



Legislation Text

File #: 060304, **Version:** 1

060304
SUBSTITUTE 1
020968
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Substitute resolution directing the Commissioner of Public Works to restore the median on East Kilbourn Avenue, between Prospect Avenue and Marshall Street, with a total estimated project cost not to exceed \$250,000, developer funded, and no city share.

The resolution directs the Commissioner of Public Works to restore the median, in 2006, on East Kilbourn Avenue, between Prospect Avenue and Marshall Street, with a total estimated project cost not to exceed \$250,000, a developer share not to exceed to \$250,000 and no city share. The resolution also establishes a committee consisting of certain East Kilbourn Avenue property owners or their representatives and tenants to advise the Commissioner of Public Works on matters regarding the median's restoration.

Whereas, The Common Council of the City of Milwaukee adopted File Number 020968 on November 11, 2002 accepting the proposal for the sale of surplus City-owned real estate at 923 East Kilbourn Avenue for the construction of Kilbourn Tower; and

Whereas, The Common Council of the City of Milwaukee File Number 030390, adopted June 15, 2003, authorized the Commissioner of Public Works to issue a permit allowing the occupancy of the eastbound lanes along with the median of East Kilbourn Avenue between North Prospect Avenue for certain staging and construction activities related to the construction of the Kilbourn Tower; and

Whereas, The median's plantings and grass were removed during its occupancy; and

Whereas, The Kilbourn Tower has been completed and the occupancy of the median has ended; and

Whereas, The median has not been restored to a condition acceptable to the residents who live along or near East Kilburn Avenue; and

Whereas, The terms and conditions of the Term Sheet attached to Common Council File Number 020968 includes a provision that the Kilbourn Tower developer provide \$250,000 to the City for public improvements immediately after the first mortgage lender has been paid and prior to any investors or developer being paid; and

Whereas, The 2006 City of Milwaukee Budget provides authority for \$400,000 for developer financed street improvements; and

Whereas, The Kilbourn Tower developer anticipates fulfilling the public improvement provision contained in the Term Sheet by paying the City \$250,000 in the spring of 2007; now, therefore, be it

Resolved, By the Common Council of the City of Milwaukee, that the Commissioner of Public Works

is directed to restore, in 2006, the median on East Kilbourn Avenue, between Prospect Avenue and Marshall Street with the developer to reimburse city expenditures; and, be it

Further Resolved, That the total estimated project cost is not to exceed \$250,000, a developer share not to exceed \$250,000 and no city share; and be it

Further Resolved, That the City Comptroller is authorized and directed to make the fund transfers and accounting changes necessary to implement this resolution; and, be it

Further, Resolved, That a committee consisting of certain East Kilbourn Avenue property owners or their representatives and tenants be established to advise the Commissioner of Public Works on matters regarding the median's restoration. The committee shall consist of the owners of or representatives of the following properties:

The Regency House	929 North Astor Street
Kilbourn Tower	923 East Kilbourn Avenue
The La-Sall Apartments	913 East Kilbourn Avenue
The La-Marr Apartments	903 East Kilbourn Avenue
The St. Clair Apartments	921 North Marshall Street
Kilbourn Row	902 North Cass Street
The Wayland Apartments	839 North Marshall Street

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JWC

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