

**Redevelopment Authority of the City of Milwaukee**

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**Resolution No.:** 10259  
**Adopted on:** December 16, 2010  
**Project Area:** Menomonee Valley Industrial Center  
**Aldermanic District:** 8<sup>th</sup>

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**Resolution approving a Menomonee Valley Industrial Center Reciprocal Drainage Easement and Stormwater Management Facility Maintenance Agreement for maintaining stormwater facilities in the Menomonee Valley Industrial Center and Community Park.**

Whereas, the Redevelopment Authority has designed and constructed an award-winning stormwater treatment system in the Menomonee Valley Industrial Center (MVIC) whereby property owners in the MVIC benefit by conveying stormwater from their property to the treatment system; and

Whereas, the Redevelopment Authority has been working on a mechanism to formalize the respective responsibilities of both the Redevelopment Authority and the MVIC property owners with respect to maintenance of the MVIC stormwater facilities; and

Whereas, although the Purchase and Sale Agreements for each property sale in the MVIC spell out the general obligations of both parties (i.e., the Redevelopment Authority will maintain and Owners will reimburse the Redevelopment Authority for its costs), it has always been contemplated that some additional mechanism would be put in place to formalize and implement that process; and

Whereas, the Redevelopment Authority is proposing a basic easement and maintenance agreement between Redevelopment Authority and the property owners to document the long-term maintenance arrangement for the stormwater facilities; and

Whereas, the easement serves to document the property owners' rights with respect to stormwater drainage to the regional facilities and includes a maintenance agreement portion which states the Redevelopment Authority is responsible for maintenance, and property owners are responsible for their pro rata share of those expenses; and

Whereas, the agreement specifies the expenses would be paid to the Redevelopment Authority on an annual basis based on budgeted expenses for that year and provides flexibility to contract with other entities; and

Whereas, the Redevelopment Authority of the City of Milwaukee has been maintaining stormwater management areas within the Site since 2008, including monitoring of vegetation and erosion control, through contracts with Marek Landscaping; now, therefore, be it

Resolved, By the Redevelopment Authority of the City of Milwaukee that the Menomonee Valley Industrial Center Reciprocal Drainage Easement and Stormwater Management Facility Maintenance Agreement is hereby approved and the proper officers of the Authority are hereby authorized and directed to execute and deliver a Reciprocal Drainage Easement and Stormwater Management Facility Maintenance Agreement in substantially the form on file with the

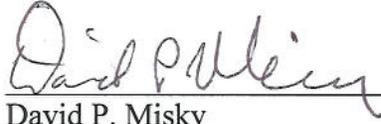
Authority, with such minor non-substantive revisions as may be approved by the Assistant Executive Director and the Office of the City Attorney.

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**CERTIFICATION**

I certify that the forgoing is a true and exact copy of a resolution adopted by the Redevelopment Authority of the City of Milwaukee, WI on the date set forth above.

(seal)



David P. Misky  
Assistant Executive Director-Secretary

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