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From the Executive Director of Parks requesting authorization to grant a permanent easement to WE Energies to allow for the replacement of a gas main in and across certain portions of parkland in the City of South Milwaukee by Manitoba Avenue and Oak Creek Parkway, by recommending adoption of the following:

AN AMENDED RESOLUTION

WHEREAS, the Wisconsin Electric Power Company (WE Energies) is proposing to replace and relocate a high pressure gas main by Manitoba Avenue in the Oak Creek Parkway; and

WHEREAS, currently, the high-pressure gas main is located in the right-of-way of Manitoba Avenue, and it crosses the Oak Creek by way of a bridge attachment under the 15th Avenue bridge, before crossing parkland; and

WHEREAS, relocation will remove the exposed, high-pressure gas main from the bridge; and

WHEREAS, the purpose of this gas main is to improve system reliability and safety for gas customers in the area; and

WHEREAS, the proposed final easement acreage on parkland is approximately 0.1607 acres, or 7,000 square feet; and

WHEREAS, at its meeting on January 12, 2023, members of the Committee on Parks and Culture (P&C) expressed concerns about the valuation of the easement and requested the Parks Department to reexamine the proposed compensation for the easement for WE Energies; and

WHEREAS, based on additional negotiation and reviewing surrounding property values, the Parks Department and WE Energies agreed to a fee of \$1.60/square foot as compensation for the easement, which is approximately \$11,200; and

WHEREAS, WE Energies has requested that Milwaukee County grant a Permanent Gas Easement (the Easement) to allow for the construction, operation, and maintenance of the gas main, and is offering compensation based on comparable land values; and

WHEREAS, the Department of Parks, Recreation, and Culture (DPRC) has reviewed this request, and based on the size of the Easement, the minimal impact to parkland, natural areas, and recreational activities, and the overall benefit to the community as it relates to improving system reliability and safety for gas customers in the area, is recommending approval of this Easement; and

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WHEREAS, the Director, DPRC, has recommended that the authority to prepare, review, approve, execute, and record all documents as required to execute the attached Easement be granted to DPRC, the Department of Administrative Services (DAS), the Office of Corporation Counsel, Risk Management, DAS, the Office of the Register of Deeds, the County Clerk, and the County Executive; and

WHEREAS, the Committee on P&C, at its meeting of January 12, 2023, laid over File No. 23-108 to the Call of the Chairperson (vote 5-0); and

WHEREAS, the Committee on P&C, at its meeting of April 11, 2023, recommended adoption of File No. 23-108 as amended (vote 5-0); now, therefore,

BE IT RESOLVED, the Milwaukee County Board of Supervisors hereby authorizes the Director, Department of Parks, Recreation, and Culture, the Department of Administrative Services (DAS), the Register of Deeds, Office of the Register of Deeds, Corporation Counsel, Office of Corporation Counsel, and Risk Management, DAS, to prepare, review, approve, execute, and record all documents, and take all actions, as required to grant the Wisconsin Electric Power Company (WE Energies) the required Permanent Gas Easement (the Easement) for the construction, operation, and maintenance of the gas main and related improvements, along certain portions of parkland in the City of South Milwaukee by 15th Avenue, Manitoba Avenue, and the Oak Creek Parkway; and

BE IT FURTHER RESOLVED, WE Energies will pay a one-time payment of ~~\$0.64~~ \$1.60/square foot as compensation for the 0.1607 acre Easement, which will be approximately ~~\$4,080~~ \$11,200; and

BE IT FURTHER RESOLVED, the County Executive and County Clerk are authorized to execute the Easement and other required documents.

kae
04/11/23
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