APPROVAL	REQUEST FOR COUNCIL ACTION	MEETING DATE
slw		08/20/13
REPORTS & RECOMMENDATIONS	**RESOLUTION AUTHORIZING CERTAIN OFFICIALS TO ACCEPT A CONSERVATION EASEMENT FOR AND AS PART OF A SITE PLAN AMENDMENT AND NATURAL RESOURCE SPECIAL EXCEPTION FOR PROPERTY LOCATED AT 8222 SOUTH 51ST STREET TO ALLOW FOR A 25% PARKING INCREASE AND ADDITIONS AND RENOVATIONS TO THE FRANKLIN HIGH SCHOOL BUILDING AND SITE (TAX KEY NO. 807-9999-001) (FRANKLIN PUBLIC SCHOOLS, APPLICANT)**	ITEM NUMBER G.5.

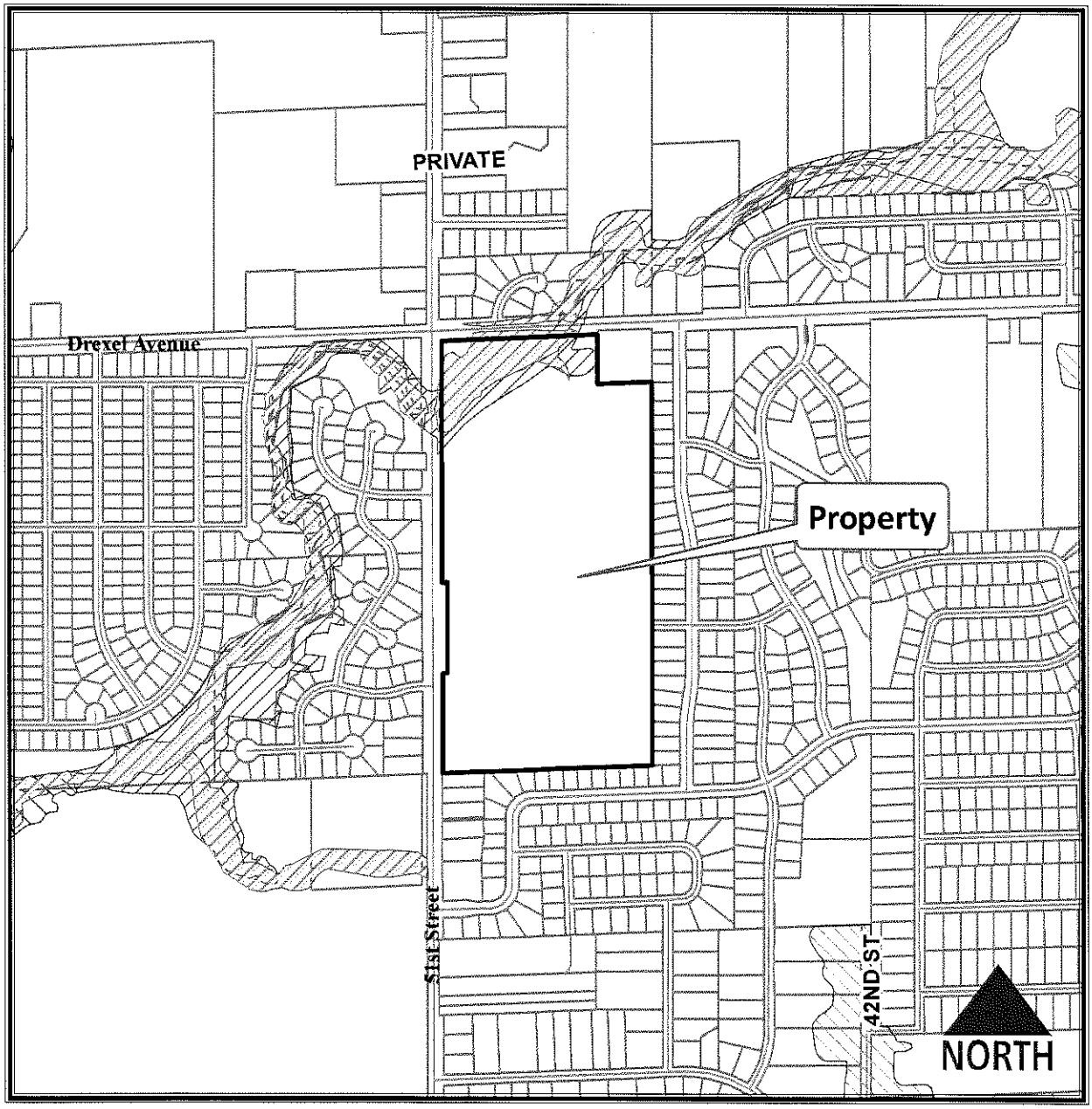
City Development staff recommends approval of a resolution authorizing certain officials to accept a Conservation Easement for and as part of a Site Plan Amendment and Natural Resource Special Exception for property located at 8222 South 51st Street to allow for a 25% parking increase and additions and renovations to the Franklin High School Building and Site (Tax Key No. 807-9999-001) (Franklin Public Schools, Applicant), subject to technical corrections by the City Attorney.

COUNCIL ACTION REQUESTED

A motion to adopt Resolution No. 2013-_____, authorizing certain officials to accept a Conservation Easement for and as part of a Site Plan Amendment and Natural Resource Special Exception for property located at 8222 South 51st Street to allow for a 25% parking increase and additions and renovations to the Franklin High School Building and Site (Tax Key No. 807-9999-001) (Franklin Public Schools, Applicant), subject to technical corrections by the City Attorney.

City of Franklin

Franklin High School
8222 South 51st Street



Planning Department
(414) 425-4024

0 0.05 0.1 0.2 0.3 Miles

This map shows the approximate relative location of property boundaries but was not prepared by a professional land surveyor. This map is provided for informational purposes only and may not be sufficient or appropriate for legal, engineering, or surveying purposes.

STATE OF WISCONSIN CITY OF FRANKLIN MILWAUKEE COUNTY

RESOLUTION NO. 2013-_____

A RESOLUTION AUTHORIZING CERTAIN OFFICIALS TO ACCEPT A CONSERVATION EASEMENT FOR AND AS PART OF THE REVIEW AND APPROVAL OF A SITE PLAN AMENDMENT AND NATURAL RESOURCE SPECIAL EXCEPTION FOR PROPERTY LOCATED AT 8222 SOUTH 51ST STREET TO ALLOW FOR A 25% PARKING INCREASE AND ADDITIONS AND RENOVATIONS TO THE FRANKLIN HIGH SCHOOL BUILDING AND SITE (TAX KEY NO. 807-9999-001) (FRANKLIN PUBLIC SCHOOLS, APPLICANT)

WHEREAS, the Plan Commission having approved a Site Plan Amendment and Natural Resource Special Exception upon the application of Franklin Public Schools, on May 9, 2013 and August 8, 2013, respectively, and the Plan Commission having conditioned approval thereof in part upon Common Council approval of a Conservation Easement to protect the mature woodlands, young woodlands, streams, wetland buffers, and wetlands on the site; and

WHEREAS, §15-7.0102G and §15-7.0103Q of the Unified Development Ordinance requires the submission of a Natural Resource Protection Plan in the Site Plan review process and the Unified Development Ordinance requires conservation easements to be imposed for natural resource features identified within such Plan to protect such features, all as part of the approval process for a Site Plan Amendment; and

WHEREAS, the City Engineering Department, Department of City Development and the Office of the City Attorney having reviewed the proposed Conservation Easement and having recommended approval thereof to the Common Council.

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Common Council of the City of Franklin, Wisconsin, that the Conservation Easement submitted by Franklin Public Schools, in the form and content as annexed hereto, be and the same is hereby approved; and the Mayor and City Clerk are hereby authorized to execute such Easement as evidence of the consent to and acceptance of such easement by the City of Franklin.

BE IT FURTHER RESOLVED, that the City Clerk be and the same is hereby directed to obtain the recording of the Conservation Easement in the Office of the Register of Deeds for Milwaukee County, Wisconsin.

Introduced at a regular meeting of the Common Council of the City of Franklin this _____ day of _____, 2013.

Passed and adopted at a regular meeting of the Common Council of the City of Franklin this _____ day of _____, 2013.

APPROVED:

_____
Thomas M. Taylor, Mayor

ATTEST:

_____
Sandra L. Wesolowski, City Clerk

AYES _____ NOES _____ ABSENT _____

Franklin

JUL 30 2013

City Development

CONSERVATION EASEMENT

FRANKLIN HIGH SCHOOL

This Conservation easement is made by and between the CITY OF FRANKLIN, a municipal corporation of the State of Wisconsin, hereinafter referred to as "Grantee," and Franklin School District No. 5, hereinafter referred to as "Grantor," and shall become effective upon the recording of this Grant of Conservation Easement, together with the Acceptance following, with the Office of the Register of Deeds for Milwaukee County, pursuant to §700.40(2)(b) of the Wisconsin Statutes.

WITNESSETH

WHEREAS, Grantor is the owner in fee simple of certain real property, located within the City of Franklin, Milwaukee County, Wisconsin, The West ½ of the Northeast ¼ of Section 14, Township 5 North, Range 21 East, depicted and described in Exhibit A attached hereto and hereby made a part hereof (protected property); and

WHEREAS, the Grantor desires and intends that the natural elements and the ecological and aesthetic values of the protected property including, without limitation, mature woodlands, young woodlands, streams, wetland buffers, and wetlands per the Natural Resource Protection Plan (NRP by Kapur & Associates, dated July 15, 2013, which is located in the office of the Department of City Development, be preserved and maintained by the continuation of land use that will not interfere with or substantially disrupt the natural elements or the workings of natural systems; and

WHEREAS, Grantee is a "holder", as contemplated by §700.41(1)(b)1. of the Wisconsin Statutes, whose purposes include, while exercising regulatory authority granted to it, *inter alia*, under §62.23 and §236.45 of the Wisconsin Statutes, the conservation of land, natural areas, open space, and water areas; and

WHEREAS, the Grantor and Grantee, by the conveyance to the Grantee of the conservation easement on, over, and across the protected property, desire to conserve the natural values thereof and prevent the use or development of the protected property for any purpose or in any manner inconsistent with the terms of this conservation easement; and

WHEREAS, the Grantee is willing to accept this conservation easement subject to the reservations and to the covenants, terms, conditions, and restrictions set out herein and imposed hereby;

NOW, THEREFORE, the Grantor, for and in consideration of the foregoing recitations and of the mutual covenants, terms, conditions, and restrictions subsequently contained, and as an absolute and unconditional dedication, does hereby grant and convey unto the Grantee a conservation easement in perpetuity on, over, and across the protected property.

Grantee's rights hereunder shall consist solely of the following:

1. To view the protected property in its natural, scenic, and open condition;
2. To enforce by proceeding at law or in equity the covenants subsequently set forth, including, and in addition to all other enforcement proceedings, proceedings to obtain all penalties and remedies set forth under Division 15-9.0500 of the Unified Development Ordinance of the City of Franklin, as amended from time to time, any violation of the covenants subsequently set forth being and constituting a violation of such Unified Development Ordinance, as amended from time to time, or such local applicable ordinance as may be later adopted or in effect to enforce such covenants or the purposes for which they are made, it being agreed that there shall be no waiver or forfeiture of the Grantee's right to insure compliance with the covenants and conditions of this grant by reason of any prior failure to act; and
3. To enter the protected property at all reasonable times for the purpose of inspecting the protected property to determine if the Grantor is complying with the covenants and conditions of this grant.

And in furtherance of the foregoing affirmative rights of the Grantee, the Grantor makes the following covenants which shall run with and bind the protected property in perpetuity, namely, that, on, over, or across the protected property, the Grantor, without the prior consent of the Grantee, shall not:

1. Construct or place buildings or any structure;
2. Construct or make any improvements, unless, notwithstanding Covenant 1 above, the improvement is specifically and previously approved by the Common Council of the City of Franklin, upon the advice of such other persons, entities, and agencies as it may elect; such improvements as may be so approved being intended to enhance the resource value of the

protected property to the environment or the public and including, but not limited to animal and bird feeding stations, park benches, the removal of animal blockage of natural drainage or other occurring blockage of natural drainage, and the like;

3. Excavate, dredge, grade, mine, drill, or change the topography of the land or its natural condition in any manner, including any cutting or removal of vegetation, except for the removal of dead or diseased trees;
4. Conduct any filling, dumping, or depositing of any material whatsoever, including, but not limited to soil, yard waste, or other landscape materials, ashes, garbage, or debris;
5. Plant any vegetation not native to the protected property or not typical wetland vegetation;
6. Operate snowmobiles, dune buggies, motorcycles, all-terrain vehicles or any other types of motorized vehicles.

To have and to hold this conservation easement unto the Grantee forever. Except as expressly limited herein, the Grantor reserves all rights as owner of the protected property, including, but not limited to, the right to use the protected property for all purposes not inconsistent with this grant. Grantor shall be responsible for the payment of all general property taxes levied, assessed, or accruing against the protected property pursuant to law.

The covenants, terms, conditions, and restrictions set forth in this grant shall be binding upon the Grantor and the Grantee and their respective agents, personal representatives, heirs, successors, and assigns, and shall constitute servitudes running with the protected property in perpetuity. This grant may not be amended, except by a writing executed and delivered by Grantor and Grantee or their respective personal representatives, heirs, successors, and assigns. Notices to the parties shall be personally delivered or mailed by U.S. Mail registered mail, return receipt requested, as follows:

To Grantor:
Franklin School District No. 5
Attn:
8225 Forest Hill Avenue
Franklin, WI 53137

To Grantee:
City of Franklin
Office of the City Clerk
9229 W. Loomis Road
Franklin,WI 53132

In witness whereof, the grantor has set its hand and seals this on this date of _____, 20___.

Frankiln School District No. 5

By: _____
Print Name:

Print Title:

STATE OF WISCONSIN)
) ss
COUNTY OF MILWAUKEE)

This instrument was acknowledged before me on the _____ day of _____, A.D. 20___by

Name(s) of person(s) as Title (type of authority, e.g., officer, trustee, etc.) of (name of party on behalf of whom instrument was executed)

To me known to be the person(s) who executed the foregoing Easement and acknowledged the same as the voluntary act and deed of said corporation, limited liability company, etc.

_____
Notary Public

My commission expires _____

Acceptance

The undersigned does hereby consent to and accepts the Conservation Easement granted and conveyed to it under and pursuant to the foregoing Grant of Conservation Easement. In consideration of the making of such Grant Of Conservation Easement, the undersigned agrees that this acceptance shall be binding upon the undersigned and its successors and assigns and that the restrictions imposed upon the protected property may only be released or waived in writing by the Common Council of the City of Franklin, as contemplated by §236.293 of the Wisconsin Statutes.

In witness whereof, the undersigned has executed and delivered this acceptance on the ____ day of _____, A.D.20___.

CITY OF FRANKLIN

By: _____
Thomas M. Taylor, Mayor

By: _____
Sandra L. Wesolowski, City Clerk

STATE OF WISCONSIN)
) ss
COUNTY OF MILWAUKEE)

Personally came before me this _____ day of _____, A.D. 20__, the above named Thomas M. Taylor, Mayor and Sandra L. Wesolowski, City Clerk, of the above named municipal corporation, City of Franklin, to me known to be such Mayor and City Clerk of said municipal corporation, and acknowledged that they executed the foregoing instrument as such officers as the Deed of said municipal corporation by its authority and pursuant to Resolution No. _____, adopted by its Common Council on the _____ day of _____, 20__.

_____
Notary Public

My commission expires _____

This instrument was drafted by the City of Franklin.

Approved as to contents:

_____ _____
Nicholas Fuchs, Senior Planner Date Received and Reviewed
Department of City Development

Approved as to form only:

_____ _____
Jesse A. Wesolowski Date Received and Reviewed
City Attorney

MORTGAGE HOLDER CONSENT

The undersigned, (name of mortgagee), a Wisconsin banking corporation ("Mortgagee"), as Mortgagee under that certain Mortgage encumbering encumbering the Property and recorded in the Office of the Register of Deeds for Milwaukee County, Wisconsin, on _____, 20___, as Document No. _____, hereby consents to the execution of the foregoing easement and its addition as an encumbrance title to the Property.

IN WITNESS WHEREOF, Mortgagee has caused these presents to be signed by its duly authorized officers, and its corporate seal to be hereunto affixed, as of the day and year first above written.

Name of Mortgagee
a Wisconsin Banking Corporation

By:_____

Name:_____

Title:_____

STATE OF WISCONSIN)
)ss
COUNTY OF MILWAUKEE)

On this, the _____ day of _____, 20__, before me, the undersigned, personally appeared name of officer of mortgagee, the (title of office, i.e.: VP) of (name of mortagee), a Wisconsin banking corporation, and acknowledged that (s)he executed the foregoing instrument on behalf of said corporation, by its authority and for the purposes therein contained.

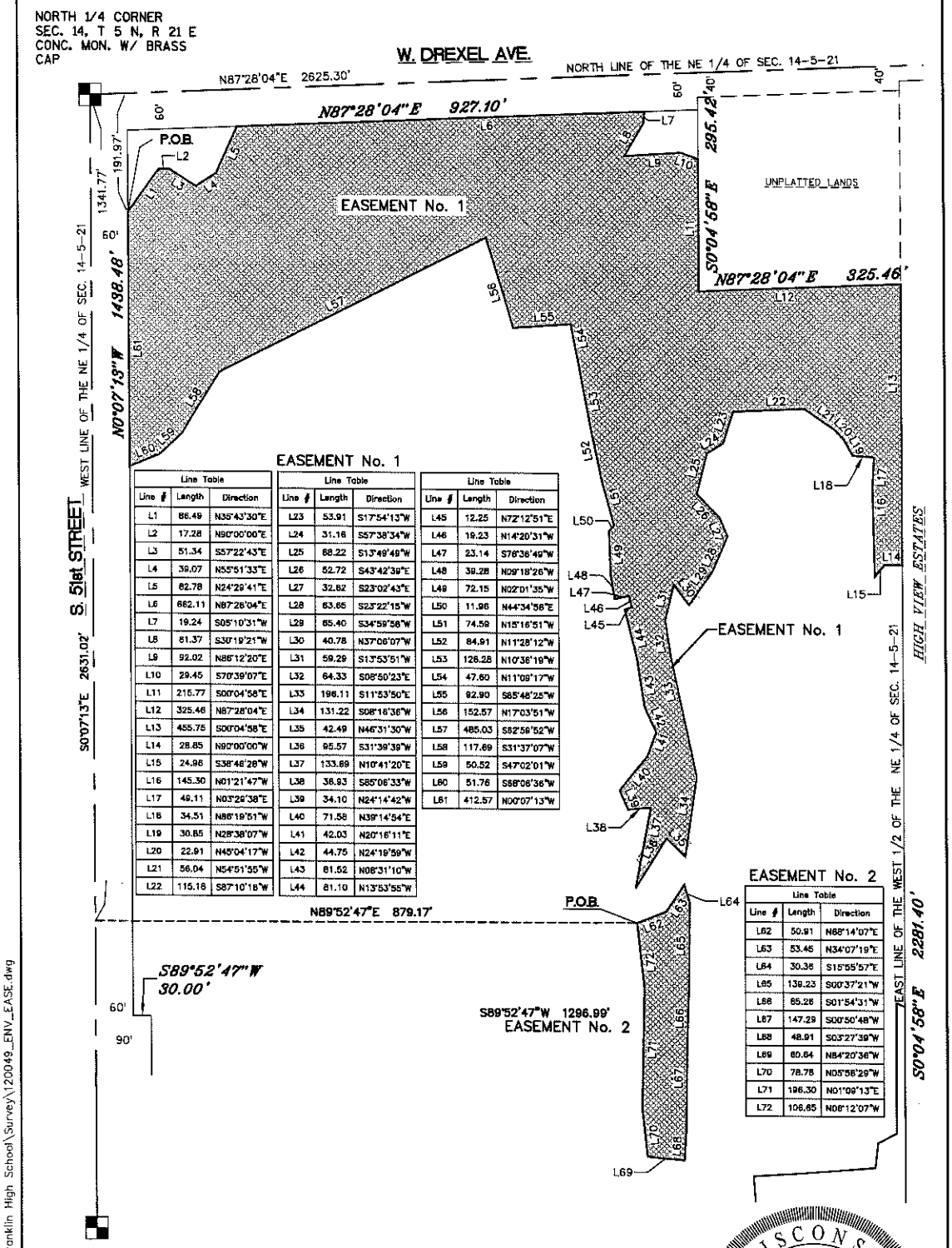
Name:_____

Notary Publi, State of Wisconsin

My commission expires _____

EXHIBIT A
CONSERVATION EASEMENT

PART OF THE WEST 1/2 OF THE NORTHEAST 1/4 OF SECTION 14 TOWN 5 NORTH, RANGE 21 EAST, CITY OF FRANKLIN, MILWAUKEE COUNTY, WISCONSIN.



EASEMENT No. 1

Line Table		
Line #	Length	Direction
L1	86.49	N35°43'30"E
L2	17.28	N90°00'00"E
L3	51.34	S57°22'43"E
L4	39.07	N55°51'33"E
L5	82.78	N24°29'41"E
L6	662.11	N87°28'04"E
L7	19.24	S05°10'31"W
L8	81.37	S30°19'21"W
L9	92.02	N86°12'20"E
L10	29.45	S70°39'07"E
L11	215.77	S00°04'58"E
L12	325.46	N87°28'04"E
L13	455.75	S00°04'58"E
L14	28.85	N90°00'00"W
L15	24.96	S38°48'28"W
L16	145.30	N01°21'47"W
L17	49.11	N03°26'38"E
L18	34.51	N86°19'51"W
L19	30.85	N28°38'07"W
L20	22.91	N45°04'17"W
L21	56.04	N54°51'55"W
L22	115.18	S87°10'18"W

Line Table		
Line #	Length	Direction
L23	53.91	S17°54'13"W
L24	31.16	S57°38'34"W
L25	68.22	S13°49'49"W
L26	52.72	S43°42'39"E
L27	32.62	S23°02'43"E
L28	63.65	S25°22'15"W
L29	65.40	S34°59'58"W
L30	40.78	N37°06'07"W
L31	59.29	S13°53'51"W
L32	64.33	S08°50'23"E
L33	196.11	S11°53'50"E
L34	131.22	S08°18'36"W
L35	42.49	N46°31'30"W
L36	95.57	S31°39'39"W
L37	133.69	N10°41'20"E
L38	38.93	S85°06'33"W
L39	34.10	N24°14'42"W
L40	71.58	N39°14'54"E
L41	42.03	N20°16'11"E
L42	44.75	N24°19'59"W
L43	81.52	N06°31'10"W
L44	81.10	N13°53'55"W

Line Table		
Line #	Length	Direction
L45	12.25	N72°12'51"E
L46	19.23	N14°20'31"W
L47	23.14	S76°36'49"W
L48	39.28	N09°18'26"W
L49	72.15	N02°01'35"W
L50	11.96	N44°34'56"E
L51	74.59	N15°16'51"W
L52	84.91	N11°28'12"W
L53	126.28	N10°36'19"W
L54	47.60	N11°09'17"W
L55	92.90	S85°48'25"W
L56	152.57	N17°03'51"W
L57	485.03	S82°56'52"W
L58	117.69	S31°37'07"W
L59	50.52	S47°02'01"W
L60	51.76	S88°08'36"W
L61	412.57	N00°07'13"W

EASEMENT No. 2

Line Table		
Line #	Length	Direction
L62	50.91	N68°14'07"E
L63	53.45	N34°07'19"E
L64	30.36	S15°55'57"E
L65	139.23	S00°37'21"W
L66	85.28	S01°54'31"W
L67	147.29	S00°50'48"W
L68	48.91	S03°27'39"W
L69	80.64	N84°20'36"W
L70	78.78	N05°58'29"W
L71	196.30	N01°09'13"E
L72	106.65	N06°12'07"W

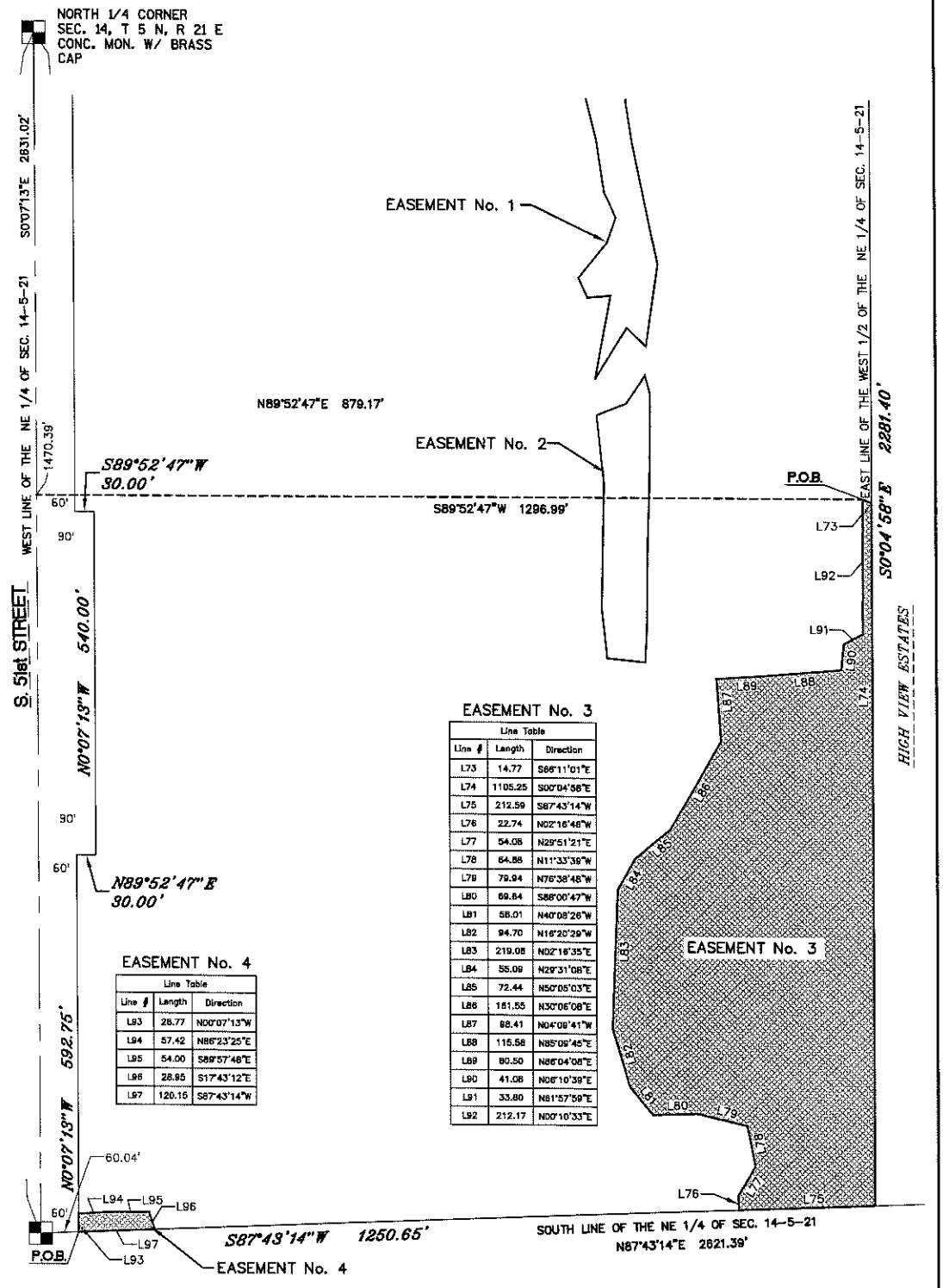
KAPUR & ASSOCIATES, INC.
CONSULTING ENGINEERS
MILWAUKEE, WISCONSIN
414.351.6668

WISCONSIN
MATTHEW T. O'ROURKE
S-2771
HARTFORD, WI
LAND SURVEYOR

S:_SiteDsgn\Eppstein\120049 Franklin High School\Survey\120049_ENV_EASE.dwg

EXHIBIT A (cont.)
CONSERVATION EASEMENT

PART OF THE WEST 1/2 OF THE NORTHEAST 1/4 OF SECTION 14 TOWN 5 NORTH, RANGE 21 EAST, CITY OF FRANKLIN, MILWAUKEE COUNTY, WISCONSIN.



EASEMENT No. 3

Line Table		
Line #	Length	Direction
L73	14.77	S66°11'01"E
L74	1105.25	S00°04'58"E
L75	212.59	S87°43'14"W
L76	22.74	N02°16'46"W
L77	54.08	N29°51'21"E
L78	64.88	N11°33'39"W
L79	79.94	N76°38'48"W
L80	69.84	S88°00'47"W
L81	58.01	N40°08'26"W
L82	94.70	N16°20'29"W
L83	219.08	N02°16'35"E
L84	55.09	N29°31'08"E
L85	72.44	N50°05'03"E
L86	151.55	N30°06'08"E
L87	88.41	N04°09'41"W
L88	115.58	N85°09'45"E
L89	80.50	N88°04'08"E
L90	41.08	N06°10'39"E
L91	33.80	N81°57'59"E
L92	212.17	N00°10'33"E

EASEMENT No. 4

Line Table		
Line #	Length	Direction
L93	28.77	N00°07'13"W
L94	57.42	N86°23'25"E
L95	54.00	S89°57'48"E
L96	28.95	S17°43'12"E
L97	120.15	S87°43'14"W

HORIZONTAL DATUM IS THE WISCONSIN STATE PLANE COORDINATE SYSTEM, SOUTH ZONE (NAD 27). NORTH REFERENCED TO THE NORTH LINE OF THE NE 1/4 OF SEC. 14-5-21, BEARING N87°28'04"E

KAPUR & ASSOCIATES, INC.
CONSULTING ENGINEERS
MILWAUKEE, WISCONSIN
414.351.6668

S:_SiteDsgn\Epstein\120049 Franklin High School\Survey\120049_ENV_EASE.dwg

EXHIBIT A (cont.)
CONSERVATION EASEMENT LEGAL DESCRIPTIONS

PART OF THE WEST 1/2 OF THE NORTHEAST 1/4 OF SECTION 14 TOWN 5 NORTH, RANGE 21 EAST, CITY OF FRANKLIN, MILWAUKEE COUNTY, WISCONSIN.

EASMENT No. 1

Being a part of the West 1/2 of the NE 1/4 of Section 14, Town 5 North, Range 21 East, City of Franklin, Milwaukee County, WI being more particularily described as follows:
Commencing at the North 1/4 corner of said Section 14; thence N87°28'04"E, along the North line of the NE 1/4 of said Section 14, 60.05 feet; thence S0°07'13"E, 191.97 feet to a point on the East Right of Way line of S. 51st Street and the Point of Beginning; thence N35°43'30"E, 86.49 feet; thence N90°00'00"E, 17.28 feet; thence S57°22'43"E, 51.34 feet; thence N55°51'33"E, 39.07 feet; thence N24°29'41"E, 82.77 feet to the South Right of Way line of W. Drexel Avenue; thence N87°28'04"E, along said South Right of Way line, 662.11 feet; thence S5°10'31"W, 19.24 feet; thence S30°19'21"W, 61.37 feet; thence N86°12'20"E, 92.02 feet; thence S70°39'07"E, 29.45 feet; thence S0°04'58"E, 215.77 feet; thence N87°28'04"E, 325.46 feet to the East line of the West half of the NE 1/4 of said Section 14; thence S0°04'58"E, along said East line, 455.75 feet; thence N90°00'00"W, 28.86 feet; thence S38°46'28"W, 24.96 feet; thence N1°21'47"W, 145.30 feet; thence N3°29'38"E, 49.11 feet; thence N86°19'51"W, 34.51 feet; thence N28°38'07"W, 30.85 feet; thence N45°04'17"W, 22.91 feet; thence N54°51'55"W, 56.04 feet; thence S87°10'18"W, 115.18 feet; thence S17°54'13"W, 53.91 feet; thence S57°38'34"W, 31.16 feet; thence S13°49'49"W, 68.22 feet; thence S43°42'39"E, 52.72 feet; thence S23°02'43"E, 32.62 feet; thence S23°22'15"W, 63.65 feet; thence S34°59'58"W, 65.40 feet; thence N37°06'07"W, 40.78 feet; thence S13°53'51"W, 59.29 feet; thence S8°50'23"E, 64.33 feet; thence S11°53'50"E, 196.11 feet; thence S8°16'36"W, 131.22 feet; thence N46°31'30"W, 42.49 feet; thence S31°39'39"W, 95.57 feet; thence N10°41'20"E, 133.69 feet; thence S85°06'33"W, 36.93 feet; thence N24°14'42"W, 34.10 feet; thence N39°14'54"E, 71.58 feet; thence N20°16'11"E, 42.03 feet; thence N24°19'59"W, 44.75 feet; thence N8°31'10"W, 81.52 feet; thence N13°53'55"W, 81.10 feet; thence N72°12'51"E, 12.25 feet; thence N14°20'31"W, 19.23 feet; thence S76°36'49"W, 24.48 feet; thence N9°18'26"W, 39.28 feet; thence N2°01'35"W, 72.15 feet; thence N44°34'56"E, 11.96 feet; thence N15°16'51"W, 74.59 feet; thence N11°28'12"W, 84.92 feet; thence N10°36'20"W, 126.28 feet; thence N11°09'17"W, 47.60 feet; thence S85°48'25"W, 92.90 feet; thence N17°03'51"W, 152.57 feet; thence S62°59'52"W, 485.03 feet; thence S31°37'07"W, 117.69 feet; thence S47°02'01"W, 50.52 feet; thence S68°06'36"W, 51.76 feet to the East Right of Way line of S. 51st Street; thence N0°07'13"W, along said East Right of Way line, 412.56 feet to the Point of Beginning.
Said Easement No. 1 contains 488,132 square feet or 11.206 acres of land more or less.

EASMENT No. 2

Being a part of the West 1/2 of the NE 1/4 of Section 14, Town 5 North, Range 21 East, City of Franklin, Milwaukee County, WI being more particularily described as follows:
Commencing at the North 1/4 corner of said Section 14; thence S00°07'13"E, along the West line of the NE 1/4 of said Section 14, 1341.77 feet; thence N89°52'47", 879.17 feet to the Point of Beginning; thence N68°14'07"E, 50.91 feet; thence N34°07'19"E, 53.45 feet; thence S15°55'57"E, 30.36 feet; thence S0°37'21"W, 139.23 feet; thence S1°54'31"W, 85.26 feet; thence S0°50'48"W, 147.29 feet; thence S3°27'39"W, 48.91 feet; thence N84°20'36"W, 60.64 feet; thence N5°58'29"W, 78.78 feet; thence N1°09'13"E, 196.30 feet; thence N6°12'07"W, 106.65 feet; to the Point of Beginning.
Said Easement No. 2 contains 29,952 square feet or 0.687 acres of land more or less.

EASMENT No. 3

Being a part of the West 1/2 of the NE 1/4 of Section 14, Town 5 North, Range 21 East, City of Franklin, Milwaukee County, WI being more particularily described as follows:
Commencing at the North 1/4 corner of said Section 14; thence S00°07'13"E, along the West line of the NE 1/4 of said Section 14, 1470.39 feet; thence N89°52'47"E, 1296.99 feet to the Point of Beginning; thence S66°11'01"E, 14.77 feet to the East line of the West 1/2 of the NE 1/4 of said Section 14; thence S0°04'58"E, along said East line, 1105.25 feet to the South line of the NE 1/4 of said Section 14; thence S87°43'14"W, along said South line, 212.59 feet; thence N2°16'46"W, 22.74 feet; thence N29°51'21"E, 54.08 feet; thence N11°33'39"W, 64.68 feet; thence N76°38'48"W, 79.94 feet; thence S88°00'47"W, 69.64 feet; thence N40°08'26"W, 58.01 feet; thence N16°20'29"W, 94.70 feet; thence N02°16'35"E, 219.08 feet; thence N29°31'08"E, 55.09 feet; thence N50°05'03"E, 72.44 feet; thence N30°06'08"E, 161.55 feet; thence N4°09'4"W, 98.41 feet; thence N86°04'08"E, 80.50 feet; thence N85°09'45"E, 115.58 feet; thence N6°10'39"E, 41.08 feet; thence N61°57'59"E, 33.80 feet; thence N0°10'33"E, 212.17 feet to the Point of Beginning.
Said Easement No. 3 contains 274,918 square feet or 6.311 acres of land more or less.

EASEMENT No. 4

Being a part of the West 1/2 of the NE 1/4 of Section 14, Town 5 North, Range 21 East, City of Franklin, Milwaukee County, WI being more particularily described as follows:
Commencing at the North 1/4 corner of said Section 14; thence S00°07'13"E, along the West line of the NE 1/4 of said Section 14, 2631.02 feet; thence N87°43'14"E, 60.04 feet to a point on the East Right of Way line of S. 51st Street and the Point of Beginning; thence N0°07'1"W, 28.77 feet; thence N86°23'24"E, 57.42 feet; thence S89°57'48"E, 54.00 feet; thence S17°43'12"E, 28.95 feet to the South line of the NE 1/4 of said Section 14; thence S87°43'14"W, along said South line, 120.15 feet to the Point of Beginning.
Said Easement No. 4 contains 3,376 square feet or 0.078 acres of land more or less.

S:_SiteDsgn\Eppstein\120049 Franklin High School\Survey\120049_ENV_EASE.dwg

KAPUR & ASSOCIATES, INC.
CONSULTING ENGINEERS
MILWAUKEE, WISCONSIN
414.351.6668

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APPROVAL	REQUEST FOR COUNCIL ACTION	MEETING DATE
slw		08/20/13
REPORTS & RECOMMENDATIONS	**RESOLUTION CONDITIONALLY APPROVING A 2 LOT CERTIFIED SURVEY MAP, BEING A REDIVISION OF LOT 3 OF CERTIFIED SURVEY MAP NO. 4918, BEING A PART OF THE SOUTHEAST 1/4 OF THE SOUTHWEST 1/4 OF SECTION 24, TOWNSHIP 5 NORTH, RANGE 21 EAST, IN THE CITY OF FRANKLIN, MILWAUKEE COUNTY, WISCONSIN (WYNDHAM HOMES LLC, OWNER) (3553 WEST SHERWOOD DRIVE)**	ITEM NUMBER G.6.

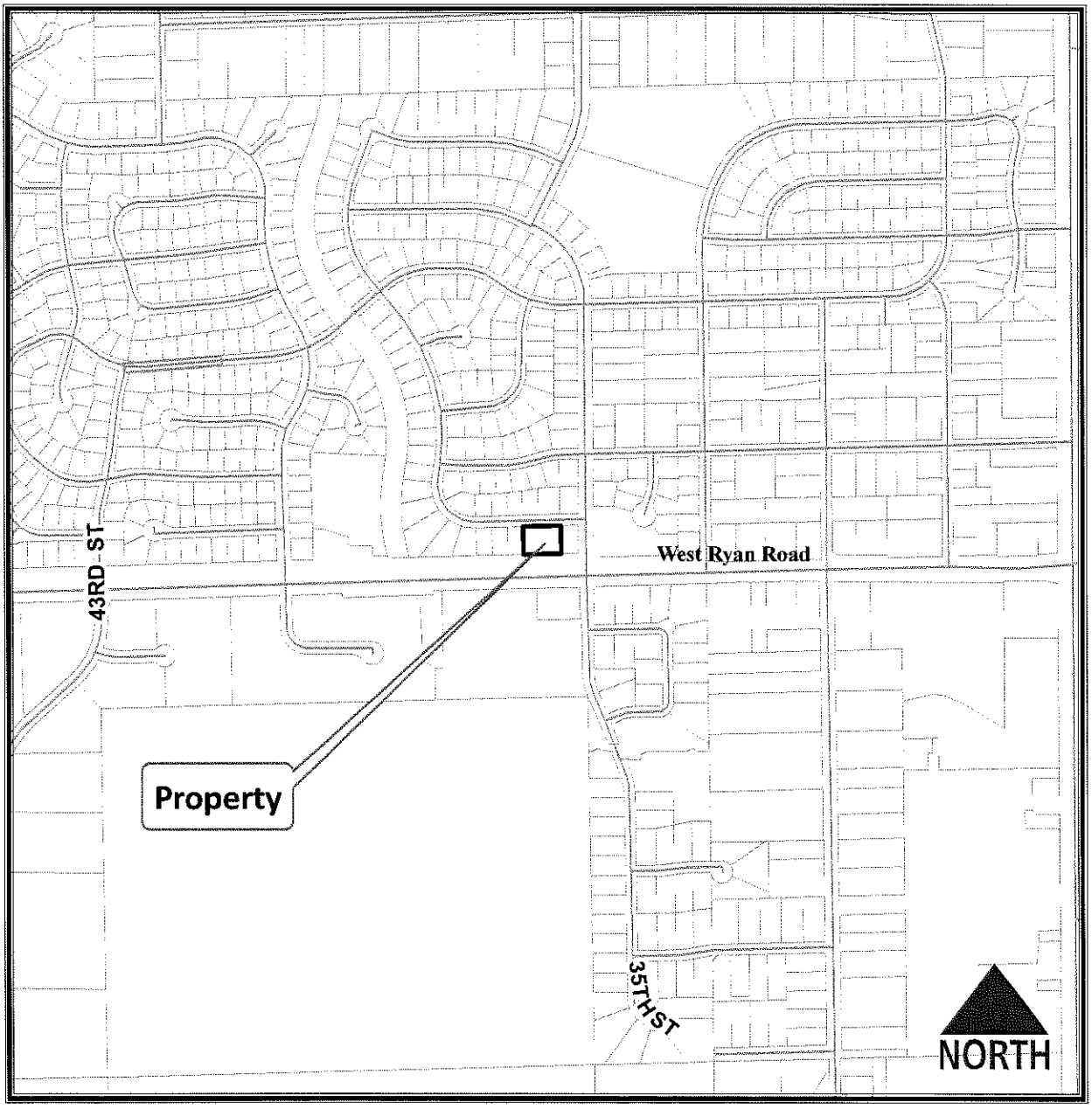
At their meeting on August 8, 2013, the Plan Commission recommended approval of a resolution conditionally approving a 2 Lot Certified Survey Map, being a redivision of Lot 3 of Certified Survey Map No. 4918, being a part of the Southeast 1/4 of the Southwest 1/4 of Section 24, Township 5 North, Range 21 East, in the City of Franklin, Milwaukee County, Wisconsin (Wyndham Homes LLC, owner) (3553 West Sherwood Drive)

COUNCIL ACTION REQUESTED

A motion to adopt Resolution No. 2013-_____, conditionally approving a 2 Lot Certified Survey Map, being a redivision of Lot 3 of Certified Survey Map No. 4918, being a part of the Southeast 1/4 of the Southwest 1/4 of Section 24, Township 5 North, Range 21 East, in the City of Franklin, Milwaukee County, Wisconsin (Wyndham Homes LLC, owner) (3553 West Sherwood Drive)

City of Franklin

TKN 880-9999-003
~35th & West Sherwood Drive



Planning Department
(414) 425-4024

0 0.02 0.04 0.08 0.12
Miles

This map shows the approximate relative location of property boundaries but was not prepared by a professional land surveyor. This map is provided for informational purposes only and may not be sufficient or appropriate for legal, engineering, or surveying purposes.

STATE OF WISCONSIN CITY OF FRANKLIN MILWAUKEE COUNTY

RESOLUTION NO. 2013-_____

A RESOLUTION CONDITIONALLY APPROVING A 2 LOT CERTIFIED SURVEY MAP, BEING A REDIVISION OF LOT 3 OF CERTIFIED SURVEY MAP NO. 4918, BEING A PART OF THE SOUTHEAST 1/4 OF THE SOUTHWEST 1/4 OF SECTION 24, TOWNSHIP 5 NORTH, RANGE 21 EAST, IN THE CITY OF FRANKLIN, MILWAUKEE COUNTY, WISCONSIN
(WYNDHAM HOMES LLC, OWNER)
(3553 WEST SHERWOOD DRIVE)

WHEREAS, the City of Franklin, Wisconsin, having received an application for approval of a certified survey map, such map being a redivision of Lot 3 of Certified Survey Map No. 4918, being a part of the Southeast 1/4 of the Southwest 1/4 of Section 24, Township 5 North, Range 21 East, in the City of Franklin, Milwaukee County, Wisconsin, more specifically, of the property located at 3553 West Sherwood Drive, bearing tax key no. 880-9999-003, Wyndham Homes LLC, applicant; said certified survey map having been reviewed by the City of Franklin Plan Commission and the Plan Commission having recommended approval thereof pursuant to certain conditions; and

WHEREAS, the Common Council having reviewed such application and City of Franklin Plan Commission recommendation, and the Common Council having determined that such proposed certified survey map is appropriate for approval pursuant to law upon certain conditions.

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Common Council of the City of Franklin, Wisconsin, that the Certified Survey Map submitted by Wyndham Homes LLC, as described above, be and the same is hereby approved, subject to the following conditions:

1. That any and all objections made and corrections required by the City of Franklin, by Milwaukee County, and by any and all reviewing agencies, shall be satisfied and made by the applicant, prior to recording.

2. That all land development and building construction permitted or resulting under this Resolution shall be subject to impact fees imposed pursuant to §92-9. of the Municipal Code or development fees imposed pursuant to §15-5.0110 of the Unified Development Ordinance, both such provisions being applicable to the development and building permitted or resulting hereunder as it occurs from time to time, as such Code and Ordinance provisions may be amended from time to time.

3. Each and any easement shown on the Certified Survey Map shall be the subject of separate written grant of easement instrument, in such form as provided within the

City of Franklin Design Standards and Construction Specifications and such form and content as may otherwise be reasonably required by the City Engineer or designee to further and secure the purpose of the easement, and all being subject to the approval of the Common Council, prior to the recording of the Certified Survey Map.

4. Wyndham Homes LLC, successors and assigns, and any developer of the Wyndham Homes LLC 2 lot certified survey map project, shall pay to the City of Franklin the amount of all development compliance, inspection and review fees incurred by the City of Franklin, including fees of consults to the City of Franklin, within 30 days of invoice for same. Any violation of this provision shall be a violation of the Unified Development Ordinance, and subject to §15-9.0502 thereof and §1-19. of the Municipal Code, the general penalties and remedies provisions, as amended from time to time.

5. The approval granted hereunder is conditional upon Wyndham Homes LLC and the 2 lot certified survey map project for the property located at 3553 West Sherwood Drive: (i) being in compliance with all applicable governmental laws, statutes, rules, codes, orders and ordinances; and (ii) obtaining all other governmental approvals, permits, licenses and the like, required for and applicable to the project to be developed and as presented for this approval.

BE IT FURTHER RESOLVED, that the Certified Survey Map, certified by owner, Wyndham Homes LLC, be and the same is hereby rejected without final approval and without any further action of the Common Council, if any one, or more than one of the above conditions is or are not met and satisfied within 180 days from the date of adoption of this Resolution.

BE IT FINALLY RESOLVED, that upon the satisfaction of the above conditions within 180 days of the date of adoption of this Resolution, same constituting final approval, and pursuant to all applicable statutes and ordinances and lawful requirements and procedures for the recording of a certified survey map, the City Clerk is hereby directed to obtain the recording of the Certified Survey Map, certified by owner, Wyndham Homes LLC, with the Office of the Register of Deeds for Milwaukee County.

Introduced at a regular meeting of the Common Council of the City of Franklin this _____ day of _____, 2013.

Passed and adopted at a regular meeting of the Common Council of the City of Franklin this _____ day of _____, 2013.

APPROVED:

_____
Thomas M. Taylor, Mayor

ATTEST:

_____
Sandra L. Wesolowski, City Clerk

AYES _____ NOES _____ ABSENT _____

Franklin
JUL 31 2013
City Development

PROJECT NARRATIVE

Wyndham Homes plans to divide the existing parcel at 3532 W. Ryan Rd., which is 200 ft of frontage along Sherwood Drive, and 200 ft. of frontage along Ryan Rd. The depth of the parcel going north and south is 150ft, the parcel is not accessible from Ryan Rd and is located within the boundaries of the Southwood East subdivision.

Our intention is to subdivide the parcel into 2 equal 15,000 sq. ft,. 100 x150 ft. lots. Our intention is to build 2 ranch homes on speculation. The size will be 1800 to 2000 sq. ft. with attached 2 car garage.

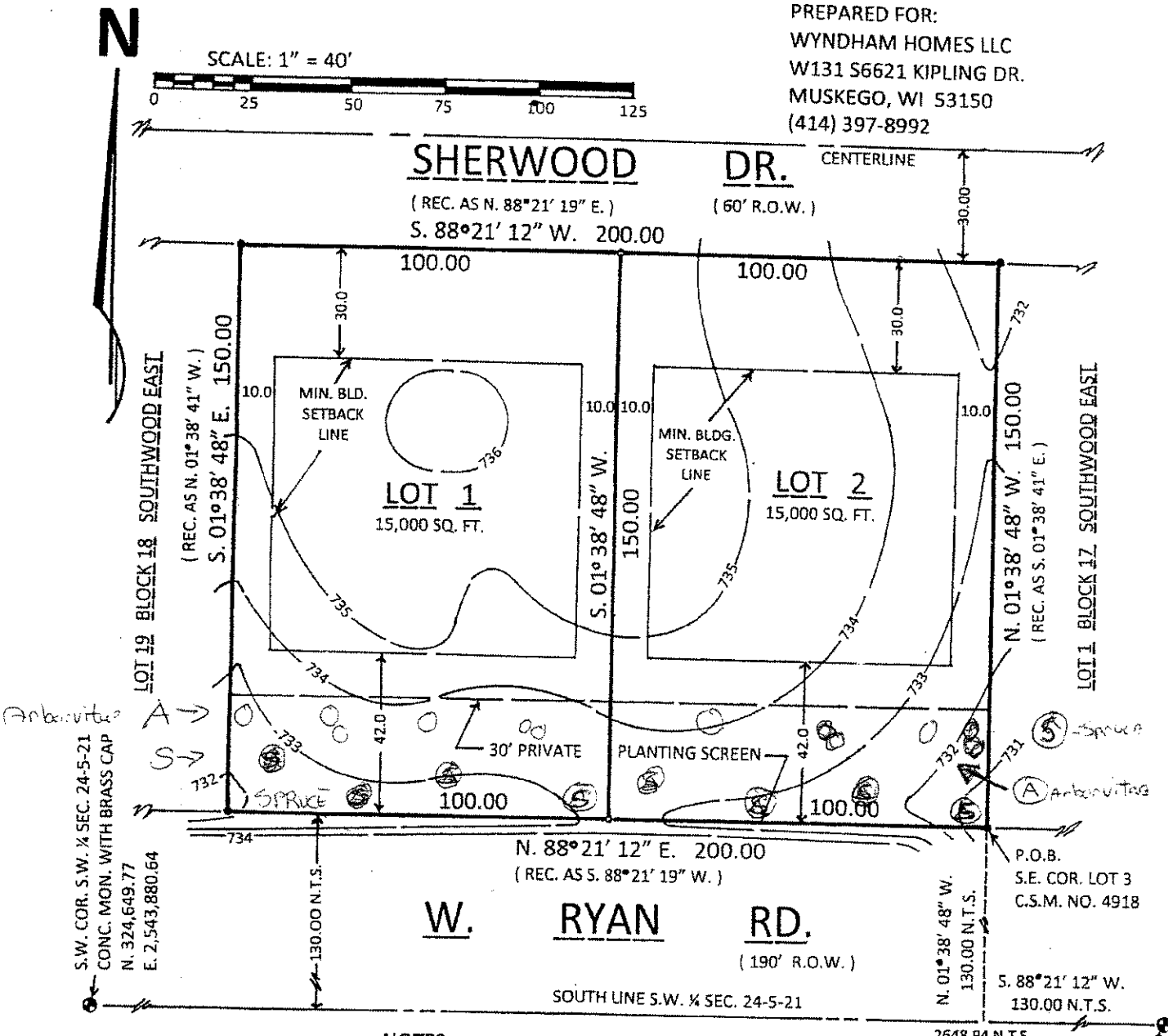
The time line would be to start immediately after the approval of the CSM.

Submitted by
:
Dan Kanitz Member Wyndham Homes
Dara Atlija Member Wyndham Homes

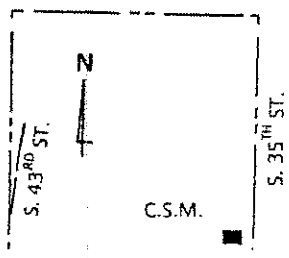
July 29, 2013

CERTIFIED SURVEY MAP NO. _____

BEING A REDIVISION OF LOT 3 OF CERTIFIED SURVEY MAP NO. 4918, BEING A PART OF THE SOUTHEAST ¼ OF THE SOUTHWEST ¼ OF SECTION 24, TOWNSHIP 5 NORTH, RANGE 21 EAST, IN THE CITY OF FRANKLIN, MILWAUKEE COUNTY, WISCONSIN.



LOCATION MAP
S.W. 1/4 SEC. 24-5-21
SCALE: 1" = 2,000'



NOTES:

- ○ INDICATES 1" X 20" IRON PIPE, 1.13 LBS. PER LINEAL FOOT SET
- ● INDICATES 1" IRON PIPE FOUND

ALL BEARINGS REFER TO THE SOUTH LINE OF THE SOUTHWEST ¼ OF SECTION 24-5-21 WHICH IS ASSUMED TO BEAR S. 88°21' 12" W. (WISCONSIN STATE PLANE COORDINATE SYSTEM – SOUTH ZONE, DEC. 2011 DATUM)

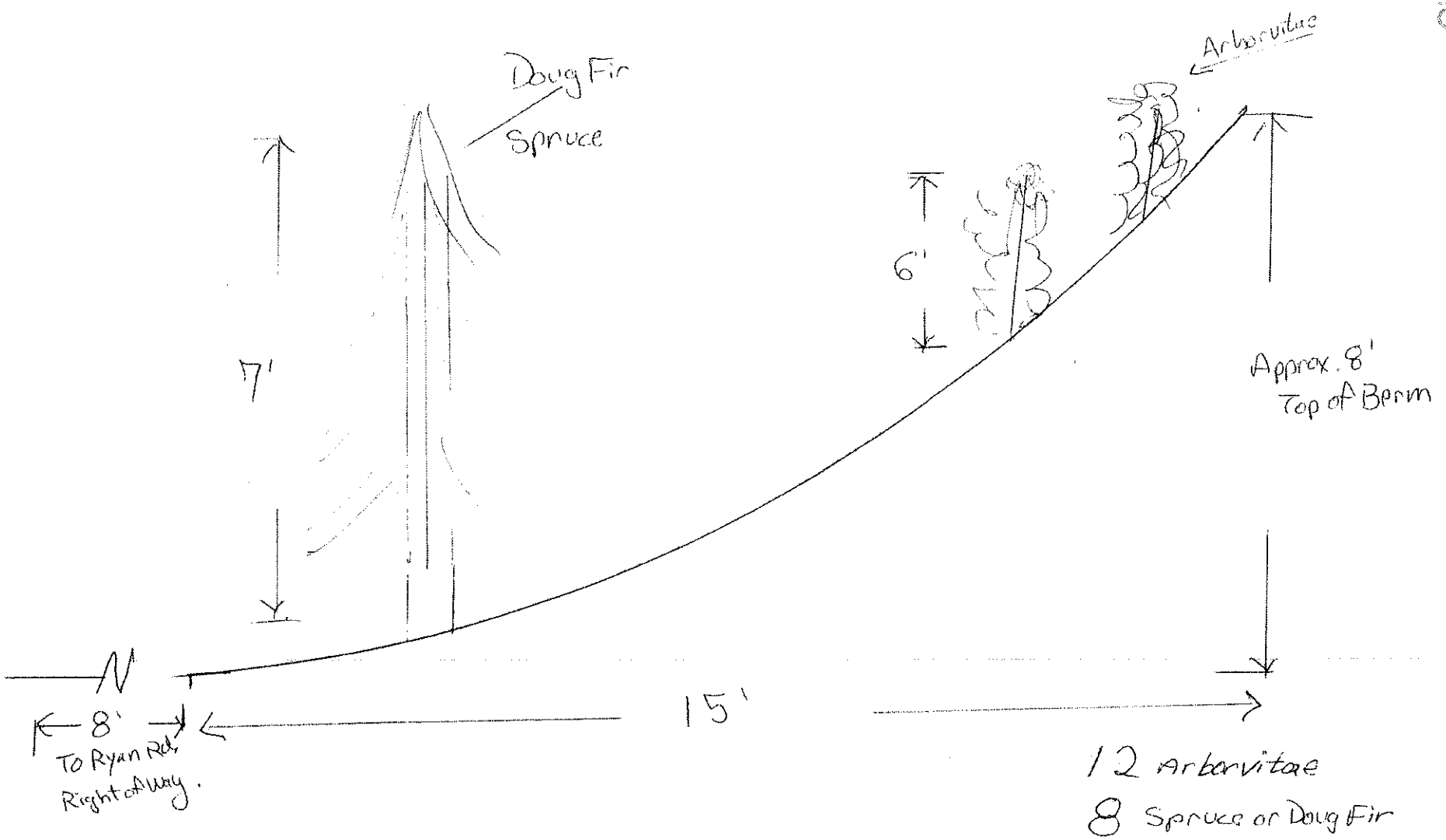
ZONING = R-6

THIS PARCEL IS NOT IN A FLOOD HAZARD AREA PER FLOOD

8 Spruce Trees, or Doug Fir Evergreen Trees with a height of 7ft., planted in a staggered pattern

12 Arborvitae evergreens, planted near top of berm in a alternating staggered pattern. In groupings of 1 then 2 then 1 then 2.

Franklin
JUL 31 2018
City Development



BADGER
BLUEPRINT
COMPANY, INC.
(262) 542-8200

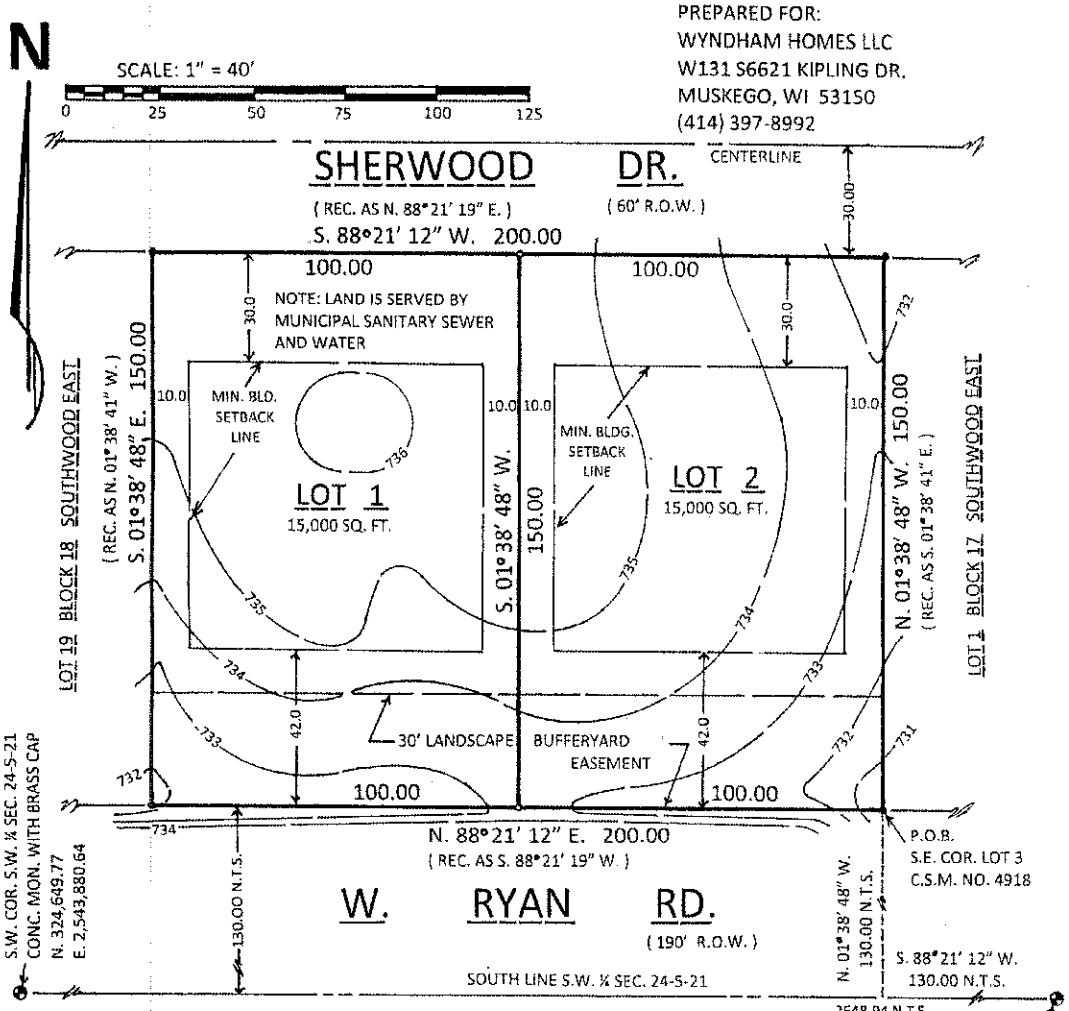
Franklin
JUL 31 2013
City Development

FORM BBC-101

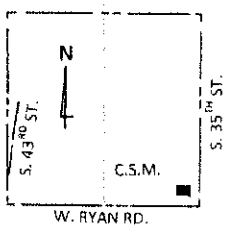
CERTIFIED SURVEY MAP NO. _____

BEING A REDIVISION OF LOT 3 OF CERTIFIED SURVEY MAP NO. 4918, BEING A PART OF THE SOUTHEAST ¼ OF THE SOUTHWEST ¼ OF SECTION 24, TOWNSHIP 5 NORTH, RANGE 21 EAST, IN THE CITY OF FRANKLIN, MILWAUKEE COUNTY, WISCONSIN.

PREPARED FOR:
WYNDHAM HOMES LLC
W131 S6621 KIPLING DR.
MUSKEGO, WI 53150
(414) 397-8992



LOCATION MAP
S.W. 1/4 SEC. 24-5-21
SCALE: 1" = 2,000'



NOTES:

- ○ INDICATES 1" X 20" IRON PIPE, 1.13 LBS. PER LINEAL FOOT SET
- ● INDICATES 1" IRON PIPE FOUND

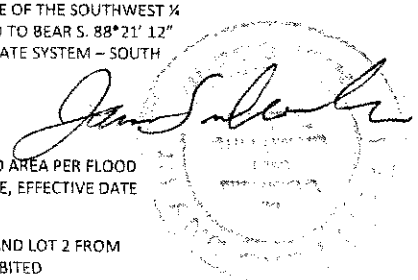
ALL BEARINGS REFER TO THE SOUTH LINE OF THE SOUTHWEST ¼ OF SECTION 24-5-21 WHICH IS ASSUMED TO BEAR S. 88°21' 12" W. (WISCONSIN STATE PLANE COORDINATE SYSTEM – SOUTH ZONE, DEC. 2011 DATUM)

ZONING = R-6

THIS PARCEL IS NOT IN A FLOOD HAZARD AREA PER FLOOD INSURANCE RATE MAP NO. 55079C0227E, EFFECTIVE DATE SEPTEMBER 26, 2008

DIRECT VEHICULAR ACCESS TO LOT 1 AND LOT 2 FROM W. RYAN ROAD (S.T.H. '100') IS PROHIBITED

LANDSCAPE BUFFERYARD EASEMENT: THIS STRIP IS RESERVED FOR THE PLANTING OF TREES AND SHRUBS; THE BUILDING OF STRUCTURES HEREON IS PROHIBITED



PREPARED BY:
MORTGAGE SURVEY SERVICE
6617 W. COLDSPRING RD.
GREENFIELD, WI 53220
(414) 327-4400

6 / 25 / 13
REV: 7 / 30 / 13

CERTIFIED SURVEY MAP NO. _____

BEING A REDIVISION OF LOT 3 OF CERTIFIED SURVEY MAP NO. 4918, BEING A PART OF THE SOUTHEAST ¼ OF THE SOUTHWEST ¼ OF SECTION 24, TOWNSHIP 5 NORTH, RANGE 21 EAST, IN THE CITY OF FRANKLIN, MILWAUKEE COUNTY, WISCONSIN.

SURVEYOR CERTIFICATE
STATE OF WISCONSIN)
MILWAUKEE COUNTY) SS

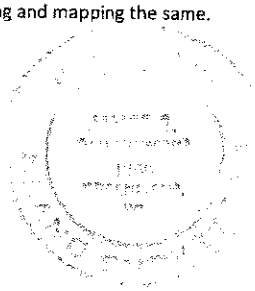
I, James E. Sulkowski, registered land surveyor, do hereby certify:

That I have surveyed, redivided and remapped Lot 3 of Certified Survey Map No. 4918, being a part of the Southeast ¼ of the Southwest ¼ of Section 24, Township 5 North, Range 21 East, in the City of Franklin, Milwaukee County, Wisconsin, bounded and described as follows: Commencing at the Southeast corner of said ¼ Section; running thence South 88 deg. 21' 12" West, 130.00 feet along the South line of said ¼ Section to a point; thence North 01 deg. 38' 48" West, 130.00 feet to the Southeast corner of said Lot 3 and the place of beginning of the lands to be described; continuing thence North 01 deg. 38' 48" West, 150.00 feet to a point; thence South 88 deg. 21' 12" West, 200.00 feet to a point; thence South 01 deg. 38' 48" East, 150.00 feet to a point; thence North 88 deg. 21' 12" east, 200.00 feet to the place of beginning.

That I have made such survey, land division and map by the direction of Wyndham Homes LLC.

That such a map is a correct representation of all exterior boundaries of the land surveyed and the land division made thereof.

That I have fully complied with the provisions of Chapter 236 of the Wisconsin Statutes and the Unified Development Ordinance Division - 15 of the City of Franklin, in surveying, dividing and mapping the same.



James E. Sulkowski, Registered
Wisconsin Land Surveyor, S-1866

6 / 25 / 13 REV: 7 / 30 / 13

OWNER'S CERTIFICATE

Wyndham Homes LLC, a Limited Liability Company, duly organized and existing under and by virtue of the laws of the State of Wisconsin, as owner does hereby certify that said Limited Liability Company caused the land described on this map, to be surveyed, redivided and remapped, as represented on this map in accordance with the provisions of Chapter 236 of the Wisconsin Statutes and the Unified Development Ordinance Division – 15 of the City of Franklin.

In witness whereof, the said Wyndham Homes LLC, has caused the presents to be signed by Dara Atlija and Daniel A. Kanitz, its Managing Members, at _____, WI, this _____day of_____, 20_____.

In the presence of:

Wyndham Homes LLC

_____
Witness

_____
Dara Atlija, Managing Member

_____
Witness

_____
Daniel A. Kanitz, Managing member

CERTIFIED SURVEY MAP NO. _____

BEING A REDIVISION OF LOT 3 OF CERTIFIED SURVEY MAP NO. 4918, BEING A PART OF THE SOUTHEAST ¼ OF THE SOUTHWEST ¼ OF SECTION 24, TOWNSHIP 5 NORTH, RANGE 21 EAST, IN THE CITY OF FRANKLIN, MILWAUKEE COUNTY, WISCONSIN.

STATE OF WISCONSIN)
COUNTY OF MILWAUKEE) SS

Personally came before me this ____ day of _____, 20 _____, Dara Atlija and Daniel A. Kanitz, Managing Members of the above named Limited Liability Company, to me known as the persons who executed the foregoing instrument and to me known to be such Managing Members of said Limited Liability Company, and acknowledged that they executed the foregoing instrument as such Members as the deed of said Corporation by its authority.

_____
Signature

_____
Print

Notary Public, State of Wisconsin
My Commission Expires:_____

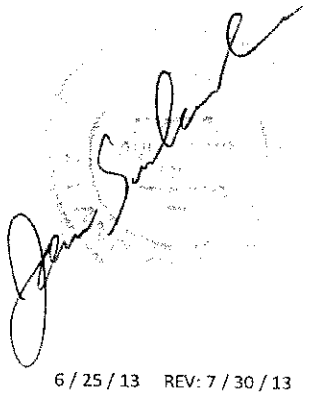
COMMON COUNCIL APPROVAL

Approved by the Common Council of the City of Franklin, Resolution No. _____, on this

_____ day of _____, 20_____.

_____
Thomas M. Taylor, Mayor
City of Franklin

_____
Sandra L. Wesolowski, Clerk
City of Franklin



6 / 25 / 13 REV: 7 / 30 / 13

This instrument was drafted by: James E. Sulkowski, RLs-1866

CITY OF FRANKLIN

REPORT TO THE PLAN COMMISSION

Meeting of August 8, 2013

Certified Survey Map

RECOMMENDATION: Department of City Development staff recommends approval of the 2-lot Certified Survey Map for property located at 3553 West Sherwood Drive, subject to the conditions of approval in the attached draft Resolution.

Project Name:	Wyndham Homes, LLC Certified Survey Map
Project Address:	3553 West Sherwood Drive
Property Owner:	Wyndham Homes, LLC
Applicant:	Wyndham Homes, LLC
Current Zoning:	R-6 Suburban Single-Family Residence District
2025 Comprehensive Master Plan:	Residential
Use of Surrounding Properties:	Single-family residential to the north, east and west and Jubilee Faith Christian Church and Next Step Dance Studio to the south.
Applicant's Action Requested:	Recommendation to the Common Council for approval of the proposed Certified Survey Map

INTRODUCTION:

Please note:

- Staff recommendations are *underlined, in italics* and are included in the draft Resolution.

The applicant is seeking approval of a 2-lot Certified Survey Map (CSM) for property located at approximately 3553 West Sherwood Drive. The proposed CSM will divide the property at 3553 West Sherwood Drive in half. The result will be two new single-family lots meeting the requirements of the R-6 Suburban Single-Family Residence District. The property located at 3553 West Sherwood Drive is currently vacant.

PROJECT DESCRIPTION AND ANALYSIS:

Lot 1 of the proposed Certified Survey Map (CSM) has an area of 15,000 square feet (approximately 0.34 acres) and encompasses the west half of 3553 West Sherwood Drive. Lot 2, of the proposed CSM also has an area of 15,000 square feet (approximately 0.34 acres) and encompasses the east half of 3553 West Sherwood Drive. Both lots will have approximately 100 feet of frontage along West Sherwood Drive. While both lots will have double frontage, a note has been added to the face of the CSM restricting vehicular access to West Ryan Road. Furthermore, each property will be served by municipal sanitary sewer and water.

Both of the proposed lots meet the minimum lot area requirement of 11,000 square feet as required by Table 15-3.0207, R-6 Suburban Single-Family Residence District Development

Standards, of the City of Franklin Unified Development Ordinance. Lot 1 and Lot 2 will each have a 30' Landscape Bufferyard Easement along the south property line to screen the single-family homes from West Ryan Road/STH 100. The easements will match those of the existing lots to the east and west, which are part of the Southwood East Subdivision. There is an existing berm along the south of each property. The applicant provided a Landscape Plan, which proposes ten (10) evergreen trees to be planted on the berm on each lot.

Please note when the adjacent Southwood East Subdivision was developed, the properties along West Ryan Road were required to provide an increased rear yard building setback of 42 feet (opposed to the 30 feet rear yard setback required in the R-6 District). This was likely due to the proximity of these properties to an arterial street/highway. To match the character of the existing homes in the area, the applicant is proposing a 42' rear yard setback. According to Section 15-5.0108 of the City of Franklin Unified Development Ordinance, "Building setback lines appropriate to the location and type of development contemplated, which are more restrictive than the regulation of the zoning district in which the Subdivision, Certified Survey Map, or Condominium are located, may be required by the Plan Commission".

The applicant provided a No Natural Resource Letter from Dave Meyer of Wetland & Waterway Consulting, LLC dated June 17, 2013. In his letter, Mr. Meyer states he found no evidence of wetlands or any other protected natural resource feature per Division 15-4.0100 of the City of Franklin Unified Development Ordinance on the property located at 3553 West Sherwood Drive. Mr. Meyer requested concurrence with the findings of his letter from Jesse Jensen with the Wisconsin Department of Natural Resources and Anthony Jernigan with the U.S. Army Corps of Engineers. Staff concurs there are no protected natural resource features present on the subject lands.

STAFF RECOMMENDATION:

Department of City Development staff recommends approval of the 2-lot Certified Survey Map for property located at approximately 3553 West Sherwood Drive, subject to the conditions of approval in the attached draft Resolution.

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APPROVAL	REQUEST FOR COUNCIL ACTION	MEETING DATE
slw		08/20/13
REPORTS & RECOMMENDATIONS	**RESOLUTION IMPOSING CONDITIONS AND RESTRICTIONS FOR THE APPROVAL OF A SPECIAL USE FOR A PRESCHOOL EDUCATIONAL FACILITY USE UPON PROPERTY LOCATED AT 3501 WEST RYAN ROAD (ACADEMY OF PRESCHOOL LEARNING, INC., APPLICANT)**	**ITEM NUMBER** G.7.

At its August 8, 2013, meeting, the Plan Commission recommended approval of a resolution imposing conditions and restrictions for the approval of a Special Use for a preschool educational facility use upon property located at 3501 West Ryan Road (Academy of Preschool Learning, Inc., Applicant).

COUNCIL ACTION REQUESTED

A motion to adopt Resolution No. 2013-_____, a resolution imposing conditions and restrictions for the approval of a Special Use for a preschool educational facility use upon property located at 3501 West Ryan Road (Academy of Preschool Learning, Inc., Applicant).

City of Franklin

3501 West Ryan Road

Planning Department
(414) 425-4024

0 0.02 0.04 0.08 0.12
Miles

This map shows the approximate relative location of property boundaries but was not prepared by a professional land surveyor. This map is provided for informational purposes only and may not be sufficient or appropriate for legal, engineering, or surveying purposes.

STATE OF WISCONSIN CITY OF FRANKLIN MILWAUKEE COUNTY

RESOLUTION NO. 2013-_____

A RESOLUTION IMPOSING CONDITIONS AND RESTRICTIONS FOR THE APPROVAL OF A SPECIAL USE FOR A PRESCHOOL EDUCATIONAL FACILITY USE UPON PROPERTY LOCATED AT 3501 WEST RYAN ROAD (ACADEMY OF PRESCHOOL LEARNING, INC., APPLICANT)

WHEREAS, Academy of Preschool Learning, Inc. having petitioned the City of Franklin for the approval of a Special Use within an I-1 Institutional District under Standard Industrial Classification Title No. 8299 "Schools and educational services, not elsewhere classified", to allow for a preschool educational facility use upon property located at 3501 West Ryan Road, bearing Tax Key No. 901-9994-002, more particularly described as follows:

> Parcel 2 of Certified Survey Map (C.S.M.) Number 5957 recorded as Document Number 6916526 at the Milwaukee County Register's Office on March 3, 1994 on Reel 3237 Image 1127 to 1130 inclusive and being part of the Northeast 1/4 of the Northwest 1/4 of Section 25, Town 5 North, Range 21 East, in the City of Franklin, Milwaukee County, Wisconsin. Containing 40,101 square feet or .92 acres of land; and

WHEREAS, such petition having been duly referred to the Plan Commission of the City of Franklin for a public hearing, pursuant to the requirements of §15-9.0103D. of the Unified Development Ordinance, and a public hearing having been held before the Plan Commission on the 8th day of August, 2013, and the Plan Commission thereafter having determined to recommend that the proposed Special Use be approved, subject to certain conditions, and the Plan Commission further finding that the proposed Special Use upon such conditions, pursuant to §15-3.0701 of the Unified Development Ordinance, will be in harmony with the purposes of the Unified Development Ordinance and the Comprehensive Master Plan; that it will not have an undue adverse impact upon adjoining property; that it will not interfere with the development of neighboring property; that it will be served adequately by essential public facilities and services; that it will not cause undue traffic congestion; and that it will not result in damage to property of significant importance to nature, history or the like; and

WHEREAS, the Common Council having received such Plan Commission recommendation and also having found that the proposed Special Use, subject to conditions, meets the standards set forth under §15-3.0701 of the Unified Development Ordinance.

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Common Council of the City of Franklin, Wisconsin, that the petition of Academy of Preschool Learning, Inc., for the approval of a Special Use for the property particularly described in the preamble to

this Resolution, be and the same is hereby approved, subject to the following conditions and restrictions:

1. That this Special Use is approved only for the use of the subject property by Academy of Preschool Learning, Inc., successors and assigns, as a preschool educational facility use, which shall be developed in substantial compliance with, and operated and maintained by Academy of Preschool Learning, Inc., pursuant to those plans City file-stamped July 15, 2013 and annexed hereto and incorporated herein as Exhibit A.

2. Academy of Preschool Learning, Inc., successors and assigns, shall pay to the City of Franklin the amount of all development compliance, inspection and review fees incurred by the City of Franklin, including fees of consults to the City of Franklin, for the Academy of Preschool Learning, Inc. preschool educational facility, within 30 days of invoice for same. Any violation of this provision shall be a violation of the Unified Development Ordinance, and subject to §15-9.0502 thereof and §1-19. of the Municipal Code, the general penalties and remedies provisions, as amended from time to time.

3. The approval granted hereunder is conditional upon Academy of Preschool Learning, Inc., and the preschool educational facility use for the property located at 3501 West Ryan Road: (i) being in compliance with all applicable governmental laws, statutes, rules, codes, orders and ordinances; and (ii) obtaining all other governmental approvals, permits, licenses and the like, required for and applicable to the project to be developed and as presented for this approval.

4. The hours of operation shall be limited to 9:00 a.m. to 2:30 p.m. on Mondays, Wednesdays and Fridays and 9:00 a.m. to 11:15 a.m. on Tuesdays and Thursdays.

BE IT FURTHER RESOLVED, that in the event Academy of Preschool Learning, Inc., successors or assigns, or any owner of the subject property, does not comply with one or any of the conditions and restrictions of this Special Use Resolution, following a ten (10) day notice to cure, and failure to comply within such time period, the Common Council, upon notice and hearing, may revoke the Special Use permission granted under this Resolution.

BE IT FURTHER RESOLVED, that any violation of any term, condition or restriction of this Resolution is hereby deemed to be, and therefore shall be, a violation of the Unified Development Ordinance, and pursuant to §15-9.0502 thereof and §1-19. of the Municipal Code, the penalty for such violation shall be a forfeiture of no more than $2,500.00, or such other maximum amount and together with such other costs and terms as

may be specified therein from time to time. Each day that such violation continues shall be a separate violation. Failure of the City to enforce any such violation shall not be a waiver of that or any other violation.

BE IT FURTHER RESOLVED, that this Resolution shall be construed to be such Special Use Permit as is contemplated by §15-9.0103 of the Unified Development Ordinance.

BE IT FURTHER RESOLVED, pursuant to §15-9.0103G. of the Unified Development Ordinance, that the Special Use permission granted under this Resolution shall be null and void upon the expiration of one year from the date of adoption of this Resolution, unless the Special Use has been established by way of the issuance of an occupancy permit for such use.

BE IT FINALLY RESOLVED, that the City Clerk be and is hereby directed to obtain the recording of a certified copy of this Resolution in the Office of the Register of Deeds for Milwaukee County, Wisconsin.

Introduced at a regular meeting of the Common Council of the City of Franklin this _____ day of _____, 2013.

Passed and adopted at a regular meeting of the Common Council of the City of Franklin this _____ day of _____, 2013.

APPROVED:

_____
Thomas M. Taylor, Mayor

ATTEST:

_____
Sandra L. Wesolowski, City Clerk

AYES _____ NOES _____ ABSENT _____

CITY OF FRANKLIN

REPORT TO THE PLAN COMMISSION

Meeting of August 8, 2013

Special Use

RECOMMENDATION: City Development Staff recommends approval of the proposed special use for a preschool educational facility use upon property located at 3501 West Ryan Road.

Project Name:	Academy of Preschool Learning, Inc., Special Use
Project Address:	3501 West Ryan Road
Applicant:	Academy of Preschool Learning, Inc.
Owners (property):	Sinani Realty, LLC
Current Zoning:	I-1 Institutional District
2025 Comprehensive Master Plan	Institutional
Use of Surrounding Properties:	Single-Family Residential (north and east), Institutional/Church (south and west).
Applicant Action Requested:	Recommendation of approval for the proposed Special Use for Academy of Preschool Learning, Inc. to operate at 3501 West Ryan Road.

INTRODUCTION:

On June 24, 2013, Lois L. Schreiter submitted a Special Use application on behalf of Academy of Preschool Learning, Inc. (A.P.L.) requesting approval to operate a preschool educational facility within approximately 1,300 sq. ft. of existing studio space in the Next Step Dance Studio building located at 3501 West Ryan Road. The proposed preschool educational facility corresponds to Standard Industrial Classification (SIC) Title No. 8299, Schools and Educational Services, Not Elsewhere Classified, which is allowed in the I-1 Institutional District as a Special Use.

HISTORY:

The Academy of Preschool Learning, Inc. has been operating in Franklin at House of Prayer Lutheran Church (3900 West Ryan Road) since 1981, but would like to relocate across the street to Next Step Dance Studio's building. The business has been State licensed since 1981 and is licensed through the City of Franklin. The A.P.L. has additional locations in South Milwaukee, Greendale, Hales Corners and Franksville.

PROJECT DESCRIPTION AND ANALYSIS:

The applicant is requesting Special Use approval to operate a preschool educational facility in approximately 1,300 sq. ft. of existing studio space within the Next Step Dance Studio building located at 3501 West Ryan Road. Next Step Dance Studio received Site Plan approval in 2009 via Resolution No. 2009-001. The property is approximately 0.93 acres or 40,510 square feet.

Academy of Preschool Learning provides preschool education for children ages 2.5 to 5 years old. According to the applicants, their program specializes in reading and math readiness. Hours of operation for the preschool educational facility are from 9:00 a.m. to 2:30 p.m. Monday, Wednesday and Friday and 9:00 a.m. to 11:15 a.m. Tuesday and Thursday. According to the applicant, their proposed morning through early afternoon class schedule will not conflict with Next Step Dance Studio's classes, which are primarily in the late afternoon/early evening.

Parking:

Table 15-5.0203 of the City of Franklin Unified Development Ordinance (UDO) defines requirements for off-street parking. According to this section, the proposed preschool educational facility use would require 0.30 spaces per person based on their licensed enrollment capacity. If one applies this standard to A.P.L.'s maximum class size of twenty (20) children, then Academy of Preschool Learning would be required to provide a minimum of six (6) off-street parking spaces.

The site currently has twenty (20) off-street parking spaces. One (1) of the off-street parking spaces is handicap accessible, which meets minimum requirements of Table 15-5.0202(I)(1) of the City of Franklin Unified Development Ordinance. In addition to a twenty-stall parking lot, Next Step Dance Studio has a shared parking agreement with the adjacent Jubilee Faith Christian Church, which provides ample overflow parking as needed. Therefore, staff finds the existing off-street parking adequately serves the needs of Academy of Preschool Learning, Inc. and Next Step Dance Studio.

Section 15-3.0701(A) and (C) of the UDO contains the General Standards and Considerations that must be examined for each proposed Special Use prior to granting approval. The applicant has provided a written response to each of the seven standards, which is included in your packet.

STAFF RECOMMENDATION:

City Development Staff recommends approval of the proposed special use for a preschool educational facility use upon property located at 3501 West Ryan Road.

Exhibit A

Academy of Preschool Learning, Inc.

1111 N. Chicago Ave., So. Milwaukee, WI 53172-1630

764-6644

Franklin

JUL 15 2013

City Development

School Locations

South Milwaukee	Greendale	Franklin	Hales Corners	Franksville
1111 N. Chicago Ave 53172	6101 S. 51st St. 53129	3900 W. Ryan Rd. 53132	12219 W. Janesville Rd. 53130	10402 Northwestern Ave. 53126

July 15, 2013

Academy Of Preschool Learning Inc. was established in 1981. We provide preschool education for children 2.5 years to 5 years old. Our program is 2/3 academic and 1/3 social. We specialize in reading and math readiness. We are state licensed since 1981 and in the City of Franklin for approximately 20 years.

We will be in operation from 9-2:30 pm on MWF and 9-11:15 am Tuesdays and Thursdays.

Our classes will not conflict with the Next Step Dance Studio's schedule.

Parents drop off and pick up
Classes are limited to 20
Employees number 2 per class

We are not required to have outside play area, because our classes are only 2 1/4 hours in length.

No landscaping will be changed, no lighting will be added, no exterior changes will be made to the building. No signage will be displayed on her present sign. Teri suggested we attach a banner to her building.

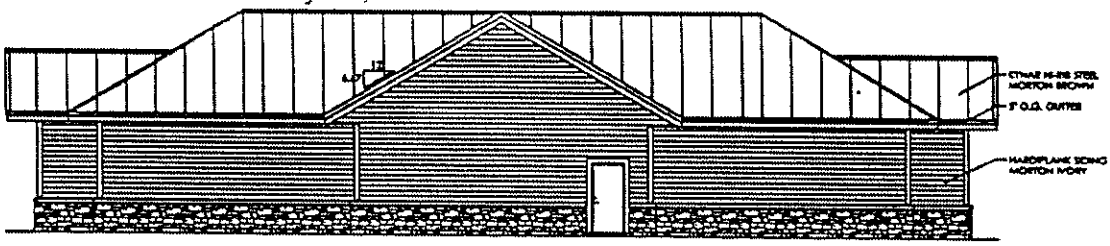
Teresa Sinani owns Next Step Dance Studio located at 3501 W. Ryan Rd. Franklin, WI 53132

We will be using her front lobby which is 601.6 square feet, and her north dance studio whuich is 1264.8 sq. feet, the bathroom and coat rack area is 336 square feet.

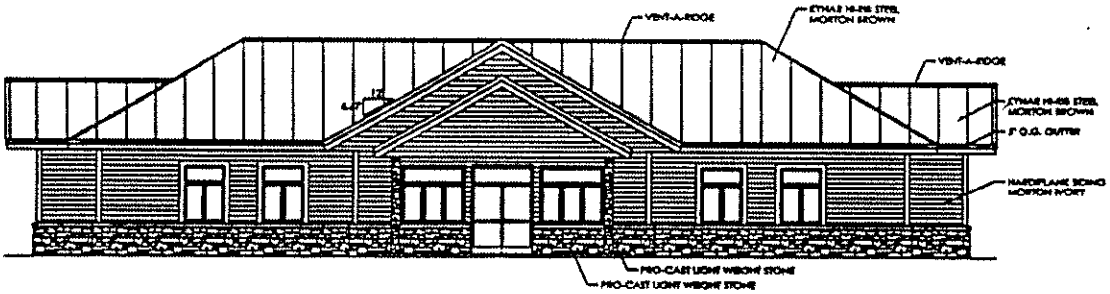
Academy of Preschool Learning, Inc.

Next Step Dance Studio - 3501 W. Ryan Rd. Franklin, WI

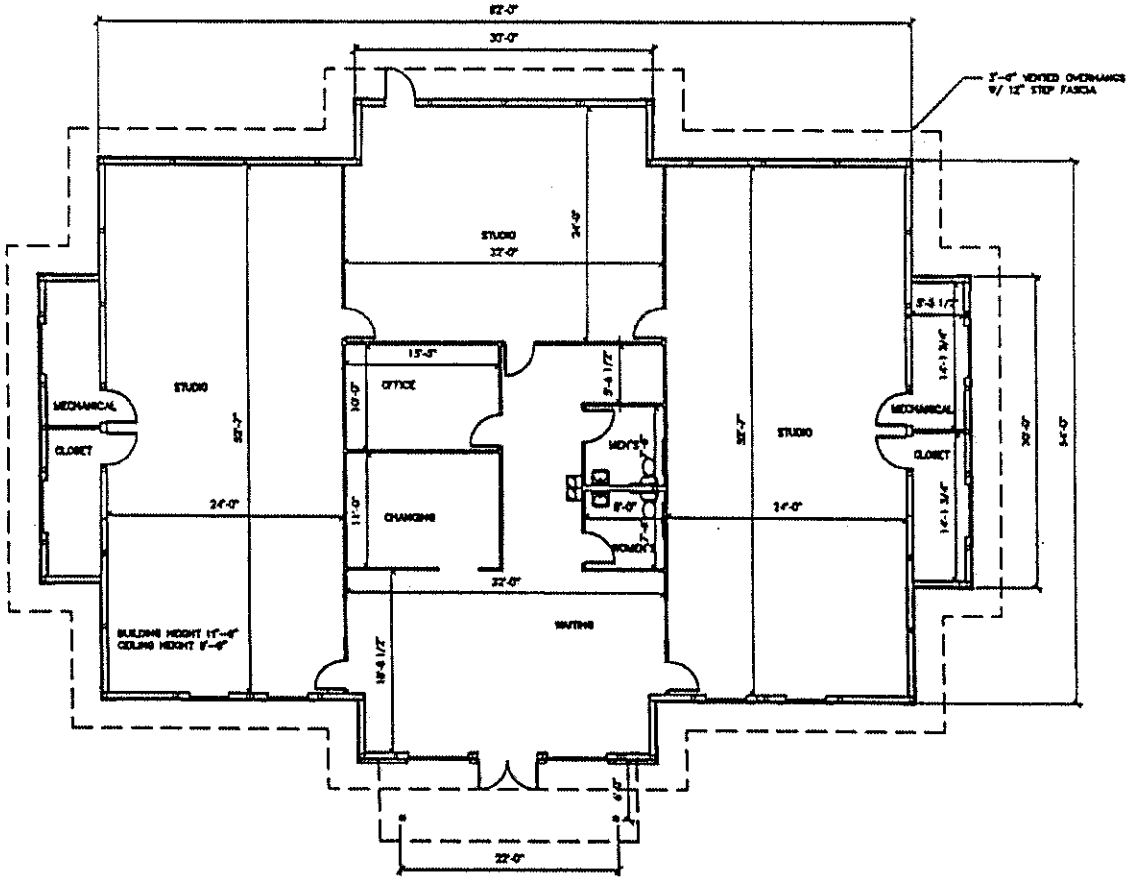
July 15, 2013



WEST ELEVATION



EAST ELEVATION



TERESA SINANI/NEXT STEP DANCE STUDIO

10468 S. GEORGE DR. OAK CREEK, WI.

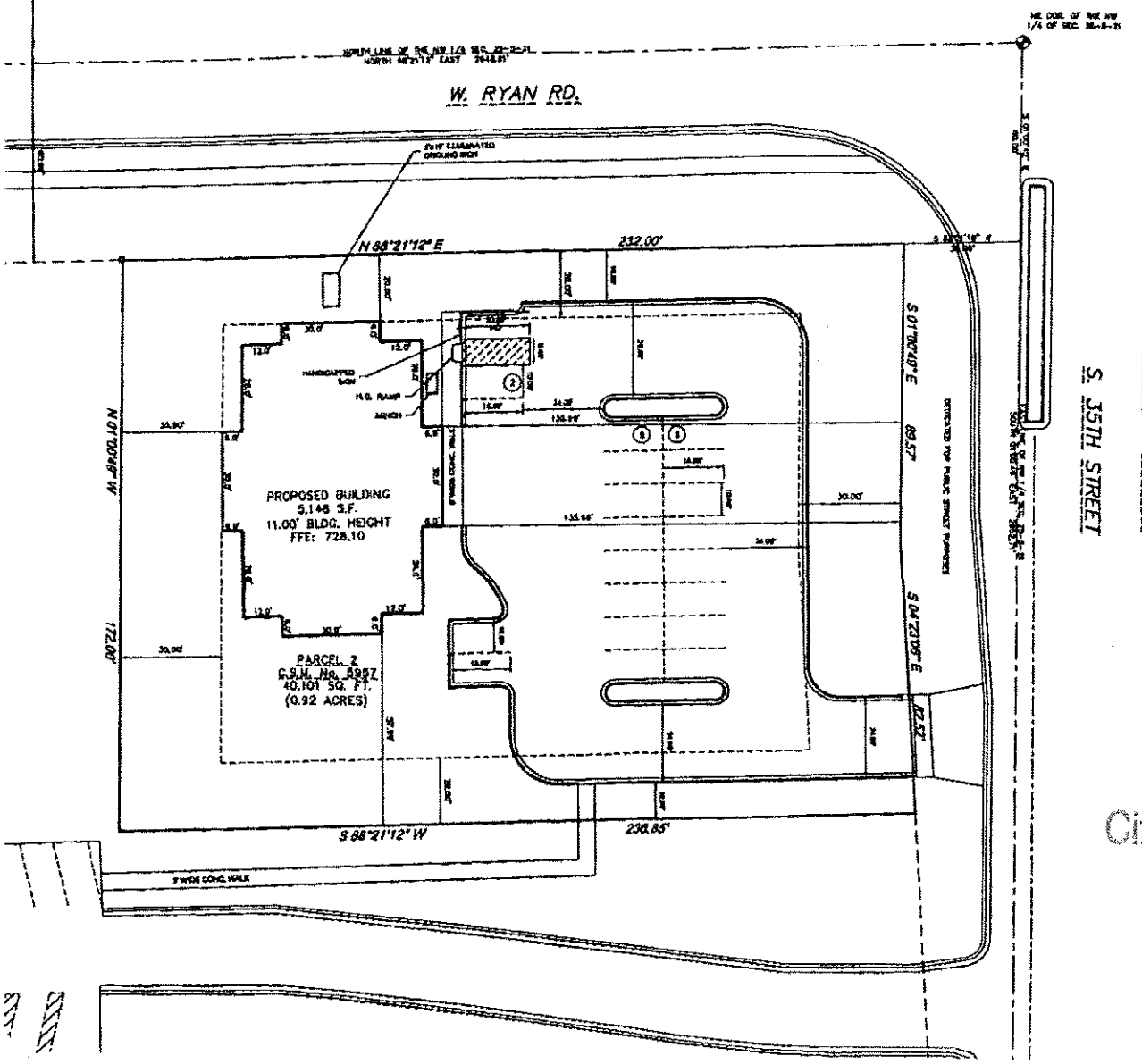
Academy of Preschool Learning, Inc.

Next Step Dance Studio - 3501 W. Ryan Rd. Franklin, WI

July 15, 2013

TERESA SINANI/NEXT STEP DANCE STUDIO

10468 S. GEORGE DR. OAK CREEK, WI.



LEGAL DESCRIPTION:
PARCEL 2 OF CERTIFIED SURVEY MAP (C.S.M.) NUMBER 5957 RECORDED AS DOCUMENT NUMBER 6918628 AT THE MILWAUKEE COUNTY REGISTER'S OFFICE ON MARCH 3, 1994 ON REEL 3237 IMAGE 1127 TO 1130 INCLUSIVE AND BEING PART OF THE NORTHEAST ¼ OF THE NORTHWEST ¼ OF SECTION 25, TOWN 5 NORTH, RANGE 21 EAST, IN THE CITY OF FRANKLIN, MILWAUKEE COUNTY, WISCONSIN. CONTAINING 40,101 SQUARE FEET OR 0.92 ACRES OF LAND.

REFERENCE BENCHMARK:
ELEV. 728.91, BEING A CONCRETE MONUMENT WITH A BRASS CAP LOCATED AT THE NORTHEAST CORNER OF THE NORTHWEST QUARTER (NW ¼) OF SECTION 25, TOWN 5 NORTH, RANGE 21 EAST, CITY OF FRANKLIN, MILWAUKEE COUNTY, WISCONSIN.

REFERENCE BEARING:
THE NORTH LINE OF THE NORTHWEST QUARTER (NW ¼) OF SEC. 25-5-21 WAS USED AS THE REFERENCE BEARING AND HAS A BEARING OF NORTH 88°21'12" EAST BASED ON THE WISCONSIN STATE PLANE COORDINATE SYSTEM.

SURVEYOR'S CERTIFICATE

STATE OF WISCONSIN
COUNTY OF WAUKESHA

WE, JAHNKE & JAHNKE ASSOCIATES INC., DO HEREBY CERTIFY THAT WE HAVE MADE THIS SURVEY AND THAT THE INFORMATION AS SHOWN ON THE ABOVE PLAT OF SURVEY IS TRUE AND CORRECT REPRESENTATION THEREOF.

JOHN E. STIGLER - WS. Reg. No. S-1828

Dated this 3th day of January, 2009, H.D.H. REVISOR
Revised this 23rd day of January, 2009, H.D.H. REVISOR
Revised this 13th day of January, 2009, H.D.H. REVISOR
Revised this 6th day of February, 2009, H.D.H. REVISOR

EXISTING ZONING:
I-1 INSTITUTIONAL DISTRICT

IMPERVIOUS AREA CALCULATIONS:

5,148 S.F.	BUILDING
446 S.F.	SIDEWALK
14,204 S.F.	PAVEMENT
20,397 S.F.	TOTAL IMPERVIOUS

IMPERVIOUS AND OPEN SPACE CALCULATIONS:

20,397 S.F.	TOTAL IMPERVIOUS (51%)
19,704 S.F.	OPEN SPACE (49%)
40,101 S.F.	TOTAL

DUMPSTER NOTE:
THIS BUILDING USE DOES NOT GENERATE ENOUGH GARBAGE TO REQUIRE A DUMPSTER, THEREFORE, NONE IS PROPOSED.

NOTE: The location and size of the underground structures and utilities shown hereon have been located to a reasonable degree of accuracy, but the Engineer and/or Surveyor does not guarantee their exact location or the location of others not shown.
Contact Diggers Hotline, Inc., Etc.

CALL DIGGERS HOTLINE
1-800-242-8511
MILW. AREA 259-1181

"THE INFORMATION SHOWN ON THIS DRAWING CONCERNING TYPE AND LOCATION OF UNDERGROUND UTILITIES IS NOT GUARANTEED TO BE ACCURATE OR ALL INCLUSIVE. THE CONTRACTOR IS RESPONSIBLE FOR MAKING HIS OWN DETERMINATIONS AS TO THE TYPE AND LOCATION OF UNDERGROUND UTILITIES AS MAY BE NECESSARY TO AVOID DAMAGE THERETO."

Franklin
JUL 15 2013
City Development

PLAT OF SURVEY

RE: NEXT STEP DANCE STUDIO
FOR: MORTON BUILDINGS
PART OF THE NW 1/4 OF SEC. 25, T.5N., R.21E.
CITY OF FRANKLIN, MILWAUKEE COUNTY, WISCONSIN

JAHNKE & JAHNKE ASSOCIATES INC.
PLANNERS & PROFESSIONAL ENGINEERS
711 W. MORELAND BLVD. - WAUKESHA, WI 53188
TEL.No. (262) 542-5797 FAX (262) 542-7996

SCALE: 1" = 20' | DATE: JANUARY 3, 2009
DRAWN BY: SS | CHECKED BY: HDH | FILE NO.: MILWAUKEE 626

APPROVAL	REQUEST FOR COUNCIL ACTION	MEETING DATE
slw		08/20/13
REPORTS & RECOMMENDATIONS	**STATUS REPORT ON THE PLEASANT VIEW/VICTORY CREEK TRAIL DEVELOPMENT PROJECT (IMMEDIATELY SOUTH OF AND EAST OF PLEASANT VIEW ELEMENTARY SCHOOL)**	**ITEM NUMBER** G.8.

Below is a summary of activities and associated approximate timetable for the completion of the Pleasant View/Victory Creek Trail. The revised trail location illustrated on the attached map increases the length of the trail from approximately 3,400 linear feet, as anticipated in the grant application materials, to approximately 4,324 linear feet.

1. September 27, 2013: Engineering Department to complete plan, profile, survey and detailed design of trail.
2. Natural Resource Special Exception Application review and approval
   - August 19th: Application routed by Planning Staff
   - September 11th: Environmental Commission review and recommendation
   - September 19th: Plan Commission review and recommendation
   - October 1st: Common Council review and approval
3. October 1st: Planning Department staff to request Common Council approval of the final, detailed trail location and permission to submit the Wisconsin Department of Natural Resource's General Permit Application for the proposed wetland impacts, the Clear Span Bridge over Streams Application for the proposed bridge work, and associated fees.
4. October 7th: Planning Department to submit the Wisconsin Department of Natural Resources (DNR) Applications for review and approval. Staff is allotting approximately 60-days to receive approval from the DNR and Army Corps. of Engineers.
5. October 7th: Engineering Department to submit floodplain fill request to the Southeastern Wisconsin Regional Planning Commission, Department of Natural Resources and the Federal Emergency Management Agency. Again, staff is allotting 60-days for review and approval.
6. Potential need for a historical/cultural resources survey. A decision has not yet been made by the Army Corps. of Engineers. Staff anticipates receiving a final determination approximately 30-days after application submittal and will proceed accordingly.
7. Engineering Department to request bids.
   - December 5th: Notice due to paper
   - December 12th and 19th: Notice published in paper
8. January 21, 2014: Award contract to construct the trail. Staff is recommending the contract allow approximately nine months for completion of the trail with a deadline to complete the trail prior to the start of school (approximately September 2014).

COUNCIL ACTION REQUESTED

As deemed necessary by the Common Council.

City of Franklin
Milwaukee County

N
W E
S

VICTORY CREEK TRAIL AND CONSERVATION LANDS

SEWRPC 2005 Environmental Corridors

Corridor Type

- 950
- INRA
- INRA,950
- PEC
- PEC,950
- SEC
- SEC,950
- 2005 WI Wetland Inventory
- Critical Species
- Natural Areas
- PROPERTY
- 100 Year Floodway
- WETLAND_v1
- INITIAL FIELD LOCATION
- PROPOSED TRAIL LOCATION

SCALE: 1"=100'

APPROVAL	REQUEST FOR COUNCIL ACTION	MTG. DATE
		8/20/13
Reports & Recommendations	**SUBJECT:** Change Order No. 5 for the Ryan Creek Interceptor Contract No. 1 for serving the southwest portion of the City	**ITEM NO.** G.9.

BACKGROUND

Pursuant to the construction of the Ryan Creek Interceptor (RCI), staff has completed the final change order for all four (4) contracts. The final change order is a reduction in the contract prices due to the unit price bid where fewer units were utilized than originally anticipated. The total reduction in cost for the four contracts is $880,379.59. (See attached summary sheet.)

ANALYSIS

The change order for Contract No. 1 under contract with Super Excavators, Inc. is Change Order No. 5 with a decrease in the contract by $201,213.75.

OPTIONS

Approve

or

Table

FISCAL NOTE

The change order will reduce the cost of the Ryan Creek Interceptor.

RECOMMENDATION

Motion to authorize the City Engineer to sign the Change Order No. 5 for Contract No. 1 of the Ryan Creek Interceptor reducing the cost by $201,213.75, with a final cost of $5,482,295.41.

JMB/db
Encl.

Ruekert·Mielke
engineering solutions for a working world

August 8, 2013

Mr. John M. Bennett, P. E.
City Engineer/Director of Public Works
City of Franklin
9229 West Loomis Road
Franklin, WI 53132

Re: Ryan Creek Sanitary Sewer Interceptor
Contract C02006 – C01
Final Payment

Dear Mr. Bennett:

Enclosed with this letter please find four copies of Change Order No. 5. This Change Order serves to adjust the final Contract Price to reflect the actual quantities of unit-priced Work items installed. Please have all four copies of Change Order No. 5 signed and dated, and return all four fully executed copies to our office for further execution and distribution.

In accordance with the Contract Documents, the Contractor for this Project, Super Excavators, Inc., has signed a final Application for Payment and has furnished the enclosed Contract-required items:

1. Consent of Surety to Final Payment.
2. List of Major Subcontractors, Suppliers, and service providers performing, furnishing, or procuring labor, services, materials, plans, or specifications for the project.
3. Releases or waivers of liens from first tier Subcontractors and Suppliers.
4. Affidavit of Wage Rate Compliance from the Contractor.
5. Certificate or other evidence of completed operations insurance.

You may want to have your legal counsel and insurance advisor review the respective lien waivers, and insurance documents to verify legal effectiveness. If all are satisfactory, we recommend final payment by the enclosed certificate, and give notice (enclosed), that the completed Work is acceptable subject to the provisions of General Conditions paragraph 14.09.

In accordance with paragraph 13.07 of the General Conditions, the Contractor is required to promptly repair or correct defective Work for a period of one year from the date of Substantial Completion which was May 23, 2013. You may wish to review the Project a month

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(262) 542-5733 • Fax: (262) 542-5631 • www.ruekert-mielke.com

or so before the anniversary date to check for any warranty items. If we can be of assistance to you in this regard, please contact us.

Very truly yours,

RUEKERT/MIELKE

Joseph W. Eberle, P.E.
Principal/Senior Project Manager

JWE:sjs
Enclosures

cc: Larry E. Ellis, P. E., Milwaukee Metropolitan Sewerage District
Francis Fuja, P. E., Wisconsin Department of Natural Resources
Pete Schraufnagel, P.E., Super Excavators, Inc., w/Notice of Acceptability
File

CHANGE ORDER

No. Five (5) & Final

Date of Issuance: July 10, 2013 Effective Date: July 10, 2013

Project: Ryan Creek Sanitary Sewer Interceptor 60th Street to 76th Street, City of Franklin

Contract: C02006-C01

Owner: City of Franklin Effective Date of Agreement: November 14, 2011

Contractor: Super Excavators, Inc. Engineer: Ruekert/Mielke

The Contract Documents are modified as follows upon execution of this Change Order:

Description: Final Contract Adjustments

Reason for Change Order: Adjust Bid quantities to final installed quantities

Attachments: Recommendation for Final Payment

CHANGE IN CONTRACT PRICE	CHANGE IN CONTRACT TIMES
Original Contract Price $ 5,435,671.00	Original Contract Times: Substantial Completion: _____ Ready for Final Payment: _____ days or dates
Increase from previously approved Change Orders No. 1 to No. 4 : $ 247,838.16	●Increase● ●Decrease● from previously approved Change Orders No. ___ to No. ___ : Substantial Completion: _____ Ready for Final Payment: _____ days
Contract Price prior to this Change Order: $ 5,683,509.16	Contract Times prior to this Change Order: Substantial Completion: _____ Ready for Final Payment: _____ days or dates
Decrease of this Change Order: $ 201,213.75	●Increase● ●Decrease● of this Change Order: Substantial Completion: _____ Ready for Final Payment: _____ days or dates
Contract Price incorporating this Change Order: $ 5,482,295.41	Contract Times with all approved Change Orders: Substantial Completion: _____ Ready for Final Payment: _____ days or dates

RECOMMENDED:

By: _____

Engineer (Authorized Signature)
Joseph W. Eberle, P.E.
Ruekert / Mielke

Date: 7/10/13

ACCEPTED:

By: _____

Owner (Authorized Signature)
City of Franklin

Date: _____

ACCEPTED:

By: _____

Contractor (Authorized Signature)
Super Excavators, Inc.

Date: 7-15-13

APPROVED:

By: _____

MMSD (Authorized Signature)

Date: 8/9/13

APPROVED:

By: _____

DNR (Authorized Signature)

Date: _____

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Waukesha,WI 53188

RECOMMENDATION FOR PAYMENT SUMMARY

OWNER:	CITY OF FRANKLIN	CONTRACTOR:	SUPER EXCAVATORS, INC.
ADDRESS:	9229 W. LOOMIS ROAD FRANKLIN, WI 53132	ADDRESS:	N59 W14601 BOBOLINK AVENUE MENOMONEE FALLS, WI 53051
CONTACT:	JOHN M. BENNETT, P. E.	CONTACT:	PETE SCHRAUFNAGEL, P. E.
PROJECT:	RYAN CREEK SANITARY SEWER INTERCEPTOR 60TH STREET TO 76TH STREET C02006C01	PAYMENT # :	11 (ELEVEN) FINAL
R/M PROJECT # :	5892073.306	DATE PREPARED:	JULY 9, 2013

ORIGINAL CONTRACT AMOUNT	$5,435,671.00
CHANGE ORDERS	$46,624.41
CONTRACT SUM TO DATE	$5,482,295.41
TOTAL COMPLETED TO DATE	$5,482,295.41
RETAINAGE HELD TO DATE	$141,321.78
RETAINAGE REDUCTION TO DATE	$141,321.78
TOTAL EARNED LESS RETAINAGE PLUS RETAINAGE REDUCTIONS	$5,482,295.41
LESS PREVIOUS CERTIFICATES FOR PAYMENT	$5,108,281.19
CURRENT PAYMENT DUE	**$374,014.22**

AMOUNT AGREED TO BY: _____ _____
Contractor (Authorized Signature) DATE
SUPER EXCAVATORS, INC.

I HAVE REVIEWED AND APPROVE THE ATTACHED RECOMMENDATION FOR PAYMENT.
PAYMENT IN THE AMOUNT OF: **$374,014.22**
IS RECOMMENDED AT THIS TIME TO: **SUPER EXCAVATORS, INC.**

RECOMMENDED BY: _____ _____
Engineer (Authorized Signature) DATE
JOSEPH W. EBERLE, P.E.
RUEKERT & MIELKE, INC.

REMARKS: SUMMARY:

Orginal Contract Amount	$5,435,671.00
Change Orders #1 - #4	$247,838.16
Closeout Change Order #5	($201,213.75)
Final Contract Amount	$5,482,295.41

FOR OWNER INTERNAL USE ONLY (IF APPLICABLE)

APPROVED BY: _____ _____
Owner (Authorized Signature) DATE
CITY OF FRANKLIN

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Waukesha, WI 53188

RECOMMENDATION FOR PAYMENT

OWNER: CITY OF FRANKLIN
PROJECT: RYAN CREEK SANITARY SEWER INTERCEPTOR 60TH STREET TO 76TH STREET
CONTRACTOR: SUPER EXCAVATORS, INC.
R/M PROJECT NUMBER: 5892073.306 C02006C01
PAYMENT NUMBER: 11 (ELEVEN) FINAL
DATE PREPARED: JULY 9, 2013

ITEM #	ITEM DESCRIPTION	UNIT	ESTIMATED QTY.	UNIT $	QTY. LAST PERIOD	QTY. THIS PERIOD	QTY. TO DATE	AMT. LAST PERIOD	AMT. THIS PERIOD	AMT. TO DATE
MA1	48-Inch Sanitary Sewer Using Specification Section 02611 Pipe w/Spoil Backfill	L.F.	4,017	$425.00	3,881.00	0.26	3,881.26	$1,649,425.00	$110.50	$1,649,535.50
MA2	48-Inch Sanitary Sewer Using Specification Section 02611 Pipe w/Slurry Backfill	L.F.	226	$1,100.00	248.00	0.00	248.00	$272,800.00	$0.00	$272,800.00
MA3	Augered 48-Inch Sanitary Sewer Using Specification Section 02611 Pipe w/Steel Casing Pipe	L.F.	280	$1,600.00	272.00	8.00	280.00	$435,200.00	$12,800.00	$448,000.00
MA4a	Microtunnel from MH #2 to MH#1	L.S.	1	$549,400.00	1.00	0.00	1.00	$549,400.00	$0.00	$549,400.00
MA4b	Microtunnel from MH #2 to MH #3	L.S.	1	$790,600.00	1.00	0.00	1.00	$790,600.00	$0.00	$790,600.00
5	8-Inch Sanitary Sewer Stub - Spoil Backfill	L.F.	105	$250.00	0.00	0.00	0.00	$0.00	$0.00	$0.00
6	Allowance for connection of 6811 Ryan Road Residence to City of Franklin Water System	L.S.	1	$15,000.00	0.51	0.00	0.51	$7,624.74	$0.00	$7,624.74
7	Manhole No. 1	L.S.	1	$38,000.00	0.98	0.02	1.00	$37,240.00	$760.00	$38,000.00
8	Manhole No. 2	L.S.	1	$19,000.00	0.75	0.25	1.00	$14,250.00	$4,750.00	$19,000.00
9	Manhole No. 3	L.S.	1	$20,000.00	0.75	0.25	1.00	$15,000.00	$5,000.00	$20,000.00
10	Manhole No. 4	L.S.	1	$35,000.00	0.98	0.02	1.00	$34,300.00	$700.00	$35,000.00
11	Manhole No. 5	L.S.	1	$35,000.00	0.98	0.02	1.00	$34,300.00	$700.00	$35,000.00
12	Manhole No. 6	L.S.	1	$35,000.00	0.98	0.02	1.00	$34,300.00	$700.00	$35,000.00
13	Manhole No. 7	L.S.	1	$35,000.00	0.98	0.02	1.00	$34,300.00	$700.00	$35,000.00
14	Manhole No. 8	L.S.	1	$20,000.00	0.98	0.02	1.00	$19,600.00	$400.00	$20,000.00
15	Manhole No. 9	L.S.	1	$20,000.00	0.98	0.02	1.00	$19,600.00	$400.00	$20,000.00
16a	Microtunnel Shafts	L.S.	1	$250,000.00	1.00	0.00	1.00	$250,000.00	$0.00	$250,000.00
16b	Microtunnel Shafts	L.S.	1	$300,000.00	0.85	0.15	1.00	$255,000.00	$45,000.00	$300,000.00
16c	Microtunnel Shafts	L.S.	1	$250,000.00	0.85	0.15	1.00	$212,500.00	$37,500.00	$250,000.00

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RECOMMENDATION FOR PAYMENT

OWNER: CITY OF FRANKLIN
PROJECT: RYAN CREEK SANITARY SEWER INTERCEPTOR 60TH STREET TO 76TH STREET
CONTRACTOR: SUPER EXCAVATORS, INC.
R/M PROJECT NUMBER: 5892073.306 C02006C01
PAYMENT NUMBER: 11 (ELEVEN) FINAL
DATE PREPARED: JULY 9, 2013

ITEM #	ITEM DESCRIPTION	UNIT	ESTIMATED QTY.	UNIT $	QTY. LAST PERIOD	QTY. THIS PERIOD	QTY. TO DATE	AMT. LAST PERIOD	AMT. THIS PERIOD	AMT. TO DATE
17	Microtunnel Rescue Shaft (if needed)	L.S.	1	$1.00	1.10	(0.10)	1.00	$1.10	($0.10)	$1.00
18	Settlement Monitoring Points	EA.	6	$1,010.00	5.40	0.60	6.00	$5,454.00	$606.00	$6,060.00
19	Utility Monitoring Points	EA.	3	$2,000.00	0.00	0.00	0.00	$0.00	$0.00	$0.00
20	Inclinometer	EA.	3	$16,000.00	2.50	0.50	3.00	$40,000.00	$8,000.00	$48,000.00
21	Traffic Control	L.S.	1	$150,000.00	0.80	0.20	1.00	$120,000.00	$30,000.00	$150,000.00
22	Water Main Relocation	L.S.	1	$50,000.00	0.20	0.80	1.00	$10,000.00	$40,000.00	$50,000.00
23	Excavation Below Subgrade and Backfill – Sewer Trench	C.Y.	2,000	$1.00	0.00	0.00	0.00	$0.00	$0.00	$0.00
24	Crushed Aggregate Base Course	TON	280	$22.00	288.07	115.08	403.15	$6,337.54	$2,531.76	$8,869.30
25	Crushed Aggregate Shoulder	TON	700	$16.00	82.21	263.00	345.21	$1,315.36	$4,208.00	$5,523.36
26	3 1/2-inch Roadway Base Patching	TON	200	$150.00	0.00	0.00	0.00	$0.00	$0.00	$0.00
27	Full Depth Saw Cutting	L.F.	550	$2.00	338.00	160.00	498.00	$676.00	$320.00	$996.00
28	Concrete Driveway and Approach Replacement	S.F.	4,600	$6.00	1,777.04	3,659.00	5,436.04	$10,662.24	$21,954.00	$32,616.24
29	Asphaltic Driveway and Approach Replacement	S.F.	2,900	$3.70	1,438.50	2,455.94	3,894.44	$5,322.45	$9,086.98	$14,409.43
30	Crushed Aggregate Driveway Replacement	S.F.	7,400	$1.00	0.00	0.00	0.00	$0.00	$0.00	$0.00
31	18-inch CMCP Driveway Culvert	L.F.	64	$70.00	64.00	40.00	104.00	$4,480.00	$2,800.00	$7,280.00
32	Temporary 12-inch CMCP Culvert	L.F.	125	$65.00	26.00	0.00	26.00	$1,690.00	$0.00	$1,690.00
33	Farm Drainage Tile Reconnection	EA.	10	$1,000.00	1.00	0.00	1.00	$1,000.00	$0.00	$1,000.00
34	Silt Fence	L.F.	9,500	$2.15	7,166.00	0.00	7,166.00	$15,406.90	$0.00	$15,406.90
35	Tracking Pad	TON	650	$15.00	291.89	0.00	291.89	$4,378.35	$0.00	$4,378.35
36	Ditch Check	L.F.	50	$7.30	240.00	0.00	240.00	$1,752.00	$0.00	$1,752.00
37	Inlet Sediment Guard – Type D	EA.	8	$125.00	8.00	0.00	8.00	$1,000.00	$0.00	$1,000.00

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RECOMMENDATION FOR PAYMENT

OWNER: CITY OF FRANKLIN
PROJECT: RYAN CREEK SANITARY SEWER INTERCEPTOR 60TH STREET TO 76TH STREET
CONTRACTOR: SUPER EXCAVATORS, INC.
R/M PROJECT NUMBER: 5892073.306 C02006C01
PAYMENT NUMBER: 11 (ELEVEN) FINAL
DATE PREPARED: JULY 9, 2013

ITEM #	ITEM DESCRIPTION	UNIT	ESTIMATED QTY.	UNIT $	QTY. LAST PERIOD	QTY. THIS PERIOD	QTY. TO DATE	AMT. LAST PERIOD	AMT. THIS PERIOD	AMT. TO DATE
38	Topsoil, Fertilizer, Seed and Mulch – Roadway Right-of-Way and Abutting	S.Y.	26,000	$3.75	11,689.10	8,636.00	20,325.10	$43,834.13	$32,385.00	$76,219.13
39	Topsoil, Fertilizer, Seed and Mulch – Easements	S.Y.	35,000	$0.42	20,074.00	0.00	20,074.00	$8,431.08	$0.00	$8,431.08
40	Erosion Control Blanket, S150	S.Y.	1,000	$1.40	0.00	1,293.30	1,293.30	$0.00	$1,810.62	$1,810.62
41	Erosion Control Blanket, S150 BN	S.Y.	20,000	$1.75	3,371.60	1,680.90	5,052.50	$5,900.30	$2,941.58	$8,841.88
42	Land Application of Anionic Polyacrylamide	S.Y.	35,000	$0.28	0.00	7,899.00	7,899.00	$0.00	$2,211.72	$2,211.72
43	Wetland Restoration	L.S.	1	$15,300.00	0.00	0.00	0.00	$0.00	$0.00	$0.00
44	Dust Control Using Calcium Chloride	100 LBS	20	$125.00	28.00	0.00	28.00	$3,500.00	$0.00	$3,500.00
45	Dust Control Using Water	1,000 GAL	20	$100.00	95.00	0.00	95.00	$9,500.00	$0.00	$9,500.00
46	Allowance for Landscaping Plantings	L.S.	1	$5,000.00	0.00	0.00	0.00	$0.00	$0.00	$0.00
TOTAL								***$4,966,081.19***	***$268,376.06***	***$5,234,457.25***
CHANGE ORDERS										
CO-1	Auger Bore under WL #23	L.F.	120	$1,750.00	120.00	0.00	120.00	$210,000.00	$0.00	$210,000.00
CO-2	Stone Ditch Checks	EA.	4	$900.00	8.00	0.00	8.00	$7,200.00	$0.00	$7,200.00
CO-3	Sewer-Water @ 68th & Ryan	L.S.	1	$23,491.63		1.00	1.00	$0.00	$23,491.63	$23,491.63
CO-4	Pavement Marking on Ryan Rd	L.S.	1	$7,146.53		1.00	1.00	$0.00	$7,146.53	$7,146.53
CO-5	Closeout Change Order	L.S.	1	($201,213.75)						
TOTAL CHANGE ORDERS								***$217,200.00***	***$30,638.16***	***$247,838.16***
							TOTALS:	***$5,183,281.19***	***$299,014.22***	***$5,482,295.41***

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ANALYSIS OF CLOSE-OUT CHANGE ORDER

OWNER: CITY OF FRANKLIN
PROJECT: RYAN CREEK SANITARY SEWER INTERCEPTOR 60TH STREET TO 76TH STREET
DATE PREPARED: JULY 9, 2013 C02006C01

ITEM #	ITEM DESCRIPTION	UNIT	ESTIMATED QUANTITY	UNIT $	ORIGINAL CONTRACT AMOUNT	ACTUAL QUANTITY INSTALLED	FINAL CONTRACT AMOUNT
MA1	48-Inch Sanitary Sewer Using Specification Section 02611 Pipe w/Spoil Backfill	L.F.	4,017	$425.00	$1,707,225.00	3,881.26	$1,649,535.50
MA2	48-Inch Sanitary Sewer Using Specification Section 02611 Pipe w/Slurry Backfill	L.F.	226	$1,100.00	$248,600.00	248.00	$272,800.00
MA3	Augered 48-Inch Sanitary Sewer Using Specification Section 02611 Pipe w/Steel Casing Pipe	L.F.	280	$1,600.00	$448,000.00	280.00	$448,000.00
MA4a	Microtunnel from MH #2 to MH#1	L.S.	1	$549,400.00	$549,400.00	1.00	$549,400.00
MA4b	Microtunnel from MH #2 to MH #3	L.S.	1	$790,600.00	$790,600.00	1.00	$790,600.00
5	8-Inch Sanitary Sewer Stub - Spoil Backfill	L.F.	105	$250.00	$26,250.00	0.00	$0.00
6	Allowance for connection of 6811 Ryan Road Residence to City of Franklin Water System	L.S.	1	$15,000.00	$15,000.00	0.51	$7,624.74
7	Manhole No. 1	L.S.	1	$38,000.00	$38,000.00	1.00	$38,000.00
8	Manhole No. 2	L.S.	1	$19,000.00	$19,000.00	1.00	$19,000.00
9	Manhole No. 3	L.S.	1	$20,000.00	$20,000.00	1.00	$20,000.00
10	Manhole No. 4	L.S.	1	$35,000.00	$35,000.00	1.00	$35,000.00
11	Manhole No. 5	L.S.	1	$35,000.00	$35,000.00	1.00	$35,000.00
12	Manhole No. 6	L.S.	1	$35,000.00	$35,000.00	1.00	$35,000.00
13	Manhole No. 7	L.S.	1	$35,000.00	$35,000.00	1.00	$35,000.00
14	Manhole No. 8	L.S.	1	$20,000.00	$20,000.00	1.00	$20,000.00
15	Manhole No. 9	L.S.	1	$20,000.00	$20,000.00	1.00	$20,000.00
16a	Microtunnel Shafts	L.S.	1	$250,000.00	$250,000.00	1.00	$250,000.00
16b	Microtunnel Shafts	L.S.	1	$300,000.00	$300,000.00	1.00	$300,000.00
16c	Microtunnel Shafts	L.S.	1	$250,000.00	$250,000.00	1.00	$250,000.00
17	Microtunnel Rescue Shaft (if needed)	L.S.	1	$1.00	$1.00	1.00	$1.00
18	Settlement Monitoring Points	EA.	6	$1,010.00	$6,060.00	6.00	$6,060.00

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ANALYSIS OF CLOSE-OUT CHANGE ORDER

OWNER: CITY OF FRANKLIN
PROJECT: RYAN CREEK SANITARY SEWER INTERCEPTOR 60TH STREET TO 76TH STREET
DATE PREPARED: JULY 9, 2013 C02006C01

ITEM #	ITEM DESCRIPTION	UNIT	ESTIMATED QUANTITY	UNIT $	ORIGINAL CONTRACT AMOUNT	ACTUAL QUANTITY INSTALLED	FINAL CONTRACT AMOUNT
19	Utility Monitoring Points	EA.	3	$2,000.00	$6,000.00	0.00	$0.00
20	Inclinometer	EA.	3	$16,000.00	$48,000.00	3.00	$48,000.00
21	Traffic Control	L.S.	1	$150,000.00	$150,000.00	1.00	$150,000.00
22	Water Main Relocation	L.S.	1	$50,000.00	$50,000.00	1.00	$50,000.00
23	Excavation Below Subgrade and Backfill – Sewer Trench	C.Y.	2,000	$1.00	$2,000.00	0.00	$0.00
24	Crushed Aggregate Base Course	TON	280	$22.00	$6,160.00	403.15	$8,869.30
25	Crushed Aggregate Shoulder	TON	700	$16.00	$11,200.00	345.21	$5,523.36
26	3 1/2-inch Roadway Base Patching	TON	200	$150.00	$30,000.00	0.00	$0.00
27	Full Depth Saw Cutting	L.F.	550	$2.00	$1,100.00	498.00	$996.00
28	Concrete Driveway and Approach Replacement	S.F.	4,600	$6.00	$27,600.00	5,436.04	$32,616.24
29	Asphaltic Driveway and Approach Replacement	S.F.	2,900	$3.70	$10,730.00	3,894.44	$14,409.43
30	Crushed Aggregate Driveway Replacement	S.F.	7,400	$1.00	$7,400.00	0.00	$0.00
31	18-inch CMCP Driveway Culvert	L.F.	64	$70.00	$4,480.00	104.00	$7,280.00
32	Temporary 12-inch CMCP Culvert	L.F.	125	$65.00	$8,125.00	26.00	$1,690.00
33	Farm Drainage Tile Reconnection	EA.	10	$1,000.00	$10,000.00	1.00	$1,000.00
34	Silt Fence	L.F.	9,500	$2.15	$20,425.00	7,166.00	$15,406.90
35	Tracking Pad	TON	650	$15.00	$9,750.00	291.89	$4,378.35
36	Ditch Check	L.F.	50	$7.30	$365.00	240.00	$1,752.00
37	Inlet Sediment Guard – Type D	EA.	8	$125.00	$1,000.00	8.00	$1,000.00
38	Topsoil, Fertilizer, Seed and Mulch – Roadway Right-of-Way and Abutting Easements	S.Y.	26,000	$3.75	$97,500.00	20,325.10	$76,219.13
39	Topsoil, Fertilizer, Seed and Mulch – Easements	S.Y.	35,000	$0.42	$14,700.00	20,074.00	$8,431.08

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ANALYSIS OF CLOSE-OUT CHANGE ORDER

OWNER: CITY OF FRANKLIN
PROJECT: RYAN CREEK SANITARY SEWER INTERCEPTOR 60TH STREET TO 76TH STREET
DATE PREPARED: JULY 9, 2013 C02006C01

ITEM #	ITEM DESCRIPTION	UNIT	ESTIMATED QUANTITY	UNIT $	ORIGINAL CONTRACT AMOUNT	ACTUAL QUANTITY INSTALLED	FINAL CONTRACT AMOUNT
40	Erosion Control Blanket, S150	S.Y.	1,000	$1.40	$1,400.00	1,293.30	$1,810.62
41	Erosion Control Blanket, S150 BN	S.Y.	20,000	$1.75	$35,000.00	5,052.50	$8,841.88
42	Land Application of Anionic Polyacrylamide	S.Y.	35,000	$0.28	$9,800.00	7,899.00	$2,211.72
43	Wetland Restoration	L.S.	1	$15,300.00	$15,300.00	0.00	$0.00
44	Dust Control Using Calcium Chloride	100 LBS	20	$125.00	$2,500.00	28.00	$3,500.00
45	Dust Control Using Water	1,000 GAL	20	$100.00	$2,000.00	95.00	$9,500.00
46	Allowance for Landscaping Plantings	L.S.	1	$5,000.00	$5,000.00	0.00	$0.00
	SUBTOTAL OF ORIGINAL CONTRACT ITEMS				***$5,435,671.00***		***$5,234,457.25***
	ADDITIONAL ITEMS						
CO-1	Auger Bore under WL #23	L.F.	120	$1,750.00		120.00	$210,000.00
CO-2	Stone Ditch Checks	EA.	4	$900.00		8.00	$7,200.00
CO-3	Sewer-Water @ 68th & Ryan	L.S.	1	$23,491.63		1.00	$23,491.63
CO-4	Pavement Marking on Ryan Rd	L.S.	1	$7,146.53		1.00	$7,146.53
	SUBTOTAL OF ADDITIONAL ITEMS						*$247,838.16*
				GRAND TOTALS:	***$5,435,671.00***		***$5,482,295.41***

CLOSE OUT CHANGE ORDER AMOUNT -$201,213.75

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City of Franklin
Ryan Creek Sanitary Sewer Interceptor
Final Project Summary

CONTRACT C01		
Original Contract Amount		$ 5,435,671.00
Change Orders		
Change Order #1	*Bore under wetlands*	*210,000.00* *
Change Order #2	Stone ditch checks	7,200.00
Change Order #3	Water main break - Ryan Road	23,491.63
Change Order #4	Pavement markings	7,146.53
Change Order #5	Closeout	(201,213.75)
Final Contract Amount		$ 5,482,295.41
CONTRACT C02		
Original Contract Amount		$ 3,338,775.00
Change Orders		
Change Order #1	Manhole sizes	30,700.00
Change Order #2	*Bore under wetlands*	*324,000.00* *
Change Order #3	*Bore under wetlands*	*142,500.00* *
Change Order #4	Drain tile	7,662.50
Change Order #5	Closeout	(260,554.61)
Final Contract Amount		$ 3,583,082.89
CONTRACT C03		
Original Contract Amount		$ 5,374,692.00
Change Orders		
Change Order #1	*Temporary bridge over wetlands*	*100,000.00* *
Change Order #2	Manhole sizes	15,350.00
Change Order #3	Boring obstructions - 92nd Street	11,980.76
Change Order #4	Driveway utilities	21,605.92
Change Order #5	*Bore under wetlands*	*199,800.00* *
Change Order #6	*Bore under wetlands*	*541,520.00* *
Change Order #7	Street undercut	35,144.30
Change Order #8	Closeout	(264,701.89)
Final Contract Amount		$ 6,035,391.09
CONTRACT C04		
Original Contract Amount		$ 4,797,210.00
Change Orders		
Change Order #1	Manhole sizes	7,800.00
Change Order #2	Local sewer stub	12,000.00
Change Order #3	Temporary pavement markings	2,238.34
Change Order #4	Closeout	(153,909.34)
Final Contract Amount		$ 4,665,339.00
SUMMARY		
Original Construction Bids		$ 18,946,348.00
Changes due to wetland crossing permits & contested case issues before construction began		*1,517,820.00* *
Adjusted construction costs at time of award by City		$ 20,464,168.00
Changes during construction		(698,059.61)
Net construction cost		$ 19,766,108.39
Net change from original construction cost at time of Project award		**-3.4%**

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APPROVAL	REQUEST FOR COUNCIL ACTION	MTG. DATE
SLW		8/20/13
Reports & Recommendations	**SUBJECT:** Change Order No. 5 for the Ryan Creek Interceptor Contract No. 2 for serving the southwest portion of the City	**ITEM NO.** 6.10.

BACKGROUND

Pursuant to the construction of the Ryan Creek Interceptor (RCI), staff has completed the final change order for all four (4) contracts. The final change order is a reduction in the contract prices due to the unit price bid where fewer units were utilized than originally anticipated. The total reduction in cost for the four contracts is $880,379.59. (See attached summary sheet.)

ANALYSIS

The change order for Contract No. 2 under contract with Super Excavators, Inc. is Change Order No. 5 with a decrease in the contract by $260,554.61.

OPTIONS

Approve

or

Table

FISCAL NOTE

The change order will reduce the cost of the Ryan Creek Interceptor.

RECOMMENDATION

Motion to authorize the City Engineer to sign the Change Order No. 5 for Contract No. 2 of the Ryan Creek Interceptor reducing the cost by $260,554.61, with a final cost of $3,583,082.89.

JMB/db
Encl.

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August 8, 2013

Mr. John M. Bennett, P. E.
City Engineer/Director of Public Works
City of Franklin
9229 West Loomis Road
Franklin, WI 53132

Re: Ryan Creek Sanitary Sewer Interceptor
Contract C02006 – C02
Final Payment

Dear Mr. Bennett:

Enclosed with this letter please find four copies of Change Order No. 5. This Change Order serves to adjust the final Contract Price to reflect the actual quantities of unit-priced Work items installed. Please have all four copies of Change Order No. 5 signed and dated, and return all four executed copies to our office for further execution and distribution.

In accordance with the Contract Documents, the Contractor for this Project, Super Excavators, Inc., has signed a final Application for Payment and has furnished the enclosed Contract-required items:

1. Consent of Surety to Final Payment.
2. List of major Subcontractors, Suppliers, and service providers performing, furnishing, or procuring labor, services, materials, plans, or specifications for the project.
3. Releases or waivers of liens from first tier Subcontractors and Suppliers.
4. Affidavits of Wage Rate Compliance from the Contractor.
5. Certificate or other evidence of completed operations insurance.

You may want to have your legal counsel and insurance advisor review the respective lien, bonding, and insurance documents to verify legal effectiveness. If all are satisfactory, we recommend final payment by the enclosed certificate, and give notice (enclosed), that the completed Work is acceptable subject to the provisions of General Conditions paragraph 14.09.

In accordance with paragraph 13.07 of the General Conditions, the Contractor is required to promptly repair or correct defective Work for a period of one year from the date of Substantial Completion which was May 23, 2013. You may wish to review the Project a month

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or so before the anniversary date to check for any warranty items. If we can be of assistance to you in this regard, please contact us.

Very truly yours,

RUEKERT/MIELKE

Joseph W. Eberle, P.E.
Principal/Senior Project Manager

JWE:sjs
Enclosures

cc: Larry E. Ellis, P. E., Milwaukee Metropolitan Sewerage District
Francis Fuja, P. E., Wisconsin Department of Natural Resources
Robert Mertz, Super Excavators, Inc., w/Notice of Acceptability
File

CHANGE ORDER

No. five (5) & Final

Date of Issuance: July 11, 2013 Effective Date: July 11, 2013

Project: Ryan Creek Sanitary Sewer Interceptor 76th Street To 92nd Street, City of Franklin

Contract: C02006-C02

Owner: City of Franklin Effective Date of Agreement: November 14, 2011

Contractor: Super Excavators, Inc. Engineer: Ruekert/Mielke

The Contract Documents are modified as follows upon execution of this Change Order:

Description: Final Contract Adjustments

Reason for Change Order: Adjust bid quantities to final installed quantities

Attachments: Recommendation for Final Payment

CHANGE IN CONTRACT PRICE	CHANGE IN CONTRACT TIMES
Original Contract Price $ 3,338,775.00	Original Contract Times: Substantial Completion: _____ Ready for Final Payment: _____ days or dates
Increase from previously approved Change Orders No. 1 to No. 4 : $ 504,862.50	●Increase● ●Decrease● from previously approved Change Orders No. ___ to No. ___ : Substantial Completion: _____ Ready for Final Payment: _____ days
Contract Price prior to this Change Order: $ 3,843,637.50	Contract Times prior to this Change Order: Substantial Completion: _____ Ready for Final Payment: _____ days or dates
Decrease of this Change Order: $ 260,554.61	●Increase● ●Decrease● of this Change Order: Substantial Completion: _____ Ready for Final Payment: _____ days or dates
Contract Price incorporating this Change Order: $ 3,583,082.89	Contract Times with all approved Change Orders: Substantial Completion: _____ Ready for Final Payment: _____ days or dates

RECOMMENDED:

By: _____
Engineer (Authorized Signature)
Joseph W. Eberle, P.E.
Ruekert / Mielke

Date: 7/11/13

ACCEPTED:

By: _____
Owner (Authorized Signature)
City of Franklin

Date: _____

ACCEPTED:

By: _____
Contractor (Authorized Signature)
Super Excavators, Inc.

Date: 7/17/13

APPROVED:

By: _____
MMSD (Authorized Signature)

Date: 8/9/13

APPROVED:

By: _____
DNR (Authorized Signature)

Date: _____

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Waukesha, WI 53188-1020

RECOMMENDATION FOR PAYMENT SUMMARY

OWNER:	CITY OF FRANKLIN	CONTRACTOR:	SUPER EXCAVATORS, INC.
ADDRESS:	9229 W. LOOMIS ROAD FRANKLIN, WI 53132	ADDRESS:	N59 W14601 BOBOLINK AVENUE MENOMONEE FALLS, WI 53051
CONTACT:	JOHN M. BENNETT, P.E.	CONTACT:	BOB MERTZ
PROJECT:	RYAN CREEK SANITARY SEWER INTERCEPTOR 76TH STREET to 92ND STREET C02006C02	PAYMENT # :	14 (FOURTEEN) FINAL
R/M PROJECT # :	5892073.307	DATE PREPARED:	JULY 9, 2013

ORIGINAL CONTRACT AMOUNT	$3,338,775.00
CHANGE ORDERS	$244,307.89
CONTRACT SUM TO DATE	$3,583,082.89
TOTAL COMPLETED TO DATE	$3,583,082.89
RETAINAGE HELD TO DATE	$96,168.13
RETAINAGE REDUCTION TO DATE	$96,168.13
TOTAL EARNED LESS RETAINAGE PLUS RETAINAGE REDUCTIONS	$3,583,082.89
LESS PREVIOUS CERTIFICATES FOR PAYMENT	$3,523,257.93
CURRENT PAYMENT DUE	**$59,824.96**

AMOUNT AGREED TO BY: _____ _____

Contractor (Authorized Signature) — DATE
SUPER EXCAVATORS, INC.

I HAVE REVIEWED AND APPROVE THE ATTACHED RECOMMENDATION FOR PAYMENT.
PAYMENT IN THE AMOUNT OF: **$59,824.96**
IS RECOMMENDED AT THIS TIME TO: **SUPER EXCAVATORS, INC.**

RECOMMENDED BY: _____ _____

Engineer (Authorized Signature) — DATE
JOSEPH W. EBERLE, P.E.
RUEKERT & MIELKE, INC.

REMARKS:

SUMMARY:

Original Contract Amount:	$3,338,775.00
Change Orders #1 - #4	$504,862.50
Closeout Change Order #5	($260,554.61)
Final Contract Amount	$3,583,082.89

FOR OWNER INTERNAL USE ONLY (IF APPLICABLE)

APPROVED BY: _____

Owner (Authorized Signature) — DATE
CITY OF FRANKLIN

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Ruekert·Mielke
engineering solutions for a working world
W233 N2080 Ridgeview Parkway
Waukesha, WI 53188-1020

RECOMMENDATION FOR PAYMENT

OWNER: CITY OF FRANKLIN
PROJECT: RYAN CREEK SANITARY SEWER INTERCEPTOR 76TH STREET to 92ND STREET
CONTRACTOR: SUPER EXCAVATORS, INC.
R/M PROJECT NUMBER: 5892073.307
PAYMENT NUMBER: 14 (FOURTEEN) C02006C02 FINAL
DATE PREPARED: JULY 9, 2013

ITEM #	ITEM DESCRIPTION	UNIT	ESTIMATED QTY.	UNIT $	QTY. LAST PERIOD	QTY. THIS PERIOD	QTY. TO DATE	AMT. LAST PERIOD	AMT. THIS PERIOD	AMT. TO DATE
MA1	36-Inch Sanitary Sewer Using Specification Section 02611 Pipe w/Spoil Backfill	L.F.	5,042	$255.00	4,926.580	16.290	4,942.870	$1,256,277.90	$4,153.95	$1,260,431.85
MA2	42-Inch Sanitary Sewer Using Specification Section 02611 Pipe w/Spoil Backfill	L.F.	1,283	$265.00	939.000	14.800	953.800	$248,835.00	$3,922.00	$252,757.00
MA3	42-Inch Sanitary Sewer Using Specification Section 02611 Pipe w/Granular Backfill	L.F.	81	$382.00	229.900	-0.400	229.500	$87,821.80	($152.80)	$87,669.00
MA4	48-Inch Sanitary Sewer Using Specification Section 02611 Pipe w/Granular Backfill	L.F.	1,319	$500.00	1,334.800	-13.310	1,321.490	$667,400.00	($6,655.00)	$660,745.00
MA5	Augered 42-Inch Sanitary Sewer Using Specification Section 02611 Pipe w/Steel	L.F.	90	$1,425.00	90.000	0.000	90.000	$128,250.00	$0.00	$128,250.00
6	8-Inch Sanitary Sewer Stub w/Spoil Backfill	L.F.	45	$115.00	0.000	0.000	0.000	$0.00	$0.00	$0.00
7	8-Inch Sanitary Sewer Stub w/Granular Backfill	L.F.	15	$200.00	0.000	0.000	0.000	$0.00	$0.00	$0.00
8	12-Inch Sanitary Sewer Stub w/Spoil Backfill	L.F.	15	$125.00	0.000	0.000	0.000	$0.00	$0.00	$0.00
9	12-Inch Sanitary Sewer Stub w/Granular Backfill	L.F.	15	$200.00	0.000	0.000	0.000	$0.00	$0.00	$0.00
10	30-Inch Sanitary Sewer Stub w/Granular Backfill	L.F.	15	$400.00	8.000	0.000	8.000	$3,200.00	$0.00	$3,200.00
11	Manhole No. 10	L.S.	1	$21,500.00	0.980	0.020	1.000	$21,070.00	$430.00	$21,500.00
12	Manhole No. 11	L.S.	1	$14,500.00	0.980	0.020	1.000	$14,210.00	$290.00	$14,500.00
13	Manhole No. 12	L.S.	1	$18,000.00	0.980	0.020	1.000	$17,640.00	$360.00	$18,000.00
14	Manhole No. 13	L.S.	1	$12,000.00	0.980	0.020	1.000	$11,760.00	$240.00	$12,000.00
15	Manhole No. 14	L.S.	1	$12,000.00	0.980	0.020	1.000	$11,760.00	$240.00	$12,000.00
16	Manhole No. 15	L.S.	1	$17,500.00	0.980	0.020	1.000	$17,150.00	$350.00	$17,500.00
17	Manhole No. 16	L.S.	1	$12,000.00	0.980	0.020	1.000	$11,760.00	$240.00	$12,000.00
18	Manhole No. 17	L.S.	1	$14,500.00	0.980	0.020	1.000	$14,210.00	$290.00	$14,500.00
19	Manhole No. 18	L.S.	1	$16,500.00	0.980	0.020	1.000	$16,170.00	$330.00	$16,500.00

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Waukesha, WI 53188-1020

RECOMMENDATION FOR PAYMENT

OWNER: CITY OF FRANKLIN
PROJECT: RYAN CREEK SANITARY SEWER INTERCEPTOR 76TH STREET to 92ND STREET
CONTRACTOR: SUPER EXCAVATORS, INC.
R/M PROJECT NUMBER: 5892073.307
PAYMENT NUMBER: 14 (FOURTEEN) C02006C02 FINAL
DATE PREPARED: JULY 9, 2013

ITEM #	ITEM DESCRIPTION	UNIT	ESTIMATED QTY.	UNIT $	QTY. LAST PERIOD	QTY. THIS PERIOD	QTY. TO DATE	AMT. LAST PERIOD	AMT. THIS PERIOD	AMT. TO DATE
20	Manhole No. 19	L.S.	1	$18,000.00	0.980	0.020	1.000	$17,640.00	$360.00	$18,000.00
21	Manhole No. 20	L.S.	1	$22,000.00	0.980	0.020	1.000	$21,560.00	$440.00	$22,000.00
22	Manhole No. 21	L.S.	1	$18,500.00	0.980	0.020	1.000	$18,130.00	$370.00	$18,500.00
23	Manhole No. 22	L.S.	1	$16,000.00	0.980	0.020	1.000	$15,680.00	$320.00	$16,000.00
24	Traffic Control	L.S.	1	$180,000.00	1.000	0.000	1.000	$180,000.00	$0.00	$180,000.00
25	Engineer Field Office	L.S.	1	$40,000.00	0.930	0.070	1.000	$37,200.00	$2,800.00	$40,000.00
26	Construct Roadway to Subgrade	L.S.	1	$44,200.00	1.000	0.000	1.000	$44,200.00	$0.00	$44,200.00
27	Excavation Below Subgrade and Backfill - Sewer Trench	C.Y.	3,000	$0.01	0.000	0.000	0.000	$0.00	$0.00	$0.00
28	Crushed Aggregate Base Course	TON	2,000	$12.40	362.930	0.000	362.930	$4,500.33	$0.00	$4,500.33
29	10-foot Wide Crushed Aggregate Shoulder	TON	700	$14.20	765.050	0.000	765.050	$10,863.71	$0.00	$10,863.71
30	2-foot Wide Asphaltic Shoulder	TON	70	$146.00	65.360	0.000	65.360	$9,542.56	$0.00	$9,542.56
31	Concrete Pavement	S.Y.	2,100	$41.00	995.670	0.000	995.670	$40,822.47	$0.00	$40,822.47
32	Concrete Driveway and Approach Replacement	S.F.	100	$7.00	0.000	0.000	0.000	$0.00	$0.00	$0.00
33	Asphaltic Driveway and Approach Replacement	S.F.	450	$3.90	1,423.000	0.000	1,423.000	$5,549.70	$0.00	$5,549.70
34	Crushed Aggregate Driveway Replacement	S.F.	7,000	$1.00	0.000	0.000	0.000	$0.00	$0.00	$0.00
35	3 1/2-inch Roadway Base Patching	TON	200	$150.00	0.000	0.000	0.000	$0.00	$0.00	$0.00
36	Full Depth Saw Cutting	L.F.	1,610	$2.00	490.000	0.000	490.000	$980.00	$0.00	$980.00
37	24-inch CMCP Driveway Culvert	L.F.	26	$62.00	26.000	0.000	26.000	$1,612.00	$0.00	$1,612.00
38	30-inch CMCP Driveway Culvert	L.F.	24	$81.00	24.000	0.000	24.000	$1,944.00	$0.00	$1,944.00

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Waukesha, WI 53188-1020

RECOMMENDATION FOR PAYMENT

OWNER: CITY OF FRANKLIN
PROJECT: RYAN CREEK SANITARY SEWER INTERCEPTOR 76TH STREET to 92ND STREET
CONTRACTOR: SUPER EXCAVATORS, INC.
R/M PROJECT NUMBER: 5892073.307
PAYMENT NUMBER: 14 (FOURTEEN) C02006C02 FINAL
DATE PREPARED: JULY 9, 2013

ITEM #	ITEM DESCRIPTION	UNIT	ESTIMATED QTY.	UNIT $	QTY. LAST PERIOD	QTY. THIS PERIOD	QTY. TO DATE	AMT. LAST PERIOD	AMT. THIS PERIOD	AMT. TO DATE
39	35"x24" CMCA Driveway Culvert	L.F.	23	$88.00	23.000	0.000	23.000	$2,024.00	$0.00	$2,024.00
40	42"x29" CMCA Driveway Culvert	L.F.	47	$124.00	47.670	0.000	47.670	$5,911.08	$0.00	$5,911.08
41	Temporary 12-inch CMP Culvert	L.F.	80	$40.00	62.000	0.000	62.000	$2,480.00	$0.00	$2,480.00
42	Farm Drainage Tile Reconnection	EA.	40	$100.00	8.000	0.000	8.000	$800.00	$0.00	$800.00
43	Pavement Marking, Dashed, 4-inch yellow, Epoxy	L.F.	375	$0.80	687.500	0.000	687.500	$550.00	$0.00	$550.00
44	Pavement Marking, Solid, 4-inch white, Epoxy	L.F.	3,000	$0.80	5,484.800	0.000	5,484.800	$4,387.84	$0.00	$4,387.84
45	Silt Fence	L.F.	16,500	$2.15	16,925.000	0.000	16,925.000	$36,388.75	$0.00	$36,388.75
46	Tracking Pad	TON	325	$20.00	960.310	0.000	960.310	$19,206.20	$0.00	$19,206.20
47	Ditch Check	L.F.	600	$7.30	150.000	0.000	150.000	$1,095.00	$0.00	$1,095.00
48	Topsoil, Fertilizer, Seed and Mulch – Roadway Right-of-Way and Abutting	S.Y.	10,000	$3.75	4,317.000	200.000	4,517.000	$16,188.75	$750.00	$16,938.75
49	Topsoil, Fertilizer, Seed and Mulch – Easements	S.Y.	90,000	$0.42	71,263.000	767.130	72,030.130	$29,930.46	$322.19	$30,252.65
50	Erosion Control Blanket, S150	S.Y.	1,750	$1.40	0.000	53.300	53.300	$0.00	$74.62	$74.62
51	Erosion Control Blanket, S150 BN	S.Y.	8,500	$1.75	4,252.000	200.000	4,452.000	$7,441.00	$350.00	$7,791.00
52	Land Application of Anionic Polyacrylamide	S.Y.	90,000	$0.28	1,796.000	0.000	1,796.000	$502.88	$0.00	$502.88
53	Wetland Restoration	L.S.	1	$24,875.00	0.000	0.000	0.000	$0.00	$0.00	$0.00
54	Dust Control Using Calcium Chloride	100 LBS.	20	$100.00	0.000	0.000	0.000	$0.00	$0.00	$0.00
55	Dust Control Using Water	1,000 GAL	20	$100.00	37.500	0.000	37.500	$3,750.00	$0.00	$3,750.00
56	Allowance for Landscape Plantings	L.S.	1	$10,000.00	0.000	0.000	0.000	$0.00	$0.00	$0.00
	TOTAL ALL BID ITEMS							**$3,068,395.43**	**$9,824.96**	**$3,078,220.39**

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Waukesha, WI 53188-1020

RECOMMENDATION FOR PAYMENT

OWNER: CITY OF FRANKLIN
PROJECT: RYAN CREEK SANITARY SEWER INTERCEPTOR 76TH STREET to 92ND STREET
CONTRACTOR: SUPER EXCAVATORS, INC.
R/M PROJECT NUMBER: 5892073.307
PAYMENT NUMBER: 14 (FOURTEEN) C02006C02 FINAL
DATE PREPARED: JULY 9, 2013

ITEM #	ITEM DESCRIPTION	UNIT	ESTIMATED QTY.	UNIT $	QTY. LAST PERIOD	QTY. THIS PERIOD	QTY. TO DATE	AMT. LAST PERIOD	AMT. THIS PERIOD	AMT. TO DATE
	CHANGE ORDERS									
CO-1	MH 12	L.S.	1	$7,550.00	1.000	0.000	1.000	$7,550.00	$0.00	$7,550.00
CO-1	MH 15	L.S.	1	$7,550.00	1.000	0.000	1.000	$7,550.00	$0.00	$7,550.00
CO-1	MH 18	L.S.	1	$3,900.00	1.000	0.000	1.000	$3,900.00	$0.00	$3,900.00
CO-1	MH 19	L.S.	1	$3,900.00	1.000	0.000	1.000	$3,900.00	$0.00	$3,900.00
CO-1	MH 20	L.S.	1	$3,900.00	1.000	0.000	1.000	$3,900.00	$0.00	$3,900.00
CO-1	MH 21	LS.	1	$3,900.00	1.000	0.000	1.000	$3,900.00	$0.00	$3,900.00
CO-2	Auger Bore under WL # 17	L.F.	180	$1,800.00	180.000	0.000	180.000	$324,000.00	$0.00	$324,000.00
CO-3	Auger Bore under WL # 38	L.F.	100	$1,425.00	100.000	0.000	100.000	$142,500.00	$0.00	$142,500.00
CO-4	Farm Drainage Tile Upgrade	L.F.	860	$12.50	613.000	0.000	613.000	$7,662.50	$0.00	$7,662.50
CO-5	Closeout Change Order	L.S.	1	($260,554.61)						
TOTAL CHANGE ORDERS:								***$504,862.50***	***$0.00***	***$504,862.50***
							TOTALS:	***$3,573,257.93***	***$9,824.96***	***$3,583,082.89***

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W233 N2080 Ridgeview Parkway
Waukesha, WI 53188

ANALYSIS OF CLOSE-OUT CHANGE ORDER

OWNER: CITY OF FRANKLIN
PROJECT: RYAN CREEK SANITARY SEWER INTERCEPTOR 76TH STREET to 92ND STREET
DATE PREPARED: JULY 9, 2013 C02006C02

ITEM #	ITEM DESCRIPTION	UNIT	ESTIMATED QUANTITY	UNIT $	ORIGINAL CONTRACT AMOUNT	ACTUAL QUANTITY INSTALLED	FINAL CONTRACT AMOUNT
MA1	36-Inch Sanitary Sewer Using Specification Section 02611 Pipe w/Spoil Backfill	L.F.	5,042	$255.00	$1,285,710.00	4,942.87	$1,260,431.85
MA2	42-Inch Sanitary Sewer Using Specification Section 02611 Pipe w/Spoil Backfill	L.F.	1,283	$265.00	$339,995.00	953.80	$252,757.00
MA3	42-Inch Sanitary Sewer Using Specification Section 02611 Pipe w/Granular Backfill	L.F.	81	$382.00	$30,942.00	229.50	$87,669.00
MA4	48-Inch Sanitary Sewer Using Specification Section 02611 Pipe w/Granular Backfill	L.F.	1,319	$500.00	$659,500.00	1,321.49	$660,745.00
MA5	Augered 42-Inch Sanitary Sewer Using Specification Section 02611 Pipe w/Steel Casing Pipe	L.F.	90	$1,425.00	$128,250.00	90.00	$128,250.00
6	8-Inch Sanitary Sewer Stub w/Spoil Backfill	L.F.	45	$115.00	$5,175.00	0.00	$0.00
7	8-Inch Sanitary Sewer Stub w/Granular Backfill	L.F.	15	$200.00	$3,000.00	0.00	$0.00
8	12-Inch Sanitary Sewer Stub w/Spoil Backfill	L.F.	15	$125.00	$1,875.00	0.00	$0.00
9	12-Inch Sanitary Sewer Stub w/Granular Backfill	L.F.	15	$200.00	$3,000.00	0.00	$0.00
10	30-Inch Sanitary Sewer Stub w/Granular Backfill	L.F.	15	$400.00	$6,000.00	.8.00	$3,200.00
11	Manhole No. 10	L.S.	1	$21,500.00	$21,500.00	1.00	$21,500.00
12	Manhole No. 11	L.S.	1	$14,500.00	$14,500.00	1.00	$14,500.00
13	Manhole No. 12	L.S.	1	$18,000.00	$18,000.00	1.00	$18,000.00
14	Manhole No. 13	L.S.	1	$12,000.00	$12,000.00	1.00	$12,000.00
15	Manhole No. 14	L.S.	1	$12,000.00	$12,000.00	1.00	$12,000.00
16	Manhole No. 15	L.S.	1	$17,500.00	$17,500.00	1.00	$17,500.00
17	Manhole No. 16	L.S.	1	$12,000.00	$12,000.00	1.00	$12,000.00
18	Manhole No. 17	L.S.	1	$14,500.00	$14,500.00	1.00	$14,500.00
19	Manhole No. 18	L.S.	1	$16,500.00	$16,500.00	1.00	$16,500.00

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ANALYSIS OF CLOSE-OUT CHANGE ORDER

OWNER: CITY OF FRANKLIN
PROJECT: RYAN CREEK SANITARY SEWER INTERCEPTOR 76TH STREET to 92ND STREET
DATE PREPARED: JULY 9, 2013 C02006C02

ITEM #	ITEM DESCRIPTION	UNIT	ESTIMATED QUANTITY	UNIT $	ORIGINAL CONTRACT AMOUNT	ACTUAL QUANTITY INSTALLED	FINAL CONTRACT AMOUNT
20	Manhole No. 19	L.S.	1	$18,000.00	$18,000.00	1.00	$18,000.00
21	Manhole No. 20	L.S.	1	$22,000.00	$22,000.00	1.00	$22,000.00
22	Manhole No. 21	L.S.	1	$18,500.00	$18,500.00	1.00	$18,500.00
23	Manhole No. 22	L.S.	1	$16,000.00	$16,000.00	1.00	$16,000.00
24	Traffic Control	L.S.	1	$180,000.00	$180,000.00	1.00	$180,000.00
25	Engineer Field Office	L.S.	1	$40,000.00	$40,000.00	1.00	$40,000.00
26	Construct Roadway to Subgrade	L.S.	1	$44,200.00	$44,200.00	1.00	$44,200.00
27	Excavation Below Subgrade and Backfill - Sewer Trench	C.Y.	3,000	$0.01	$30.00	0.00	$0.00
28	Crushed Aggregate Base Course	TON	2,000	$12.40	$24,800.00	362.93	$4,500.33
29	10-foot Wide Crushed Aggregate Shoulder	TON	700	$14.20	$9,940.00	765.05	$10,863.71
30	2-foot Wide Asphaltic Shoulder	TON	70	$146.00	$10,220.00	65.36	$9,542.56
31	Concrete Pavement	S.Y.	2,100	$41.00	$86,100.00	995.67	$40,822.47
32	Concrete Driveway and Approach Replacement	S.F.	100	$7.00	$700.00	0.00	$0.00
33	Asphaltic Driveway and Approach Replacement	S.F.	450	$3.90	$1,755.00	1,423.00	$5,549.70
34	Crushed Aggregate Driveway Replacement	S.F.	7,000	$1.00	$7,000.00	0.00	$0.00
35	3 1/2-inch Roadway Base Patching	TON	200	$150.00	$30,000.00	0.00	$0.00
36	Full Depth Saw Cutting	L.F.	1,610	$2.00	$3,220.00	490.00	$980.00
37	24-inch CMCP Driveway Culvert	L.F.	26	$62.00	$1,612.00	26.00	$1,612.00
38	30-inch CMCP Driveway Culvert	L.F.	24	$81.00	$1,944.00	24.00	$1,944.00

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ANALYSIS OF CLOSE-OUT CHANGE ORDER

OWNER: CITY OF FRANKLIN
PROJECT: RYAN CREEK SANITARY SEWER INTERCEPTOR 76TH STREET to 92ND STREET
DATE PREPARED: JULY 9, 2013 C02006C02

ITEM #	ITEM DESCRIPTION	UNIT	ESTIMATED QUANTITY	UNIT $	ORIGINAL CONTRACT AMOUNT	ACTUAL QUANTITY INSTALLED	FINAL CONTRACT AMOUNT
39	35"x24" CMCA Driveway Culvert	L.F.	23	$88.00	$2,024.00	23.00	$2,024.00
40	42"x29" CMCA Driveway Culvert	L.F.	47	$124.00	$5,828.00	47.67	$5,911.08
41	Temporary 12-inch CMP Culvert	L.F.	80	$40.00	$3,200.00	62.00	$2,480.00
42	Farm Drainage Tile Reconnection	EA.	40	$100.00	$4,000.00	8.00	$800.00
43	Pavement Marking, Dashed, 4-inch yellow, Epoxy	L.F.	375	$0.80	$300.00	687.50	$550.00
44	Pavement Marking, Solid, 4-inch white, Epoxy	L.F.	3,000	$0.80	$2,400.00	5,484.80	$4,387.84
45	Silt Fence	L.F.	16,500	$2.15	$35,475.00	16,925.00	$36,388.75
46	Tracking Pad	TON	325	$20.00	$6,500.00	960.31	$19,206.20
47	Ditch Check	L.F.	600	$7.30	$4,380.00	150.00	$1,095.00
48	Topsoil, Fertilizer, Seed and Mulch – Roadway Right-of-Way and Abutting Easements	S.Y.	10,000	$3.75	$37,500.00	4,517.00	$16,938.75
49	Topsoil, Fertilizer, Seed and Mulch – Easements	S.Y.	90,000	$0.42	$37,800.00	72,030.13	$30,252.65
50	Erosion Control Blanket, S150	S.Y.	1,750	$1.40	$2,450.00	53.30	$74.62
51	Erosion Control Blanket, S150 BN	S.Y.	8,500	$1.75	$14,875.00	4,452.00	$7,791.00
52	Land Application of Anionic Polyacrylamide	S.Y.	90,000	$0.28	$25,200.00	1,796.00	$502.88
53	Wetland Restoration	L.S.	1	$24,875.00	$24,875.00	0.00	$0.00
54	Dust Control Using Calcium Chloride	100 LBS.	20	$100.00	$2,000.00	0.00	$0.00
55	Dust Control Using Water	1,000 GAL	20	$100.00	$2,000.00	37.50	$3,750.00
56	Allowance for Landscape Plantings	L.S.	1	$10,000.00	$10,000.00	0.00	$0.00
	SUBTOTAL OF ORIGINAL CONTRACT ITEMS				***$3,338,775.00***		***$3,078,220.39***

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ANALYSIS OF CLOSE-OUT CHANGE ORDER

OWNER: CITY OF FRANKLIN
PROJECT: RYAN CREEK SANITARY SEWER INTERCEPTOR 76TH STREET to 92ND STREET
DATE PREPARED: JULY 9, 2013 C02006C02

ITEM #	ITEM DESCRIPTION	UNIT	ESTIMATED QUANTITY	UNIT $	ORIGINAL CONTRACT AMOUNT	ACTUAL QUANTITY INSTALLED	FINAL CONTRACT AMOUNT
	ADDITIONAL ITEMS						
CO-1	MH 12	L.S.	1	$7,550.00		1.00	$7,550.00
CO-1	MH 15	L.S.	1	$7,550.00		1.00	$7,550.00
CO-1	MH 18	L.S.	1	$3,900.00		1.00	$3,900.00
CO-1	MH 19	L.S.	1	$3,900.00		1.00	$3,900.00
CO-1	MH 20	L.S.	1	$3,900.00		1.00	$3,900.00
CO-1	MH 21	LS.	1	$3,900.00		1.00	$3,900.00
CO-2	Auger Bore under WL # 17	L.F.	180	$1,800.00		180.00	$324,000.00
CO-3	Auger Bore under WL # 38	L.F.	100	$1,425.00		100.00	$142,500.00
CO-4	Farm Drainage Tile Upgrade	L.F.	613	$12.50		613.00	$7,662.50
	SUBTOTAL OF ADDITIONAL ITEMS						***$504,862.50***
				GRAND TOTALS:	***$3,338,775.00***		***$3,583,082.89***

CLOSEOUT CHANGE ORDER #5 AMOUNT -$260,554.61

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SEE

Final Project Summary

In Change Order Number 5

Under Contract No. 1

APPROVAL	REQUEST FOR COUNCIL ACTION	MTG. DATE
slw		8/20/13
Reports & Recommendations	**SUBJECT:** Change Order No. 8 for the Ryan Creek Interceptor Contract No. 3 for serving the southwest portion of the City	**ITEM NO.** G.11.

BACKGROUND

Pursuant to the construction of the Ryan Creek Interceptor (RCI), staff has completed the final change order for all four (4) contracts. The final change order is a reduction in the contract prices due to the unit price bid where fewer units were utilized than originally anticipated. The total reduction in cost for the four contracts is $880,379.59. (See attached summary sheet.)

ANALYSIS

The change order for Contract No. 3 under contract with D.F. Tomasini Contractors, Inc. is Change Order No. 8 with a decrease in the contract by $264,701.89.

OPTIONS

Approve

or

Table

FISCAL NOTE

The change order will reduce the cost of the Ryan Creek Interceptor.

RECOMMENDATION

Motion to authorize the City Engineer to sign Change Order No. 8 for Contract No. 3 of the Ryan Creek Interceptor reducing the cost by $264,701.89, with a final cost of $6,035,391.09.

JMB/sg
Encl.

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August 8, 2013

Mr. John M. Bennett, P. E.
City Engineer/Director of Public Works
City of Franklin
9229 West Loomis Road
Franklin, WI 53132

Re: Ryan Creek Sanitary Sewer Interceptor
Contract C02006-C03
Final Payment

Dear Mr. Bennett:

Enclosed with this letter please find four copies of Change Order No. 8. This change order serves to adjust the final contract price to reflect the actual quantities of unit-priced work items installed. Please have all four copies of Change Order No. 8 signed and dated, and return all four fully executed copies to our office for further execution and distribution.

In accordance with the Contract Documents, the Contractor for this project, D.F. Tomasini, Inc. has submitted a final Application for Payment and has furnished the enclosed Contract-required items:

1. Consent of Surety to Final Payment.
2. List of major Subcontractors, Suppliers, and service providers performing, furnishing, or procuring labor, services, materials, plans, or specifications for the project.
3. Releases or waivers of liens from first tier Subcontractors and Suppliers.
4. Affidavits of Wage Rate Compliance from the Contractor.
5. Certificate or other evidence of completed operations insurance.

You may want to have your legal counsel and insurance advisor review the respective lien, bonding, and insurance documents to verify legal effectiveness. If all are satisfactory, we recommend final payment by the enclosed certificate, and give notice (enclosed), that the completed Work is acceptable subject to the provisions of General Conditions paragraph 14.09.

In accordance with paragraph 13.07 of the General Conditions, the Contractor is required to promptly repair or correct defective Work for a period of one year from the date of Substantial Completion which was May 23, 2013. You may wish to review the project a month

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or so before the anniversary date to check for any warranty items. If we can be of assistance to you in this regard, please contact us.

Very truly yours,

RUEKERT/MIELKE

Joseph W. Eberle, P.E.
Principal/Senior Project Manager

JWE:sjs
Enclosures

cc: Larry Schluter, P. E., D.F. Tomasini Contractors, Inc., w/Notice of Acceptability
Larry E. Ellis, P. E., Milwaukee Metropolitan Sewerage District
Francis Fuja, P. E., Wisconsin Department of Natural Resources
File

CHANGE ORDER

No. Eight (8) & Final

Date of Issuance: July 11, 2013 Effective Date: July 11, 2013

Project: Ryan Creek Sanitary Sewer Interceptor 92nd St, To 112th St., City of Franklin

Contract: C02006-C03

Owner: City of Franklin Effective Date of Agreement: November 14, 2011

Contractor: D.F. Tomasini, Inc. Engineer: Ruekert/Mielke

The Contract Documents are modified as follows upon execution of this Change Order:

Description: Final Contract Adjustments

Reason for Change Order: Adjust bid quantities to final installed quantities

Attachments: Recommendation for Final Payment

CHANGE IN CONTRACT PRICE	CHANGE IN CONTRACT TIMES
Original Contract Price $ 5,374,692.00	Original Contract Times: Substantial Completion: ____ Ready for Final Payment: ____ days or dates
Increase from previously approved Change Orders No. 1 to No. 7 : $ 925,400.98	●Increase● ●Decrease● from previously approved Change Orders No. ___ to No. ___: Substantial Completion: ____ Ready for Final Payment: ____ days
Contract Price prior to this Change Order: $ 6,300,092.98	Contract Times prior to this Change Order: Substantial Completion: ____ Ready for Final Payment: ____ days or dates
Decrease of this Change Order: $ 264,701.98	●Increase● ●Decrease● of this Change Order: Substantial Completion: ____ Ready for Final Payment: ____ days or dates
Contract Price incorporating this Change Order: $ 6,035,391.09	Contract Times with all approved Change Orders: Substantial Completion: ____ Ready for Final Payment: ____ days or dates

RECOMMENDED:

By: _____
Engineer (Authorized Signature)
Joseph W. Eberle, P.E.
Ruekert / Mielke

Date: 7/11/13

ACCEPTED:

By: _____
Owner (Authorized Signature)
City of Franklin

Date: _____

ACCEPTED:

By: _____
Contractor (Authorized Signature)
D.F. Tomasini, Inc.
Larry Schluter, President

Date: 9/21/13

APPROVED:

By: _____
MMSD (Authorized Signature)

Date: 8/9/13

APPROVED:

By: _____
DNR (Authorized Signature)

Date: _____

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RECOMMENDATION FOR PAYMENT SUMMARY

OWNER:	CITY OF FRANKLIN	CONTRACTOR:	D.F. TOMASINI, INC.
ADDRESS:	9229 W. LOOMIS ROAD FRANKLIN, WI 53132	ADDRESS:	N70 W25176 INDIAN GRASS LANE SUSSEX, WI 53089
CONTACT:	JOHN M. BENNETT, P.E.	CONTACT:	LARRY SCHLUTER
PROJECT:	RYAN CREEK SANITARY SEWER INTERCEPTOR 92ND ST, TO 112TH ST. C02006C03	PAYMENT #:	14 (FOURTEEN) FINAL
R/M PROJECT # :	5892073.308	DATE PREPARED:	JULY 9, 2013

ORIGINAL CONTRACT AMOUNT	$5,374,692.00
CHANGE ORDERS	$660,699.09
CONTRACT SUM TO DATE	$6,035,391.09
TOTAL COMPLETED TO DATE	$6,035,391.09
RETAINAGE HELD TO DATE	$155,689.72
RETAINAGE REDUCTION TO DATE	$155,689.72
TOTAL EARNED LESS RETAINAGE PLUS RETAINAGE REDUCTIONS	$6,035,391.09
LESS PREVIOUS CERTIFICATES FOR PAYMENT	$5,945,800.52
CURRENT PAYMENT DUE	**$89,590.57**

AMOUNT AGREED TO BY: _____ _____
Contractor (Authorized Signature) DATE
D.F. TOMASINI, INC.

I HAVE REVIEWED AND APPROVE THE ATTACHED RECOMMENDATION FOR PAYMENT.
PAYMENT IN THE AMOUNT OF: **$89,590.57**
IS RECOMMENDED AT THIS TIME TO: **D.F. TOMASINI, INC.**

RECOMMENDED BY: _____ _____
Engineer (Authorized Signature) DATE
JOSEPH W. EBERLE, P.E.
RUEKERT & MIELKE, INC.

REMARKS:

SUMMARY:

Original Contract Amount	$5,374,692.00
Change Orders #1 - #7	$925,400.98
Closeout Change Order #8	($264,701.89)
Final Contract Amount	$6,035,391.09

FOR OWNER INTERNAL USE ONLY (IF APPLICABLE)

APPROVED BY: _____ _____
Owner (Authorized Signature) DATE
CITY OF FRANKLIN

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RECOMMENDATION FOR PAYMENT

OWNER: CITY OF FRANKLIN
PROJECT: RYAN CREEK SANITARY SEWER INTERCEPTOR 92ND ST, TO 112TH ST.
CONTRACTOR: D.F. TOMASINI, INC.
R/M PROJECT NUMBER: 5892073.308 C02006C03
PAYMENT NUMBER: 14 (FOURTEEN) FINAL
DATE PREPARED: JULY 9, 2013

ITEM #	ITEM DESCRIPTION	UNIT	ESTIMATED QTY.	UNIT $	QTY. LAST PERIOD	QTY. THIS PERIOD	QTY. TO DATE	AMT. LAST PERIOD	AMT. THIS PERIOD	AMT. TO DATE
MA1	36-Inch Sanitary Sewer Using Specification Section 02611 Pipe w/Spoil Backfill	L.F.	7,329	$384.00	7,161.000	-11.760	7,149.240	$2,749,824.00	($4,515.84)	$2,745,308.16
MA2	36-Inch Sanitary Sewer Using Specification Section 02611 Pipe w/Granular Backfill	L.F.	1,759	$578.00	1,677.000	20.340	1,697.340	$969,306.00	$11,756.52	$981,062.52
MA3	Augered 36-Inch Sanitary Sewer Using Specification Section 02611 Pipe w/Steel	L.F.	360	$1,600.00	360.000	0.000	360.000	$576,000.00	$0.00	$576,000.00
4	8-Inch Sanitary Sewer Stub w/Spoil Backfill	L.F.	30	$152.00	0.000	0.000	0.000	$0.00	$0.00	$0.00
5	8-Inch Sanitary Sewer Stub w/Granular Backfill	L.F.	15	$322.00	0.000	0.000	0.000	$0.00	$0.00	$0.00
6	12-Inch Sanitary Sewer Stub w/Spoil Backfill	L.F.	30	$158.00	0.000	0.000	0.000	$0.00	$0.00	$0.00
7	12-Inch Sanitary Sewer Stub w/Granular Backfill	L.F.	30	$188.00	0.000	0.000	0.000	$0.00	$0.00	$0.00
8	16-Inch Sanitary Sewer Stub w/Granular Backfill	L.F.	15	$362.00	0.000	0.000	0.000	$0.00	$0.00	$0.00
9	21-Inch Sanitary Sewer Stub w/Spoil Backfill	L.F.	15	$163.00	0.000	0.000	0.000	$0.00	$0.00	$0.00
10	Manhole No. 25	L.S.	1	$22,500.00	0.980	0.020	1.000	$22,050.00	$450.00	$22,500.00
11	Manhole No. 26	L.S.	1	$29,125.00	0.980	0.020	1.000	$28,542.50	$582.50	$29,125.00
12	Manhole No. 27	L.S.	1	$23,650.00	0.980	0.020	1.000	$23,177.00	$473.00	$23,650.00
13	Manhole No. 28	L.S.	1	$25,500.00	0.980	0.020	1.000	$24,990.00	$510.00	$25,500.00
14	Manhole No. 29	L.S.	1	$22,000.00	0.980	0.020	1.000	$21,560.00	$440.00	$22,000.00
15	Manhole No. 23	L.S.	1	$27,325.00	0.980	0.020	1.000	$26,778.50	$546.50	$27,325.00
16	Manhole No. 24	L.S.	1	$22,750.00	0.980	0.020	1.000	$22,295.00	$455.00	$22,750.00
17	Manhole No. 30	L.S.	1	$42,800.00	0.980	0.020	1.000	$41,944.00	$856.00	$42,800.00
18	Manhole No. 31	L.S.	1	$23,700.00	0.980	0.020	1.000	$23,226.00	$474.00	$23,700.00
19	Manhole No. 32	L.S.	1	$25,100.00	0.980	0.020	1.000	$24,598.00	$502.00	$25,100.00

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RECOMMENDATION FOR PAYMENT

OWNER: CITY OF FRANKLIN
PROJECT: RYAN CREEK SANITARY SEWER INTERCEPTOR 92ND ST, TO 112TH ST.
CONTRACTOR: D.F. TOMASINI, INC.
R/M PROJECT NUMBER: 5892073.308 C02006C03
PAYMENT NUMBER: 14 (FOURTEEN) FINAL
DATE PREPARED: JULY 9, 2013

ITEM #	ITEM DESCRIPTION	UNIT	ESTIMATED QTY.	UNIT $	QTY. LAST PERIOD	QTY. THIS PERIOD	QTY. TO DATE	AMT. LAST PERIOD	AMT. THIS PERIOD	AMT. TO DATE
20	Manhole No. 33	L.S.	1	$20,000.00	0.980	0.020	1.000	$19,600.00	$400.00	$20,000.00
21	Manhole No. 34	L.S.	1	$23,300.00	0.980	0.020	1.000	$22,834.00	$466.00	$23,300.00
22	Manhole No. 35	L.S.	1	$21,300.00	0.980	0.020	1.000	$20,874.00	$426.00	$21,300.00
23	Manhole No. 36	L.S.	1	$20,300.00	0.980	0.020	1.000	$19,894.00	$406.00	$20,300.00
24	Traffic Control	L.S.	1	$13,000.00	1.000	0.000	1.000	$13,000.00	$0.00	$13,000.00
25	Construct Roadway to Subgrade	L.S.	1	$20,500.00	1.000	0.000	1.000	$20,500.00	$0.00	$20,500.00
26	Excavation Below Subgrade and Backfill – Sewer Trench	C.Y.	4,000	$1.00	0.000	0.000	0.000	$0.00	$0.00	$0.00
27	Crushed Aggregate Base Course	TON	2,700	$9.95	3,363.250	0.000	3,363.250	$33,464.34	$0.00	$33,464.34
28	Crushed Aggregate Shoulder	TON	260	$15.00	249.920	0.000	249.920	$3,748.80	$0.00	$3,748.80
29	Asphaltic Binder Course	TON	840	$57.25	822.730	0.000	822.730	$47,101.30	$0.00	$47,101.30
30	Asphaltic Surface Course – 92nd Street	TON	560	$62.30	547.210	0.000	547.210	$34,091.18	$0.00	$34,091.18
31	Asphaltic Surface Course – West Ryan Road	TON	1,200	$57.70	684.130	0.000	684.130	$39,474.30	$0.00	$39,474.30
32	Concrete Driveway and Approach Replacement	S.F.	260	$6.00	0.000	0.000	0.000	$0.00	$0.00	$0.00
33	Asphaltic Driveway and Approach Replacement	S.F.	4,300	$5.10	3,791.600	0.000	3,791.600	$19,337.16	$0.00	$19,337.16
34	Crushed Aggregate Driveway Replacement	S.F.	1,000	$0.65	445.750	0.000	445.750	$289.74	$0.00	$289.74
35	Mill and Remove Existing Asphalt	S.Y.	10,500	$1.25	5,534.500	0.000	5,534.500	$6,918.13	$0.00	$6,918.13
36	3-1/2 Inch Roadway Base Patching	TON	200	$125.00	0.000	0.000	0.000	$0.00	$0.00	$0.00
37	Temporary Access Road	L.S.	1	$1.00	0.000	0.000	0.000	$0.00	$0.00	$0.00
38	Full Depth Saw Cutting	L.F.	220	$4.00	44.000	0.000	44.000	$176.00	$0.00	$176.00

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RECOMMENDATION FOR PAYMENT

OWNER: CITY OF FRANKLIN
PROJECT: RYAN CREEK SANITARY SEWER INTERCEPTOR 92ND ST, TO 112TH ST.
CONTRACTOR: D.F. TOMASINI, INC.
R/M PROJECT NUMBER: 5892073.308 C02006C03
PAYMENT NUMBER: 14 (FOURTEEN) FINAL
DATE PREPARED: JULY 9, 2013

ITEM #	ITEM DESCRIPTION	UNIT	ESTIMATED QTY.	UNIT $	QTY. LAST PERIOD	QTY. THIS PERIOD	QTY. TO DATE	AMT. LAST PERIOD	AMT. THIS PERIOD	AMT. TO DATE
39	12-inch CMCP Driveway Culvert	L.F.	180	$51.00	215.000	0.000	215.000	$10,965.00	$0.00	$10,965.00
40	15-inch CMCP Driveway Culvert	L.F.	91	$54.00	105.000	0.000	105.000	$5,670.00	$0.00	$5,670.00
41	21-inch CMCP Driveway Culvert	L.F.	241	$61.00	85.300	0.000	85.300	$5,203.30	$0.00	$5,203.30
42	15-inch RCCP CL IV Culvert w/Apron Endwalls	L.F.	100	$73.00	104.000	0.000	104.000	$7,592.00	$0.00	$7,592.00
43	Temporary 12-inch CMP Culvert	L.F.	80	$60.00	68.000	0.000	68.000	$4,080.00	$0.00	$4,080.00
44	Farm Drainage Tile Reconnection	EA.	40	$100.00	6.000	1.000	7.000	$600.00	$100.00	$700.00
45	Pavement Marking, Solid, 4-inch yellow, Epoxy	L.F.	8,520	$0.50	6,075.500	0.000	6,075.500	$3,037.75	$0.00	$3,037.75
46	Pavement Marking, Dashed, 4-inch yellow, Epoxy	L.F.	550	$0.50	350.000	0.000	350.000	$175.00	$0.00	$175.00
47	Pavement Marking, Solid, 4-inch white, Epoxy	L.F.	12,400	$0.50	8,624.000	0.000	8,624.000	$4,312.00	$0.00	$4,312.00
48	Silt Fence	L.F.	23,000	$2.50	19,770.000	0.000	19,770.000	$49,425.00	$0.00	$49,425.00
49	Tracking Pad	TON	500	$15.00	2,173.530	0.000	2,173.530	$32,602.95	$0.00	$32,602.95
50	Ditch Check	L.F.	600	$7.00	1,940.000	0.000	1,940.000	$13,580.00	$0.00	$13,580.00
51	Topsoil, Fertilizer, Seed and Mulch – Roadway Right-of-Way and Abutting	S.Y.	12,000	$0.75	4,754.930	0.000	4,754.930	$3,566.20	$0.00	$3,566.20
52	Topsoil, Fertilizer, Seed and Mulch – Easements	S.Y.	115,000	$0.65	96,673.890	0.000	96,673.890	$62,838.03	$0.00	$62,838.03
53	Erosion Control Blanket, S150	S.Y.	3,000	$1.65	2,008.110	0.000	2,008.110	$3,313.39	$0.00	$3,313.39
54	Erosion Control Blanket, S150 BN	S.Y.	9,000	$1.85	11,523.770	142.100	11,665.870	$21,318.97	$262.89	$21,581.86
55	Land Application of Anionic Polyacrylamide	S.Y.	115,000	$0.40	0.000	0.000	0.000	$0.00	$0.00	$0.00
56	Wetland Restoration	L.S.	1	$19,250.00	0.000	0.000	0.000	$0.00	$0.00	$0.00
57	Dust Control Using Calcium Chloride	100 LBS	20	$50.00	30.000	0.000	30.000	$1,500.00	$0.00	$1,500.00

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RECOMMENDATION FOR PAYMENT

OWNER: CITY OF FRANKLIN
PROJECT: RYAN CREEK SANITARY SEWER INTERCEPTOR 92ND ST, TO 112TH ST.
CONTRACTOR: D.F. TOMASINI, INC.
R/M PROJECT NUMBER: 5892073.308 C02006C03
PAYMENT NUMBER: 14 (FOURTEEN) FINAL
DATE PREPARED: JULY 9, 2013

ITEM #	ITEM DESCRIPTION	UNIT	ESTIMATED QTY.	UNIT $	QTY. LAST PERIOD	QTY. THIS PERIOD	QTY. TO DATE	AMT. LAST PERIOD	AMT. THIS PERIOD	AMT. TO DATE
58	Dust Control Using Water	1,000 GAL	20	$30.00	57.000	0.000	57.000	$1,710.00	$0.00	$1,710.00
59	Allowance for Landscape Plantings	L.S.	1	$10,000.00	0.832	0.000	0.832	$8,316.00	$0.00	$8,316.00
					Totals		*Totals*	*$5,095,399.54*	*$14,590.57*	*$5,109,990.11*
	CHANGE ORDERS									
CO-1	Temporary Bridge Over Wetland	L.S.	1	$100,000.00	1.000	0.000	1.000	$100,000.00	$0.00	$100,000.00
CO-2	MH 23	L.S.	1	$3,900.00	1.000	0.000	1.000	$3,900.00	$0.00	$3,900.00
CO-2	MH 26	L.S.	1	$3,900.00	1.000	0.000	1.000	$3,900.00	$0.00	$3,900.00
CO-2	MH 30	L.S.	1	$7,550.00	1.000	0.000	1.000	$7,550.00	$0.00	$7,550.00
CO-3	Extra work due to unforeseen conditions while auger boring under Ryan Creek	L.S.	1	$11,980.76	1.000	0.000	1.000	$11,980.76	$0.00	$11,980.76
CO-4	Utility costs to temporarily relocate driveway & utilities	L.S.	1	$21,605.92	1.000	0.000	1.000	$21,605.92	$0.00	$21,605.92
CO-5	Auger bore under WL #9	L.F.	100	$1,998.00	100.000	0.000	100.000	$199,800.00	$0.00	$199,800.00
CO-6	Auger bore past WL # 34	L.F.	120	$3,868.00	140.000	0.000	140.000	$541,520.00	$0.00	$541,520.00
CO-7	Street undercut including backfill	C.Y.	1052.63	$38.00	924.850	0.000	924.850	$35,144.30	$0.00	$35,144.30
CO-8	Closeout Change Order	L.S.	1	($264,701.89)						
						TOTAL CHANGE ORDER ITEMS:		*$925,400.98*	*$0.00*	*$925,400.98*
							TOTALS:	*$6,020,800.52*	*$14,590.57*	*$6,035,391.09*

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ANALYSIS OF CLOSE-OUT CHANGE ORDER

OWNER: CITY OF FRANKLIN
PROJECT: RYAN CREEK SANITARY SEWER INTERCEPTOR 92ND ST, TO 112TH ST.
DATE PREPARED: JULY 9, 2013 C02006C03

ITEM #	ITEM DESCRIPTION	UNIT	ESTIMATED QUANTITY	UNIT $	ORIGINAL CONTRACT AMOUNT	ACTUAL QUANTITY INSTALLED	FINAL CONTRACT AMOUNT
MA1	36-Inch Sanitary Sewer Using Specification Section 02611 Pipe w/Spoil Backfill	L.F.	7,329	$384.00	$2,814,336.00	7,149.24	$2,745,308.16
MA2	36-Inch Sanitary Sewer Using Specification Section 02611 Pipe w/Granular Backfill	L.F.	1,759	$578.00	$1,016,702.00	1,697.34	$981,062.52
MA3	Augered 36-Inch Sanitary Sewer Using Specification Section 02611 Pipe w/Steel Casing Pipe	L.F.	360	$1,600.00	$576,000.00	360.00	$576,000.00
4	8-Inch Sanitary Sewer Stub w/Spoil Backfill	L.F.	30	$152.00	$4,560.00	0.00	$0.00
5	8-Inch Sanitary Sewer Stub w/Granular Backfill	L.F.	15	$322.00	$4,830.00	0.00	$0.00
6	12-Inch Sanitary Sewer Stub w/Spoil Backfill	L.F.	30	$158.00	$4,740.00	0.00	$0.00
7	12-Inch Sanitary Sewer Stub w/Granular Backfill	L.F.	30	$188.00	$5,640.00	0.00	$0.00
8	16-Inch Sanitary Sewer Stub w/Granular Backfill	L.F.	15	$362.00	$5,430.00	0.00	$0.00
9	21-Inch Sanitary Sewer Stub w/Spoil Backfill	L.F.	15	$163.00	$2,445.00	0.00	$0.00
10	Manhole No. 25	L.S.	1	$22,500.00	$22,500.00	1.00	$22,500.00
11	Manhole No. 26	L.S.	1	$29,125.00	$29,125.00	1.00	$29,125.00
12	Manhole No. 27	L.S.	1	$23,650.00	$23,650.00	1.00	$23,650.00
13	Manhole No. 28	L.S.	1	$25,500.00	$25,500.00	1.00	$25,500.00
14	Manhole No. 29	L.S.	1	$22,000.00	$22,000.00	1.00	$22,000.00
15	Manhole No. 23	L.S.	1	$27,325.00	$27,325.00	1.00	$27,325.00
16	Manhole No. 24	L.S.	1	$22,750.00	$22,750.00	1.00	$22,750.00
17	Manhole No. 30	L.S.	1	$42,800.00	$42,800.00	1.00	$42,800.00
18	Manhole No. 31	L.S.	1	$23,700.00	$23,700.00	1.00	$23,700.00
19	Manhole No. 32	L.S.	1	$25,100.00	$25,100.00	1.00	$25,100.00
20	Manhole No. 33	L.S.	1	$20,000.00	$20,000.00	1.00	$20,000.00

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ANALYSIS OF CLOSE-OUT CHANGE ORDER

OWNER: CITY OF FRANKLIN
PROJECT: RYAN CREEK SANITARY SEWER INTERCEPTOR 92ND ST, TO 112TH ST.
DATE PREPARED: JULY 9, 2013 C02006C03

ITEM #	ITEM DESCRIPTION	UNIT	ESTIMATED QUANTITY	UNIT $	ORIGINAL CONTRACT AMOUNT	ACTUAL QUANTITY INSTALLED	FINAL CONTRACT AMOUNT
21	Manhole No. 34	L.S.	1	$23,300.00	$23,300.00	1.00	$23,300.00
22	Manhole No. 35	L.S.	1	$21,300.00	$21,300.00	1.00	$21,300.00
23	Manhole No. 36	L.S.	1	$20,300.00	$20,300.00	1.00	$20,300.00
24	Traffic Control	L.S.	1	$13,000.00	$13,000.00	1.00	$13,000.00
25	Construct Roadway to Subgrade	L.S.	1	$20,500.00	$20,500.00	1.00	$20,500.00
26	Excavation Below Subgrade and Backfill – Sewer Trench	C.Y.	4,000	$1.00	$4,000.00	0.00	$0.00
27	Crushed Aggregate Base Course	TON	2,700	$9.95	$26,865.00	3,363.25	$33,464.34
28	Crushed Aggregate Shoulder	TON	260	$15.00	$3,900.00	249.92	$3,748.80
29	Asphaltic Binder Course	TON	840	$57.25	$48,090.00	822.73	$47,101.30
30	Asphaltic Surface Course – 92nd Street	TON	560	$62.30	$34,888.00	547.21	$34,091.18
31	Asphaltic Surface Course – West Ryan Road	TON	1,200	$57.70	$69,240.00	684.13	$39,474.30
32	Concrete Driveway and Approach Replacement	S.F.	260	$6.00	$1,560.00	0.00	$0.00
33	Asphaltic Driveway and Approach Replacement	S.F.	4,300	$5.10	$21,930.00	3,791.60	$19,337.16
34	Crushed Aggregate Driveway Replacement	S.F.	1,000	$0.65	$650.00	445.75	$289.74
35	Mill and Remove Existing Asphalt	S.Y.	10,500	$1.25	$13,125.00	5,534.50	$6,918.13
36	3-1/2 Inch Roadway Base Patching	TON	200	$125.00	$25,000.00	0.00	$0.00
37	Temporary Access Road	L.S.	1	$1.00	$1.00	0.00	$0.00
38	Full Depth Saw Cutting	L.F.	220	$4.00	$880.00	44.00	$176.00
39	12-inch CMCP Driveway Culvert	L.F.	180	$51.00	$9,180.00	215.00	$10,965.00
40	15-inch CMCP Driveway Culvert	L.F.	91	$54.00	$4,914.00	105.00	$5,670.00

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ANALYSIS OF CLOSE-OUT CHANGE ORDER

OWNER: CITY OF FRANKLIN
PROJECT: RYAN CREEK SANITARY SEWER INTERCEPTOR 92ND ST, TO 112TH ST.
DATE PREPARED: JULY 9, 2013 C02006C03

ITEM #	ITEM DESCRIPTION	UNIT	ESTIMATED QUANTITY	UNIT $	ORIGINAL CONTRACT AMOUNT	ACTUAL QUANTITY INSTALLED	FINAL CONTRACT AMOUNT
41	21-inch CMCP Driveway Culvert	L.F.	241	$61.00	$14,701.00	85.30	$5,203.30
42	15-inch RCCP CL IV Culvert w/Apron Endwalls	L.F.	100	$73.00	$7,300.00	104.00	$7,592.00
43	Temporary 12-inch CMP Culvert	L.F.	80	$60.00	$4,800.00	68.00	$4,080.00
44	Farm Drainage Tile Reconnection	EA.	40	$100.00	$4,000.00	7.00	$700.00
45	Pavement Marking, Solid, 4-inch yellow, Epoxy	L.F.	8,520	$0.50	$4,260.00	6,075.50	$3,037.75
46	Pavement Marking, Dashed, 4-inch yellow, Epoxy	L.F.	550	$0.50	$275.00	350.00	$175.00
47	Pavement Marking, Solid, 4-inch white, Epoxy	L.F.	12,400	$0.50	$6,200.00	8,624.00	$4,312.00
48	Silt Fence	L.F.	23,000	$2.50	$57,500.00	19,770.00	$49,425.00
49	Tracking Pad	TON	500	$15.00	$7,500.00	2,173.53	$32,602.95
50	Ditch Check	L.F.	600	$7.00	$4,200.00	1,940.00	$13,580.00
51	Topsoil, Fertilizer, Seed and Mulch – Roadway Right-of-Way and Abutting Easements	S.Y.	12,000	$0.75	$9,000.00	4,754.93	$3,566.20
52	Topsoil, Fertilizer, Seed and Mulch – Easements	S.Y.	115,000	$0.65	$74,750.00	96,673.89	$62,838.03
53	Erosion Control Blanket, S150	S.Y.	3,000	$1.65	$4,950.00	2,008.11	$3,313.39
54	Erosion Control Blanket, S150 BN	S.Y.	9,000	$1.85	$16,650.00	11,665.87	$21,581.86
55	Land Application of Anionic Polyacrylamide	S.Y.	115,000	$0.40	$46,000.00	0.00	$0.00
56	Wetland Restoration	L.S.	1	$19,250.00	$19,250.00	0.00	$0.00
57	Dust Control Using Calcium Chloride	100 LBS	20	$50.00	$1,000.00	30.00	$1,500.00
58	Dust Control Using Water	1,000 GAL	20	$30.00	$600.00	57.00	$1,710.00
59	Allowance for Landscape Plantings	L.S.	1	$10,000.00	$10,000.00	0.83	$8,316.00
	SUBTOTAL OF ORIGINAL CONTRACT ITEMS				***$5,374,692.00***		***$5,109,990.11***

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ANALYSIS OF CLOSE-OUT CHANGE ORDER

OWNER: CITY OF FRANKLIN
PROJECT: RYAN CREEK SANITARY SEWER INTERCEPTOR 92ND ST, TO 112TH ST.
DATE PREPARED: JULY 9, 2013 C02006C03

ITEM #	ITEM DESCRIPTION	UNIT	ESTIMATED QUANTITY	UNIT $	ORIGINAL CONTRACT AMOUNT	ACTUAL QUANTITY INSTALLED	FINAL CONTRACT AMOUNT
	ADDITIONAL ITEMS						
CO-1	Temporary Bridge Over Wetland	L.S.	1	$100,000.00		1.00	$100,000.00
CO-2	MH 23	L.S.	1	$3,900.00		1.00	$3,900.00
CO-2	MH 26	L.S.	1	$3,900.00		1.00	$3,900.00
CO-2	MH 30	L.S.	1	$7,550.00		1.00	$7,550.00
CO-3	Extra work due to unforeseen conditions while auger boring under Ryan Creek	L.S.	1	$11,980.76		1.00	$11,980.76
CO-4	Utility costs to temporarily relocate driveway & utilities	L.S.	1	$21,605.92		1.00	$21,605.92
CO-5	Auger bore under WL #9	L.F.	100	$1,998.00		100.00	$199,800.00
CO-6	Auger bore past WL # 34	L.F.	120	$3,868.00		140.00	$541,520.00
CO-7	Street undercut including backfill	C.Y.	1052.63	$38.00		924.85	$35,144.30
	SUBTOTAL OF ADDITIONAL ITEMS						**$925,400.98**
				GRAND TOTALS:	***$5,374,692.00***		***$6,035,391.09***

CLOSE OUT CHANGE ORDER #8 ($264,701.89)

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SEE

Final Project Summary

In Change Order Number 5

Under Contract No. 1

APPROVAL	REQUEST FOR COUNCIL ACTION	MTG. DATE
		8/20/13
Reports & Recommendations	**SUBJECT:** Change Order No. 4 for the Ryan Creek Interceptor Contract No. 4 for serving the southwest portion of the City	**ITEM NO.** G.12.

BACKGROUND

Pursuant to the construction of the Ryan Creek Interceptor (RCI), staff has completed the final change order for all four (4) contracts. The final change order is a reduction in the contract prices due to the unit price bid where fewer units were utilized than originally anticipated. The total reduction in cost for the four contracts is $880,379.59, resulting with a total project cost of $19,766,108.39. (See attached summary sheet.)

ANALYSIS

The change order for Contract No. 4 under contract with Globe Contractors, Inc. is Change Order No. 4 with a decrease in the contract by $153,909.34.

OPTIONS

Approve

or

Table

FISCAL NOTE

The change order will reduce the cost of the Ryan Creek Interceptor.

RECOMMENDATION

Motion to authorize the City Engineer to sign Change Order No. 4 for Contract No. 4 of the Ryan Creek Interceptor reducing the cost by $153,909.34, with a final cost of $4,665,339.00.

JMB/sg
Encl.

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August 8, 2013

Mr. John M. Bennett, P. E.
City Engineer/Director of Public Works
City of Franklin
9229 West Loomis Road
Franklin, WI 53132

Re: Ryan Creek Sanitary Sewer Interceptor
Contract C02006-C04
Final Payment

Dear Mr. Bennett:

Enclosed with this letter please find four copies of Change Order No. 4. This change order serves to adjust the final contract price to reflect the actual quantities of unit-priced work items installed. Please have all four copies of Change Order No. 4 signed and dated, and return all four fully executed copies to our office for further execution and distribution.

In accordance with the Contract Documents, the Contractor for this project, Globe Contractors, Inc., has submitted a final Application for Payment and has furnished the enclosed Contract-required items:

1. Consent of Surety to Final Payment.
2. List of major Subcontractors, Suppliers, and service providers performing, furnishing, or procuring labor, services, materials, plans, or specifications for the project.
3. Releases or waivers of liens from first tier Subcontractors and Suppliers.
4. Affidavits of Wage Rate Compliance from the Contractor.
5. Certificate or other evidence of completed operations insurance.

You may want to have your legal counsel and insurance advisor review the respective lien, bonding, and insurance documents to verify legal effectiveness. If all are satisfactory, we recommend final payment by the enclosed certificate, and give notice (enclosed), that the completed Work is acceptable subject to the provisions of General Conditions paragraph 14.09.

In accordance with paragraph 13.07 of the General Conditions, the Contractor is required to promptly repair or correct defective Work for a period of one year from the date of Substantial Completion which was May 23, 2013. You may wish to review the project a month

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or so before the anniversary date to check for any warranty items. If we can be of assistance to you in this regard, please contact us.

Very truly yours,

RUEKERT/MIELKE

Joseph W. Eberle, P.E.
Principal/Senior Project Manager

JWE:sjs
Enclosures

cc: Bob Olson, Globe Contractors, Inc., w/Notice of Acceptability
Larry E. Ellis, P. E., Milwaukee Metropolitan Sewerage District
Francis Fuja, P. E., Wisconsin Department of Natural Resources
File

CHANGE ORDER

No. Four (4) & Final

Date of Issuance: July 10, 2013 Effective Date: July 10, 2013

Project: Ryan Creek Sanitary Sewer Interceptor 112th St. to 124th St., City of Franklin

Contract: C02006-C04

Owner: City of Franklin Effective Date of Agreement: November 14, 2011

Contractor: Globe Contractors, Inc. Engineer: Ruekert/Mielke

The Contract Documents are modified as follows upon execution of this Change Order:

Description: Final Contract Adjustment

Reason for Change Order: Adjust bid quantities to final installed quantities

Attachments: Recommendation for Final Payment

CHANGE IN CONTRACT PRICE	CHANGE IN CONTRACT TIMES
Original Contract Price $ 4,797,210.00	Original Contract Times: Substantial Completion: _____ Ready for Final Payment: _____ days or dates
Increase from previously approved Change Orders No. 1 to No. 3 : $ 22,038.34	●Increase● ●Decrease● from previously approved Change Orders No. ___ to No. ___ : Substantial Completion: _____ Ready for Final Payment: _____ days
Contract Price prior to this Change Order: $ 4,819,248.34	Contract Times prior to this Change Order: Substantial Completion: _____ Ready for Final Payment: _____ days or dates
Decrease of this Change Order: $ 153,909.34	●Increase● ●Decrease● of this Change Order: Substantial Completion: _____ Ready for Final Payment: _____ days or dates
Contract Price incorporating this Change Order: $ 4,665,339.00	Contract Times with all approved Change Orders: Substantial Completion: _____ Ready for Final Payment: _____ days or dates

RECOMMENDED:

By: _____
Engineer (Authorized Signature)

Joseph W. Eberle, P.E.
Ruekert / Mielke

Date: 7/11/13

ACCEPTED:

By: _____
Owner (Authorized Signature)

City of Franklin

Date: _____

ACCEPTED:

By: _____
Contractor (Authorized Signature)

Globe Contractors, Inc.

Date: 7-18-13

APPROVED:

By: _____
MMSD (Authorized Signature)

Date: 8/9/13

APPROVED:

By: _____
DNR (Authorized Signature)

Date: _____

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Waukesha, WI 53188

RECOMMENDATION FOR PAYMENT SUMMARY

OWNER:	CITY OF FRANKLIN	CONTRACTOR:	GLOBE CONTRACTORS, INC.
ADDRESS:	9229 W. LOOMIS ROAD FRANKLIN, WI 53132	ADDRESS:	N50 W23076 BETKER ROAD PEWAUKEE, WI 53072
CONTACT:	JOHN M. BENNETT,P.E.	CONTACT:	BOB OLSON
PROJECT:	RYAN CREEK SANITARY SEWER INTERCEPTOR 112ST ST. TO 124TH ST. C02006C04	PAYMENT # :	9 (NINE) FINAL
R/M PROJECT # :	5892073.309	DATE PREPARED:	JULY 10, 2013

ORIGINAL CONTRACT AMOUNT	$4,797,210.00
CHANGE ORDERS	($131,871.00)
CONTRACT SUM TO DATE	$4,665,339.00
TOTAL COMPLETED TO DATE	$4,665,339.00
RETAINAGE HELD TO DATE	$120,481.21
RETAINAGE REDUCTION TO DATE	$120,481.21
TOTAL EARNED LESS RETAINAGE PLUS RETAINAGE REDUCTIONS	$4,665,339.00
LESS PREVIOUS CERTIFICATES FOR PAYMENT	$4,434,019.12
CURRENT PAYMENT DUE	**$231,319.88**

AMOUNT AGREED TO BY: _____ _____
Contractor (Authorized Signature) DATE
GLOBE CONTRACTORS, INC.

I HAVE REVIEWED AND APPROVE THE ATTACHED RECOMMENDATION FOR PAYMENT.
PAYMENT IN THE AMOUNT OF: **$231,319.88**
IS RECOMMENDED AT THIS TIME TO: **GLOBE CONTRACTORS, INC.**

RECOMMENDED BY: _____ _____
Engineer (Authorized Signature) DATE
JOSEPH W. EBERLE, P.E.
RUEKERT & MIELKE, INC.

REMARKS: SUMMARY:

Original Contract Price	$4,797,210.00
Change Orders #1 - #3	$22,038.34
Closeout Change Order #4	($153,909.34)
Final Contract Amouint	$4,665,339.00

FOR OWNER INTERNAL USE ONLY (IF APPLICABLE)

APPROVED BY: _____
Owner (Authorized Signature) DATE
CITY OF FRANKLIN

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RECOMMENDATION FOR PAYMENT

OWNER: CITY OF FRANKLIN
PROJECT: RYAN CREEK SANITARY SEWER INTERCEPTOR 112ST ST. TO 124TH ST.
CONTRACTOR: GLOBE CONTRACTORS, INC.
R/M PROJECT NUMBER: 5892073.309 C02006C04
PAYMENT NUMBER: 9 (NINE) FINAL
DATE PREPARED: JULY 10, 2013

ITEM #	ITEM DESCRIPTION	UNIT	ESTIMATED QTY.	UNIT $	QTY. LAST	QTY. THIS	QTY. TO DATE	AMT. LAST PERIOD	AMT. THIS PERIOD	AMT. TO DATE
MA1	24-Inch Sanitary Sewer Using Specification Section 02611 Pipe w/Granular Backfill	L.F.	594	$442.00	594.00	(0.61)	593.39	$262,548.00	($269.62)	$262,278.38
MA2	36-Inch Sanitary Sewer Using Specification Section 02611 Pipe w/Granular Backfill	L.F.	4,343	$576.00	4,337.50	0.70	4,338.20	$2,498,400.00	$403.20	$2,498,803.20
MA3	Augered 36-Inch Sanitary Sewer Using Specification Section 02611 Pipe w/Steel	L.F.	390	$1,675.00	390.00	0.00	390.00	$653,250.00	$0.00	$653,250.00
4	8-Inch Sanitary Sewer Stub w/Granular Backfill	L.F.	120	$400.00	30.00	30.00	60.00	$12,000.00	$12,000.00	$24,000.00
5	12-Inch Sanitary Sewer Stub w/Granular Backfill	L.F.	30	$450.00	0.00	0.00	0.00	$0.00	$0.00	$0.00
6	16-Inch Sanitary Sewer Stub w/Granular Backfill	L.F.	28	$470.00	22.00	0.00	22.00	$10,340.00	$0.00	$10,340.00
7	Manhole No. 37	L.S.	1	$60,000.00	0.98	0.02	1.00	$58,800.00	$1,200.00	$60,000.00
8	Manhole No. 38	L.S.	1	$35,000.00	0.98	0.02	1.00	$34,300.00	$700.00	$35,000.00
9	Manhole No. 39	L.S.	1	$40,000.00	0.98	0.02	1.00	$39,200.00	$800.00	$40,000.00
10	Manhole No. 40	L.S.	1	$70,000.00	0.98	0.02	1.00	$68,600.00	$1,400.00	$70,000.00
11	Manhole No. 41	L.S.	1	$40,000.00	0.98	0.02	1.00	$39,200.00	$800.00	$40,000.00
12	Manhole No. 42	L.S.	1	$40,000.00	0.98	0.02	1.00	$39,200.00	$800.00	$40,000.00
13	Manhole No. 43	L.S.	1	$35,000.00	0.98	0.02	1.00	$34,300.00	$700.00	$35,000.00
14	Manhole No. 44	L.S.	1	$40,000.00	0.98	0.02	1.00	$39,200.00	$800.00	$40,000.00
15	Manhole No. 45	L.S.	1	$50,000.00	0.98	0.02	1.00	$49,000.00	$1,000.00	$50,000.00
16	Traffic Control	L.S.	1	$40,000.00	1.00	0.00	1.00	$40,000.00	$0.00	$40,000.00
17	Construct Roadway to Subgrade	L.S.	1	$150,000.00	1.00	0.00	1.00	$150,000.00	$0.00	$150,000.00
18	Excavation Below Subgrade and Backfill – Sewer Trench	C.Y.	2,000	$15.00	2,782.02	0.00	2,782.02	$41,730.30	$0.00	$41,730.30
19	Crushed Aggregate Base Course	TON	8,600	$12.10	6,838.98	0.00	6,838.98	$82,751.66	$0.00	$82,751.66
20	Crushed Aggregate Shoulder	TON	1,000	$16.10	637.33	616.09	1,253.42	$10,261.02	$9,919.05	$20,180.07

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RECOMMENDATION FOR PAYMENT

OWNER: CITY OF FRANKLIN
PROJECT: RYAN CREEK SANITARY SEWER INTERCEPTOR 112ST ST. TO 124TH ST.
CONTRACTOR: GLOBE CONTRACTORS, INC.
R/M PROJECT NUMBER: 5892073.309 C02006C04
PAYMENT NUMBER: 9 (NINE) FINAL
DATE PREPARED: JULY 10, 2013

ITEM #	ITEM DESCRIPTION	UNIT	ESTIMATED QTY.	UNIT $	QTY. LAST	QTY. THIS	QTY. TO DATE	AMT. LAST PERIOD	AMT. THIS PERIOD	AMT. TO DATE
21	Asphaltic Binder Course	TON	2,400	$58.40	2,493.23	0.00	2,493.23	$145,604.64	$0.00	$145,604.64
22	Asphaltic Surface Course	TON	1,450	$67.80	0.00	1,555.08	1,555.08	$0.00	$105,434.42	$105,434.42
23	Concrete Driveway and Approach Replacement	S.F.	300	$8.00	0.00	0.00	0.00	$0.00	$0.00	$0.00
24	Asphaltic Driveway and Approach Replacement	S.F.	1,900	$3.30	332.95	2,100.56	2,433.51	$1,098.74	$6,931.85	$8,030.59
25	Crushed Aggregate Driveway Replacement	S.F.	4,200	$1.00	2,441.00	0.00	2,441.00	$2,441.00	$0.00	$2,441.00
26	Temporary Asphalt Driveway	S.F.	750	$3.80	792.00	0.00	792.00	$3,009.60	$0.00	$3,009.60
27	12-inch CMCP Driveway Culvert	L.F.	210	$75.00	261.50	0.00	261.50	$19,612.50	$0.00	$19,612.50
28	15-inch CMCP Driveway Culvert	L.F.	130	$80.00	108.00	0.00	108.00	$8,640.00	$0.00	$8,640.00
29	17"x13" CMCA Driveway Culvert	L.F.	20	$85.00	20.00	0.00	20.00	$1,700.00	$0.00	$1,700.00
30	12-inch RCCP CL V Culvert w/Apron Endwalls	L.F.	120	$100.00	118.00	0.00	118.00	$11,800.00	$0.00	$11,800.00
31	15-inch RCCP CL IV Culvert w/Apron Endwalls	L.F.	115	$102.00	100.00	0.00	100.00	$10,200.00	$0.00	$10,200.00
32	18-inch RCCP CL IV Culvert w/Apron Endwalls	L.F.	45	$124.00	45.00	0.00	45.00	$5,580.00	$0.00	$5,580.00
33	23"x14" RCCE CL IV Culvert w/Apron Endwalls	L.F.	44	$134.00	44.00	0.00	44.00	$5,896.00	$0.00	$5,896.00
34	3 1/2-inch Roadway Base Patching	TON	200	$150.00	0.00	0.00	0.00	$0.00	$0.00	$0.00
35	Full Depth Saw Cutting	L.F.	300	$2.00	184.00	0.00	184.00	$368.00	$0.00	$368.00
36	Pavement Marking, Dashed, 4-inch yellow, Epoxy	L.F.	700	$0.34	0.00	700.00	700.00	$0.00	$238.00	$238.00
37	Pavement Marking, Solid, 4-inch Yellow, Epoxy	L.F.	5,600	$0.34	0.00	6,095.00	6,095.00	$0.00	$2,072.30	$2,072.30
38	Pavement Marking, Solid, 4-inch white, Epoxy	L.F.	10,400	$0.34	0.00	10,852.00	10,852.00	$0.00	$3,689.68	$3,689.68

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W233 N2080 Ridgeview Parkway
Waukesha, WI 53188

RECOMMENDATION FOR PAYMENT

OWNER: CITY OF FRANKLIN
PROJECT: RYAN CREEK SANITARY SEWER INTERCEPTOR 112ST ST. TO 124TH ST.
CONTRACTOR: GLOBE CONTRACTORS, INC.
R/M PROJECT NUMBER: 5892073.309 C02006C04
PAYMENT NUMBER: 9 (NINE) FINAL
DATE PREPARED: JULY 10, 2013

ITEM #	ITEM DESCRIPTION	UNIT	ESTIMATED QTY.	UNIT $	QTY. LAST	QTY. THIS	QTY. TO DATE	AMT. LAST PERIOD	AMT. THIS PERIOD	AMT. TO DATE
39	Silt Fence	L.F.	10,500	$2.00	6,628.00	0.00	6,628.00	$13,256.00	$0.00	$13,256.00
40	Ditch Check	L.F.	1,500	$9.00	992.00	0.00	992.00	$8,928.00	$0.00	$8,928.00
41	Inlet Sediment Guard – Type D	EA.	2	$150.00	0.00	0.00	0.00	$0.00	$0.00	$0.00
42	Topsoil, Fertilizer, Seed and Mulch – Roadway Right-of-Way and Abutting	S.Y.	35,000	$2.00	20,805.22	1,860.00	22,665.22	$41,610.44	$3,720.00	$45,330.44
43	Erosion Control Blanket, S150	S.Y.	7,500	$2.00	5,212.33	0.00	5,212.33	$10,424.66	$0.00	$10,424.66
44	Erosion Control Blanket, S150 BN	S.Y.	27,500	$2.00	9,920.11	1,990.50	11,910.61	$19,840.22	$3,981.00	$23,821.22
45	Land Application of Anionic Polyacrylamide	S.Y.	2,000	$0.35	0.00	0.00	0.00	$0.00	$0.00	$0.00
46	Wetland Restoration	L.S.	1	$10,000.00	0.00	0.00	0.00	$0.00	$0.00	$0.00
47	Farm Drainage Tile Reconnection	EA.	20	$100.00	3.00	0.00	3.00	$300.00	$0.00	$300.00
48	Dust Control Using Calcium Chloride	100 LBS	20	$100.00	28.50	0.00	28.50	$2,850.00	$0.00	$2,850.00
49	Dust Control Using Water	1000 GAL	20	$100.00	107.40	0.00	107.40	$10,740.00	$0.00	$10,740.00
50	Allowance for Landscape Plantings	L.S.	1	$10,000.00	0.00	0.00	0.00	$0.00	$0.00	$0.00
TOTALS								***$4,486,980.78***	***$156,319.88***	***$4,643,300.66***
	CHANGE ORDERS									
CO-1	MH 37	L.S.	1	$3,900.00	1.00	0.00	1.00	$3,900.00	$0.00	$3,900.00
CO-1	MH 39	L.S.	1	$3,900.00	1.00	0.00	1.00	$3,900.00	$0.00	$3,900.00
CO-2	8" Stub Sewer-MH #39 (CWF Ineligible)	L.F.	30	$400.00	30.00	0.00	30.00	$12,000.00	$0.00	$12,000.00
CO-3	Temporary Pavement Markings	L.F.	9325.4	$0.24	9,326.40	0.00	9,326.40	$2,238.34	$0.00	$2,238.34
CO-4	Closeout Change Order	L.S.	1.00	($153,909.34)						
TOTAL CHANGE ORDERS:								***$22,038.34***	***$0.00***	***$22,038.34***
							TOTALS:	***$4,509,019.12***	***$156,319.88***	***$4,665,339.00***

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ANALYSIS OF CLOSE-OUT CHANGE ORDER

OWNER: CITY OF FRANKLIN
PROJECT: RYAN CREEK SANITARY SEWER INTERCEPTOR 112ST ST. TO 124TH ST.
DATE PREPARED: JULY 10, 2013 C02006C04

ITEM #	ITEM DESCRIPTION	UNIT	ESTIMATED QUANTITY	UNIT $	ORIGINAL CONTRACT AMOUNT	ACTUAL QUANTITY INSTALLED	FINAL CONTRACT AMOUNT
MA1	24-Inch Sanitary Sewer Using Specification Section 02611 Pipe w/Granular Backfill	L.F.	594	$442.00	$262,548.00	593.39	$262,278.38
MA2	36-Inch Sanitary Sewer Using Specification Section 02611 Pipe w/Granular Backfill	L.F.	4,343	$576.00	$2,501,568.00	4,338.20	$2,498,803.20
MA3	Augered 36-Inch Sanitary Sewer Using Specification Section 02611 Pipe w/Steel Casing Pipe	L.F.	390	$1,675.00	$653,250.00	390.00	$653,250.00
4	8-Inch Sanitary Sewer Stub w/Granular Backfill	L.F.	120	$400.00	$48,000.00	60.00	$24,000.00
5	12-Inch Sanitary Sewer Stub w/Granular Backfill	L.F.	30	$450.00	$13,500.00	0.00	$0.00
6	16-Inch Sanitary Sewer Stub w/Granular Backfill	L.F.	28	$470.00	$13,160.00	22.00	$10,340.00
7	Manhole No. 37	L.S.	1	$60,000.00	$60,000.00	1.00	$60,000.00
8	Manhole No. 38	L.S.	1	$35,000.00	$35,000.00	1.00	$35,000.00
9	Manhole No. 39	L.S.	1	$40,000.00	$40,000.00	1.00	$40,000.00
10	Manhole No. 40	L.S.	1	$70,000.00	$70,000.00	1.00	$70,000.00
11	Manhole No. 41	L.S.	1	$40,000.00	$40,000.00	1.00	$40,000.00
12	Manhole No. 42	L.S.	1	$40,000.00	$40,000.00	1.00	$40,000.00
13	Manhole No. 43	L.S.	1	$35,000.00	$35,000.00	1.00	$35,000.00
14	Manhole No. 44	L.S.	1	$40,000.00	$40,000.00	1.00	$40,000.00
15	Manhole No. 45	L.S.	1	$50,000.00	$50,000.00	1.00	$50,000.00
16	Traffic Control	L.S.	1	$40,000.00	$40,000.00	1.00	$40,000.00
17	Construct Roadway to Subgrade	L.S.	1	$150,000.00	$150,000.00	1.00	$150,000.00
18	Excavation Below Subgrade and Backfill – Sewer Trench	C.Y.	2,000	$15.00	$30,000.00	2,782.02	$41,730.30

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ANALYSIS OF CLOSE-OUT CHANGE ORDER

OWNER: CITY OF FRANKLIN
PROJECT: RYAN CREEK SANITARY SEWER INTERCEPTOR 112ST ST. TO 124TH ST.
DATE PREPARED: JULY 10, 2013 C02006C04

ITEM #	ITEM DESCRIPTION	UNIT	ESTIMATED QUANTITY	UNIT $	ORIGINAL CONTRACT AMOUNT	ACTUAL QUANTITY INSTALLED	FINAL CONTRACT AMOUNT
19	Crushed Aggregate Base Course	TON	8,600	$12.10	$104,060.00	6,838.98	$82,751.66
20	Crushed Aggregate Shoulder	TON	1,000	$16.10	$16,100.00	1,253.42	$20,180.07
21	Asphaltic Binder Course	TON	2,400	$58.40	$140,160.00	2,493.23	$145,604.64
22	Asphaltic Surface Course	TON	1,450	$67.80	$98,310.00	1,555.08	$105,434.42
23	Concrete Driveway and Approach Replacement	S.F.	300	$8.00	$2,400.00	0.00	$0.00
24	Asphaltic Driveway and Approach Replacement	S.F.	1,900	$3.30	$6,270.00	2,433.51	$8,030.59
25	Crushed Aggregate Driveway Replacement	S.F.	4,200	$1.00	$4,200.00	2,441.00	$2,441.00
26	Temporary Asphalt Driveway	S.F.	750	$3.80	$2,850.00	792.00	$3,009.60
27	12-inch CMCP Driveway Culvert	L.F.	210	$75.00	$15,750.00	261.50	$19,612.50
28	15-inch CMCP Driveway Culvert	L.F.	130	$80.00	$10,400.00	108.00	$8,640.00
29	17"x13" CMCA Driveway Culvert	L.F.	20	$85.00	$1,700.00	20.00	$1,700.00
30	12-inch RCCP CL V Culvert w/Apron Endwalls	L.F.	120	$100.00	$12,000.00	118.00	$11,800.00
31	15-inch RCCP CL IV Culvert w/Apron Endwalls	L.F.	115	$102.00	$11,730.00	100.00	$10,200.00
32	18-inch RCCP CL IV Culvert w/Apron Endwalls	L.F.	45	$124.00	$5,580.00	45.00	$5,580.00
33	23"x14" RCCE CL IV Culvert w/Apron Endwalls	L.F.	44	$134.00	$5,896.00	44.00	$5,896.00
34	3 1/2-inch Roadway Base Patching	TON	200	$150.00	$30,000.00	0.00	$0.00
35	Full Depth Saw Cutting	L.F.	300	$2.00	$600.00	184.00	$368.00
36	Pavement Marking, Dashed, 4-inch yellow, Epoxy	L.F.	700	$0.34	$238.00	700.00	$238.00

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ANALYSIS OF CLOSE-OUT CHANGE ORDER

OWNER: CITY OF FRANKLIN
PROJECT: RYAN CREEK SANITARY SEWER INTERCEPTOR 112ST ST. TO 124TH ST.
DATE PREPARED: JULY 10, 2013 C02006C04

ITEM #	ITEM DESCRIPTION	UNIT	ESTIMATED QUANTITY	UNIT $	ORIGINAL CONTRACT AMOUNT	ACTUAL QUANTITY INSTALLED	FINAL CONTRACT AMOUNT
37	Pavement Marking, Solid, 4-inch Yellow, Epoxy	L.F.	5,600	$0.34	$1,904.00	6,095.00	$2,072.30
38	Pavement Marking, Solid, 4-inch white, Epoxy	L.F.	10,400	$0.34	$3,536.00	10,852.00	$3,689.68
39	Silt Fence	L.F.	10,500	$2.00	$21,000.00	6,628.00	$13,256.00
40	Ditch Check	L.F.	1,500	$9.00	$13,500.00	992.00	$8,928.00
41	Inlet Sediment Guard – Type D	EA.	2	$150.00	$300.00	0.00	$0.00
42	Topsoil, Fertilizer, Seed and Mulch – Roadway Right-of-Way and Abutting Easements	S.Y.	35,000	$2.00	$70,000.00	22,665.22	$45,330.44
43	Erosion Control Blanket, S150	S.Y.	7,500	$2.00	$15,000.00	5,212.33	$10,424.66
44	Erosion Control Blanket, S150 BN	S.Y.	27,500	$2.00	$55,000.00	11,910.61	$23,821.22
45	Land Application of Anionic Polyacrylamide	S.Y.	2,000	$0.35	$700.00	0.00	$0.00
46	Wetland Restoration	L.S.	1	$10,000.00	$10,000.00	0.00	$0.00
47	Farm Drainage Tile Reconnection	EA.	20	$100.00	$2,000.00	3.00	$300.00
48	Dust Control Using Calcium Chloride	100 LBS	20	$100.00	$2,000.00	28.50	$2,850.00
49	Dust Control Using Water	1000 GAL	20	$100.00	$2,000.00	107.40	$10,740.00
50	Allowance for Landscape Plantings	L.S.	1	$10,000.00	$10,000.00	0.00	$0.00
	SUBTOTAL OF ORIGINAL CONTRACT ITEMS				**$4,797,210.00**		**$4,643,300.66**

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ANALYSIS OF CLOSE-OUT CHANGE ORDER

OWNER: CITY OF FRANKLIN
PROJECT: RYAN CREEK SANITARY SEWER INTERCEPTOR 112ST ST. TO 124TH ST.
DATE PREPARED: JULY 10, 2013 C02006C04

ITEM #	ITEM DESCRIPTION	UNIT	ESTIMATED QUANTITY	UNIT $	ORIGINAL CONTRACT AMOUNT	ACTUAL QUANTITY INSTALLED	FINAL CONTRACT AMOUNT
	ADDITIONAL ITEMS						
CO-1	MH 37	L.S.		$3,900.00		1	$3,900.00
CO-1	MH 39	L.S.		$3,900.00		1	$3,900.00
CO-2	8" Stub Sewer-MH #39 (CWF Ineligible)	L.F.		$400.00		30	$12,000.00
CO-3	Temporary Pavement Markings	L.F.		$0.24		9325.4	$2,238.34
	SUBTOTAL OF ADDITIONAL ITEMS						**$22,038.34**
				GRAND TOTALS:			***$4,665,339.00***

CLOSE OUT CHANGE ORDER AMOUNT ($153,909.34)

DRAFT

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SEE

Final Project Summary

In Change Order Number 5

Under Contract No. 1

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APPROVAL	REQUEST FOR COUNCIL ACTION	MTG. DATE
slw		8/20/13
Reports & Recommendations	**SUBJECT:** A resolution authorizing officials to execute an Engineering Service Agreement with Ruekert-Mielke for the sanitary sewer lining on S. 35th Street and S. 36th Street between W. Madison Boulevard and W. Marquette Avenue; W. Marquette Avenue between S. 35th Street and S. 36th Street and the easement between S. 36th Street and S. 37th Place south of W. Madison Boulevard	**ITEM NO.** G.13.

BACKGROUND

Earlier this year the City had Rueker-Mielke develop plans and specifications for the lining of the sanitary sewer on S. 36th Street between W. Missouri Avenue and W. Madison Boulevard. This was successfully completed at a cost below estimates. This earlier line will facilitate the private property rehabilitation of Phase II which is now underway.

ANALYSIS

The Common Council has authorized staff to proceed with Phase III which are the sanitary sewers in the Rawson Homes Subdivision south of W. Madison Boulevard. It is important that because the main line sanitary sewers leaks the lining should proceed the lateral lining; therefore, staff recommends the lining of the subject sanitary sewers as they are the oldest and weakest sewers in the City.

OPTIONS

Approve resolution

or

Table

FISCAL NOTE

Funds are available in the Sanitary Sewer Fund under the rehabilitation account. It is estimated the cost of lining to be $44,000.

RECOMMENDATION

Motion to adopt Resolution No. 2013- _____, a resolution authorizing officials to execute an Engineering Service Agreement with Ruekert-Mielke for the sanitary sewer lining on S. 35th Street and S. 36th Street between W. Madison Boulevard and W. Marquette Avenue, W. Marquette Avenue between S. 35th Street and S. 36th Street and the easement between S. 36th Street and S. 37th Place south of W. Madison Boulevard.

JMB/sg

STATE OF WISCONSIN : CITY OF FRANKLIN : MILWAUKEE COUNTY

RESOLUTION NO. 2013- _____

A RESOLUTION AUTHORIZING OFFICIALS TO EXECUTE AN ENGINEERING SERVICE AGREEMENT WITH RUEKERT-MIELKE FOR THE SANITARY SEWER LINING ON S. 35TH STREET AND S. 36TH STREET BETWEEN W. MADISON BOULEVARD AND W. MARQUETTE AVENUE, W. MARQUETTE AVENUE BETWEEN S. 35TH STREET AND S. 36TH STREET AND THE EASEMENT BETWEEN S. 36TH STREET AND S. 37TH PLACE SOUTH OF W. MADISON BOULEVARD

WHEREAS, the City is conducting a program to reduce the infiltration and inflow in the City's oldest subdivision installed with sanitary by utilizing a program to eliminate infiltration from private laterals funded by the Milwaukee Metropolitan Sewerage District; and

WHEREAS, after testing the main line sewers in the Rawson Homes Subdivision including S. 35th Street and S. 36th Street between W. Madison Boulevard and W. Marquette Avenue, W. Marquette Avenue between S. 35th Street and S. 36th Street and the easement between S. 36th Street and S. 37th Place south of W. Madison Avenue, testing has indicated a need for lining of these sewers before the laterals are rehabilitated; and

WHEREAS, the engineering consultant firm of Ruekert-Mielke has performed the engineering for lining of sanitary sewers earlier this year, which was very successful; and

WHEREAS, funds are available for this lining in the Sanitary Sewer account under the section for sanitary sewer rehabilitation.

NOW, THEREFORE BE IT RESOLVED by the Mayor and Common Council of the City of Franklin, that the Mayor and City Clerk are authorized to execute an agreement whereby Ruekert-Mielke shall provide engineering services for the lining of sanitary sewer in S. 35th Street and S. 36th Street between W. Madison Boulevard and W. Marquette Avenue, W. Marquette Avenue between S. 35th Street and S. 36th Street and the easement between S. 36th Street and S. 37th Place south of W. Madison Boulevard for a fee established in the agreement. This agreement being subject to review and approval of City Attorney.

INTRODUCED at a regular meeting of the Common Council on the _____ day of _____, 2013, by Alderman _____.

PASSED AND ADOPTED by the Common Council of the City of Franklin on the _____ day of _____, 2013.

APPROVED:

_____
Thomas Taylor, Mayor

ATTEST:

_____
Sandra L. Wesolowski, City Clerk

AYES _____ NOES _____ ABSENT _____

August 5, 2013

Mr. John M. Bennett, P.E.
City Engineer/Director of Public Works
City of Franklin
9229 West Loomis Road
Franklin, WI 53132

RE: 35th Street and 36th Street Sanitary Sewer Lining
Proposed Amendment to Contract

Dear Mr. Bennett:

In accordance with your request, we are pleased to provide you with a design contract amendment to provide contract documents and bid support services for the 35th Street and 36th Street Sanitary Sewer Lining Project south of Madison Boulevard as highlighted on the attached map. It is our understanding that the project is for the lining of approximately 1,400 lineal feet of 8" sanitary sewers in S. 35th Street and S. 36th Street and an easement between S. 36th Street and S. 37th Place and one 8" sanitary sewer segment in Marquette Avenue west of S. 35th Street. Ruekert/Mielke will provide the following services:

- Review Sewer Tapes
- Complete Project Manual and Specifications
- Attend One Staff Review Meeting
- Quantity Take Offs
- Site Exhibits
- Project Wage Scale
- Bid Support Services Including Bid Question Support

- Attendance at the Bid Opening, Preparing Bid Tabulation and a Recommendation of Award

The not-to-exceed cost to provide these services would be $5,900.00. Items excluded from the above costs are administration of the contract or construction review and reimbursable expenses for items such as printing, advertising or mileage. Other items that are not included include environmental reviews, DNR or MMSD permitting (not anticipated), environmental investigations, easement acquisition or legal descriptions and contract preparations or rebidding of the project. All of the above services may be provided at our hourly rates upon request.

If you have any questions on the above, please contact this office. Thank you for the opportunity to provide this proposal for professional services to the City of Franklin.

Very truly yours,

RUEKERT/MIELKE

Michael F. Campbell, P.E.

Senior VP, COO

MFC/lfc

cc: File

CLIENT NAME:	ENGINEER:
City of Franklin	Ruekert & Mielke, Inc.
By: _____	By: _____
Title: _____	Title: Senior Vice President
Date: _____	Date: August 5, 2013

ATTEST:

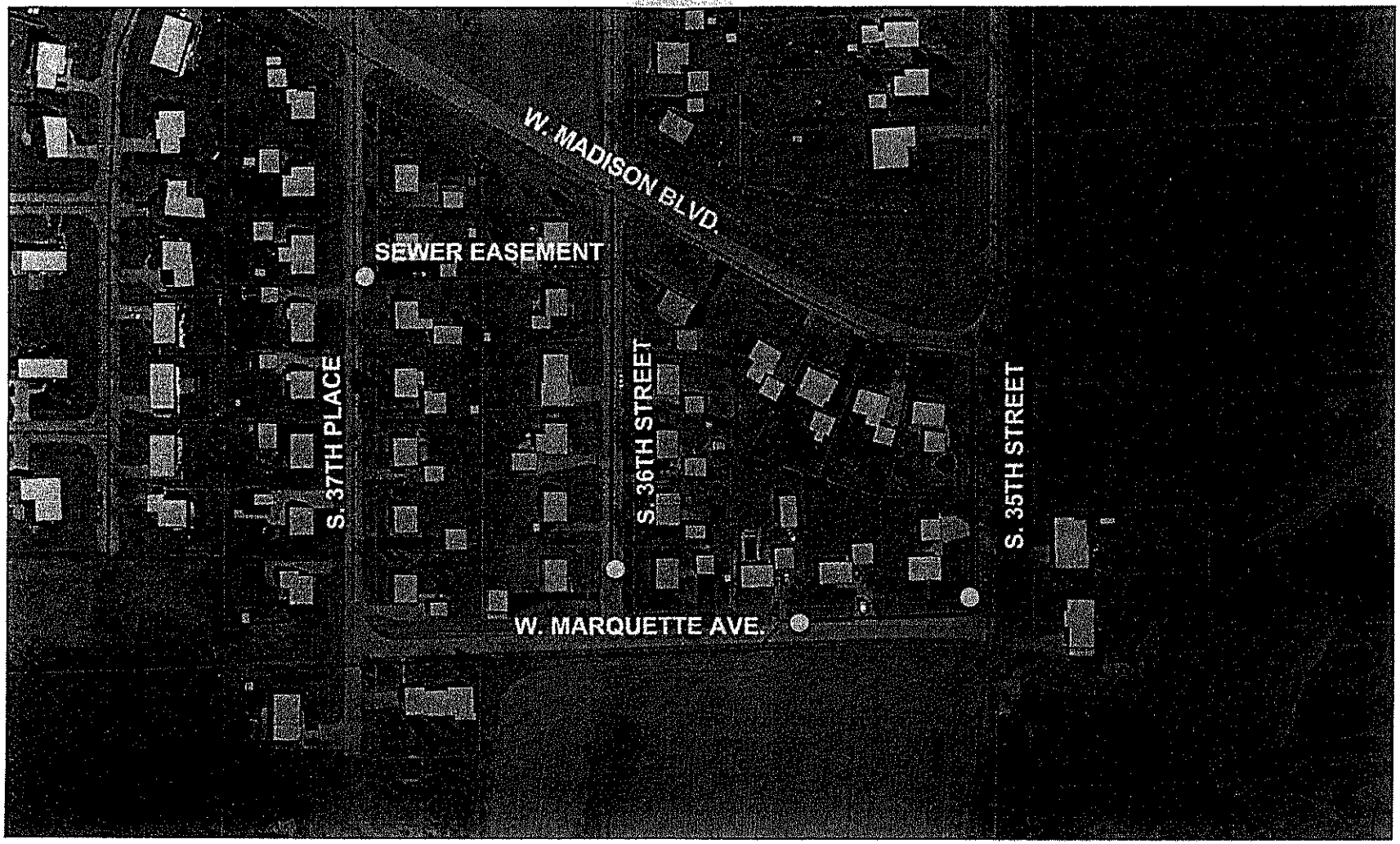
By: _____

Title: _____

Date: _____

Designated Representative:	Designated Representative:
Name: _____	Name: Michael F. Campbell, P.E.
Title: _____	Title: Senior Vice President
Phone Number: _____	Phone Number: (262) 542-5733
Facsimile Number: _____	Facsimile Number: (262) 542-5631

PROPOSED 2013 SEWER LINING PROJECT



APPROVAL	REQUEST FOR COUNCIL ACTION	MEETING DATE 8/20/13
REPORTS & RECOMMENDATIONS	Population estimate as of January 1, 2013	ITEM NUMBER G.14.

Franklin has received the preliminary estimate (35,810) as of January 1, 2013. If the Council wishes to challenge this estimate, such challenge must be submitted before September 15, 2013.

For your review, Franklin's prior population was as follows:

1960	10,006	2000	28,804
1970	12,247	4/1/00 census	29,494
1980	16,469	2001	30,199
1990	21,732	2002	30,749
1991	22,356	2003	31,467
1992	23,168	2004	31,804
1993	24,052	2005	32,548
1994	24,778	2006	33,000
1995	25,163	2007	33,380
1996	25,726	2008	33,550
1997	26,591	2009	33,700
1998	27,186	2010	33,900
1999	27,780	4/1/10 census	35,451
		2011	35,504
		2012	35,520
		2013	35,810

COUNCIL ACTION REQUESTED

Motion to place on file the Wis. Dept. of Administration January 1, 2013 population estimate of 35,810.

OR

Motion to direct Director of Clerk Services to submit challenge, based on information provided by staff, to State of Wisconsin 2013 population estimate no later than September 15, 2013.

WISCONSIN DEPARTMENT OF
ADMINISTRATION

SCOTT WALKER
GOVERNOR
MIKE HUEBSCH
SECRETARY
Division of Intergovernmental Relations
Post Office Box 8944
Madison, WI 53708-8944
Voice (608) 266-0288
Fax (608) 267-6917

0986
SANDRA WESOLOWSKI
CLERK, CITY OF FRANKLIN
9229 W LOOMIS RD
FRANKLIN, WI 53132 - 9630

August 10, 2013

PRELIMINARY ESTIMATE OF JANUARY 1, 2013 POPULATION

Dear Municipal Clerk:

The Demographic Services Center's preliminary estimate of the January 1, 2013 population for the CITY OF FRANKLIN in MILWAUKEE County is **35,810**. This represents a change of 359 persons (1.0 percent) since the 2010 Census.

Wisconsin's total population is estimated at 5,716,000 which is a change of 29,014 persons and 0.5 percent.

Following is a summary of the data we used in estimating your population:

	2010 Census Count	2013 Preliminary Estimate
2010 U.S. Census Count January 1, 2013 Estimate	35,451	 35,810
Motor vehicles registered Percent of vehicles in State	28,844 0.548	28,815 0.568
Income tax filers Percent of filers in State	23,639 0.650	22,775 0.664
Filers plus dependents Percent of Filers plus dependents in State	30,723 0.623	29,251 0.640
Income tax returns Percent of income tax returns in State	15,873 0.621	15,395 0.632
Institutional Population	1,989	1,668

In addition, in response to our housing survey that we sent you earlier this year, your municipality reported a net change of 121 housing units for calendar year 2012. (If we did not receive a survey from you, we estimated your change in housing stock or used other sources.)

Approximately 28,272 of the estimated population for the CITY OF FRANKLIN are of voting age. This courtesy estimate helps you to comply with Wisconsin Statute 5.66, which requires municipal clerks to approximate the number of electors prior to elections. The voting age population was calculated by applying the census proportion of persons over 18 to the preliminary January 1 estimate, and then multiplying the result by a state-wide factor to account for the general aging of the population. Please note that, if you have an adult correctional facility in your municipality, its population is included in this voting-age estimate.

MUNICIPAL POPULATION ESTIMATE CHALLENGE FORM

If your municipality believes that the estimate is not a reasonable approximation of your population, complete this form and submit it **with administrative data** that can be used to evaluate the challenge. Submit the challenge on or before **September 15, 2013**.

Mail challenges to:

Dan Barroilhet, Demographer
Demographic Services Center
WI Department of Administration
PO Box 8944
Madison, WI 53708-8944
(608) 266-1755

The Council/Board of the

- O Town
- O City
- O Village of: _____

in the County of: _____

has authorized me to submit a challenge to the correctness of the annual preliminary population estimate prepared for our municipality. The municipality contends the estimate is inaccurate because it is based upon inadequate information.

Evidence based upon administrative records or other information is presented in support of this contention, as required by §16.96 of the Wisconsin Statutes. The statutes do not permit the Department of Administration to accept the results of a population enumeration conducted by any group, agency or unit of government other than the U.S. Census Bureau.

NAME: _____

TITLE: _____

MAILING ADDRESS: _____

_____

_____

DAYTIME TELEPHONE: ( ) _____

SIGNATURE: _____ DATE: _____

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APPROVAL	REQUEST FOR COUNCIL ACTION	MEETING DATE
slw		8/20/13
LICENSES AND PERMITS	MISCELLANEOUS LICENSES	ITEM NUMBER H. 1.

See attached list from meeting of August 20, 2013.

COUNCIL ACTION REQUESTED

City of Franklin
9229 W. Loomis Road
Franklin, WI 53132-9728
414-425-7500

License Committee
Agenda*
Alderman's Room
August 20, 2013 – 5:30 pm

1.	Call to Order & Roll Call	Time		
2.	Applicant Interviews & Decisions			
License Applications Reviewed		**Recommendations**		
Type/ Time	**Applicant Information**	**Approve**	**Hold**	**Deny**
"Class A" Combination - New 5:40 pm	**Kwik Trip** 10750 Speedway Drive Ricky L. McCord, Agent			
Operator - New 2013-14 5:45 p.m.	**Theoharis, Kelly A** 2820 W Juneau Ave Milwaukee, WI 53208 Landmark			
Operator - New 2013-14 5:50 p.m.	**Galindo, Angelina** 2920 S 9th St Milwaukee, WI 53215 Walgreen – Loomis Rd			
Operator - New 2013-14 5:55 p.m.	**Kuglitsch, Kelly K** 349 E Montana St Milwaukee, WI 53207 Irish Cottage			
Temporary Operator 2013-14 St Martins Fair	**Kukla-Lewis, Tracy R** 6875 W Kathleen Ct, #2 Franklin, WI 53132 Franklin Lioness Club			
Temporary Operator 2013-14 St Martins Fair	**Janick-Pederson, Cecilia M** 8817 Golden Ct Franklin, WI 53132 Franklin Lioness Club			
Temporary Operator 2013-14 St Martins Fair	**Le Houillier, Pamela J** 6456 W River Pointe Dr Franklin, WI 53132 Franklin Lioness Club			
Operator -New 2013-14	**Brown, Jeremy L** 3685 S Rivershire Dr, #7 Greenfield, WI 53228 Chili's Grill & Bar			
Operator - New 2013-14	**Ormond, Mariah R** 1608 ½ East St Upper Racine, WI 53402 Walgreen – 27th St			
Operator - Renewal 2013-14	**Singh, Poonam** 16225 Cumberland Trl Brookfield, WI 53005 Franklin Quik Chek			
Operator -Renewal 2013-14	**Trapman, Shannon M** S69W15062 Cornell Cir Muskego, WI 53150 Squirrel Haus			
Operator -New 2013-14	**Fay, Katie I** 29424 Durand Ave Burlington, WI 53105 Rock Sports Complex			

Type/ Time	Applicant Information	Approve	Hold	Deny
Operator - Renewal 2013-14	**Jonic, Aliya B** 1810 Rawson Ave South Milwaukee, WI 53172 7-Eleven			
Operator -New 2013-14	**Koniecki, Corrin A** 7251 W Triploi Ave., #4 Milwaukee, WI 53228 7-Eleven			
Operator - New 2013-14	**Mather, Alexandra M** 8330A, Wynona Ct Oak Creek, WI 53154 Chilli's Grill & Bar			
Operator - New 2013-14	**Soder, Theadora K** 7201 Edgehill Road Greendale, WI 53129 7-Eleven			
Operator - New 2013-14	**Trad, Ashley L** 10554 W Cortez Cir, #2 Franklin, WI 53132 Not Known Yet			
Temporary Class B Beer & Wine	**St. Martin of Tours Church** Person in Charge: Diane Winkowski Location: 7963 S. 116th St Event Date: September 28 , 2013			
Temporary Entertainment & Amusement	**St. Martin of Tours Church** Person in Charge: Diane Winkowski Location: 7963 S. 116th St Event: Oktoberfest Event Date: September 28, 2013			
Temporary Entertainment & Amusement License Extension for Music until 8:30 pm on 9/1/13	**Romey's Place** 7508 S. North Cape Road			
3.	**Adjournment**	Time		

*Notice is given that a majority of the Common Council may attend this meeting to gather information about an agenda item over which they have decision-making responsibility. This may constitute a meeting of the Common Council per State ex rel. Badke v. Greendale Village Board, even though the Common Council will not take formal action at this meeting.

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APPROVAL	REQUEST FOR COUNCIL ACTION	MEETING DATE
SLW CAP		8/20/13
Bills	**Vouchers and Payroll Approval**	**ITEM NUMBER** I.1.

Attached is a list of vouchers dated August 20, 2013 Nos.148234 through 148417 totaling $2,071,151.89.

Included in this listing is $197,448.39 in payroll deduction and City matching payments on the August 9th payroll. The net general checking account city vouchers for August 20, 2013 are $1,873,703.50.

The net payroll dated August 23th, 2013 is $_ _ _._ _ _._ _ with payroll deductions of $_ _ _,_ _ _._ _.

The property tax checking account vouchers for August 20, 2013 are $7,592,250.42.

COUNCIL ACTION REQUESTED

Motion approving net general checking account City vouchers in the range Nos.148234 through Nos.148417 in the amount of $1,873,703.50 dated August 20, 2013.

Motion approving net payroll dated August 23rd in the amount of $ _ _ _,_ _ _._ _ and payment of the various payroll deductions in the amount of $ _ _ _,_ _ _._ _ plus any City matching payments, where required.

Motion approving property tax checking account vouchers in the range Nos.11076 through Nos.11082 in the amount of $7,592,250.42 dated August 20, 2013.