

ENROLLED ORDINANCE 165-44

BUTLER PROPERTY ACQUISITION

WHEREAS the Waukesha County Development Plan, which incorporates the Waukesha County Park and Open Space Plan, was adopted by the Waukesha County Board of Supervisors on March 2, 2009, and

WHEREAS the acquisition of the Butler property located in the Town of Merton would implement said plan, and

WHEREAS the Walter J. Tarmann Parkland Acquisition Fund was created through Enrolled Ordinance 150-28 for the purpose of acquiring park and open space lands consistent with the Waukesha County Board adopted Park and Open Space Plan for Waukesha County, and

WHEREAS the selling price of subject property is \$48,000, and

WHEREAS other costs associated with the acquisition of said property are estimated to be \$4,936.00, and

WHEREAS in conformance with the Waukesha County Code, an environmental reconnaissance was conducted in which no environmental concerns were discovered, and

WHEREAS although state and federal funding is not currently available for the purchase of said property, Waukesha County received a Letter of Retroactivity from the State of Wisconsin, Department of Natural Resources, which maintains the County's eligibility for partial funding of said acquisition.

THE COUNTY BOARD OF SUPERVISORS OF THE COUNTY OF WAUKESHA ORDAINS that the Waukesha County Department of Parks and Land Use is authorized, on behalf of Waukesha County, to purchase the Butler property located in the Town of Merton at the purchase price of \$48,000 as set by contract.

BE IT FURTHER ORDAINED that the contracts dated July 28, 2010 between Steven Butler and Waukesha County to accomplish the purchase are hereby approved.

BE IT FURTHER ORDAINED that the Waukesha County Clerk and the Waukesha County Executive are authorized to execute all necessary applications and agreements in order to secure potential state and federal funds for said acquisition.

BE IT FURTHER ORDAINED that upon receipt of any state or federal funds available to this acquisition, said monies shall be accounted for in the Walter J. Tarmann Parkland Acquisition Fund Revenue Account to be utilized for future parkland acquisition.

FISCAL NOTE

BUTLER PROPERTY ACQUISITION

This ordinance authorizes the County Parks and Land Use Department's Walter J. Tarmann Parkland Acquisition Fund to Purchase approximately 4.4 acres of land in the Town of Merton for \$48,000 (at a cost of approximately \$10,900 per acre). Additional expenses associated with this land purchase are estimated at \$4,936 and mainly includes appraisal service costs; document recording fees; and related purchase transaction closing costs. There are sufficient expenditure appropriations available in the 2010 Adopted Tarmann Fund Budget to fund this land purchase and related transaction costs.

The County has received a letter of retroactivity from the State of Wisconsin Department of Natural Resources (DNR), indicating that the Department may be eligible to receive a Stewardship Grant Reimbursements in the future for approximately half of the land purchase price, to partially offset the cost of this land acquisition.



Lawrence M. Dahl
Accounting Services Manager
9/7/2010

BD

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BUTLER PROPERTY ACQUISITION

Presented by:
Land Use, Parks and
Environment Committee

Approved by:
Finance Committee

Absent
Fritz Ruf, Chair

Patricia A. Haukohl
Patricia A. Haukohl, Chair

Absent
Robert Hutton

Dave Falstad
Dave Falstad

Michael J. Inda
Michael J. Inda

James A. Heinrich
James A. Heinrich

James Jeskewitz
James Jeskewitz

Robert Hutton (NO)
Robert Hutton

Walter L. Kolb
Walter L. Kolb

Pamela Meyer
Pamela Meyer

Absent
Ted Rolfs

absent
Ted Rolfs

Thomas J. Schellinger
Thomas J. Schellinger

William J. Zaborowski
William J. Zaborowski

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

Date: 10/1/10, Kathy Nickolaus
Kathy Nickolaus, County Clerk

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

Approved: X
Vetoed: _____

Date: 10-6-10, Daniel P. Vrakas
Daniel P. Vrakas, County Executive

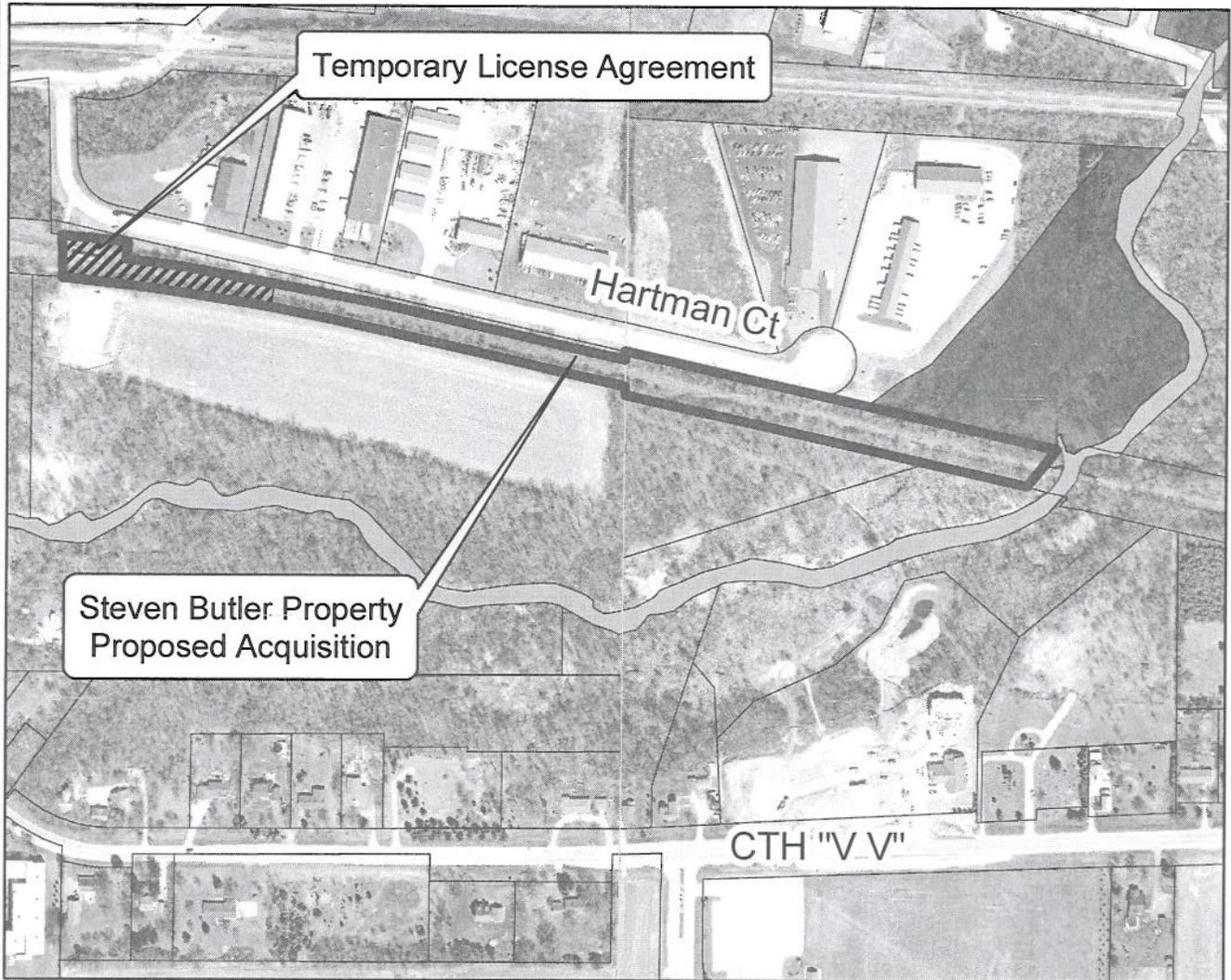
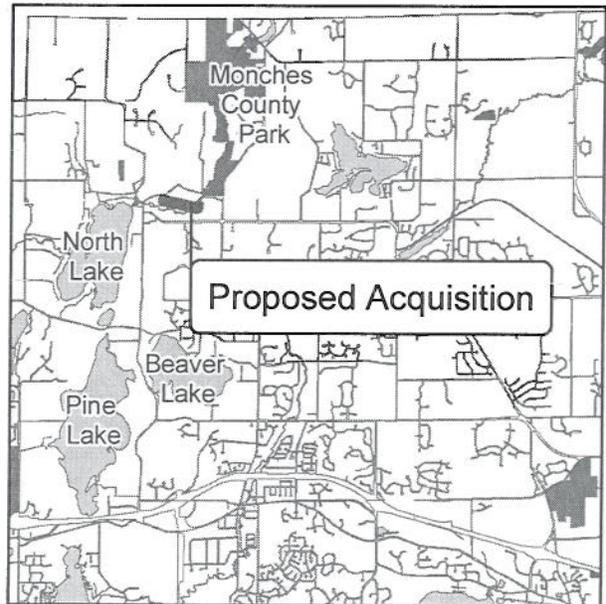


EXHIBIT "A"
Butler Property



-  Butler Property
-  Temporary License Agreement
-  Waukesha County



Prepared By: Waukesha County Department of Parks and Land Use July 2010

WAUKESHA COUNTY BOARD OF SUPERVISORS

V

DATE-09/28/10

(ORD) NUMBER-1650045

- 1 D. FALSTAD.....AYE
- 3 R. HUTTON.....NAY
- 5 J. JESKEWITZ.....AYE
- 7 P. HAUKOHL.....AYE
- 9 J. HEINRICH.....AYE
- 11 F. RUF.....AYE
- 13 P. DECKER.....AYE
- 15 P. MEYERS.....AYE
- 17 J. TORTOMASI.....AYE
- 19 S. WIMMER.....AYE
- 21 W. ZABOROWSKI.....AYE
- 23 K. CHIAVEROTTI....AYE
- 25 G. YERKE.....AYE

- 2 T. ROLFS.....
- 4 J. DWYER.....AYE
- 6 J. BRANDTJEN.....AYE
- 8 T. SCHELLINGER....AYE
- 10 D. SWAN.....AYE
- 12 P. WOLFF.....AYE
- 14 M. INDA.....AYE
- 16 D. PAULSON.....AYE
- 18 K. CUMMINGS.....AYE
- 20 P. JASKE.....AYE
- 22 P. GUNDRUM.....AYE
- 24 W. KOLB.....AYE

TOTAL AYES-23

TOTAL NAYS-01

CARRIED X

DEFEATED _____

UNANIMOUS _____

TOTAL VOTES-24