



## Legislation Details (With Text)

**File #:** 70631      **Version:** 1      **Name:** Town of Cottage Grove Intergovernmental Agreement

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

**File created:** 3/21/2022      **In control:** Department of Planning and Community and Economic Development

**On agenda:** 4/19/2022      **Final action:** 4/19/2022

**Enactment date:** 4/25/2022      **Enactment #:** RES-22-00316

**Title:** Authorizing the City to Enter into an Intergovernmental Agreement with the Town of Cottage Grove

**Sponsors:** Satya V. Rhodes-Conway

**Indexes:**

**Code sections:**

**Attachments:** 1. Intergovernmental Agreement (Madison-Town of Cottage Grove) (Final).pdf, 2. 220325 memo and context map.pdf, 3. Intergovernmental Agreement (Madison-Town of Cottage Grove) (Final) signed.pdf

Date	Ver.	Action By	Action	Result
4/19/2022	1	COMMON COUNCIL	Adopt Unanimously	Pass
4/11/2022	1	PLAN COMMISSION	RECOMMEND TO COUNCIL TO ADOPT - REPORT OF OFFICER	Pass
3/29/2022	1	COMMON COUNCIL	Refer	Pass
3/21/2022	1	Department of Planning and Community and Economic Development	Referred for Introduction	

### Fiscal Note

No City appropriation is required with the approval of this Intergovernmental Agreement. As part of the agreement, Madison agrees to reimburse Cottage Grove for road construction expenses incurred by Cottage Grove before the annexation of a property to Madison. The amount paid to Cottage Grove will be determined based on the time between the road improvement and the year of annexation. The scale ranges from a 100% reimbursement if the annexation is made during the same year as a road improvement to a 10% reimbursement if the annexation occurs 16-19 years after the road improvement. Future annexations and funding sources to cover these reimbursements would be subject to Common Council approval.

### Title

Authorizing the City to Enter into an Intergovernmental Agreement with the Town of Cottage Grove

### Body

WHEREAS, the Town of Cottage Grove is a rural town in Dane County with a population of approximately 3,900. The Town of Cottage Grove has faced continued annexation and development pressure from the Village of Cottage Grove and has recently been subject to the annexation of lands to the Village of McFarland; and

WHEREAS, under the terms of a Cooperative Plan with the Town of Blooming Grove, Madison has annexed most of the lands of the Town of Blooming Grove and now shares an approximately 5.5 mile long municipal border with the Town of Cottage Grove. Madison anticipates continued growth and development interests within and outside its current borders and Madison and the Town of Cottage Grove expect that this municipal growth and development interest will eventually include Town of Cottage Grove territory; and

WHEREAS, Madison and the Town of Cottage Grove recognize that, given the shared boundary, their present and future planning and municipal needs will overlap and be interdependent upon one another in this boundary area, and that both municipalities will be better served by working with one another to achieve their desired outcomes, within clearly established future growth areas; and

WHEREAS, in recognition of their respective interests in planned and orderly growth, Madison and the Town of Cottage Grove have engaged in discussions about how to best address future urban growth in this boundary area, including establishing limitations upon Madison's annexation and extraterritorial authority, and designating an area for potential Madison expansion in which the municipalities will have certainty regarding development activity, while also providing the Town of Cottage Grove with increased certainty regarding its future boundary with Madison and continued opportunities to expand its tax base; and

WHEREAS, the Town of Cottage Grove desires to protect lands from being annexed against the owners' wishes, and Madison desires to prevent new development adjacent to Madison within a future planning area which does not conform to City development standards; and

WHEREAS, pursuant to Wis. Stat. § 66.0301(2), Wisconsin municipalities are authorized to enter into intergovernmental agreements, for the receipt or furnishing of services or the joint exercise of any power or duty required or authorized by law. Under this authority, Madison and the Town of Cottage Grove wish to formalize this cooperation and to establish limitations upon the exercise of their municipal authority between themselves.

NOW THEREFORE, BE IT HEREBY RESOLVED, that the Mayor and City Clerk are authorized to execute the Intergovernmental Agreement Establishing a Potential Madison Expansion Area with the Town of Cottage Grove, in a format that is approved by the City Attorney, and that is consistent with the agreement attached hereto and incorporated herein.