Enrolled 157-80

~~PROPOSED~~ ORDINANCE ~~157-82~~

TRANSFER JURISDICTION OF HIGHWAYS
WITH CITY OF DELAFIELD

WHEREAS Waukesha County owns and operates a county highway system, and

WHEREAS Section 83.025(1) Wisconsin Statutes enables the County to enter into a Jurisdictional Transfer Agreement with local units of government containing any terms and conditions that the County and local units deem necessary regarding maintenance or rehabilitation of the highway transferred, and

WHEREAS the County and the City of Delafield have negotiated a Jurisdictional Transfer Agreement covering a portion of C.T.H. C for transfer to the City of Delafield.

THE COUNTY BOARD OF SUPERVISORS OF THE COUNTY OF WAUKESHA DOES ORDAIN that the County Executive may execute the Jurisdictional Transfer Agreement covering a portion of C.T.H. C with the City of Delafield, copies of which are on file in the office of the County Clerk.

BE IT FURTHER ORDAINED that the County Department of Public Works is directed to take all necessary actions to implement the terms and conditions of said Agreement.

Referred on: 11/12/02	File Number: 157-O-078	Referred to: PW – EX – FI

TRANSFER JURISDICTION OF HIGHWAYS WITH CITY OF DELAFIELD

Presented by: Public Works Committee	Approved by: Executive Committee	Approved by: Finance Committee
Richard L. Manke, Chair	James T. Dwyer, Chair	Patricia A. Haukohl, Chair
James R. Behrend	Patricia A. Haukohl	absent James R. Behrend
Absent Genia C. Bruce	Kenneth C. Herro	Donald M. Broesch
Hank Carlson	Walter L. Kolb	Genia C. Bruce
Karl Nilson	Richard L. Manke	Joseph F. Griffin
Rodell L. Singert	Duane E. Paulson	Joe C. Marchese
David W. Swan	Duane Stamsta	absent Michael Sonnentag

The foregoing legislation adopted by the County Board of Supervisors of Waukesha County, Wisconsin, was presented to the County Executive on:

Date: December 2, 2002, Patricia E. Madden
Patricia E. Madden, County Clerk

The foregoing legislation adopted by the County Board of Supervisors of Waukesha County, Wisconsin, is hereby:

Approved: ✓

Vetoed: _____

Date: 12-3-02, D. M. Finley
Daniel M. Finley, County Executive

JURISDICTIONAL TRANSFER AGREEMENT
FOR COUNTY TRUNK HIGHWAY C

THIS AGREEMENT, entered into this ____ day of _____, 2002, by and between Waukesha County hereinafter called the County and the City of Delafield hereinafter called the City.

WITNESS THAT:

WHEREAS the County Trunk Highway System has been designed and constructed to serve trips of longer distance and large traffic volumes, and

WHEREAS Section 83.025(1) Wisconsin Statutes enables the County to enter into a Jurisdictional Transfer Agreement with local units of government containing any terms and conditions that the County and local units deem necessary regarding maintenance or rehabilitation of the highway transferred.

NOW THEREFORE, the parties hereto do mutually agree to transfer jurisdictional responsibility for the highways under the conditions described below.

1. The County agrees to transfer a portion of CTH C from Main St. to the south limits of the Mill Race-Bark River bridge to the City.

2. The City agrees to accept transfer of jurisdiction of that portion of the road above-referenced.

3. The City agrees that upon acceptance it will assume all costs related to the maintenance of said road including, but not limited to, driving surface, shoulders, stormwater, snow and ice control, traffic engineering (signs, signals, pavement markings) and structures (bridge and culverts).

4. The City agrees that upon acceptance, it will assume responsibility for all permits for work within the highway right of way including driveway and utilities.

5. The County agrees to indemnify and hold the City harmless from any and all claims that may arise out of the County's ownership, operation and maintenance of that section of CTH C for the period of time prior to the transfer.

6. The County agrees that as a condition of this transfer it will fund certain costs related to various improvement projects as follows:

    a. A sum equal to the local share of rebuilding CTH C from Main Street to the Mill Race-Bark River Bridge, currently estimated at $60,000 but not to exceed $100,000. These funds will be made available January 1, 2004.

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7. The city agrees that as the recipient agency, it will notify property owners along each roadway that a transfer of jurisdiction has occurred and the proper contacts for issues related to roadway maintenance.

8. The City and County agree that this transfer shall be effective December 1, 2003.

APPROVED

CITY OF DELAFIELD

By_____
Paul Craig, Mayor

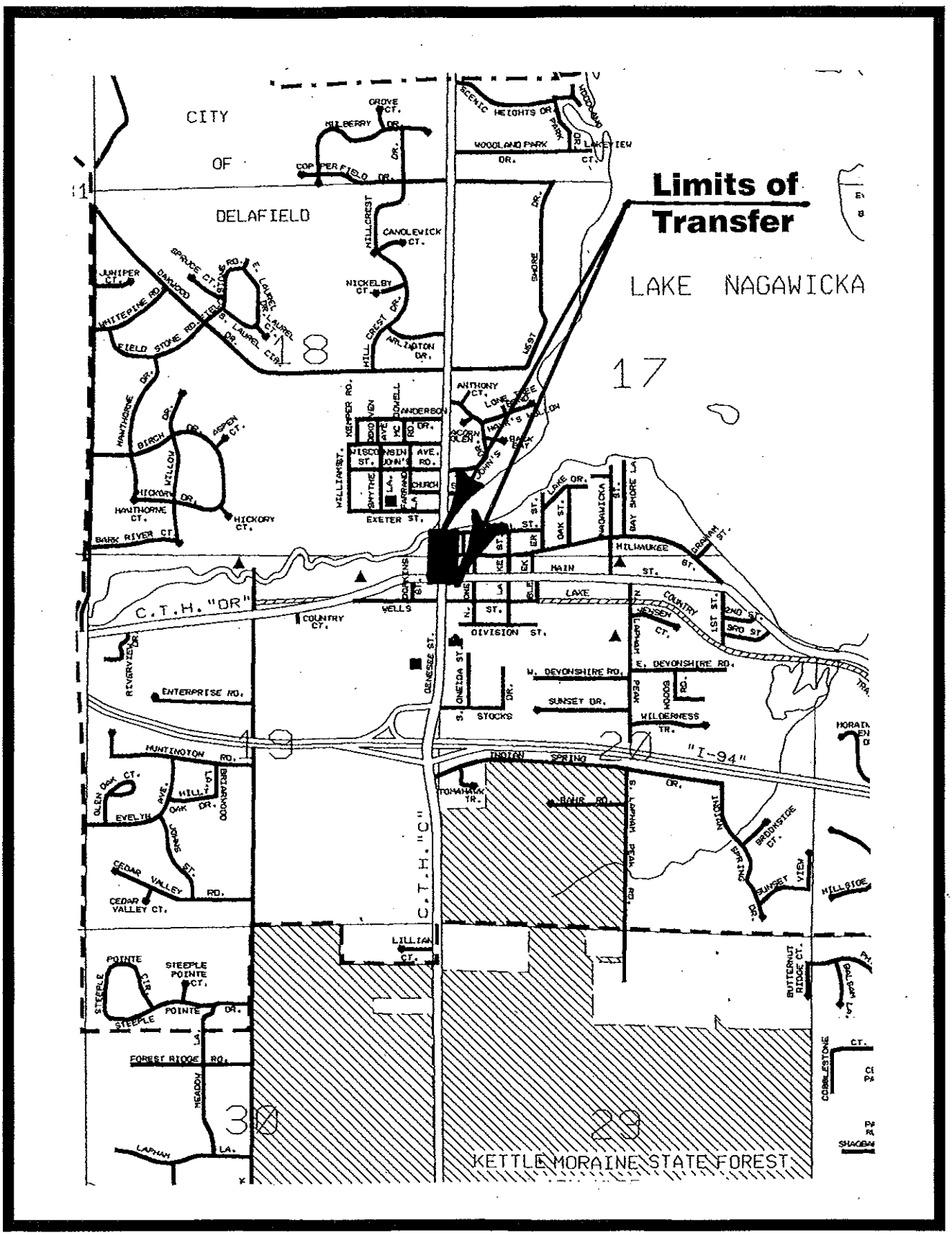
WAUKESHA COUNTY

By _____
Daniel M. Finley, County Executive

Attest:

_____
Marilyn Czubkowski
City Clerk/Treasurer

Jurisdictional Transfer – C.T.H. "C"



157-0-078

WAUKESHA COUNTY BOARD OF SUPERVISORS

V

DATE-11/26/02 (ORD) NUMBER-1570078

1 K. HERRO.....AYE	2 R. THELEN.....AYE
3 D. STAMSTA.....AYE	4 H. CARLSON.....AYE
5 J. MARCHESE.....AYE	6 D. BROESCH.....AYE
7 J. JESKEWITZ.....AYE	8 J. DWYER.....AYE
9 P. HAUKOHL.....AYE	10 S. WOLFF.....AYE
11 K. HARENDA.....	12 J. GRIFFIN.....AYE
13 J. MORRIS.....AYE	14 J. LA PORTE.....AYE
15 D. SWAN.....AYE	16 R. MANKE.....AYE
17 J. BEHREND.....AYE	18 D. FANFELLE.....NAY
19 M. SONNENTAG.....AYE	20 M. KIPP.....AYE
21 W. KOLB.....AYE	22 G. BRUCE.....AYE
23 P. PRONOLD.....AYE	24 A. SILVA.....
25 K. CUMMINGS.....AYE	26 S. KLEIN.....AYE
27 D. PAULSON.....AYE	28 P. JASKE.....AYE
29 M. THOMAS.....	30 K. NILSON.....AYE
31 V. STROUD.....AYE	32 P. GUNDRUM.....
33 D. PAVELKO.....AYE	34 R. SINGERT.....AYE
35 C. SEITZ.....AYE	

TOTAL AYES-30 TOTAL NAYS-01

CARRIED X DEFEATED_____

UNANIMOUS_____ TOTAL VOTES-31