



Legislation Text

File #: 090788, Version: 0

090788
ORIGINAL

THE CHAIR

Resolution authorizing the Commissioner of Public Works to enter into an Out-of-Program Agreement with UWM Real Estate Foundation, Inc. for the widening and reconstruction of Cambridge Avenue from East North Avenue to a point north and authorizing acceptance of a deed to dedicate the land needed to widen the public right of way.

This resolution authorizes the Commissioner of Public Works to execute an Out-of-Program Agreement on behalf of the City of Milwaukee between the UWM Real Estate Foundation, Inc. and the City of Milwaukee. This agreement pertains to the public improvement project on North Cambridge Avenue between East North Avenue and a point north. This project is a result of the construction of the new 188 residential living units, related facilities and retail space, referred to as Cambridge Commons. The resolution also authorizes the City to accept a quit claim deed to dedicate the land needed to widen the street as public right-of-way.

Whereas, The Developer is the owner of approximately 3.4 acres located at 1436 East North Avenue, Milwaukee, Wisconsin (the "Property"). This Property is more particularly described by Exhibit "A"; and

Whereas, The Developer has requested an agreement that provides for installation of public improvements to serve a residence hall and retail development planned for the site, said improvements to be known as Cambridge Commons; and

Whereas, The Project will consist of approximately 188 residential living units and related facilities and retail space; and

Whereas, The public improvements for the Development could be installed under the terms of an out-of-program agreement upon condition that title to such facilities shall vest in the City of Milwaukee subject to conditions more fully hereinafter stated; and

Whereas, Cambridge Avenue must be widened and altered to accommodate the development and the Developer has agreed to convey a strip of land approximately 24 feet wide by 350 feet length and containing 8,400 square feet as illustrated in Exhibit "B" to the City for dedication as public right of way; and

Whereas, The Developer has requested that the design and construction of the improvements be completed by the Developer because of time constraints to meet the fall 2010 student semester; now, therefore, be it

Resolved, By the Common Council of the City of Milwaukee, that the Out-of-Program Agreement attached to this file is hereby approved and the proper City officers are hereby authorized to execute said agreement on behalf of the City; and, be it

Further Resolved, That the Commissioner of Public Works is authorized to accept funds from the UWM Real Estate Foundation, Inc. as outlined in the Out-of-Program Agreement for the purpose of preparing or reviewing design engineering plans and for the purpose of inspecting construction of the public improvements; and, be it

Further Resolved, That the Commissioner is authorized to make minor, non-substantive changes to the Out-of-Program Agreement prior to its execution; and, be it

Further Resolved, That the City is authorized to accept a quit claim deed from the Developer to dedicate approximately 8,400 square feet of land for public right of way purposes upon completion of construction of the North Cambridge Avenue improvements; and, be it

Further Resolved, That the City Engineer shall approve the final legal description and map identifying the land to be conveyed and dedicated prior to acceptance of the deed by the City.

DPW-ADM
GK:mra
September 25, 2009
Cambridge Commons Res