

**COUNTY OF MILWAUKEE**  
Inter-Office Communication

Date: December 29, 2021

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

From: Guy Smith, Executive Director, Milwaukee County Parks

Subject: Authorization to grant to the City of South Milwaukee a permanent sanitary sewer easement by Oak Creek Parkway and Grant Park so that the City may construct, operate, and maintain a sanitary sewer and related improvements.

File Type: Action Report

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**REQUEST**

The Executive Director of Milwaukee County Parks respectfully requests authorization to grant to the City of South Milwaukee a permanent sanitary sewer easement by Oak Creek Parkway and Grant Park so that the City may construct, operate, and maintain a sanitary sewer and related improvements.

**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 owns and operates an existing sanitary sewer collection system and pump station that are located in the Oak Creek Parkway. The pump station is located on a City-owned plot, but the sanitary sewer and force mains run through the Park. The existing gravity sanitary sewer, pump station, and force mains have exceeded their design lives and are in poor condition and will be replaced as part of an improvements project by the City.

DPRC has reviewed and approved the City’s preliminary plans for these proposed improvements. The final proposed sewer alignment was chosen to minimize the impact to

Parks' property. The proposed easement will provide the land rights to install, operate and maintain the sewer at no cost to the County. The City and Parks have met to ensure that the potential impacts to County parkland from the proposed improvements within the subject area are minimal. The project is scheduled to be completed prior to the 2022 golf season. All areas disturbed by the construction, operation or maintenance of the subject areas will be restored to Parks' specifications at no cost to the County. Appropriate County staff will review and approve all documents as required prior to execution.

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](#):

This easement allows the City of South Milwaukee to improve its sanitary sewer system for residents of Milwaukee County. A well-maintained sewer system is essential to the health and well-being of Milwaukee County residents. The fee paid by the City will also enhance the County's fiscal health and sustainability.

2C: Apply a racial equity lens to all decisions

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

### **FISCAL EFFECT**

The one-time payment of ~~\$20,584 (twenty thousand five hundred and eighty-four dollars)~~ **\$15,000 (fifteen thousand dollars)** will help Parks meet its revenue targets.

### **TERMS**

The easement will be **permanent** for fifty years or the life of the improvements, whichever is first. There is a one-time fee of ~~\$20,584 (twenty thousand five hundred and eighty-four dollars)~~ **\$15,000 (fifteen thousand dollars)**. City is required to get a Right of Entry permit for all future work on parkland. All costs associated with the sanitary sewer are the responsibility of the City.

### **VIRTUAL MEETING INVITES**

Erica Goblet

Ben Huffman, South Milwaukee Wastewater Superintendent, [huffman@smwi.org](mailto:huffman@smwi.org)

Katherine Hassing, Applied Technologies, Senior Engineer, [krhassing@ati-ae.com](mailto:krhassing@ati-ae.com)

### **PREPARED BY:**

Erica Goblet, Contracts Manager

**APPROVED BY:**

Guy Smith, Parks Executive Director

**ATTACHMENTS:**

Resolution

Fiscal Note

Draft Easement

Aerial Exhibits

cc: David Crowley, County Executive  
Mary Jo Meyers, Chief of Staff, County Executive's Office  
Sheldon Wasserman, Parks, Energy & Environment Chair, Supervisor District 3  
Steven Shea, Parks, Energy & Environment Committee Vice-Chair, Supervisor District 8  
Felesia Martin, Parks, Energy & Environment Committee Member, Supervisor District 7  
Sylvia Ortiz-Velez, Parks, Energy & Environment Committee Member, Supervisor District 12  
Liz Sumner, Parks, Energy & Environment Committee Member, Supervisor District 1  
Kelly Bablitch, Chief of Staff, Milwaukee County Board of Supervisors  
Janelle M. Jensen, Legislative Services Division Manager, 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  
Kelsey Evans, Committee Coordinator, Office of the County Clerk  
Ciara Miller, Research & Policy Analyst, Office of the Comptroller  
Anthony Rux, Budget & Management Analyst, DAS-PSB