



# City of Madison

City of Madison  
Madison, WI 53703  
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## Master

**File Number: 37332**

<b>File ID:</b> 37332	<b>File Type:</b> Resolution	<b>Status:</b> Report of Officer
<b>Version:</b> 1	<b>Reference:</b>	<b>Controlling Body:</b> BOARD OF PUBLIC WORKS
<b>Lead Referral:</b> BOARD OF PUBLIC WORKS	<b>Cost:</b>	<b>File Created Date :</b> 02/17/2015

**File Name:** Determining a Public Purpose and Necessity and adopting a Relocation Order for the acquisition of land interests required for the construction and maintenance of the All Saints Path, a new multi-purpose (bicycle and pedestrian) path.

**Final Action:**

**Title:** Determining a Public Purpose and Necessity and adopting a Relocation Order for the acquisition of land interests required for the construction and maintenance of the All Saints Path, a new multi-purpose (bicycle and pedestrian) path connecting a proposed path along S. High Point Road westerly approximately 650 feet to the intersection with Watts Road. Located in part of the SW ¼ of the NW ¼ of Section 26, T7N, R8E. (9th AD)

**Notes:** Jeff Q.

**Code Sections:**

**CC Agenda Date:** 05/19/2015

**Indexes:**

**Agenda Number:** 7.

**Sponsors:** Paul E. Skidmore

**Effective Date:**

**Attachments:** SHEET 1.pdf, SHEET 2.pdf, All Saints Path South Concept.pdf, West Towne Path.pdf

**Enactment Number:**

**Author:** Rob Phillips, City Engineer

**Hearing Date:**

**Entered by:** mhacker@cityofmadison.com

**Published Date:**

### Approval History

Version	Date	Approver	Action
1	02/18/2015	Craig Franklin	Approve

### History of Legislative File

Ver- sion:	Acting Body:	Date:	Action:	Sent To:	Due Date:	Return Date:	Result:
1	Engineering Division	02/17/2015	Referred for Introduction				

	<b>Action Text:</b>	This Resolution was Referred for Introduction				
	<b>Notes:</b>	Board of Public Works (3/18), Plan Commission (3/9), Pedestrian Bicycle Motor Vehicle Commission (3/24), Council Adoption (3/31)				
1	COMMON COUNCIL	02/24/2015	Referred	BOARD OF PUBLIC WORKS	04/22/2015	
	<b>Action Text:</b>	This Resolution was Referred to the BOARD OF PUBLIC WORKS				
	<b>Notes:</b>	Additional referrals to Plan Commission, Pedestrian Bicycle Motor Vehicle Commission.				
1	BOARD OF PUBLIC WORKS	02/24/2015	Refer	PLAN COMMISSION	03/09/2015	
	<b>Action Text:</b>	This Resolution was Refer to the PLAN COMMISSION				
	<b>Notes:</b>					
1	BOARD OF PUBLIC WORKS	02/24/2015	Refer	PEDESTRIAN/BICYCLE/MOTOR VEHICLE COMMISSION	03/24/2015	
	<b>Action Text:</b>	This Resolution was Refer to the PEDESTRIAN/BICYCLE/MOTOR VEHICLE COMMISSION				
	<b>Notes:</b>					
1	PLAN COMMISSION	03/09/2015	Return to Lead with the Recommendation for Approval	BOARD OF PUBLIC WORKS	04/22/2015	Pass
	<b>Action Text:</b>	A motion was made by Cantrell, seconded by Zellers, to Return to Lead with the Recommendation for Approval to the BOARD OF PUBLIC WORKS. The motion passed by voice vote/other.				
	<b>Notes:</b>					
1	BOARD OF PUBLIC WORKS	03/18/2015	Refer	BOARD OF PUBLIC WORKS	04/22/2015	Pass
	<b>Action Text:</b>	A motion was made by Skidmore, seconded by Branson, to Refer to the BOARD OF PUBLIC WORKS. The motion passed by voice vote/other.				
	<b>Notes:</b>					
1	PEDESTRIAN/BICYCLE/MOTOR VEHICLE COMMISSION	03/24/2015	Return to Lead with the Recommendation for Approval	BOARD OF PUBLIC WORKS	04/22/2015	Pass
	<b>Action Text:</b>	A motion was made by Rewey, seconded by Webber, to Return to Lead with the Recommendation for Approval to the BOARD OF PUBLIC WORKS. The motion passed by voice vote/other.				
	<b>Notes:</b>					
1	BOARD OF PUBLIC WORKS	04/08/2015	Refer	BOARD OF PUBLIC WORKS	04/22/2015	04/22/2015
	<b>Action Text:</b>	This Resolution was Refer to the BOARD OF PUBLIC WORKS due back on 4/22/2015				
	<b>Notes:</b>					
1	BOARD OF PUBLIC WORKS	04/22/2015	RECOMMEND TO COUNCIL TO ADOPT - REPORT OF OFFICER			Pass
	<b>Action Text:</b>	Tony Fernandez, City Engineering, presented the relocation order.				
	<b>Notes:</b>	A motion was made by Skidmore, seconded by Haack , to RECOMMEND TO COUNCIL TO ADOPT - REPORT OF OFFICER. The motion passed by voice vote/other.				

**Text of Legislative File 37332**

**Fiscal Note**

Real Estate acquisition costs estimated at \$166,800 for this project are available in Acct. No(s):

10531-403-160 All Saints Path, Engineering-Ped/Bike, Easements

**Title**

Determining a Public Purpose and Necessity and adopting a Relocation Order for the acquisition of land interests required for the construction and maintenance of the All Saints Path , a new multi-purpose (bicycle and pedestrian) path connecting a proposed path along S. High Point Road westerly approximately 650 feet to the intersection with Watts Road. Located in part of the SW ¼ of the NW ¼ of Section 26, T7N, R8E. (9th AD)

**Body**

**PREAMBLE**

**WHEREAS**, the All Saints Path is a component identified for construction as part of the 2015-2019 Transportation Improvement Program (Major Pedestrian/Bicycle Projects in the Madison Metropolitan Planning Area) being a part of the overall multi-phase West Beltline Path project. It will be an important component of the City’s non-motorized transportation network, providing a safe and direct route from neighborhoods south of the Beltline to the West Towne area and other destinations; and

**WHEREAS**, the City of Madison Engineering Division has established Engineering Project No. 10531 - All Saints Path for the design and construction of public infrastructure associated with the proposed bike and pedestrian path; and

**WHEREAS**, the City of Madison Office of Real Estate Services has established a Master File / Project No. 10721 to facilitate and administer acquisition of required land interests to construct the necessary public improvements associated with the bike and pedestrian path; and

**WHEREAS**, attached hereto and made part of this resolution is a City of Madison Relocation Order Map titled “Plat of land interests required for the construction and maintenance of improvements for a public path located in part of the SW ¼ of the NW ¼ of Sec. 26, T 7 N, R 8 E, City of Madison, Dane County, Wisconsin.” dated February 17, 2015; and,

**WHEREAS**, this Relocation Order Map identifies the necessary public land interest areas of acquisition as shown on the City of Madison Relocation Order Map and Schedule of Land Interests Required for the All Saints Path public improvements; and,

**WHEREAS**, all required funding for the land interest acquisitions by the City of Madison will be available in Account Number 10531-403-160 All Saints Path, Engineering-Ped/Bike, Easements;

**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 planned public improvements of All Saints Path, Engineering Project No. 10531.
2. That the City of Madison hereby determines that it is necessary and a public purpose exists to acquire necessary land interests from the properties/parties as identified in the Schedule of Land Interests on the attached Relocation Order Map and such acquisitions are required to allow for the construction of said public bike and pedestrian path

improvements.

3. That the Common Council of the City of Madison, does hereby adopt this relocation order to acquire the necessary land interests required for the installation of public bike and pedestrian path improvements associated with Engineering Division Project Number 10531 - All Saints Path, consisting of the attached Relocation Order Map in accordance with Section 32.05(1) and 62.22, Wisconsin Statutes.
4. That the Office of Real Estate Services 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 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.
5. That the City Of Madison Office of Real Estate Services Division of the Community and Economic Development Unit staff shall administer the acquisition of all land interests by Real Estate Master Project No. 10721.
6. That the City of Madison Office of Real Estate Services of the Economic Development 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 authorized to sign all necessary documents to accomplish the acquisition.