



City of Ann Arbor

301 E. Huron St.
Ann Arbor, MI 48104
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Council Action

Resolution: R-18-493

File Number: 18-2016

Enactment Number: R-18-493

Resolution to Petition the Washtenaw County Water Resources Commissioner to Create a new Drainage District and Undertake a Project to Design and Construct Stormwater Management Control Measures for the Pepper Pike section of Millers Creek (Total Project Cost: \$1,500,000.00)

Whereas, The Millers Creek Sediment Study identified Reach D (also referred to as Pepper Pike) as the most severely eroding;

Whereas, The City of Ann Arbor hereby petitions the Washtenaw County Water Resources Commissioner for the location, establishment and construction of an intra-county drain as listed in Attachment 1, which will be known as the Miller Creek Ann Arbor Drain;

Whereas, The City of Ann Arbor acknowledges that it will be liable for an assessment at large for a percentage of the total amount levied for the drain;

Whereas, The proposed Millers Creek Drainage District is within the area covered by the phosphorus and E. coli TMDLs;

Whereas, The City Council intends to file with the Washtenaw County Water Resources Commissioner for a petition to clean out, relocate, widen, deepen, straighten, extend, tile, interconnect, or otherwise improve the proposed Millers Creek Drainage District pursuant to Section 482 of Chapter 20 of the Drain Code of 1956 (MCL 280.482);

Whereas, It is the desire of the City Council to have the Mayor and Clerk sign and file the necessary petition with the Washtenaw County Water Resources Commissioner; and

Whereas, A suggested form of such petition is now presented to the City Council;

RESOLVED, That the City of Ann Arbor hereby petitions the Washtenaw County Water Resources Commissioner for the location, establishment and construction of an intra-county drain, as listed in Attachment 1, to be known as the Millers Creek Ann Arbor Drain;

RESOLVED, That the City Council hereby determines to proceed with the proposed drain project for the proposed drain, as more fully described in the petition attached hereto as Attachment 1;

RESOLVED, That the Mayor and Clerk be hereby authorized and directed to execute such petition for and on behalf of the City and to file the same with the Water Resources Commissioner of the County of Washtenaw;

RESOLVED, That the City Council hereby consents to the location of the proposed clean out, relocation, widening, deepening, straightening, extending, tiling, interconnecting or otherwise improving the proposed drain, within the limits of the City and the assessment of a portion of the cost of such improvements, so located, against the City; and

RESOLVED, That the assessment (approximately \$1,500,000.00, plus interest) will be paid in twenty annual installments not to exceed \$92,000.00 per year with the first payment from the Storm Water Fund Operations and Maintenance budget for FY20 and subsequent payments from the Storm Water Fund (Fund 0069) pending annual budget approvals by Council.

At a meeting of the City Council on 12/17/2018, a motion was made by Jane Lumm, seconded by Jeff Hayner, that this Resolution R-18-493 be Approved. The motion passed.

Yeas: 0

Nays: 0