

Assessing the Electric Energy and Maintenance
Costs of the Opus North Subdivision
Street Lighting System

Resolution No. 08-27

WHEREAS, the Village of Brown Deer and the Opus Corporation entered into a Development Agreement dated October 18, 1982, said agreement having been recorded in the Office of the Milwaukee County Register of Deeds on November 2, 1982 as Document No. 5573736 in Reel 1480, Image 581 to 650 inclusive; and,

WHEREAS, Paragraph 14(b)(3) of said agreement provides as follows: "Developer agrees that the annual cost of electric energy and maintenance for the operation of street lights installed within and immediately adjacent to the Development shall annually be assessed against the benefited lots, not including Outlot 1, by the Village without notice or hearing. The annual assessment assigned to each lot or parcel in the Development shall be apportioned on the basis of acreage. The determination by the Village Manager of the amount of such assessments shall be final and such assessments shall be collected as a special tax"; and,

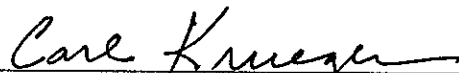
WHEREAS, the Village Manager has made a determination of assessments as required by this document, a copy of which is attached hereto, marked "Exhibit A" and made a part hereof.

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.

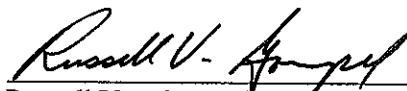
BE IT FURTHER RESOLVED, that the assessments are hereby levied as a special tax against each parcel of property in accordance with the provisions of Exhibit "A".

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

**OPUS NORTH SUBDIVISION 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 10/10/83 thru 08/31/07 =		\$69,343.22
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	\$1,555.00	
2) Knockdowns, Repairs, etc.	\$0.00	
3) Capital Improvement Escrow Acct.	\$0.00	
	\$1,555.00	
c) Electric Power -	\$1,207.47	
d) Administrative - 10 hrs. @ \$100 -	\$1,000.00	
e) Actual Cost - 09/01/07 thru 08/31/08 =	\$3,762.47	\$3,762.47

B) AMOUNT TO BE ASSESSED ON 2008 TAX BILLS = 75% of \$3,762.47 = \$2,821.85

C) ALLOCATION OF 2008 ASSESSMENTS TO INDIVIDUAL PROPERTIES

Key #	Description	Acreage	Assessment	Total
010-0149	Lot 1 - Opus North	9.829	29.006% of \$2,821.85 =	\$818.51
010-0150-002	Lot 2 - C.S.M. #4518	3.822	11.279% of \$2,821.85 =	\$318.28
010-0150-003	Lot 1 - C.S.M. #4902	2.821	08.325% of \$2,821.85 =	\$234.92
010-0150-004	Lot 2 - C.S.M. #4902	3.387	09.995% of \$2,821.85 =	\$282.04
010-0151-001	Lot 1 - C.S.M. #4676	5.393	15.915% of \$2,821.85 =	\$449.10
010-0151-003	Lot 1 - C.S.M. #6408	2.589	07.640% of \$2,821.85 =	\$215.59
010-0151-005	Outlot 1 - C.S.M. #6408	0.216	00.638% of \$2,821.85 =	\$18.00
010-0151-008	Parcel 2 - C.S.M. #6834	1.286	03.795% of \$2,821.85 =	\$107.09
010-0151-009	Parcel 1 - C.S.M. #7955	2.487	07.339% of \$2,821.85 =	\$207.10
010-0151-010	Parcel 2 - C.S.M. #7955	2.056	06.068% of \$2,821.85 =	\$171.23
TOTALS		33.886	100.000% of \$2,821.85=	\$2,821.85