



## Legislation Text

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**File #:** 041083, **Version:** 2

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041083

SUBSTITUTE 2

THE CHAIR

Substitute resolution authorizing the proper City officials to execute a Stipulation Agreement with the Wisconsin Department of Transportation (WISDOT), CP Rail, and St. Mary's Cement to allow structures associated with the Marquette Interchange to be constructed over a railroad spur track owned by the City of Milwaukee.

Substitute resolution authorizing the proper City officials to execute a Stipulation Agreement with WISDOT, CP Rail, and St. Mary's Cement to allow structures associated with the Marquette Interchange to be constructed over a railroad spur track owned by the City of Milwaukee.

Whereas, The Wisconsin Department of Transportation (WISDOT) is currently performing design engineering for the South Leg Marquette Interchange project; and

Whereas, As a part of the Marquette Interchange South Leg project, a freeway overpass shall be constructed over an industrial railroad spur track currently being constructed adjacent to Canal Street by the City; and

Whereas, A portion of the railroad spur shall be owned by the City of Milwaukee and maintained by CP Rail; and

Whereas, The WISDOT has drafted a Stipulation Agreement between the WISDOT, City of Milwaukee, Soo Line Railroad (d.b.a. CP Rail), and St. Mary's Cement regarding construction, cost sharing, right-of-way acquisition, maintenance, and other provisions associated with construction of the overpass; and

Whereas, The stipulation agreement specifies that costs for overpass construction shall not accrue to the City; now, therefore, be it

Resolved, By the Common Council of the City of Milwaukee, that the proper City officials are authorized to execute the stipulation agreement between the WISDOT, City of Milwaukee, Soo Line Railroad (d.b.a. CP Rail), and St. Mary's Cement for construction of freeway overpasses, a copy of which is attached to Common Council Resolution Number 041083 and incorporated by reference as though set forth in full; and, be it

Further Resolved, that minor revisions to the stipulation agreement that do not change the intent are hereby authorized and approved.

Department of Public Works  
Infrastructure Services Division

MDL:amh

December 20, 2004

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