



Legislation Details (With Text)

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File created:	11/3/2009	In control:	PUBLIC WORKS COMMITTEE
On agenda:		Final action:	12/1/2009
Effective date:			
Title:	Resolution authorizing the proper city officials to execute amended Utility Agreements with the State of Wisconsin, Department of Transportation for work on City of Milwaukee facilities in conjunction with the North-South Mitchell Interchange (Collector Distributor Roads/West Layton Avenue Contract), with a total estimated cost of \$343,369.95, with an estimated Grantor's share of \$309,032.95 and an estimated City of Milwaukee share of \$34,337.		
Sponsors:	THE CHAIR		
Indexes:	EXPRESSWAYS, INTERGOVERNMENTAL AGREEMENTS, PUBLIC UTILITIES, WISCONSIN DEPARTMENT OF TRANSPORTATION		
Attachments:	1. Cover Letter, 2. Fiscal Note, 3. Agreements, 4. Comptroller's Certificate, 5. Hearing Notice List		

Date	Ver.	Action By	Action	Result	Tally
11/3/2009	0	COMMON COUNCIL	ASSIGNED TO		
11/10/2009	0	PUBLIC WORKS COMMITTEE	HEARING NOTICES SENT		
11/10/2009	0	PUBLIC WORKS COMMITTEE	HEARING NOTICES SENT		
11/18/2009	0	PUBLIC WORKS COMMITTEE	RECOMMENDED FOR ADOPTION	Pass	5:0
12/1/2009	0	COMMON COUNCIL	ADOPTED	Pass	14:0
12/9/2009	0	MAYOR	SIGNED		

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ORIGINAL
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THE CHAIR

Resolution authorizing the proper city officials to execute amended Utility Agreements with the State of Wisconsin, Department of Transportation for work on City of Milwaukee facilities in conjunction with the North-South Mitchell Interchange (Collector Distributor Roads/West Layton Avenue Contract), with a total estimated cost of \$343,369.95, with an estimated Grantor's share of \$309,032.95 and an estimated City of Milwaukee share of \$34,337.

This resolution authorizes the Commissioner of Public Works and the Comptroller to execute the amended Utility Agreements Nos. 73, 74, 75, 76, 77, and 78 for Milwaukee Water Works, Environmental Engineering City of Milwaukee cable and City of Milwaukee conduit, for the utility work in conjunction with the North-South Mitchell Interchange (NSMI), with a total estimated cost of \$343,369.95 with an estimated Grantor's share of \$309,032.95 and an estimated City of Milwaukee share of \$34,337.

Whereas, The State of Wisconsin, Department of Transportation (WISDOT) scheduled the rehabilitation of the North-South Mitchell Interchange (NSMI) in the City of Milwaukee; and

Whereas, The Department of Public Works (DPW) has worked with the WISDOT over the past year in planning the design and construction phasing of the project to best meet the needs of the citizens

of the City of Milwaukee (CITY) and of the region as a whole; and

Whereas, Work on the NSMI has been phased in four major phases, being Phase I (South 27th Street; Airport Spur I; West Grange Avenue; West College Avenue) scheduled for 2009, Phase II (North Leg; West Layton Avenue; Airport Spur II) scheduled for 2010, and Phases III & IV (Mitchell Interchange) scheduled for 2011 and 2012; and

Whereas, There will be substantial work required on CITY utilities as a result of the design and construction associated with these NSMI contracts; and

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

Whereas, It has been estimated that for the NSMI project, scheduled for 2010 within the CITY a total of approximately \$343,369.95 in CITY utility alterations will be necessary; and

Whereas, Utility Agreements were executed by the WISDOT and the CITY for work on City of Milwaukee facilities in conjunction with NSMI (South 27th Street; West Grange Avenue; West College Avenue; 2009 Advanced Utilities) in accordance with Common Council Resolution File Numbers 080400, 081307, and 081420, adopted on August 14, 2008, February 10, 2009, and March 11, 2009, respectively; and

Whereas, It has been estimated that for the 2010 Collector Distributor Roads/West Layton Avenue Contract amendments for Water will be \$65,000.00 with a Grantor share of \$58,500.00 and a CITY share of \$6,500.00; Environmental Engineering will be (\$18,730.05) with a Grantor share of (\$16,857.05) and a CITY share of (\$1,873.00); City of Milwaukee Cable will be \$70,000.00 with a Grantor share of \$63,000.00 and a CITY OF MILWAUKEE share of \$7,000.00; City of Milwaukee Conduit will be \$227,100.00 with a Grantor share of \$204,390.00 and a City share of \$22,710.00; and

Whereas, In order for the CITY to be reimbursed for the 90 percent share of the utility alteration cost on the NSMI contract, the WISDOT requires the entering into the Amended Utility Agreements, in accord with relocation assistance policy; and

Whereas, The WISDOT has provided the CITY with the necessary Amended Utility Agreements to facilitate reimbursement of the CITY costs in the alteration of CITY water, environmental engineering, cable and conduit facilities for the 2010 Collector Distributor Roads/West Layton Avenue work; now, therefore, be it

Resolved, By the Common Council of the City of Milwaukee, that the Commissioner of Public Works is hereby authorized and directed to execute the "Amended Agreements" Nos. 73, 74, 75, 76, 77, and 78 for Milwaukee Water Works, Environmental Engineering, Cable and Conduit, all 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 and directed to review and/or prepare plans as necessary to accomplish the required utility alterations associated with the NSMI 2010 Collector Distributor Roads/West Layton Avenue contract and is authorized to allow the WISDOT to include CITY utility work in the 2010 award contracts for CITY utility work and/or have the necessary utility work associated with the 2010 contracts accomplished by CITY

forces, whichever is deemed to be in the best interest of the city and NSMI project; and, be it

Further Resolved, That the funding to cover the 10 percent CITY cost of the NSMI contract utility alterations for water, environmental engineering, conduit, and cable facilities estimated to be \$6,500.00, (\$1,873.00), \$7,000.00, and \$22,710.00, respectively, are and/or will be placed in Department of Public Works Departmental Accounts as part of the CITY budget process in budget years as necessary to accommodate the projects scheduling and the Local Accounts Receivable Report (LARR) billings; and, be it

Further Resolved, That the CITY Comptroller is hereby authorized and directed to create within the Capital Improvement Fund, Grant and Aid projects, the necessary Project/Grant Chartfield Values for engineering and construction for the projects (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 Grantor's share and local share or \$5,000.00, whichever is greater, as follows:

Water Works Department Account Numbers

NS/I94 - 2009 Advanced Utilities Contract (W. Mallory Avenue) (1030-21-78)
1030-21-46
WT410090504
Fund 0420
(\$71,500.00)

Grantor Reimbursable Share
ST320082746
Fund 0333
(\$142,500.00)

Grantor Non-Reimbursable Share
(\$501,000.00)

NS/I94 Collector Distributor Roads/Layton Contract (W. Mallory Avenue) (1030-20-71)
1030-21-46
WT410090504
Fund 0420
\$47,500.00

Grantor Reimbursable Share
SP032090100 (ST320082746)
Fund 0306
\$61,141.00

Grantor Non-Reimbursable Share
\$366,359.00

NS/I94 Collector Distributor Roads/Layton Contract (West Whitaker Avenue) (1030-20-71)
1030-21-46
WT410090507
Fund 0420
\$7,500.00

Grantor Reimbursable Share
SP032090100 (ST320082946)
Fund 0306

\$9,654.00

Grantor Non-Reimbursable Share
\$57,846.00

NS/I94 Collector Distributor Roads/Layton Contract (Layton Interchange) (1030-20-71)
1030-21-46
WT410090508
Fund 0420
\$10,000.00

Grantor Reimbursable Share
SP032090100 (ST320083046)
Fund 0306
\$12,872.00

Grantor Non-Reimbursable Share
\$77,128.00

NS/I94 Collector Distributor Roads/Layton Contract (South 20th Street Phase I) (1030-20-71)
1030-21-46
WT410090509
Fund 0420
\$6,000.00

Grantor Reimbursable Share
SP032090100 (ST320083146)
Fund 0306
\$7,723.00

Grantor Non-Reimbursable Share
\$46,277.00

NS/I94 Collector Distributor Roads/Layton Contract (South 15th Place) (1030-20-71)
1030-21-46
WT410090510
Fund 0420
\$2,500.00

Grantor Reimbursable Share
SP032090100 (ST320083246)
Fund 0306
\$3,218.00

Grantor Non-Reimbursable Share
\$19,282.00

NS/I94 Collector Distributor Roads/Layton Contract (West Halsey Avenue) (1030-20-71)
1030-21-46
WT410090511
Fund 0420
\$4,500.00

Grantor Reimbursable Share
SP032090100 (ST320083346)
Fund 0306
\$5,792.00

Grantor Non-Reimbursable Share
\$34,708.00

Previously authorized for Water Utility: \$6,070,000.00
Current estimated Water Utility, including this resolution: \$6,135,000.00
Original estimated Water Utility: \$2,175,000.00

Environmental Engineering Account Number

NS/I94 2009 Advanced Utilities Contract (Mallory) (1030-21-78)
1030-21-47
SM495090004
Fund 0491
(\$35,467.13)

Grantor Reimbursable Share
ST320082747
Fund 0333
(\$34,232.20)

Grantor Non-Reimbursable Share
(\$284,972.00)

NS/I94 Collector Distributor Roads/Layton Contract (West Mallory Avenue) (1030-20-71)
1030-21-47
SM495090004
Fund 0491
\$33,594.13

Grantor Reimbursable Share
SP032090100 (ST320082747)
Fund 0306
\$33,662.15

Grantor Non-Reimbursable Share
\$268,685.00

Previously authorized for Sewer Utility: \$908,607.26
Current estimated Sewer Utility, including this resolution: \$889,877.21
Original estimated Sewer Utility: \$1,233,000.00

Cable Account Number

NS/I94 Collector Distributor Roads/Layton Contract (Layton Interchange) (1030-20-71)
1030-21-48
ST270080703
Fund 0333

\$7,000.00

Grantor Reimbursable Share
SP032090100 (ST320083048)
Fund 0306
\$63,000

Previously authorized for Cable Utility: \$602,000.00
Current estimated Cable Utility, including this resolution: \$672,000.00
Original estimated Cable Utility: \$300,000.00

Conduit Account Number

NS/I94 Collector Distributor Road/Layton Contract (Layton Interchange) (1030-20-71)
1030-21-49
ST280080212
Fund 0333
\$22,710.00

Grantor Reimbursable Share
SP032090100 (ST320083049)
Fund 0306
\$204,390.00

Previously authorized for Conduit Utility: \$735,000.00
Current estimated Conduit Utility, including this resolution: \$962,100.00
Original estimated Conduit Utility: \$735,000.00

Previously authorized Utility Agreements: \$8,315,607.26
Current estimated Utility Agreements, including this resolution: \$8,658,977.21
Original estimated Utility Agreements: \$4,443,000.00

; and, be it

Further Resolved, That the City Engineer is hereby authorized and directed to make periodic payments as necessary to accommodate the work requested for the NSMI Contract utility alterations as required under the aforementioned Amended Utility Agreements.

Department of Public Works
Infrastructure Services Division
LG:AYH:amh
October 28, 2009

Reso N-S Mitch Ichang Ameng Utils Agreems (Rev) 102709.rtf