



Legislation Details (With Text)

**File #:** 38086      **Version:** 1      **Name:** Determining a Public Purpose and Necessity and adopting a Relocation Order for the acquisition of land interests required for the construction of the Johnson St, E public sidewalk bike path from N. First Street to N. Third Street

**Type:** Resolution      **Status:** Passed

**File created:** 4/17/2015      **In control:** PLAN COMMISSION

**On agenda:** 5/19/2015      **Final action:** 5/19/2015

**Enactment date:** 5/21/2015      **Enactment #:** RES-15-00475

**Title:** Determining a Public Purpose and Necessity and adopting a Relocation Order for the acquisition of land interests required for the construction of the Johnson St, E public sidewalk bike path from N. First Street to N. Third Street. (12th AD)

**Sponsors:** Larry Palm

**Indexes:**

**Code sections:**

**Attachments:** 1. Parcel 1 - Carlsen.pdf, 2. 53W1246SVY-Relocation.pdf

Date	Ver.	Action By	Action	Result
5/19/2015	1	COMMON COUNCIL	Adopt	Pass
5/18/2015	1	PLAN COMMISSION	RECOMMEND TO COUNCIL TO ADOPT - REPORT OF OFFICER	Pass
5/6/2015	1	BOARD OF PUBLIC WORKS	Return to Lead with the Recommendation for Approval	Pass
5/5/2015	1	PLAN COMMISSION	Refer	
5/5/2015	1	COMMON COUNCIL	Referred	
4/17/2015	1	Engineering Division	Referred for Introduction	

**Fiscal Note**

Real Estate land acquisition costs for right of way fee acquisition estimated at \$52,000 for this project are available in Account Number 10461-403-110 (land acquisition).

**Title**

Determining a Public Purpose and Necessity and adopting a Relocation Order for the acquisition of land interests required for the construction of the Johnson St, E public sidewalk bike path from N. First Street to N. Third Street. (12th AD)

**Body**

**RELOCATION ORDER OF THE CITY OF MADISON, DANE COUNTY, WISCONSIN**

**PREAMBLE**

The Engineering Division recommends the construction of a public sidewalk / bike path adjacent to existing E. Johnson Street public right-of-way from N. First Street to N. Second Street to allow for safer bicycle and pedestrian crossings with existing E. Johnson Street vehicular traffic; and,

To accomplish the design and construction of this public sidewalk / bike path, the acquisition of public land

interests (Fee Acquisition for Right-of-Way Purposes) are required from one property designated as Parcel 1 on the attached Relocation Order Map:

Parcel 1:  
Alice O. Carlsen  
217 N. First Street  
251/0710-063-0901-9

The necessary land interests required to construct the E. Johnson Street public sidewalk / bike path from N. First Street to N. Second Street by the City of Madison are identified on the City of Madison Relocation Order Map and Schedule of Land Interests Required dated April 16, 2015 which is attached hereto and made part of this resolution; and,

The legal description of the same land interests is also attached hereto and made part of this resolution.

**NOW THEREFORE BE IT RESOLVED,**

1. That this Resolution is a Relocation Order in accordance with Section 32.05(1) and 62.22, Wisconsin Statutes for the purpose of the within described public acquisition project and that this acquisition is determined to be necessity in accordance with Section 32.07(2), Wisconsin Statutes, and the acquisition shall allow for the construction of the E. Johnson Street public sidewalk / bike path from N. First Street to N. Second Street.
2. That the City of Madison hereby determines that it is necessary and a public purpose exists to acquire land interests of Parcel 1 as identified on the Relocation Order. This land interest (Fee title) acquisition is required to allow for the construction and future maintenance of said public sidewalk / bike path.
3. City Of Madison Office of Real Estate Services Division of the Economic Development Division has established Project No. 10548 to administer the acquisition of said land interests.
4. That the Common Council of the City of Madison, does hereby adopt a relocation order to acquire the necessary land interests required for the installation of public bike path improvements associated with Engineering Division Project Number Munis 10461. Johnson Street public sidewalk / bike path from N. First Street to N. Second Street consisting of the included Relocation Order Map and legal description exhibits in accordance with Section 32.05(1) and 62.22, Wisconsin Statutes.
5. That the Office of Real Estate Services Division of the Economic Development Division and the City Attorney are hereby authorized to proceed by negotiation or condemnation under authority of Section 32 and 62.22 of the Wisconsin Statutes to acquire the real estate interests shown on said Relocation Order, and the Office of Real Estate Services is further authorized to obtain title reports, appraisals, survey information, environmental site assessment reports, and any other essential material or reports as may be necessary to perform due diligence in accomplishing the acquisition.
6. That the Office of Real Estate Services Division is hereby authorized to execute the jurisdictional offer, lis pendens, and award of the compensation if condemnation proceedings under Section 32 of the Wisconsin Statutes are necessary.
7. That the Mayor and City Clerk are hereby authorized to sign all necessary documents to accomplish the land interest acquisitions.