



Legislation Details (With Text)

**File #:** 090119      **Version:** 1

**Type:** Ordinance      **Status:** Passed

**File created:** 5/27/2009      **In control:** PUBLIC WORKS COMMITTEE

**On agenda:**      **Final action:** 10/13/2009

**Effective date:**

**Title:** A substitute ordinance granting a subterranean space lease to Pfister, LLC for an existing underground vault located in part of the public alley at 424 E. Wisconsin Avenue in the 4th Aldermanic District.

**Sponsors:** THE CHAIR

**Indexes:** SUBTERREANEAN SPACE LEASES

**Attachments:** 1. Lease Application, 2. Subterranean Space Committee Letter 8/27/09, 3. Lease, 4. Fiscal Note, 5. City Plan Commission Letter.pdf, 6. Hearing Notice List, 7. Notice Published on 10-29-09

Date	Ver.	Action By	Action	Result	Tally
5/27/2009	0	COMMON COUNCIL	ASSIGNED TO		
5/29/2009	0	PUBLIC WORKS COMMITTEE	REFERRED TO		
9/23/2009	1	CITY CLERK	DRAFT SUBMITTED		
9/24/2009	1	PUBLIC WORKS COMMITTEE	HEARING NOTICES SENT		
9/25/2009	1	PUBLIC WORKS COMMITTEE	HEARING NOTICES SENT		
9/30/2009	1	PUBLIC WORKS COMMITTEE	RECOMMENDED FOR PASSAGE	Pass	5:0
10/13/2009	1	COMMON COUNCIL	PASSED	Pass	15:0
10/14/2009	1	MAYOR	SIGNED		
10/29/2009	1	CITY CLERK	PUBLISHED		

090119  
SUBSTITUTE 1

THE CHAIR

A substitute ordinance granting a subterranean space lease to Pfister, LLC for an existing underground vault located in part of the public alley at 424 E. Wisconsin Avenue in the 4<sup>th</sup> Aldermanic District.

In accordance with state law, this ordinance will grant a subterranean space lease to Pfister, LLC for an existing underground vault located in part of the public alley at 424 E. Wisconsin Avenue in the 4<sup>th</sup> Aldermanic District.

The Mayor and Common Council of the City of Milwaukee do ordain as follows:

Part 1. FINDINGS. In accordance with the provisions of sec. 66.0915(4), Wis. Stats., (2007-2008), the Common Council of the City of Milwaukee hereby authorizes, directs and agrees that the City of Milwaukee, through the proper city officers, enter into a subterranean space lease with Pfister, LLC for a term of 99 years for the maintenance of an existing underground vault located in the north-south

public alley adjacent to the premises at 424 E. Wisconsin Avenue, and the Common Council of the City of Milwaukee hereby finds that the area described in the lease is not needed for street, alley or other public purposes and that the public interest will be served by such leasing as the structure will continue to aid in promoting commerce in the City of Milwaukee.

Part 2. Attached and made part of the Common Council File No. 090119 is a copy of such lease in substantially the same form as the lease that will be signed.

Part 3. All ordinances or parts of ordinances contravening the provisions of this ordinance are hereby repealed.

Part 4. The Department of City Development, through its real estate section, shall process, with City department funds, the recording of this ordinance with the Milwaukee County Register of Deeds and shall forward the recording information complete with a final copy of the ordinance and lease to the City Engineer and the City Comptroller.

Part 5. This ordinance shall take effect and be in force from and after its passage and publication.

APPROVED AS TO FORM

\_\_\_\_\_  
Legislative Reference Bureau  
Date:\_\_\_\_\_

Attorney

IT IS OUR OPINION THAT THE ORDINANCE  
IS LEGAL AND ENFORCEABLE

\_\_\_\_\_  
Office of the City Attorney  
Date:\_\_\_\_\_

CA  
TDM/tdm  
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7/30/2009