



Legislation Text

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ORIGINAL

THE CHAIR

Resolution authorizing the proper City officers to execute an Out-of-Program Agreement between *Weas etc.* and the City of Milwaukee for construction of public improvements to serve a single family home subdivision consisting of 46 buildable lots to be located east of North 124th Street extended and north of West Good Hope Road.

This resolution authorizes City officers to execute an Out-of-Program Agreement. The agreement is between the City and *Weas etc.* and covers the design, construction, construction inspection, and funding of public improvements to serve a 46-lot, single family home subdivision to be located east of North 124th Street extended and north of West Good Hope Road. The subdivision will be known as Heritage Hills. Under the terms of the agreement, the developer will cover the all the initial costs for public improvements. Fifty percent of the street lighting cost would be refunded to the developer in the year following completion of the public improvements. Design and construction of the improvements may be undertaken by either the Department of Public Works or by the developer, if approved by the Public Works' Commissioner. Any plans prepared by the developer must be approved by the Department of Public Works. The Department of Public Works will inspect all public works construction activity.

Whereas, *Weas etc.*, a developer, desires to enter into an Out-of-Program Agreement with the City of Milwaukee regarding the design, construction, and funding of public improvements to serve a single family home subdivision consisting of 46 buildable lots to be located immediately east of North 124th Street extended and north of West Good Hope Road; and

Whereas, The Out-of-Program Agreement for this development, to be known as Heritage Hills, is attached to this file; and

Whereas, Under the terms of the agreement, the proposed public improvements would be designed and installed at no initial cost to the City; and

Whereas, Per its standard practice, the City would refund one half the cost of street light improvements to the developer in the year following completion of the public infrastructure; 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 developer as outlined in the Out-of-Program Agreement for the purpose of design engineering and for the purpose of constructing and inspecting the planned 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.

The Department of Public Works

JJM:THM:ph

11/9/06

