



Legislation Text

File #: 240188, Version: 1

240188

SUBSTITUTE 1

Reference

231134

ALD. ZAMARRIPA

Substitute resolution authorizing the acceptance of a quit claim deed from Boys & Girls Club of Greater Milwaukee, Inc. for a portion of property abutting South 24th Street just south of West Legion Street, for dedication as public right-of-way for street purposes and approving a public access easement agreement between the City of Milwaukee and Boys & Girls Club of Greater Milwaukee, Inc. regarding construction and access to the Rogers Street Academy Pedestrian Mall, in the 8th Aldermanic District.

This resolution approves two items necessary for construction and operation of the Roger Street Academy Pedestrian Mall, including: (1) the execution of an easement agreement between the City of Milwaukee ("City") and Boys & Girls Club of Greater Milwaukee, Inc. ("BGC") regarding access and construction; and (2) the acceptance of a quit claim deed from BGC to the City for a portion of property abutting South 24th Street just south of West Legion Street, for dedication as public right-of-way for street purposes, in the 8th Aldermanic District.

Whereas, BGC owns the property located at 2404 West Rogers Street, Milwaukee, Wisconsin 53204 (the "Property"); and

Whereas, The Property is located adjacent to the Rogers Street Academy Pedestrian Mall, a pedestrian mall established via Common Council File #231134 on January 17, 2024, and located in the 8th Aldermanic District; and

Whereas, A portion of the Property's western side is a part of the greater Rogers Street Academy Pedestrian Mall project; and

Whereas, The City negotiated and agreed to terms with BGC in the easement agreement attached to this file for (i) ingress and egress BGC over and across a portion of land on the Property for public access to and from the Rogers Street Academy Pedestrian Mall, (ii) a permanent easement to install certain improvements onto the Property, and (iii) a permanent easement to allow City to discharge storm water over and across the Property; and

Whereas, A turnaround was designed to facilitate bus loading and unloading for Rogers Street Academy public school as part of the Rogers Street Academy Pedestrian Mall; and

Whereas, A portion of the turnaround as designed covers a portion of the Property; and

Whereas, BGC has agreed to quit claim a portion of the property for public street purposes; and

Whereas, The portion of the Property to be dedicated and acquired as public right-of-way is illustrated in the draft quit claim deed, Exhibit C, a copy of which is attached, and is legally described as follows:

Commencing at the Northeast Corner of Parcel 1 also the Point of Beginning, thence S00°55'28"E coincident with the

East Line 67.07 feet; thence N54°12'49"W 15.83 feet; thence S89°03'37"W 6.41 feet, thence N00°55'28"W parallel with the East Line of said Parcel 1 57.78 feet; thence N89°35'29"E coincident with the North Line of said Parcel 1 19.10 feet to the Point of Beginning. Containing 1,162.01 square feet.; and

Whereas, The deed of conveyance designates the dedicated portion of property as public right-of-way for public street purposes; and

Whereas, The City of Milwaukee Planning Commission has approved the dedication of this property for use as public street right-of-way; now, therefore, be it

Resolved, By the Common Council of the City of Milwaukee, that the easement agreement is hereby approved; and, be it

Further Resolved, That the proper City officials are hereby authorized to execute the easement agreement in substantial conformity to the agreement submitted alongside this file, and take other reasonable steps needed to execute the easement agreement on behalf of the City of Milwaukee; and, be it

Further Resolved, By the Common Council of the City of Milwaukee, that the Commissioner of the Department of Public Works, or designee, is authorized to accept a quit claim deed from BGC for property needed for public street right-of-way, as legally described above and illustrated in attachment to this file; and, be it

Further Resolved, That the City Engineer is hereby directed to have a certified copy of this resolution recorded in the Office of the Register of Deeds of Milwaukee County
Requester

Drafter
DPW
James Washington
6/18/2024