



## Legislation Text

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**File #:** 06264, **Version:** 1

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### **Fiscal Note**

Total costs are estimated at \$65,000. Funds are available in Fund SI32 "Citywide Parkland Fee". No additional appropriation is required.

### **Title**

Accepting an Offer to Sell from Ervin Bendorf, Curtis Castleberg and Edward Wojtal for a parcel of land located at 5420 Raywood Road for the expansion of Thut Park.

### **Body**

#### PREAMBLE

The City of Madison's 1977 Park and Open Space Plan identified this area of the city as park deficient. In particular, this neighborhood needs an active park with large field areas and adequate buffer from neighboring residents. The Parks Division started acquiring property for Thut Park in 1985. In 2004 the City acquired additional parcels from the Wisconsin DOT, increasing the park to 6.6 acres. Recently the owners of a house at 2602 Nana Lane and a vacant lot at 5420 Raywood Road, both adjacent to the park, expressed interest in selling their properties to the City. The acquisition of both properties is desirable because it will allow for more active field space and will preserve an existing buffer to other houses. Recently the Common Council approved an Offer to Sell the single-family house at 2602 Nana Lane. The closing is scheduled to occur in May, 2007. The owners of the vacant lot and City staff have negotiated the purchase of 5420 Raywood Road. Based on the appraised value, an acquisition price of \$62,000 with a closing in July, 2007 was negotiated.

NOW, THEREFORE, BE IT RESOLVED that the Common Council of the City of Madison (the "Council") authorizes the acceptance of an Offer to Sell from Ervin Bendorf, Curtis Castleberg and Edward Wojtal (collectively, the "Seller") for their property located at 5420 Raywood Road (the "Property"), as shown on the attached map, for the expansion of Thut Park.

BE IT FURTHER RESOLVED that the conditions of the sale include the following:

- Purchase price for the Property is \$ 62,000
- Closing shall occur on or about July 15, 2007

BE IT STILL FURTHER RESOLVED, that funds are authorized to be released from Account No. SI32 in the amount of \$ 62,000 for the purchase of the property and in an amount not to exceed \$3,000 for closing and related costs.

BE IT STILL FURTHER RESOLVED that the Mayor and City Clerk are authorized to sign any and all documents related to this acquisition that are necessary to complete the purchase.