

RESOLUTION NO. _____-17

APPROVING AN AGREEMENT BETWEEN THE CITY OF DUBUQUE, IOWA AND B & M PROPERTIES & STORAGE, LLC

WHEREAS, the City of Dubuque is party to an Agreement with B & M Properties & Storage, LLC, whereby the City of Dubuque would, as part of the Upper Bee Branch Creek Restoration Project, replace the existing gravity sanitary sewer service lateral at 525 East 19th Street with a private sanitary sewer pump station and associated force main discharge pipe located in the Pine Street right of way; and

WHEREAS, the City of Dubuque would own and maintain said sanitary sewer pump station and associated force main discharge pipe after the project has been completed, inspected and accepted by the City Council; and

WHEREAS, B & M Properties & Storage, LLC would pay all electricity usage costs associated with the operation of the pump station unit in perpetuity; and

WHEREAS, B & M Properties & Storage, LLC, has executed the Agreement.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF DUBUQUE, IOWA:

Section 1. The Agreement attached hereto is hereby approved.

Section 2. The City Manager is authorized and directed to execute the Agreement on behalf of the City of Dubuque

Passed, approved, and adopted this 20th day of February, 2017.

Roy D. Buol, Mayor

Attest:

Kevin S. Fimstahl, City Clerk