



Legislation Text

File #: 20415, **Version:** 1

Fiscal Note

No fiscal change from prior approved RES-10-00702

Title

Determining a Public Purpose and Necessity and adopting Transportation Project Plat No. 5420-03-21-4.01 Amendment No. 1 - Relocation Order STH 113- (First Street to Knutson Drive) City of Madison for the acquisition of Plat of Land Interests required for the STH 113- (First Street to Knutson Drive) Engineering Project No. 53W0321 and authorizing the Mayor and City Clerk to execute all necessary documents relative to the acquisition of the necessary real estate interests to perform the improvements for STH 113- (First Street to Knutson Drive), WDOT Right-of-Way Transportation Project Plat No. 5420-03-21-4.01 Amendment No. 1.

Body

WHEREAS, this Amendment No. 1 affects only Parcel 6 (Soo Line, Canadian Pacific Railroad) of the previously approved Transportation Project Plat No. 5420-03-21-4.01 per RES-10-00702; and

WHEREAS, the City of Madison Engineering Division has established Project No. 53W0321 - STH 113- (First Street to Knutson Drive); and

WHEREAS, the City of Madison adopted RES-10-00282 which approved the plans & specifications for the reconstruction of STH 113(First Street to Knutson Drive); and

WHEREAS, the City of Madison adopted RES-09-00935 authorized the Mayor and City Clerk to enter into agreements with the State of WDOT for the design, construction and cost sharing of the same; and

WHEREAS, the City of Madison adopted RES-10-00565 authorized the Mayor and City Clerk to enter into a revised agreement with the State of WDOT for design, construction and cost sharing of the same; and

WHEREAS, the City of Madison adopted RES-10-00702 Determining the Public Purpose and Necessity and adopting Transportation Project Plat No. 5420-03-21-4.01 - Relocation Order STH 113- (First Street to Knutson Drive) City of Madison for the acquisition of Plat of Land Interests required for the STH 113- (First Street to Knutson Drive) Engineering Project No. 53W0321 and authorizing the Mayor and City Clerk to execute all necessary documents relative to the acquisition of the necessary real estate interests to perform the improvements for STH 113- (First Street to Knutson Drive), WDOT Right-of-Way Transportation Project Plat No. 5420-03-21-4.01; and

WHEREAS, Transportation Project Plat No. 5420-03-21-4.01 was recorded August 19, 2010 in Volume 59-081A of Plats on pages 377-378 as Document No. 4682878; and

WHEREAS, Parcel 6 of the City of Madison approved and Dane County Register of Deeds recorded Transportation Project Plat No. 5420-03-21-4.01 for the Soo Line and Canadian Pacific Railroad requires an amendment; and

WHEREAS, Parcels 1, 2, 3, 4 and 7 of the approved and recorded Transportation Project Plat No. 5420-03-21-4.01 remain as indicated on said approved plat; and

WHEREAS, the acquisitions of Parcels 1, 2, 3, 4 and 7 continue by the City of Madison Office of Real Estate

Services based on the approved and recorded original Transportation Project Plat No. 5420-03-21-4.01; and

WHEREAS, the City of Madison Real Estate Section of the Economic and Community Development Unit has established a Master File Project No. 9427 as well as individual Real Estate Project Nos. 9434-9439 (inclusive) to administer the land interest acquisitions required for the proposed reconstruction improvements for the STH 113- (First Street to Knutson Drive); and

WHEREAS, the acquisition of amended interests required for Parcel 6 will be administered by the Office of Real Estate Services Project No. 9438 per Transportation Project Plat No. 5420-03-21-4.01 Amendment No. 1; and

WHEREAS, the State of Wisconsin Department of Transportation has ordered and established Transportation Project Plat No. 5420-03-21-4.01 Amendment No. 1 for the amended Parcel 6 acquisition of necessary land interests; and

WHEREAS, a copy of Transportation Project Plat No. 5420-03-21-4.01 Amendment No. 1 is attached 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 STH 113 (First Street to Knutson Drive) City of Madison, Dane County, Wisconsin.

BE IT FURTHER RESOLVED that the City of Madison Real Estate Section of the Community and Economic Development Unit 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 Real Estate Section of the Community and Economic Development Unit 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 FINALLY RESOLVED that the Mayor and City Clerk are authorized to sign all necessary documents necessary to accomplish the acquisition.