



## Legislation Details (With Text)

<b>File #:</b>	100959	<b>Version:</b>	1
<b>Type:</b>	Resolution	<b>Status:</b>	Passed
<b>File created:</b>	11/23/2010	<b>In control:</b>	PUBLIC WORKS COMMITTEE
<b>On agenda:</b>		<b>Final action:</b>	12/21/2010
<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 \$489,752.40 for a total estimated cost of \$8,138,200.		
<b>Sponsors:</b>	THE CHAIR		
<b>Indexes:</b>	PUBLIC IMPROVEMENTS		
<b>Attachments:</b>	1. Cover Letter, 2. Official Notice Number 40 Committee Actions, 3. Official Notice Number 40, 4. Hearing Notice List, 5. Notice Published on 1-12-11		

Date	Ver.	Action By	Action	Result	Tally
11/23/2010	0	COMMON COUNCIL	ASSIGNED TO		
12/1/2010	0	PUBLIC WORKS COMMITTEE	HEARING NOTICES SENT		
12/1/2010	0	PUBLIC WORKS COMMITTEE	HEARING NOTICES SENT		
12/8/2010	1	PUBLIC WORKS COMMITTEE	RECOMMENDED FOR ADOPTION	Pass	4:0
12/8/2010	0	PUBLIC WORKS COMMITTEE	SUBSTITUTED	Pass	4:0
12/9/2010	1	CITY CLERK	DRAFT SUBMITTED		
12/21/2010	1	COMMON COUNCIL	ADOPTED	Pass	15:0
1/5/2011	1	MAYOR	SIGNED		
1/12/2011	1	CITY CLERK	PUBLISHED		

100959

SUBSTITUTE 1

100142

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 \$489,752.40 for a total estimated cost of \$8,138,200.

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 \$489,752.40. The total estimated cost of these projects is \$8,138,200.

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:

11th Aldermanic District

W. Eden Pl. - S. 77th St. to S. 79th St. (ST211100105) File Number 100142: Asphalt pavement resurfacing, replace curb and gutter, sidewalk and driveway approaches where necessary, sodding (8.0-foot width of tree border area), and grading. (Assessable Reconstruction Paving Fund -- \$12,300; Nonassessable Reconstruction Paving Fund -- \$60,000. The total estimated cost for this project including the requested amount is \$97,100. This project is anticipated to be completed during the 2011 construction season.

S. 77th St. - W. Warnimont Ave. to W. Eden Pl. (ST211100103) File Number 090105: Asphalt pavement resurfacing, replace curb and gutter, sidewalk and driveway approaches where necessary, sodding (8.0-foot width of tree border area), and grading. (Assessable Reconstruction Paving Fund - \$3,100; Nonassessable Reconstruction Paving Fund -- \$60,000. The total estimated cost for this project including the requested amount is \$87,100. This project is anticipated to be completed during the 2011 construction season.

13th Aldermanic District

E. College Ave. - A point west of S. Pennsylvania Ave. to S. Howell Ave. (Portions in the City of Oak Creek) (ST32092401)(2355-05-75) File Number 100981: Concrete pavement reconstruction, replace curb and gutter and sidewalk and driveway approaches where necessary, sodding (6.0-foot width of new tree border area), grading, and install new concrete sidewalk as necessary. (Lead agent Milwaukee County)

Grantor Non-Reimbursable Paving Fund \$ 0  
Grantor Reimbursable Paving Fund -- \$ 283,552.40;  
City Share Non-assessable Paving Fund--\$ 52,800;  
City Share Assessable Paving Fund -- \$18,000

These funds are to be transferred to the construction account (ST32092410) (2355-05-75).

Previously authorized for street construction: \$0.00

Current estimated cost of total project including this resolution: \$ 7,954,000

Original estimated cost of the project (File Number 100981): \$ 7,954,000. (Lead agent Milwaukee County)

This project is anticipated to be completed during the 2011 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 project: E. College Ave. (ST32092401); 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 project: E. College Ave. (ST32092401); and, be it

Further Resolved, That upon the completion of project E. College Ave. (ST32092401) and a determination of the actual cost(s), 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.

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: W. Eden Pl. (ST211100105), S. 77th St. (ST211100103), and E. College Ave. (ST32092401) are to be allocated in the 2011 budget; and, be it

Further Resolved, That if surplus funds become available, some or all of the 2011 budget projects may be funded with 2010 funds; and, be it

Further Resolved, That projects W. Eden Pl. (ST211100105), S. 77th St. (ST211100103), and E. College Ave. (ST32092401) will be billed after January 1, 2013, but not before 12 months after the project contract has been completed.

Infrastructure Services Division

MLD:dr

Afr 5

12/09/2010