



DEPARTMENT OF TRANSPORTATION  
*Milwaukee County*

**Brian Dranzik**

- Director
- Highway Commissioner

May 31, 2017

Glen Morrow, P.E.  
City Engineer/Director of Public Works  
City of Franklin  
9229 W. Loomis Rd.  
Franklin, WI 53132

**Subject: Jurisdictional Transfer Complete Effective May 17, 2017**  
Milwaukee County Project No. WHO10212  
St. Martins Rd. (CTH MM)  
S. North Cape Rd. to S. Lovers Lane Rd. (STH 100)  
City of Franklin  
Milwaukee County

Milwaukee County Department of Transportation (MCDOT) thanks the City of Franklin for the mutual cooperation in the completion of the jurisdictional transfer of St. Martins Rd. in its entirety. The City of Franklin Common Council approved the St. Martins Rd. jurisdictional transfer agreement on May 2, 2017. The jurisdictional transfer agreement was fully executed by the City of Franklin and MCDOT on May 17, 2017 which is the effective date of the completion and transfer of ownership and maintenance to the City of Franklin (see attached).

In accordance to the jurisdictional transfer agreement, a reminder to notify the Southeastern Regional Planning Commission (SEWRPC) and the property owners along St. Martins Rd. that a transfer has occurred and inform them of the proper City of Franklin officials and/or departments to contact for roadway maintenance and other inquires. Please provide confirmation that these notifications have been completed.

Sincerely,

A handwritten signature in blue ink, appearing to read "Brian Dranzik".

Brian Dranzik,  
MCDOT Director

cc: James Martin, Milwaukee County  
Andrea Weddle-Henning, Milwaukee County  
Aziz Aleiow, Milwaukee County  
Paul Kuglitsch, Milwaukee County  
Greg Heisel, Milwaukee County  
Kevin Kent, Milwaukee County

MILWAUKEE COUNTY – 10320 W. Watertown Plank Rd., 2<sup>nd</sup> Floor, Wauwatosa, WI 53226  
PHONE NUMBERS: Administration 414 -257-5929 Transportation Services 414-257-5900  
FAX NUMBER: Transportation Services 414-257-5950

**JURISDICTIONAL TRANSFER AGREEMENT  
BETWEEN  
MILWAUKEE COUNTY  
AND  
CITY OF FRANKLIN**

This JURISDICTIONAL TRANSFER AGREEMENT (the "Agreement"), is made and entered into effective this 2nd day of May, 2017, by and between MILWAUKEE COUNTY (the "County") and the CITY OF FRANKLIN (the "City").

**WITNESSETH:**

**WHEREAS**, the authority to make changes to the County Trunk Highway System is granted to the County by Section 83.025 Wis. Stats.; and

**WHEREAS**, the County has jurisdiction over County Trunk Highway CTH MM, W. St. Martins Rd. from S. North Cape Rd. to State Trunk Highway 100; and

**WHEREAS**, the County has requested of the City a jurisdictional transfer of the County Trunk Highway above-referenced and the County agrees that such transfer would be of benefit to the public; and

**WHEREAS**, the jurisdictional transfer conforms to, is consistent with and serves to implement the recommendations contained within the Southeast Regional Transportation System Plan under the County Jurisdictional Highway System Plan; and

**WHEREAS**, the State Department of Transportation has reviewed the jurisdictional transfer and has approved it by letter attached.

**NOW, THEREFORE**, in consideration of the foregoing recitals, the mutual covenants contained here, and for other good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged by the parties hereto, it is agreed as follows:

**PROVISIONS:**

1. The County agrees, upon approval of this Agreement, and approval by the Milwaukee County Board of Supervisors of an appropriate resolution, to transfer jurisdiction of CTH MM, W. St. Martins Rd. from S. North Cape Rd. to State Trunk Highway 100.
2. The City agrees, upon approval of this Agreement, and approval by the City Common Council of an appropriate resolution, to accept transfer of jurisdiction of the County Trunk Highway above-referenced.
3. The City agrees that upon acceptance it will assume all costs related to the maintenance of

said roadway including, but not limited to, driving surface, shoulders, stormwater, snow and ice control, traffic engineering (signs, signals, pavement markings) and structures (bridges and culvers), if any.

4. The City agrees that upon acceptance it will assume responsibility for all permits for work within the roadway right-of-way including driveway and utilities.
5. The County agrees to indemnify and hold the City harmless from any and all claims that may arise out of the County's ownership, operation and maintenance of those portions of CTH MM above-referenced for the period of time prior to the transfer.
6. The County and the City understand, acknowledge and agree that as a condition of this Agreement the County will fund a project to improve CTH MM above-referenced as mutually agreed on by both the County and the City.
7. The City agrees that upon completion of the improvements contemplated above, the City shall accept transfer of jurisdiction by resolution of its governing body.
8. The City agrees that as the recipient agency, it will notify the Southeastern Regional Planning Commission, the State Department of Transportation and the property owners along the roadway that a transfer of jurisdiction has occurred and informing the property owners which City officials or departments to contact for issues related to roadway maintenance.

IN WITNESS WHEREOF, the parties hereto have executed this Agreement on the day, month and year first above written.

**CITY OF FRANKLIN**

By: [Signature] Date: 5/4/17  
Name: STEPHEN COLSON  
Title: MAYOR

By: [Signature] Date: 5/5/2017  
Name: SANDRA L. WESOLOWSKI  
Title: CITY CLERK

By: [Signature] Date: 5/5/2017  
Name: PAUL ROTZENSIEG  
Title: DR OF FIN & TREASURY  
*Approved as to form and independent status*

By: [Signature] Date: 5-5-2017  
City Engineer

By: [Signature] Date: 5/9/17  
City Attorney

**MILWAUKEE COUNTY**

By: [Signature] Date: 5/17/17  
Name: BRIAN DIZANZIK  
Title: DIR. ST TRANSPORTATION

By: \_\_\_\_\_ Date: \_\_\_\_\_  
Name: \_\_\_\_\_  
Title: \_\_\_\_\_

By: \_\_\_\_\_ Date: \_\_\_\_\_  
Name: \_\_\_\_\_  
Title: \_\_\_\_\_

By: [Signature] Date: 5/17/17  
Corporation Counsel



Division of Transportation System Development  
Southeast Regional Office  
141 N.W. Barstow Street  
P.O. Box 798  
Waukesha, WI 53187-0798

Scott Walker, Governor  
Mark Gottlieb, P.E., Secretary  
Internet: [www.dot.wisconsin.gov](http://www.dot.wisconsin.gov)

Telephone: (262) 548-5903  
Facsimile (FAX): (262) 548-5662

E-Mail: [waukesha\\_dtd@dot.wi.gov](mailto:waukesha_dtd@dot.wi.gov)

May 8, 2017

George L. Christenson  
Milwaukee County Clerk  
Milwaukee County Courthouse, Room 105  
901 North Ninth Street  
Milwaukee, WI 53233

Re: County Trunk Highway System Change  
Former CTH MM  
St. Martins Road  
Milwaukee County

Dear Mr. Czarnecki:

This is to inform you that the Wisconsin Department of Transportation has approved the jurisdictional transfer of St. Martins Road from S. North Cape Road to STH 100 (S. Lovers Lane Road).

These changes are effective immediately. Please revise your records and notify all interested parties.

Sincerely,

A handwritten signature in black ink, appearing to read "Frank Furdek".

Frank Furdek  
Transportation Planner

cc: Milwaukee County Highway Commissioner  
City of Franklin DPW Director  
Clerk, City of Franklin

RESOLUTION NO. 2017-7267

A RESOLUTION AUTHORIZING CERTAIN OFFICIALS TO EXECUTE A JURISDICTIONAL TRANSFER AGREEMENT BETWEEN MILWAUKEE COUNTY AND CITY OF FRANKLIN, FOR THE JURISDICTIONAL TRANSFER TO THE CITY OF COUNTY TRUNK HIGHWAY CTH MM, W. ST. MARTINS RD. FROM S. NORTH CAPE RD. TO STATE TRUNK HIGHWAY 100

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WHEREAS, the Common Council adopted Resolution No. 2016-7186, A Resolution to Sign "Local / County Agreement for a Highway Improvement" with Milwaukee County for W. St. Martins Rd. (CTH MM) from S. North Cape Rd. to S. Lovers Lane Rd., on April 4, 2016; and

WHEREAS, such highway improvement project has been completed by Milwaukee County, though there are certain project scope relatively very minor items remaining for completion/restoration by Milwaukee County, to which Milwaukee County has committed to providing the completion/restoration thereof within this month; and

WHEREAS, the standard form jurisdictional transfer agreement from Milwaukee County refers to a cooperative road improvement project to be completed as part of the jurisdictional transfer process, which agreement was not approved by the City prior to the commencement of the aforesaid West St. Martins Road highway improvement project; and

WHEREAS, Milwaukee County has informed the City of its need for the approval of the agreement and the adoption of a final unconditional resolution by the City for the ultimate conclusion of the jurisdictional transfer process prior to June 1, 2017, in order for Milwaukee County to meet its financing requirements for the project; and

WHEREAS, the Common Council having recognized the completion of the project and its prior action to adopt Resolution No. 2017-7258, A Resolution to Accept Jurisdictional Transfer of W. St. Martins Road (CTH MM) from S. North Cape Road to S. Lovers Lane Road, subject to changes as approved by the City Engineer, on April 3, 2017, and having determined that the approval of the jurisdictional transfer agreement with Milwaukee County is reasonable and necessary and in the public interest.

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Common Council of the City of Franklin, Wisconsin, that the Jurisdictional Transfer Agreement Between Milwaukee County and City of Franklin, in such form and content as annexed hereto, be and the same is hereby approved.

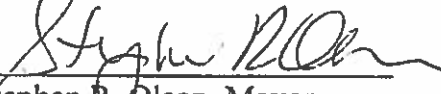
BE IT FURTHER RESOLVED, that the Mayor and City Clerk be and the same are hereby authorized to execute and deliver such agreement.

RES 2017-7267 (JURISDICTIONAL  
TRANSFER BETWEEN MILWAUKEE  
COUNTY AND FRANKLIN  
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Introduced at a regular meeting of the Common Council of the City of Franklin this 2nd day of May, 2017.

Passed and adopted at a regular meeting of the Common Council of the City of Franklin this 2nd day of May, 2017.

APPROVED:

  
Stephen R. Olson, Mayor

ATTEST:

  
Sandra L. Wesolowski, City Clerk

AYES 6      NOES 0      ABSENT 0

## RESOLUTION NO. 2017-7268

A RESOLUTION ACCEPTING THE JURISDICTIONAL TRANSFER FROM  
MILWAUKEE COUNTY TO THE CITY OF FRANKLIN OF COUNTY TRUNK  
HIGHWAY CTH MM, WEST ST. MARTINS ROAD FROM SOUTH NORTH CAPE  
ROAD TO STATE TRUNK HIGHWAY 100

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WHEREAS, the Common Council adopted Resolution No. 2016-7186, A Resolution to Sign "Local / County Agreement for a Highway Improvement" with Milwaukee County for W. St. Martins Rd. (CTH MM) from S. North Cape Rd. to S. Lovers Lane Rd., on April 4, 2016; and

WHEREAS, such highway improvement project has been completed by Milwaukee County, though there are certain project scope relatively very minor items remaining for completion/restoration by Milwaukee County, to which Milwaukee County has committed to providing the completion/restoration thereof within this month; and

WHEREAS, Milwaukee County has informed the City of its need for the approval of the agreement and the adoption of a final unconditional resolution by the City for the ultimate conclusion of the jurisdictional transfer process prior to June 1, 2017, in order for Milwaukee County to meet its financing requirements for the project; and

WHEREAS, the Common Council having recognized the completion of the project and its prior action to adopt Resolution No. 2017-7258, A Resolution to Accept Jurisdictional Transfer of W. St. Martins Road (CTH MM) from S. North Cape Road to S. Lovers Lane Road, subject to changes as approved by the City Engineer, on April 3, 2017, and having determined that the unconditional acceptance of the jurisdictional transfer of West St. Martins Road from Milwaukee County is reasonable and necessary and in the public interest.

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Common Council of the City of Franklin, Wisconsin, that the Jurisdictional Transfer from Milwaukee County of County Trunk Highway CTH MM, West St. Martins Road From South North Cape Road to State Trunk Highway 100, be and the same is hereby accepted by the City of Franklin.

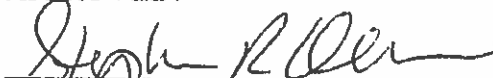
Introduced at a regular meeting of the Common Council of the City of Franklin this 2nd day of May, 2017.

2017-7268 RES (JURISDICTIONAL  
TRANSFER FROM MILWAUKEE  
COUNTY TO FRANKLIN

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Passed and adopted at a regular meeting of the Common Council of the City of Franklin this 2nd day of May, 2017.

APPROVED:

  
Stephen R. Olson, Mayor

ATTEST:

  
Sandra L. Wesolowski, City Clerk

AYES 6      NOES 0      ABSENT 0



STATE OF WISCONSIN

CITY OF FRANKLIN

MILWAUKEE COUNTY

RESOLUTION NO. 2017-7258

A RESOLUTION TO ACCEPT JURISDICTIONAL TRANSFER OF W. ST. MARTINS  
ROAD (CTH MM)  
FROM S. NORTH CAPE ROAD TO S. LOVERS LANE ROAD

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WHEREAS, the City of Franklin and Milwaukee County have discussed the merit of transferring several roadways; and

WHEREAS, on March 28, 2016, the City of Franklin and Milwaukee County entered into a Local/County Agreement for W. St. Martins Road (CTH MM) from S. North Cape Road to S. Lovers Lane Road; and

WHEREAS, Milwaukee County has satisfactorily fulfilled the terms of the 2016 agreement.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Common Council of the City of Franklin that the Common Council conditionally (subject to the approval of a jurisdictional transfer agreement) accepts the jurisdictional transfer from Milwaukee County of W. St. Martins Road (CTH MM) from S. North Cape Road to S. Lovers Lane Road.

Introduced at a regular meeting of the Common Council of the City of Franklin this 3rd day of April, 2017 by Alderman Taylor.

Passed and adopted at a regular meeting of the Common Council of the City of Franklin this 3rd day of April, 2017.

APPROVED:

  
Stephen R. Olson, Mayor

ATTEST:

  
Sandra L. Wesolowski, City Clerk

AYES 6      NOES 0      ABSENT 0