



## Legislation Details (With Text)

**File #:** 171127 **Version:** 1  
**Type:** Resolution **Status:** Passed  
**File created:** 11/7/2017 **In control:** COMMON COUNCIL  
**On agenda:** **Final action:** 11/28/2017  
**Effective date:**

**Title:** Substitute resolution authorizing the proper City officials to execute an intergovernmental cooperation agreement between the City of Milwaukee and the City of Waukesha relating to the sale of water for considerations separate and distinct from those under the authority of the Public Service Commission of Wisconsin

**Sponsors:** ALD. BOHL

**Indexes:** AGREEMENTS, WATER SALES

**Attachments:** 1. Intergovernmental Cooperation Agreement, 2. Exhibit A, 3. Exhibit B, 4. Letter to Mayor

Date	Ver.	Action By	Action	Result	Tally
11/7/2017	0	COMMON COUNCIL	ASSIGNED TO		
11/21/2017	0	STEERING & RULES COMMITTEE	RECOMMENDED FOR ADOPTION	Pass	8:0
11/28/2017	1	COMMON COUNCIL	ADOPTED	Pass	14:1
11/29/2017	1	MAYOR	SIGNED		

171127  
SUBSTITUTE 1

ALD. BOHL

Substitute resolution authorizing the proper City officials to execute and intergovernmental cooperation agreement between the City of Milwaukee and the City of Waukesha relating to the sale of water for considerations separate and distinct from those under the authority of the Public Service Commission of Wisconsin

This resolution approves an intergovernmental agreement between the City of Milwaukee and the City of Waukesha relating to the sale of water for considerations that are separate and distinct from those under the authority of the Public Service Commission of Wisconsin. The agreement, among other provisions, provides for a \$2.5 million payment from the City of Waukesha to the City of Milwaukee's general fund.

Whereas, The Common Council of the City Milwaukee, in file number 120230, directed the City of Milwaukee negotiating team to commence negotiations with the City of Waukesha regarding a possible water service agreement and intergovernmental agreement relating to the sale of water to the City of Waukesha; and

Whereas, The Public Service Commission of Wisconsin has recognized that pursuant to state law, municipalities are authorized to enter into intergovernmental agreements for provisions separate from those to be included in a water services agreement, provided that such intergovernmental agreements do not conflict with the Commission's regulatory authority; and

Whereas, The negotiating team has negotiated an intergovernmental cooperation agreement between the City of Milwaukee and the City of Waukesha relating to the sale of water for considerations separate and distinct from those under the authority of the Public Service Commission of Wisconsin; and

Whereas, the intergovernmental cooperation agreement, a copy of which is included as an attachment to this file, provides for a \$2.5 million payment to the City's general fund from the City of Waukesha, payable by January 31, 2020 as well as provisions, including a non-compete clause, that should enhance cooperation between the two communities; now, therefore, be it

Resolved, By the Common Council of the City of Milwaukee, that the aforementioned intergovernmental cooperation agreement is approved; and, be it

Further Resolved, That the \$2.5 million payment to the general fund is intended to be used to contribute to the City's efforts to replace privately-owned lead water service lines within the City of Milwaukee; and, be it

Further Resolved, That the proper City officials are authorized and directed to take the necessary actions to execute and implement this intergovernmental cooperation agreement.

TDM:tdm  
November 16, 2017  
1048-2016-2324:244946