) (ST211130120): Paving the roadway with asphalt. Rural cross section. Doing all the necessary grading pertaining to said work. (Nonassessable Reconstruction Paving Fund -- \$25,000). The total estimated cost for this project including the requested amount is \$600,000. This project is anticipated to be completed during the 2013 construction season.

#### 10th Aldermanic District

W. Main St. – S. Hawley Rd. to S. 70th St. (ST211110139): Paving the roadway with asphalt. Laying a concrete curb and gutter. Laying concrete sidewalk. Doing all the necessary grading pertaining to said work. (Nonassessable Reconstruction Paving Fund -- \$5,000, Additional Funds). The total estimated cost for this project including the requested amount is \$400,000. This project is anticipated to be completed during the 2012 construction season.

Alley between W. Auer Ave., W. Concordia Ave., N. 53rd St., and N. 54th St. (ST212110107): Paving the alley with concrete. Doing all the necessary grading pertaining to said work. (Nonassessable Alley Paving Fund -- \$20,600, Additional Funds). The total estimated cost for this project including the requested amount is \$71,200. This project is anticipated to be completed during the 2012 construction season.

#### 11th Aldermanic District



W. Fremont Pl. – S. 63rd St. to S. 67th St. (ST211120151): Paving the roadway with asphalt. Laying a concrete curb and gutter. Laying concrete sidewalk. Doing all the necessary grading pertaining to said work. (Nonassessable Reconstruction Paving Fund -- \$5,000, Additional Funds). The total estimated cost for this project including the requested amount is \$158,000. This project is anticipated to be completed during the 2012 construction season.

Alley between W. Howard Ave., W. Van Beck Ave., S. 48th St., and S. 50th St. (ST212110105): Paving the alley with concrete. Doing all the necessary grading pertaining to said work. (Nonassessable Alley Paving Fund -- \$15,000). The total estimated cost for this project including the requested amount is \$100,000. This project is anticipated to be completed during the 2013 construction season.

#### 13th Aldermanic District

S. 6th St. (west side) – 400 feet m/l north of W. College Ave. to 1000 feet m/l north of W. College Ave. (ST211120185): Laying concrete walk. Doing all necessary grading pertaining to said work. (Nonassessable Reconstruction Paving Fund -- \$5,000). The total estimated cost for this project including the requested amount is \$30,000. This project is anticipated to be completed during the 2012 construction season.

#### 14th Aldermanic District

S. Kinnickinnic Ave. (east side) – E. Lincoln Ave. to a point north of E. Lincoln Ave. (ST211120182): Removing and replacing all curb and gutter. Removing and replacing concrete sidewalk and driveway approaches where necessary. Doing all the necessary grading pertaining to said work. (Nonassessable Reconstruction Paving Fund -- \$5,000). The total estimated cost for this project including the requested amount is \$20,000. This project is anticipated to be completed during the 2012 construction season.

Alley between W. Austin St., S. Brisbane Ave., E. Euclid Ave., and E. Oklahoma Ave. (ST212050137): Paving the alley with concrete. Doing all the necessary grading pertaining to said work. (Nonassessable Alley Paving Fund -- \$15,100, Additional Funds). The total estimated cost for this project including the requested amount is \$75,900. This project is anticipated to be completed during the 2012 construction season.

Alley between S. Ellen St., S. Kinnickinnic Ave., E. Morgan Ave., and E. Vollmer Ave. (ST212110108): Paving the alley with concrete. Doing all the necessary grading pertaining to said work. (Nonassessable Alley Paving Fund -- \$24,900, Additional Funds). The total estimated cost for this project including the requested amount is \$94,100. This project is anticipated to be completed during the 2012 construction season.

#### 15th Aldermanic District

W. Clarke St. – N. 20th St. to W. Monroe St. (ST211120184): Removing and replacing all curb and gutter. Removing and replacing concrete sidewalk and driveway approaches where necessary. Doing all the necessary grading pertaining to said work. (Nonassessable Reconstruction Paving Fund -- \$10,000). The total estimated cost for this project including the requested amount is \$60,000. This project is anticipated to be completed during the 2012 construction season.

N. 37th St. – W. State St. to W. Highland Blvd. (ST211120158): Paving the roadway with asphalt. Laying a concrete curb and gutter. Laying concrete sidewalk. Doing all the necessary grading pertaining to said work. (Nonassessable Reconstruction Paving Fund -- \$5,000, Additional Funds). The total estimated cost for this project including the requested amount is \$55,000. This project is anticipated to be completed during the 2012 construction season.

; and, be it

Further Resolved, That the abutting and adjacent properties be assessed a portion of the cost, said assessment to be recommended by the Commissioner of Public Works in his report; and, be it

Further Resolved, That all assessments and payments be made in accordance with Section 115-42 of the Milwaukee Code of Ordinances; and, be it

Further Resolved, That all City departments are authorized to do engineering, surveying, preparing of plans, and estimates of cost thereof, to be utilized in the preparation of said report of the Commissioner of Public Works; and, be it

Further Resolved, That the Department of Public Works is authorized to use the funding as specified in the above description of work; and, be it

Further Resolved, That the City Comptroller is authorized and directed to transfer such funds which are available for this purpose to the appropriate capital Project/Grant accounts.

..Requestor  
Infrastructure Services Division  
..Drafter  
MLD:dr  
Apr 7  
01/20/2012





Legislation Details (With Text)

**File #:** 111282      **Version:** 0

**Type:** Resolution      **Status:** In Committee

**File created:** 1/18/2012      **In control:** PUBLIC WORKS COMMITTEE

**On agenda:**      **Final action:**

**Effective date:**

**Title:** Resolution determining it necessary to make various nonassessable public improvements at various locations and appropriating funds for these purposes with the City engineering cost estimated to be \$380,000 for a total estimated cost of these projects being \$16,359,000.

**Sponsors:** THE CHAIR

**Indexes:** PUBLIC IMPROVEMENTS, SANITARY SEWERS, SEWER IMPROVEMENTS

**Attachments:** Proposed Substitute A, Hearing Notice List

Date	Ver.	Action By	Action	Result	Tally
1/18/2012	0	COMMON COUNCIL	ASSIGNED TO		
1/20/2012	0	PUBLIC WORKS COMMITTEE	HEARING NOTICES SENT		

Number  
111282

Version  
ORIGINAL

Sponsor  
THE CHAIR

Title

Resolution determining it necessary to make various nonassessable public improvements at various locations and appropriating funds for these purposes with the City engineering cost estimated to be \$380,000 for a total estimated cost of these projects being \$16,359,000.

Analysis

This resolution authorizes engineering studies on projects which by City Charter are nonassessable. After design plans and estimates of costs have been prepared, a resolution authorizing construction will be submitted to the Common Council. The City cost for engineering these projects is estimated to be \$380,000 with the total cost estimated to be \$16,359,000.

Body

Resolved, By the Common Council of the City of Milwaukee, that it is necessary and in the public interest to do the following described improvements according to City specifications:

2nd and 7th Aldermanic Districts

Area bounded by W. Capitol Dr., W. Congress St., N. Sherman Blvd., and N. 51st St. (#11) (SM494120202): Sanitary sewer lining. (Infiltration/Inflow Reduction Fund -- \$20,000). The total estimated cost for this project including the requested amount is \$500,000. This project is anticipated to be completed during the 2012 construction season.

Area bounded by N. 51st St., N. 60th St., W. Keefe Ave., and W. Capitol Dr. (#10) (SM494120203):

Sanitary sewer lining. (Infiltration/Inflow Reduction Fund -- \$15,000). The total estimated cost for this project including the requested amount is \$6,363,000. This project is anticipated to be completed during the 2012 construction season.

#### 2nd and 10th Aldermanic Districts

Area bounded by W. Congress St., W. Melvina St., N. 60th St., and N. 65th St. (#8) (SM494120205): Sanitary sewer lining. (Infiltration/Inflow Reduction Fund -- \$15,000). The total estimated cost for this project including the requested amount is \$904,000. This project is anticipated to be completed during the 2012 construction season.

#### 3rd Aldermanic District

E. Albion St. - N. Prospect Ave. to N. Farwell Ave. (SM495120301): Relaying combined sewer. (Nonassessable Sewer Maintenance Relay Fund -- \$15,000). The total estimated cost for this project including the requested amount is \$137,000. This project is anticipated to be completed during the 2012 construction season.

#### 4th Aldermanic District

W. McKinley Ave. - N. 19th St. to N. 21st St. (SM495120012): Combined sewer lining. (Nonassessable Sewer Maintenance Relay Fund -- \$15,000). The total estimated cost for this project including the requested amount is \$162,000. This project is anticipated to be completed during the 2012 construction season.

Area bounded by W. Wells St., W. Clybourn St., N. 15th St., and N. 17th St. (SM495120007): Combined sewer lining. (Nonassessable Sewer Maintenance Relay Fund -- \$20,000). The total estimated cost for this project including the requested amount is \$2,322,000. This project is anticipated to be completed during the 2012 construction season.

N. 33rd St. - W. Galena St. to W. Cherry St. (SM495120004): Relaying combined sewer. (Nonassessable Sewer Maintenance Relay Fund -- \$15,000). The total estimated cost for this project including the requested amount is \$125,000. This project is anticipated to be completed during the 2012 construction season.

#### 5th and 10th Aldermanic Districts

Area bounded by N. 72nd St., N. 82nd St., W. Center St., and W. Burleigh St. (#9) (SM494120201): Sanitary sewer lining. (Infiltration/Inflow Reduction Fund -- \$15,000). The total estimated cost for this project including the requested amount is \$977,000. This project is anticipated to be completed during the 2012 construction season.

#### 6th Aldermanic District

E. Garfield Ave. - N. Booth St. to N. Holton St. (SM495120011): Relaying combined sewer. (Nonassessable Sewer Maintenance Relay Fund -- \$15,000). The total estimated cost for this project including the requested amount is \$57,000. This project is anticipated to be completed during the 2012 construction season.

#### 7th Aldermanic District

N. 40th St. - W. Fiebrantz Ave. to W. Hope Ave. (SM495120013): Relaying sanitary sewer. (Nonassessable Sewer Maintenance Relay Fund -- \$15,000). The total estimated cost for this project including the requested amount is \$136,000. This project is anticipated to be completed during the 2012 construction season.

#### 8th Aldermanic District

W. Mineral St. - S. 23rd St. to S. 25th St. (SM495120015): Relaying combined sewer. (Nonassessable Sewer Maintenance Relay Fund -- \$15,000). The total estimated cost for this project including the requested amount is \$411,000. This project is anticipated to be completed during the 2012 construction season.

S. 24th St. - W. Scott St. to W. Mineral St. (SM495120016): Relaying combined sewer. (Nonassessable Sewer Maintenance Relay Fund -- \$15,000). The total estimated cost for this project including the requested amount is \$447,000. This project is anticipated to be completed during the 2012 construction season.

S. 28th St. - W. Forest Home Ave. to W. Hayes Ave. (SM495120014): Relaying combined sewer. (Nonassessable Sewer Maintenance Relay Fund -- \$15,000). The total estimated cost for this project including the requested amount is \$96,000. This project is anticipated to be completed during the 2012 construction season.

S. 32nd St. - W. Lapham St. to W. Mitchell St. (SM495120005): Relaying combined sewer. (Nonassessable Sewer Maintenance Relay Fund -- \$15,000). The total estimated cost for this project including the requested amount is \$138,000. This project is anticipated to be completed during the 2012 construction season.

#### 10th Aldermanic District

N. 50th St. - W. Galena St. to W. Washington Blvd. (SM495120008): Relaying combined sewer. (Nonassessable Sewer Maintenance Relay Fund -- \$15,000). The total estimated cost for this project including the requested amount is \$86,000. This project is anticipated to be completed during the 2012 construction season.

#### 11th Aldermanic District

Area bounded by W. Harrison Ave., W. Kinnickinnic River Pkwy., S. 60th St., to S. 72nd St. (#15) (SM494120200): Sanitary sewer lining. (Infiltration/Inflow Reduction Fund -- \$15,000). The total estimated cost for this project including the requested amount is \$1,200,000. This project is anticipated to be completed during the 2012 construction season.

#### 12th Aldermanic District

Area bounded by W. Lapham Blvd., W. Greenfield Ave., S. 3rd St., and S. 4th St. (SM494120206): Combined sewer lining. (Nonassessable Sewer Maintenance Relay Fund -- \$15,000). The total estimated cost for this project including the requested amount is \$254,000. This project is anticipated to be completed during the 2012 construction season.

### 13th Aldermanic District

S. 19th St. - W. Morgan Ave. to W. Howard Ave. (SM495120006): Relaying sanitary sewer and storm repair. (Nonassessable Sewer Maintenance Relay Fund -- \$15,000). The total estimated cost for this project including the requested amount is \$435,000. This project is anticipated to be completed during the 2012 construction season.

Area bounded by S. 20th St., S. 25th St., W. Klein Ave., and W. Goldcrest Ave. (SM494120204): Sanitary Sewer Exams. (Infiltration/Inflow Reduction Fund -- \$10,000). The total estimated cost for this project including the requested amount is \$200,000. This project is anticipated to be completed during the 2012 construction season.

### 14th Aldermanic District

S. Austin St. - E. Dover St. to E. Rosedale Ave. (SM495120010): Relaying combined sewer. (Nonassessable Sewer Maintenance Relay Fund -- \$15,000). The total estimated cost for this project including the requested amount is \$54,000. This project is anticipated to be completed during the 2012 construction season.

### 15th Aldermanic District

W. Clarke St. - N. 17th St. to N. 20th St. (SM495120009): Relaying combined sewer. (Nonassessable Sewer Maintenance Relay Fund -- \$15,000). The total estimated cost for this project including the requested amount is \$410,000. This project is anticipated to be completed during the 2012 construction season.

N. 37th St. - W. State St. to W. Highland Blvd. (SM495120002): Combined sewer lining. (Nonassessable Sewer Maintenance Relay Fund -- \$10,000). The total estimated cost for this project including the requested amount is \$30,000. This project is anticipated to be completed during the 2012 construction season.

### Various Aldermanic Districts

Upgrade the existing Pavement Management Administration System (PMA) to include engineering and software additions. (Nonassessable Reconstruction Paving Fund -- \$20,000, Additional Funds). The City Comptroller is authorized and directed to transfer \$20,000 from the Major Street Improvement parent account 0333-ST320120000, to an expenditure account previously created within the Capital Improvement Fund-Grant and Aid Projects (ST30581901) for the PMA. The total estimated cost for this project is \$20,000. This project is anticipated to be completed in 2012.

2012 Sanitary Manhole Rehabilitation. (SM494120102): City wide. (Infiltration/Inflow Reduction Fund -- \$25,000). The total estimated cost for this project including the requested amount is \$800,000. This project is anticipated to be completed during the 2012 construction season.

2012 Sanitary Manhole Inspection project. (SM494120101): City wide. (Infiltration/Inflow Reduction Fund -- \$5,000). The total estimated cost for this project including the requested amount is \$95,000. This project is anticipated to be completed during the 2012 construction season.

; and, be it

Further Resolved, That all City Departments are authorized to perform engineering, surveys, plan preparation, and determine an estimated cost thereof; and, be it

Further Resolved, That the Department of Public Works is authorized to use the funding as specified in the above description of work; and, be it

Further Resolved, That the City Comptroller is authorized and directed to transfer such funds which are available for this purpose to the appropriate capital Project/Grant accounts.

Requestor  
Infrastructure Services Division  
Drafter  
MLD:dr  
Npr 7  
01/10/2012



..Number

111282

..Version

Proposed Substitute A

..Sponsor

THE CHAIR

..Title

Substitute resolution determining it necessary to make various nonassessable public improvements at various locations and appropriating funds for these purposes with the City engineering cost estimated to be \$380,000 for a total estimated cost of these projects being \$16,709,000.

..Analysis

This resolution authorizes engineering studies on projects which by City Charter are nonassessable. After design plans and estimates of costs have been prepared, a resolution authorizing construction will be submitted to the Common Council. The City cost for engineering these projects is estimated to be \$380,000 with the total cost estimated to be \$16,709,000.

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#### 15th Aldermanic District

W. Center St. – W. Fond du Lac Ave. to N. 35th St., and W. Townsend St. – W. Hopkins St. to N. 35th St. (ST211120186): (Hot in place asphalt project). Paving the roadway with asphalt. Laying a concrete curb and gutter. Laying concrete sidewalk. Doing all the necessary grading pertaining to said work. The total estimated cost for this project is \$350,000. This project is anticipated to be completed during the 2012 construction season.

W. Clarke St. – N. 17th St. to N. 20th St. (SM495120009): Relaying combined sewer. (Nonassessable Sewer Maintenance Relay Fund -- \$15,000). The total estimated cost for this project including the requested amount is \$410,000. This project is anticipated to be completed during the 2012 construction season.

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2012 Sanitary Manhole Inspection project. (SM494120101): City wide. (Infiltration/Inflow Reduction Fund -- \$5,000). The total estimated cost for this project including the requested amount is \$95,000. This project is anticipated to be completed during the 2012 construction season.

;and, be it

Further Resolved, That all City Departments are authorized to perform engineering, surveys, plan preparation, and determine an estimated cost thereof; and, be it

Further Resolved, That the Department of Public Works is authorized to use the funding as specified in the above description of work; and, be it

Further Resolved, That the City Comptroller is authorized and directed to transfer such funds which are available for this purpose to the appropriate capital Project/Grant accounts.

..Requestor  
Infrastructure Services Division  
..Drafter  
MLD:dr  
Npr 7  
01/20/2012





Legislation Details (With Text)

**File #:** 111283      **Version:** 0

**Type:** Resolution      **Status:** In Committee

**File created:** 1/18/2012      **In control:** PUBLIC WORKS COMMITTEE

**On agenda:**      **Final action:**

**Effective date:**

**Title:** Resolution approving construction of nonassessable public improvements at various locations and appropriating funds for these purposes with the City construction cost estimated to be \$11,194,000 for a total estimated cost of these projects being \$11,341,000.

**Sponsors:** THE CHAIR

**Indexes:** PUBLIC IMPROVEMENTS, SANITARY SEWERS, SEWER IMPROVEMENTS

**Attachments:** Proposed Substitute A, Hearing Notice List

Date	Ver.	Action By	Action	Result	Tally
1/18/2012	0	COMMON COUNCIL	ASSIGNED TO		
1/20/2012	0	PUBLIC WORKS COMMITTEE	HEARING NOTICES SENT		

Number

111283

Version

ORIGINAL

Reference

100723

Sponsor

THE CHAIR

Title

Resolution approving construction of nonassessable public improvements at various locations and appropriating funds for these purposes with the City construction cost estimated to be \$11,194,000 for a total estimated cost of these projects being \$11,341,000.

Analysis

This resolution directs the installation and construction of certain public improvements which have been determined to be nonassessable by the Commissioner of Public Works. The City cost of the projects approved by this resolution is estimated to be \$11,194,000. The total estimated cost of these projects is \$11,341,000.

Body

Whereas, The Common Council of the City of Milwaukee adopted preliminary resolutions determining it necessary and in the public interest to construct nonassessable improvements; and

Whereas, Plans, specifications and cost estimates have been prepared for the following described improvements:

1st Aldermanic District

N. 19th St. - W. Capitol Dr. to W. Fiebrantz Ave. (SM495100208) File Number 100723: Relaying

sanitary sewer. (Nonassessable Sewer Maintenance Relay Fund -- \$119,000). The total estimated cost for this project including the requested amount is \$134,000. This project is anticipated to be completed during the 2012 construction season.

#### 1st and 6th Aldermanic Districts

W. Atkinson Ave. - W. Capitol Dr. to N. 20th St. (SM495110071) File Number 111024: Relaying sanitary sewer. (Nonassessable Sewer Maintenance Relay Fund -- \$66,000). The total estimated cost for this project including the requested amount is \$78,000. This project is anticipated to be completed during the 2012 construction season.

W. Capitol Dr. (south side) - N. 19th Pl. to N. 21st St. (SM495110077) File Number 111024: Relaying sanitary sewer. (Nonassessable Sewer Maintenance Relay Fund -- \$97,000). The total estimated cost for this project including the requested amount is \$112,000. This project is anticipated to be completed during the 2012 construction season.

N. 20th St. - (Various Locations) - W. Nash St. to W. Fiebrantz Ave. (SM495110069) File Number 111024: Sanitary sewer relay and lining, and relaying combined sewer. (Nonassessable Sewer Maintenance Relay Fund -- \$338,000). The total estimated cost for this project including the requested amount is \$353,000. This project is anticipated to be completed during the 2012 construction season.

#### 4th and 8th Aldermanic Districts

N. 26th St. - W. McKinley Blvd. to W. St. Paul Ave. (SM495110087) File Number 111024: Combined sewer lining. (Nonassessable Sewer Maintenance Relay Fund -- \$9,645,000). The total estimated cost for this project including the requested amount is \$9,670,000. This project is anticipated to be completed during the 2012 construction season.

#### 7th Aldermanic District

N. 39th St. - N. Sercombe Rd. to W. Marion St. (SM495100206) File Number 100723: Sanitary sewer relay and lining. (Nonassessable Sewer Maintenance Relay Fund -- \$59,000). The total estimated cost for this project including the requested amount is \$74,000. This project is anticipated to be completed during the 2012 construction season.

N. 40th St. - 270 feet m/l south of W. Marion St. to W. Congress St. (SM495100186) File Number 100723: Relaying sanitary sewer. (Nonassessable Sewer Maintenance Relay Fund -- \$143,000). The total estimated cost for this project including the requested amount is \$158,000. This project is anticipated to be completed during the 2012 construction season.

N. 47th St. - W. Locust St. to 115 feet m/l north of W. Chambers St. (SM495100187) File Number 100723: Relaying sanitary sewer. (Nonassessable Sewer Maintenance Relay Fund -- \$187,000). The total estimated cost for this project including the requested amount is \$202,000. This project is anticipated to be completed during the 2012 construction season.

#### 7th and 10th Aldermanic Districts

N. 50th St. - N. Gengler Cr. to W. Townsend St. (SM495110003) File Number 110834: Relaying



sanitary sewer. (Nonassessable Sewer Maintenance Relay Fund -- \$450,000). The total estimated cost for this project including the requested amount is \$465,000. This project is anticipated to be completed during the 2012 construction season.

Various Aldermanic Districts

2012 Sanitary Manhole Inspection project. (SM494120101) File Number 111282: City wide. (Infiltration/Inflow Reduction Fund -- \$90,000). The total estimated cost for this project including the requested amount is \$95,000. This project is anticipated to be completed during the 2012 construction season.

; now, therefore, be it

Resolved, By the Common Council of the City of Milwaukee that the Commissioner of Public Works is authorized and directed to proceed with said work; and, be it

Further Resolved, That the Department of Public Works is authorized to use the funding as specified in the above description of work; and, be it

Further Resolved, That the City Comptroller is authorized and directed to transfer such funds which are available for this purpose to the appropriate capital Project/Grant accounts.

Requestor  
Infrastructure Services Division  
Drafter  
MLD:dr  
Nfr 7  
01/10/2012

..Number

111283

..Version

Proposed Substitute A

..Reference

100723

..Sponsor

THE CHAIR

..Title

Substitute resolution approving construction of nonassessable public improvements at various locations and appropriating funds for these purposes with the City construction cost estimated to be \$11,544,000 for a total estimated cost of these projects being \$11,691,000.

..Analysis

This resolution directs the installation and construction of certain public improvements which have been determined to be nonassessable by the Commissioner of Public Works. The City cost of the projects approved by this resolution is estimated to be \$11,544,000. The total estimated cost of these projects is \$11,691,000.

..Body

Whereas, The Common Council of the City of Milwaukee adopted preliminary resolutions determining it necessary and in the public interest to construct nonassessable improvements; and

Whereas, Plans, specifications and cost estimates have been prepared for the following described improvements:

1st Aldermanic District

N. 19th St. – W. Capitol Dr. to W. Fiebrantz Ave. (SM495100208) File Number 100723: Relaying sanitary sewer. (Nonassessable Sewer Maintenance Relay Fund -- \$119,000). The total estimated cost for this project including the requested amount is \$134,000. This project is anticipated to be completed during the 2012 construction season.

1st and 6th Aldermanic Districts

W. Atkinson Ave. – W. Capitol Dr. to N. 20th St. (SM495110071) File Number 111024: Relaying sanitary sewer. (Nonassessable Sewer Maintenance Relay Fund -- \$66,000). The total estimated cost for this project including the requested amount is \$78,000. This project is anticipated to be completed during the 2012 construction season.

W. Capitol Dr. (south side) – N. 19th Pl. to N. 21st St. (SM495110077) File Number 111024: Relaying sanitary sewer. (Nonassessable Sewer Maintenance Relay Fund -- \$97,000). The total estimated cost for this project including the requested amount is

\$112,000. This project is anticipated to be completed during the 2012 construction season.

N. 20th St. – (Various Locations) – W. Nash St. to W. Fiebrantz Ave. (SM495110069) File Number 111024: Sanitary sewer relay and lining, and relaying combined sewer. (Nonassessable Sewer Maintenance Relay Fund -- \$338,000). The total estimated cost for this project including the requested amount is \$353,000. This project is anticipated to be completed during the 2012 construction season.

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N. 26th St. – W. McKinley Blvd. to W. St. Paul Ave. (SM495110087) File Number 111024: Combined sewer lining. (Nonassessable Sewer Maintenance Relay Fund -- \$9,645,000). The total estimated cost for this project including the requested amount is \$9,670,000. This project is anticipated to be completed during the 2012 construction season.

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N. 39th St. – N. Sercombe Rd. to W. Marion St. (SM495100206) File Number 100723: Sanitary sewer relay and lining. (Nonassessable Sewer Maintenance Relay Fund -- \$59,000). The total estimated cost for this project including the requested amount is \$74,000. This project is anticipated to be completed during the 2012 construction season.

N. 40th St. – 270 feet m/l south of W. Marion St. to W. Congress St. (SM495100186) File Number 100723: Relaying sanitary sewer. (Nonassessable Sewer Maintenance Relay Fund -- \$143,000). The total estimated cost for this project including the requested amount is \$158,000. This project is anticipated to be completed during the 2012 construction season.

N. 47th St. – W. Locust St. to 115 feet m/l north of W. Chambers St. (SM495100187) File Number 100723: Relaying sanitary sewer. (Nonassessable Sewer Maintenance Relay Fund -- \$187,000). The total estimated cost for this project including the requested amount is \$202,000. This project is anticipated to be completed during the 2012 construction season.

#### 7th and 10th Aldermanic Districts

N. 50th St. – N. Gengler Cr. to W. Townsend St. (SM495110003) File Number 110834: Relaying sanitary sewer. (Nonassessable Sewer Maintenance Relay Fund -- \$450,000). The total estimated cost for this project including the requested amount is \$465,000. This project is anticipated to be completed during the 2012 construction season.

#### 15th Aldermanic District

W. Center St. – W. Fond du Lac Ave. to N. 35th St., and W. Townsend St. – W. Hopkins St. to N. 35th St. (ST211120186) File Number 111282: (Hot in place asphalt project). Paving the roadway with asphalt. Laying a concrete curb and gutter. Laying concrete sidewalk. Doing all the necessary grading pertaining to said work. (Nonassessable Reconstruction Paving Fund -- \$350,000). The total estimated cost for this project is \$350,000. This project is anticipated to be completed during the 2012 construction season.

Various Aldermanic Districts

2012 Sanitary Manhole Inspection project. (SM494120101) File Number 111282: City wide. (Infiltration/Inflow Reduction Fund -- \$90,000). The total estimated cost for this project including the requested amount is \$95,000. This project is anticipated to be completed during the 2012 construction season.

now, therefore, be it

Resolved, By the Common Council of the City of Milwaukee that the Commissioner of Public Works is authorized and directed to proceed with said work; and, be it

Further Resolved, That the Department of Public Works is authorized to use the funding as specified in the above description of work; and, be it

Further Resolved, That the City Comptroller is authorized and directed to transfer such funds which are available for this purpose to the appropriate capital Project/Grant accounts.

..Requestor  
Infrastructure Services Division  
..Drafter  
MLD:dr  
Nfr 7  
01/20/2012





Legislation Details (With Text)

**File #:** 111274      **Version:** 0

**Type:** Ordinance      **Status:** In Committee

**File created:** 1/18/2012      **In control:** PUBLIC WORKS COMMITTEE

**On agenda:**      **Final action:**

**Effective date:**

**Title:** An ordinance relating to deferred special assessments.

**Sponsors:** THE CHAIR

**Indexes:** DEFERRED ASSESSMENTS, SPECIAL ASSESSMENTS

**Attachments:** Hearing Notice List

Date	Ver.	Action By	Action	Result	Tally
1/18/2012	0	COMMON COUNCIL	ASSIGNED TO		
1/20/2012	0	PUBLIC WORKS COMMITTEE	HEARING NOTICES SENT		

Number  
111274

Version  
ORIGINAL

Reference

Sponsor  
THE CHAIR

Title  
An ordinance relating to deferred special assessments.

Sections  
115-44-3-b am

Analysis  
Currently, the maximum annual household income for an applicant to be eligible for a deferred special assessment is \$20,000. Under this ordinance, this maximum annual household income will be increased to \$25,000. This amount was last changed in 2004, from \$17,000 to \$20,000.

...Body  
The Mayor and Common Council of the City of Milwaukee do ordain as follows:

Part 1. Section 115-44-3-b of the code is amended to read:

**115-44. Deferred Special Assessments.**

**3. ELIGIBILITY.** b. Have a maximum annual household income of ~~[[ \$20,000 ]]~~ >> \$25,000 <<.

LRB  
APPROVED AS TO FORM

Legislative Reference Bureau  
Date: \_\_\_\_\_

Attorney  
IT IS OUR OPINION THAT THE ORDINANCE  
IS LEGAL AND ENFORCEABLE

---

Office of the City Attorney

Date: \_\_\_\_\_

Requestor  
Public Works  
Drafter  
LRB136180-1  
Rich Watt  
1/5/2012







Legislation Details (With Text)

**File #:** 111318      **Version:** 0

**Type:** Resolution      **Status:** In Committee

**File created:** 1/18/2012      **In control:** PUBLIC WORKS COMMITTEE

**On agenda:**      **Final action:**

**Effective date:**

**Title:** Resolution accepting the donation of a privately owned vacant lot at 2318-20 North 45th Street from Wells Fargo Bank, N.A., for residential development, in the 15th Aldermanic District.

**Sponsors:** ALD. HINES JR.

**Indexes:** CITY PROPERTY, DONATIONS, HOUSING

**Attachments:** Hearing Notice List

Date	Ver.	Action By	Action	Result	Tally
1/18/2012	0	COMMON COUNCIL	ASSIGNED TO		
1/20/2012	0	PUBLIC WORKS COMMITTEE	HEARING NOTICES SENT		

Number  
111318  
Version  
ORIGINAL  
Reference

Sponsor  
ALD. HINES

Title  
Resolution accepting the donation of a privately owned vacant lot at 2318-20 North 45th Street from Wells Fargo Bank, N.A., for residential development, in the 15th Aldermanic District.

Analysis  
This resolution authorizes donation of a privately owned residential vacant lot to the City of Milwaukee.

Body  
Whereas, Wells Fargo Bank, N.A., acquired a residential duplex at 2318-20 North 45th Street in the Sherman Park Neighborhood through mortgage foreclosure; and

Whereas, The house had extensive fire damage in November 2010 and was razed in January 2011 by the Department of Neighborhood Services; and

Whereas, The property is considered a buildable lot and is in an area targeted by Milwaukee Habitat for Humanity, Inc. for new housing; and

Whereas, Wells Fargo Bank, N.A., has offered to donate the property to the City of Milwaukee ("City") and will provide the City with a clear title; now, therefore, be it

Resolved, By the Common Council of the City of Milwaukee, that the City is authorized to accept donation of the vacant lot at 2318-20 North 45th Street from Wells Fargo Bank, N.A.; and, be it

Further Resolved, That the Commissioner of the Department of City Development, or designee, is authorized to execute a Donation Agreement with Wells Fargo Bank, N.A., to

accept the deed and to execute other documents necessary to acquire clear title to the property.

Drafter

DCD:EMM:dke

01/18/12/A





Legislation Details (With Text)

**File #:** 111319      **Version:** 0

**Type:** Resolution      **Status:** In Committee

**File created:** 1/18/2012      **In control:** PUBLIC WORKS COMMITTEE

**On agenda:**      **Final action:**

**Effective date:**

**Title:** Resolution authorizing five easements with Wisconsin Electric Power Company on City-owned property at the Port of Milwaukee, in the 4th Aldermanic District.

**Sponsors:** ALD. BAUMAN

**Indexes:** EASEMENTS, HARBOR COMMISSION, PORT OF MILWAUKEE, WISCONSIN ELECTRIC POWER COMPANY

**Attachments:** Easement-1, Easement-2, Easement-3, Easement-4, Easement-5, Hearing Notice List

Date	Ver.	Action By	Action	Result	Tally
1/18/2012	0	COMMON COUNCIL	ASSIGNED TO		
1/20/2012	0	PUBLIC WORKS COMMITTEE	HEARING NOTICES SENT		

Number  
111319  
Version  
ORIGINAL  
Reference

Sponsor  
ALD. BAUMAN

Title  
Resolution authorizing five easements with Wisconsin Electric Power Company on City-owned property at the Port of Milwaukee, in the 4th Aldermanic District.

Analysis  
This resolution authorizes easements for the underground installation of utility facilities on City-owned property at the Port of Milwaukee that is under the jurisdiction of the Board of Harbor Commissioners.

Body  
Whereas, Wisconsin Electric Power Company, doing business as WE Energies, provides electrical services to the Port of Milwaukee ("Port") through facilities on the City-owned properties at 550 Adjacent North Harbor Drive and 1225 South Carferry Drive; and

Whereas, The Port requires WE Energies to provide additional electrical service to several facilities on Port property and WE Energies requires that such service be provided through underground distribution easements, copies of which are attached to this Common Council File; and

Whereas, The City of Milwaukee ("City") shall not require compensation for the easements because these easements provide electrical services to municipal facilities; and

Whereas, The Board of Harbor Commissioners approved the easements at its meeting on December 8, 2011 and requested Common Council approval of the documents; and

Whereas, The Department of City Development and the Department of Public Works have reviewed the easements and recommend approval; now, therefore, be it

Resolved, By the Common Council of the City of Milwaukee, that the easements with Wisconsin Electric Power Company for City-owned property at the Port of Milwaukee are approved and that the proper City officials are authorized to execute the easements.

Drafter

DCD-Real Estate

EMM:bmm

01/18/12/A

**DISTRIBUTION EASEMENT  
UNDERGROUND**

Document Number

WR NO. 2603797

For good and valuable consideration which the **CITY OF MILWAUKEE, a Wisconsin municipal corporation, acting by and through its Board of Harbor Commissioners**, as its interest may apply, hereinafter referred to as "Grantor", owner of land, acknowledges receipt of, grants and warrants to **WISCONSIN ELECTRIC POWER COMPANY, a Wisconsin corporation doing business as We Energies**, hereinafter referred to as "Grantee", a permanent easement upon, within and beneath a part of Grantor's land hereinafter referred to as "easement area."

The easement area is described as strips of land twelve (12) feet in width being part of Grantor's land in the Southwest 1/4 of the Southeast 1/4 of Section 33, Township 7 North, Range 22 East, in the City of Milwaukee, Milwaukee County, Wisconsin.

The location of the easement area with respect to Grantor's land is as shown on the attached drawing, marked Exhibit "A", and made a part of this document.

RETURN TO:  
We Energies  
PROPERTY RIGHTS & INFORMATION GROUP  
231 W. MICHIGAN STREET, ROOM A252  
PO BOX 2046  
MILWAUKEE, WI 53201-2046

Part of Tax Key No.:

463-9997-118

(Parcel Identification Number)

1. **Purpose:** The purpose of this easement is to install, operate, maintain, repair, replace and extend underground utility facilities, conduit and cables, electric pad-mounted transformers, manhole, electric pad-mounted switch-fuse units, electric pad-mounted vacuum fault interrupter, concrete slabs, power pedestals, riser equipment, terminals and markers, together with all necessary and appurtenant equipment under and above ground as deemed necessary by Grantee, all to transmit electric energy and signals. Trees, bushes, branches and roots may be trimmed or removed so as not to interfere with Grantee's use of the easement area.
2. **Access:** Grantee or its agents shall have the right to enter and use Grantor's land with full right of ingress and egress over and across the easement area and adjacent lands of Grantor for the purpose of exercising its rights in the easement area. Grantee shall provide grantor a minimum of 10 days advance notice prior to commencing any installation, repairs, maintenance or other activities within the easement area; however, in the event of the need for immediate action by grantee to prevent damage or harm to persons or property or in the event of an emergency, no such advance notice is required.
3. **Buildings or Other Structures:** Grantor agrees that no structures will be erected in the easement area or in such close proximity to the electric facilities as to create a violation of the Wisconsin State Electrical Code or any amendments to it.
4. **Elevation:** Grantor agrees that the elevation of the ground surface existing as of the date of the initial installation of Grantee's facilities within the easement area will not be altered by more than 4 inches without the written consent of Grantee.
5. **Restoration:** Grantee agrees to restore or cause to have restored Grantor's land, as nearly as is reasonably possible, to the condition existing prior to such entry by Grantee or its agents. This restoration, however, does not apply to the initial installation of said facilities or to any trees, bushes, branches or roots which may interfere with Grantee's use of the easement area.
6. **Exercise of Rights:** It is agreed that the complete exercise of the rights herein conveyed may be gradual and not fully exercised until some time in the future, and that none of the rights herein granted shall be lost by non-use.
7. **Removal of Facilities:** It is understood that grantee's facilities shall be removed without cost to grantor and the easement rights contained herein terminated at such time as said facilities are no longer required or used by grantee.
8. **Notices:** All notices to be given to either party under this agreement shall preferable be in writing and shall be given either by personal delivery, by postage prepaid U.S. Mail, by facsimile or by e-mail to the respective recipients set forth in this paragraph. A notice shall be deemed delivered either upon actual receipt thereof or upon delivery refusal thereof;

providing, however, that notices sent by e-mail or facsimile must be sent during the hours between 8:30 A.M. and 4:30 P.M on normal business days. Either party may change its address for purposes of receiving notice by delivering written notice thereof in accordance with the requirements of this paragraph.

A. To: Port of Milwaukee  
2323 South Lincoln Memorial Drive  
Milwaukee, WI 53207  
Telephone: 414-286-3511  
Fax: 414-286-8506

B. To: We Energies  
ROW Agent – Nicole Smullen  
500 S. 116<sup>th</sup> Street  
West Allis, WI 53214  
Telephone: 414-944-5586  
Fax: 414-944-5552

9. **Amendments:** This agreement may be amended only by a written instrument executed by all of the parties hereto.

10. **Indemnification:** It is understood that during the time grantee's facilities are located on the land of grantor pursuant to this grant, grantee will indemnify and save the grantor harmless from any and all claims for injury or death to any person and for damage to property of any person arising out of the installation and maintenance of said facilities; excepting, however, any claims or actions arising out of negligence or willful acts on the part of grantor, its employees, agents and invitees.

11. **Recording:** This document shall be recorded in the Milwaukee County Register of Deeds' office by the grantee, at its expense. Two copies of the recorded document shall be returned to the City of Milwaukee Engineer who will, in turn, forward a copy to the Port of Milwaukee for its records.

12. **Binding on Future Parties:** This grant of easement shall be binding upon and inure to the benefit of the heirs, successors and assigns of all parties hereto.

Grantor: CITY OF MILWAUKEE

Grantor: BOARD OF HARBOR COMMISSIONERS

\_\_\_\_\_  
Tom Barrett, Mayor

\_\_\_\_\_  
President

\_\_\_\_\_  
Ronald D. Leonhardt, City Clerk

\_\_\_\_\_  
Secretary

Acknowledged before me in Milwaukee County, Wisconsin, on \_\_\_\_\_,

by Tom Barrett, the Mayor, and by Ronald D. Leonhardt, the City Clerk of the City of Milwaukee, a Wisconsin municipal

corporation, for the municipal corporation, by its authority, and pursuant to Resolution File No. \_\_\_\_\_ adopted by its

Common Council on \_\_\_\_\_.

\_\_\_\_\_  
Notary Public Signature, State of Wisconsin

(NOTARY STAMP/SEAL)

\_\_\_\_\_  
Notary Public Name (Typed or Printed)

My commission expires: \_\_\_\_\_

Acknowledged before me in Milwaukee County, Wisconsin, on \_\_\_\_\_, \_\_\_\_\_,  
by \_\_\_\_\_, the President, and by \_\_\_\_\_, the Secretary of the Board of  
Harbor Commissioners, by its authority.

\_\_\_\_\_  
Notary Public Signature, State of Wisconsin

(NOTARY STAMP/SEAL)

\_\_\_\_\_  
Notary Public Name (Typed or Printed)

My commission expires: \_\_\_\_\_

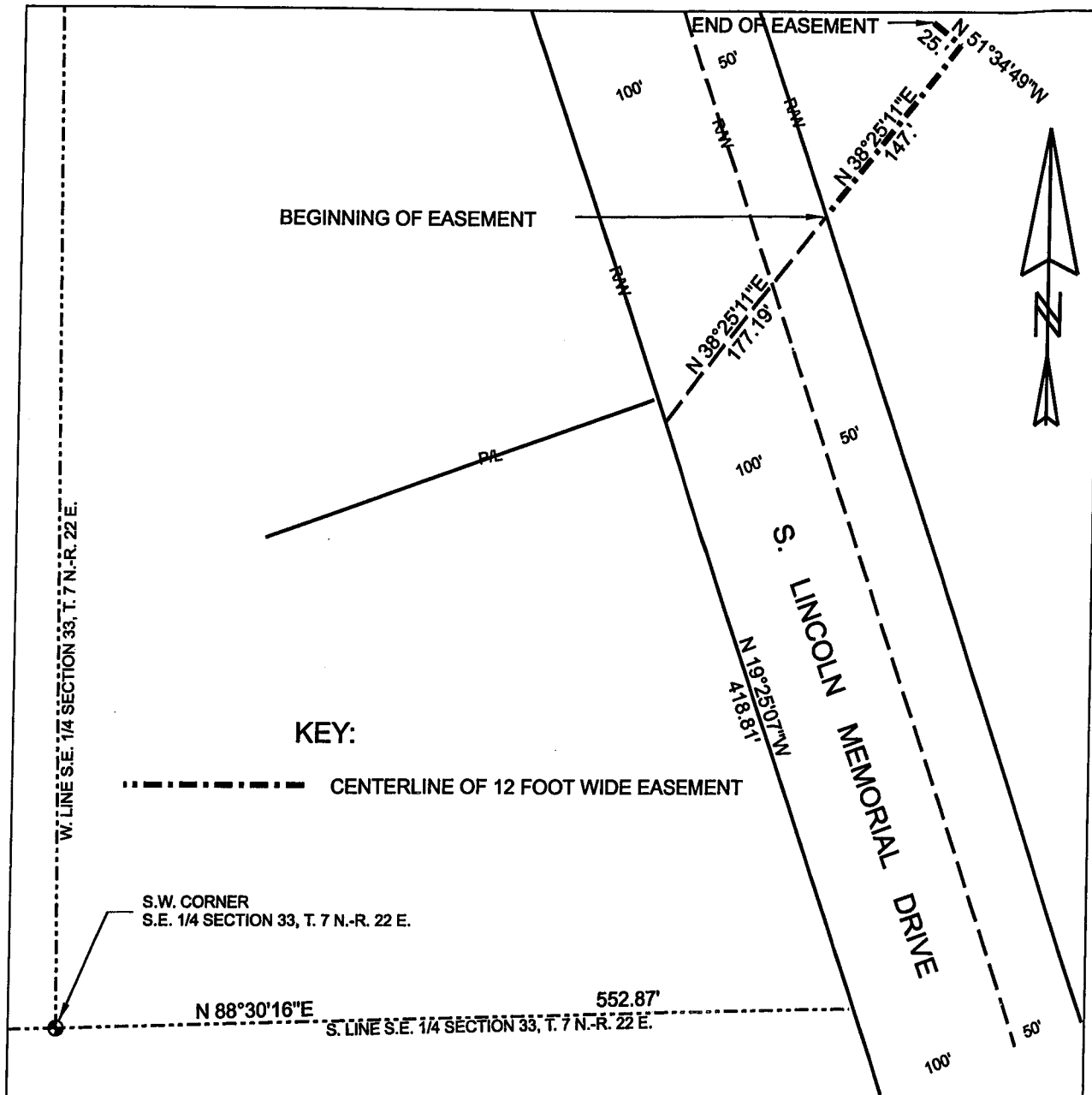
**Grantee: WISCONSIN ELECTRIC POWER COMPANY**

By: \_\_\_\_\_

James T. Raabe, Manager of Property Management

Acknowledged before me in Milwaukee County, Wisconsin, on \_\_\_\_\_, \_\_\_\_\_, by James T.  
Raabe, the Manager of Property Management for Wisconsin Electric Power Company, a Wisconsin corporation, on behalf  
of said corporation, by its authority.





**EXHIBIT "A"**

<p><b>REVISIONS</b></p>	<p><b>We Energies</b></p>	<p>DRAWN BY: D.R. PATCHETT</p>
	<p>BEING A PART OF THE S.W. 1/4 OF THE S.E. 1/4 OF SECTION 33, T. 7 N.-R. 22 E.  CITY OF MILWAUKEE  MILWAUKEE COUNTY, WISCONSIN</p>	<p>CHECKED BY:  APPROVED BY:  SCALE: 1" = 100'  DATE: JUNE 24, 2008  IDO # : 2603797A</p>

Document Number

**We Energies  
DISTRIBUTION EASEMENT  
UNDERGROUND**

WR NO. 2532230

For good and valuable consideration which the **CITY OF MILWAUKEE, acting by and through its BOARD OF HARBOR COMMISSIONERS**, hereinafter referred to as "grantor", owner of land, acknowledges receipt of, grants and warrants to **WISCONSIN ELECTRIC POWER COMPANY, a Wisconsin corporation doing business as We Energies**, hereinafter referred to as "grantee", a permanent easement upon, within and beneath a part of grantor's land hereinafter referred to as "easement area".

The easement area is described as: strips of land, 12 feet in width, being part of grantor's land located in the **Southeast ¼ of Section 28, Township 7 North, Range 22 East**, in the City of Milwaukee, County of Milwaukee, State of Wisconsin.

The location of the easement area with respect to the grantor's land is as shown on the attached drawing, marked Exhibit "A", and made a part of this document. Area known as Municipal Pier.

RETURN TO:  
We Energies  
PROPERTY RIGHTS & INFORMATION GROUP  
231 W. MICHIGAN STREET, ROOM A252  
PO BOX 2046  
MILWAUKEE, WI 53201-2046

395-9999-111-9  
(Parcel Identification Number)

- 1. Purpose:** The purpose of this easement is to install, operate, maintain and replace underground utility facilities, conduit and cables, electric pad-mounted transformers, electric pad-mounted switch-fuse units, electric pad mounted vacuum fault interrupter, concrete slabs, power pedestals, riser equipment, terminals and markers, together with all necessary and appurtenant equipment under and above ground, as deemed necessary by grantee, all to transmit electric energy and signals. Trees, bushes, branches and roots may be trimmed or removed so as not to interfere with grantee's use of the easement area.
- 2. Access:** Grantee or its agents shall have the right to enter the grantor's land for the purpose of exercising its rights in the easement area.
- 3. Buildings or Other Structures:** The grantor agrees that no structures will be erected in the easement area or in such close proximity to the electric facilities as to create a violation of the Wisconsin State Electrical Code or any amendments to it.
- 4. Elevation:** The grantor agrees that the elevation of the existing ground surface within the easement area will not be altered by more than 4 inches without the written consent of grantee.
- 5. Restoration:** Grantee agrees to restore or cause to have restored the grantor's land, as nearly as is reasonably possible, to the condition existing prior to such entry by the grantee or its agents. This restoration, however, does not apply to the initial installation of grantee's facilities or to any trees, bushes, branches or roots which may interfere with grantee's use of the easement area.
- 6. Exercise of Rights:** It is agreed that the complete exercise of the rights herein conveyed may be gradual and not fully exercised until some time in the future, and that none of the rights herein granted shall be lost by non-use.

- 7. Removal of Facilities:** It is understood that grantee's facilities shall be removed without cost to grantor and the easement rights contained herein terminated at such time as said facilities are no longer required or used by grantee.
- 8. Notices:** All notices to be given to either party under this agreement shall preferable be in writing and shall be given either by personal delivery, by postage prepaid U.S. Mail, by facsimile or by e-mail to the respective recipients set forth in this paragraph. A notice shall be deemed delivered either upon actual receipt thereof or upon delivery refusal thereof; providing, however, that notices sent by e-mail or facsimile must be sent during the hours between 8:30 A.M. and 4:30 P.M on normal business days. Either party may change its address for purposes of receiving notice by delivering written notice thereof in accordance with the requirements of this paragraph.
- A. To: Port of Milwaukee  
 2323 South Lincoln Memorial Drive  
 Milwaukee, WI 53207  
 Telephone: 414-286-3511  
 Fax: 414-286-8506
- B. To: We Energies  
 ROW Agent – Nicole Iverson  
 500 S. 116<sup>th</sup> Street  
 West Allis, WI 53214  
 Telephone: 414-944-5586  
 Fax: 414-944-5552
- 9. Amendments:** This agreement may be amended only by a written instrument executed by all of the parties hereto.
- 10. Indemnification:** It is understood that during the time grantee's facilities are located on the land of grantor pursuant to this grant, grantee will indemnify and save the grantor harmless from any and all claims for injury or death to any person and for damage to property of any person arising out of the installation and maintenance of said facilities; excepting, however, any claims or actions arising out of negligence or willful acts on the part of grantor, its employees, agents and invitees.
- 11. Recording:** This document shall be recorded in the Milwaukee County Register of Deeds' office by the grantee, at its expense. Two copies of the recorded document shall be returned to the City of Milwaukee Engineer who will, in turn, forward a copy to the Port of Milwaukee for its records.
- 12. Binding on Future Parties:** This grant of easement shall be binding upon and inure to the benefit of the heirs, successors and assigns of all parties hereto.

**Grantor: CITY OF MILWAUKEE**

**Grantor: BOARD OF HARBOR COMMISSIONERS**

\_\_\_\_\_  
 Tom Barrett, Mayor

\_\_\_\_\_  
 President

\_\_\_\_\_  
 Ronald D. Leonhardt, City Clerk

\_\_\_\_\_  
 Secretary

Acknowledged before me in Milwaukee County, Wisconsin, on \_\_\_\_\_, 2010,  
 by Tom Barrett, the Mayor, and by Ronald D. Leonhardt, the City Clerk of the City of Milwaukee, a Wisconsin municipal corporation, for the municipal corporation, by its authority, and pursuant to Resolution File No. \_\_\_\_\_ adopted by its Common Council on \_\_\_\_\_, 2010.

(NOTARY STAMP/SEAL)

\_\_\_\_\_  
Notary Public Signature, State of Wisconsin

\_\_\_\_\_  
Notary Public Name (Typed or Printed)

My commission expires: \_\_\_\_\_

Acknowledged before me in Milwaukee County, Wisconsin, on \_\_\_\_\_, 2010,  
by \_\_\_\_\_, the President, and by \_\_\_\_\_, the Secretary of the Board of  
Harbor Commissioners, by its authority.

\_\_\_\_\_  
Notary Public Signature, State of Wisconsin

\_\_\_\_\_  
Notary Public Name (Typed or Printed)

My commission expires: \_\_\_\_\_

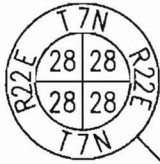
(NOTARY STAMP/SEAL)

**Grantee: WISCONSIN ELECTRIC POWER COMPANY**

By: \_\_\_\_\_

James T. Raabe, Manager of Property Management

Acknowledged before me in Milwaukee County, Wisconsin, on \_\_\_\_\_, 2010, by James T. Raabe,  
the Manager of Property Management for Wisconsin Electric Power Company, a Wisconsin corporation, on behalf of said  
corporation, by its authority.



S 88° 56' 21" W 2638.04'  
 NORTH LINE OF SW 1/4 OF SECTION 28

N 88° 56' 21" E 457.66'  
 MEANDER LINE OF SECTION 28

S 63° 37' 49" E 765.52'  
 FROM CENTER OF SECTION 28 TO START  
 OF CENTERLINE OF 12' WIDE EASEMENT.

S 74° 12' 25" E  
 235.00'

NORTH LINCOLN MEMORIAL DRIVE

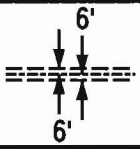
NORTH HARBOR DRIVE

EAST MICHIGAN STREET

WEST LINE OF SE 1/4 OF SECTION 28  
 S 01° 02' 02" E 2656.87'

LAKE MICHIGAN

KEY



CENTERLINE  
 12' WIDE  
 EASEMENT

WE ENERGIES - EXHIBIT "A"

12' WIDE EASEMENT IN  
 PART OF THE SE 1/4 OF SECTION 28, T7N R22E  
 CITY OF MILWAUKEE, MILWAUKEE COUNTY, WISCONSIN

DRAWN BY: JIM CLARKE

SCALE: 1" = 200'

DATE: 09-04-2008

ORDER #: 2532230

**SUPPLEMENTAL  
DISTRIBUTION EASEMENT  
UNDERGROUND**

Document Number

WR NO. 2861206

For good and valuable consideration which the **CITY OF MILWAUKEE**, a Wisconsin municipal corporation, acting by and through its Board of Harbor Commissioners, as its interest may apply, hereinafter referred to as "Grantor", owner of land, acknowledges receipt of, grants and warrants to **WISCONSIN ELECTRIC POWER COMPANY**, a Wisconsin corporation doing business as **We Energies**, hereinafter referred to as "Grantee", a permanent easement upon, within and beneath a part of Grantor's land hereinafter referred to as "easement area."

The easement area is described as strips of land varying in width being part of Grantor's land in the Southeast  $\frac{1}{4}$  of Section 28, Township 7 North, Range 22 East, in the City of Milwaukee, Milwaukee County, Wisconsin.

The location of the easement area with respect to Grantor's land is as shown on the attached drawing, marked Exhibit "A", and made a part of this document.

RETURN TO:  
We Energies  
PROPERTY RIGHTS & INFORMATION GROUP  
231 W. MICHIGAN STREET, ROOM A252  
PO BOX 2046  
MILWAUKEE, WI 53201-2046

395-9999-111-9  
(Parcel Identification Number)

**This grant of easement is in addition and supplemental to that certain easement granted to Wisconsin Electric Power Company, by the CITY OF MILWAUKEE, a Wisconsin municipal corporation, acting by and through its Board of Harbor Commissioners, on July 31, 2006, and recorded in the office of the Register of Deeds for Milwaukee County Wisconsin on November 7, 2006, as Document No. 09335437.**

1. **Purpose:** The purpose of this easement is to install, operate, maintain, repair, replace and extend underground utility facilities, conduit and cables, electric pad-mounted transformers, manhole, electric pad-mounted switch-fuse units, electric pad-mounted vacuum fault interrupter, concrete slabs, power pedestals, riser equipment, terminals and markers, together with all necessary and appurtenant equipment under and above ground as deemed necessary by Grantee, all to transmit electric energy and signals. Trees, bushes, branches and roots may be trimmed or removed so as not to interfere with Grantee's use of the easement area.
2. **Access:** Grantee or its agents shall have the right to enter and use Grantor's land with full right of ingress and egress over and across the easement area and adjacent lands of Grantor for the purpose of exercising its rights in the easement area. Grantee shall provide grantor a minimum of 10 days advance notice prior to commencing any installation, repairs, maintenance or other activities within the easement area; however, in the event of the need for immediate action by grantee to prevent damage or harm to persons or property or in the event of an emergency, no such advance notice is required.
3. **Buildings or Other Structures:** Grantor agrees that no structures will be erected in the easement area or in such close proximity to the electric facilities as to create a violation of the Wisconsin State Electrical Code or any amendments to it.
4. **Elevation:** Grantor agrees that the elevation of the ground surface existing as of the date of the initial installation of Grantee's facilities within the easement area will not be altered by more than 4 inches without the written consent of Grantee.
5. **Restoration:** Grantee agrees to restore or cause to have restored Grantor's land, as nearly as is reasonably possible, to the condition existing prior to such entry by Grantee or its agents. This restoration, however, does not apply to the initial installation of said facilities or to any trees, bushes, branches or roots which may interfere with Grantee's use of the easement area.
6. **Exercise of Rights:** It is agreed that the complete exercise of the rights herein conveyed may be gradual and not fully exercised until some time in the future, and that none of the rights herein granted shall be lost by non-use.

- 7. Removal of Facilities:** It is understood that grantee's facilities shall be removed without cost to grantor and the easement rights contained herein terminated at such time as said facilities are no longer required or used by grantee.
- 8. Notices:** All notices to be given to either party under this agreement shall preferable be in writing and shall be given either by personal delivery, by postage prepaid U.S. Mail, by facsimile or by e-mail to the respective recipients set forth in this paragraph. A notice shall be deemed delivered either upon actual receipt thereof or upon delivery refusal thereof; providing, however, that notices sent by e-mail or facsimile must be sent during the hours between 8:30 A.M. and 4:30 P.M on normal business days. Either party may change its address for purposes of receiving notice by delivering written notice thereof in accordance with the requirements of this paragraph.
- A. To: Port of Milwaukee  
 2323 South Lincoln Memorial Drive  
 Milwaukee, WI 53207  
 Telephone: 414-286-3511  
 Fax: 414-286-8506
- B. To: We Energies  
 ROW Agent – Nicole Iverson  
 500 S. 116<sup>th</sup> Street  
 West Allis, WI 53214  
 Telephone: 414-944-5586  
 Fax: 414-944-5552
- 9. Amendments:** This agreement may be amended only by a written instrument executed by all of the parties hereto.
- 10. Indemnification:** It is understood that during the time grantee's facilities are located on the land of grantor pursuant to this grant, grantee will indemnify and save the grantor harmless from any and all claims for injury or death to any person and for damage to property of any person arising out of the installation and maintenance of said facilities; excepting, however, any claims or actions arising out of negligence or willful acts on the part of grantor, its employees, agents and invitees.
- 11. Recording:** This document shall be recorded in the Milwaukee County Register of Deeds' office by the grantee, at its expense. Two copies of the recorded document shall be returned to the City of Milwaukee Engineer who will, in turn, forward a copy to the Port of Milwaukee for its records.
- 12. Binding on Future Parties:** This grant of easement shall be binding upon and inure to the benefit of the heirs, successors and assigns of all parties hereto.

**Grantor: CITY OF MILWAUKEE**

**Grantor: BOARD OF HARBOR COMMISSIONERS**

\_\_\_\_\_  
 Tom Barrett, Mayor

\_\_\_\_\_  
 President

\_\_\_\_\_  
 Ronald D. Leonhardt, City Clerk

\_\_\_\_\_  
 Secretary

Acknowledged before me in Milwaukee County, Wisconsin, on \_\_\_\_\_, 2010,  
 by Tom Barrett, the Mayor, and by Ronald D. Leonhardt, the City Clerk of the City of Milwaukee, a Wisconsin municipal corporation, for the municipal corporation, by its authority, and pursuant to Resolution File No. \_\_\_\_\_ adopted by its Common Council on \_\_\_\_\_, 2010.

(NOTARY STAMP/SEAL)

\_\_\_\_\_  
Notary Public Signature, State of Wisconsin

\_\_\_\_\_  
Notary Public Name (Typed or Printed)

My commission expires: \_\_\_\_\_

Acknowledged before me in Milwaukee County, Wisconsin, on \_\_\_\_\_, 2010,  
by \_\_\_\_\_, the President, and by \_\_\_\_\_, the Secretary of the Board of  
Harbor Commissioners, by its authority.

\_\_\_\_\_  
Notary Public Signature, State of Wisconsin

(NOTARY STAMP/SEAL)

\_\_\_\_\_  
Notary Public Name (Typed or Printed)

My commission expires: \_\_\_\_\_

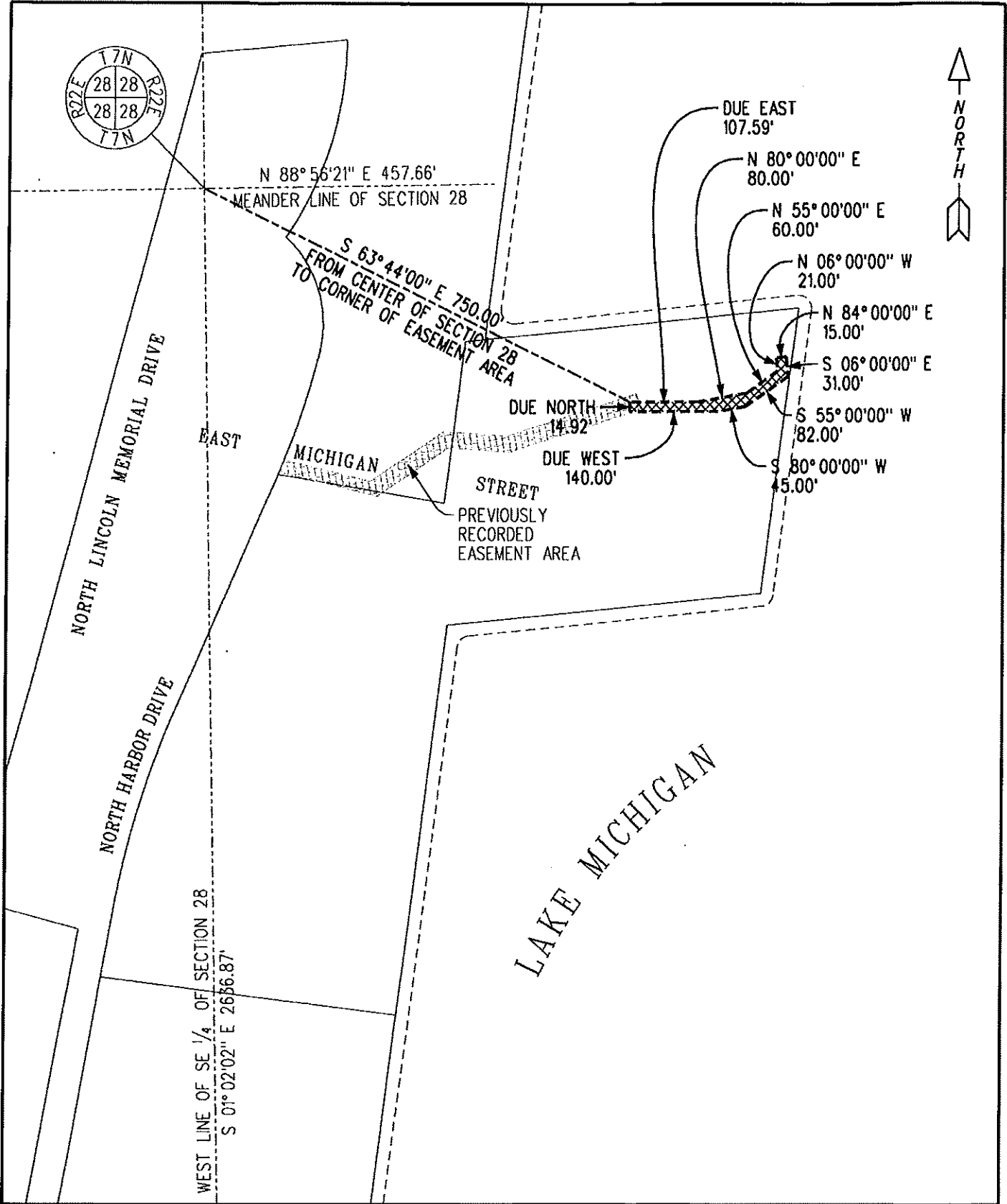
**Grantee: WISCONSIN ELECTRIC POWER COMPANY**


By: \_\_\_\_\_

James T. Raabe, Manager of Property Management

Acknowledged before me in Milwaukee County, Wisconsin, on \_\_\_\_\_, 2010, by James T. Raabe,  
the Manager of Property Management for Wisconsin Electric Power Company, a Wisconsin corporation, on behalf of said  
corporation, by its authority.





KEY	WE ENERGIES - EXHIBIT "A"	DRAWN BY: JIM CLARKE
 EASEMENT AREA	AREA EASEMENT IN PART OF THE SE 1/4 OF SECTION 28, T7N R22E CITY OF MILWAUKEE, MILWAUKEE COUNTY, WISCONSIN	SCALE: 1" = 200' DATE: 04-30-2010 ORDER #: 2861206

**DISTRIBUTION EASEMENT  
UNDERGROUND**

Document Number

WR NO. 3157084

For good and valuable consideration which the **CITY OF MILWAUKEE, a Wisconsin municipal corporation, acting by and through its Board of Harbor Commissioners**, as its interest may apply, hereinafter referred to as "Grantor", owner of land, acknowledges receipt of, grants and warrants to **WISCONSIN ELECTRIC POWER COMPANY, a Wisconsin corporation doing business as We Energies**, hereinafter referred to as "Grantee", a permanent easement upon, within and beneath a part of Grantor's land hereinafter referred to as "easement area."

The easement area is described as strips of land twelve (12) feet in width being a part of Grantor's land in the Northeast ¼ of Section 4, Township 6 North, Range 22 East, in the City of Milwaukee, Milwaukee County, Wisconsin.

The location of the easement area with respect to Grantor's land is as shown on the attached drawing, marked Exhibit "A", and made a part of this document.

**Address: 1739 S. Carferry Drive**

RETURN TO:  
We Energies  
PROPERTY RIGHTS & INFORMATION GROUP  
231 W. MICHIGAN STREET, ROOM A252  
PO BOX 2046  
MILWAUKEE, WI 53201-2046

Tax Key No.: 463-9997-118  
(Parcel Identification Number)

1. **Purpose:** The purpose of this easement is to install, operate, maintain, repair, replace and extend underground utility facilities, conduit and cables, electric pad-mounted transformers, manhole, electric pad-mounted switch-fuse units, electric pad-mounted vacuum fault interrupter, concrete slabs, power pedestals, riser equipment, terminals and markers, together with all necessary and appurtenant equipment under and above ground as deemed necessary by Grantee, all to transmit electric energy and signals. Trees, bushes, branches and roots may be trimmed or removed so as not to interfere with Grantee's use of the easement area.
2. **Access:** Grantee or its agents shall have the right to enter and use Grantor's land with full right of ingress and egress over and across the easement area and adjacent lands of Grantor for the purpose of exercising its rights in the easement area. Grantee shall provide grantor a minimum of 10 days advance notice prior to commencing any installation, repairs, maintenance or other activities within the easement area; however, in the event of the need for immediate action by grantee to prevent damage or harm to persons or property or in the event of an emergency, no such advance notice is required.
3. **Buildings or Other Structures:** Grantor agrees that no structures will be erected in the easement area or in such close proximity to the electric facilities as to create a violation of the Wisconsin State Electrical Code or any amendments to it.
4. **Elevation:** Grantor agrees that the elevation of the ground surface existing as of the date of the initial installation of Grantee's facilities within the easement area will not be altered by more than 4 inches without the written consent of Grantee.
5. **Restoration:** Grantee agrees to restore or cause to have restored Grantor's land, as nearly as is reasonably possible, to the condition existing prior to such entry by Grantee or its agents. This restoration, however, does not apply to the initial installation of said facilities or to any trees, bushes, branches or roots which may interfere with Grantee's use of the easement area.
6. **Exercise of Rights:** It is agreed that the complete exercise of the rights herein conveyed may be gradual and not fully exercised until some time in the future, and that none of the rights herein granted shall be lost by non-use.
7. **Removal of Facilities:** It is understood that grantee's facilities shall be removed without cost to grantor and the easement rights contained herein terminated at such time as said facilities are no longer required or used by grantee.
8. **Notices:** All notices to be given to either party under this agreement shall preferable be in writing and shall be given either by personal delivery, by postage prepaid U.S. Mail, by facsimile or by e-mail to the respective recipients set forth in this paragraph. A notice shall be deemed delivered either upon actual receipt thereof or upon delivery refusal thereof; providing, however, that notices sent by e-mail or facsimile must be sent during the hours between 8:30 A.M. and 4:30

P.M on normal business days. Either party may change its address for purposes of receiving notice by delivering written notice thereof in accordance with the requirements of this paragraph.

A. To: Port of Milwaukee  
2323 South Lincoln Memorial Drive  
Milwaukee, WI 53207  
Telephone: 414-286-3511  
Fax: 414-286-8506

B. To: We Energies  
ROW Agent – Nicole Smullen  
500 S. 116<sup>th</sup> Street  
West Allis, WI 53214  
Telephone: 414-944-5586  
Fax: 414-944-5552

**9. Amendments:** This agreement may be amended only by a written instrument executed by all of the parties hereto.

**10. Indemnification:** It is understood that during the time grantee's facilities are located on the land of grantor pursuant to this grant, grantee will indemnify and save the grantor harmless from any and all claims for injury or death to any person and for damage to property of any person arising out of the installation and maintenance of said facilities; excepting, however, any claims or actions arising out of negligence or willful acts on the part of grantor, its employees, agents and invitees.

**11. Recording:** This document shall be recorded in the Milwaukee County Register of Deeds' office by the grantee, at its expense. Two copies of the recorded document shall be returned to the City of Milwaukee Engineer who will, in turn, forward a copy to the Port of Milwaukee for its records.

**12. Binding on Future Parties:** This grant of easement shall be binding upon and inure to the benefit of the heirs, successors and assigns of all parties hereto.

**Grantor: CITY OF MILWAUKEE**

**Grantor: BOARD OF HARBOR COMMISSIONERS**

\_\_\_\_\_  
Tom Barrett, Mayor

\_\_\_\_\_  
President

\_\_\_\_\_  
Ronald D. Leonhardt, City Clerk

\_\_\_\_\_  
Secretary

Acknowledged before me in Milwaukee County, Wisconsin, on \_\_\_\_\_, \_\_\_\_\_,  
by Tom Barrett, the Mayor, and by Ronald D. Leonhardt, the City Clerk of the City of Milwaukee, a Wisconsin municipal corporation, for the municipal corporation, by its authority, and pursuant to Resolution File No. \_\_\_\_\_ adopted by its Common Council on \_\_\_\_\_, \_\_\_\_\_.

(NOTARY STAMP/SEAL)

\_\_\_\_\_  
Notary Public Signature, State of Wisconsin

\_\_\_\_\_  
Notary Public Name (Typed or Printed)

My commission expires: \_\_\_\_\_

Acknowledged before me in Milwaukee County, Wisconsin, on \_\_\_\_\_, \_\_\_\_\_,  
by \_\_\_\_\_, the President, and by \_\_\_\_\_, the Secretary of the Board of  
Harbor Commissioners, by its authority.

\_\_\_\_\_  
Notary Public Signature, State of Wisconsin

(NOTARY STAMP/SEAL)

\_\_\_\_\_  
Notary Public Name (Typed or Printed)

My commission expires: \_\_\_\_\_

**Grantee: WISCONSIN ELECTRIC POWER COMPANY**

By: \_\_\_\_\_

James T. Raabe, Manager of Property Management

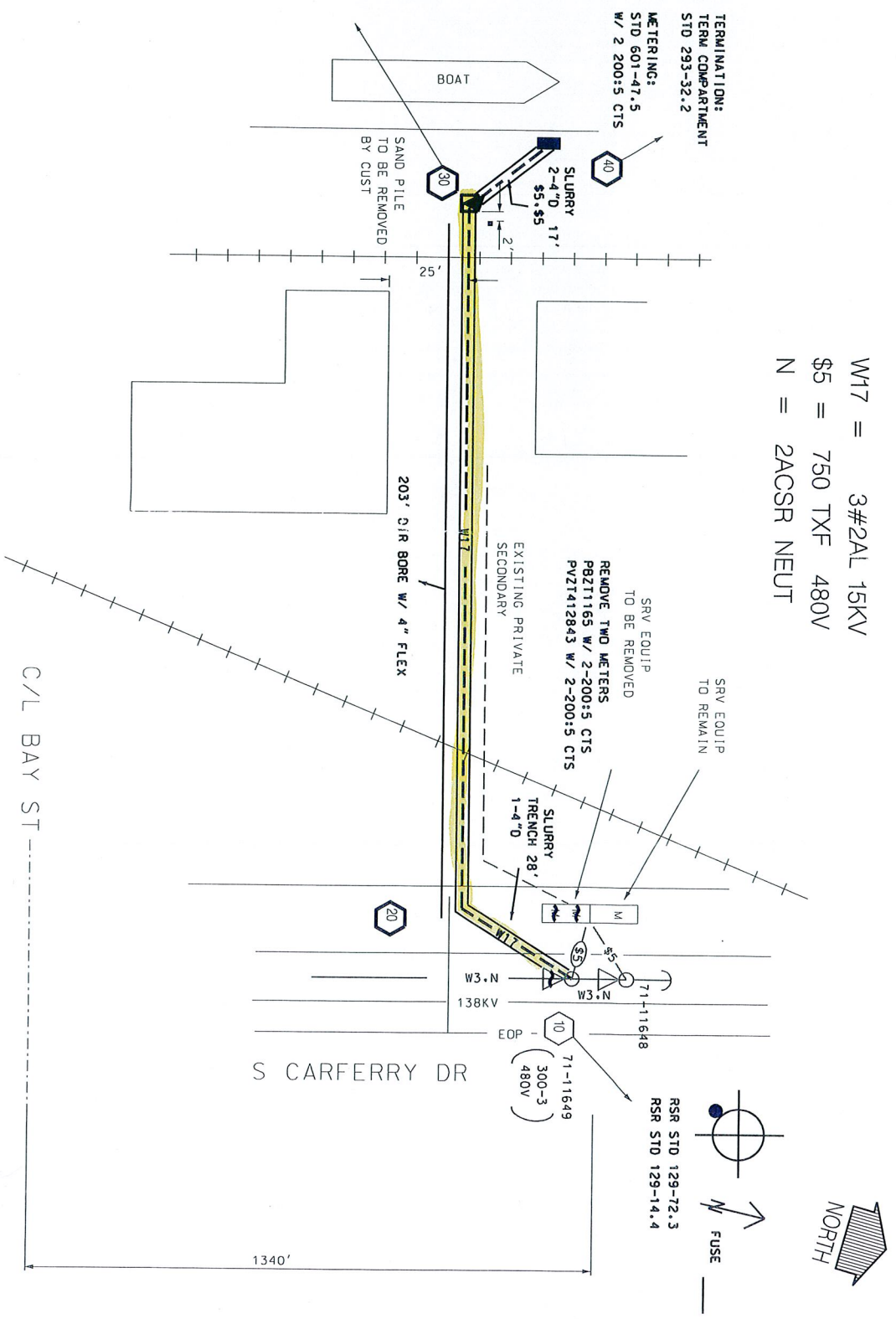
Acknowledged before me in Milwaukee County, Wisconsin, on \_\_\_\_\_, \_\_\_\_\_, by James T.  
Raabe, the Manager of Property Management for Wisconsin Electric Power Company, a Wisconsin corporation, on behalf  
of said corporation, by its authority.

WIRE KEY:

W17 = 3#2AL 15KV  
 \$5 = 750 TXF 480V  
 N = 2ACSR NEUT

*Temporary Exhibit A*

SN	800A 480-3W SERVICE
Mfg	_____
Insulating Media:	_____
Mineral Oil	<input type="checkbox"/>
Vegetable Oil	<input type="checkbox"/>
Solid Dielectric	<input type="checkbox"/>
Silicone	<input type="checkbox"/>
% Impedance	_____
11U-	_____
500-3 480V	_____
WIRE STD 288-28.1	_____



**DISTRIBUTION EASEMENT  
OVERHEAD & UNDERGROUND**

Document Number

WR NO. 3167425

For good and valuable consideration which the **CITY OF MILWAUKEE, a Wisconsin municipal corporation, acting by and through its Board of Harbor Commissioners**, as its interest may apply, hereinafter referred to as "Grantor", owner of land, acknowledges receipt of, grants and warrants to **WISCONSIN ELECTRIC POWER COMPANY, a Wisconsin corporation doing business as We Energies**, hereinafter referred to as "Grantee", a permanent easement upon, within and beneath a part of Grantor's land hereinafter referred to as "easement area."

The easement area is described as strips of land twelve (12) feet in width being a part of Grantor's land in the **Northeast 1/4 of Section 4, Township 6 North, Range 22 East**, in the City of Milwaukee, Milwaukee County, Wisconsin.

The location of the easement area with respect to Grantor's land is as shown on the attached drawing, marked Exhibit "A", and made a part of this document.

**Address: 1900 S. Harbor Drive**

RETURN TO:  
We Energies  
PROPERTY RIGHTS & INFORMATION GROUP  
231 W. MICHIGAN STREET, ROOM A252  
PO BOX 2046  
MILWAUKEE, WI 53201-2046

463-9997-118  
(Parcel Identification Number)

1. **Purpose:** The purpose of this easement is to install, operate, maintain, repair, replace and extend underground utility facilities, conduit and cables, electric pad-mounted transformers, manhole, electric pad-mounted vacuum fault interrupter, concrete slabs, power pedestals, riser equipment, terminals and markers, together with all necessary and appurtenant equipment under and above ground, and to construct, erect, operate, maintain and replace overhead utility facilities, including a line of poles, together with the necessary conductors, anchors, guy wires, underground cable, pedestals, riser equipment and all other appurtenant equipment above ground, as deemed necessary by Grantee, for the transmission and distribution of electric energy, signals, television and telecommunications services, including the customary growth and replacement thereof. Trees, bushes, branches and roots may be trimmed or removed by Grantee whenever it decides it is necessary so as not to interfere with Grantee's use of the easement area.
2. **Access:** Grantee or its agents shall have the right to enter and use Grantor's land with full right of ingress and egress over and across the easement area and adjacent lands of Grantor for the purpose of exercising its rights in the easement area. Grantee shall provide grantor a minimum of 10 days advance notice prior to commencing any installation, repairs, maintenance or other activities within the easement area; however, in the event of the need for immediate action by grantee to prevent damage or harm to persons or property or in the event of an emergency, no such advance notice is required.
3. **Buildings or Other Structures:** Grantor agrees that no structures will be erected in the easement area or in such close proximity to the electric facilities as to create a violation of the Wisconsin State Electrical Code or any amendments to it.
4. **Elevation:** Grantor agrees that the elevation of the ground surface existing as of the date of the initial installation of Grantee's facilities within the easement area will not be altered by more than 4 inches without the written consent of Grantee.
5. **Restoration:** Grantee agrees to restore or cause to have restored Grantor's land, as nearly as is reasonably possible, to the condition existing prior to such entry by Grantee or its agents. This restoration, however, does not apply to the initial installation of said facilities or to any trees, bushes, branches or roots which may interfere with Grantee's use of the easement area.
6. **Exercise of Rights:** It is agreed that the complete exercise of the rights herein conveyed may be gradual and not fully exercised until some time in the future, and that none of the rights herein granted shall be lost by non-use.
7. **Removal of Facilities:** It is understood that grantee's facilities shall be removed without cost to grantor and the easement rights contained herein terminated at such time as said facilities are no longer required or used by grantee.
8. **Notices:** All notices to be given to either party under this agreement shall preferable be in writing and shall be given either by personal delivery, by postage prepaid U.S. Mail, by facsimile or by e-mail to the respective recipients set forth in

this paragraph. A notice shall be deemed delivered either upon actual receipt thereof or upon delivery refusal thereof; providing, however, that notices sent by e-mail or facsimile must be sent during the hours between 8:30 A.M. and 4:30 P.M on normal business days. Either party may change its address for purposes of receiving notice by delivering written notice thereof in accordance with the requirements of this paragraph.

A. To: Port of Milwaukee  
2323 South Lincoln Memorial Drive  
Milwaukee, WI 53207  
Telephone: 414-286-3511  
Fax: 414-286-8506

B. To: We Energies  
ROW Agent – Nicole Smullen  
500 S. 116<sup>th</sup> Street  
West Allis, WI 53214  
Telephone: 414-944-5586  
Fax: 414-944-5552

**9. Amendments:** This agreement may be amended only by a written instrument executed by all of the parties hereto.

**10. Indemnification:** It is understood that during the time grantee’s facilities are located on the land of grantor pursuant to this grant, grantee will indemnify and save the grantor harmless from any and all claims for injury or death to any person and for damage to property of any person arising out of the installation and maintenance of said facilities; excepting, however, any claims or actions arising out of negligence or willful acts on the part of grantor, its employees, agents and invitees.

**11. Recording:** This document shall be recorded in the Milwaukee County Register of Deeds’ office by the grantee, at its expense. Two copies of the recorded document shall be returned to the City of Milwaukee Engineer who will, in turn, forward a copy to the Port of Milwaukee for its records.

**12. Binding on Future Parties:** This grant of easement shall be binding upon and inure to the benefit of the heirs, successors and assigns of all parties hereto.

**Grantor: CITY OF MILWAUKEE**

**Grantor: BOARD OF HARBOR COMMISSIONERS**

\_\_\_\_\_  
Tom Barrett, Mayor

\_\_\_\_\_  
President

\_\_\_\_\_  
Ronald D. Leonhardt, City Clerk

\_\_\_\_\_  
Secretary

Acknowledged before me in Milwaukee County, Wisconsin, on \_\_\_\_\_, \_\_\_\_\_,  
by Tom Barrett, the Mayor, and by Ronald D. Leonhardt, the City Clerk of the City of Milwaukee, a Wisconsin municipal corporation, for the municipal corporation, by its authority, and pursuant to Resolution File No. \_\_\_\_\_ adopted by its Common Council on \_\_\_\_\_, \_\_\_\_\_.

(NOTARY STAMP/SEAL)

\_\_\_\_\_  
Notary Public Signature, State of Wisconsin

\_\_\_\_\_  
Notary Public Name (Typed or Printed)

My commission expires: \_\_\_\_\_

Acknowledged before me in Milwaukee County, Wisconsin, on \_\_\_\_\_, \_\_\_\_\_,  
by \_\_\_\_\_, the President, and by \_\_\_\_\_, the Secretary of the Board of  
Harbor Commissioners, by its authority.

\_\_\_\_\_  
Notary Public Signature, State of Wisconsin

(NOTARY STAMP/SEAL)

\_\_\_\_\_  
Notary Public Name (Typed or Printed)

My commission expires: \_\_\_\_\_

**Grantee: WISCONSIN ELECTRIC POWER COMPANY**

By: \_\_\_\_\_

James T. Raabe, Manager of Property Management

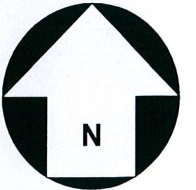
Acknowledged before me in Milwaukee County, Wisconsin, on \_\_\_\_\_, \_\_\_\_\_, by James T.  
Raabe, the Manager of Property Management for Wisconsin Electric Power Company, a Wisconsin corporation, on behalf  
of said corporation, by its authority.

This instrument was drafted by Nicole M. Smullen on behalf of Wisconsin Electric Power Company, PO Box 2046, Milwaukee,  
Wisconsin 53201-2046.



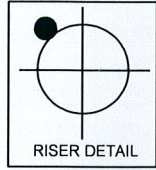
TEMPORARY EXHIBIT A

SERVICE CENTER ORDER NO. **MS 3167425** PAGE: 2 OF 2  
 LAST EDITED ON: 10/31/11



12' WIDE  
EASEMENT  
AREA

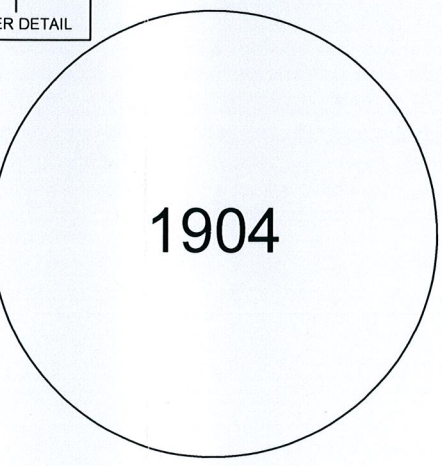
SAWCUT ASPHALT &  
REMOVE. SAND &  
SLURRY TRENCH.  
RESTORE ASPHALT.  
REMOVE SPOILS



11U \_\_\_\_\_  
1000-3-277/480V  
SN: \_\_\_\_\_

87-02651  
(150-3-480V)  
STD 129-72.3

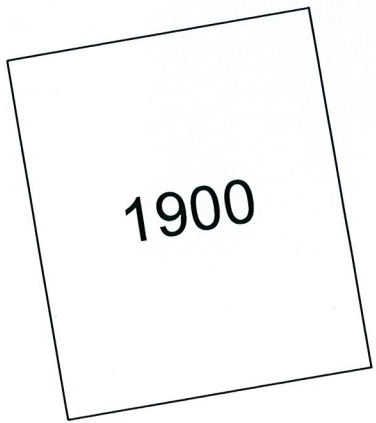
PRIV METER  
POLE-(200A)  
(PVZT437318)  
400A  
TRANSOCKET  
200:5 CT'S  
601-56.5



**XFMR SPECS**  
 SN: \_\_\_\_\_  
 Manufacturer \_\_\_\_\_  
 Insulating Media:  
 Mineral Oil  
 Vegetable Oil  
 Solid Dielectric  
 Silicone  
 % Impedance \_\_\_\_\_

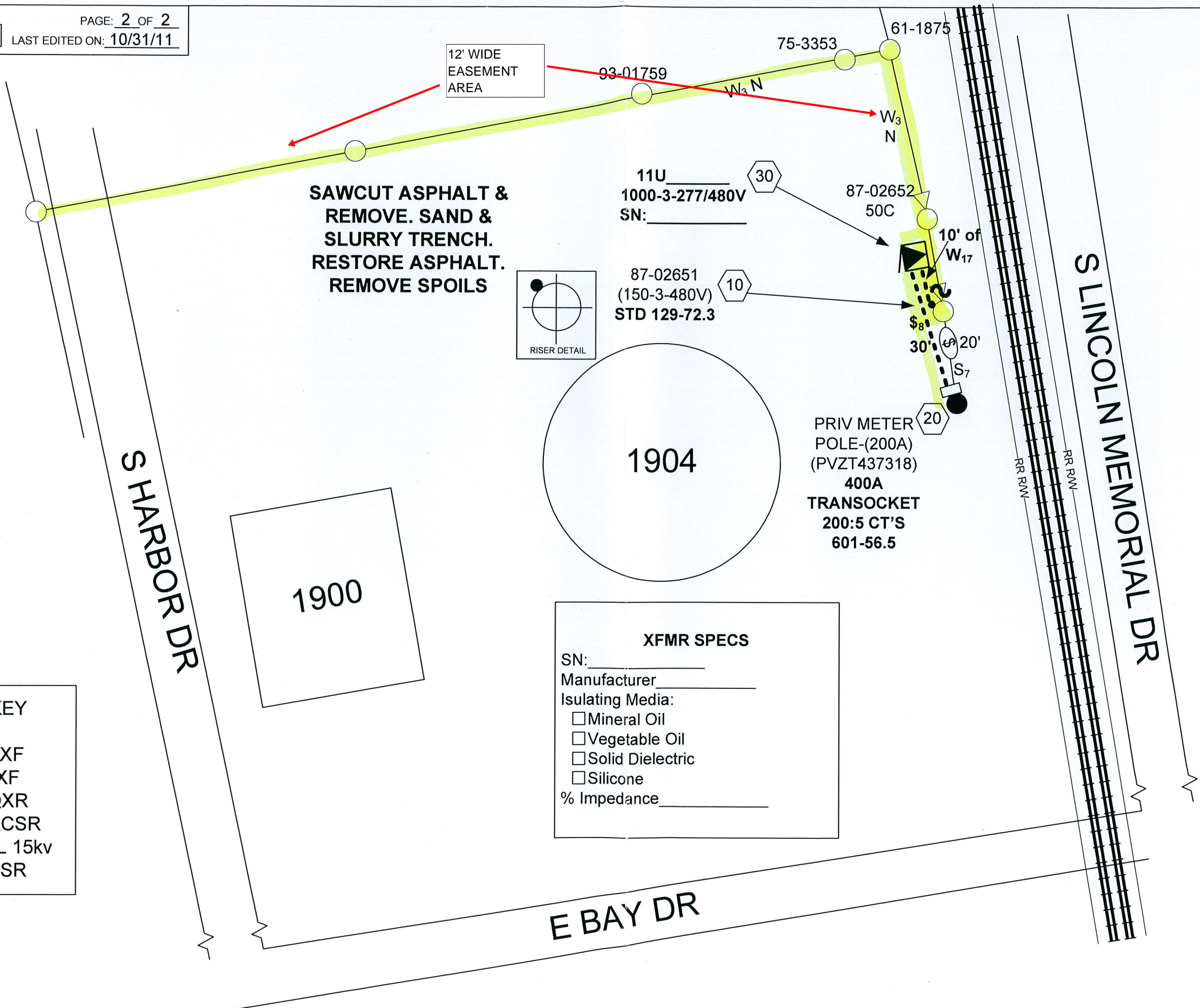
**WIRE KEY**  
 S<sub>7</sub>: 1/0TXF  
 \$: 1/0TXF  
 \$<sub>8</sub>: 350QXR  
 W<sub>3</sub>: 3-#2ACSR  
 W<sub>17</sub>: 3-#2AL 15kv  
 N: #2ACSR

S HARBOR DR



E BAY DR

S LINCOLN MEMORIAL DR







Legislation Details (With Text)

**File #:** 111225      **Version:** 0

**Type:** Resolution      **Status:** In Committee

**File created:** 1/18/2012      **In control:** PUBLIC WORKS COMMITTEE

**On agenda:**      **Final action:**

**Effective date:**

**Title:** Resolution relative to the cost participation and installation of traffic control devices in conjunction with the Federal/State Aid paving of North 20th Street from West Hopkins Street to West Capitol Drive in the 6th Aldermanic District at a total estimated cost of \$119,885.97, with one hundred percent of the total cost funded by the Wisconsin Department of Transportation.

**Sponsors:** THE CHAIR

**Indexes:** AGREEMENTS, STREET IMPROVEMENTS, TRAFFIC CONTROL SIGNALS, WISCONSIN DEPARTMENT OF TRANSPORTATION

**Attachments:** Comptroller's Certificate, Cost Analysis, Agreement, Hearing Notice List

Date	Ver.	Action By	Action	Result	Tally
1/18/2012	0	COMMON COUNCIL	ASSIGNED TO		
1/20/2012	0	PUBLIC WORKS COMMITTEE	HEARING NOTICES SENT		

Number  
111225  
Version  
ORIGINAL  
Reference

Sponsor  
THE CHAIR  
Title

Resolution relative to the cost participation and installation of traffic control devices in conjunction with the Federal/State Aid paving of North 20th Street from West Hopkins Street to West Capitol Drive in the 6th Aldermanic District at a total estimated cost of \$119,885.97, with one hundred percent of the total cost funded by the Wisconsin Department of Transportation.

**Analysis**  
This resolution authorizes the Commissioner of Public Works and Comptroller to enter into a funding agreement with the Wisconsin Department of Transportation for installation of traffic control improvements in conjunction with the Federal/State Aid paving of North 20th Street from West Hopkins Street to West Capitol Drive in the 6th Aldermanic District at a total estimated cost of \$119,885.97, with one hundred percent of the total cost funded by the Wisconsin Department of Transportation, and to install these improvements upon execution of the agreement. This resolution also authorizes the Comptroller to establish and transfer funds to the appropriate accounts for the project. The total estimated cost of the entire project is \$2,384,371.82, with a grantor share of \$1,992,371.82 and a City share of \$356,000.00.

**Body**  
Whereas, The Project Agreement for the paving of North 20th Street from West Hopkins Street to West Capitol Drive was approved by the Common Council under File Number 110923; and

Whereas, The Surface Transportation Program provides cost participation for traffic control improvements in conjunction with the paving of highways located on the Federal/State Aid Highway System; and

Whereas, The total estimated cost of this project is \$119,885.97 for the alteration and upgrade of traffic control signals and the upgrade of traffic control signs; and

Whereas, One hundred percent of the participating project cost is reimbursable from the Wisconsin Department of Transportation (WISDOT), and should be earmarked for this project in the 2012 Capital Grant and Aids Projects Fund Project/Grant Number SP032120100; and

Whereas, The State cannot proceed with any project cost overruns and changes in scope of more than 5% without prior Department of Public Works approval; and

Whereas, The Department of Public Works shall notify the Common Council of the City of Milwaukee at the next scheduled meeting of any such project cost overruns and changes in scope approved by the Department of Public Works; and

Whereas, The Common Council of the City of Milwaukee recognizes that the City may be 100% liable for any such project cost overruns and changes in scope as approved by the Department of Public Works; and

Whereas, The Common Council of the City of Milwaukee recognizes that the City may be liable for any costs incurred by the State should the City decide to withdraw from the project; now, therefore, be it

Resolved, By the Common Council of the City of Milwaukee, that the Commissioner of Public Works and the Comptroller are authorized to enter into a funding agreement and are directed to execute the contract with WISDOT for the installation of traffic control facilities in conjunction with the improvements to North 20th Street from West Hopkins Street to West Capitol Drive with unit prices based on a predetermined estimate prepared under the Federal/State aided highway program, a copy of which is attached to this resolution, and is incorporated into this resolution as though set forth in full; and be it

Further Resolved, That upon approval of this contract, that the Commissioner of Public Works is directed to install and modify traffic control facilities in conjunction with the improvements to North 20th Street from West Hopkins Street to West Capitol Drive; and, be it

Further Resolved, That upon approval of this contract, the City Comptroller is hereby authorized to create within the Capital Improvement Fund, Grant, and Aid Projects, the necessary Project/Grant Chartfield Values for the project (expenditure) and transfer to any of these accounts the amount required under this grant agreement and City accounting policy, but not to exceed a ten percent increase of the total amounts approved for Grantor Share and City Share or \$5,000, whichever is greater, but limited to \$150,000 as follows:

Location:

Project I.D.-2275-04-90

North 20th Street - West Hopkins Street to West Capitol Drive

Grantor Reimbursable Cash - Traffic Control

Fund Number-0306

Project/Grant Number-SP032120100

\$119,885.97

Total-\$119,885.97

Previously Authorized for Traffic Control Improvements-\$0

Current Estimated Cost of the Total Project Including this Resolution-\$2,384,371.82

Original Estimated Cost of the Total Project (Common Council Resolution File Number 071072)-\$2,219,000.00

Requestor

Department of Public Works

Drafter

Infrastructure Services Division  
RWB:slm  
December 14, 2011  
N 20th St (Hopkins to Capitol)



Capital Grant Resolution Certification from the  
Comptroller's Office

The Comptroller's Office has reviewed Common Council Resolution File No. 111225 for traffic control devices for North 20<sup>th</sup> Street from West Hopkins Street to West Capitol Drive (City Share \$0; Grantor Share \$119,885.97) and approved the resolution as to:

- Sufficiency of funds
- Funding sources (per estimated **grant funding agreement**)
- Sufficiency of reporting for purposes of internal auditing

The following deficiencies were noted:

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The resolution should be corrected and returned to the Comptroller's Office for review.

Signature:     *C. Wisniewski*    

Date:     12/14/11    

2275-04-90 North 20<sup>th</sup> Street from West Hopkins Street to West Capitol Drive (City Share \$0; Grantor Share \$119,885.97)

## PROJECT UNIT COST ANALYSIS

### ESTIMATE OF QUANTITIES

PROJECT ID 2275-04-90  
NORTH 20TH STREET - WEST HOPKINS STREET TO WEST CAPITOL DRIVE  
STH 57  
MILWAUKEE COUNTY

Item No.	Std. Bid Item No.	Description	Unit	Quantity	Excluded Costs	City Unit	City Total
71034	SPV.0060.001	Opticom 721 Detector w/ Selector Card	Each	6	\$ 13,291.50	\$ 2,646.67	\$ 15,880.04
71035	SPV.0060.002	Opticom Flood Lights	Each	12	\$ 499.56	\$ 213.57	\$ 2,562.82
71057	658.0215	Backplates Signal Face 3 Section 12-inch	Each	6	\$ 216.00	\$ 65.50	\$ 393.02
71060	658.0120	Traffic Signal Face 5-12 Inch Vertical	Each	1	\$ 494.09	\$ 841.13	\$ 841.13
71062	658.0110	Traffic Signal Face 3-12 Inch Vertical	Each	33	\$ 10,853.37	\$ 562.41	\$ 18,559.41
71065	658.0500	Pedestrian Push Buttons	Each	4	\$ 126.72	\$ 138.29	\$ 553.16
71066LC	658.0412	Pedestrian Signal Face 12-Inch	Each	24	\$ 3,710.16	\$ 322.05	\$ 7,729.16
71067	SPV.0060.003	Pedestrian Countdown Signal Face 12-Inch	Each	24	\$ 3,653.52	\$ 319.45	\$ 7,666.78
71079	SPV.0060.004	PV Traffic Signal Face 5-12 Inch (512M)	Each	1	\$ 3,020.11	\$ 3,826.77	\$ 3,826.77
71081	SPV.0060.005	PV Traffic Signal Face 3-12 Inch (312M)	Each	6	\$ 6,247.98	\$ 1,447.17	\$ 8,683.03
71143	652.0225	Conduit Rigid Nonmetallic Schedule 40 2-Inch	LF	210	\$ 12.60	\$ 8.23	\$ 1,728.89
71144	652.0610	Conduit Special 2 1/2-Inch	LF	80	\$ 1.60	\$ 7.62	\$ 609.36
71145	652.0230	Conduit Rigid Nonmetallic Schedule 40 2 1/2-Inch	LF	100	\$ 4.00	\$ 8.21	\$ 821.08
71147	652.0235	Conduit Rigid Nonmetallic Schedule 40 3-Inch	LF	655	\$ 13.10	\$ 8.19	\$ 5,363.64
71154	SPV.0090.001	Opticom Cable	LF	860	\$ 352.60	\$ 3.16	\$ 2,719.59
71155	652.0900.S	Loop Detector Slots	LF	120	\$ 322.80	\$ 8.38	\$ 1,006.10
71156	SPV.0090.002	Cable Traffic Signal Loop Lead-In	LF	225	\$ 67.50	\$ 3.04	\$ 684.79
71161	SPV.0090.003	Cable Service 3 #4/1 #8 LTP	LF	20	\$ 52.20	\$ 5.07	\$ 101.32
71170	655.0250	Cable Traffic Signal 9-14 AWG	LF	50	\$ 38.50	\$ 3.56	\$ 177.93
71171	655.0260	Cable Traffic Signal 12-14 AWG	LF	245	\$ 237.65	\$ 3.78	\$ 926.42
71172	SPV.0090.004	Cable Traffic Signal 17-14 AWG	LF	1,345	\$ 1,990.60	\$ 4.34	\$ 5,838.90
71173	SPV.0090.005	Cable Traffic Signal 20-14 AWG	LF	885	\$ 1,256.70	\$ 4.28	\$ 3,783.66
71176	674.0300	Remove Cable	LF	965	\$ -	\$ 1.03	\$ 997.79
71177	SPV.0060.006	Install Secondary Riser	Each	1	\$ 6.50	\$ 110.56	\$ 110.56
71178	SPV.0060.007	Remove Secondary Riser	Each	1	\$ -	\$ 103.40	\$ 103.40
71188	SPV.0060.008	Rectangular Vault 13"x24"x18"	Each	19	\$ 4,271.39	\$ 382.58	\$ 7,268.98
71189	SPV.0060.009	Rectangular Vault 17"x30"x18"	Each	2	\$ 538.46	\$ 431.50	\$ 863.00
71195	SPV.0060.010	Signal Standard 5'	Each	1	\$ 530.88	\$ 1,036.77	\$ 1,036.77
71197	SPV.0060.011	Signal Standard 13'	Each	8	\$ 5,412.24	\$ 1,197.16	\$ 9,577.31
71198	SPV.0060.012	Signal Standard 1' Extension	Each	8	\$ 378.96	\$ 103.87	\$ 830.98
73294	SPV.0060.013	Socket 3' RSP	Each	32	\$ 861.12	\$ 49.37	\$ 1,579.80
73295	SPV.0060.014	Socket (Concrete Install)	Each	4	\$ 59.00	\$ 45.84	\$ 183.36
73296	SPV.0060.015	Pipe 2"x9'6"	Each	27	\$ 832.14	\$ 37.89	\$ 1,023.08
73298	SPV.0060.016	Pipe 2"x11'0"	Each	9	\$ 177.66	\$ 25.69	\$ 231.20
73299	637.0202	Signs Reflective Type II	SF	414	\$ 2,529.54	\$ 13.58	\$ 5,622.74

**TOTAL CITY COST \$ 119,885.97**  
**TOTAL EXCLUDED COSTS \$ 62,060.75**

APPROVED BY:

ROBERT W. BRYSON  
CHIEF TRAFFIC AND LIGHTING ENGINEER

TRANSPORTATION SECTION  
TRAFFIC AND LIGHTING DESIGN UNIT  
JOSEPH C. BLAKEMAN  
REVISED: DECEMBER 12, 2011

\* Please note that the Total City Cost includes the embedded costs of mobilization, traffic control, mounting hardware, equipment removal, and construction staking electrical installations which are included in the times used for calculating City Unit Costs on the attached worksheets.

# AGREEMENT FOR CONSTRUCTION

## Local Force Account

Wisconsin Department of Transportation  
DT2056 5/2011

Project ID 2275-04-90	Agreement Amount \$119,885.97	<b>Agreement between WisDOT and Local Governmental Unit – Also must be doing the work</b> <input checked="" type="checkbox"/> Municipality <input checked="" type="checkbox"/> City of Milwaukee <input type="checkbox"/> Village of <input type="checkbox"/> Town of
Federal Project ID <b>WISC</b>		
Road Name N. 20 <sup>th</sup> St. - W. Hopkins St. to W. Capitol Dr.		<input type="checkbox"/> County of
Highway STH 57	County – Where Work Performed Milwaukee	
<input type="checkbox"/> Work on STH System - SHR Funded (CEF to BHO, Agreement to BHO)		<input type="checkbox"/> Work on Local Units System (CEF to DTSD Region, Agreement to BPD)
<input checked="" type="checkbox"/> Work on STH System – Non-SHR Funded (CEF to BHO, Agreement to BHO)		
Type of Work Traffic Signals and Signs		
Approximate Start Work Date August 1, 2012	Approximate Stop Work Date July 31, 2013	

This agreement is made and entered into by and between the Wisconsin Department of Transportation, designated the "Department", and the above-identified county or municipality, designated the "Local Governmental Unit", represented by its designees for constructing the above-specified project. The Department finds and determines that it is more feasible and advantageous for highway purposes to construct the identified project with the Local Governmental Unit's organization, forces, and equipment. The Department and Local Governmental Unit mutually agree to the provisions on the attached pages, which are made a part of this agreement.

### RECOMMENDED FOR APPROVAL

#### For County or Municipality

\_\_\_\_\_  
(Name) (Date)

\_\_\_\_\_  
(Title)

\_\_\_\_\_  
(Name) (Date)

\_\_\_\_\_  
(Title)

\_\_\_\_\_  
(Name) (Date)

\_\_\_\_\_  
(Title)

\_\_\_\_\_  
(Name) (Date)

\_\_\_\_\_  
(Title)

#### For Wisconsin Department of Transportation

\_\_\_\_\_  
(Regional Director) (Date)

#### Approved for the State of Wisconsin

\_\_\_\_\_  
(Contract Specialist) (Date)

\_\_\_\_\_  
(Director of Project Development) (Date)

\_\_\_\_\_  
(Governor of Wisconsin) (Date)



The Local Governmental Unit agrees to construct the described project in accordance with the requirements of the Department, the approved plans when required for such project, in accordance with the Standard Specifications for Road and Bridge Construction and approved supplements as may be applicable, and in accordance with the special provisions made a part of this agreement. The word "contractor" as used in the specifications and special provisions shall, when applicable, be deemed to mean the Local Governmental Unit.

The provisions of Subsection 108.11 of the Standard Specifications, Liquidated Damages, are deleted from this agreement.

The Local Governmental Unit is authorized by the Department and agrees to provide for the purchase, delivery, and storing of all materials required except those excluded from this agreement, the furnishing or necessary rental of all equipment and small tools, and the furnishing of all labor necessary to expeditiously complete the work, and to pay all costs incurred pursuant to this agreement.

The Department agrees to reimburse the Local Governmental Unit for actual costs of equipment, labor and materials incurred in performing the work up to the agreement amount or as amended by agreement change orders.

The Department agrees to pay to the Local Governmental Unit and the Local Governmental Unit agrees to accept in full, settlement for the work performed under this agreement:

1. The actual cost of labor, at rates currently paid by the Local Governmental Unit for similar work in the area, materials and incidental expense furnished or incurred by the Local Governmental Unit pursuant to this agreement, such payment to be based on a Detailed Statement of Expenditures, submitted monthly with the Monthly Report of Expenditures, or the Final Report of Expenditures upon completion of all work included in the agreement and verified by the Local Governmental Unit and by the Department.
2. The recognized costs incident to the employment of labor under this agreement (such as worker's compensation insurance, unemployment and retirement contributions and time off with pay) computed and requisitioned in accordance with established policy.

3. An allowance for the use of equipment, tools and incidentals for the work under this agreement. Such allowance shall be in accordance with the provisions of, and at the rates either:
  - (a) Specified in the Cost Agreement between the Department and the Local Governmental Unit in effect when the work is performed, except for the conditions, changes or additions as listed below, or as may be otherwise provided in the Special Provisions of this agreement; or,
  - (b) Specified in the attached Equipment Rate schedule, or as may be otherwise provided in the special provisions of this agreement.

These payments shall be based on a Detailed Statement of Expenditures, submitted monthly with the Monthly Report of Expenditures, or the Final Report of Expenditures upon completion of all work included in the agreement and verified by the Local Governmental Unit and by the Department.

The rates established apply on equipment in good working order. Allowance will be made only for the time during which the equipment is in actual use on the project; no allowance will be made for equipment wholly inadequate or inefficient or in excess of the requirements of the work.

In connection with the performance of work under this agreement, the contractor agrees not to discriminate against any employee or applicant for employment because of age, race, religion, color, handicap, sex, physical condition, developmental disability as defined in s.51.01(5) Wis. Stats., sexual orientation, or national origin. This provision shall include, but not be limited to, the following: employment, upgrading, demotion or transfer; recruitment or recruitment advertising; layoff or termination; rates of pay or other forms of compensation; and selection for training, including apprenticeship. The contractor further agrees to take affirmative action to ensure equal employment opportunities. The contractor agrees to post in conspicuous places, available for employees and applicants for employment, notices to be provided by the contracting officer setting forth the provisions of the nondiscrimination clause.

The Local Governmental Unit agrees to furnish, on the Detailed Statement of Expenditures, an accurate distribution of the costs between the various items of work.

The estimated unit costs of materials being used on this agreement are listed as attached.

## **I GENERAL**

1. These contract provisions shall apply to all work performed as part of a LFA contract by the LPA.
2. A breach of any of the stipulations contained in these Required Contract Provisions shall be sufficient grounds for termination of the contract.
3. **Selection of Labor:** During the performance of this contract, the LPA shall not employ convict labor for any purpose within the limits of the project unless it is labor performed by convicts who are on parole, supervised release, or probation.

## **II NONDISCRIMINATION ASSURANCE**

As required by 49 U.S.C. 5332 (which prohibits discrimination on the basis of race, color, creed, national origin, sex, or age, and prohibits discrimination in employment or business opportunity), Title VI of the Civil Rights Act of 1964, as amended, 42 U.S.C. 2000d, and U.S. DOT regulations, "Nondiscrimination in Federally-Assisted Programs of the DOT--Effectuation of Title VI of the Civil Rights Act," 49 CFR part 21 at 21.7, the Applicant assures that it will comply with all requirements of 49 CFR part 21; FHWA policies, and other applicable directives, so that no person in the United States, on the basis of race, color, national origin, creed, sex, or age will be excluded from participation in, be denied the benefits of, or otherwise be subjected to discrimination in any program or activity (particularly in the level and quality of transportation services and transportation-related benefits) for which the Applicant receives Federal assistance awarded by the U.S. DOT or FHWA as follows: (1) The Applicant assures that each project will be conducted, property acquisitions will be undertaken, and project facilities will be operated in accordance with all applicable requirements of 49 U.S.C. 5332 and 49 CFR part 21, and understands that this assurance extends to its entire facility and to facilities operated in connection with the project. (2) The Applicant assures that it will take appropriate action to ensure that any transferee receiving property financed with Federal assistance derived from FHWA will comply with the applicable requirements of 49 U.S.C. 5332 and 49 CFR part 21. (3) The Applicant assures that it will promptly take the necessary actions to effectuate this assurance, including notifying the public that complaints of discrimination in the provision of transportation-related services or benefits may be **FILED** with U.S. DOT or FHWA. Upon request by U.S. DOT or FHWA, the Applicant assures that it will submit the required information pertaining to its compliance with these requirements. (4) The Applicant assures that it will make any changes in its 49 U.S.C. 5332 and Title VI implementing procedures as U.S. DOT or FHWA may request. (5) As required by 49 CFR 21.7(a)(2), the Applicant will include in each third party contract or sub agreement provisions to invoke the requirements of 49 U.S.C. 5332 and 49 CFR part 21, and include provisions to invoke those requirements in deeds and instruments recording the transfer of real property, structures, improvements.

## **III ASSURANCE OF NONDISCRIMINATION ON THE BASIS OF DISABILITY**

As required by U.S. DOT regulations, "Nondiscrimination on the Basis of Handicap in Programs and Activities Receiving or Benefiting from Federal Financial Assistance," at 49 CFR part 27, implementing the Rehabilitation Act of 1973, as amended, and the Americans with Disabilities Act of 1990, as amended, the Applicant assures that, as a condition to the approval or extension of any Federal assistance awarded by FHWA to construct any facility, obtain any rolling stock or other equipment, undertake studies, conduct research, or to participate in or obtain any benefit from any program administered by FHWA, no otherwise qualified person with a disability shall be, solely by reason of that disability, excluded from participation in, denied the benefits of, or otherwise subjected to discrimination in any program or activity receiving or benefiting from Federal assistance administered by the FHA or any entity within U.S. DOT. The Applicant assures that project implementation and operations so assisted will comply with all applicable requirements of U.S. DOT regulations implementing the Rehabilitation Act of 1973, as amended, 29 U.S.C. 794, and the ADA of 1990, as amended, 42 U.S.C. 12101 et seq. at 49 CFR parts 27, 37, and 38, and any applicable regulations and directives issued by other Federal departments or agencies.

## **IV SAFETY: ACCIDENT PREVENTION**

1. In the performance of this contract the LPA shall comply with all applicable Federal, State, and local laws governing safety, health, and sanitation (23 CFR 635). The LPA shall provide all safeguards, safety devices and protective equipment and take any other needed actions as it determines, or as the SHA contracting officer may determine, to be reasonably necessary to protect the life and health of employees on the job and the safety of the public and to protect property in connection with the performance of the work covered by the contract.
2. It is a condition of this contract that the LPA shall not permit any employee, in performance of the contract, to work in surroundings or under conditions which are unsanitary, hazardous or dangerous to his/her health or safety, as determined under construction safety and health standards (29 CFR 1926) promulgated by the Secretary of Labor, in accordance with Section 107 of the Contract Work Hours and Safety Standards Act (40 U.S.C. 333).
3. Pursuant to 29 CFR 1926.3, it is a condition of this contract that the Secretary of Labor or authorized representative thereof, shall have right of entry to any site of contract performance to inspect or investigate the matter of compliance with the construction safety and health standards and to carry out the duties of the Secretary under Section 107 of the Contract Work Hours and Safety Standards Act (40 U.S.C. 333).

## **V FALSE STATEMENTS CONCERNING HIGHWAY PROJECTS**

In order to assure high quality and durable construction in conformity with approved plans and specifications and a high degree of reliability on statements and representations made by engineers, LPA's, suppliers, and workers on Federal-aid highway projects, it is essential that all persons concerned with the project perform their functions as carefully, thoroughly, and honestly as possible. Willful falsification, distortion, or misrepresentation with respect to any facts related to the project is a violation of Federal law. To prevent any misunderstanding regarding the seriousness of these and similar acts, the following notice shall be posted on each Federal-aid highway project (23 CFR 635) in one or more places where it is readily available to all persons concerned with the project:

### **NOTICE TO ALL PERSONNEL ENGAGED ON FEDERAL-AID HIGHWAY PROJECTS**

18 U.S.C. 1020 reads as follows:

*"Whoever, being an officer, agent, or employee of the United States, or of any State or Territory, or whoever, whether a person, association, firm, or corporation, knowingly makes any false statement, false representation, or false report as to the character, quality, quantity, or cost of the material used or to be used, or the quantity or quality of the work performed or to be performed, or the cost thereof in connection with the submission of plans, maps, specifications, contracts, or costs of construction on any highway or related project submitted for approval to the Secretary of Transportation; or*

*Whoever knowingly makes any false statement, false representation, false report or false claim with respect to the character, quality, quantity, or cost of any work performed or to be performed, or materials furnished or to be furnished, in connection with the construction of any highway or related project approved by the Secretary of Transportation; or*

*Whoever knowingly makes any false statement or false representation as to material fact in any statement, certificate, or report submitted pursuant to provisions of the Federal-aid Roads Act approved July 1, 1916, (39 Stat. 355), as amended and supplemented;*

*Shall be fined not more than \$10,000 or imprisoned not more than 5 years or both."*

## **VI BUY AMERICA**

All steel and iron materials permanently incorporated in this project shall be domestic products and all manufacturing and coating processes for these materials must have occurred within the United States. Coating includes epoxy coating, galvanizing, painting and any other coating that protects or enhances the value of a material subject to the requirements of Buy America. The exemption of this requirement is the minimal use of foreign materials if the total cost of such material permanently incorporated in the product does not exceed one-tenth of one percent (1/10 of 1%) of the total contract cost or \$2,500.00, whichever is greater. For purposes of this paragraph, the cost is that shown to be the value of the subject products as they are delivered to the project.

## **VII PROHIBITION AGAINST CONVICT PRODUCED MATERIALS (23 CFR 635.417)**

No materials produced by convict labor (unless produced by convicts who are on parole, supervised release, or probation from a prison) may be incorporated into any project located on the Federal-aid highway system. This prohibition does not apply to projects on roads that are functionally classified as local or rural minor collectors.

## **VIII PURCHASE OF MATERIALS**

LPA's are required to use fair and open competition in obtaining articles and materials used in this project. They may not use any requirements, preferences, or procurement methods that exclude out-of-State participation or that unfairly favor in-State sources.

## **IX REQUIREMENT FOR AND ACCESS TO RECORDS**

LPA's must maintain, for at least three years following final payment, complete project records. This includes the thorough documentation of the basis for payment (actual costs of labor, equipment and materials) as well as documentation prescribed in the WisDOT CMM. In addition LPA's shall make all such records fully available to WisDOT, the Federal Highway Administration, the U.S. Comptroller General, and their authorized representatives. Records must also be available for public access consistent with the FOIA and State and local law.





Legislation Details (With Text)

**File #:** 111291      **Version:** 0

**Type:** Resolution      **Status:** In Committee

**File created:** 1/18/2012      **In control:** PUBLIC WORKS COMMITTEE

**On agenda:**      **Final action:**

**Effective date:**

**Title:** Resolution authorizing the issuance of a street and alley occupancy permit to CD Smith Construction Services for work at the Marriott Milwaukee Hotel at East Wisconsin Avenue and North Milwaukee Street.

**Sponsors:** ALD. BAUMAN

**Indexes:** PERMITS, PERMITS APPROVAL

**Attachments:** Hearing Notice List

Date	Ver.	Action By	Action	Result	Tally
1/18/2012	0	COMMON COUNCIL	ASSIGNED TO		
1/20/2012	0	PUBLIC WORKS COMMITTEE	HEARING NOTICES SENT		

NUMBER  
111291  
VERSION  
Original  
REFERENCE

SPONSOR  
Alderman Bauman

TITLE  
Resolution authorizing the issuance of a street and alley occupancy permit to CD Smith Construction Services for work at the Marriott Milwaukee Hotel at East Wisconsin Avenue and North Milwaukee Street.

ANALYSIS  
This resolution authorizes City officials to issue an occupancy permit to CD Smith Construction Services allowing them to occupy the north/south alley in the block bounded by East Wisconsin Avenue, North Milwaukee Street, East Michigan Street, and North Broadway.

BODY  
Whereas, CD Smith Construction Services (Smith) has been retained to construct the new Marriott Milwaukee Hotel at East Wisconsin Avenue and North Milwaukee Street; and

Whereas, Phase 2 construction activities, scheduled to begin on February 16, 2012, requires Smith to occupy the entire width of the northerly 300 feet of the north/south alley bounded by East Wisconsin Avenue, North Milwaukee Street, East Michigan Street, and North Broadway; and

Whereas, Phase 2 construction activities are scheduled to continue to July 1, 2013; and

Whereas, Smith will be responsible to contact all affected property owners and businesses informing them that the alley will be closed; and

Whereas, The Commissioner of Public Works may approve temporary occupancy of up to one-third of the width of the alley while temporary use beyond that point must be approved by the Common Council; now, therefore be it

Resolved, By the Common Council of the City of Milwaukee that the appropriate City officials are hereby authorized to issue a permit to Smith allowing occupancy of the entire width of the northerly 300 feet of the north/south alley bounded by East Wisconsin Avenue, North Milwaukee Street, East Michigan Street, and North Broadway for a period between February 16, 2012 and July 1, 2013; and, be it

Further Resolved, That Smith is also permitted to occupy the sidewalk area on East Wisconsin Avenue and the sidewalk/curb lane on North Milwaukee Street adjacent to the Marriott Milwaukee Hotel development; and, be it

Further Resolved, That access to the rear of 608/612 North Broadway must be maintained at all times, or alternate consideration must be given to the property owner of 608/612 North Broadway.

Drafter

DPW-ADM

MDL:mra

January 11, 2012

CD Smith Occupancy Res





Legislation Details (With Text)

**File #:** 111292      **Version:** 0

**Type:** Resolution      **Status:** In Committee

**File created:** 1/18/2012      **In control:** PUBLIC WORKS COMMITTEE

**On agenda:**      **Final action:**

**Effective date:**

**Title:** Resolution authorizing the Commissioner of Public Works to enter into an Out-of-Program Agreement with Russ Darrow Automotive Group for the installation of a public roadway and water main.

**Sponsors:** ALD. BOHL

**Indexes:** AGREEMENTS, STREET IMPROVEMENTS, WATER MAINS

**Attachments:** Darrow Site Plan, Hearing Notice List

Date	Ver.	Action By	Action	Result	Tally
1/18/2012	0	COMMON COUNCIL	ASSIGNED TO		
1/20/2012	0	PUBLIC WORKS COMMITTEE	HEARING NOTICES SENT		

NUMBER  
111292  
VERSION  
Original

REFERENCE

SPONSOR  
Alderman Bohl

TITLE  
Resolution authorizing the Commissioner of Public Works to enter into an Out-of-Program Agreement with Russ Darrow Automotive Group for the installation of a public roadway and water main.

ANALYSIS  
This resolution authorizes the Commissioner of Public Works to execute an Out-of-Program Agreement on behalf of the City of Milwaukee between Russ Darrow Automotive Group (Developer) and the City of Milwaukee. This agreement pertains to the installation of a public roadway and water main to serve the site along the north side of West Metro Boulevard.

BODY  
Whereas, The Developer is the owner of the property along the north side of West Metro Boulevard (the "Property"). This Property is shown in by Exhibit "A"; and

Whereas, The Developer has requested an agreement that provides for installation of a public roadway and water main to serve the Property; and

Whereas, The public roadway and water main for the Property could be installed under the terms of an out-of-program agreement upon condition that title to such facilities shall vest in the City of Milwaukee subject to conditions more fully hereinafter stated; and

Whereas, The Developer has requested that the construction of the roadway and water main be completed by the



Developer, now, therefore, be it

Resolved, By the Common Council of the City of Milwaukee that the Out-of-Program Agreement attached to this file is hereby approved and the proper City officers are hereby authorized to execute said agreement on behalf of the City; and, be it

Further Resolved, That the Commissioner of Public Works is authorized to accept funds from the Developer as outlined in the Out-of-Program Agreement for the purpose of reviewing design engineering plans and for the purpose of inspecting construction of the public roadway and water main and for the installation of street lights as needed; and, be it

Further Resolved, That the Commissioner is authorized to make minor changes to the Out-of-Program Agreement prior to its execution.

Drafter  
DPW-ADM  
MDL:mra  
January 11, 2012  
Russ Darrow Automotive Group OPA Res



## OUT OF PROGRAM AGREEMENT

THIS OUT OF PROGRAM AGREEMENT ("Agreement") by and between [Russ Darrow Group, Inc.], hereinafter known as the "Developer," and the City of Milwaukee, a municipal corporation, hereinafter known as "City";

### WITNESSETH:

WHEREAS, the Developer is the owner of a certain parcel of real estate located on Metro Boulevard in Milwaukee, Wisconsin, and more particularly described on Exhibit A (the "Property"), which is attached hereto and incorporated herein; and

WHEREAS, the Developer has commenced construction of an automobile dealership on the Property (the "Project"); and

WHEREAS, the Property is located adjacent to and across from other automobile dealerships also located on Metro Boulevard (together with the Project, collectively referred to as the "Metro Dealerships"); and

WHEREAS, the City and the owners of the Metro Dealerships believe it to be in the best interests of the Metro Dealerships and the tax base of the City to provide direct access to Metro Boulevard from Good Hope Road by constructing a public street across the Property connecting Good Hope Road and Metro Boulevard (the "New Street"); and

WHEREAS, in order to connect the New Street to Good Hope Road, the Wisconsin Department of Transportation ("DOT") must agree to modify or eliminate DOT's restriction prohibiting access to Good Hope Road from the Property (the "Access Restriction"); and

WHEREAS, the Developer has requested that DOT release the Access Restriction and has provided traffic studies and other information to DOT in support of such request; and

WHEREAS, notwithstanding that DOT has not yet agreed (and may not agree for an extended period of time) to release the Access Restriction, the Developer desires to construct the New Street to the point where the Property abuts the right-of-way boundary for Good Hope Road and the City is supportive of such action; and

WHEREAS, the Developer has accordingly requested an agreement with the City that provides for installation of the New Street and the related public improvements (collectively, the "Public Improvements") for the benefit of the Property and the Metro Dealerships; and

WHEREAS, the Public Improvements may be installed under the terms of this Agreement upon condition that title to the Public Improvements shall vest in the City subject to conditions more fully stated hereinafter; and



WHEREAS, the Developer has requested that the design and construction of the Public Improvements be completed by the Developer because of time constraints to meet the construction schedule of the Project.

NOW, THEREFORE, In consideration of these premises and the mutual benefits herein accruing and for other good and valuable consideration, it is agreed, by and between the parties hereto that:

1. Funding Obligation. Subject to paragraph 17 herein, the Developer agrees to provide all funds necessary for design and construction of the Public Improvements, including, but not limited to, rights-of-way, paving, sewer, water mains and laterals, lights, easement preparation as may be required, water fittings, materials inspections, construction inspections and any related City work.

2. Developer to Design Public Improvements. The Developer shall let and administer one or more design contracts for the sewer, water, and paving infrastructure required to serve the Property. Plans shall be prepared to City specifications and approval by the Commissioner of the Department of Public Works (the "Commissioner") of all such plans shall be required prior to commencement of any work on the Public Improvements. All City costs associated with review of plans prepared by others shall be the Developer's responsibility.

3. Construction Option. The Developer will let and administer construction contracts for all of the Public Improvements covered by this Agreement and City shall perform its normal inspections during the course of construction. The Developer agrees to comply with and administer on behalf of the City all applicable City rules and requirements pertaining to bidding, Emerging Business Enterprises (Chapter 370) and prevailing wages with respect to not less than the amount of work funded by the City's payment under paragraph 17.

4. Site Grading. The Developer agrees to pre-grade the New Street. Grading plans shall be reviewed and approved by the Commissioner and must be approved prior to design engineering of the Public Improvements. Grading shall be within three (3) inches of the roadway sub-grade as established in the paving plans. Grading shall match design grades at the right-of-way line. Material in any fill areas shall be placed in accord with Section 401.5 of the City of Milwaukee Department of Public Works' Street Construction Specifications dated July 1, 1992. The Developer is responsible for obtaining any and all permits required to undertake grading activities. The parties acknowledge that the City has allowed the Developer, by separate permit, to fill a portion of the City's Good Hope Road right-of-way located to the north of and immediately adjacent to the Property.

5. Water Improvements. Water main will be installed in the New Street to serve the Property. Per paragraph 2, plans for water main improvements shall be prepared by the Developer. The estimated costs to review the plans and to inspect the water improvements are as follows:

Plan Review	\$2,500
Inspection & related activities	\$7,000

The Developer shall provide the required water fittings and is responsible for obtaining the required State of Wisconsin Department of Natural Resources Water Main Installation permit. The City will provide the flow test information required as part of the permit application. The City shall perform the Safe Water test, and shall be responsible for pressure testing the new main and developing as-built drawings and records.

6. Sewer Improvements. Storm sewers will be installed in the New Street. Per paragraph 2, plans for storm sewers shall be prepared by the Developer. The estimated costs to review the sewer plans is as follows:

Plan Review	\$1,500
-------------	---------

Review and approval of the sewer plans by the Milwaukee Metropolitan Sewerage District is required.

7. Paving Improvements. The New Street design shall include a base course and concrete and pavement concrete curb and gutter.

Per paragraph 2 above, plans for paving improvements shall be prepared by the Developer. The estimated costs to review the plans and to inspect the paving improvements are as follows:

Plan Review	\$2,000
Inspection	\$15,000

8. Utility Laterals. Sanitary sewer and water laterals shall be installed by the Developer under permit from the City's Department of Neighborhood Services. The Neighborhood Services Department shall inspect the work. The cost of laterals shall be borne by the Developer.

9. Street Lights. The Property will have public street lights that will be designed and installed by the City. The Developer agrees to fund all costs related to the finishing and installation of such. Estimated cost of Engineering is \$5,000 and Labor and Material cost is \$30,000.

10. Storm Water Management Plan. A Storm Water Management Plan for the Project must be submitted for review and approval by the City Engineer. Any storm water management improvements required in conjunction with the Property shall be constructed by the Developer.

11. Total Estimated City Costs. The total estimated City costs for engineering, labor, materials and inspections is \$63,000.

12. Other Improvements. The Developer agrees that any utility and access improvements necessary to serve the Property in addition to those listed above shall be its responsibility and shall be undertaken by the Developer at its sole expense. The Developer further agrees that the City shall review and approve plans for any work to occur in the New Street. Permits necessary for any such work shall be obtained by the Developer or other responsible parties.

13. Easements. The Developer agrees to provide, where necessary and at no cost to the City, all easements or dedications required to construct, operate and maintain the Public Improvements. It shall be the Developer's responsibility to obtain any permits and/or easements or other property rights necessary for the operation and maintenance of the storm water management system and outlets, as approved.

14. Private Utilities. The Developer shall be responsible for coordinating the installation of all private utility lines necessary to provide telephone communications, electrical, and gas services to the Project.

15. Funding Guarantee for Construction. A letter of credit submitted by the Developer has been approved by the City in an amount equal to the estimated City costs referenced in paragraph 11 (the "City Costs LOC"). A copy of the City Costs LOC is attached hereto as Exhibit B and incorporated herein. The amount of the City Costs LOC may be reduced periodically to reflect payments made to the City. Any such reductions shall be approved by the Commissioner.

16. Inspections. Both parties agree that all materials furnished and all work performed hereunder shall conform to all regulations and specifications of the City and the Commissioner and shall be subject to inspection by the Department of Public Works. All engineering and inspection costs incidental to the installation of the Public Improvements covered by this Agreement shall be subject to the terms of this Agreement, the cost of such service when furnished by City being established as the wages of the person or persons engaged in such work plus all costs of overhead.

17. Ownership of Public Improvements and Partial Reimbursement of Costs. It is understood and agreed by both parties hereto that, upon completion of the Public Improvements, title to all Public Improvements installed under the terms of this Agreement shall be conveyed to and vested in the City, and that the City will accept the obligation of operation and maintenance of all such Public Improvements in accordance with the standard practice. At the time of conveyance of the Public Improvements to the City, the City shall pay to the Developer the amount of \$250,000 as partial reimbursement toward the costs of the Public Improvements.

18. Prevailing Wages. The Developer shall comply with the prevailing wages requirements set forth on Exhibit C attached hereto.

19. City Ordinances and Regulations. City warrants that all work shall be undertaken in accord with City standard and customary public works contracting procedure unless such work is to be undertaken by City Forces or by the Developer per

paragraph 3. It is further understood and agreed that this Agreement is subject to all City ordinances and regulations and nothing herein shall be deemed to waive or supersede such requirements.

20. Future Connection to Good Hope Road. If and at such time as the Developer obtains approval from the DOT to connect the New Street to Good Hope Road on terms and conditions acceptable to the City, DOT and the Developer, the Developer shall, at its sole cost and expense, complete the extension of the New Street to Good Hope Road. At such time, the City and the Developer shall amend this Agreement to broaden the scope of the Public Improvements to include the extension of the New Street and the Developer shall undertake and complete such extension in accordance with the terms of this Agreement as amended.

21. Assignment. The Developer shall have the right to assign its rights and obligations under this Agreement to an entity owned or controlled by the Developer or the owner of Developer or to an entity comprised of the Developer and one or more of the other owners of the Metro Dealerships.





CITY OF MILWAUKEE

In Presence Of:

\_\_\_\_\_

\_\_\_\_\_  
Tom Barrett, Mayor

\_\_\_\_\_

\_\_\_\_\_  
City Clerk

COUNTERSIGNED

\_\_\_\_\_  
Deputy Comptroller

STATE OF WISCONSIN )  
 ) SS.  
MILWAUKEE COUNTY )

Personally came before me this \_\_\_\_ day of \_\_\_\_\_, 2012, Tom Barrett, Mayor of the City of Milwaukee, a municipal corporation, to me known to be the person who executed the foregoing instrument and to me known to be such Mayor of said municipal corporation, and acknowledged that he executed the foregoing instrument as such officer as the deed of said municipal corporation, its authority, and pursuant to Resolution File No. 111292, adopted \_\_\_\_\_, 2012.

\_\_\_\_\_  
Notary Public, State of Wisconsin  
My commission expires: \_\_\_\_\_

STATE OF WISCONSIN )  
 ) SS.  
MILWAUKEE COUNTY )

Personally came before me this \_\_\_\_ day of \_\_\_\_\_, 2012, Ronald Leonhardt, City Clerk of the above-named municipal corporation, to me known to be the person who executed the foregoing instrument and to me known to be such City Clerk of said municipal corporation, and acknowledged that he executed the foregoing instrument as such officer as the deed of said municipal corporation, its authority, and pursuant to Resolution File No. 111292, adopted \_\_\_\_\_, 2012.

\_\_\_\_\_  
Notary Public, State of Wisconsin  
My commission expires: \_\_\_\_\_

STATE OF WISCONSIN )  
 ) SS.  
MILWAUKEE COUNTY )

Personally came before me this \_\_\_\_ day of \_\_\_\_\_, 2012, Michael J. Daun, Deputy City Comptroller of the City of Milwaukee, a municipal corporation, to me known to be the person who executed the foregoing instrument and to me known to be such City Comptroller of said municipal corporation, and acknowledged that he executed the foregoing instrument as such officer as the deed of said municipal corporation, its authority, and pursuant to Resolution File No. 111292, adopted \_\_\_\_\_, 2012.

\_\_\_\_\_  
Notary Public, State of Wisconsin  
My commission expires: \_\_\_\_\_

Approved as to form, content and execution  
this \_\_\_\_ day of \_\_\_\_\_, 2012.

\_\_\_\_\_  
Assistant City Attorney

**EXHIBIT A**

**LEGAL DESCRIPTION OF PROPERTY**

**EXHIBIT B**

CITY COSTS LETTER OF COMMITMENT

See attached

**EXHIBIT C**

**PREVAILING WAGES REQUIREMENTS**

See attached





Legislation Details (With Text)

**File #:** 110295      **Version:** 1

**Type:** Resolution      **Status:** In Committee

**File created:** 7/6/2011      **In control:** PUBLIC WORKS COMMITTEE

**On agenda:**      **Final action:**

**Effective date:**

**Title:** Substitute resolution granting a special privilege to HTWA Market Project LLC to construct and maintain a shelter for bicycle parking in the public right-of-way for the premises at 400 North Water Street, in the 4th Aldermanic District.

**Sponsors:** THE CHAIR

**Indexes:** SPECIAL PRIVILEGE PERMITS

**Attachments:** Petition and Drawings, Map, Photos, Cover Letter, Hearing Notice List

Date	Ver.	Action By	Action	Result	Tally
7/6/2011	0	COMMON COUNCIL	ASSIGNED TO		
7/13/2011	0	PUBLIC WORKS COMMITTEE	REFERRED TO		
1/20/2012	1	PUBLIC WORKS COMMITTEE	HEARING NOTICES SENT		

Number  
110295  
Version  
SUBSTITUTE  
Reference  
Sponsor  
THE CHAIR  
Title

Substitute resolution granting a special privilege to HTWA Market Project LLC to construct and maintain a shelter for bicycle parking in the public right-of-way for the premises at 400 North Water Street, in the 4<sup>th</sup> Aldermanic District.

Analysis

This resolution grants a special privilege to HTWA Market Project LLC to construct and maintain an open sided shelter for bicycle parking in the public right-of-way for the premises at 400 North Water Street.

Body

Whereas, The applicant is requesting permission to construct and maintain a roofed shelter for bicycle parking in the public right-of-way; and

Whereas, Several bicycle racks will be installed under the shelter, allowing for a significant amount of bicycle parking; and

Whereas, Said shelter may only legally encroach into the public right-of-way by granting of a special privilege resolution adopted by the Common Council; now, therefore, be it

Resolved, By the Common Council of the City of Milwaukee that HTWA Market Project LLC, 400 North Water Street, Milwaukee, Wisconsin 53202, is hereby granted the following special privilege:

To construct and maintain a shelter for bicycle parking projecting 8 feet 4 inches into the west, 20-foot sidewalk area of North Broadway. Said shelter commences at a point approximately 40 feet north of northline of East St Paul Avenue and



extends 31 feet to the north. The roofed shelter, which has open sides, is supported by six, 5-inch square steel posts bolted into the sidewalk pavement.

Said above-mentioned shelter shall be used, kept and maintained to the satisfaction of the Commissioners of Public Works and Department of Neighborhood Services.

Said shelter shall be maintained or removed from the public right-of-way, at such future time as they are no longer needed, to the satisfaction of the Commissioners of Public Works and Department of Neighborhood Services.

; and, be it

Further Resolved, That this special privilege is granted only on condition that by acceptance of this special privilege the grantee, HTWA Market Project LLC, shall:

1. Become primarily liable for damages to persons or property by reason of the granting of this special privilege.
2. File with the Commissioner of Public Works a certificate of insurance indicating applicant holds a public liability policy in the sum of at least \$25,000 covering bodily injury to any one person and \$50,000 covering bodily injury to more than one person in any one accident and \$10,000 covering property damage to any one owner on the area or areas included within the special privilege and naming the City of Milwaukee as an insured. The insurance policy shall provide that it shall not be cancelled until after at least thirty days' notice in writing to the Commissioner of Public Works.
3. Pay to the City Treasurer an annual fee, which has an initial amount of \$592.65. The subsequent annual fee is subject to change pursuant to the annual fee schedule in effect at the time of annual billing.
4. Whenever this special privilege is discontinued for any reason whatsoever, including public necessity whenever so ordered by resolution adopted by the Common Council not only remove all construction work executed pursuant to this special privilege, but shall also restore to its former condition and to the approval of the Commissioner of Public Works and curb, pavement or other public improvement which was removed, changed or disturbed by reason of the granting of this special privilege. Such grantee shall be entitled to no damages due to the alteration and/or removal for such purposes.
5. Waive the right to contest in any manner the validity of Section 66.0425 of the Wisconsin Statutes (1999), or the amount of the annual fixed fee, payable on or before July 1<sup>st</sup> of each year.
6. Put this special privilege into use within one year after approval by the Common Council of the City of Milwaukee; failing to do so in the time specified, the Commissioner of Neighborhood Services shall have the authority to seek, by resolution, revocation of said special privilege.

Requestor  
Department of Public Works  
Drafter  
Infrastructure Services Division  
MDL:slm  
December 19, 2011  
110295



# PETITION FOR A SPECIAL PRIVILEGE ccl-246 (8/10)

SP \_\_\_\_\_

- New application \$250.00 Fee**
- Amendment to add items to Special Privilege # \_\_\_\_\_ (\$125.00 Fee)**
- Amendment to remove items from Special Privilege # \_\_\_\_\_ (No fee)**
- Amendment for change of ownership for Special Privilege # \_\_\_\_\_ (No fee)**

- File petition with the Department of Public Works, 841 North Broadway, Room 919, Milwaukee, WI 53202, telephone (414) 286-2454.
- Fee must be submitted with petition. Checks should be made payable to the City of Milwaukee.
- Petition must be submitted in duplicate.

To the Honorable, The Common Council of the City of Milwaukee:

The Licensee HTWA MARKET PROJECT LLC  
(Name of Individual, Partners, Corporation or LLC)

being the owners of the following property known by street address as 400 N Water St, 53202  
(Street Address and Zip Code)

in the 4th Aldermanic District respectfully petition the Common Council of the City of Milwaukee according to the provisions of Section 66.0425 of the Wisconsin Statutes, that the following privilege be granted:

Description of Special Privilege: bicycle rack structure with a roof

Of which a plan or sketch is herewith submitted. Petitioner agrees to comply with all laws and all ordinances of the City of Milwaukee, to abide by any order or resolution of the Common Council affecting this privilege, to be primarily liable for damages to person or property by reason of the granting of such privilege, pay annual compensation as provided by law in the sum to be fixed by the proper city officers, and to file and keep current throughout the existence of the privilege, a certificate of insurance indicating applicant holds a public liability policy in at least the sums of \$25,000.00/\$50,000.00 bodily injury, and \$10,000.00 property damage, insuring the city against any liability that might arise by reason of the privilege.

Petitioner further agrees to remove said privilege whenever public necessity so requires when so ordered upon resolution adopted by the Common Council or other legislative body.

Should this special privilege be discontinued for any reason whatsoever, petitioner agrees to remove all construction work executed pursuant to this special privilege, to restore to its former condition and to the approval of the Commissioner of Public Works, any curb, pavement, or other public improvement which was removed, changed or disturbed by reason of the granting of this special privilege. Petitioner further agrees not to contest the validity of Section 66.0425 of the Wisconsin Statutes, or the legality of this special privilege in any way.

Name (Please Print): DAVID WARE - AGENT  
(Individual, Partner, or Agent if corporation or LLC as shown above)

Signature: David Ware  
(Individual, Partner, or Agent if corporation or LLC)

Corporation or LLC Name: HTWA MARKET PROJECT LLC  
(If applicable, as shown above)

Mailing Address (If different than property address above): \_\_\_\_\_

(OVER)

City: \_\_\_\_\_ State: \_\_\_\_\_ Zip: \_\_\_\_\_

Telephone: \_\_\_\_\_ E-Mail: \_\_\_\_\_

Architect/Engineer/Contractor (If Applicable)

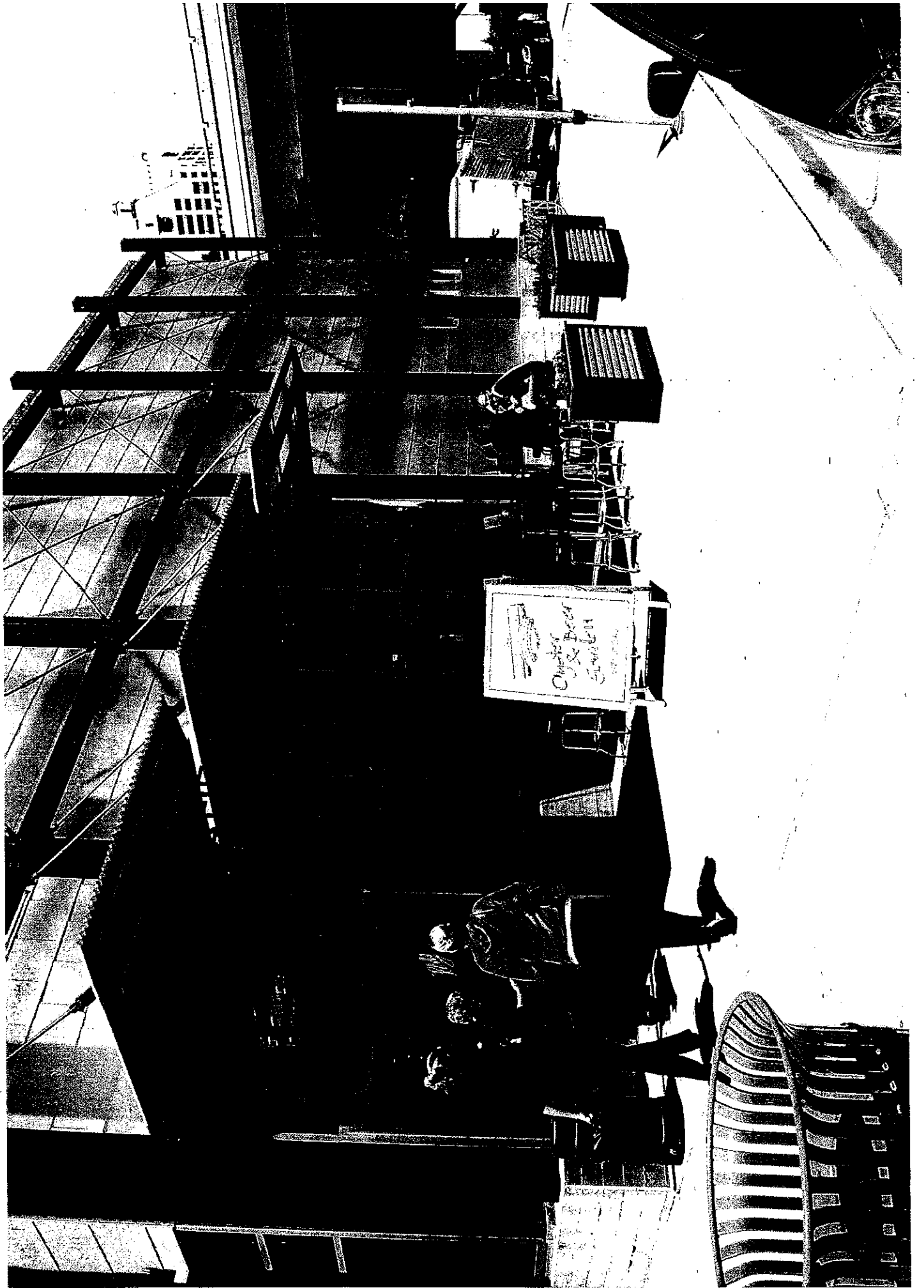
Name: DAVID WARE / MILWAUKEE PUBLIC MARKET  
FACILITY MANAGER

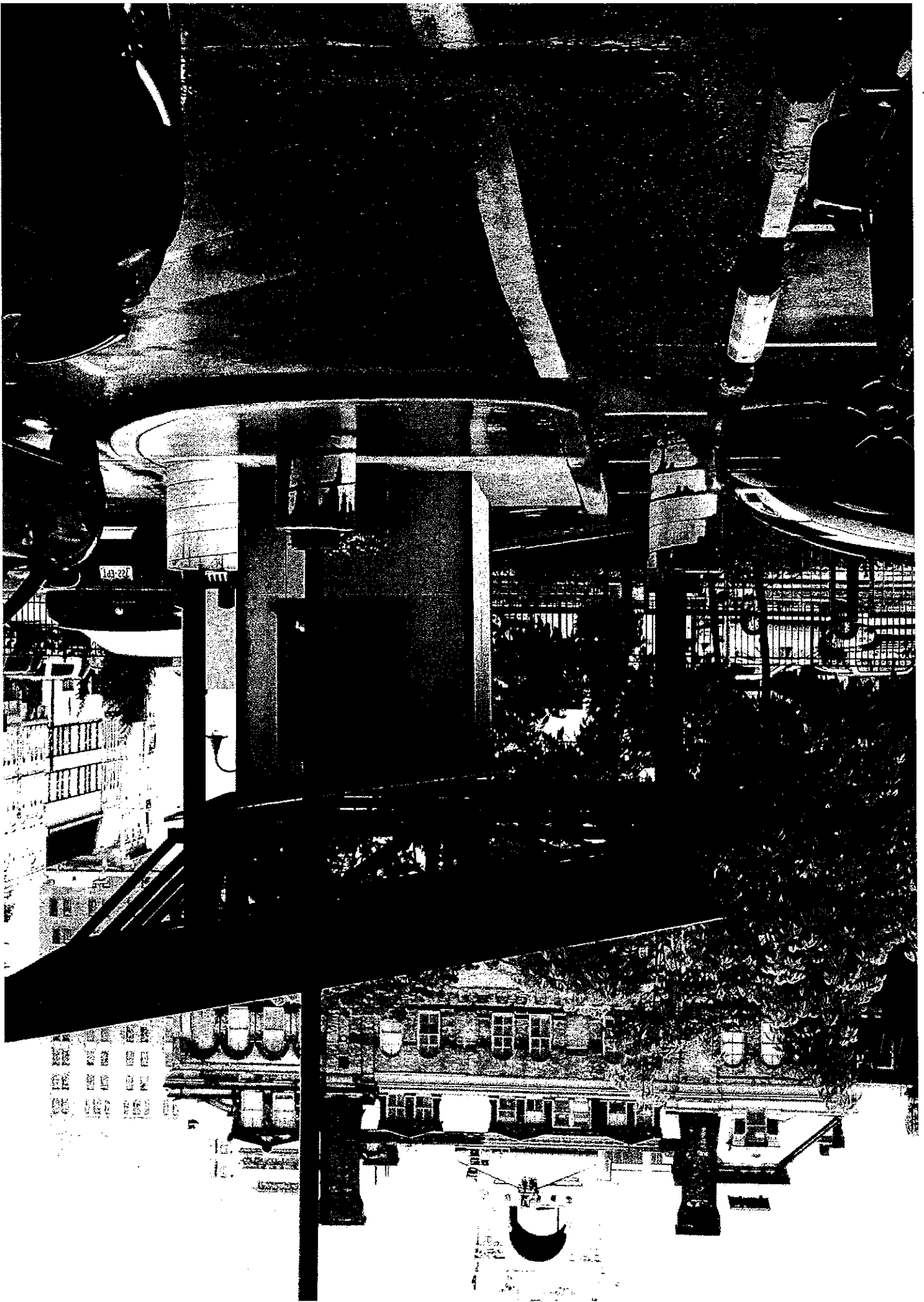
Address: 400 N. WATER

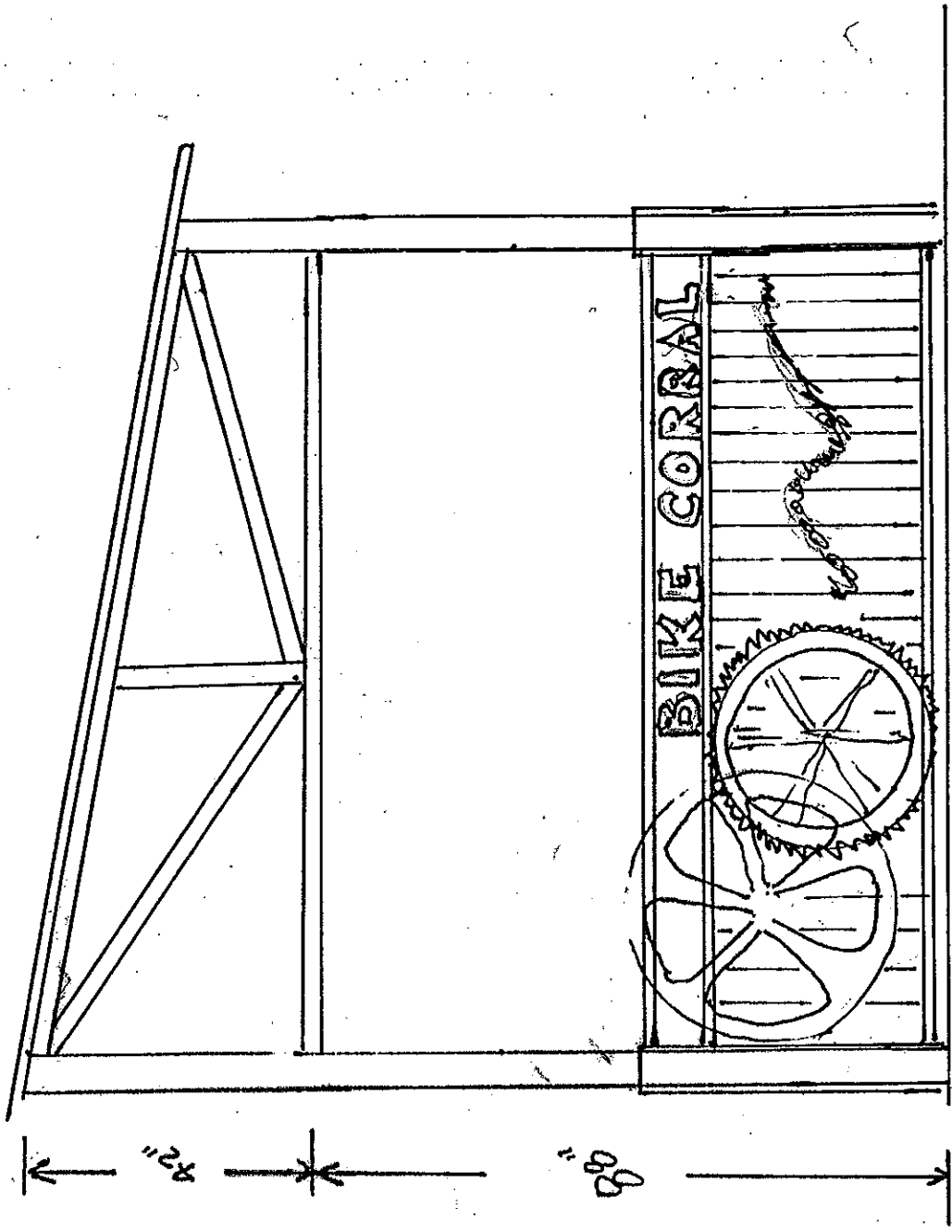
City: MILWAUKEE State: WI Zip: 53202

Telephone: 214 336 1111 E-Mail: dew@milwaukeepublicmarket.o









16 1/2'

22"

80"

80"

Impactor Control  
Hydraulics

LOADING DOCK

PRODUCE STORAGE  
T-3

PRODUCE DELIVERY  
T-2

Produce - 392 SF

35 S.F.

SEAFOOD 1166 S.F.

T-1

T-1B

T-1C

WINE 535 S.F.

VEST. 100

TAKE OUT  
T-1A

lobster

STAIR  
ST-4

EXISTING CANOPY

EXISTING CANOPY

EXISTING CANOPY

24' BUILDING TO CURB

18'5"

6'01"

20'

A

B

B.2

B.3

C

D

E

F

G

H

I

J

BROADWAY

National SI  
16745 W. Blue  
Brookfield,  
Tel:  
Fax:

Harwin  
7420  
Milwaukee  
Tel:  
Fax:

Frederick  
388 Corp  
Mequon  
Tel:  
Fax:

PowerTel  
2000 SWE  
Waukegan  
Tel:  
Fax:

Plumbing  
Arnold a  
4125  
Brookfield  
Tel:  
Fax:

Octob

10

11

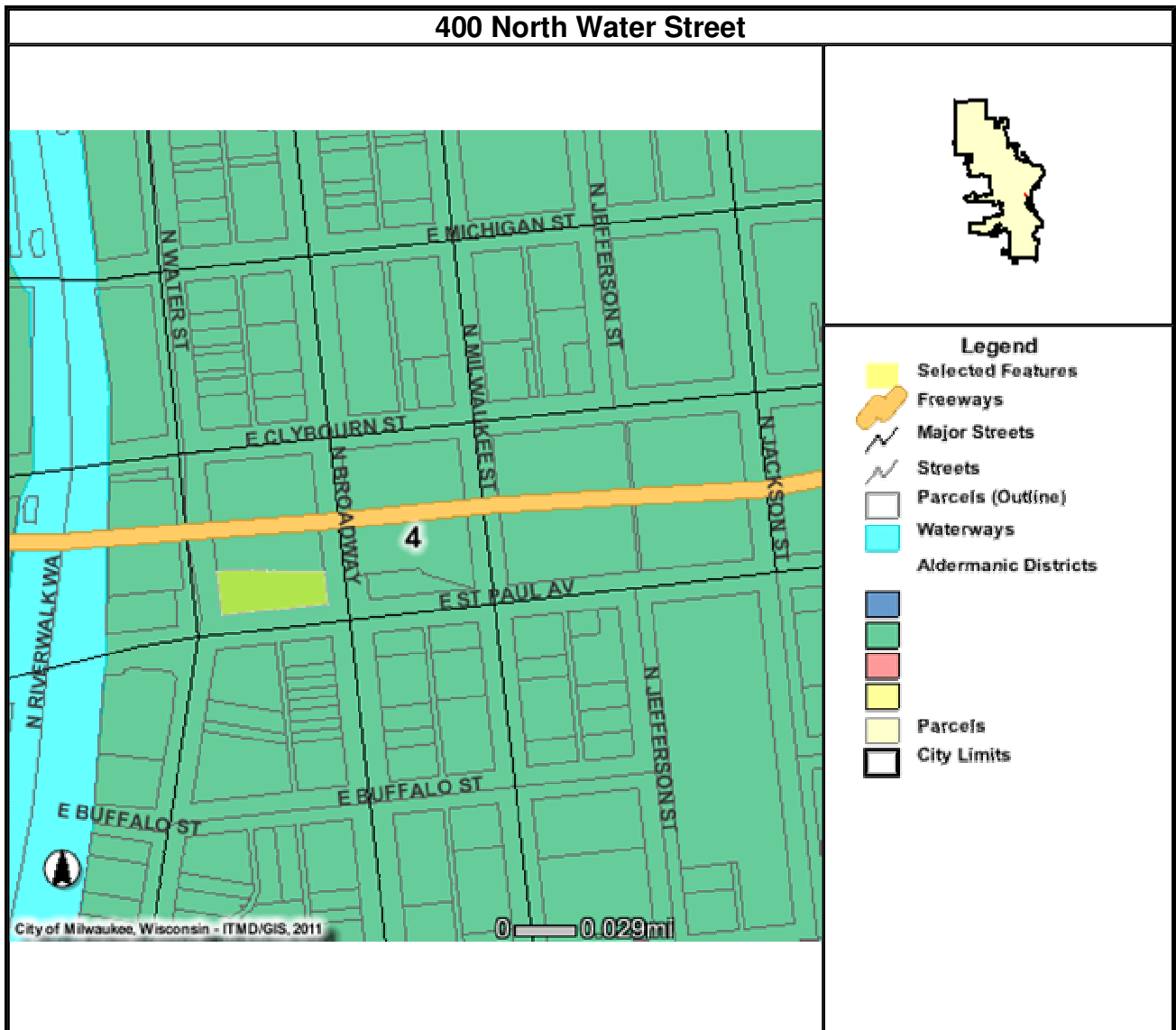
11.8

11.9

12

ST. PAUL







CCF 110295

400 North Water Street

12-2-2011

Looking south towards St Paul Avenue at the shelter for bicycle parking projecting into the west sidewalk area of Broadway.



CCF 110295

400 North Water Street

12-2-2011

Looking northwest from North Broadway at the shelter for bicycle parking.



CCF 110295

400 North Water Street

12-16-2011

Looking northwest from North Broadway at the shelter with bicycle racks installed.

December 19, 2011

To the Public Works Committee

Subject: Common Council Resolution File Number 110295

Dear Honorable Members:

Returned herewith is Common Council Resolution File Number 110295, being a resolution to grant a special privilege to HTWA Market Project LLC to construct and maintain an open sided shelter for bicycle parking in the public right-of-way for the premises at 400 North Water Street.

The applicant is requesting permission to construct and maintain a shelter for bicycle parking projecting 8 feet 4 inches into the west, 20-foot wide sidewalk area of North Broadway. The south end of the 31-foot long shelter is approximately 40 feet north of the northline of East St Paul Avenue. Said shelter is supported by six, 5-inch square steel supports that are bolted to the sidewalk pavement.

We are not aware that the presence of said shelter will have an adverse effect on the general use of the public right-of-way. We have, therefore, prepared the attached special privilege resolution, which, if adopted, allow said shelter to occupy the public right-of-way.

Very truly yours,

Jeffrey S. Polenske, P.E.  
City Engineer

Ghassan Korban  
Commissioner of Public Works

Art Dahlberg  
Commissioner  
Department of Neighborhood Services

MDL:slm

Attachment

cc: Alderman Robert Bauman





The Public Works Committee will now convene into closed session, pursuant to s. 19.85(1)(g), Wis. Stats., for the purpose of conferring with the City Attorney who will render oral or written advice with respect to litigation in which the city is or is likely to become involved and then will return to open session for the regular agenda.



Legislation Details (With Text)

**File #:** 101358      **Version:** 0

**Type:** Communication-Report      **Status:** In Committee

**File created:** 3/1/2011      **In control:** PUBLIC WORKS COMMITTEE

**On agenda:**      **Final action:**

**Effective date:**

**Title:** Communication relating to an update on the condition of the roof and exterior of City Hall.

**Sponsors:** THE CHAIR

**Indexes:** CITY HALL, REPORTS AND STUDIES

**Attachments:** DPW PowerPoint-City Hall, Hearing Notice List

Date	Ver.	Action By	Action	Result	Tally
3/1/2011	0	COMMON COUNCIL	ASSIGNED TO		
3/3/2011	0	PUBLIC WORKS COMMITTEE	HEARING NOTICES SENT		
3/8/2011	0	PUBLIC WORKS COMMITTEE	HELD TO CALL OF THE CHAIR	Pass	4:0
1/20/2012	0	PUBLIC WORKS COMMITTEE	HEARING NOTICES SENT		
1/20/2012	0	PUBLIC WORKS COMMITTEE	HEARING NOTICES SENT		
1/20/2012	0	PUBLIC WORKS COMMITTEE	HEARING NOTICES SENT		
1/20/2012	0	PUBLIC WORKS COMMITTEE	HEARING NOTICES SENT		
1/20/2012	0	PUBLIC WORKS COMMITTEE	HEARING NOTICES SENT		

**Number**  
101358  
**Version**  
ORIGINAL  
**Reference**

**Sponsor**  
THE CHAIR  
**Title**

Communication relating to an update on the condition of the roof and exterior of City Hall.

**Requestor**

**Drafter**  
CC-CC  
Jim Owczarski  
2/24/11



