



Legislation Details (With Text)

**File #:** 130935      **Version:** 0  
**Type:** Resolution      **Status:** Passed  
**File created:** 11/5/2013      **In control:** COMMON COUNCIL  
**On agenda:**      **Final action:** 11/26/2013  
**Effective date:**

**Title:** Resolution authorizing the Commissioner of Public Works and Comptroller to execute a utility agreement with the Wisconsin Department of Transportation for work on City Underground Conduit in conjunction with the Zoo Interchange’s Phase 1 contract work with a total estimated cost of \$14,549.60 with a City share of \$1,454.96.

**Sponsors:** THE CHAIR

**Indexes:** INTERGOVERNMENTAL AGREEMENTS, PUBLIC UTILITIES, WISCONSIN DEPARTMENT OF TRANSPORTATION

**Attachments:** 1. Municipal Agreement Cost Summary, 2. Agreement for Payment, 3. Comptrollers Certificate, 4. Correspondence Memorandum, 5. Hearing Notice List

Date	Ver.	Action By	Action	Result	Tally
11/5/2013	0	COMMON COUNCIL	ASSIGNED TO		
11/11/2013	0	PUBLIC WORKS COMMITTEE	HEARING NOTICES SENT		
11/19/2013	0	PUBLIC WORKS COMMITTEE	RECOMMENDED FOR ADOPTION	Pass	5:0
11/26/2013	0	COMMON COUNCIL	ADOPTED	Pass	15:0
12/5/2013	0	MAYOR	SIGNED		

130935  
ORIGINAL  
THE CHAIR

Resolution authorizing the Commissioner of Public Works and Comptroller to execute a utility agreement with the Wisconsin Department of Transportation for work on City Underground Conduit in conjunction with the Zoo Interchange’s Phase 1 contract work with a total estimated cost of \$14,549.60 with a City share of \$1,454.96.

This resolution authorizes the Commissioner of Public Works and Comptroller to execute an Agreement for Payment for Relocation or Replacement of Municipal Utility Facilities Located on Public Held Land Required by Freeway Construction for the City Underground Conduit System.

This agreement relates to utility work on City Underground Conduit facilities necessitated by the rehabilitation of the Zoo Interchange in West Bluemound Road Bridge over USH-45, West O’Connor Street, North 84<sup>th</sup> Street, West Adler Street and North 92<sup>nd</sup> Street being undertaken by the Wisconsin Department of Transportation in 2013-2014. This agreement provides for reimbursement from the Wisconsin Department of Transportation of 90 percent of City costs for all work on City underground conduit facilities necessitated by the freeway rehabilitation project in accord with Wisconsin State Statute 84.295(4m).

This resolution also authorizes the Commissioner of Public Works to prepare and/or review plans and estimates for the Zoo Interchange utility work as necessary to accomplish the project. This resolution also authorizes the

Comptroller to establish accounts as necessary to track the work and to submit invoices to the Wisconsin Department of Transportation for work completed on this project as approved by the Commissioner of Public Works, for a total amount of \$14,549.60 with a City share of \$1,454.96.

Whereas, The State of Wisconsin Department of Transportation has scheduled the reconstruction of the Zoo Interchange in the City of Milwaukee, Milwaukee County; and

Whereas, Additional work being completed during Phase 1 of the Zoo Interchange Reconstruction Project will require alteration of City underground conduit facilities in the West Bluemound Road Bridge over USH-45 and portions of West O'Connor Street, North 84<sup>th</sup> Street, West Adler Street and North 92<sup>nd</sup> Street; and

Whereas, Wisconsin State Statute 84.295(4m) indicates that the Wisconsin Department of Transportation will pay 90 percent of the cost of alteration, rehabilitation and relocation of municipal utilities with the responsible jurisdiction liable for the remaining 10 percent of the cost; and

Whereas, The estimated costs for design and inspection of City Underground Conduit alterations for the Department of Public Works will be \$14,549.60 with the City of Milwaukee share being \$1,454.96 for City Underground Conduit facilities related to the Zoo Interchange's Phase 1 contract work, State Project ID 1060-33-07/80; and

Whereas, In order for the City of Milwaukee to be reimbursed for the 90 percent share of the utility alteration cost on the Zoo Interchange freeway work, the Wisconsin Department of Transportation is required to enter into Municipal Utility Agreement Number 644 (UA 644), in accord with relocation assistance policy; and

Whereas, The Wisconsin Department of Transportation has provided the City of Milwaukee with the necessary municipal utility agreements to facilitate reimbursement of City costs in the alteration of City Underground Conduit facilities; now, therefore, be it

Resolved, By the Common Council of the City of Milwaukee, that the Commissioner of Public Works and Comptroller are hereby authorized to execute the Utility Agreement (UA 644) for City Underground Conduit, attached to this resolution by reference as though set forth in full; and, be it

Further Resolved, That the Commissioner of Public Works is hereby authorized to review or prepare plans as necessary to accomplish the required underground conduit alterations associated with the Zoo Interchange freeway work, provide conduit construction inspection services, and to allow the Wisconsin Department of Transportation to include any necessary work in the Zoo Interchange Freeway Reconstruction contract for City Underground Conduit work associated with the Zoo Interchange project, or have the necessary City Underground Conduit work associated with the Zoo Interchange freeway project accomplished by City forces, whichever is deemed to be in the best interest of the City of Milwaukee and the Zoo Interchange freeway project; and, be it

Further Resolved, That the City Comptroller is hereby authorized and directed to create within the Capital Improvements Fund, Grant and Aid Projects, the necessary project grant chartfield values for engineering and construction inspection for the project expenditure and transfer to any of these accounts the amounts required under the grant agreement and City accounting policy but not to exceed a 10 percent increase of the total amounts reserved for the grantors share and local share of \$5,000, whichever is greater, as follows:

Location:  
Project I.D. 1060-33-07/80

Utility Project I.D. 1060-38-46  
Zoo Interchange  
Phase 1 contract work

City Share Non-Assessable  
ST280130205  
Fund 0333  
\$1,454.96

Grantor Reimbursable Share  
SP032130100  
Fund 0306  
\$13,094.64

Total Cost of Phase 1 Contract Work: \$14,549.60

Previously Authorized for Conduit Utility: \$0  
Current Estimate of Conduit Utility Including this Resolution: \$14,549.60  
Original Estimate of Conduit Utility: \$14,549.60  
; and, be it

Further Resolved, That the Commissioner of Public Works is hereby authorized and directed to make periodic payments and invoices as necessary to accommodate the work required for the Zoo Interchange freeway work utility alterations as required under the aforementioned utility agreement.

Department of Public Works  
RWB:clm  
October 24, 2013