

**City Council
of the
City of Waukesha, Wisconsin
September 6, 2016**

Resolution No. _____

**A Resolution Approving and Adopting the Amendment of the
Project Plan for Tax Incremental District 9**

Whereas the Plan Commission having previously approved and adopted the original Project Plan for Tax Incremental District 9 on September 22, 1993, and the Common Council subsequently having approved and adopted the Project Plan on November 2, 1993; and

Whereas Wis. Stats. §66.1105(6)(f) allows the Plan Commission to amend the Project Plan for a Tax Incremental District (TID) to allow the allocation of positive tax increments to another Tax Incremental District, provided certain conditions are met; and

Whereas the Plan Commission having reviewed a financial analysis of TID 9 and having determined that the District will have positive tax increments after all expenditures are made in 2017; and

Whereas TID 16 is an active district and is eligible to receive increment donations; and

Whereas the amendment of the Project Plan for TID 9 having required a public hearing, and such public hearing having taken place after the publication of a Class 1 Legal Notice on August 16, 2016; and

Whereas the Plan Commission having heard and considered public comment on the matter, having heard and considered the presentation of the Department of Community Development, and having read and considered the proposed amendment to the Project Plan for TID 9, approved the Amendment to the Project Plan for TID by a Resolution passed August 24, 2016; and

Whereas pursuant to Wis. Stats. §66.1105(4)(h)(1) an amendment to a project plan by the Plan Commission requires the approval of the Common Council; and

Whereas the Common Council has received and reviewed the Plan Commission resolution approving the Project Plan for TID 9, and agrees with the findings and conclusions made by the Plan Commission;

Now, therefore, be it resolved by the Common Council, pursuant to the authority of Wis. Stats. §66.1105(4)(h)(1) and §66.1105(6)(f) that the findings and conclusions made by the Plan Commission with regard to the Amendment to the Project Plan for TID 9 are ratified, adopted and approved; the Tax Incremental District 9 Project Plan Amendment,

as presented by the Department of Community Development, is approved and adopted in its entirety; and further that the Common Council adopts the following findings:

1. Neither TID 9 nor 16 has terminated.
2. Both TIDs 9 and 16 have identical overlying taxing jurisdictions.
3. TID 16 was created upon a finding that not less than 50 per cent, by area, of the real property in the district is blighted or in need of rehabilitation.
4. TID 9 has satisfied in 2016, and will satisfy in 2017, all of its current-year debt-service and project-cost obligations.
5. After amendment, the TID 9 Project Plan will be feasible and in conformity with the City's Comprehensive Plan.
6. A public hearing concerning the amendment of the TID 9 Project Plan was held before the Plan Commission on August 16, 2016, after publication of a Class 1 notice under Chapter 985, which contained a statement of the purpose and cost of the amendment, and which advised that a copy of the amendment would be provided on request.
7. The Class 1 notice was also delivered by first-class mail to the chief executive officers or administrators of all local governmental entities having the power to levy taxes on property within TID 9 and to the school board of all school districts having property within TID 9.

Dated the 6th day of September, 2016.

The Honorable Shawn N. Reilly, Mayor

Attested:

Gina L. Kozlik, City Clerk-Treasurer