



Legislation Details (With Text)

**File #:** 05719      **Version:** 1      **Name:** AGENDA NOTE: PLC TO CONSIDER 3/19- REC FROM FLOOR Determining a public purpose and necessity for the acquisition of an 8-unit apartment building located at 837 Hughes Place for park purposes.

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

**File created:** 2/19/2007      **In control:** BOARD OF ESTIMATES (ended 4/2017)

**On agenda:** 3/20/2007      **Final action:** 3/20/2007

**Enactment date:** 3/21/2007      **Enactment #:** RES-07-00333

**Title:** Determining a public purpose and necessity for the acquisition of an 8-unit apartment building located at 837 Hughes Place for park purposes. 14th Ald. Dist.

**Sponsors:** Tim Bruer

**Indexes:**

**Code sections:**

**Attachments:** 1. 8694 Hughes Place Exhibit A.pdf

Date	Ver.	Action By	Action	Result
3/20/2007	1	COMMON COUNCIL	Adopt	Pass
3/19/2007	1	PLAN COMMISSION	Return to Lead with the Recommendation for Approval	Pass
3/14/2007	1	BOARD OF PARK COMMISSIONERS	Return to Lead with the Recommendation for Approval	Pass
3/12/2007	1	BOARD OF ESTIMATES (ended 4/2017)	RECOMMEND TO COUNCIL TO ADOPT - REPORT OF OFFICER	Pass
3/5/2007	1	PLAN COMMISSION	Re-refer	
2/27/2007	1	BOARD OF ESTIMATES (ended 4/2017)	Refer	
2/27/2007	1	BOARD OF ESTIMATES (ended 4/2017)	Refer	
2/27/2007	1	COMMON COUNCIL	Refer	
2/19/2007	1	Community and Economic Development Unit	Fiscal Note Required / Approval	
2/19/2007	1	Finance Dept/Approval Group	Approved Fiscal Note By The Comptroller's Office	
2/19/2007	1	Community and Economic Development Unit	Referred for Introduction	

**Fiscal Note**

\$700,000 is authorized in the 2007 Adopted Department of Planning and Development Capital Budget Project No. 36 (Badger-Ann-Park & Todd Drive-Beltline Revitalization Projects).

**Title**

Determining a public purpose and necessity for the acquisition of an 8-unit apartment building located at 837 Hughes Place for park purposes. 14th Ald. Dist.

**Body**

WHEREAS, the November, 2003 Draft South Madison Neighborhood Plan states that without the Lincoln Elementary School playground, the southwestern part of the neighborhood planning area would be park deficient; and

WHEREAS, the Draft South Madison Neighborhood Plan recommends development of a master plan for Lincoln Elementary School, which may include developing a park on the southeastern corner of the school property and expansion of open space into nearby privately owned property; and

WHEREAS, the 2007 Adopted Capital Budget allocates funds to the implementation of the Badger-Ann-Park & Todd Dr.-Beltline Revitalization Project, one goal of which is to provide open and green space improvements in the vicinity of Lincoln School to enhance recreational activities for young children in a park and green space deficient area-

NOW THEREFORE BE IT RESOLVED that this Resolution of Necessity is in accordance with Sections 32.06(1) and 32.07(2), Wisconsin Statutes.

BE IF FURTHER RESOLVED that the Common Council of the City of Madison hereby determines that it is necessary for the City of Madison to create a public park for the public purpose of providing open space for the Badger Road and South Park Street neighborhoods.

BE IT FURTHER RESOLVED that the Common Council hereby determines that it is necessary, in furtherance of the above-stated public purpose, for the City of Madison to acquire the fee title to the property located at 837 Hughes Place for said new park.

BE IT FURTHER RESOLVED that the real estate interests to be acquired are shown on the map that is attached to this Resolution of Necessity as Exhibit A.

BE IT FURTHER RESOLVED that the City of Madison will, if necessary, acquire by condemnation, in accordance with Chapter 32 of the Wisconsin Statutes, the above described real estate shown in Exhibit A from the record owners Chueshee and Moua Xiong, and from any and all other persons or entities who may have an interest in said real estate.

BE IT FURTHER RESOLVED that funds in the amount of \$700,000 are authorized for the acquisition of the property, relocation costs (if any), staff costs and miscellaneous acquisition (e.g. appraisals) and closing costs (e.g., prorated taxes), management costs, and demolition costs.

BE IT FURTHER RESOLVED that the Director of the Community Development Unit is hereby authorized to execute the jurisdictional offer, lis pendens, and award of compensation if condemnation proceedings under Section 32 of the Wisconsin Statutes are necessary.

BE IT FURTHER RESOLVED that the Mayor and City Clerk are authorized to sign any and all documents that may be necessary to accomplish the acquisition.

BE IT FURTHER RESOLVED that the Common Council of the City of Madison authorizes the acceptance of the documents conveying the necessary real estate interests if obtained through negotiation.