City of Fitchburg
5520 Lacy Road
Fitchburg, WI 53711-5318
Phone: (608) 270-4200 Fax (608) 270-4275
www.fitchburgwi.gov

AGENDA
BOARD OF PUBLIC WORKS
JANUARY 21, 2015
5:30 P.M.
CITY HALL

NOTICE IS HEREBY GIVEN that the Board of Public Works will meet at 5:30 P.M. on Monday, January 21, 2015 in the **Council Chambers** at City Hall, 5520 Lacy Road to consider and act on the following:

(*Note: Full coverage of this meeting is available through FACTv and Streaming Video, accessible on the city web site at* http://factv.city.fitchburg.wi.us/Cablecast/Public/Main.aspx?ChannelID=3)

1. **Call to Order**

2. **Public Appearances – Non Agenda Items**

3. **Approval of January 5, 2015 Minutes**

4. **Review of December 2014 Utility Bills**

5. **Report of Director of Public Works**

6. **Resolution R-02-15 –** Authorizing Acceptance of the Stormwater Pond Project Bid

7. **Resolution R-03-15** – Final Resolution Exercising Police Powers and Levying Special Assessments for 2014 Curb and Gutter Replacement in the City of Fitchburg, Wisconsin

8. **Resolution R-05-15** – Resolution to Approve Amendment to Techlands Development Agreement

9. **Announcements**
   a. Next Board of Public Works Meeting – February 2, 2015

10. **Adjournment**

Note: It is possible that members of and possibly a quorum of members of other government bodies of the municipality may be in attendance at the above stated meeting to gather information. No action will be taken by any governmental body at the above stated meeting other than the governmental body specifically referred to above in this notice. Please note that, upon reasonable notice, efforts will be made to accommodate the needs of disabled individuals through appropriate aids and services. For additional information or to request this service, contact Fitchburg City Hall, 5520 Lacy Road, Fitchburg WI 53711, (608) 270-4200

City of Fitchburg
5520 Lacy Road
Fitchburg, WI 53711-5318
Phone: (608) 270-4200 Fax (608) 270-4275
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DRAFT
MINUTES
BOARD OF PUBLIC WORKS
January 5, 2015
5:30 P.M.
CITY HALL

NOTICE IS HEREBY GIVEN that the Board of Public Works will meet at 5:30 P.M. on Monday, January 5, 2015 in the **Council Chambers** at City Hall, 5520 Lacy Road to consider and act on the following:

(*Note: Full coverage of this meeting is available through FACTv and Streaming Video, accessible on the city web site at* http://factv.city.fitchburg.wi.us/Cablecast/Public/Main.aspx?ChannelID=3)

Board of Public Works Members Present: Richard Bloomquist, Dorothy Krause, Michael Gernetzke, Dave Herbst and Patrick Cheney

Others Present: Cory Horton, Director of Public Works

1. **Call to Order-** The meeting of the Board of Public Works was called to order by Bloomquist at 5:33 p.m.

2. **Public Appearances – Non Agenda Items**- None

3. **Approval of December 15, 2014 Minutes**
   a. Motion to approve made by Gernetzke -Video Time (00:32)
   b. Seconded by Krause
   c. Motion carried

4. **Report of Director of Public Works**
   a. Horton provided answers to previous meeting questions, construction updates, schedules of current projects and staff updates. Board asked questions, discussed

5. **Update and Discussion of McKee and McGaw Park Shelters** – Video Time (11:45)
   a. Patrick Cheney, President of the East Fitchburg Neighborhood Association, 5211 Kittycrest, spoke on the matter. Board members asked questions and discussed.

6. **Announcements**
   a. Next Board of Public Works Meeting – January 21, 2015 at 5:30 p.m.

7. **Adjournment-** Adjournment at 6:24 p.m.
   a. Motion to adjourn made by Herbst
   b. Seconded by Gernetzke
   c. Motion carried

Note: It is possible that members of and possibly a quorum of members of other government bodies of the municipality may be in attendance at the above stated meeting to gather information. No action will be taken by any governmental body at the above stated meeting other than the governmental body specifically referred to above in this notice. Please note that, upon reasonable notice, efforts will be made to accommodate the needs of disabled individuals through appropriate aids and services. For additional information or to request this service, contact Fitchburg City Hall, 5520 Lacy Road, Fitchburg WI 53711, (608) 270-4200

Report Criteria:
Print Sequence Detail
Transaction.Date = 12/01/2014-12/31/2014
Transaction.GL account = "60010700"-"6015933300"

Journal	Payee or Description	Date	Check Number	Check Amount	GL Account
1214					
12/03/2014					
CDA	BARNARD, MARK	12/03/2014	108473	100.00	60021100
CDA	HD SUPPLY WATERWORKS LTD	12/03/2014	108486	23,218.61	60021100
CDA	VERIZON WIRELESS	12/03/2014	108506	41.51	60021100
CDA	VISA - 7422	12/03/2014	108509	100.00	60021100
CDA	VISA - 7422	12/03/2014	108509	470.00	60121100
	Total 12/03/2014:			23,930.12	
12/10/2014					
CDA	MADISON GAS & ELECTRIC CO	12/10/2014	108514	15,069.32	60021100
CDA	VERIZON WIRELESS	12/10/2014	108517	66.97	60021100
CDA	ELECTRIC MOTORS UNLIMITED INC	12/10/2014	108538	77.71	60021100
CDA	FEHR GRAHAM	12/10/2014	108543	731.05	60021100
CDA	FIRST SUPPLY MADISON	12/10/2014	108544	4,024.10	60021100
CDA	G & K SERVICES	12/10/2014	108549	49.26	60021100
CDA	HAMMERSLEY STONE CO INC	12/10/2014	108556	476.27	60021100
CDA	HD SUPPLY WATERWORKS LTD	12/10/2014	108559	54,882.67	60021100
CDA	PAUL RONYAK-DISTRIBUTOR	12/10/2014	108576	807.14	60021100
CDA	POMPS TIRE SERVICE	12/10/2014	108580	543.36	60121100
CDA	SHORT ELLIOTT HENDRICKSON INC	12/10/2014	108586	1,200.00	60021100
CDA	STANTEC CONSULTING SERVICES INC	12/10/2014	108589	238.83	60121100
CDA	STAPLES ADVANTAGE	12/10/2014	108590	168.22	60021100
CDA	STAPLES ADVANTAGE	12/10/2014	108590	84.10	60121100
CDA	TEASDALE, TERRY	12/10/2014	108594	350.00	60021100
CDA	THERMO/DYNAMICS	12/10/2014	108595	955.00	60021100
CDA	VERIZON WIRELESS	12/10/2014	108601	41.51	60021100
CDA	VISA - 6107	12/10/2014	108602	416.38	60121100

Journal	Payee or Description	Date	Check Number	Check Amount	GL Account
Total 12/10/2014:				80,181.89	
12/16/2014					
CDJE	November Gateway/PSN fees deducted	12/16/2014	10	59.95	6005851201
CDJE	November Gateway/PSN fees deducted	12/16/2014	10	201.00	6005840201
CDJE	November Merchant Fees	12/16/2014	10	612.14	6005840201
CDJE	November Security Compliance Fee	12/16/2014	10	29.67	6005851201
Total 12/16/2014:				902.76	
12/17/2014					
CDA	AMERICAN LEAK DETECTION	12/17/2014	108637	575.00	60021100
CDA	BARFIELD, JEFF	12/17/2014	108641	100.00	60021100
CDA	DORN HARDWARE	12/17/2014	108663	17.97	60021100
CDA	FIRST SUPPLY MADISON	12/17/2014	108666	105.00	60021100
CDA	HAWKINS INC	12/17/2014	108679	2,587.36	60021100
CDA	HD SUPPLY WATERWORKS LTD	12/17/2014	108680	26,925.00	60021100
CDA	RICHTER, RICHARD	12/17/2014	108709	2,432.50	60021100
CDA	SOUTH CENTRAL CONTRACTING INC	12/17/2014	108715	1,720.00	60021100
CDA	STRAND ASSOCIATES	12/17/2014	108718	5,860.21	60021100
CDA	VERIZON WIRELESS	12/17/2014	108725	107.98	60021100
CDA	VOGT, ANDREA	12/17/2014	108726	100.00	60021100
CDA	WISCONSIN INDEPENDENT NETWORK	12/17/2014	108730	19.32	60021100
CDA	WOLF PAVING & EXCAVATING INC	12/17/2014	108731	209.90	60021100
CDA	WOODWARD COMMUNITY MEDIA	12/17/2014	108732	790.11	60121100
Total 12/17/2014:				41,550.35	
12/26/2014					
CDA	A T & T MOBILITY	12/26/2014	108742	69.21	60021100
CDA	CITY TREASURER - MADISON	12/26/2014	108755	446.30	60021100
CDA	DORN HARDWARE	12/26/2014	108761	13.98	60021100
CDA	DOUBLE D SERVICES	12/26/2014	108762	9.67	60021100
CDA	LW ALLEN INC	12/26/2014	108783	500.00	60021100

Journal	Payee or Description	Date	Check Number	Check Amount	GL Account
CDA	MAC TOOLS	12/26/2014	108784	20.16	60021100
CDA	R.N.O.W. INC	12/26/2014	108803	129.08	60121100
CDA	SEILER INSTRUMENT & MFG CO	12/26/2014	108808	2,000.00	60021100
CDA	TAPCO INC	12/26/2014	108816	6,000.00	60021100
CDA	USA BLUEBOOK	12/26/2014	108817	87.97	60021100
CDA	WI STATE LABORATORY OF HYGIENE	12/26/2014	108819	80.00	60021100
	Total 12/26/2014:			9,356.37	
12/31/2014					
CDA	BENJAMIN PLUMBING INC	12/31/2014	108825	150.63	60021100
CDA	CAPITAL NEWSPAPERS	12/31/2014	108826	69.43	60121100
CDA	FITCHBURG UTILITIES	12/31/2014	108829	216.24	60121100
	Total 12/31/2014:			436.30	
	Total 1214:			156,357.79	
	Grand Totals:			156,357.79	

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Transaction.Date = 12/01/2014-12/31/2014
Transaction.GL account = "60010700"-"6015933300"

City of Fitchburg
Committee or Commission Referral

Direct Referral Initiated by:
Direct Referral Approved by:

Date Referred**: January 13, 2015** Ordinance Number:
Date to Report Back**: January 27, 2015** Resolution Number: **R-02-15**

Sponsored by: Mayor Drafted by: Public Works

TITLE: **Authorizing Acceptance of 2015 Stormwater Pond Projects Bid**

Background: The bid tabulation, staff memorandum, and resolution are attached to provide background for the 2015 Stormwater Pond Projects.

Order	Referred To	Staff Contact	Place on Agenda For	Action Taken On Referral
1	Board of Public Works	Horton	January 21, 2015	
2	Finance	Roach	January 27, 2015	
3				
4				

Amendments:

MEMO

City of Fitchburg
Department of Public Works

5520 Lacy Road
Fitchburg, WI 53711
Phone (608) 270-4260
Fax (608) 270-4275

To:	Board of Public Works & Finance Committee
From:	Cory Horton, P.E., Director of Public Works/City Engineer
Date:	January 14, 2015
Subject:	Recommendation of Award, 2015 Stormwater Pond Projects

Attached is the bid tabulation and resolution for the 2015 Stormwater Pond Projects. The Public Works Department followed a number of procedures to ensure that all area contractors completing this type of work were informed of the City's project. The project was advertised by legal notice in the Wisconsin State Journal on December 9, 2014 and December 16, 2014 and posted on www.demandstar.com. Demand Star notifies suppliers and contractors around the nation who are registered on their system. The City adds "Supplemental" contractors who perform this type of work in the area.

On January 7, 2015, at 11:00 a.m., the bid opening was held and 4 bids were received for the 2015 Stormwater Pond Projects. The low bidder was Badgerland Excavating, Corp, with a bid of $245,756.00. The low bid was 16% higher than the Engineer's estimate. The Stormwater Utility has sufficient funds for the project as it was bid.

The project consists of dredging and deepening two stormwater ponds. The dredging will remove sediment and debris that have accumulated over the last 15-20 years. The Harlan Hills East Pond and Ashbourne Pond have been in service for 16 and 21 years, respectively, and both have significant sediment build up, necessitating the dredging work in order to continue meeting DNR stormwater performance standards.

The City checked the references of the two lowest bidders. Both low bidders provided a list of past projects. All the individuals spoken to were positive about both companies and were complimentary about the quality of the work and timeliness of completion. Staff's recommendation is to award the 2015 Stormwater Pond Projects to Badgerland Excavating, Corp, in the amount of $245,756.00.

Bid Tab For 2015 Stormwater Pond Projects

Harlan Hills East Pond Storm Sewer and Dredging

				Engineer's Estimate		Badgerland Excavating		Iverson Construction		RG Huston		Hammersley Stone	
	Bid Item	**Quantity**	**Units**	**Unit Price**	**Extension**	**Unit Price**	**Extension**	**Unit Price**	**Extension**	**Unit Price**	**Extension**	**Unit Price**	**Extension**
1	Erosion Control	1	LS	$ 4,000.00	$ 4,000.00		$ 3,280.00		$ 2,735.00		$ 6,800.00		$ 52,215.00
2	Construction Staking and Survey	1	LS	$ 3,000.00	$ 3,000.00		$ 2,640.00		$ 2,160.00		$ 2,430.00		$ 4,800.00
3	Install 60” Storm Manhole and Connect to Existing Storm Pipe	2	EA	$ 3,000.00	$ 6,000.00	$ 3,820.00	$ 7,640.00	$ 4,275.00	$ 8,550.00	$ 4,025.00	$ 8,050.00	$ 4,220.00	$ 8,440.00
4	Install 21” HDPE Pipe	172	LF	$ 80.00	$ 13,760.00	$ 59.00	$ 10,148.00	$ 72.75	$ 12,513.00	$ 56.00	$ 9,632.00	$ 86.00	$ 14,792.00
5	Install 18” HDPE Pipe	104	LF	$ 60.00	$ 6,240.00	$ 52.00	$ 5,408.00	$ 68.25	$ 7,098.00	$ 54.00	$ 5,616.00	$ 79.00	$ 8,216.00
6	Salvage and Reinstall Endwalls	2	EA	$ 1,000.00	$ 2,000.00	$ 750.00	$ 1,500.00	$ 2,375.00	$ 4,750.00	$ 1,200.00	$ 2,400.00	$ 1,200.00	$ 2,400.00
7	Install Saddle Stormwater Inlet to Ex. 36” RCP Pipe	1	EA	$ 3,000.00	$ 3,000.00	$ 2,000.00	$ 2,000.00	$ 5,265.00	$ 5,265.00	$ 4,950.00	$ 4,950.00	$ 3,980.00	$ 3,980.00
8	Plug 12" RCP Endwall	1	LS	$ 500.00	$ 500.00		$ 750.00		$ 1,275.00		$ 890.00	***	***
9	Dredge and Excavate Pond	1	LS	$ 100,000.00	$ 100,000.00		$ 148,210.00		$ 116,692.00		$ 272,500.00		$ 157,600.00
10	Riprap, Complete	1	LS	$ 4,200.00	$ 4,200.00		$ 3,000.00		$ 13,985.00		$ 15,740.00		$ 18,720.00
11	Restore Vegetation w/Cover Crop & Native Grasses	1	LS	$ 9,070.00	$ 9,070.00		$ 14,140.00		$ 22,630.00		$ 25,670.00		$ 50,640.00
	Harlan Hills East Pond				**$ 151,770.00**	*	**$ 198,716.00**		**$ 197,653.00**		**$ 354,678.00**		**$ 321,803.00**

*Actual written total for Harlan Hills East Pond was $198,986.00

Ashbourne Pond Dredging

	Bid Item	**Quantity**	**Units**										
1	Erosion Control	1	LS	$ 500.00	$ 500.00		$ 2,260.00		$ 1,020.00		$ 8,980.00		$ 12,490.00
2	Construction Staking and Survey	1	LS	$ 1,000.00	$ 1,000.00		$ 1,500.00		$ 2,160.00		$ 1,200.00		$ 3,000.00
3	Dredge and Excavate Pond	1	LS	$ 50,000.00	$ 50,000.00		$ 32,860.00		$ 32,580.00		$ 43,020.00		$ 60,920.00
4	Riprap, Complete	1	LS	$ 2,000.00	$ 2,000.00		$ 1,800.00		$ 2,530.00		$ 3,675.00		$ 5,010.00
5	Restore Vegetation w/Cover Crop & Native Grasses	1	LS	$ 980.00	$ 980.00		$ 8,620.00		$ 11,487.00		$ 6,900.00		$ 18,960.00
	Ashbourne Pond				**$ 54,480.00**		**$ 47,040.00**		**$ 49,777.00**		**$ 63,775.00**		**$ 100,380.00**

	Bid Bond Attached						x		x		x		x
	Addendum 1						x		x		x		
	Addendum 2						x		x		x		

Computed Total	**$ 206,250.00**	** **$ 245,756.00**	**$ 247,430.00**	**$ 418,453.00**	**$ 422,183.00**

**Actual written total for both projects was $246,026.00

***Hammersley did not fill in bid item HH 8 and did not acknowledge Addenda 1 & 2

Shawn Pfaff, Mayor
Introduced By

Public Works
Drafted By

Board of Public Works & Finance
Committee

January 13, 2015
Date

RESOLUTION R-02-15

AUTHORIZING ACCEPTANCE OF THE
2015 STORMWATER POND PROJECTS BID

WHEREAS, through the City's Stormwater facility inspection program, it has been determined that the dredging and deepening of the Harlan Hills East and the Ashbourne stormwater ponds is necessary; and

WHEREAS, the Stormwater Utility Capital budget includes funding for the dredging and improvement of stormwater facilities; and

WHEREAS, the Director of Public Works has prepared construction plans/specifications and obtained competitive bids for this work; and

WHEREAS, the project was advertised by legal notice in the Wisconsin State Journal on December 9, 2014 and December 16, 2014 and posted on www.demandstar.com; and

WHEREAS, on January 7, 2015 at 11:00 a.m. 4 sealed bids received were publicly opened; and

WHEREAS, Badgerland Excavating, Corp, had the low bid of $245,756.00 and was found to be in compliance with the bid specifications;

NOW THEREFORE BE IT HEREBY RESOLVED, by the Fitchburg Common Council that it approves the award of the 2015 Stormwater Pond Projects to Badgerland Excavating, Corp, in the amount of $245,756.00; and

BE IT FURTHER RESOLVED that the Mayor and City Clerk are authorized to sign the contracts with Badgerland Excavating, Corp., for the 2015 Stormwater Pond Projects.

Adopted by the Common council of the City of Fitchburg this ___ day of January, 2015

Approved By: _____
Shawn Pfaff, Mayor

Approved By: _____
Patti Anderson, City Clerk

City of Fitchburg
Committee or Commission Referral

Direct Referral Initiated by:
Direct Referral Approved by:

Date Referred**: January 13, 2015** Ordinance Number:
Date to Report Back**: January 27, 2015** Resolution Number: **R-03-15**

Sponsored by: Mayor Drafted by: Public Works

TITLE: Final Resolution Exercising Police Powers and Levying Special Assessments for 2014 Curb and Gutter Replacement in the City of Fitchburg, Wisconsin

Background: The curb and gutter and sidewalk replacement work was completed in conjunction with the street resurfacing project. In order to levy the assessments, the Council has to adopt a final assessment resolution. The assessment report will be modified if Resolution R-03-15 is approved at the January 27, 2015 council meeting.

Order	Referred To	Staff Contact	Place on Agenda For	Action Taken On Referral
1	Board of Public Works	Horton	January, 21, 2015	
2	Finance	Roach	January 27, 2015	
3				
4				

Amendments:

2014 STREET RESURFACING
CURB & GUTTER REPLACMENT
FINAL ASSESSMENT REPORT
PROJECT NO. 14-SR-101-0

THE CITY OF
Fitchburg
PUBLIC WORKS

City of Fitchburg
Department of Public Works
5520 Lacy Road
Fitchburg, WI 53711
Dane County
Wisconsin

Introduction

This report is required by the Common Council of the City of Fitchburg to fulfill its requirements to exercise its power under Wis. Stat. §66.0703(7) and 10.215 of the Fitchburg General Ordinances. It is submitted to the Common Council as a Final Assessment Report for the replacement of deficient curb and gutter fronting Byrneland Street from S. Fish Hatchery Road to Richardson Street, Cheryl Drive from S. Fish Hatchery Road to Florann Drive, and Richardson Street from Lacy Road to Nutone Street. The curb and gutter fronting Marledge Street from Raritan Road to 200' south of Barbara Drive was not constructed in 2014 as originally shown in the preliminary assessment report.

This report contains the following:

1) Project Costs (Table 1)
2) Final Assessments for the subject properties with list of Property Owners (Exhibit A)
3) Final Assessment Resolution R-03-15 (Appendix A) Preliminary Assessment Report (Appendix B)

TABLE 1
PROJECT COSTS
2014 STREET RESURFACING
CURB & GUTTER AND SIDEWALK REPLACEMENT

Construction Costs		
Final Construction Costs	$6,857.50	
Less City Costs*	$ 3,428.75	
Total Assessable Construction Costs		$3,428.75
Technical Services		
Engineering 8%	$274.30	
Administrative 2%	$68.58	
Subtotal:		$342.88
Total Assessable Project Cost		**$3,771.63**

**The City is responsible for 50% of the curb and gutter costs per the assessment policy.*

PRELIMINARY ASSESSMENT RATE

Assessable Curb and Gutter Cost	$35.75 / Linear Foot

The preliminary assessments for each parcel are shown on Exhibit A. The total assessable curb and gutter replacement is 211 linear feet.

EXHIBIT A
FINAL ASSESSMENT SCHEDULE
2014 STREET RESURFACING, CURB AND GUTTER REPLACEMENT
PROJECT No. 14-SR-101-0

PARCEL		OWNER	MAILING ADDRESS			Final Cost					
PARCEL No. 225/0609	ADDRESS	NAME	Address	CITY, STATE, ZIP	Measured Linear Feet	Cost per LF $35.75	Resident Assessment $17.88			City Portion $17.88	
09364898	5739 Barbara Dr	Joseph J Lourigan & Tanya L Lourigan	5739 Barbara Dr	Fitchburg, WI 53711	0	$0.00	R	50%	$0.00	50%	$0.00
16404385	5588 Byrneland St	William A Conn Jr & Kathleen J Conn	5588 Byrneland St	Fitchburg, WI 53711	21.5	$768.63	R	50%	$384.31	50%	$384.31
16404607	5593 Byrneland St	Jennifer R Heberling	5593 Byrneland St	Fitchburg, WI 53711	19.0	$679.25	R	50%	$339.63	50%	$339.63
16423220	5651 Byrneland St	James D Scully & Becky J Scully	5651 Byrneland St	Madison, WI 53711	11.5	$411.13	R	50%	$205.56	50%	$205.56
16425719	5654 Byrneland St	Theodore R McCarthy & Mary J McCarthy	5654 Byrneland St	Fitchburg, WI 53711	7.0	$250.25	R	50%	$125.13	50%	$125.13
16425602	5658 Byrneland St	Sean D Amundson & Joy L Amundson	5658 Byrneland St	Fitchburg, WI 53711	5.5	$196.63	R	50%	$98.31	50%	$98.31
16423551	5663 Byrneland St	Louis C Chiang & So S Chiang	5663 Byrneland St	Fitchburg, WI 53711	7.0	$250.25	R	50%	$125.13	50%	$125.13
09411229	5571 Cheryl Dr	Gerald L Doepke	5571 Cheryl Dr	Fitchburg, WI 53711	12.0	$429.00	R	50%	$214.50	50%	$214.50
09365119	2701 Marledge St	David R Carlson & Verna J Carlson	2701 Marledge St	Fitchburg, WI 53711	0	$0.00	R	50%	$0.00	50%	$0.00
09365333	2706 Marledge St	Daniel D Giesler & Jacqueline A Ramin	2706 Marledge St	Fitchburg, WI 53711	0	$0.00	R	50%	$0.00	50%	$0.00
09365440	2712 Marledge St	Ryne D Natzke & Phoebe E Natzke	2712 Marledge St	Fitchburg, WI 53711	0	$0.00	R	50%	$0.00	50%	$0.00
09364781	2721 Marledge St	Rodney B Bina & Coletta Mulvihill Bina	2721 Marledge St	Fitchburg, WI 53711	0	$0.00	R	50%	$0.00	50%	$0.00
09364567	2729 Marledge St	Gary Tsarovsky & Lesley A Coert	2729 Marledge St	Fitchburg, WI 53711	0	$0.00	R	50%	$0.00	50%	$0.00
0936654	2744 Marledge St	Frank H Novak & Kathleen T Lange-Novak	2744 Marledge St	Fitchburg, WI 53711	0	$0.00	R	50%	$0.00	50%	$0.00
09364236	2745 Marledge St	Thomas J Farley & Patricia Farley	2745 Marledge St	Fitchburg, WI 53711	0	$0.00	R	50%	$0.00	50%	$0.00
09364012	2753 Marledge St	Cheryl A Hamilton	2753 Marledge St	Fitchburg, WI 53711	0	$0.00	R	50%	$0.00	50%	$0.00
16262038	2582 Richardson St	David Mullins & Mary Mullins	2582 Richardson St	Fitchburg, WI 53711	13.0	$464.75	R	50%	$232.38	50%	$232.38
16263573	2583 Richardson St	Gregory N Curless & Judy L Curless	2583 Richardson St	Fitchburg, WI 53711	15.0	$536.25	R	50%	$268.13	50%	$268.13
16261922	2586 Richardson St	Leslie L Boettcher & David Y Toy	2586 Richardson St	Fitchburg, WI 53711	20.0	$715.00	R	50%	$357.50	50%	$357.50
16261815	2590 Richardson St	Brian Nolan & Maria A G Nolan	2590 Richardson St	Fitchburg, WI 53711	14.0	$500.50	R	50%	$250.25	50%	$250.25
16261593	2598 Richardson St	Mark J Mueller & Sandra L Mueller	2598 Richardson St	Fitchburg, WI 53711	20.0	$715.00	R	50%	$357.50	50%	$357.50
16220565	2638 Richardson St	Ronald Peter Makin & Andrina Margaret Makin	2638 Richardson St	Fitchburg, WI 53711	25.0	$893.75	R	50%	$446.88	50%	$446.88
16200569	2679 Richardson St	Mary V Upshaw	2679 Richardson St	Fitchburg, WI 53711	15.0	$536.25	R	50%	$268.13	50%	$268.13
16406801	2534 Targhee St	Justin D Hartman	2534 Targhee St	Fitchburg, WI 53711	5.5	$196.63	R	50%	$98.31	50%	$98.31
				TOTAL C&G:	**211**	**$7,543.25**			**$3,771.63**		**$3,771.62**

**Work did not take place on Barbara Drive or Marledge Street therefore assessment linear feet display zero. Construction is anticipated in 2015 with a new preliminary and final assessment to be issued.

APPENDIX A

Shawn Pfaff, Mayor
Introduced By

Public Works
Prepared by

Board of Public Works, Finance
Referred to

January 13, 2015
Date

RESOLUTION R-03-15
FINAL RESOLUTION EXERCISING POLICE POWERS AND LEVYING SPECIAL ASSESSMENTS FOR 2014 CURB AND GUTTER REPLACEMENT IN THE CITY OF FITCHBURG, WISCONSIN

WHEREAS, on January 28, 2014, the Common Council of the City of Fitchburg adopted resolution No R-06-14 declaring its intent to exercise its police power under Wis. Stat. §66.0703 (7), and section 10.213-10.216 of the Fitchburg General Ordinances to levy special assessments for special benefits conferred upon properties within the following Assessment District for the cost of replacing defective curb and gutter on streets in the 2014 Street Resurfacing contract in the City of Fitchburg.

ASSESSMENT DISTRICT

All properties with defective curb and gutter as identified by the City Engineer fronting Bryneland Street from S. Fish Hatchery Road to Richardson Street, Cheryl Drive from S. Fish Hatchery Road to Florann Drive, Osmundsen Road from Lacy Road to Devoro Road, and Richardson Street from Lacy Road to Nutone Street. The curb and gutter fronting Marledge Street from Raritan Road to 200' south of Barbara Drive was not constructed in 2014 as originally shown in the preliminary assessment report.

WHEREAS, pursuant to said resolution a report was filed by the City Engineer in the office of the City Clerk, notice thereof was duly given to the public and to owners of affected properties, and the Board of Public Works on March 3, 2014, held a public hearing at the Fitchburg City Hall for purposes of hearing all persons interested concerning the preliminary resolution and report on the proposed assessments; and

WHEREAS, all work described in Resolution No. R-06-14 has been completed and a final report of the direct and indirect costs of the improvements and proposed final assessments has been filed in the office of the City Clerk by the City Engineer; and

WHEREAS, the report of the engineer shows that the final assessments do not exceed by ten percent (10%) or more the preliminary assessments in the preliminary report heard by the Board of Public Works on March 3, 2014, as above described;

NOW, THEREFORE BE IT HEREBY RESOLVED, the Common Council of the City of Fitchburg, Wisconsin, pursuant to the authority vested in it by Wis. Stat. 62.11(5) and 66.0703(7) hereby resolve as follows:

1. The final report of the City Engineer pertaining to the construction of 2014 Curb and Gutter Replacement in the above-described Assessment District is hereby adopted and approved.

2. Payment for the improvements described in paragraph 1 shall be made by assessing the costs to the properties and in the amounts indicated in the report as shown on Exhibit A attached hereto which is incorporated herein as if fully set forth.

APPENDIX A

3. The assessments shown on the attached Exhibit A represent an exercise of the police power and have been determined on a reasonable basis and are hereby confirmed.

4. The assessments may be paid to the City Clerk in cash within sixty (60) days from the adopted date of this resolution or in equal annual installments of principal as follows:

a. If the assessment is less than $500.00, the assessment shall be paid in one (1) annual installment.
b. If the assessment is at least $500.00 but less than $999.00, the assessment shall be paid in three (3) installments.
c. If the assessment is at least $1000.00 but less than $4,999.00, the assessment shall be paid in five (5) annual installments.
d. If the assessment is greater than $5000.00, the assessment shall be paid in seven (7) annual installments.

Upon sale or transfer of the property any outstanding balances are due. Deferred principal payments shall bear interest on the unpaid balance at the rate of 2.5% per annum from January 1, 2015. Installments not paid when due shall bear additional interest on the amount due at the rate of 18% per annum. Partial payments received on or before ninety days from the adopted date of this resolution shall be applied to the principal amount due and installments reduced pro-rata.

5. The unpaid balance of principal of any assessment levied hereby and interest thereon shall be a lien upon the assessed property from the date of adoption of this resolution.

6. The City Clerk shall publish this resolution and an installment assessment notice as Class 1 Notices in the City's official newspaper and mail a copy of this resolution and a statement of the final assessment against each property, together with an installment assessment notice, to the owner of every property whose name appears on the assessment roll and whose post office address is known or can with reasonable diligence be ascertained.

Adopted this 27th day of January, 2015.

Approved By:_____
Shawn Pfaff, Mayor

Attested By:_____
Patti Anderson, City Clerk

APPENDIX B

2014 STREET RESURFACING
CURB & GUTTER REPLACMENT
PRELIMINARY ASSESSMENT REPORT
PROJECT NO. 14-SR-101-0

THE CITY OF
Fitchburg
PUBLIC WORKS

City of Fitchburg
Department of Public Works
5520 Lacy Road
Fitchburg, WI 53711
Dane County
Wisconsin

APPENDIX B

Introduction

This report is required by the Common Council of the City of Fitchburg as per Resolution Number R-06-14, declaring Intent to Exercise Special Assessment Powers. It is submitted to the Common Council as a Preliminary Assessment Report for the replacement of deficient curb and gutter fronting Byrneland Street from S. Fish Hatchery Road to Richardson Street, Cheryl Drive from S. Fish Hatchery Road to Florann Drive, Marledge Street from Raritan Road to 200' south of Barbara Drive, and Richardson Street from Lacy Road to Nutone Street.

This report contains the following:

1) Statement of Benefits
2) Opinion of Project Costs (Table 1)
3) The Preliminary Assessments for the subject properties with list of Property Owners (Exhibit A)
4) Preliminary Assessment Resolution R-06-14 (Appendix A)
5) Assessment District boundary map (Appendix B)

Statement of Benefits

The improvements will abut the properties within the proposed assessment districts as shown in Appendices A and B.

By correcting deficiencies in the existing curb and gutter, this will benefit the properties where the improvements are to be installed.

In this project, properties will generally benefit in proportion to their linear footage of curb and gutter. Therefore, in our opinion, the linear footage method of assessment best assures that each property owner pays a proportionate share of the costs. Per the assessment policy, a property owner may not be charged more than 40 linear feet.

The linear footage charge is determined by dividing the total curb and gutter replacement cost, as shown in Table 1, by the total linear footage as shown in Exhibit A. For this project, the preliminary assessment rate is calculated to be $35.75 per linear foot for curb and gutter.

Opinion of Project Costs

The opinion of Project Costs shown in Table 1 contains the estimated construction cost, engineering, and administrative costs.

APPENDIX B

TABLE 1
OPINION OF PROJECT COSTS
2013 STREET RESURFACING
CURB & GUTTER AND SIDEWALK REPLACEMENT

Construction Costs		
Estimated Construction Costs	$11,326.25	
Less City Costs*	$ 5,663.13	
Total Assessable Construction Costs		$5,663.13
Technical Services		
Engineering 8%	$453.05	
Administrative 2%	$113.26	
Subtotal:		$566.31
Total Assessable Project Cost		**$6,229.44**

**The City is responsible for 50% of the curb and gutter costs per the assessment policy.*

PRELIMINARY ASSESSMENT RATE

Assessable Curb and Gutter Cost $35.75 / Linear Foot

The preliminary assessments for each parcel are shown on Exhibit A. The total assessable curb and gutter replacement is 348.5 LF.

WISCONSIN
PAUL Q. WOODARD
E-27249
FITCHBURG, WI
2-17-14
PROFESSIONAL ENGINEER

APPENDIX B

EXHIBIT A
PRELIMINARY ASSESSMENT SCHEDULE
2014 STREET RESURFACING, CURB AND GUTTER REPLACEMENT
PROJECT No. 14-SR-101-0

PARCEL		OWNER	MAILING ADDRESS		Preliminary Assessment						
PARCEL No. 225/0609	ADDRESS	NAME	Address	CITY, STATE, ZIP	Assessable Linear FT	Cost per LF $35.75	Resident Assessment $17.88			City Portion $17.88	
09364898	5739 Barbara Dr	Joseph J Lourigan & Tanya L Lourigan	5739 Barbara Dr	Fitchburg, WI 53711	20.0	$715.00	R	50%	$357.50	50%	$357.50
16404385	5588 Byrneland St	William A Conn Jr & Kathleen J Conn	5588 Byrneland St	Fitchburg, WI 53711	20.5	$732.88	R	50%	$366.44	50%	$366.44
16404607	5593 Byrneland St	Henry S Martin III & Jennifer R Heberling	5593 Byrneland St	Fitchburg, WI 53711	14.0	$500.50	R	50%	$250.25	50%	$250.25
16423220	5651 Byrneland St	James D Scully & Becky J Scully	5651 Byrneland St	Madison, WI 53711	10.5	$375.38	R	50%	$187.69	50%	$187.69
16425719	5654 Byrneland St	Theodore R McCarthy & Mary J McCarthy	5654 Byrneland St	Fitchburg, WI 53711	7.0	$250.25	R	50%	$125.13	50%	$125.13
16425602	5658 Byrneland St	Jane A Gilbertson	5658 Byrneland St	Fitchburg, WI 53711	5.0	$178.75	R	50%	$89.38	50%	$89.38
16423551	5663 Byrneland St	Louis C Chiang & So S Chiang	5663 Byrneland St	Fitchburg, WI 53711	5.0	$178.75	R	50%	$89.38	50%	$89.38
09411229	5571 Cheryl Dr	Gerald L Doepke	5571 Cheryl Dr	Fitchburg, WI 53711	11.0	$393.25	R	50%	$196.63	50%	$196.63
09365119	2701 Marledge St	David R Carlson & Verna J Carlson	2701 Marledge St	Fitchburg, WI 53711	15.5	$554.13	R	50%	$277.06	50%	$277.06
09365333	2706 Marledge St	Daniel D Giesler & Jacqueline A Ramin	2706 Marledge St	Fitchburg, WI 53711	19.5	$697.13	R	50%	$348.56	50%	$348.56
09365440	2712 Marledge St	Ryne D Natzke & Phoebe E Natzke**	2712 Marledge St	Fitchburg, WI 53711	40.0	$1,430.00	R	50%	$715.00	50%	$715.00
09364781	2721 Marledge St	Rodney B Bina & Coletta Mulvihill Bina	2721 Marledge St	Fitchburg, WI 53711	5.0	$178.75	R	50%	$89.38	50%	$89.38
09364567	2729 Marledge St	Gary Tsarovsky & Lesley A Coert	2729 Marledge St	Fitchburg, WI 53711	16.0	$572.00	R	50%	$286.00	50%	$286.00
0936654	2744 Marledge St	Frank H Novak & Kathleen T Lange-Novak	2744 Marledge St	Fitchburg, WI 53711	22.0	$786.50	R	50%	$393.25	50%	$393.25
09364236	2745 Marledge St	Thomas J Farley & Patricia Farley	2745 Marledge St	Fitchburg, WI 53711	8.5	$303.88	R	50%	$151.94	50%	$151.94
09364012	2753 Marledge St	Cheryl A Hamilton	2753 Marledge St	Fitchburg, WI 53711	8.0	$286.00	R	50%	$143.00	50%	$143.00
16262038	2582 Richardson St	David Mullins & Mary Mullins	2582 Richardson St	Fitchburg, WI 53711	13.0	$464.75	R	50%	$232.38	50%	$232.38
16263573	2583 Richardson St	Gregory N Curless & Judy L Curless	2583 Richardson St	Fitchburg, WI 53711	15.0	$536.25	R	50%	$268.13	50%	$268.13
16261922	2586 Richardson St	Leslie L Boettcher & David Y Toy	2586 Richardson St	Fitchburg, WI 53711	13.0	$464.75	R	50%	$232.38	50%	$232.38
16261815	2590 Richardson St	Brian Nolan & Maria A G Nolan	2590 Richardson St	Fitchburg, WI 53711	14.5	$518.38	R	50%	$259.19	50%	$259.19
16261593	2598 Richardson St	Mark J Mueller & Sandra L Mueller	2598 Richardson St	Fitchburg, WI 53711	20.0	$715.00	R	50%	$357.50	50%	$357.50
16220565	2638 Richardson St	Ronald Peter Makin & Andrina Margaret Makin	2638 Richardson St	Fitchburg, WI 53711	25.0	$893.75	R	50%	$446.88	50%	$446.88
16200569	2679 Richardson St	Mary V Upshaw	2679 Richardson St	Fitchburg, WI 53711	15.5	$554.13	R	50%	$277.06	50%	$277.06
16406801	2534 Targhee St	Justin D Hartman	2534 Targhee St	Fitchburg, WI 53711	5.0	$178.75	R	50%	$89.38	50%	$89.38
				TOTAL C&G:	348.5	$12,458.88			$6,229.44		$6,229.44

**Curb and gutter assessments may not be exceed 40 linear feet, actual is 46 linear feet.

APPENDIX B

Shawn Pfaff, Mayor
Introduced By

Public Works
Prepared by

Board of Public Works, Finance
Referred to

January 14, 2014
Date

RESOLUTION R-06-14
PRELIMINARY ASSESSMENT RESOLUTION FOR
2014 RESURFACING CURB AND GUTTER REPLACEMENT

Preliminary Resolution Declaring Intent to Exercise Special Assessment Police Powers Under Municipal Police Powers pursuant to §66.0701 Wisconsin Statutes, and Fitchburg Code of Ordinances Section 10-215 for the cost of replacing defective curb and gutter on streets in the 2014 Street Resurfacing contract in the City of Fitchburg.

NOW, THEREFORE, BE IT HEREBY RESOLVED by the Common Council of the City of Fitchburg, Dane County, Wisconsin that

1. The Common Council hereby declares its intention to exercise its police power under Sec. 66.0703 Wis. Stats. as incorporated in Section 10-215 of the Fitchburg Ordinances, to levy special assessments upon property in the assessment district hereafter described for benefits conferred upon such property by replacement of defective curb and gutter.

2. The property to be assessed lies within the following described assessment district:

ASSESSMENT DISTRICT

All properties with defective curb and gutter as identified by the City Engineer fronting Bryneland Street from S. Fish Hatchery Road to Richardson Street, Cheryl Drive from S. Fish Hatchery Road to Florann Drive, Marledge Street from Raritan Road to 200' south of Barbara Drive, Osmundsen Road from Lacy Road to Devoro Road, and Richardson Street from Lacy Road to Nutone Street.

3. The City Council hereby determines that the improvements constitute an exercise of the police power for the health, safety and welfare of the public.

4. The total amount assessed against the properties in the defined assessment district shall not exceed 100% of the City's direct and indirect costs of the improvements including, but not limited to, actual construction costs and related costs of engineering and legal services, administrative expense and borrowing costs related to the project.

5. The assessment against any parcel may be paid in cash or equal annual installments in accordance with schedule below, with interest on the unpaid balance at one percent (1%) over the City's borrowing rate. If the installment method is selected the remaining balance is due at time of transfer or sale of ownership of parcel.
Assessment Schedule:

   a. If the assessment is less than $500.00, the assessment shall be paid in one (1) annual installment.
   b. If the assessment is at least $500.00 but less than $999.00, the assessment shall be paid in three (3) annual installments.

APPENDIX B

c. If the assessment is at least $1000.00 but less than $4,999.00, the assessment shall be paid in five (5) annual installments.
d. If the assessment is greater than $5000.00, the assessment shall be paid in seven (7) or more annual installments.

6. The City Engineer shall prepare a Preliminary Assessment Report which shall consist of:

a. Plans and specifications for the improvements.
b. An estimate of the entire direct and indirect cost of the improvements.
c. A schedule of the proposed assessments as to each parcel of property within the defined assessment district.
d. A statement that the respective properties against which the assessments are proposed are benefitted.

7. When the Preliminary Assessment Report is completed, the City Engineer shall file a copy of the Report with the City Clerk for public inspection.

8. Upon receiving the report of the City Engineer, the Clerk shall cause notice to be given pursuant to § 66.0703(7) Wisconsin Statutes, stating the nature of the proposed improvement, the general boundary lines of the proposed assessment district, the time and place at which the report may be inspected, and the time and place of the public hearing on the matter contained in the Preliminary Resolution and the Report. The notice shall be published as a Class 1 notice under Wis. Stat. Ch. 985 and a copy shall be mailed at least ten (10) days before the hearing, to every interested person whose post office address is known or can be ascertained with reasonable diligence.

9. The hearing shall be held before the Board of Public Works at a time set by the City Clerk in accordance with § 66.0703(7) Wis. Stats.

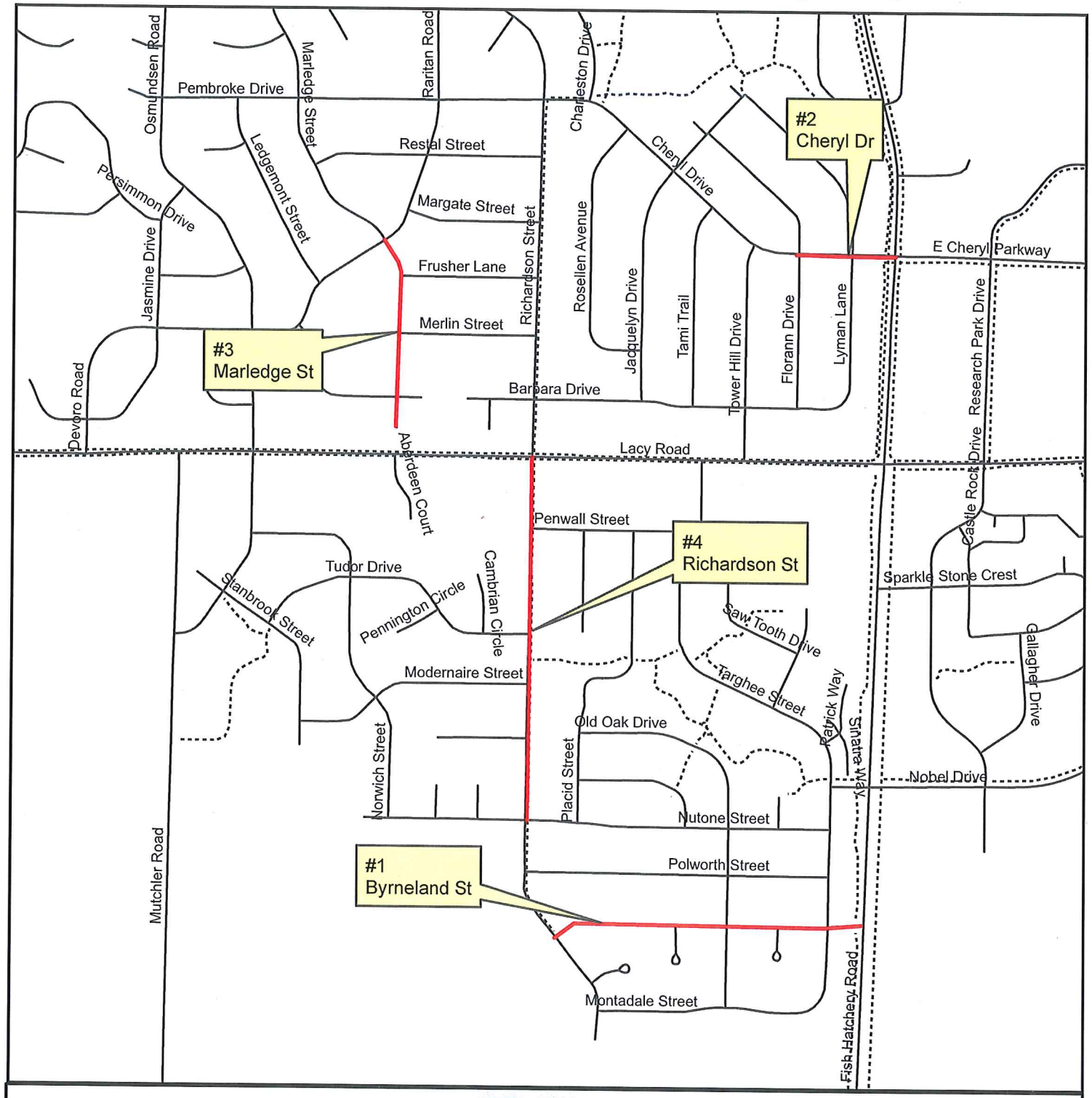
Adopted this 28th day of January, 2014.

Approved By: Shawn Pfaff
Shawn Pfaff, Mayor

Attested By: Linda J. Cory
Linda J. Cory, City Clerk

APPENDIX B

2014 Street Improvements Assessment District Boundary Map



N

1 inch = 912 feet

Created: 1/14/2014
By Public Works

THE CITY OF
Fitchburg
PUBLIC WORKS

City of Fitchburg
Public Works
5520 Lacy Road
Fitchburg, WI 53711-5318
(608) 270-4260

City of Fitchburg
Committee or Commission Referral

Direct Referral Initiated by:
Direct Referral Approved by:

Date Referred**: January 13, 2015**
Date to Report Back**: January 27, 2015** Resolution Number: **R-05-15**

Sponsored by: Mayor Drafted by: City Attorney

TITLE: RESOLUTION TO APPROVE AMENDMENT TO TECHLANDS DEVELOPMENT AGREEMENT

Background: Developer requests that single family lots be removed from the Development Agreement for Tax Incremental Financing to construct Nobel Drive and Mica Road so as to allow the sale of those lots to a third party.

Order	Referred To	Staff Contact	Place on Agenda For	Action Taken On Referral
1	Plan Commission	Hovel	January 20, 2015	
2				
3				
4				

Amendments:

Document Number

AMENDMENT TO DEVELOPMENT AGREEMENT

Record this document with the Register of Deeds

Name and Return Address:

See Exhibit A
(Parcel Identification Number)

This Amendment to Development Agreement (the **"Amendment"**) is made as of the _____ of _____, 2015, by and between Tech Lands, LLC (**"Tech Lands"**) and the City of Fitchburg, Wisconsin (the **"City"**).

W I T N E S S E T H

WHEREAS, Tech Lands and the City, along with Green-Tech Land Company, LLC and FTC Holdings, Inc., entered into that certain Development Agreement recorded in the office of the Dane County, Wisconsin Register of Deeds on June 2, 2011, as Document No. 4767948 (the **"Development Agreement"**); and

WHEREAS, the real property affected by the Development Agreement included certain lands owned by Tech Lands, now platted, the legal description of which is currently as follows:

Lots 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, 18, 19, 20, and 21, Techlands, located in the City of Fitchburg, Dane County, Wisconsin. (the foregoing lots shall be herein collectively referred to as the **"Single Family Residential Lots"**); and

WHEREAS, the Single Family Residential Lots are to be used and developed for single family residential purposes, and is desirable that the Development Agreement be terminated as to the Single Family Residential Lots; and

WHEREAS, the City is willing to agree to terminate the Development Agreement as to the Single Family Residential Lots.

NOW, THEREFORE, for a good and valuable consideration, the receipt and sufficiency of which is hereby acknowledged, it is agreed by and between the parties hereto as follows:

1.) The Development Agreement shall not be applicable to, and is released with respect to, the Single Family Residential Lots. All terms, covenants, and conditions of the Development Agreement are hereby terminated as to the Single Family Residential Lots. Nothing herein shall be construed as an amendment to the boundaries of City of Fitchburg Tax Incremental District No. 4 and it is acknowledged by City and Tech Lands that the Single Family Residential Lots remain within said District and any actual Aggregate Value Increment (as that term is defined in the Development Agreement) generated thereby shall be counted for all purposes under the Development Agreement, including but not limited to Article III thereof.

2.) All other terms, covenants, and conditions of the Development Agreement, as previously amended, shall remain unchanged with respect to the remainder of the real property described in the Development Agreement.

[See Attached Signature Pages]

Signature Page for City of Fitchburg

CITY OF FITCHBURG, WISCONSIN

Dated: _____ By: _____
Shawn Pfaff, Mayor

Dated: _____ Attest: _____
Patti Anderson, City Clerk

APPROVED AS TO FORM

Dated: _____ _____
Mark R. Sewell
City Attorney

STATE OF WISCONSIN)
)ss>
COUNTY OF DANE)

Personally came before me, a notary public for the above State and County, this _____ day of _____, 2015, the above-named Shawn Pfaff, to me known to be the person who executed the foregoing instrument and acknowledged the same in the capacity and for the purposes therein intended.

_____
Print Name: _____
Notary Public, State of Wisconsin
My Commission expires:

STATE OF WISCONSIN)
)ss>
COUNTY OF DANE)

Personally came before me, a notary public for the above State and County, this _____ day of _____, 2015, the above-named Patti Anderson, to me known to be the person who executed the foregoing instrument and acknowledged the same in the capacity and for the purposes therein intended.

_____
Print Name: _____
Notary Public, State of Wisconsin
My Commission expires:

Signature Page for Tech Lands

TECH LANDS, LLC

Dated: _____ By: _____
Carl E. Ruedebusch, Manager

STATE OF WISCONSIN)
)ss>
COUNTY OF DANE)

Personally came before me, a notary public for the above State and County, this _____ day of _____, 2015, the above-named Carl E. Ruedebusch, to me known to be the person who executed the foregoing instrument and acknowledged the same in the capacity and for the purposes therein intended.

_____
Print Name: _____
Notary Public, State of Wisconsin
My Commission expires:

CONSENT OF GREEN-TECH

The undersigned Green-Tech Land Company, LLC, by its authorized representative, does hereby consent to the foregoing Amendment to Development Agreement this ____ day of _____, 2015.

GREEN-TECH LAND COMPANY, LLC

By: _____

Print Name: _____

Print Title: _____

STATE OF WISCONSIN)
) SS.
COUNTY OF DANE)

Personally came before me this _____ day of _____, 2015, the above-named _____, to me known to be the person who executed the foregoing instrument and acknowledged that they executed the same for the purposes therein contained.

_____
Notary Public, Dane County, WI
My Commission Expires: _____

CONSENT OF FTC HOLDINGS, INC.

The undersigned FTC Holdings, Inc., by its authorized representative, does hereby consent to the foregoing Amendment to Development Agreement this ____ day of _____, 2015.

FTC HOLDINGS, INC.

By: _____

Print Name: _____

Print Title: _____

STATE OF WISCONSIN)
) SS.
COUNTY OF DANE)

Personally came before me this _____ day of _____, 2015, the above-named _____, to me known to be the person who executed the foregoing instrument and acknowledged that they executed the same for the purposes therein contained.

_____
Notary Public, Dane County, WI
My Commission Expires: _____

THIS DOCUMENT DRAFTED BY:

William R. Kutsunis, Esq.
Kutsunis Law Office, LLC
350 Junction Road
Madison, WI 53717

Exhibit A

Tax Parcel Numbers

Tax Parcel Numbers: 225/0609-152-6545-2, 225/0609-152-6556-2, 225/0609-152-6567-2, 225/0609-152-6578-2, 225/0609-152-6589-2, 225/0609-152-6600-2, 225/0609-152-6611-2, 225/0609-152-6622-2, 225/0609-152-6633-2, 225/0609-152-6644-2, 225/0609-152-6655-2, 225/0609-152-6666-2, 225/0609-152-6677-2, 225/0609-152-6688-2, 225/0609-152-6699-2, 225/0609-152-6710-2, 225/0609-152-6721-2

Mayor Introduced by	City Attorney Prepared by
Plan Commission Referred to	January 13, 2015 Date

RESOLUTION R-05-15

RESOLUTION TO APPROVE AMENDMENT TO TECHLANDS DEVELOPMENT AGREEMENT

WHEREAS, The City and Techlands, LLC along with others entered into an agreement to provide Tax Incremental Financing to assist in the construction of Nobel Drive and Mica Road; and

WHEREAS, The property subject to the agreement has been platted and now contains a number of single family lots; and

WHEREAS, The agreement creates a cloud on title limiting the salability of the single family lots; and

WHEREAS, Techlands desires to sell the single family lots to allow construction on those lots.

NOW BE IT HEREBY RESOLVED, BY THE Fitchburg Common Council that it approves the attached Amendment to the Development Agreement, removing the single family lots from the agreement.

BE IT FURTHER RESOLVED, by the Fitchburg Common Council that it authorizes the Clerk and Mayor to sign the attached agreement.

Adopted this _____ day of _____, 20___.

_____
Patti Anderson, Clerk

_____
Shawn Pfaff, Mayor