Legislation Details (With Text)

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Type:	Resolution	**Status:**	Passed
File created:	11/25/1997	**In control:**	PUBLIC WORKS COMMITTEE
On agenda:		**Final action:**	1/20/1998
Effective date:			

Title: Resolution authorizing and directing the Commissioner of Public Works to accept deposit funds from American Stores Properties, Inc., to cover the cost of preliminary engineering and design services for public improvements to be installed in conjunction with a proposed commercial development to be located at the southeast corner of North Humboldt Boulevard and East North Avenue.

Sponsors: THE CHAIR

Indexes: BUSINESS DEVELOPMENT, PUBLIC IMPROVEMENTS

Attachments:

Date	Ver.	Action By	Action	Result	Tally
11/25/1997	0	COMMON COUNCIL	ASSIGNED TO		
12/3/1997	0	PUBLIC WORKS COMMITTEE	RECOMMENDED FOR ADOPTION	Fail	2:2
1/7/1998	0	PUBLIC WORKS COMMITTEE	RECOMMENDED FOR ADOPTION	Pass	5:0
1/20/1998	0	COMMON COUNCIL	ADOPTED	Pass	16:0
1/27/1998	0	MAYOR	SIGNED		

ORIGINAL

THE CHAIR
Resolution authorizing and directing the Commissioner of Public Works to accept deposit funds from American Stores Properties, Inc., to cover the cost of preliminary engineering and design services for public improvements to be installed in conjunction with a proposed commercial development to be located at the southeast corner of North Humboldt Boulevard and East North Avenue.
- ANALYSIS - This resolution authorizes the Commissioner of Public Works to accept a deposit of $75,000 from the developer of the proposed commercial development to be located at the southeast corner of North Humboldt Boulevard and East North Avenue. These funds would be used to undertake preliminary engineering for the public improvements that would be constructed as part of the project.
Whereas, American Stores Properties, Inc., owns the approximately 13 acre vacant parcel of land located at the southeast corner of North Humboldt Boulevard and East North Avenue; and

Whereas, American Stores has applied to the City of Milwaukee for a zone change that would permit construction of a commercial development on the site; and

Whereas, Development of the project will require various public improvements, said improvements to be funded via an Out-of-Program Agreement between the developer and the City of Milwaukee; and

Whereas, The City of Milwaukee has not approved the required Out-of-Program Agreement nor has it approved the required rezoning of the development site; and

Whereas, Even though all the necessary approvals have not yet been given, the Developer still wishes the City to proceed with preliminary design of the required public improvements; and

Whereas, The developer is willing to submit a letter to the City acknowledging that additional City approvals are necessary for the project to proceed and that the developer is willing to risk that those funds actually expended on preliminary engineering work will not be refunded if the project is not approved; and

Whereas, The proposed preliminary engineering work will be at no expense to the City of Milwaukee; now, therefore, be it

Resolved, That the Common Council of the City of Milwaukee hereby authorizes and directs the Commissioner of Public Works to accept from

the developer $75,000 to cover the cost of preliminary engineering for the public improvements that will be necessary to support the developer's proposed commercial development; and, be it

Further Resolved, That the Commissioner shall not accept the deposit funds nor proceed with the preliminary engineering until and unless the developer has submitted the "hold harmless" letter referenced above.
DPW
THM:mr
11/21/97
HUMBOLDT.RES