

RESOLUTION NO. RE07-05

**FINAL RESOLUTION AUTHORIZING SPECIAL ASSESSMENTS TO
FRANCIS STREET (Park Avenue to E. Ryan Street),
AND NORTHWAY DRIVE
FOR CURB AND GUTTER, SIDEWALKS, AND DRIVEWAY APRONS
IN THE CITY OF BRILLION, CALUMET COUNTY, WISCONSIN**

WHEREAS, the Common Council of the City of Brillion, Calumet County, Wisconsin, held a public hearing at the City Hall at 7:30 pm on the 26th day of March, 2007, for the purpose of hearing all interested persons concerning the Preliminary Resolution and report of the City Engineers on the proposed public improvements consisting of curb and gutter, sidewalks and driveway aprons and preliminary assessments against benefited property, and heard all persons who desired to speak at the public hearing.

NOW, THEREFORE, BE IT RESOLVED, the Common Council of the City of Brillion, Calumet County, Wisconsin , determines as follows:

1. The report of the City Engineer, a copy of which is attached hereto and incorporated herein as if fully set forth herein, including the plans and specifications and assessments set forth therein, is adopted and approved.
2. The City Engineer shall supervise construction of the improvements in accordance with the report hereby adopted.
3. Payment for the improvements shall be made by assessing the entire cost of the property benefited as indicated in the report.
4. Assessments shown on the report represent an exercise of the police power and have been determined on a reasonable basis and are hereby confirmed.
5. Assessments for all projects included in the report are hereby combined as a single assessment. Any interested property owner may object to each assessment separately or all assessments jointly for any purpose.
6. Assessments shall be due within 45 days of billing date. Assessments may be paid in cash/check in full or in 3 annual installments. Payments made in full are due by November 1, 2007. Payments made by installments will be due 10/1 of each year with the first payment due on or before 10/1/07. The remaining installments will be due 10/1/08 and 10/1/09. Deferred payments shall bear the interest at the rate of 1% above the prime rate at which the City is able to borrow the funds. All payments will be made to the municipal treasurer. Installments not paid on the due date shall be placed on the tax roll for collection and shall bear interest on the unpaid balance.

7. The municipal clerk shall publish this resolution as a Class 1 notice under Ch. 985, Wis. Stats., in the assessment district and mail a copy of this resolution and a statement of the final assessment against the benefited property together with notice of installment payment privileges to every property owner whose name appears on the assessment roll whose post office address is known or can with reasonable diligence be ascertained.

Resolution No. RE07-05 introduced and its adoption moved by Alderperson Unbehaun, second by Alderperson Bonick.

Upon a call of votes thereon; the results were as follows:

 9 Votes Cast
 9 Votes Yes
 0 Votes No

The Mayor declared Resolution No. RE07-05 adopted, approved and signed the same this 26th day of March, 2007.

Gerald Sonnabend
Mayor

Attested: _____
Lori M. Gosz, CMC
Administrator/Clerk/Treasurer