



Legislation Details (With Text)

File #:	060044	Version:	0
Type:	Resolution	Status:	Passed
File created:	5/9/2006	In control:	PUBLIC WORKS COMMITTEE
On agenda:		Final action:	5/31/2006
Effective date:			
Title:	Resolution authorizing and directing the proper City officers to execute a sewer agreement (SA-1326A) document allowing Fabco Equipment, Inc. to construct a culvert and perform grading (ALTERATIONS) within the limits of a sewer easement on the property at 11200 West Silver Spring Road.		
Sponsors:	THE CHAIR		
Indexes:	PUBLIC IMPROVEMENTS, SEWER EASEMENTS		
Attachments:	1. Condition Statement.pdf, 2. Sewer Easement.pdf, 3. Fiscal Note.pdf, 4. Infrastructure Services Division Cover Letter.pdf		

Date	Ver.	Action By	Action	Result	Tally
5/9/2006	0	COMMON COUNCIL	ASSIGNED TO		
5/12/2006	0	PUBLIC WORKS COMMITTEE	HEARING NOTICES SENT		
5/17/2006	0	PUBLIC WORKS COMMITTEE	RECOMMENDED FOR ADOPTION	Pass	4:0
5/31/2006	0	COMMON COUNCIL	ADOPTED	Pass	13:0
6/8/2006	0	MAYOR	SIGNED		

060044
ORIGINAL
THE CHAIR

Resolution authorizing and directing the proper City officers to execute a sewer agreement (SA-1326A) document allowing Fabco Equipment, Inc. to construct a culvert and perform grading (ALTERATIONS) within the limits of a sewer easement on the property at 11200 West Silver Spring Road.

This resolution authorizes and directs the proper City officers to execute a sewer agreement (SA-1326A); located in Fabco Equipment, Inc. property located at 11200 West Silver Spring Road. The ALTERATIONS have already been constructed and the purpose of the agreement is to identify maintenance responsibilities for the ALTERATIONS to Fabco Equipment, Inc.

Whereas, On August 1, 1958, the City was granted an easement, SE-1326A, for sewer purposes in the property at 11200 West Silver Spring Road; and

Whereas, The easement is located in a parcel of land presently owned by Fabco Equipment, Inc.; and

Whereas, Fabco Equipment, Inc. requested permission to construct a culvert and perform grading in and over SE-1326A; and

Whereas, The City allowed the construction of said (ALTERATIONS) in and over a portion of the easement area, subject to the conditions in Sewer Agreement SA-1326A; and

Whereas, Said culvert was constructed in conformance with City specifications; and

Whereas, Said constructed ALTERATIONS provide drainage for public right-of-way; and

Whereas, Fabco Equipment, Inc. is responsible for the maintenance of the constructed ALTERATIONS; and

Whereas, the City has the right to inspect, clean and repair the culvert during emergency situations; now, therefore, be it

Resolved, By the Common Council of the City of Milwaukee, that the proper City officers are hereby authorized and directed to execute Sewer Agreement SA-1326A, a copy of said Agreement being attached to Common Council File Number 060044 and incorporated in this resolution by reference as though set forth in full; and, be it

Further Resolved, That the authority hereby conferred upon the City officers to execute the Agreement includes the authority to make and/or negotiate future reasonable modifications that do not substantially change the intent of the agreement; and, be it

Further Resolved, That after said Agreement has been executed by the proper City officers, it shall be forwarded to the City Attorney for approval as to form and execution and then to the Department of Public Works for recording and distribution.

Department of Public Works
Infrastructure Services Division
Environmental Engineering Section
NMJ/AM/kf
April 28, 2006