



### Legislation Details (With Text)

**File #:** 62608      **Version:** 1      **Name:** 12141 - ATC Easement Acquisition Highland Manor Park

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

**File created:** 10/12/2020      **In control:** FINANCE COMMITTEE

**On agenda:** 11/17/2020      **Final action:** 11/17/2020

**Enactment date:** 11/24/2020      **Enactment #:** RES-20-00782

**Title:** Authorizing the execution of an Electric Transmission Line Easement by the City of Madison in favor of American Transmission Company, LLC, and its manager ATC Management Inc, granting easement rights for an existing transmission line in Highland Manor Park, located at 10 Manor Drive. (14th AD)

**Sponsors:** Sheri Carter

**Indexes:**

**Code sections:**

**Attachments:** 1. Exhibit A Legal Description of Easement Area.pdf, 2. Exhibit B Map - New vs Existing Easement.pdf, 3. Locator Map.pdf

Date	Ver.	Action By	Action	Result
11/17/2020	1	COMMON COUNCIL	Adopt	Pass
11/9/2020	1	PLAN COMMISSION	RECOMMEND TO COUNCIL TO ADOPT - REPORT OF OFFICER	Pass
11/4/2020	1	BOARD OF PARK COMMISSIONERS	Return to Lead with the Recommendation for Approval	Pass
10/26/2020	1	FINANCE COMMITTEE	Return to Lead with the Recommendation for Approval	Pass
10/20/2020	1	PLAN COMMISSION	Refer	
10/20/2020	1	PLAN COMMISSION	Refer	
10/20/2020	1	COMMON COUNCIL	Refer	Pass
10/12/2020	1	Economic Development Division	Referred for Introduction	

**Fiscal Note**

American Transmission Company, LLC made a written offer to pay the City of Madison \$1,500 as compensation for the acquisition of the proposed easement area, which will be deposited into the City Parks Division’s miscellaneous revenue as compensation for the easement acquisition.

**Title**

Authorizing the execution of an Electric Transmission Line Easement by the City of Madison in favor of American Transmission Company, LLC, and its manager ATC Management Inc, granting easement rights for an existing transmission line in Highland Manor Park, located at 10 Manor Drive. (14th AD)

**Body**

WHEREAS, American Transmission Company, LLC (“ATC”) owns, operates, builds and maintains an electrical transmission system in Dane County, including the 69-kilovolt line from Fitchburg to the Nine Springs Substation (“Line”); and

WHEREAS, as part of ATC’s ongoing review of their system, they identified a section of the Line located at the western boundary of Highland Manor Park (“City Property”), owned by the City of Madison (“City”), that requires maintenance; and

WHEREAS, ATC confirmed that there are no construction activities planned at this time, only maintenance activities that include the removal of trees and/or other vegetation that might interfere with the Line or prohibit access to the Line; and

WHEREAS, the City Property is currently encumbered with an easement for the Line, recorded as Document No. 1146736 and corrected by Document No. 1147829; however, the size of the existing easement is not sufficient for the required maintenance of the Line by ATC; and

WHEREAS, ATC made a written offer to pay the City \$1,500.00 as compensation for the acquisition of additional easement area, which is legally described on attached Exhibit A and depicted on attached Exhibit B; and

WHEREAS, ATC's offering price is based upon the difference in the fair market value of the City Property before and after the acquisition of easement rights, as determined by an appraisal that was reviewed and approved by the City's Office of Real Estate Services, as well as the City Parks Division.

NOW, THEREFORE, BE IT RESOLVED that the Common Council of the City of Madison authorizes the City's execution of an Electric Transmission Line Easement for the benefit of ATC, for the purposes set forth above, as legally described on attached Exhibit A and depicted on attached Exhibit B, in a format that has been approved by the City Attorney's Office and the Parks Superintendent.

BE IT STILL FURTHER RESOLVED, that the Mayor, Clerk, and Parks Superintendent are authorized to sign on behalf of the City, all documents and legal instruments required to complete the transactions contemplated in this resolution.