



## Legislation Details (With Text)

**File #:** 131075 **Version:** 2  
**Type:** Resolution **Status:** Passed  
**File created:** 11/26/2013 **In control:** COMMON COUNCIL  
**On agenda:** **Final action:** 12/17/2013  
**Effective date:**

**Title:** Substitute resolution approving levying of assessments and construction of assessable public improvement projects at various locations and appropriating funds for these purposes with the City cost of these projects approved by this resolution is estimated to be \$313,000 for a total estimated cost of \$12,686,735.

**Sponsors:**

**Indexes:** PUBLIC IMPROVEMENTS, SPECIAL ASSESSMENTS

**Attachments:** 1. Transmittal Letter, 2. Official Notice Number 45 With Amendments, 3. Official Notice Number 45, 4. Pictures and Plat Submitted by East Bay Owners' Association, 5. Capital Grant Certification, 6. Hearing Notice List, 7. Notice Published on 1-8-14

Date	Ver.	Action By	Action	Result	Tally
11/26/2013	0	COMMON COUNCIL	ASSIGNED TO	Fail	
11/27/2013	0	PUBLIC WORKS COMMITTEE	HEARING NOTICES SENT		
12/4/2013	1	PUBLIC WORKS COMMITTEE	RECOMMENDED FOR ADOPTION	Pass	4:0
12/4/2013	0	PUBLIC WORKS COMMITTEE	SUBSTITUTED	Pass	4:0
12/6/2013	0	PUBLIC SAFETY COMMITTEE	SUBSTITUTED		
12/17/2013	1	COMMON COUNCIL	AMENDED	Pass	14:0
12/17/2013	2	COMMON COUNCIL	ADOPTED	Pass	14:0
12/17/2013	2	PUBLIC WORKS COMMITTEE	SUBSTITUTED		
12/23/2013	2	MAYOR	SIGNED		
1/8/2014	2	CITY CLERK	PUBLISHED		

131075

SUBSTITUTE 2

110831

THE CHAIR

Substitute resolution approving levying of assessments and construction of assessable public improvement projects at various locations and appropriating funds for these purposes with the City cost of these projects approved by this resolution is estimated to be \$313,000 for a total estimated cost of \$12,686,735.

This resolution confirms the report of the Commissioner of Public Works, as modified by the Common Council Committee, on projects for which Public Hearings have been held. The resolution authorizes the levying of special assessments and directs the installation and construction of said public improvements. The City cost of these projects approved by this resolution is estimated to be \$313,000. The total estimated cost of these projects is \$12,686,735.

Whereas, The Common Council of the City of Milwaukee adopted preliminary resolutions,

determining it necessary and in the public interest to construct and levy special assessments for the following improvements:

13th Aldermanic District

S. Howell Ave. (STH 38) - W. Oakwood Rd. to W. Grange Ave. (WisDOT, Portions in the City of Oak Creek) (ST320130501) (2060-15-30) File Number 101554: Asphalt pavement resurfacing, replace curb and gutter, sidewalk and driveway approaches where necessary, sodding (6-foot width of tree border area), and grading.

Grantor Non-Reimbursable Paving Fund -- \$12,758,350

City Share Non-Assessable Paving Fund -- \$294,000

City Share Assessable Paving Fund -- \$19,000

These grantor funds are to be transferred to the construction account (ST3201305XX) (2060-15-71).

Previously authorized for street construction: \$0.00

Current estimated cost of total project including this resolution: \$13,071,350

Original estimated cost of total project (Resolution File No. 101554): \$6,798,500

; and

Whereas, The report of the Commissioner of Public Works has been filed with the City Clerk; and

Whereas, Notices have been sent to all interested persons and public hearings held; now, therefore, be it

Resolved, By the Common Council of the City of Milwaukee, that the Commissioner of Public Works' Report, as amended at said Public Hearing, is approved and the properties therein identified are benefited; and, be it

Further Resolved, That said Commissioner of Public Works is authorized and directed to proceed with said work in accordance with said report 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; and, be it

Further Resolved, That the proper departments take such action as is required of them to assess the abutting or adjacent properties and collect such assessment in the manner directed by Section 115-42 of the Milwaukee Code of Ordinances; and, be it

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

Further Resolved, That the projects do not involve any parcels of agricultural land which are eligible for deferred special assessments under the provisions of Section 14.30 of the Milwaukee City Charter; and, be it

Further Resolved, That the City Engineer and the Commissioner of Public Works are hereby authorized to negotiate and enter into an agreement with the State of Wisconsin, Department of Transportation for the City to undertake construction management duties on the following project: S. Howell Ave. (ST320130501) and, be it

Further Resolved, That the City Engineer is authorized to approve and make periodic payments to the State of Wisconsin, Department of Transportation after receipt of invoices from said State for the city's share of the costs for said project: S. Howell Ave. (ST3201130501); and, be it

Further Resolved, That upon the completion of project: S. Howell Ave. (ST320130501) and a determination of the actual costs, it is understood that if the City of Milwaukee's share is less than the amount previously paid, the difference will be refunded to said City; 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.

Infrastructure Services Division  
MLD:dr  
Afr 5  
12/17/2013