

Assessing the Electric Energy and Maintenance
Costs of the N. Kildeer Court - W. Brown Deer Road
Street Lighting System

Resolution No. 08-28

WHEREAS, the Village of Brown Deer, J.C. Penney Co., Inc. and Normandale Properties, Inc., entered into a Development Agreement dated July 19, 1979, said agreement having been recorded in the Office of the Milwaukee County Register of Deeds on October 19, 1979, as Document No. 5358205 in Reel 1252, Image 795 to 814 inclusive; and,

WHEREAS, Paragraph 7 of said agreement provides as follows: "The 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 annual assessment assigned to each lot or parcel in this 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.

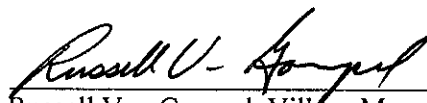
NOW, THEREFORE, BE IT RESOLVED, by the Village Board of the Village of Brown Deer that the determination of the amount of assessments made by the Village Manager attached hereto and marked Exhibit "A" is ratified.

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

**N. KILDEER CT. - W. BROWN DEER RD. 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 06/14/82 thru 08/31/07=		\$80,294.89
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) Maintenan	\$335.00	
2) Knockdowns, Repairs, etc.	\$0.00	
3) Capital Improvement Escrow Acct.	\$0.00	
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c) Electric Power -	\$335.00	
d) Administrative - 10 hr. @ \$100 -	\$878.25	
e) Actual Cost - 09/01/07 thru 08/31/08 =	<hr/>	
	\$1,000.00	\$2,213.25

B) AMOUNT TO BE ASSESSED ON 2008 TAX BILLS = 75% of \$2,213.25 = \$1,659.94

C) ALLOCATION OF 2008 ASSESSMENTS TO INDIVIDUAL PROPERTIES

Key #	Description	Acreage	Assessment	Total
027-9000-012	Parcel 1 - C.S.M. #4383	5.286	35.048% of \$1,659.94 =	\$581.78
027-9000-013	Parcel 2 - C.S.M. #4383	2.133	14.143% of \$1,659.94 =	\$234.77
027-9000-015	Parcel 3 - C.S.M. #4383 & Lands	7.663	50.809% of \$1,659.94 =	\$843.40
TOTALS		15.082	100.000% of \$1,659.94 =	\$1,659.94

**EXHIBIT "A" - ASSESSMENT SCHEDULE
FOR N. KILDEER CT. - W. BROWN DEER RD. STREET LIGHTING SYSTEM
COVERING OPERATING COSTS SEPTEMBER 1, 2007 THRU AUGUST 31, 2008**

Key #	Property Description	Operating Costs=Benefit Assessment	Damages	Net Benefit Over Damages
027-9000-012	Parcel 1 - C.S.M. #4383	\$581.78	\$0.00	\$581.78
027-9000-013	Parcel 2 - C.S.M. #4383	\$234.77	\$0.00	\$234.77
027-9000-015	Parcel 3 - C.S.M. #4383 & Lands	\$843.40	\$0.00	\$843.40
TOTALS		\$1,659.94	\$0.00	\$1,659.94