

Resolution authorizing Board of Public Works to take steps necessary to acquire real estate for reconstruction of Cass St (Hwy 16) from 7th Street to 4th Street.

RESOLUTION

WHEREAS, the Common Council of the City of La Crosse has approved an agreement with the Wisconsin Department of Transportation for the re-construction of Cass Street (Highway 16) from 7th Street to 4th Street; and

WHEREAS, said highway project involves the opening, widening, extension or change of a street, which requires the acquisition of easement and/or fee title to property.

NOW, THEREFORE, BE IT RESOLVED by the Common Council of the City of La Crosse that in order to proceed with said re-construction of Cass Street it is necessary in the interests of public convenience, health, welfare and safety, to acquire the necessary interests in certain real estate adjacent to this highway.

BE IT FURTHER RESOLVED that the City will acquire, by eminent domain, if necessary, fee title interest or other requisite interest in such property required for said intersection construction from all persons or entities who may have an interest in said real estate.

BE IT FURTHER RESOLVED that the Board of Public Works is authorized to file a relocation order, prepare and file a relocation plan, conduct the necessary negotiations, make the jurisdictional offer and take any and all other steps necessary to acquire such real estate as necessary for said re-construction.

BE IT FURTHER RESOLVED that if such jurisdictional offers are not accepted, the City Attorney's office is authorized for and on behalf of the City to protect and file the necessary awards for compensation, all more particularly provided in Chapter 32 of the Wisconsin Statutes.

BE IT FURTHER RESOLVED that the City Attorney is authorized to prepare and have filed the appropriate Lis Pendens with the La Crosse County Register of Deeds.

BE IT FURTHER RESOLVED that the Board of Public Works is authorized to retain an appraiser, relocation specialist, environmental consultant, and/or Title Company necessary to assist in the acquisition.

BE IT FURTHER RESOLVED that expenses related to the acquisition, such as, but not limited to, appraisals, environmental assessments, title work, surveys and costs of acquisition up to the amount of \$1,200,000.00 (if available) from the Revolving State Highway Land Acquisition Fund (484) established in Resolution #2012-09-034.

BE IT FURTHER RESOLVED when the City is reimbursed from the State of Wisconsin, all reimbursed funds shall be returned to the State Highway Land Acquisition Fund.

BE IT FURTHER RESOLVED the City Engineer, City Attorney, Finance Director and Board of Public Works are authorized to take all steps necessary to effectuate this resolution.