



## Legislation Details (With Text)

**File #:** 110989 **Version:** 0

**Type:** Resolution **Status:** Passed

**File created:** 11/30/2011 **In control:** PUBLIC WORKS COMMITTEE

**On agenda:** **Final action:** 12/20/2011

**Effective date:**

**Title:** Resolution authorizing the Commissioner of Public Works to enter into an Out-of-Program Agreement with Northtown Church for the installation of a public water main.

**Sponsors:** THE CHAIR

**Indexes:** AGREEMENTS, WATER MAINS

**Attachments:** 1. Executed Agreement, 2. Agreement, 3. Exhibit A, 4. Hearing Notice List

Date	Ver.	Action By	Action	Result	Tally
11/30/2011	0	COMMON COUNCIL	ASSIGNED TO		
12/5/2011	0	PUBLIC WORKS COMMITTEE	HEARING NOTICES SENT		
12/5/2011	0	PUBLIC WORKS COMMITTEE	HEARING NOTICES SENT		
12/7/2011	0	PUBLIC WORKS COMMITTEE	RECOMMENDED FOR ADOPTION	Pass	4:0
12/20/2011	0	COMMON COUNCIL	ADOPTED	Pass	15:0
12/27/2011	0	MAYOR	SIGNED		

110989  
Original

The Chair

Resolution authorizing the Commissioner of Public Works to enter into an Out-of-Program Agreement with Northtown Church for the installation of a public water main.

This resolution authorizes the Commissioner of Public Works to execute an Out-of-Program Agreement on behalf of the City of Milwaukee between Northtown Church (Developer) and the City of Milwaukee. This agreement pertains to the installation of a public water main to serve the site at 7000 North 107<sup>th</sup> Street.

Whereas, The Developer is the owner of the church property at 7000 North 107<sup>th</sup> Street, Milwaukee, Wisconsin (the "Property"). This Property is shown in by Exhibit "A"; and

Whereas, The Developer has requested an agreement that provides for installation of a public water main to serve the Property; and

Whereas, The public water main for the Property 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, The cost of the relocation of the water main will be funded entirely by the Developer, cost to include construction costs, material costs, and engineering and inspections costs; (WT430113003) (Developer Authority Water Fund Budget Line 5010 -- \$2,100; Developer Authority Water Fund Budget Line 6410 -- \$4,700); and

Whereas, The Developer has requested that the construction of the water main be completed by the Developer, 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 preparing design engineering plans and for the purpose of inspecting construction of the public water main; and, be it

Further Resolved, That the Commissioner is authorized to make minor changes to the Out-of-Program Agreement prior to its execution.

DPW-ADM  
ML:mra  
November 16, 2011  
Northtown OPA Res