



Legislation Details (With Text)

File #: 62384 **Version:** 1 **Name:** Amendment to the Town of Blooming Grove and City of Madison Cooperative Plan

Type: Resolution **Status:** Passed

File created: 9/28/2020 **In control:** Attorney's Office

On agenda: 11/17/2020 **Final action:** 11/17/2020

Enactment date: 11/24/2020 **Enactment #:** RES-20-00780

Title: Authorizing the City to Enter into an Amendment to the Town of Blooming Grove and City of Madison Cooperative Plan.

Sponsors: Satya V. Rhodes-Conway, Grant Foster, Marsha A. Rummel

Indexes:

Code sections:

Attachments: 1. Cooperative Development Property-Plan Excerpts, 2. Amendment to Cooperative Plan (BG-MSN) (Final), 3. Ald_Grant_Comment.pdf

Date	Ver.	Action By	Action	Result
11/17/2020	1	COMMON COUNCIL	Adopt	Pass
10/19/2020	1	PLAN COMMISSION	RECOMMEND TO COUNCIL TO ADOPT - REPORT OF OFFICER	Pass
10/6/2020	1	COMMON COUNCIL	Refer	Pass
9/28/2020	1	Attorney's Office	Referred for Introduction	

Fiscal Note

The proposed resolution would amend the Cooperative Plan between the City of Madison and Town of Blooming Grove to allow for the intermediate attachment of property to the City. The proposed resolution does not require a city appropriation. The resolution allows the City to enter into an Intermediate Attachment and Revenue Sharing Agreement which is presented in resolution # 62386.

Title

Authorizing the City to Enter into an Amendment to the Town of Blooming Grove and City of Madison Cooperative Plan.

Body

WHEREAS, on June 21, 2006, the City and the Town of Blooming Grove (the "Town") entered into the "Town of Blooming Grove and City of Madison Cooperative Plan under Section 66.0307, Wisconsin Statutes" (the "Cooperative Plan"), which Cooperative Plan was approved by the Department of Administration, as required by Wis. Stat. Sec. 66.0307(5), on October 3, 2006; and,

WHEREAS, the Cooperative Plan provides for a series of attachments of Town territory to the City during the planning period, including immediate attachments, intermediate attachments, phased attachments and a final attachment of all the territory remaining in the Town to occur at 11:59 p.m. on October 31, 2027, at which point the Town will dissolve; and,

WHEREAS, the Cooperative Plan also set aside a 70-acre piece of property north of Milwaukee Street and along and including the East Branch of Starkweather Creek as the "Cooperative Development Property", which property was intended to be developed under the joint zoning and development review oversight of the City and the Town, that would initially develop in the Town on City water and City sewer, and eventually

transition to the City after a certain period of time passed and development occurred; and,

WHEREAS, the anticipated development of the Cooperative Development Property has not occurred as originally contemplated by the City and the Town in 2006 when the Cooperative Plan was entered into; and,

WHEREAS, the property owners of the Cooperative Development Property have informed the City and the Town that the provisions in the Cooperative Plan relating to the Cooperative Development Property are impacting the marketability and developability of the property and that they would like the ability to attach to the City sooner and easier than is allowed for under the Cooperative Plan; and,

WHEREAS, the City and the Town are in agreement that the terms in the Cooperative Development Plan relating to the Cooperative Development Property are no longer in the best interests of the City, the Town and the property owners, and that it would be in all parties' best interests if the City and Town were able to reach an alternative agreement that would allow for the earlier attachment of the Cooperative Development Property to the City than provided for by the Cooperative Plan; and,

WHEREAS, by RES-20-00677 (Legistar File No. 61903), adopted on September 15, 2020, the Common Council authorized the City to participate in the preparation of an amendment to the Cooperative Plan to allow for an alternate means of development of the Cooperative Development Property; and,

WHEREAS, the City and the Town have come to terms on an amendment to the Cooperative Plan, which amendment is attached hereto and the terms incorporated herein, that would allow the City and the Town to enter into an intergovernmental agreement to allow for the earlier attachment of the Cooperative Development Property to the City and an alternate revenue sharing agreement with the Town, which amendment is in the City's best interests.

NOW THEREFORE, BE IT HEREBY RESOLVED, that the Mayor and City Clerk are authorized to execute the Amendment to the Town of Blooming Grove and City of Madison Cooperative Plan Under Section 66.0307, Wisconsin Statutes, and City staff are further authorized to submit the same to the State of Wisconsin Department of Administration for approval.