



## Legislation Details (With Text)

<b>File #:</b>	080807	<b>Version:</b>	1
<b>Type:</b>	Resolution	<b>Status:</b>	Passed
<b>File created:</b>	10/7/2008	<b>In control:</b>	PUBLIC WORKS COMMITTEE
<b>On agenda:</b>		<b>Final action:</b>	10/29/2008
<b>Effective date:</b>			
<b>Title:</b>	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 \$9,525,237.20 for a total estimated cost of \$16,499,000.00.		
<b>Sponsors:</b>	THE CHAIR		
<b>Indexes:</b>	PUBLIC IMPROVEMENTS		
<b>Attachments:</b>	1. Hearing notice list, 2. Official notice 28, 3. Official Notice Number 28 actions taken by Public Works committee, 4. Fiscal Note, 5. Capital Grant Resolutions Certification from the Comptroller's Office, 6. Notice Published on 11-14-08		

Date	Ver.	Action By	Action	Result	Tally
10/7/2008	0	COMMON COUNCIL	ASSIGNED TO		
10/9/2008	0	PUBLIC WORKS COMMITTEE	HEARING NOTICES SENT		
10/15/2008	1	PUBLIC WORKS COMMITTEE	RECOMMENDED FOR ADOPTION	Pass	4:0
10/15/2008	0	PUBLIC WORKS COMMITTEE	SUBSTITUTED	Pass	4:0
10/16/2008	1	CITY CLERK	DRAFT SUBMITTED		
10/29/2008	1	COMMON COUNCIL	ADOPTED	Pass	12:0
11/3/2008	1	MAYOR	SIGNED		
11/14/2008	1	CITY CLERK	PUBLISHED		

080807

SUBSTITUTE 1

041289

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 \$9,525,237.20 for a total estimated cost of \$16,499,000.00.

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 \$9,525,237.20. The total estimated cost of these projects is \$16,499,000.00.

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:

2nd, 5th and 10th Aldermanic Districts

N. 76th St. (STH 181) - W. Center St. to W. Appleton Ave. (Portions in the City of Wauwatosa) (ST320061001) (2140-11-70) File Number 041289: Concrete pavement reconstruction, replace all curb and gutter, replace sidewalk and driveway approaches where necessary, sodding, grading, and tree removal where necessary. (Grantor Paving Non-Reimbursable Fund Milwaukee -- \$7,401,775; Grantor Paving Non-Reimbursable Fund Wauwatosa -- \$261,905; Grantor Paving Reimbursable Fund Milwaukee -- \$1,155,520; Non-Assessable Paving Fund -- \$629,700; Assessable Paving Fund -- \$50,000; Grantor Reimbursable Paving Fund Wauwatosa -- \$22,100). These funds are to be transferred to the construction account (ST320061010) (2140-11-70).

Previously authorized for bridge and street construction: \$0.00

Current estimated cost of the total project prior to this resolution: \$11,499,000.00

Original estimated cost of the total project (Resolution #030836): \$11,499,000.00

This project is anticipated to be completed during the 2009 construction season.

5th and 9th Aldermanic Districts

W. Good Hope Rd. - N. 76th St. to N. 107th St. (Phase III) (ST320071510):

Asphalt pavement resurfacing; replace curb and gutter, and sidewalk.

(City Share Non-assessable Paving Fund -- \$1837.20; City Share Assessable Paving Fund -- \$2400.00 )

These additional funds are to be transferred to the construction account (ST320071510) Resolution 071073 authorized the cost sharing agreement with Milwaukee County for the majority of the construction. This sets up the funds for the sidewalk construction between North 51<sup>st</sup> St and North 91<sup>st</sup> Street in areas that currently do not have sidewalks which is funded 100 percent by the City of Milwaukee.

Previously authorized for street construction: \$80,872.00

Current estimated cost of the total project including this resolution: \$ 5,000,000.00.

Original estimated cost of the total project File Number 071073 \$ 5,000,000.00.

This project is anticipated to be completed during the 2009 construction season.

; 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 and directed 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 projects: N. 76th St. (STH 181) (ST320061001); and, be it

Further Resolved, That the City Engineer is authorized and directed 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 projects: N. 76th St. (STH 181) (ST320061001); and, be it

Further Resolved, That upon the completion of projects: N. 76th St. (STH 181) (ST320061001) and W. Good Hope Rd. (ST320071510) 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; and, be it

Further Resolved, That projects N. 76th St. (STH 181), ST320061001 and W. Good Hope Rd. (ST320071510) will be billed after January 1, 2011, but not before 12 months after the project contract has been completed.

Infrastructure Services Division  
mld:dr  
afr 3  
10/15/2008