

Assessing the Electric Energy and Maintenance  
Costs of the Arbon Drive - W. Green Brook Dr.  
Street Lighting System

Resolution No. 08-25

WHEREAS, the Village of Brown Deer and James Tobin entered into a Development Agreement dated November 21, 1986, recorded in the Office of the Milwaukee County Register of Deeds on March 3, 1987, as Document No. 6027740 in Reel 2050, Image 596 to 609 inclusive; and,

WHEREAS, Paragraph 6 of said agreement provides as follows: "Owners agree to pay the cost of electric energy and maintenance annually for the operation of installed street lights. The cost of electric energy and maintenance shall annually be assessed against the benefited lots by the Village without notice or hearing. The Owner of each benefited lot hereby agrees to pay its equitable and proportionate share of said electric energy and maintenance costs. The determination by the Village Manager of the amount of such assessments shall be final and such assessments shall be collected by a special tax"; and,

WHEREAS, the Village Manager has made a determination of assessments as required by this document, a copy of which is attached hereto, marked "Exhibit A" and made a part hereof.

NOW, THEREFORE, BE IT RESOLVED, by the Village Board of the Village of Brown Deer that the determination of the amount of assessments made by the Village Manager attached hereto and marked Exhibit "A" is ratified.

BE IT FURTHER RESOLVED, that the assessments are hereby levied as a special tax against each parcel of property in accordance with the provisions of Exhibit "A".

BE IT FURTHER RESOLVED, that the aforesaid charge or special tax shall be paid in one annual installment on or before January 31, 2009.

PASSED AND ADOPTED by the Village Board of the Village of Brown Deer this 17th day of November, 2008.



Carl Krueger, Village President



Russell Van Gompel, Village Manager/Clerk

**ARBON DRIVE - W. GREEN BROOK DRIVE STREET LIGHTING SYSTEM**  
**DETERMINATION AND ASSIGNMENT OF ASSESSMENTS FOR 2008 TAX BILLS**  
**SEPTEMBER 1, 2008**

**A) DETERMINATION OF COSTS**

1) Actual cost to operate the system from 07/21/86 thru 08/31/07 =		\$65,133.80
2) Actual cost to operate the system from 09/01/07 thru 08/31/08 :		
a) Materials and Supplies -	\$0.00	
b) Equipment Maintenance -		
1) Maintenance Agreement	\$475.00	
2) Knockdowns, Repairs, etc.	\$0.00	
3) Capital Improvement Escrow Acct.	\$0.00	
	\$475.00	
c) Electric Power -	\$1,662.11	
d) Administrative -10 hrs. @ \$100 -	\$1,000.00	
e) Actual Cost - 09/01/07 thru 08/31/08 =	\$3,137.11	

**B) AMOUNT TO BE ASSESSED ON 2008 TAX BILLS =** 75% of \$3,137.11 = **\$2,352.83**

**C) ALLOCATION OF 2008 ASSESSMENTS TO INDIVIDUAL PROPERTIES**

Key #	Description	Acreage	Assessment	Total
028-0024-001	Lot 3 - Brown Deer Station	3.452	23.769% of \$2,352.83 =	\$559.24
"	Lot 4 - Brown Deer Station	5.460	37.595% of \$2,352.83 =	\$884.55
"	Lot 6 - Brown Deer Station	1.576	10.852% of \$2,352.83 =	\$255.33
"	Lot 7 - Brown Deer Station	2.379	16.381% of \$2,352.83 =	\$385.42
028-0029	Lot 8 - Brown Deer Station	1.656	11.403% of \$2,352.83 =	\$268.29
<b>TOTALS</b>		14.523	100.000% of \$2,352.83 =	\$2,352.83

**EXHIBIT "A" - ASSESSMENT SCHEDULE**  
**FOR ARBON DR. - W. GREEN BROOK DR. STREET LIGHTING SYSTEM**  
**COVERING OPERATING COSTS SEPTEMBER 1, 2007 THRU AUGUST 31, 2008**

Key #	Property Description	Operating Costs=Benefit Assessment	Total Damages	Net Benefit Over Damages
028-0024-001	Lot 3 - Brown Deer Station	\$559.24	\$0.00	\$559.24
028-0024-001	Lot 4 - Brown Deer Station	\$884.55	\$0.00	\$884.55
028-0024-001	Lot 6 - Brown Deer Station	\$255.33	\$0.00	\$255.33
028-0024-001	Lot 7 - Brown Deer Station	\$385.42	\$0.00	\$385.42
028-0029	Lot 8 - Brown Deer Station	\$268.29	\$0.00	\$268.29
<b>TOTALS</b>		\$2,352.83	\$0.00	\$2,352.83