

COMMISSION FILE NO: 19-024-2 **DATE INTRODUCED:** February 11, 2019

INTRODUCED BY: Executive Director (Signature on File in the Office of the Commission)

REFERRED BY COMMISSION CHAIRPERSON TO: Policy, Finance, and Personnel Committee

RELATING TO: Declaration of the Public Necessity and Approval of the Acquisition Plat (Relocation Order) for the Jackson Park Project, W40009

SUMMARY:

The Commission is requested to approve the acquisition plat for the Jackson Park Project, W45009, and to authorize the Executive Director to approve future minor changes to the identified parcels and to approve the addition of new parcels where they have a minor impact on the overall project and land rights acquisition process.

The approval of the revised acquisition plat also authorizes the Executive Director to execute deeds, easements, purchase agreements, intergovernmental cooperation agreements, and any other related real estate documents with property owners and governmental agencies that have real estate that is affected by the project.

Upon approval and within 20 days, the revised acquisition plat (relocation order) will be filed with the Milwaukee County Clerk's Office as required by law, thereby allowing acquisition matters to proceed.

ATTACHMENTS: **BACKGROUND** ☐ **KEY ISSUES** ☐ **RESOLUTION** ☒
FISCAL NOTE ☐ **S/W/MBE** ☐ **OTHER** ☒ Acquisition Plat

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COMMITTEE ACTION: _____ **DATE:** _____

COMMISSION ACTION: _____ **DATE:** _____

SUMMARY (Cont'd)

Declaration of the Public Necessity and Approval of the Acquisition Plat (Relocation Order) for the Jackson Park Project, W40009

The District plans to provide flood and stormwater management for the Kinnickinnic River at and around Jackson Park. This work is pursuant to the updated Kinnickinnic River Watercourse Management Plan (KKRWMP) approved by the Commission on January 23, 2017. The updated KKRWMP proposes to lower a portion of Jackson Park, remove approximately 700 feet of concrete-lined channel and corrugated metal culvert, and replace them with naturalized channel. A significant amount of additional flood storage capacity is needed at this area to prevent flooding of Jackson Park and of all the areas along the Kinnickinnic River downstream. Acquisition and construction of the flood storage areas must be completed before any projected work along the remainder of the Kinnickinnic River Mainstem project downstream can be commenced.

The project requires the acquisition of full real estate rights of two parcels; one operates as Dion-Simon Investments, a landscaping business (approximately five acres), and one is owned by Wisconsin Gas, LLC, (now We Energies) primarily a vacant office building (approximately 6.4 acres). The latter parcel is currently listed on the market for sale.

Funding for the acquisition costs are being requested in closed session.

RESOLUTION

Declaration of the Public Necessity and Approval of the Acquisition Plat (Relocation Order) for the Jackson Park Project, W40009

RESOLVED, by the Milwaukee Metropolitan Sewerage Commission, that:

1. The attached acquisition plat (relocation order) is approved and the public necessity is hereby declared for Parcels 1 and 2.
2. The Executive Director is authorized to approve future changes to the identified parcels and to approve the addition of new parcels where they have a minor impact on the overall project and the land rights acquisition process.
3. The Executive Director may accept and execute on behalf of the Commission all project related easement documents, memorandums of understanding, intergovernmental cooperation agreements, jurisdictional offers, awards of compensation damages, leases, purchase agreements, deeds of conveyance, permits, or any other related real estate documents.