



A G E N D A
CITY OF WAUPUN BOARD OF PUBLIC WORKS
Waupun City Hall – 201 E. Main Street, Waupun WI
Tuesday, January 08, 2019 at 4:30 PM

CALL TO ORDER

ROLL CALL

PERSONS WISHING TO ADDRESS THE BOARD OF PUBLIC WORKS--State name, address, and subject of comments.
(2 Minutes)

No Public Participation after this point.

FUTURE MEETINGS AND GATHERING INVOLVING THE BOARD OF PUBLIC WORKS

CONSIDERATION - ACTION

- [1.](#) Discuss / Approve minutes from the December 11, 2018 meeting.
- [2.](#) Discuss / Approve proposals for storm sewer inspections of Section G.
- [3.](#) Discuss / Approve ordinance for sidewalk assessments for street projects.

ADJOURNMENT

Upon reasonable notice, efforts will be made to accommodate disabled individuals through appropriate aids and services. For additional information, contact the City Clerk at 920-324-7915.

Waupun Board of Public Works
DRAFT Minutes of Regular Meeting December 11, 2018

The Waupun Board of Public Works met in regular session on Tuesday, December 11, 2018, in the Common Council Chambers at the Waupun City Hall located at 201 E. Main Street, Waupun.

Kaczmarski calls the meeting to order at 4:30pm.

Members present at roll call are Chairman/Alderman Kaczmarski, Alderman Mielke, Alderman Matoushek, Public Works Director Daane, City Clerk Hull, and Deputy Police Chief Rasch. No members are absent.

Other City Staff in attendance: Mayor Nickel and Administrator Schlieve.

Audience in attendance is Eric Kostecki of WPPI.

No members of the audience appear before the Board for public comment.

Motion Rasch, second by Matoushek to approve the minutes from the November 13, 2018 meeting of the Board of Public Works. Motion carried 6-0.

Daane provides a resolution which provides for the City's commitment and support for cost effective measures for City facilities with energy efficient programs developed by Waupun Utilities and WPPI Energy. To create a City wide energy management policy, the City must make a commitment toward initiatives that save energy over a long period of time. The resolution provides that the City will set a goal to curb use of electricity in City facilities by 5% from the levels measured in 2018 with in three years of the resolution adoption. Daane feels this is obtainable.

Motion Hull, second Matoushek to recommend to the Common Council to approve the Resolution Implementing Municipal Wide Energy Management Policy. Motion carried 6-0.

Daane comments that agenda items Authorization to proceed with LED Lighting Upgrade to the City Hall, Museum City Garage, Library, Safety Building, and Community Center and the LED Lighting Proposal are tabled as this will be put to bid.

The City received a \$950,040 grant from the 2018-2022 Surface Transportation Program (STP) with the Department of Transportation for the S. Madison Street Project (Doty Street to E Lincoln St.). It is uncertain when the funds will be available (possibly 1-2 years). Due to accepting this grant, the Madison Street Construction project will go from the bridge on N. Madison Street through the intersection of Lincoln Street in 2019.

With the grant award and the budget approved for 2019, Daane met with Utilities to review the 5 year street plan to see what other projects could be completed as some of the grant money was budgeted for. In 2020, Brandon Street (Main Street to Fern Street) and N. Madison Street (Monroe to City limits) were budgeted. Daane recommends bumping these two projects up for the mill and overlay to 2019 instead of 2020. Madison Street (would now be from the bridge as Monroe would be done during the reconstruction).

Motion Rasch, second Mielke to approve revising the 5 year street plan to provide the mill and overlay for N. Madison Street (from the bridge to Edgewood Drive0 and Brandon Street (From Main Street to Fern Street) for 2019 instead of 2020. Motion carried.

Ordinance to amend Chapter 6.07 entitled Traffic Code is recommended for revision due to the Madison Street Construction. As Madison Street is getting a new paved surface, this would be a time to review if the street should be designated as Class B highway instead of a heavy traffic route. If the change were to happen, the road would then match up with N. Madison Street as a Class B highway. Truck traffic would then go down Libby or Industrial Park as heavy traffic routes.

Motion Matoushek, second Rasch to recommend to the Common Council to adopt Ordinance to amend Chapter 6.07 entitled Traffic Code to provide S. Madison Street as a Class B Highway route and Industrial Drive and Libby Street as Heavy Traffic routes. Motion carried 6-0

Motion Matoushek, second Rasch to adjourn the meeting of the Board of Public Works at 4:48pm. Motion carried 6-0.

Angela Hull, Clerk



3600 Kewaunee Road
Green Bay, WI 54311
Phone: (920) 863-3663
Fax: (920) 863-3662

Quotation

Quote Number
10820

Quote Date
Dec 20, 2018

Quoted to:

CITY OF WAUPUN DPW
201 E. Main Street
P.O. Box 232
Waupun, WI 53963

Page
1

Quote Good Thru	Payment Terms	Sales Rep
1/19/19	Net 30 Days	BH

Description	Unit of Measure	Quantity	Unit Price	Extension
SECTION G	.			
STORM SEWER INSPECTION				
PIPE INSPECTION - STORM SEWER MAIN (8" DIAMETER AND LARGER)	FOOT	32,188.00	0.510	16,415.88
REVERSE SET UPS	EACH	1.00	75.000	75.00
TELEVISION INSPECTION OF INLET LEADS AND SEWER STUBS LESS THAN 50'	FOOT	1.00	1.650	1.65
CLEANING IF NECESSARY - TIME AND MATERIAL DISPOSAL PROVIDED BY CITY	.			
#2115 VACTOR JET-RODDER AND CREW	HOURL	1.00	245.000	245.00
EXTRA LABORER FOR EASEMENT WORK IF NEEDED	HOURL	1.00	63.500	63.50
EASEMENT MACHINE - IF NEEDED	HOURL	1.00	45.000	45.00
QUANTITIES ARE ESTIMATED, ACTUAL QUANTITIES WILL BE INVOICED	.			
YOU MAY DEDUCT 8% IF WE CAN USE THIS AS FILL IN WORK	.			

Please notify Great Lakes within 30 days if the quotation is accepted and the above prices will be honored. This acknowledgment will enable us to schedule your work more efficiently. If prevailing wages apply - this quote will be adjusted accordingly. Bond fee and/or additional insurance requirements are not included in the quote amount. If applicable, add the amount(s) to this quote.

Subtotal	16,846.03
Sales Tax	
Total	16,846.03



1772 S. VANDENBERG ROAD
GREEN BAY, WI 54311
PHONE: 920-655-8049
FAX: 920-468-7207
EMAIL: ADAMTIERNEY@NORTHERNPIPEINC.COM

PROPOSAL

PROJECT: 2019 Storm Sewer Televising
LOCATION: Waupun, WI
DATE: 21-Dec

TO: Jeff Daane, Director of Public Works
City of Waupun

Mobilization of equipment and crew		N/C
Storm Sewer Televising of 32,188'	\$	0.40 per LF
Storm Sewer Televising of Inlet Leads (under 50')	\$	0.75 per LF
Storm Sewer Cleaning (if needed)	\$	225.00 per hour

Work schedule shall be set in the best interest of both parties. Currently looking at completing work in January 2019.

Upon completion of the televising the customer will receive a flash drive and hard copy of all data collected.

This proposal serves as an estimate for completion of the work and can be adjusted to take into consideration any unforeseen circumstances that may arise.

IF YOU HAVE ANY QUESTIONS ABOUT THIS PROPOSAL EMAIL TO ADAMTIERNEY@NORTHERNPIPEINC.COM

WE PROPOSE HEREBY TO FURNISH MATERIAL, EQUIPMENT AND LABOR - COMPLETE IN ACCORDANCE WITH THESE SPECIFICATIONS, FOR THE SUM OF:
DOLLARS (\$) (\$)

PAYABLE AS FOLLOWS: INVOICE NET 30 DAYS

AUTHORIZED SIGNATURE :

ALL MATERIAL IS GUARANTEED TO BE SPECIFIED. ALL WORK TO BE COMPLETED IN A WORKMANLIKE MANNER ACCORDING TO STANDARD PRACTICES. ANY ALTERATION OR DEVIATION FROM ABOVE SPECIFICATIONS INVOLVING EXTRA COSTS WILL BE EXECUTED ONLY UPON WRITTEN ORDERS, AND WILL BECOME AN EXTRA CHARGE OVER AND ABOVE THE ESTIMATE. ALL AGREEMENTS CONTINGENT UPON STRIKES, ACCIDENTS, OR DELAYS BEYOND OUR CONTROL. OWNER TO CARRY FIRE, TORNADO, AND OTHER NECESSARY INSURANCE. OUR WORKERS ARE FULLY COVERED BY WORKMEN'S COMPENSATION INSURANCE.

Adam Tierney

ADAM TIERNEY , BUSINESS DEVELOPMENT MANAGER

NOTE: THIS PROPOSAL MAY BE WITHDRAWN BY US IF NOT ACCEPTED WITHIN 30 DAYS

ACCEPTANCE OF PROPOSAL - THE PRICES, SPECIFICATIONS AND CONDITIONS ARE SATISFACTORY AND ARE HEREBY ACCEPTED. YOU ARE AUTHORIZED TO DO THE WORK AS SPECIFIED. PAYMENT WILL BE MADE AS OUTLINED ABOVE.

SIGNATURE: _____ DATE: _____

SIGNATURE: _____ DATE: _____



1100 Columbia Avenue
Green Bay, WI 54303

Bid Proposal

Date	Estimate #
12/27/2018	1936

Name / Address
City of Waupun 201 E. Main Street Waupun, WI 53963

DESCRIPTION	QTY	COST	TOTAL
Mobilization-\$500.00		0.00	0.00
TV Inspection-Storm Main-.55 per foot		0.00	0.00
TV Inspection-Storm Lead-\$1.25 per foot		0.00	0.00
Jet/Vac Sewers-\$215.00 per hour.		0.00	0.00
Bid proposal is good for 60 days <i>Stephanie DeKor</i>		TOTAL	\$0.00

Signature

Phone #	Fax #
920-490-5501	920-490-6242

ORDINANCE NUMBER 18-_____

AN ORDINANCE TO AMEND CHAPTER SEVEN OF THE MUNICIPAL CODE OF
THE CITY OF WAUPUN ENTITLED "STREETS AND SIDEWALKS."

THE COMMON COUNCIL OF THE CITY OF WAUPUN, DO ORDAIN:

SECTION 1: Section 7.15 of the Waupun Municipal Code entitled "STREETS,
ALLEYS AND SIDEWALKS; PRORATION OF CONSTRUCTION COST." is created
to read as follows:

For the purpose of encouraging the paving of streets, alleys and sidewalks in the City and
having the cost of these improvements equitably apportioned between the city and the
abutting property owners, the cost shall be prorated as follows:

(a) Sidewalk Ramps. The cost of the sidewalk portion of handicap ramp
paving and all sidewalk radius paving within intersections shall be borne by the City.

(b) Sidewalk. Both long and short sides of abutting property: city, 50%; and
property owner, 50%.

(c) Curb & Gutter. If there is currently no curb and gutter installed, the
property owner will be assessed 100% of the cost of curb & gutter on both the long and
short sides of the abutting property. Where curb and gutter is already installed and only
being replaced, the City will pay for 100% of the curb and gutter replacement.

SECTION 2: This Ordinance shall be in full force and effect upon its passage
and publication as provided by law.

Enacted this _____ day of _____, 2018

Julie Nickel,
Mayor

ATTEST:

Angela Hull
City Clerk

ORDINANCE NUMBER 18-_____

AN ORDINANCE TO AMEND CHAPTER THREE OF THE MUNICIPAL CODE OF
THE CITY OF WAUPUN ENTITLED “FINANCIAL PROCEDURE.”

THE COMMON COUNCIL OF THE CITY OF WAUPUN, DO ORDAIN:

SECTION 1: Section 3.12 of the Waupun Municipal Code entitled “DEFERRED
SPECIAL ASSESSMENTS.” is repealed and recreated to read as follows:

(1) Any special assessment for curb and gutter installation, sidewalk installation, or improvement levied against property abutting on or benefited by the improvement may be deferred for a period not to exceed 3 years. Such assessment shall be payable in equal annual installments due within that time, together, with interest on the unpaid balance at a rate to be fixed by the City Council. Any such special assessment shall be a lien against the property from the date of levy.

SECTION 2: This Ordinance shall be in full force and effect upon its passage and publication as provided by law.

Enacted this _____ day of _____, 2018

Julie Nickel,
Mayor

ATTEST:

Angela Hull
City Clerk

An Ordinance to Amend Chapter Seven of the Municipal Code of the City of Waupun Entitled “Streets and Sidewalks”

Reasoning for Proposed Changes

- The public works department regularly evaluates infrastructure conditions and has identified critical street repairs needed in the near future as evidenced by the approved road improvement plan.
- Repairs are vital to overall municipal and private operations and have a long-term impact on overall economic development success within the community.
- Upcoming repairs include both street and storm water construction.
- While construction costs continue to increase, the city’s ability to generate sufficient revenue to fund improvements is limited as evidenced by the 2019 budget which projected levy limit impact on the community as early as the 2020 budget.
- Future construction is being financed through debt financing and pay-as-you-go plans. As the city hits their levy limit, they will be challenged to keep pace with inflationary cost increases which will most likely result in an erosion of the capital fund needed to support the pay-as-you-go strategy.
- By statute the city must adhere to borrowing limits equal to 5% of equalized value. With current debt limits, debt utilization grew from 48% to 58% from 2012 to 2017.
- User fees are one unrestricted way that municipalities can generate needed revenue. Passage of an ordinance to support capital improvements in the city will serve to create a minor source of revenue diversification to offset large capital expenditures and control borrowing.
- The City of Waupun has an existing sidewalk maintenance replacement program which requires property owners to replace sidewalk that does not meet standards. Based on the existing ordinance, there is solid rationale to support property owners assuming responsibility for a portion of sidewalk replaced during a street replacement project as the new sidewalk will benefit the property owner with new life and avoid the need to replace old and worn sidewalk in the future.

Proposed Changes (New Ordinance 1)

AN ORDINANCE TO AMEND CHAPTER SEVEN OF THE MUNICIPAL CODE OF THE CITY OF WAUPUN ENTITLED "STREETS AND SIDEWALKS."

THE COMMON COUNCIL OF THE CITY OF WAUPUN, DO ORDAIN:

SECTION I: Section 7.15 of the Waupun Municipal Code entitled "STREETS, ALLEYS AND SIDEWALKS; PRORATION OF CONSTRUCTION COST." is created to read as follows:

For the purpose of encouraging the paving of streets, alleys and sidewalks in the City and having the cost of these improvements equitably apportioned between the city and the abutting property owners, the cost shall be prorated as follows:

- a) Sidewalk Ramps. The cost of the sidewalk portion of handicap ramp paving and all sidewalk radius paving within intersections shall be borne by the City.
- b) Sidewalk. Both long and short sides of abutting property: city, 50%; and property owner, 50%.
- c) Curb & Gutter. If there is currently no curb and gutter installed, the property owner will be assessed 100% of the cost of curb & gutter on both the long and short sides of the abutting property. Where d

and gutter is already installed and only being replaced, the City will pay for 100% of the curb and gutter replacement.

SECTION 2: This Ordinance shall be in full force and effect upon its passage and publication as provided by law.

Proposed Changes (New Ordinance 2)

ORDINANCE NUMBER 18-_____

AN ORDINANCE TO AMEND CHAPTER THREE OF THE MUNICIPAL CODE OF THE CITY OF WAUPUN ENTITLED "FINANCIAL PROCEDURE."

THE COMMON COUNCIL OF THE CITY OF WAUPUN, DO ORDAIN:

SECTION 1: Section 3.12 of the Waupun Municipal Code entitled "DEFERRED SPECIAL ASSESSMENTS." is repealed and recreated to read as follows:

(1) Any special assessment for curb and gutter installation, sidewalk installation, or improvement levied against property abutting on or benefited by the improvement may be deferred for a period not to exceed 3 years. Such assessment shall be payable in equal annual installments due within that time, together, with interest on the unpaid balance at a rate to be fixed by the City Council. Any such special assessment shall be a lien against the property from the date of levy.

SECTION 2: This Ordinance shall be in full force and effect upon its passage and publication as provided by law.

Enacted this _____ day of _____, 2018

5 Year Street Plan

	Construction			Mill & Overlay		Total
	Street	Estimated Street Cost	Estimated Storm Water	Street	Estimated Cost	
2018	None			Walker St (Pleasant to Brown) W. Franklin St (Brandon to Division)	\$131,314	\$131,314
2019	Madison St (Bridge to Libby)	\$2,109,938	\$703,313	None	\$0	\$2,813,250
2020		\$0	\$0	Brandon St (W. Main St to Fern St) Madison St (Monroe St to City Limits)	\$178,456	\$178,456
2021	Newton Ave (Harris to Rock River) Rock Ave (Rock River to Harris)	\$ 727,650.00	\$700,486	E Jefferson St (Welch to Shaler) E Jefferson (555' E of State to Madison) S Forest (Main to Brown) S Mill (Main to Brown)	\$ 166,253.41	\$1,594,389
2022		\$0	\$0	Brandon St (Fern to City Limits) N Grove (Park to E Franklin) N Mill St (Monroe to Jackson) W Lincoln St (Bly to Beaver Dam)	\$165,435	\$165,435
2023	Newton Ave (Rock to Harris) Rock Ave (Rock River to Harris)	\$707,175	\$134,700	Fond du Lac St (Main to Rounsville) Edgewood Dr (Brandon to Summer)	\$ 124,753.92	\$966,629
2024		\$0	\$0	N. West St (Sunset to Rock River) Sunset Ct (N West to Termini) Delynn Ct (Rock River to Termini) Riverview Ct (Rock River to Termini) Pioneer Ave. (Rock to West) McKinley St (Beaver Dam to Bly)	\$133,636	\$133,636
2025	Rock River Ave (Newton to Brandon) River St (Pioneer to Rock River)	\$956,025	\$182,100	None	\$0	\$1,138,125
2026	Parking Lot (Franklin St) Parking Lot (Mill St) Parking Lot (Mill St) Hawthorn Dr (Madison to Hoad) Roosevelt St (N Grove to STH 26) Park St (N Grove to STH 26)	\$735,525	\$140,100	S West St (Brown to Main) Commercial St (Franklin to Taylor) Grace St (Beaver Dam to Hillyer)	\$98,633	\$974,258
2027	Wilcox St (Washington to S Grove) Sawyer St (Grove to Dead End) Rock Ave (CTH MMM to Newton)	\$641,025	\$122,100	None	\$0	\$763,125
		\$5,877,337.50	\$1,982,799		\$998,480.69	\$ 8,858,617

Overview of Comparable Communities

Communities	Sidewalk - New	Sidewalk - Reconstruction	Curb & Gutter
Portage, WI	Property Owner - 100% City - 0%	Property Owner - Pro-rated share of the replacement cost City - 100% of removal, disposal	
Cudahy, WI	Property Owner - 100% City - 0%		Property Owner - 100% City - 0%
Howards Grove, WI)	Property Owner - 100% City - 0%		
Juneau, WI	Property Owner - 100% City - 0%		Property Owner - 100% City - 0%
Horicon, WI	Property Owner - partial if unfinished roadway	Property Owner - 100% City - 0%	Property Owner - partial if unfinished roadway
Cambridge, WI		Property Owner - 100% City - 0%	Property Owner - 100% if reconstruction City - 0%
Berlin, WI	Property Owner - 50% City - 50%		
Columbus, WI	Property Owner - 100% City - 0%	Property Owner - 100% City - 0%	
Hartford, WI	In whole / in part as determined by council		In whole / in part as determined by council
North Fond du Lac, WI	Property Owner - 100% City - 0%	Property Owner - 100% City - 0%	
Antigo, WI		Property Owner - 75% City - 25%	
Burlington, WI		Property Owner - 50% City - 50%	Property Owner - 100% City - 0%
Merrill, WI	Property Owner - 100% City - 0%	Property Owner - 50% City - 50%	Property Owner - 100% City - 0%
Waupaca, WI	Property Owner - 100% City - 0%	Property Owner - 50% City - 50%	Property Owner - 100% (0% in replacement) City - 0% (100% in replacement)
Sparta, WI	Property Owner - 0% (100% if nonresidential zoning district) City - 100%	Property Owner - 0% (100% if nonresidential zoning district) City - 100%	
Sheboygan Falls, WI	Property Owner - 100% City - 0%	Property Owner - 0% City - 100%	Property Owner - 100% City - 0%

Comparable Communities Ordinances

Research was conducted on other comparable communities to find comparable ordinances to help with the department's proposed changes. Specific excerpts of ordinances shown in this report are related to cost apportionment. Full ordinance chapters and subchapters for these communities can be found on their respective websites.

City of Portage, WI

All new sidewalks installed in accordance with this policy shall be the responsibility of the abutting property owners. The abutting property owners shall pay 100% of the installation costs, except the cost for any necessary topsoil, restoration, and seeding.

The replacement cost for any sidewalk that the City determines must be replaced solely because it is too narrow, shall, in part be the responsibility of the adjoining property owner. The adjoining property owner shall pay a pro-rated share of the replacement cost based on the extent of the widening. For example, the adjoining property owner shall pay 20% of the cost to widen a four- foot wide sidewalk to five feet. Similarly, the adjoining property owner shall pay 40% of the cost to widen a three-foot wide sidewalk to five feet. The City of Portage will pay 100% of the removal, disposal, restoration, and seeding costs, provided the City's contractor replaces the sidewalk and the abutting property owner will be only for the new sidewalk construction in the replacement scenario.

City of Cudahy, WI

Proration between city and owner. Where streets, alleys or sidewalks are to be paved with concrete or other similar material or where a street or alley is to be opened, the cost of such improvement shall be prorated between the city and the abutting property owners in the following manner:

- b) Sidewalks and separate curb and gutter. Both long and short sides of abutting property: city, none; property owner, 100 percent. [§3.08(1) Sec. 2-388]

Village of Howards Grove, WI

Apportionment of costs. Where required by the Village Board, it shall be the duty of the Village to construct sidewalks along or upon any street, alley or highway in the Village of Howards to pay for such work, except for sidewalks constructed on or adjacent to tax-exempt Grove and property, the cost of which shall be assessed in full to the abutting property. Sidewalks in new subdivisions shall be installed pursuant to Chapter 408, Subdivision of Land, of this Code. [§335-5.B]

City of Juneau, WI

Sidewalks, Driveway Apron, Curb and Gutter. The abutting property owner shall be assessed the entire cost of sidewalks, driveway aprons, curb and gutter. However, the abutting property owner will not be assessed the cost of matching, with like-in-kind materials and construction, any existing driveway behind the sidewalk. A credit will be allowed for replacement of existing concrete sidewalk and/or existing concrete driveway apron that is in good condition and the property owner provides proof of payment for replacement within the last five years and provided that the improvement meets the requirements of Section 12.08.020(8) as determined by the public works committee, based upon the recommendation from the city engineer. [12.08.080.A]

City of Horicon, WI

If a street is not a "finished" street they [property owner] would pay a % of road way, all curb, sidewalk and drive approach. On a reconstruction, they [property owner] pay for a storm sewer lateral, if they [property owner] hook to it, new sidewalk and drive approach. They [property owner] also pay for a new sanitary lateral to the prop line on all construction. [Retrieved from email exchange of Horicon City staff member]

Village of Cambridge, WI

Apportionment of Sidewalk and Curb and Gutter Costs. Any time the village rebuilds or reconstructs a street, curb and gutter and sidewalks shall be installed at the property owner's expense. Sidewalks in new subdivisions shall be installed by the developer pursuant to the village's subdivision ordinance. [12.20.010.B]

Berlin, WI

Sidewalk Construction and Repair

(c) Assessing cost. The city shall pay from its general fund 50 percent of the cost of construction of all sidewalk installations. Fifty percent of the cost of construction of sidewalks may be assessed by the common council to the abutting property owner pursuant to Wis. Stats. ch. 66, subch. VII, and Wis. Stats. § 66.0627. If the property owner chooses, a contract may be entered into with the city on or before November 1 of the year in which the project was commenced for the payment of the entire property owner's share of the assessment, to be divided into ten equal yearly installments of not less than \$500.00 per year, together with interest at the rate of seven percent per annum, upon the unpaid balance. (Code 1989, § 6-2-2)

Columbus, WI

Sec. 86-31. - Required construction and repair.

(a) Except as otherwise provided in this article, all property owners abutting upon any street or highway in the city shall construct, repair and maintain sidewalks in the abutting right-of-way and shall pay the entire cost thereof. (Ord. No. 639-08, § II, 7-15-08)

Hartford, WI

7.02 STREET CONSTRUCTION AND REPAIRS.

3) Cost of Improvements; Assessments. The installation of sidewalks along or upon any street and the construction cost of the first curb and gutter shall be charged in whole or in part to the property benefited thereby as determined by the Common Council.

All assessments made against any property in accordance with this section must be in the manner provided for special assessments set forth in Chapters 62 and 66 of the Wisconsin Statutes. (SECTION 7.02 AMENDED 10/10/06—ORDINANCE NO. 1028)

Village of North Fond du Lac, WI

10.03 Sidewalk Construction and Repair.

(2) OWNER TO CONSTRUCT. It shall be the duty of the abutting owner to build, repair, construct and perpetually maintain sidewalks along or upon any street, alley or highway in the village and to pay the entire cost thereof. Whenever the board shall authorize sidewalks to be laid, rebuilt, repaired, lowered or raised along or upon any public street, alley or highway within the village, it shall proceed according to Wis. Stats. §66.0907. (Village of North Fond du Lac, WI Municipal Code November 7, 2005)

Watertown, WI

Chapter 457: Streets and Sidewalks

§ 457-3: Sidewalk construction and repair.

A. The abutting property owner shall repair and perpetually maintain the sidewalks which are adjacent to the property along any street in the City.

Antigo, WI

Sec. 34-40. - Construction and repair of sidewalks.

Whenever the public works committee may order the repair or replacement of any existing sidewalk, the property owner, if the property owner is an entity that pays property taxes to the city, shall pay 75 percent of the cost thereof and the city 25 percent of the cost thereof if the property owner elects to have the work done through a city contractor which will be put out on bids. If the property owner elects to have the work done by his/her own contractor or if the property owner is a property tax-exempt entity (example: religious institutions, schools, government-owned parcels, etc.), the property owner shall pay the full cost thereof.

Burlington, WI

§ 274-3 Construction and repair of sidewalks.

[Amended 4-4-1990 by Ord. No. 1298(45); 5-1-1990 by Ord. No. 1302(3); 5-5-1998 by Ord. No. 1583(2)]

Construction costs. When sidewalks are caused by the Common Council to be repaired or replaced, the cost of sidewalk installation will be borne by the property owner and the City on a fifty-percent/fifty-percent basis, per § 66.0703, Wis. Stats.

In all cases where existing streets do not have curb and gutter, abutting property owners shall be subject to special assessments for the full cost of curb and gutter construction.

Merrill, WI

Sec. 32-58. - Special assessments.

- (a) All new or replacement sidewalks and driveway aprons shall be assessed to the abutting property owner at the prevailing rate per square foot basis as set by the board of public works. When sidewalks are initially installed on only one side of a street, the assessable cost thereof shall be divided between the property owners on both sides of the street. If a sidewalk is constructed on the opposite side of that street, the costs of such construction shall be divided between property owners on both sides of the street.
- (b) All new or replacement curbs and gutters shall be assessed to the abutting property owner at the prevailing rate on a per foot basis as set by the board of public works.
- (c) The driveway apron and private entrances shall be the responsibility of the property owner, unless there is a grade change or reconstruction of the street. Then the city shall match the cost of the driveway apron in kind.
- (d) If the existing sidewalk or curbs and gutters are in need of repair and are condemned by the city, the cost of replacement shall be on a 50 percent each basis, the city paying one-half and the property owner paying one-half of the cost.
- (e) If 100 percent of the property owners in any area request that a currently paved street, which does not meet the criteria of the city's five-year capital improvement plan be improved and agree to pay 100 percent of the improvements, the city may do so. No such improvement shall be done for an area less than three city blocks on a continuous street or a total of any shorter street, as determined by the public works director/city engineer. (Prior Code, § 12.04.060; Code 1993, § 6-2-7; Ord. No. 04-06, 5-13-2004; Ord. No. 2015-07, § 1, 3-10-2015; Ord. No. 2017-20, § 1, 10-10-2017)

Ashland, WI

530.05. Sidewalk Construction, Maintenance and Repairs.

The City of Ashland shall be responsible for construction and physical maintenance and repairs of sidewalks located on the public right-of-way. The City shall assess the costs of sidewalk construction, maintenance and repairs to abutting property owners in conformance with the Sidewalk Special Assessment Policy. The Sidewalk Special Assessment Policy shall be reviewed and approved annually by a resolution of the Common Council and shall be included in the "Comprehensive Sidewalk Policy" which is incorporated here by reference and shall be on file at the office of the City Clerk. The special assessment policy shall apply to all locations described in Section 530.030 with the following exceptions and criteria:

- (a) The developer of any new residential, commercial, or industrial site shall present sidewalk plans to the City for review and approval at the time building plans are submitted and prior to any construction starting. The cost of installing new sidewalks at locations abutting new residential, commercial or industrial construction shall be the responsibility of the developer.
- (b) Where sidewalk construction or replacement is incidental to Federal or State highway construction and the costs for the sidewalk construction are borne entirely by the Federal or State Agency.
- (c) Where a property owner chooses to construct, replace or repair sidewalk in the abutting right-of-way. The work shall be performed by a pre-approved Contractor or an "experienced and qualified individual" in good standing with the Public Works Department. The total cost of construction, and removal where necessary, shall be borne entirely by the property owner.
- (d) No one shall construct or replace sidewalk in the public right-of-way where it is not provided for in section 530.030 of this ordinance.
- (e) Funding for sidewalk construction, maintenance, replacement and removal shall be considered each year by the City Council as part of their annual budget deliberations.

Waupaca, WI

8.04 - SPECIAL ASSESSMENTS FOR STREET IMPROVEMENTS.

(1) SECTIONS 66.0703 and 66.0701, WIS. STATS., RESPECTIVELY, TO BE FOLLOWED. The cost of laying sanitary sewer and water mains, streets, sidewalks and curb and gutter shall be assessed against the abutting property in accordance with §§66.0703 and 66.0701, Wis. Stats., respectively. Charges for current services such as snow and ice removal, weed elimination, street sprinkling, oiling and tarring, repair of sidewalks or curb and gutter, garbage and refuse disposal, sewer service and tree care may be imposed against the property served, pursuant to §66.0627, Wis. Stats.

(2) EXCEPTIONS.

- (a) Sidewalk Replacement. When sidewalks are replaced, the property owner shall be assessed ½ of the cost.
- (b) Curb and Gutter Replacement. (Am. Ord. #19-04) When curb and gutter are replaced the City shall pay the entire cost.

Sparta, WI

Sec. 8-84. - Sidewalk assessments.

The initial construction of city sidewalks in developed residential areas shall be the responsibility of the city. The initial construction of sidewalks in new developments shall be governed by chapter 18. Costs for the replacement of city sidewalks in residential areas shall be the responsibility of the city, unless it can be shown that damage was caused by an action of the adjacent property owner. Costs for new or replacement sidewalk in any nonresidential zoning district shall be the responsibility of the adjacent property owner.

Marinette, WI

6.0202 REPAIRING OR LAYING OF SIDEWALKS

- A.** When the Board of Public Works condemns a section of sidewalk, the property owner shall be charged for 50% of the cost to replace the section.
- B.** When the Board of Public Works designates a Sidewalk Improvement District, the property owners shall not be charged for the cost of the installation or replacement of sidewalk in such district.
- C.** If the owner elects to have the sidewalk fronting his or her property replaced, and the section of sidewalk has not been condemned and is not part of a Sidewalk Improvement District, the property owner shall pay 50% of the replacement cost. The City's participation in such replacement cost is contingent upon the availability of funds. In the event that funds are not available in a given fiscal year, the property owner may pay the full cost of such replacement, or the property owner may elect to be placed on a waiting list.

Sheboygan Falls, WI

8.06 Construction of Sidewalks and Driveways Over Sidewalks and Curbs

(4) Repair - Any destruction of street pavement, curbing or other public property shall be immediately repaired or reinstalled by the owner or his representative and paid for by the property owner.

8.07 Assessments for Construction and Repair of Streets, Alleys, Sidewalks, Curbs, and Gutters³

- (1) All those parts of the Wisconsin Statutes affecting assessing the costs of construction of streets, alleys, sidewalks, curbs and gutters shall be incorporated herein and made a part of this action.
- (2) The original cost of paving and construction of the streets, alleys, sidewalks, curbs and gutters shall be borne by the abutting property owners, the City paying for the intersection and corner lots being controlled by the Wisconsin Statutes.
- (3) The cost of laying and maintaining curb and gutter along or upon any street shall be fully borne by the property owner.
- (4) The cost of installing a hard surface to any street within the City, which was a replacement to a previously existing hard surface, shall be paid in full by the City provided such prior hard surface had previously been assessed against the then abutting property owners, the cost of resurfacing shall be assessed against the abutting property owners pursuant to the Wisconsin Statutes. Hard surface is defined as bituminous concrete pavement or concrete pavement.
- (5) The cost of replacing sidewalks and curb and gutter adjoining any street, which is a replacement or repair of existing sidewalk, curb and gutter, shall be paid for in full by the City provided such prior sidewalk and curb and gutter had been assessed against the then abutting property owners. If such existing sidewalk and curb and gutter had not been previously assessed against the then abutting

property owners, the cost of installing such replacement or repair of sidewalk and curb and gutter shall be assessed against the property owners pursuant to Wisconsin Statutes.

³*Amended by Ordinance No. 13-1981/82, Enacted March 1, 1982.*