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Title: Substitute resolution authorizing the Commissioner of Public Works to execute future maintenance agreements between the City and business improvement districts, street and neighborhood associations, developers in the form of condominium associations, community development associations, community enterprises, non-profit organizations and other governmental entities for landscaping and streetscaping projects to ensure their maintenance over time.

Sponsors: ALD. BAUMAN, ALD. WITKOWSKI

Indexes: AGREEMENTS, BUSINESS IMPROVEMENT DISTRICTS, LANDSCAPING

Attachments: 1. Landscaping Maintenance Agreement (08307-2) - Bauman.pdf, 2. Maintenance Agreement (BID Landscaping Maintenance)_v1.pdf, 3. Hearing notice list, 4. Fiscal Note

Date	Ver.	Action By	Action	Result	Tally
6/10/2008	0	COMMON COUNCIL	ASSIGNED TO		
6/11/2008	0	PUBLIC WORKS COMMITTEE	REFERRED TO		
6/19/2008	1	CITY CLERK	DRAFT SUBMITTED		
7/9/2008	1	PUBLIC WORKS COMMITTEE	HEARING NOTICES SENT		
7/16/2008	1	PUBLIC WORKS COMMITTEE	RECOMMENDED FOR ADOPTION	Pass	4:0
7/30/2008	1	COMMON COUNCIL	ADOPTED	Pass	12:0
8/6/2008	1	MAYOR	SIGNED		

080307
SUBSTITUTE 1

ALD. BAUMAN AND WITKOWSKI

Substitute resolution authorizing the Commissioner of Public Works to execute future maintenance agreements between the City and business improvement districts, street and neighborhood associations, developers in the form of condominium associations, community development associations, community enterprises, non-profit organizations and other governmental entities for landscaping and streetscaping projects to ensure their maintenance over time.

This resolution authorizes the Commissioner of Public Works to execute maintenance agreements on behalf of the City with business improvement districts, street and neighborhood associations, developers in the form of condominium associations, community development associations, community enterprises, non-profit organizations and other governmental entities which express interest in beautifying a streetscape in a manner that coordinates and complements with existing and future street City beautification programs. Under the terms of the agreement, the entities will be responsible for managing the landscaping improvements of a specified beautification project, including design, overall coordination and landscaping installation. The City Forestry Division will approve the proposed landscaping plans.

Whereas, The City of Milwaukee has a long history of entering maintenance agreements with other entities to ensure the upkeep of streetscaping, landscaping, sidewalks, decorative paving and other improvements; and

Whereas, A maintenance agreement defines the roles and responsibilities for the City of Milwaukee and other entities in the upkeep of streetscape elements and other improvements; and

Whereas, The City of Milwaukee engages in maintenance agreements with business improvement districts, street and neighborhood associations, developers in the form of condominium associations, community development associations, community enterprises, non-profit organizations and other governmental entities to ensure that public improvements and streetscape projects are maintained into the future; and

Whereas, The demand for maintenance agreements has significantly increased in recent years; and

Whereas, The City of Milwaukee has several maintenance agreements currently pending and is expecting many more requests in the future; and

Whereas, The Department of Public Works will consult with the local Common Council member where the specific improvements are planned; and

Whereas, A sample maintenance agreement is attached; now, therefore, be it

Resolved, By the Common Council of the City of Milwaukee, that the Commissioner of Public Works is authorized to execute maintenance agreements on behalf of the City contingent upon:

1. Consulting with the local Common Council member for each specific maintenance agreement.
2. Approval of the City Attorney relative to the legality of the agreement.

; and; be it

Further Resolved, That the Commissioner of Public Works may make minor, non-substantive changes to the agreement prior to its execution.

LRB08307-2
MET
6/19/08