



Legislation Text

File #: 000723, **Version:** 1

000723 SUBSTITUTE 1

The Chair

Substitute resolution authorizing and directing the proper City Officers to execute an Out-of-Program Agreement between August Urbanek and the City of Milwaukee for construction of a storm water detention basin to serve the area generally bound by North 107th Street, West Mill Road, Highway 41/45, and West Green Tree Road.

This substitute resolution approves an Out-of-Program Agreement between the City of Milwaukee and August Urbanek for construction of a storm water detention basin to serve the area generally bound by North 107th Street, West Mill Road, Highway 41/45, and West Green Tree Road. Under the terms of the agreement, the Developer would construct the basin and pay 100% of the initial cost. The City would reimburse the Developer for one third of the basin cost, up to a maximum of \$60,000, in the year following its completion.

Whereas, August Urbanek has developed, and continues to develop, a series of single family home subdivisions in the area generally bound by North 107th Street, West Mill Road, Highway 41/45, and West Green Tree Road; and

Whereas, The cumulative impact of these residential subdivisions necessitates the construction of a storm water detention basin; and

Whereas, The area to be served by the planned basin includes lands not under control of the Developer, such lands constituting about one third of the total area being served; and

Whereas, The general public will benefit from construction of a larger basin to serve the broader area; and

Whereas, The Developer now wishes to enter into an Out-of-Program Agreement with the City of Milwaukee to provide for the construction and funding of the storm water detention basin; and

Whereas, The Out-of-Program Agreement provides that the City of Milwaukee will refund to the Developer a portion of the basin construction cost reflecting the public benefits from this improvement; and

Whereas, The Out-of-Program Agreement for this project is attached to this file; now, therefore, be it

Resolved, That the Common Council of the City of Milwaukee hereby approves the Out-of-Program Agreement attached to the file and that the proper City Officers are hereby authorized and directed to execute said agreement on behalf of the City of Milwaukee; and, be it

Further Resolved, That the Commissioner of Public Works is authorized to make minor non-substantive changes to the agreement prior to its execution.

Department of Public Works

THM:cp

9/12/00