

**BUSINESS IMPROVEMENT DISTRICT #17
2009 OPERATING PLAN**

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I. INTRODUCTION

In 1984, the Wisconsin legislature created s. 66.608 of the Statutes enabling cities to establish Business Improvement Districts (BIDs). The purpose of the law is “. . .” to allow businesses within those districts to develop, to manage and promote the districts and to establish an assessment method to fund these activities.” (1983 Wis. Act 184, Section 1, legislative declaration.)

The city of Milwaukee has received a petition from property owners which requested a creation of a Business Improvement District for the purpose of beautifying and maintaining the turf and landscaping in the medians along Brown Deer Road in the Grandview Station area on Milwaukee’s Northwest side. This document is the 2009 Operating Plan for the Business Improvement District #17. The BID proponents prepared this Plan with the technical assistance from the City of Milwaukee Department of City Development and after following the requirements of s. 66.608, Wisconsin Statutes, the Common Council of the City of Milwaukee created BID No. 17 on April 2, 1996, by Resolution File No. 951754 and adopted an initial operating plan for the BID.

Section 66.608(3) (b), Wisconsin Statutes, requires that every BID Board “shall annually consider and make changes to the operating plan... the Board shall then submit the operating plan to the local legislative body for approval.” The Board of Bid No. 17 submits this 2009 operating plan in fulfillment of the statutory requirement.

This operating plan proposes a continuation of the activities described in the initial operating plan, dated March 5, 1996, Therefore, it incorporates by reference the earlier plan as adopted by the Common Council. In the interest of brevity, this plan emphasizes the elements required by s. 66.608, Wisconsin Statutes, and does not repeat background information which is contained in the earlier plan.

II. DISTRICT BOUNDARIES

Boundaries of the district are shown on the map in Appendix A of this plan. The properties included in the district are listed in Appendix B.

III. PROPOSED OPERATING PLAN

A. Plan Objectives

The objective of the BID is to improve and enhance the landscaping on the boulevards and medians on West Brown Deer Road between North 91st Street and North 68th Street and on North 76th Street between West Brown Deer Road and West Fairy Chasm Drive. This improvement is being undertaken to achieve the following goals:

- Create a dramatic, fresh new image for the area which reflects a feeling of rejuvenation and renovation.

- Project a higher level of care which will counteract any perception that the quality of the area is eroding.
- Create a more pleasant appearance and increase curb appeal for potential patrons who might currently be driving by.
- Have a favorable impact on reducing business vacancies.
- Maintain the investments that the owners have made in their properties.
- Create a suburban, country-like atmosphere vs. a harsh highway appearance.

B. Proposed Activities - 2009

In 1996, the BID obtained a permit from the Wisconsin Department of Transportation (Wis. DOT) for the landscaping project, obtained a loan from the City of Milwaukee to fund the landscaping, and contracted for installation of the landscaping. Principal activities to be engaged in by the district during 2009 will include:

- a. Continuing its contract with a landscape contractor for the maintenance of the landscaping.
- b. Monitoring the contractor's maintenance of the landscaping.
- c. Maintaining communication with the property owners and merchants regarding implementation of the landscaping project.
- d. Making payment to the city of the annual principal and interest due on its loan.
- e. Complying with the city's and state's reporting requirements for BIDs.

C. Proposed Expenditures

Proposed 2009 Budget
Business Improvement District No. 17

Landscaping	
-principal and interest payment to city:	\$16,537.00
-maintenance:	\$30,463.00
- landscaping repairs	<u>\$ 3,000.00</u>
Total:	<u>\$50,000.00</u>

D. Financing Method

In 2009 the district will be funded by special assessments paid by property owners. The special assessments will be used to make the annual payment due to the city, to maintain the plantings installed IN 1996(water, fertilizer, pruning, replacing dead material, etc.), and to obtain the annual audit required by the BID statute. (See Section IV. of this plan for the description of the special assessment method. The assumptions on which the debt service is based are described in the development and maintenance agreement executed by BID and the city (contract No. 96-182(CM)) for the landscape project.)

The district board will have the authority and responsibility to prioritize expenditures and to revise the district budget as necessary to match the funds actually available. Any funds unspent at the end of the year shall be carried over and applied against future expenses. Assessments may only be made for the landscaping project as described in Section III.B of the initial operating plan and the annual audit required by statute. No other administrative expenses will be included in assessments in excess of one percent (1%) of the current year's assessments.

E. Organization of BID Board

Upon creation of the BID, Mayor Tom Barrett appointed members to the district Board. The current Board members are:

MS, Cheryl Watkins, Bid Treasurer
M&I Bank

Ms. Dorothy Schmidt
M&I Bank

Mr. Stan Sapiro, Vice-Chairman
Northridge Shopping Center

Ms. Leslie Feiler, BID Chair
Granville Professional Building

Copies of Board's by-laws are available upon request to the Board.

IV. METHOD OF ASSESSMENT

A. Assessment Rate and Method

The principle behind the assessment methodology is that each property should contribute to the BID in proportion to the benefit derived from the BID. After

consideration of other assessment methods, it was determined that assessed value of a property was the characteristic most directly related to the potential benefit provided by the BID. Therefore, BID assessments are based on the assessed value of the property, including land and improvements, as recorded by the Assessment Commissioner of the City of Milwaukee.

However, maintaining an equitable relationship between the BID assessment and the expected benefits requires an adjustment to the basic method. To prevent the disproportional assessment of a small number of high value properties, a maximum assessment of six percent (6%) of the current year's total proposed expenditures per parcel will be applied.

Allocation of the district's annual expenses will be based on each individual property's assessed value as a percentage of district's total assessed valuation, not to exceed the maximum BID assessment. Appendix B shows the projected BID assessment for each property included in the district.

B. Excluded and Exempt Property

The BID law requires explicit consideration of certain classes of property. In compliance with the law the following statements are provided.

1. Section 66.608 (1) (f) Im: According to city records, the district does not contain property used exclusively for manufacturing purposes, or property used in part for manufacturing. If, in the future, manufacturing property is constructed in the district, these properties will be assessed according to the method set forth in this plan, because it is assumed that they will benefit from the district.

2. Section 66.608 (5) (a): Property known to be used exclusively for residential purposes will not be assessed; such properties will be identified as BID exempt properties in Appendix B, as revised each year. Exclusively residential property which is expected to benefit from district activities may be asked to make a financial contribution to the district on a voluntary basis.

3. In accordance with the interpretation of the City Attorney regarding Section 66.608 (1) (b), property exempt from general real estate taxes has been excluded from the district. Privately owned tax exempt property adjoining the district and which is expected to benefit from district activities may be asked to make a financial contribution to the district on a voluntary basis.

V. CITY ROLE IN DISTRICT OPERATION

The City of Milwaukee has committed to helping private property owners in the district promote its development. To this end, the city played a significant role in the creation of the BID and in the implementation of the initial operating plan. In the future, the city will continue to assist the BID by:

1. Providing technical assistance as appropriate to the BID Board.
2. Monitoring and, when appropriate, applying for outside funds which could be used in support of the district.
3. Collecting the BID assessments, maintaining in a segregated account, and disbursing the monies of the district.
4. Receiving annual audits as required per sec. 66.608 (3) (c) of the BID law.
5. Providing the Board, through the Assessment Commissioner's Office or before June 1st of each Plan year, with the current assessed value for each tax key number with the district, for purposes of calculating the BID assessments.
6. Encouraging the State of Wisconsin, Milwaukee County and other units of government to support the activities of the district.

Presentation of this plan to the city shall be deemed a standing order of the Board under s. 66.608 (4), Wisconsin Statutes, for the collection and disbursement of the BID assessments in accord with this plan. Assessments and disbursements to be made pursuant to this plan shall be shown in the city's budget as a line item and shall not be included under the control of any department of the city.

VI. FUTURE YEAR OPERATING PLANS

A. Annual Plans

Section 66.608 (3) (a), Wisconsin Statutes, requires the BID Board and the city to review and make changes as appropriate in the BID operating plan each year. Therefore, the information provided in this document on specific assessed values, budget amounts and assessment amounts is based on existing 2008 or anticipated 2009 conditions. The BID Board intends to update and revise the operating plan annually, in response to changing conditions in the district, consistent with the purposes and objectives defined in the initial (1996) Bid operating plan. Approval by the Common Council of such annual updates shall be conclusive evidence of compliance with earlier BID operating plans and the BID law.

In later years, the BID Board will continue to apply the assessment formula, as adjusted, to raise funds to meet the next annual budget. However, the Board shall not submit to the Common Council an annual operating plan which proposes activities beyond the landscaping of the medians on West Brown Deer Road and North 76th Street, as described in Section III.B of the initial BID operating plan, the maintenance of the landscaping installed, or the restoration of the medians to the condition required by the Wis. DOT, unless the Board first obtains the prior approval of a majority of the property owners in the district for the proposed additional activities. Approval shall be obtained

through a paper ballot sent to all property owners listed in the appendix of the current year operating plan. A majority for this purpose shall be property owners representing more than fifty percent (50%) of the BID special assessments as set forth in the current year operating plan. The method of assessment shall not be materially altered in subsequent plans, except with the consent of the City of Milwaukee.

B. Amendment, Severability and Expansion

This BID has been created under authority of Section 66.608 of the Statutes of the State of Wisconsin. Should any court find any portion of this Statute invalid or unconstitutional its decision will not invalidate or terminate the BID and this BID Plan shall be amended to conform to the law without need of re-establishment.

Should the legislature amend the Statute to narrow or broaden the process of a BID so as to exclude or include as assessable properties a certain class or classes of properties, then this BID Plan may be amended by the Common Council of the City of Milwaukee as and when it conducts its annual Operating Plan approval and without necessity to undertake any other act. This is specifically authorized under Section 66.608 (3) (b).

APPENDICES

- A. Map of District Boundaries
- B. Proposed Special Assessments

Business Improvement District #17
9001 N. 76th Street Suite 106
Milwaukee WI 53223

2008-2009 Annual Report

Attention: Lynnette Crump

The Board of BID #17 is pleased to report that our continued efforts to improve and enhance the landscaping on the boulevards and medians have maintained the image of rejuvenation for the area.

The BID worked closely with David J. Frank Landscape Contracting this past spring and added more trees, shrubs and flowers to the various gardens. David Frank is diligent in maintaining the gardens with a weekly crew that prunes, replants and waters during dry seasons. Part of this BID's focus is to control the litter that accumulates on the boulevards and medians, and the landscaping crews do a weekly collection prior to mowing.

For the past six months north 76th Street has been undergoing reconstruction, and fortunately, very few of our medians have been affected. Some trees, shrubs and flowers were lost due to the reconstruction, and the BID met with the DOT to determine replacement numbers and new locations for the replacements. These plantings will take place in the fall of 2008.

Plans for 2009 include an annual meeting with David Frank to analyze the plant loss over the winter, and based on that information, development of a garden replacement list to be implemented later in the spring of 2009.

Leslie A. Feiler
BID #17 Chair

**BUSINESS IMPROVEMENT DISTRICT #17
BROWN DEER ROAD AND 76TH STREET
2009 PROPERTY ALLOCATION OF BID ASSESSMENT**

Amount to Allocate

\$50,000.00

Property Tax ID Number	Property Address	Owner Names	Total Value	Step 1	Step 2	Step 3
1 006-9999-127	8902 W Glenbrook	Alexian Village	123,400	0.08%	\$ -	\$ 47.60
2 031-0101-110	7342 W. Marine	Granville Holdings, LLC	19,463,000	0.00%	\$ 3,000.00	\$ -
3 031-0421-000	7400 W Brown Deer Rd	Berger Medical Building	513,000	0.34%	-	197.88
4 031-0431-000	6800 W Brown Deer Rd	Block Holdings Inc	1,992,000	1.31%	-	768.39
5 031-0432-000	6942 W Brown Deer Rd	Fastrack Inc	1,020,000	0.67%	-	393.45
6 031-9986-125	7340 W Brown Deer Rd	Allen D Kohl	403,300	0.27%	-	155.57
7 031-9992-111	7500 W Brown Deer Rd	Western Auto Supply	1,198,900	0.79%	-	462.46
8 031-9996-110	6900 W Brown Deer Rd	LAKE COOK HPSB LLC	1,450,000	0.95%	-	559.32
9 032-0001-000	7900 W Brown Deer Rd	First Finanical Savings	976,000	0.64%	-	376.48
10 032-0003-100	9001 N 76th St	Northridge Office Building	1,803,000	1.19%	-	695.48
11 032-0011-000	9049 N 76th St	North Milw State Bank	785,000	0.52%	-	302.80
12 032-0031-000	9055 N 76th St	ATI Real estate of WI	475,000	0.31%	-	183.22
13 032-0032-000	9075 N 76th St	XL Corp	457,700	0.30%	-	176.55
14 032-0033-000	9091 N 76th St	Speedway SuperAmerica	1,489,500	0.98%	-	574.55
15 032-0041-000	8200 W Brown Deer Rd	8200 LLC	603,000	0.40%	-	232.60
16 032-0051-000	8100 W Brown Deer Rd	Jana Kohl Remainder Trust	777,000	0.51%	-	299.72
17 032-0061-000	9225 N 76th St	Alexian Elderly Serv Inc	355,000	0.23%	-	136.94
18 032-0062-000	9127 N 76th St	Windmill Hill LLC	2,370,000	1.56%	-	914.19
19 032-0081-000	8230 W Brown Deer Rd	8200 LLC	145,100	0.10%	-	55.97
20 032-0082-000	8300 W Brown Deer Rd	BOSTON MARKET CORP	803,000	0.53%	-	309.75
21 032-0083-000	8310 W Brown Deer Rd	D&J Venture I, LLC	2,061,000	1.36%	-	795.00
22 032-0091-000	8825 N 76th St	SBMC Toys LLC	2,522,000	1.66%	-	972.83
23 032-0121-000	8901 N 76th St	Advantage Health Services Lli	1,000,000	0.66%	-	385.74
24 032-0132-100	8875 N 76th St	CSM Family Holdings	2,759,000	1.82%	-	1,064.24
25 032-0142-000	8080 W Brown Deer Rd	Aldi Inc	1,060,000	0.70%	-	408.88
26 032-0143-100	8008 W Brown Deer Rd	RMS Properties II LLC	1,190,000	0.78%	-	459.03
27 032-0151-000	8110 W. Brown Deer Rd	MENARD, INC	10,239,000	0.00%	\$ 3,000.00	\$ -
28 032-0152-210	7950 W Brown Deer Rd	TDC Milwaukee, LLC	4,873,000	3.21%	-	1,879.69
29 032-0153-000	8000 W Brown Deer Rd	TDC Milwaukee, LLC	1,343,000	0.88%	-	518.04
30 032-0154-000	8120 W Brown Deer Rd	SUNLIFE ASSURANCE CO	7,306,000	4.81%	-	2,818.19
31 032-9997-123	7800 W Brown Deer Rd	IRET PROPERTIES	14,057,000	0.00%	\$ 3,000.00	\$ -
32 033-0015-100	8530 W Brown Deer Rd	8600 BROWN DEER LLC	2,015,000	1.33%	-	777.26
33 033-0015-200	8600 W Brown Deer Rd	8601 BROWN DEER LLC	1,460,000	0.96%	-	563.17
34 033-0142-000	8940 N 85th St	SR BROTHERS LLC	587,000	0.39%	-	226.43
35 033-0232-100	8738 W Brown Deer Rd	Bank One Milwaukee	756,000	0.50%	-	291.62
36 033-0234-000	9008 W Brown Deer Rd	ALBANNA &AHMAD INC	466,000	0.31%	-	179.75
37 033-0331-000	8824 W Brown Deer Rd	Public Storage Properties	1,794,000	1.18%	-	692.01
38 033-0332-000	8922 W Brown Deer Rd	GLADYS LLC	835,000	0.55%	-	322.09

39 033-0351-000	8484 W Brown Deer Rd	ARCITERRA WG MILWAUKE	\$	4,620,000	3.04%	\$	-	\$	1,782.10
40 033-0371-000	9026 W Brown Deer Rd	BEG Enterprises LLC	\$	814,000	0.54%	\$	-	\$	313.99
41 033-0381-000	8718 W Brown Deer Rd	Quarter Circle L WI INV	\$	487,200	0.32%	\$	-	\$	187.93
42 033-0391-000	8780 W Brown Deer Rd	5615 Corporation Wis	\$	432,000	0.28%	\$	-	\$	166.64
43 033-0392-000	8722 W Brown Deer Rd	Great Lakes Real Estate	\$	137,500	0.09%	\$	-	\$	53.04
44 033-0401-000	8980 N 85th St	MOJEED A SALAKO	\$	378,000	0.25%	\$	-	\$	145.81
45 033-0402-000	8950 N 85th St	Sidney Kohl, Trustee & Sidney	\$	337,000	0.22%	\$	-	\$	129.99
46 033-0411-000	8409 W Beatrice	Burger King Corp	\$	65,000	0.04%	\$	-	\$	25.07
47 033-0412-000	8400 W Brown Deer Rd	Burger King Corp	\$	546,000	0.36%	\$	-	\$	210.61
48 033-1261-000	8634 W Brown Deer Rd	Leisure Investments Inc	\$	978,000	0.64%	\$	-	\$	377.25
49 033-1262-000	8700 W Brown Deer Rd	PGL PROPERTIES	\$	667,000	0.44%	\$	-	\$	257.29
50 042-0001-000	8923 W Brown Deer Rd	Coastland Properties LLC	\$	1,284,000	0.84%	\$	-	\$	495.28
51 042-0002-000	8975 W Brown Deer Rd	8923 Investors Ptnrshp	\$	449,000	0.30%	\$	-	\$	173.20
52 042-0012-000	8801 W Brown Deer Rd	Javic Realty Ptnrshp	\$	1,690,500	1.11%	\$	-	\$	652.09
53 042-0021-000	8787 W Brown Deer Rd	8787Brown Deer LLC	\$	1,323,000	0.87%	\$	-	\$	510.33
54 042-0023-000	8485 W Brown Deer Rd	HK New Plan Exchange	\$	354,000	0.23%	\$	-	\$	136.55
55 042-0032-000	8711 W Brown Deer Rd	SALEDAY LLC	\$	2,266,000	1.49%	\$	-	\$	874.08
56 042-0041-100	8501 W Brown Deer Rd	Dayton Hudson Corp '57	\$	7,354,000	0.00%	\$	3,000.00	\$	-
57 042-0072-000	8531W Brown Deer Rd	General Mills Restaurant	\$	1,036,000	0.68%	\$	-	\$	399.62
58 042-0091-000	8603 W Brown Deer Rd	RIG Northwest Fashion Squar	\$	4,400,000	2.89%	\$	-	\$	1,697.24
59 042-9998-112	8730 N 91st St	Boucher Properties LTD PTN	\$	981,000	0.65%	\$	-	\$	378.41
60 042-9999-110	9025 W Brown Deer Rd	AZHAR I MIAN	\$	190,300	0.13%	\$	-	\$	73.41
61 042-9999-120	9005 W Brown Deer Rd	OVERLAND INC	\$	600,000	0.39%	\$	-	\$	231.44
62 043-0413-000	8331 W Brown Deer Rd	Peyton Investments, LLC	\$	559,000	0.37%	\$	-	\$	215.63
63 043-0421-000	8311 W Brown Deer Rd	OTRE INVESTMENTS LLC	\$	346,000	0.23%	\$	-	\$	133.46
64 043-0422-000	8301 W Brown Deer Rd	K&L Trust	\$	322,000	0.21%	\$	-	\$	124.21
65 043-0442-000	8001 W Brown Deer Rd	K&L Trust	\$	795,000	0.52%	\$	-	\$	306.66
66 043-0581-000	7901 W Brown Deer Rd	Guaranly S&L Association	\$	1,031,000	0.68%	\$	-	\$	397.69
67 043-0582-000	7817 W Brown Deer Rd	Susan Sandelman, Trustee	\$	617,000	0.41%	\$	-	\$	238.00
68 043-0811-100	8700 N Service	Walmart Real Estate	\$	10,143,000	0.00%	\$	3,000.00	\$	-
69 043-0841-000	8201 W Brown Deer Rd	GALILEO Apollo II SUB, LLC	\$	3,943,000	2.59%	\$	-	\$	1,520.96
70 043-0842-000	8155 W Brown Deer Rd	HK New Plan Exchange	\$	3,422,000	2.25%	\$	-	\$	1,319.99
71 043-0851-000	8111 W Brown Deer Rd	NESTANI LLC	\$	883,000	0.58%	\$	-	\$	340.60
72 043-9998-114	8701 N 76th St	MT Castle Corporation	\$	64,900	0.04%	\$	-	\$	25.03
73 044-0241-000	6933 W Brown Deer Rd	V&J Realty LLC	\$	477,000	0.31%	\$	-	\$	184.00
74 044-0243-110	6801 W Brown Deer Rd	LAKE COOK-SEQUOIA SHOF	\$	3,388,000	2.23%	\$	-	\$	1,306.87
75 044-9965-110	8747 N 76th St	Gary Berman & Rochelle	\$	95,000	0.06%	\$	-	\$	36.64
76 044-9972-100	7015 W Brown Deer Rd	Krause Properties, LLC	\$	990,400	0.65%	\$	-	\$	382.03
Total			\$	151,991,700	59.70%	\$	15,000.00	\$	35,000.00

Total Amount to Be
Assessed in 2009

Step 4	
\$	47.60
\$	3,000.00
\$	197.88
\$	768.39
\$	393.45
\$	155.57
\$	462.46
\$	559.32
\$	376.48
\$	695.48
\$	302.80
\$	183.22
\$	176.55
\$	574.55
\$	232.60
\$	299.72
\$	136.94
\$	914.19
\$	55.97
\$	309.75
\$	795.00
\$	972.83
\$	385.74
\$	1,064.24
\$	408.88
\$	459.03
\$	3,000.00
\$	1,879.69
\$	518.04
\$	2,818.19
\$	3,000.00
\$	777.26
\$	563.17
\$	226.43
\$	291.62
\$	179.75
\$	692.01
\$	322.09

\$	1,782.10
\$	313.99
\$	187.93
\$	166.64
\$	53.04
\$	145.81
\$	129.99
\$	25.07
\$	210.61
\$	377.25
\$	257.29
\$	495.28
\$	173.20
\$	652.09
\$	510.33
\$	136.55
\$	874.08
\$	3,000.00
\$	399.62
\$	1,697.24
\$	378.41
\$	73.41
\$	231.44
\$	215.63
\$	133.46
\$	124.21
\$	306.66
\$	397.69
\$	238.00
\$	3,000.00
\$	1,520.96
\$	1,319.99
\$	340.60
\$	25.03
\$	184.00
\$	1,306.87
\$	36.64
\$	382.03
\$	50,000.00