



CITY OF WAUWATOSA

MEMORIAL CIVIC CENTER
7725 WEST NORTH AVENUE
Telephone: (414) 479-8917
Fax: (414) 479-8989

BOARD OF PUBLIC WORKS

Monday, November 14, 2011 – 8:30 a.m.

PRESENT: Ms. Enders, Economic Development Director; Mr. Kesner, City Attorney; Ms. Ledesma, City Clerk, Mr. Presnal, Plumbing Insp.; Mr. Ruggini, Finance Dir. - 5

EXCUSED: Mr. Porter, Public Works Director

ALSO PRESENT: Mr. Wehrley, City Engineer

Mr. Kesner as Chair called the meeting to order at 8:30 a.m.

The chair requested any additions or corrections to the minutes of the previous meeting.

Moved by Ms. Ledesma, seconded by Mr. Presnal to accept the minutes as printed. Ayes: 5

Proposed 2012 Street Improvement Projects. Mr. Wehrley said that the work to be done for 2012 covers the following areas: 90th Street (Menomonee River Parkway to North Avenue), 101st Street (Ruby Avenue to Courtland Avenue), Capitol Drive (Mayfair Road to west city limit), Mayfair Road (Walnut Road to Burleigh Street), and Park Drive (Center Street to Locust Street). The Department of Transportation (DOT) is taking the lead on two of the five streets. A portion of the city's cost will be assessed to the property owners on the DOT projects.

RESOLUTION

BE IT RESOLVED, by the Board of Public Works of the City of Wauwatosa, Wisconsin, that

Section 1. The Board of Public Works of the City of Wauwatosa, Wisconsin hereby declares its intention to exercise its police power, under Section 66.0703 of the Wisconsin Statutes, to levy special assessments upon property in the City of Wauwatosa within the following described area for the benefits conferred upon such property by the repaving of:

<u>Street & Location</u>	<u>Ald.</u> <u>Dist.</u>	<u>Exist &</u> <u>(Prop.)</u> <u>Width</u>	<u>Pavement</u> <u>Construction</u> <u>Type</u>	<u>Assessed</u> <u>Sidewalk</u> <u>Work</u>
90 th Street (Menomonee River Pkwy. to North Ave.)	2	30'	A-Conc	Yes
101 st Street (Ruby Ave. to Courtland Ave.)	8	30'	C-Asph	No
Capitol Drive (Mayfair Rd. to West City Limit)	8	26'-28'-36'	C-Asph	Yes
Mayfair Road (Walnut Rd. to Burleigh St.)	6, 7	36'-28'-36'	C-Asph	Yes
Park Drive (Center St. to Locust St.)	6, 7	30'	C-Asph	No

Section 2. Said public improvement shall include the following work to be done during the 2012 construction season:

Reconstruction: Type "A" (Asph.) or (Conc.) Completely removing existing curb and gutter and existing pavement, placing new concrete curb and gutter (excluding alleys), and asphalt or concrete pavement surface on a new base.

The above repaving type also includes placing necessary water and sewer service pipes and storm sewer and appurtenances; relaying sanitary sewer and storm sewer as required; relocating existing street lighting system where necessary; constructing new concrete driveway approaches; and replacing concrete sidewalks which are disturbed by other construction, which are defective, or which have a hazard potential.

Resurfacing: Type "C" (Asph) Milling the existing pavement as required, repairing curbs (and abutting approaches and sidewalks where necessary), and surfacing with asphalt pavement. Also included is the placing of necessary water and sewer service pipes and storm sewer and appurtenances, and relaying sanitary sewer and storm sewer as required.

Section 3. The total amount assessed shall be upon a reasonable basis as determined by the Common Council.

Section 4. That the owners of the respective parcels of land fronting or abutting the street improvements, on which a public hearing has been held and preliminary assessments have been confirmed, shall have payment of the special assessments scheduled as follows:

(a) Each special assessment and special charge, pursuant to Section 66.0703 of the Wisconsin Statutes, levied in an amount of \$200 or less against any parcel of land in the City of Wauwatosa shall be entered in the tax rolls in one installment.

(b) Each special assessment for improvements levied in an amount exceeding \$200 against any parcel of land in the City of Wauwatosa shall be entered in the tax rolls in five equal annual installments of principal together with interest at the rate of twelve percent (12%) per year or the percentage rounded out to the next highest whole percentage number above the interest rate paid by the City for the sale of corporate purpose bonds, which include the project which is the subject of the special assessment, whichever figure is less, on the unpaid balance of said assessment. Individual assessments shall run concurrently except as provided under Section 3.08.040 of the City Code.

(c) Each special assessment levied against any parcel of land in the City of Wauwatosa for the installation of sanitary sewer main or water main or construction of permanent street pavement shall not be entered in the tax roll until all installments of special assessments for sanitary sewer or water main or construction of permanent street pavement levied previously against the same parcel of land have been entered into the tax rolls and have been paid. Such subsequent special assessment shall be deferred and only interest at the rate of twelve percent (12%) per year, or the percentage rounded out to the next highest whole percentage number above the interest rate paid by the City for the issuance of General Obligation Debt, which include the project which is the subject of the special assessment, whichever figure is less, on such subsequent special assessment shall be carried into the tax rolls in addition to the scheduled installments of such prior assessments. After the last installment of such prior special assessment has been entered in the tax rolls, installments of the subsequent special assessment shall, beginning with the next subsequent tax roll, be entered in the tax rolls pursuant to Section 3.08.030 of the City Code.

(d) Whenever special assessments are levied against the frontage and side of a corner parcel of land in the City of Wauwatosa for the installation of sanitary sewers or water mains or construction of permanent pavements arising out of the same public works project, such special assessments levied against a corner parcel of land shall be deemed to be two separate special assessments, and the special assessment levied against the frontage of the corner parcel of land shall first be scheduled on the tax rolls for payment as provided in Section 3.08.030 of the City Code and the special assessment levied against the side of the corner parcel of land shall be scheduled on the tax rolls

pursuant to (c) above, following such scheduling of the special assessment levied against the frontage of the corner parcel of land.

(e) Notwithstanding the provisions of (c) and (d) above, any owners of parcels of land assessed may at their option elect to pay both the scheduled installments of prior assessments as well as scheduled installments of subsequent special assessments on the same tax rolls as entered on those tax rolls pursuant to Section 3.08.030 of the City Code.

(f) If, after special assessments have been placed on the tax rolls in installments or otherwise, the taxpayer fails to pay the same within the time allowed for payment of general taxes, the same shall become delinquent and shall be treated in the same manner and subject to the same laws as delinquent general property taxes.

Section 5. The properties against which the assessments are proposed are benefited. Such benefits may include, but are not necessarily limited to, enhancement of value or marketability, improved drainage, improved pedestrian safety (walks), improved vehicular access, improved skid resistance and cross sectional elements.

Section 6. The Director of Public Works has prepared a report consisting of:

- a) Preliminary and/or final plans and specifications for said improvements
- b) An estimate of the entire cost of the proposed improvements
- c) A schedule of the proposed assessments in connection therewith upon a reasonable basis as determined by the Board of Public Works.

The Director of Public Works is directed to file a copy of these in the City Clerk's Office for public inspection.

BE IT FURTHER RESOLVED, By the Board of Public Works of the City of Wauwatosa, Wisconsin, that the City Clerk is directed to give notice, as by law provided, of a public hearing to all owners, to be assessed for the proposed improvements herein before listed, and to publish notice of the hearing at least once in the official newspaper at least ten days and not more than 40 days before the time set for the hearing; and

BE IT FURTHER RESOLVED, That the Common Council be requested to schedule the public hearing to be held before the Common Council in the Council Chambers, at 7:30 P.M., on Tuesday, December 6, 2011 in the City Hall of the City of Wauwatosa, Wisconsin at which times all persons interested, or their agents or attorneys, concerning matters contained in the resolution and report, including the proposed assessment of benefits will be heard.

Moved by Mr. Ruggini, seconded by Ms. Ledesma
to approve the foregoing – Ayes: 5

Public Hearing – Proposed 2012 Street Improvements. Mr. Wehrley said that a public hearing date of December 6, 2011 has been set for the proposed 2012 street improvement projects for council approval.

Moved by Mr. Ruggini, seconded by Ms. Ledesma to recommend
approval - Ayes: 5

Contract 10-02A Sanitary Sewer, Storm Sewer and Water Main Relay, Repair and Extension in portions of Glenway Ct., Glenway St., easement north of Webster Ct., easement west of Raymir Pl., easement south of Ruby Ave., Fiebrantz Ave., Raymir Cir., Ruby Ave. – Final Payment. Mr. Wehrley advised that Willkom Excavating & Grading, Inc., has completed the work for Contract 10-02A. He requested acceptance for final payment of \$5,966.00. The original contract amount was \$415,727.82.

RESOLUTION

WHEREAS, the Board of Public Works has accepted the work of Sanitary Sewer, Storm Sewer and Water Main Relay, Repair and Extension in portions of Glenway Ct., Glenway St., easement north of Webster Ct., easement west of Raymir Pl., easement south of ruby Ave., Fiebrantz Ave., Raymir Cir., Ruby Ave., and work incidental thereto in the City of Wauwatosa under Contract 10-02A and the same is ready for final payment.

NOW, THEREFORE, BE IT RESOLVED by the Board of Public Works of the City of Wauwatosa, Wisconsin as follows:

Section 1. That the work of Sanitary Sewer, Storm Sewer and Water Main Relay, Repair and Extension under Contract 10-02A is hereby accepted.

Section 2. That the proper City officers be and they are hereby authorized and directed to draw and sign a City order in the sum of five thousand, nine hundred, sixty-six dollars (\$5,966.00) in favor of Willkomm Excavating & Grading, Inc. as the final payment under said contract, upon receipt of waivers of lien and for labor and materials furnished under said contract, and upon receipt of an affidavit stipulating compliance with wage rate requirements.

Moved by Ms. Ledesma, seconded by Mr. Ruggini
to approve the foregoing. Ayes: 5

Water Pumpage Report. With October pumpage of 133,306,000 gallons, the year-to-date total stands at 1,421,543,000 gallons slightly ahead of this time last year. The Chair ordered the report placed on file.

Contract updates. Mr. Wehrley reported that the work on Ruby Avenue continues. New curbs and gutters are next after the utility work has been completed. TIF-2 water main installation project is ongoing with wet connections and pavement restoration underway. The storm sewer work is ongoing on Mountain Avenue. This project is almost 95% complete. Median work is being completed on Blue Mound Road along with some pavement work.

The committee adjourned at 8:35 a.m.

Secretary to the Board

mks