

July 5, 2007

To the Honorable, the Common Council

Dear Council Members:

On September 26, 2005, as part of an effort to develop the Menomonee River Valley, the City entered into an agreement requiring the City to construct a bio-retention facility near the former Stockyards Property at a cost not to exceed \$1,000,000.00. Construction of the bio-retention facility is not feasible at a cost of \$1,000,000.00. Therefore, the City should negotiate a new agreement which does not contain a bio-retention facility requirement.

The attached resolution authorizes the Commissioner of Public Works to negotiate with Ziegler/Bence Partners 5, LLC, for the purposes of executing an agreement which does not contain any bio-retention requirement and defining the scope of the construction of storm water treatment facilities at the former Stockyards Property.

We recommend adoption of the attached resolution.

Very truly yours,

Jeffrey S. Polenske, P.E.
City Engineer

Jeffrey J. Mantes, P.E.
Commissioner of Public Works

NMJ: mn
Attachment
RTP: 3-5