

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

AN AMENDED RESOLUTION

WHEREAS, Wisconsin Electric Power Company (WE Energies) is proposing to relocate a gas main (the Main) by Hampton Avenue and Lincoln Creek; and

WHEREAS, currently the Main is located in the right-of-way of Hampton Avenue, and crosses Lincoln Creek by way of a bridge attachment; and

WHEREAS, relocation is required by the State of Wisconsin Department of Transportation (WisDOT) due to the reconstruction/repaving of West Hampton Avenue between North Sherman Boulevard, and North Teutonia Avenue; and

WHEREAS, relocation will remove the exposed Main from the bridge; and

WHEREAS, the City of Milwaukee (the City) has requested Milwaukee County's (the County) cooperation in expediting this request, due to the construction schedule, and WisDOT's requirement that WE Energies remove the Main from the bridge; and

WHEREAS, the City noted additional benefits to the community, as the project includes traffic calming measures to reduce reckless driving on Hampton Avenue; and

WHEREAS, the proposed final Permanent Gas Easement (the Easement) acreage on parkland is approximately 0.0941 acre, or 4,000 square feet; and

WHEREAS, WE Energies is offering \$1.28/square foot (\$55,756/acre) as compensation for the Easement, which is more than the land values surrounding the Department of Parks, Recreation, and Culture's (DPRC) property in this area, both commercial and residential, that range from \$20,000/acre to \$44,000/acre; and

WHEREAS, based on additional negotiations for a similar easement and emphasizing the importance of treating parkland and Milwaukee County's communities equitably, a fee of \$1.60/square foot was negotiated and agreed to by WE Energies as compensation for the easement; and

WHEREAS, WE Energies has requested that the County grant an Easement to allow for the construction, operation, and maintenance of the Main; and

WHEREAS, DPRC has reviewed this request and based on the size of the Easement, the minimal impact to parkland, natural areas, and recreational activities,

47 and the overall benefit to the community as it relates to the improvements to Hampton
48 Avenue, is recommending approval of this Easement; and
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50 WHEREAS, the Director, DPRC, has recommended that the authority to prepare,
51 review, approve, execute, and record all documents as required to execute the attached
52 Easement be granted to DPRC, the Department of Administrative Services (DAS),
53 Office of Corporation Counsel, Risk Management-DAS, County Clerk, Register of
54 Deeds, and the County Executive; and
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56 WHEREAS, the Committee on Parks and Culture, at its meeting of April 11,
57 2023, recommended adoption of File No. 23-425 as amended (vote 5-0); now,
58 therefore,
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60 BE IT RESOLVED, the Milwaukee County Board of Supervisors hereby
61 authorizes the Director, Department of Parks, Recreation, and Culture, Department of
62 Administrative Services (DAS), Register of Deeds, Office of Corporation Counsel, and
63 Risk Management-DAS, to prepare, review, approve, execute, and record all
64 documents, and take all actions as required to grant Wisconsin Electric Power
65 Company (WE Energies) the required Permanent Gas Easement (the Easement) for the
66 construction, operation, and maintenance of the gas main and related improvements,
67 along certain portions of parkland in the City of Milwaukee by Hampton Avenue and
68 Lincoln Creek; and
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70 BE IT FURTHER RESOLVED, WE Energies will pay a one-time payment of
71 ~~\$1.28/~~ **\$1.60**/square foot as compensation for the 0.0941 acre Easement, which will be
72 approximately ~~\$5,248~~ **\$6,558**; and
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74 BE IT FURTHER RESOLVED, the County Executive and County Clerk are
75 authorized to execute the Easement and other required documents.
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