

SHEBOYGAN COUNTY RESOLUTION NO. 15 (2013/14)

Re: **Sale of Excess Former Union Pacific Land in City of Sheboygan**

WHEREAS, pursuant to Resolution Nos. 7 (2011/12) and 18 (2012/13), Sheboygan County acquired the former Union Pacific rail line through the City of Sheboygan for the purpose of developing, administering, and maintaining a multipurpose recreational trail, and

WHEREAS, the parcel includes a portion of a little over .0557 acres of land that is not needed for County trail purposes now or in the foreseeable future, and it would be in the public interest to sell the excess land at fair market value so that it can be returned to the tax roll, and

WHEREAS, the excess land is described as:

Description of Parcel 1 (Sheboygan County to Millennium Properties, Inc.)

Part of lot 1, block 90 ½ and part of the south ½ of vacated North Water Street, Original Plat of the City of Sheboygan, Sheboygan County, Wisconsin.

Beginning at the point where the west line of North 13th Street intersects the centerline of vacated North Water Street; thence S00°05'57"W, along the west line of North 13th Street, and the east line of lot 1, block 90 ½, 193.36 feet; thence N58°11'56"W 16.20 feet to a point which is 30.00 feet westerly, measured at right angles from the centerline of the abandoned Union Pacific Railroad (formerly the Chicago and Northwestern Railroad) main track; thence N00°41'53"E, along a line which is 30.00 feet westerly, measured at right angles from the centerline of the abandoned Union Pacific Railroad main track, 184.84 feet to the centerline of vacated North Water Street; thence S89°59'08"E, along said centerline, 11.85 feet to the point of beginning, and containing 2428 square feet of land.

Description of Parcel 2 (Sheboygan County to City of Sheboygan)

Part of lot 1, block 90 ½, Original Plat of the City of Sheboygan, Sheboygan County, Wisconsin.

Commencing at the point where the west line of North 13th Street intersects the centerline of vacated North Water Street; thence S00°05'57"W, along the west line of North 13th Street, and the east line of lot 1, block 90 ½, 193.36 feet to the point of beginning:

Thence, continuing S00°05'57"W, along the east line of lot 1, block 90 ½, 45 feet, more or less to the water's edge of the Sheboygan River; thence northwesterly, along the water's edge of the Sheboygan River, 21 feet, more or less to a point which is 30.00 feet westerly, measured at right angles from the centerline of the abandoned Union Pacific Railroad (formerly the Chicago and Northwestern Railroad) main track; thence N00°41'53"E, along a line which is 30.00 feet westerly, measured at right angles from the centerline of the abandoned Union Pacific Railroad main track, 39 feet more or less; thence S58°11'56"E 16.20 feet to the point of beginning, and containing 600 square feet of land, more or less.

WHEREAS, the excess parcel has a fair market value of \$1.77 per square foot based on the County's acquisition price from Union Pacific, and Millennium Properties, Inc., the neighboring landowner, has offered to purchase the parcel of \$4,297.00, and the undersigned Committee wishes to accept the offer;

NOW, THEREFORE, BE IT RESOLVED the Planning, Resources, Agriculture, and Extension Committee is authorized to accept an offer to purchase the excess land at vacated North Water Street in the City of Sheboygan for \$4,297.56 by Millennium Properties, Inc., on such terms and conditions as the Planning, Resources, Agriculture, and Extension Committee deems to be in the best interests of Sheboygan County, with the contractual terms to be drawn by the Corporation Counsel.

BE IT FURTHER RESOLVED that the County Board Chairperson and County Clerk be authorized to sign the instrument of conveyance and any other document necessary to implement the intent of this Resolution.

BE IT FURTHER RESOLVED that the proceeds of the sale be placed in the non-lapsing, segregated fund for future trail maintenance as established for the trail or required by the terms of the grant from the Federal Highway Administration which is partially financing the trail project.

BE IT FURTHER RESOLVED that certain adjacent remnant parcels contiguous to the subject parcels be conveyed by Quit Claim Deed signed by the County Board Chairperson and County Clerk at no cost to the City of Sheboygan in order to simplify future title searches.

Respectfully submitted this 17th day of September, 2013.

PLANNING, RESOURCES, AGRICULTURE, AND EXTENSION COMMITTEE*

Michael S. Ogea, Chairperson

Al Bosman

Al Bosman, Secretary

Keith Abler

Keith Abler, Vice-Chairperson

James Baumgart

Fran Damp

Opposed to Introduction:
