



Legislation Details (With Text)

File #: 54711 **Version:** 1 **Name:** 11729 - PLE WisDOT 39/90 Reconstruction - 6901 US Hwy 12/18
Type: Resolution **Status:** Passed
File created: 2/14/2019 **In control:** FINANCE COMMITTEE
On agenda: 3/19/2019 **Final action:** 3/19/2019
Enactment date: 3/25/2019 **Enactment #:** RES-19-00239

Title: Authorizing the execution of a Permanent Limited Easement and a Temporary Limited Easement by the City of Madison in favor of the State of Wisconsin Department of Transportation for the granting of easements required for the reconstruction of Interstate Highway 39/90, in connection with Transportation Project Plat No. 1007-10-25 from CTH AB to USH 12/18 Interchange.

Sponsors: Michael J. Tierney

Indexes:

Code sections:

Attachments: 1. 11729_Exhibit_A_legal_description.pdf, 2. 11729_Exhibit_B-TPP_Parcel_16.pdf

| Date | Ver. | Action By | Action | Result |
|-----------|------|-----------------------------|---|--------|
| 3/19/2019 | 1 | COMMON COUNCIL | Adopt | Pass |
| 3/13/2019 | 1 | BOARD OF PARK COMMISSIONERS | Return to Lead with the Recommendation for Approval | Pass |
| 3/11/2019 | 1 | PLAN COMMISSION | Return to Lead with the Recommendation for Approval | Pass |
| 3/11/2019 | 1 | FINANCE COMMITTEE | RECOMMEND TO COUNCIL TO ADOPT - REPORT OF OFFICER | Pass |
| 3/6/2019 | 1 | BOARD OF PUBLIC WORKS | Return to Lead with the Recommendation for Approval | Pass |
| 2/26/2019 | 1 | FINANCE COMMITTEE | Referred | |
| 2/26/2019 | 1 | FINANCE COMMITTEE | Referred | |
| 2/26/2019 | 1 | FINANCE COMMITTEE | Referred | |
| 2/26/2019 | 1 | COMMON COUNCIL | Refer | Pass |
| 2/14/2019 | 1 | BOARD OF PUBLIC WORKS | Return to Lead with the Recommendation for Approval | |

Fiscal Note

No City appropriation is required for the proposed Permanent Limited Easement and Temporary Limited Easement. The Wisconsin Department of Transportation (WisDOT) will pay the City of Madison \$11,120 for the acquisition of the easement rights. The payment will be deposited into the Golf Enterprise managed by the Parks Division. WisDOT's offering price is based upon the difference in the fair market value of the property before and after the acquisition of easement rights, as determined by an appraisal that was reviewed and approved by the City's Office of Real Estate Services, as well as the City Parks Division.

Title

Authorizing the execution of a Permanent Limited Easement and a Temporary Limited Easement by the City of Madison in favor of the State of Wisconsin Department of Transportation for the granting of easements required for the reconstruction of Interstate Highway 39/90, in connection with Transportation Project Plat No. 1007-10-25 from CTH AB to USH 12/18 Interchange.

Body

WHEREAS, the State of Wisconsin Department of Transportation (“WisDOT”) will be reconstructing IH 39/90 pursuant to WisDOT Transportation Project Plat No. 1007-10-25 (“Plat”); and

WHEREAS, the City of Madison (“City”) is the owner of three properties located at 4101 Savannah Road, 6901 US Hwy 12/18, and 4550 Brandt Road, with a portion of said properties being adjacent to IH 39/90, identified as Parcel No. 16 on the “Schedule of Lands & Interests Required” on the Plat, as legally described on attached Exhibit A and depicted on attached Exhibit B; and

WHEREAS, WisDOT made a written offer to pay the City \$11,120.00 for the acquisition of easement rights in Parcel 16 required for the expansion of the IH 39/90 right-of-way; and

WHEREAS, WisDOT’s offering price is based upon the difference in the fair market value of the property before and after the acquisition of easement rights, as determined by an appraisal that was reviewed and approved by the City’s Office of Real Estate Services, as well as the City Parks Division; and

WHEREAS, the City Attorney’s office reviewed and approved WisDOT’s initial draft of the easement document and shall approve of the final draft prior to signature.

NOW, THEREFORE, BE IT RESOLVED that the Common Council of the City of Madison authorizes the execution of an easement document containing a Permanent Limited Easement and Temporary Limited Easement from the City of Madison to the State of Wisconsin Department of Transportation for land interests identified as Parcel No. 16 on Transportation Project Plat No. 31007-10-25, as legally described on attached Exhibit A and depicted on attached Exhibit B.

BE IT STILL FURTHER RESOLVED, that the Mayor, Clerk, and Manager of the Office of Real Estate Services are authorized to sign on behalf of the City, any and all documents and legal instruments required to complete the transactions contemplated in this resolution.