

RESOLUTION #23-05

PRELIMINARY RESOLUTION DECLARING INTENT TO LEVY SPECIAL ASSESSMENTS UNDER MUNICIPAL POLICE POWER PURSUANT TO §66.0703, STATS. UPON THE FOLLOWING DESIGNATED AREAS:

2023 Street & Utility Improvements
Lafayette Street (N. Washington – N. Kossuth St.)

NOW THEREFORE BE IT RESOLVED by the City of Berlin Common Council:

1. The Common Council hereby declares its intention to exercise its police power under §66.0703, Stats., to levy special assessments upon property in the assessment district hereinafter described for benefits conferred upon such property by reason of the following public work and improvements:

Installation of sewer laterals on the following streets as shown on the accompanying maps:

Lafayette Street (N. Washington St. - N. Kossuth St.)

Install, repair, and replace sidewalks as necessary on the following streets, the specific extent of such improvements to be determined and included in the City Engineer's report referenced in paragraph 5 below:

Lafayette Street (N. Washington St. - N. Kossuth St.)

2. The property to be assessed lies within the following described assessment district:

Lafayette Street (N. Washington St. - N. Kossuth St.)

ASSESSMENT DISTRICT

3. Before the water & sewer main replacements are made, the Utility Superintendent shall cause water & sewer service laterals to be laid in the street from the water & sewer mains to the lot line of each lot fronting on the street and shall cause the amount charged to each lot for the sewer lateral only shall be entered on the tax roll as a special tax against each lot. The amount charged for said lateral shall be based upon the Housing Task Force Standardized Special Assessment Schedule for the replacement of sewer lateral, as approved by the Common Council, based upon 2023 rates, as long as the lateral is for standard service, but shall in no case exceed 100% of the total cost of the improvements. If larger service is required, the actual cost for the installation of the lateral for said lot shall be accounted for and charged to said lot and entered on the tax roll as a special tax on said lot.

In regard to the sidewalk installation, repairs, and replacements, the Street Superintendent shall keep an accurate account of the expenses incurred in front of each lot and shall report these costs to the city clerk who shall, pursuant to city ordinance relating to sidewalk replacement, cause ½ of such expense for each applicable lot to be entered on the tax roll as a special tax against the lot. In no case shall the amount assessed to a lot be more than 50% of the total cost of the sidewalk improvements benefiting the lot.

4. The Common Council determines that the improvements constitute an exercise of the police power for the health, safety and general welfare of the City of Berlin and its inhabitants.
5. The City Engineer shall prepare a report which shall consist of:
 - a. Preliminary plans and specifications for the improvements.
 - b. An estimate of the entire cost of the proposed improvements.
 - c. Schedule of proposed assessments.
6. When the report is completed, the City Engineer shall file a copy of the report with the City Clerk for public inspection and, if state property is to be assessed, shall mail a copy of the report to the responsible state agency and, for assessments of \$50,000.00 or more, to the Wisconsin State Building Commission.
7. Upon receiving the report of the City Engineer, the City Clerk shall cause notice to be given stating the nature of the proposed improvements, the general boundary lines of the proposed assessment district (including a small map thereof), the time and place at which the report may be inspected, and the time and place of the public hearing on the matters contained in the preliminary resolution and the report. This notice shall be published as a Class I Notice under Chapter 985, Stats., and a copy shall be mailed, at least ten (10) days before the hearing, to every interested party whose address is known or can be ascertained with reasonable diligence.
8. The hearing shall be held in the City Hall Council Chambers at 108 N. Capron St., Berlin, WI 54923 at a time set by the City Clerk in accordance with Wis. Statutes §66.0703 (7).
9. The assessment against any parcel may be paid in cash or in annual installments, the number of which shall be determined at the public hearing on the proposed assessments.

Passed, approved and adopted this 9th day of May, 2023.

ROLL CALL VOTE:

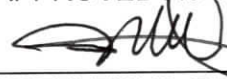
6	AYES
0	NAYS
0	ABSENT

CITY OF BERLIN

BY: 

Joel Bruessel, Mayor

APPROVED AS TO FORM:


 MATTHEW G. CHIER,
 City Attorney

ATTEST: 

Sara Rutkowski,
 City Clerk