



Legislation Details (With Text)

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Title: Resolution directing the Milwaukee Water Works, the Legislative Reference Bureau and the Department of City Development to prepare analyses relating to a proposed water service agreement and requesting submission of a report by the City of Waukesha.

Sponsors: ALD. HINES JR.

Indexes:

Attachments: 1. Hearing Notice List

Date	Ver.	Action By	Action	Result	Tally
7/26/2011	0	COMMON COUNCIL	ASSIGNED TO	Pass	14:0
9/26/2011	0	PUBLIC WORKS COMMITTEE	HEARING NOTICES SENT		
9/27/2011	0	PUBLIC WORKS COMMITTEE	HEARING NOTICES SENT		
9/27/2011	0	PUBLIC WORKS COMMITTEE	HEARING NOTICES SENT		
9/28/2011	0	PUBLIC WORKS COMMITTEE	RECOMMENDED FOR ADOPTION	Pass	5:0
10/11/2011	0	COMMON COUNCIL	ADOPTED	Pass	15:0
10/19/2011	0	MAYOR	SIGNED		

110438
ORIGINAL
080457, 091017
ALD. HINES

Resolution directing the Milwaukee Water Works, the Legislative Reference Bureau and the Department of City Development to prepare analyses relating to a proposed water service agreement and requesting submission of a report by the City of Waukesha.
This resolution directs the Milwaukee Water Works, the Legislative Reference Bureau and the Department of City Development to prepare and submit written analyses and reports as provided in the policies and procedures adopted by the Common Council in Resolution File Number 080457, relating to an anticipated proposal to provide drinking water to the City of Waukesha.

The resolution also directs the City Clerk to request a report from the City of Waukesha to be included with the submissions of the Milwaukee Water Works, the Legislative Reference Bureau and the Department of City Development in a communication file not less than 7 working days prior to hearing by the appropriate Common Council committee.
Whereas, The Milwaukee Water Works maintains significant excess capacity and can readily supply water to new customers; and

Whereas, Resolution File Number 080457, adopted by the Common Council on July 30, 2008, establishes the process by which the City may provide drinking water to neighboring communities;

and

Whereas, Resolution File Number 080457 provides that negotiation of a potential water service agreement shall not be authorized prior to introduction and adoption of a resolution, requested by the Milwaukee Water Works, directing the Milwaukee Water Works, the Legislative Reference Bureau and the Department of City Development to perform evaluations and analyses, relating to a proposed water service agreement with the City of Waukesha and in accord with the policy in Resolution File Number 080457; and

Whereas, Resolution File Number 080457 provides further that negotiation of a potential water service agreement shall not be authorized prior to introduction of a communication file by the City Clerk transmitting the analyses provided by the Milwaukee Water Works, the Legislative Reference Bureau and the Department of City Development for hearing by the appropriate Common Council committee; and

Whereas, Resolution File Number 091017, adopted by the Common Council on December 22, 2009, expresses the City's interest in exploring the sale of drinking water to the City of Waukesha, and directing the Milwaukee Water Works to issue a letter to the City of Waukesha in satisfaction of the requirements of s. 281.346(4)(b)4m, Wis. Stats., and as required by the Wisconsin Department of Natural Resources; and

Whereas, By the Common Council of the City of Milwaukee, that the Wisconsin Department of Natural Resources, upon submission of documents by the City of Waukesha, has published a Notice of Complete Application and Public Hearing for a Diversion of Great Lakes Water dated July 12, 2011 ; and

Whereas, The City of Waukesha application identifies the Cities of Milwaukee, Racine and Oak Creek as potential water suppliers; and

Whereas, The Notice of Complete Application and Public Hearing establishes a public comment period on the City of Waukesha application ending August 13, 2011; and

Whereas, The Wisconsin Department of Natural Resources has announced that a draft decision and draft environmental impact statement may be released as early as November, 2011; now, therefore, be it

Resolved, By the Common Council of the City of Milwaukee, that, in accordance with the policies and procedures established in Resolution File Number 080457, the following analyses shall be prepared and submitted in writing to the City Clerk, relating to the application and request by the City of Waukesha for drinking water and related services:

1. The Milwaukee Water Works shall prepare and submit a written evaluation of the water service request, including a feasibility analysis of the proposed sale of water, which shall include increased revenue, cost of production, effect on the City's water rates, impact on capacity utilization and any required capital costs, and other information the Milwaukee Water Works deems relevant to the Council's consideration.

2. The Legislative Reference Bureau shall prepare and submit a written report that analyzes and evaluates the following:

- a. The reason for the request for water (e.g., whether the request for water is the result of a water shortage, water contamination, public health concerns, drought or some other condition).
 - b. The economic profile of the community, including tax rate, assessed valuation per capita, median household income, per capita income and median home value.
 - c. Poverty rates, minority representation and other demographic and community characteristic data it finds to be pertinent.
 - d. The current status and an analysis of past and future trends relating to the availability of public transportation and affordable housing.
 - e. The environmental impact of the proposed sale.
 - f. Other information that the bureau finds pertinent to the Common Council's consideration of the proposed water service request.
3. The Department of City Development shall prepare and submit to the City Clerk a written report that analyzes and evaluates the following:
- a. Whether the water can be used directly or indirectly to facilitate new residential, industrial, retail or commercial development in the community which has applied for water service, and the value of such development and the number of new jobs and residents that such development will generate.
 - b. Potential negative social and economic impacts on the City due to lost opportunities for attracting new businesses and jobs to Milwaukee, and the loss of businesses and jobs that exist in Milwaukee.
 - c. The current land use patterns in the community which has applied for water service and expected trends in land use if Milwaukee provides water to the community.

; and, be it

Further Resolved, That the Common Council directs all City departments and agencies to cooperate with the Milwaukee Water Works, the Legislative Reference Bureau and the Department of City Development in providing all necessary information for studies of proposed water service agreements pursuant to this resolution; and, be it

Further Resolved, That the City Clerk shall prepare and forward a request to the City of Waukesha to submit a written report indicating that the community has adopted and implemented:

1. A comprehensive plan pursuant to s. 66.1001, Wis. Stats., and, if the plan has not been completed, indicate the status of the community's compliance with each of the 9 requirements which comprise s. 66.1001 (2), Wis. Stats.
2. A comprehensive housing plan and can demonstrate that such plan has resulted in the creation of affordable housing opportunities that have resulted in racial, age and income diversification, with data on the percentage of population in assisted and affordable housing that is

age 30 or less, above age 30 and below 65, and age 65 and above.

3. A comprehensive public transportation plan and can demonstrate that such plan has resulted in the expansion and improvement of public transportation links between persons living in the City of Milwaukee and job opportunities in the community which has applied for water service.

; and, be it

Further Resolved, That the City Clerk shall introduce a communication file to transmit the written submissions of the Milwaukee Water Works, the Legislative Reference Bureau and the Department of City Development, together with the report of the City of Waukesha, all submissions to be placed with the file not less than 7 working days prior to hearing before the appropriate Common Council committee.

LRB131937-1
Richard L. Withers
7/22/2011