

**COUNTY OF MILWAUKEE**  
Inter-Office Communication

Date: August 16, 2024

To: Marcelia Nicholson, Chairwoman, Milwaukee County Board of Supervisors

From: Guy Smith, Executive Director for Milwaukee County Parks

Subject: Authorization to enter into an Easement with the City of South Milwaukee

File Type: Action Report

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**REQUEST**

From the Executive Director of Milwaukee of County Parks, requesting authorization to enter into a temporary easement with the City of South Milwaukee to install, operate and maintain an underground Water Main in Grant Park located in South Milwaukee.

**POLICY**

59.17(2)(b)3., Wis. Stats., states that the “county board may continue to exercise the authority under s. 59.52(6) with regard to land that is zoned as a park...”. In the law of property, authority over “land” includes authority over all rights appurtenant to the land.

Wisconsin State Statutes:	§ 59.17(2)(b)3.
Milwaukee County Code of General Ordinances:	
Specific Adopted Budget:	
Specific Adopted Budget Amendment:	
Specific Adopted Capital Project:	

**BACKGROUND**

The City of South Milwaukee is looking to install a Water Main to provide water to its residents. Milwaukee County owns the land that the water main will travel under, and the land that the City of South Milwaukee will need to access to install and maintain the water main.

The proposed final easement acreage on parkland is approximately .268 acres or 11,679 square feet.

The City of South Milwaukee and Milwaukee County Parks have negotiated the terms for this temporary easement, with a term of ninety-nine (99) years, with a one-time fee payment of \$5 per lineal foot for this 607 linear feet easement.

The current easement with the City of South Milwaukee will be terminated and or abandoned once the new water main is installed.

Parks 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 providing water to residents of South Milwaukee, is recommending approval of this easement.

Related File No's:	
Associated File No's (Including Transfer Packets):	
Previous Action Date(s):	

**ALIGNMENT TO STRATEGIC PLAN**

Describe how the item aligns to the objectives in the [strategic plan](#):

3B: Enhance the County's fiscal health and sustainability

**FISCAL EFFECT**

Increase of revenues due to Easement collection fee and ROE Permit fee

**TERMS**

- Easement Term of 99 Years
- One Time Easement Fee due at recording of Easement
- Right of Entry Permit Required for all work on Easement

**VIRTUAL MEETING INVITES**

Joe Holzwart P.E., Donohue & Associates, [jholzwart@donohue-associates.com](mailto:jholzwart@donohue-associates.com)  
Ben Huffman, South Milwaukee, [bhuffman@smwi.org](mailto:bhuffman@smwi.org)

**PREPARED BY:**

Robert Senglaub, Contracts Manager, Milwaukee County Parks

**APPROVED BY:**

Guy Smith, Executive Director Milwaukee County Parks *Guy D. Smith*

**ATTACHMENTS:**

- Exhibit A: Draft Easement
- Exhibit B: Easement Description
- Exhibit C: Legal Description
- Exhibit D: PowerPoint Presentation
- Exhibit E: Areal of Proposed Easement

CC: David Crowley, County Executive  
Mary Jo Meyers, Chief of Staff, County Executive's Office  
Sheldon Wasserman, Committee on Parks & Culture Chairperson  
Steve Taylor, Committee on Parks & Culture Vice Chairperson  
Felesia Martin, Committee on Parks & Culture Member  
Juan Miguel Martinez, Committee on Parks & Culture Member  
Jack Eckblad, Committee on Parks & Culture Member  
Kelly Bablitch, Chief of Staff, Milwaukee County Board of Supervisors  
Janelle M. Jensen, Legislative Services Division Mgr, Office of the County Clerk  
Aaron Hertzberg, Director, Department of Administrative Services  
Joseph Lamers, Fiscal & Budget Director, DAS  
Vince Masterson, Fiscal & Strategic Asset Coordinator, DAS  
Pamela Bryant, Capital Finance Manager, Comptroller's Office  
Justin Rodriguez, Capital Finance Analyst, Comptroller's Office  
Allyson R. Smith, Committee Coordinator, Office of the County Clerk  
Anthony Rux, Budget & Management Analyst, DAS-PSB