

RESOLUTION NO. 2010-16

**A Final Resolution Placing Deferred Charges on Town of Cedarburg
Properties resulting from the Western Road Sanitary Sewer and Water Extension**

WHEREAS, sanitary sewer and water facilities have been installed in front of Town of Cedarburg properties on the north and south sides of Western Road from Wauwatosa Road to a point 630 feet east.

NOW, THEREFORE, BE IT RESOLVED, that the Common Council of the City of Cedarburg, determines as follows:

1. The report of the City Engineer, a copy of which is attached hereto and incorporated herein as is fully set forth herein, including the plans and specifications and charges set forth therein, is adopted and approved.
2. The City Engineer has advertised for bids and supervised construction of the improvements in accordance with the report hereby adopted.
3. Deferred charges have been computed for the Town of Cedarburg properties which will benefit from the Western Road sanitary sewer and water extension. These charges shall be recovered by the City in the event the properties are annexed, or the Town of Cedarburg authorizes assessment.
4. Benefits (and damages) shown on the report are true and correct and are hereby confirmed.
5. The deferred charges shall be due in full within 30 days of acceptance of an annexation petition. The amount of the special charge listed in schedule "C" for the Western Road sanitary sewer and water improvements shall be adjusted for inflation using the ENR Construction Cost Index. (20 City average)
7. The City Clerk shall publish this resolution as a Class 1 notice and mail a copy of this resolution and a statement of the final deferred charges against the benefited property to each property owner.

Passed and adopted this 11th day of October, 2010.

Kip Kinzel, Acting Mayor

Attest:

Constance K. McHugh, City Clerk

Approved as to form:

Kaye K. Vance, City Attorney