



Legislation Details (With Text)

File #: 65029 **Version:** 1 **Name:** Determining a Public Purpose and Necessity and adopting a Relocation Order for the acquisition of land interests required for Engineering Project No. 11432 established for the reconstruction of E Dean Ave., Allis Ave., Tyler Cir. & Seth Cir. public street

Type: Resolution **Status:** Passed

File created: 4/9/2021 **In control:** Engineering Division

On agenda: 5/4/2021 **Final action:** 5/4/2021

Enactment date: 5/10/2021 **Enactment #:** RES-21-00316

Title: Determining a Public Purpose and Necessity and adopting a Relocation Order for the acquisition of land interests required for Engineering Project No. 11432 established for the reconstruction of E Dean Ave., Allis Ave., Tyler Cir. & Seth Cir. public street and drainage improvements from Monona Dr to Turner Ave Street. (15th AD)

Sponsors: Grant Foster

Indexes:

Code sections:

Attachments: 1. Locator Maps.pdf, 2. Vicinity Map E Dean Reconstruction.pdf, 3. 11432-Relocation Order.pdf

Date	Ver.	Action By	Action	Result
5/4/2021	1	COMMON COUNCIL	Adopt Unanimously	Pass
4/26/2021	1	PLAN COMMISSION	Return to Lead with the Recommendation for Approval	Pass
4/21/2021	1	BOARD OF PUBLIC WORKS	RECOMMEND TO COUNCIL TO ADOPT - REPORT OF OFFICER	Pass
4/20/2021	1	BOARD OF PUBLIC WORKS	Referred	
4/20/2021	1	COMMON COUNCIL	Refer	Pass
4/12/2021	1	Engineering Division	Referred for Introduction	

Fiscal Note

The proposed resolution adopts a relocation order for land acquisition at an estimated cost not to exceed \$47,500. Funding for the land acquisition is budgeted within the 2021 Adopted Capital Budget for Engineering - Major Streets via the Dean Ave/Allis Ave/Tyler Circle/Seth Circle Reconstruction Project (MUNIS 11432).

Title

Determining a Public Purpose and Necessity and adopting a Relocation Order for the acquisition of land interests required for Engineering Project No. 11432 established for the reconstruction of E Dean Ave., Allis Ave., Tyler Cir. & Seth Cir. public street and drainage improvements from Monona Dr to Turner Ave Street. (15th AD)

Body

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

PREAMBLE

WHEREAS, on January 5, 2021, RES-21-00022, File ID 63374, the City of Madison Common Council established an assessment district known as the E. Dean Avenue, Allis Avenue, Seth Circle and Tyler Circle Assessment District - 2021; and,

WHEREAS, the City of Madison Engineering Division has established Engineering Project No. 11432 - Dean Ave., Allis Ave., Tyler Cir. & Seth Cir. for the design, construction and reconstruction of public infrastructure within and serving Dean Ave, Allis Ave, Tyler Cir & Seth Cir Reconstruction; and

WHEREAS, the Transportation Commission provided input, review and recommendations to the Board of Public Works and Common Council under File ID 62571 regarding the proposed design of transportation facilities to be constructed within E. Dean Avenue, Allis Avenue, Seth Circle and Tyler Circle to be reconstructed; and

WHEREAS, on March 2, 2021, RES-21-00160, File ID 64194, the City of Madison Common Council approved Plans, Specifications, and Schedule of Assessments for E. Dean Avenue, Allis Avenue, Seth Circle and Tyler Circle Assessment District - 2021; and,

WHEREAS, acquisition of public land interests are required to accomplish the proposed reconstruction of E. Dean Avenue, Allis Avenue, Seth Circle and Tyler Circle public street and drainage improvements; and,

WHEREAS, the City of Madison Office of Real Estate Services Division of the Economic Development Division has established Real Estate Master Project No. 12308 to facilitate and administer the acquisition of required land interests to construct the necessary public improvements associated with the reconstruction of E. Dean Avenue, Allis Avenue, Seth Circle and Tyler Circle; and

WHEREAS, attached hereto and made part of this resolution is a City of Madison Relocation Order titled "PLAT OF LAND INTERESTS REQUIRED FOR THE CONSTRUCTION OF STREET AND DRAINAGE IMPROVEMENTS FOR PUBLIC STREETS" LOCATED IN PARTS OF LOT 6, BLOCK 12, SECOND ADDITION TO QUAKER HEIGHTS, AND ALSO LOT 2 AND LOT 3, BLOCK 10, AND LOT 9, BLOCK 9 OF FIRST ADDITION TO QUAKER HEIGHTS, AND ALSO LOT 32, BLOCK 3, ALLIS HEIGHTS, ALL BEING LOCATED IN PARTS OF THE SW 1/4 & SE 1/4 OF THE NW 1/4 AND ALSO THE SW 1/4 OF THE NE 1/4, ALL OF SECTION 16, T7N, R10E, IN THE CITY OF MADISON, DANE COUNTY, WISCONSIN; and,

WHEREAS, this Relocation Order identifies any necessary public land interest areas of acquisition as shown on the City of Madison Relocation Order Map and Schedule of Land Interests Required for E. Dean Avenue, Allis Avenue, Seth Circle and Tyler Circle public improvements; and,

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 street and drainage improvements of E. Dean Avenue, Allis Avenue, Seth Circle and Tyler Circle, Engineering Project No. 11432.
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 Lands & Interests Required on the attached Relocation Order Map and such acquisitions are required to allow for the construction of said public street and drainage 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 street and drainage improvements associated with Engineering Division Project Number 11432, E. Dean Avenue, Allis Avenue, Seth Circle and Tyler Circle Reconstruction, 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 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 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 acquisitions.
5. That the City of Madison Office of Real Estate Services Division of the Economic Development Division staff shall administer the acquisition of all land interests by Real Estate Master Project No. 12308.
6. That the City of Madison Office of Real Estate Services Division 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.