

**City of Waukesha**

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Committee: Board of Public Works	Date: 9/7/2023
Common Council Item Number: ID #23-7522	Date: 9/19/2023
Submitted By: Alex Damien, Director of Public Works	City Administrator Approval: Gina Kozlik, Interim City Administrator
Finance Department Review: Joseph P. Ciarro, Finance Director	City Attorney's Office Review: Brian Running, City Attorney
Subject: Approve the Developer's Agreement between the City of Waukesha and Continental 665 Fund LLC a/k/a Springs at Meadowbrook for property located north of Summit Avenue, Fire Station No. 5, and Oliver Sports Complex, east of Meadowbrook Road, west of Maple Way Lane, and south of Tallgrass Subdivision	

Details:

The Developer will be completing street grading and construction, sidewalks, sanitary and storm sewer installations, terrace restoration, landscaping, construct storm water facilities, and complete other incidentals at their development site. Developer's Agreements are required to assign the contractual obligations that the property developer has agreed to complete as part of their project. The Agreement also requires the Developer to prepare construction drawings, prepare easements, a Certified Survey Map, obtain permits, post a financial guarantee, construct private storm water facilities in accordance with the drawings, and perform other miscellaneous items for the development, and pay for impact fees, televise pipe installations, and prepare record drawings. If the Agreement is not approved, then the project will not occur.

Options & Alternatives:

1. Approve as submitted. There are no practical alternatives to not approving the Agreement.

Financial Remarks:

There are no immediate financial obligations for the City.

Executive Recommendation:

Approve as drafted.