



## Legislation Text

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**File #:** 25665, **Version:** 1

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### Title

Determining a Public Purpose and Necessity and adopting a City of Madison Relocation Order for Mineral Point Road / CTH S & South Junction Road / CTH M- South Junction Road, City of Madison, Dane County, Wisconsin for the acquisition of Plat of Land Interests required.

### Body

WHEREAS, the City of Madison Engineering Division has established Project No. 53W0391 - Mineral Point Road / CTH S & South Junction Road / CTH M- South Junction Road (Watts Road - Isaac Drive); and

WHEREAS, the City of Madison Common Council adopted RES-09-00647 on July 21, 2009 Approving the Environmental Assessment for the CTH M / Junction Road & Mineral Point Road project and approving the roadway geometry contained in the Environmental Assessment; and

WHEREAS, the City of Madison Common Council adopted RES-11-00026 on January 4, 2011 Authorizing the Mayor and the City Clerk to execute an agreement with Foth Infrastructure and Environment, LLC for design engineering services for Mineral Point Road & South Junction Road, and authorizing the Mayor and the City Clerk to enter into an agreement(s) with Dane County for cost sharing on the project; and

WHEREAS, the City of Madison Real Estate Section of the Economic and Community Development Unit has established a Master File Project No. 9661 to administer the land interest acquisitions required for the proposed reconstruction improvements for the Mineral Point Road / CTH S & South Junction Road / CTH M- South Junction Road as identified in City of Madison Relocation Order attached hereto and made part of this resolution; and

WHEREAS, a copy of City of Madison Relocation Order is attached hereto and made part of this resolution.

NOW, THEREFORE, BE IT RESOLVED that the City Of Madison, Dane County, Wisconsin, by its City Common Council and for its Relocation Order hereby resolves as follows:

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 public improvements of Mineral Point Road / CTH S & South Junction Road / CTH M- South Junction Road (Watts Road - Isaac Drive) City of Madison, Dane County, Wisconsin.

BE IT FURTHER RESOLVED that the City of Madison Office of Real Estate Services of the Community and 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 Real Estate Section 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.

BE IT STILL FURTHER RESOLVED that the City of Madison Office of Real Estate Services of the Community and 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.

BE IT FURTHER RESOLVED that the Mayor and City Clerk are hereby authorized to provide and/or execute, if necessary, any alternative private cross access easement rights to Mineral Point Rd for the two properties located adjacent to and north of the Varese lands as negotiated with these two property owners by our City Office of Real Estate Services staff.

BE IT FINALLY RESOLVED that the Mayor and City Clerk are authorized to sign all necessary documents necessary to accomplish the acquisition.

**Fiscal Note**

The land interest acquisition and relocation cost estimate, including City Real Estate staff time and related administration costs, not to exceed \$1,850,000 is available in the following Engineering project accounts:

CS53-58110-810543-00-53W0391 Streets - Pleasant View / CTH M - Land/Easement - ROW Fee Acquisition  
CS53-58130-810543-00-53W0391 Streets - Pleasant View / CTH M - Land/Easement - Easement Acquisition