



AGENDA
OZAUKEE COUNTY BOARD
REGULAR MEETING
WEDNESDAY, JULY 7, 2021 – 9:00 AM
ADMINISTRATION CENTER - ROOM A-204
121 W. MAIN STREET, PORT WASHINGTON, WI 53074

THE FOLLOWING BUSINESS WILL BE BEFORE THE COUNTY BOARD FOR INITIATION, DISCUSSION, CONSIDERATION, DELIBERATION AND POSSIBLE FORMAL ACTION:

The public can access the meeting by viewing the live stream at the link which will be opened five minutes before the call to order:

[County Board Live Stream](#)

*The public can submit comments here: [Public Comment Form](#)
[Public Comment Policy](#) & [Instructions for Submitting Public Comments Online](#)*

1. CALL TO ORDER

Roll Call

2. PLEDGE OF ALLEGIANCE TO THE FLAG

3. APPROVAL OF MINUTES

June 2 and 16, 2021

4. PUBLIC COMMENT

Legislative Update

Chairperson's Proclamation

5. COMMUNICATIONS

6. CLAIMS

7. REPORT OF COUNTY ADMINISTRATOR

County Administrator's Report

2022 Budget

WCA Vehicle Lease Program

Health Officer Recruitment

American Recovery Act Funding

Redistricting Update

8. PRESENTATIONS

Results of 2020 Audit

Krisztina Dommer – KerberRose Certified Public Accountants

9. RESOLUTIONS

RES.21-13: Increase of Revenue 2021 - Planning & Parks

RES.21-14: Acceptance and Implementation of the Community Development Block Grant - CLOSE Awards

RES.21-15: Acceptance and Implementation of the Community Development Block Grant - Coronavirus for the Acquisition, Construction, and Operation of an Emergency Homeless Shelter

RES.21-16: Approve the Sale of Ozaukee County Land Abutting I-43, Portion of Tax Key #06-032-11-005.00 and Tax Key #06-020-11-004.00

RES.21-17: Telephonic and Video Attendance at County Board Meetings

10. ORDINANCES

ORD.21-1: Records Retention Ordinance

11. COMMITTEE APPOINTMENTS/REAPPOINTMENTS

12. COMMITTEE REPORTS AND SUPERVISOR ANNOUNCEMENTS

13. ADJOURNMENT

Ozaukee County Board

AGENDA INFORMATION SHEET

AGENDA DATE: July 7, 2021
DEPARTMENT: County Clerk
DIRECTOR: Julie Winkelhorst
PREPARER: Julie Winkelhorst

Agenda Summary June 2 and 16, 2021

June 2, 2021

[<https://www.co.ozaukee.wi.us/AgendaCenter/ViewFile/Minutes/_06022021-2913>](https://www.co.ozaukee.wi.us/AgendaCenter/ViewFile/Minutes/_06022021-2913)

June 16, 2021

[<https://www.co.ozaukee.wi.us/AgendaCenter/ViewFile/Minutes/_06162021-2919>](https://www.co.ozaukee.wi.us/AgendaCenter/ViewFile/Minutes/_06162021-2919)

Ozaukee County Board

AGENDA INFORMATION SHEET

AGENDA DATE: July 7, 2021
DEPARTMENT: Administrator
DIRECTOR: Jason Dzwinel
PREPARER: Jason Dzwinel

Agenda Summary County Administrator's Report

ATTACHMENTS:

- County Administrator's Report July 2021 (PDF)



County Administrator's Report

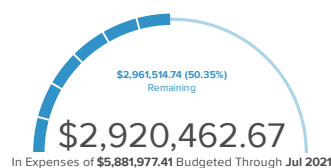
July 7, 2021

FINANCE

- Approved disposition of four foreclosed properties
- 2020 Presentation of Audited Financials

Finance Committee

Data Updated 2 days ago | Prorated Budget

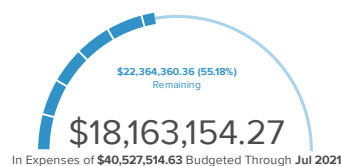


HUMAN SERVICES

- Approved Resolutions on CBDG Grant Acceptance for RLF and Homeless Shelter projects

Health and Human Services

Data Updated 2 days ago | Prorated Budget

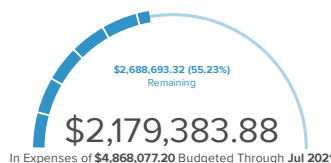


NATURAL RESOURCES

- Accepted bid for Covered Bridge Pavilion of \$422,500 - under \$500,000 budget. Excess funds available for Lion's Den Pavilion.
- Historic May for Golf Courses in rounds and greens fees.
- Accepted \$600,000 grant for Clay Bluffs.

Natural Resources

Data Updated 2 days ago | Prorated Budget

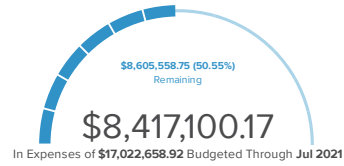


PUBLIC SAFETY

- No June Meeting.

Public Safety

Data Updated 2 days ago | [Prorated Budget](#)

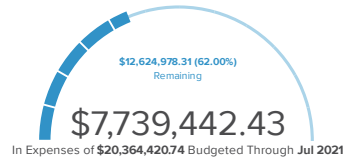


PUBLIC WORKS

- Reviewed 2022-2027 Capital Improvement Plan
- Approved Cedarburg Salt Dome Roof Contract

Public Works

Data Updated 2 days ago | [Prorated Budget](#)



Ozaukee County Board

AGENDA INFORMATION SHEET

AGENDA DATE: July 7, 2021
DEPARTMENT: Finance
DIRECTOR: Jay McMahon
PREPARER: Julie Winkelhorst

Agenda Summary Results of 2020 Audit

Comprehensive Annual Financial Report for Year Ended December 21, 2020

[<https://www.co.ozaukee.wi.us/DocumentCenter/View/15268/Ozaukee-County-2020-CAFR>](https://www.co.ozaukee.wi.us/DocumentCenter/View/15268/Ozaukee-County-2020-CAFR)

ATTACHMENTS:

- Ozaukee County Board Presentation - 12.31.20 Audit (003) (PDF)



FORWARD FOCUSED
OZAUKEE COUNTY

Audit for the Fiscal Year Ended December 31, 2020

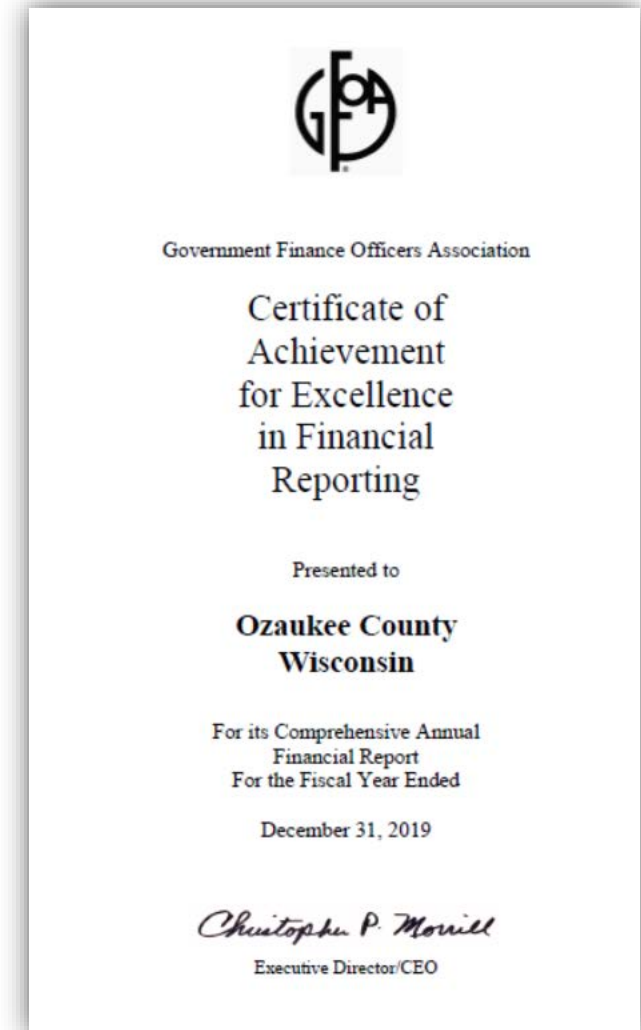
Audit Results - Summary

- **Unmodified opinion** on the financial statements, for fair presentation in accordance with generally accepted accounting principles for state and local governments in the United States of America.
- **No findings** noted in the report on internal control over financial reporting.

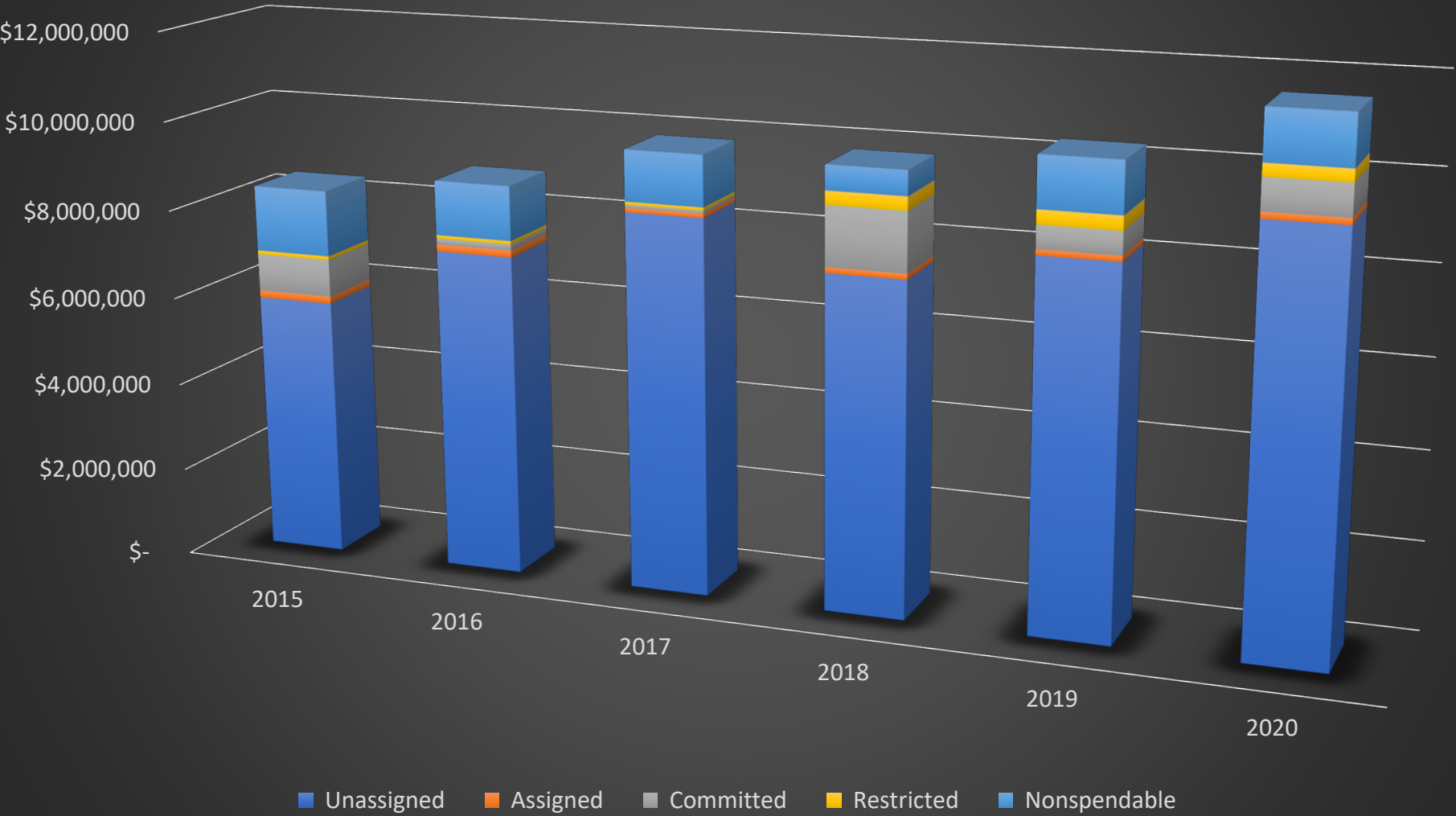
Congratulations on Achieving Excellence in Financial Reporting!

The GFOA established the Certificate of Achievement for Excellence in Financial Reporting Program (COA) in 1945 to encourage and assist state and local governments to go beyond the minimum requirements of generally accepted accounting principles to prepare comprehensive annual financial reports that evidence the spirit of transparency and full disclosure and then to recognize individual governments that succeed in achieving that goal. The goal of the program is not to assess the financial health of participating governments, but rather to ensure that users of their financial statements have the information they need to do so themselves.

The County has been receiving the award for fifteen (15) consecutive years! This shows a dedication to transparency and financial reporting.



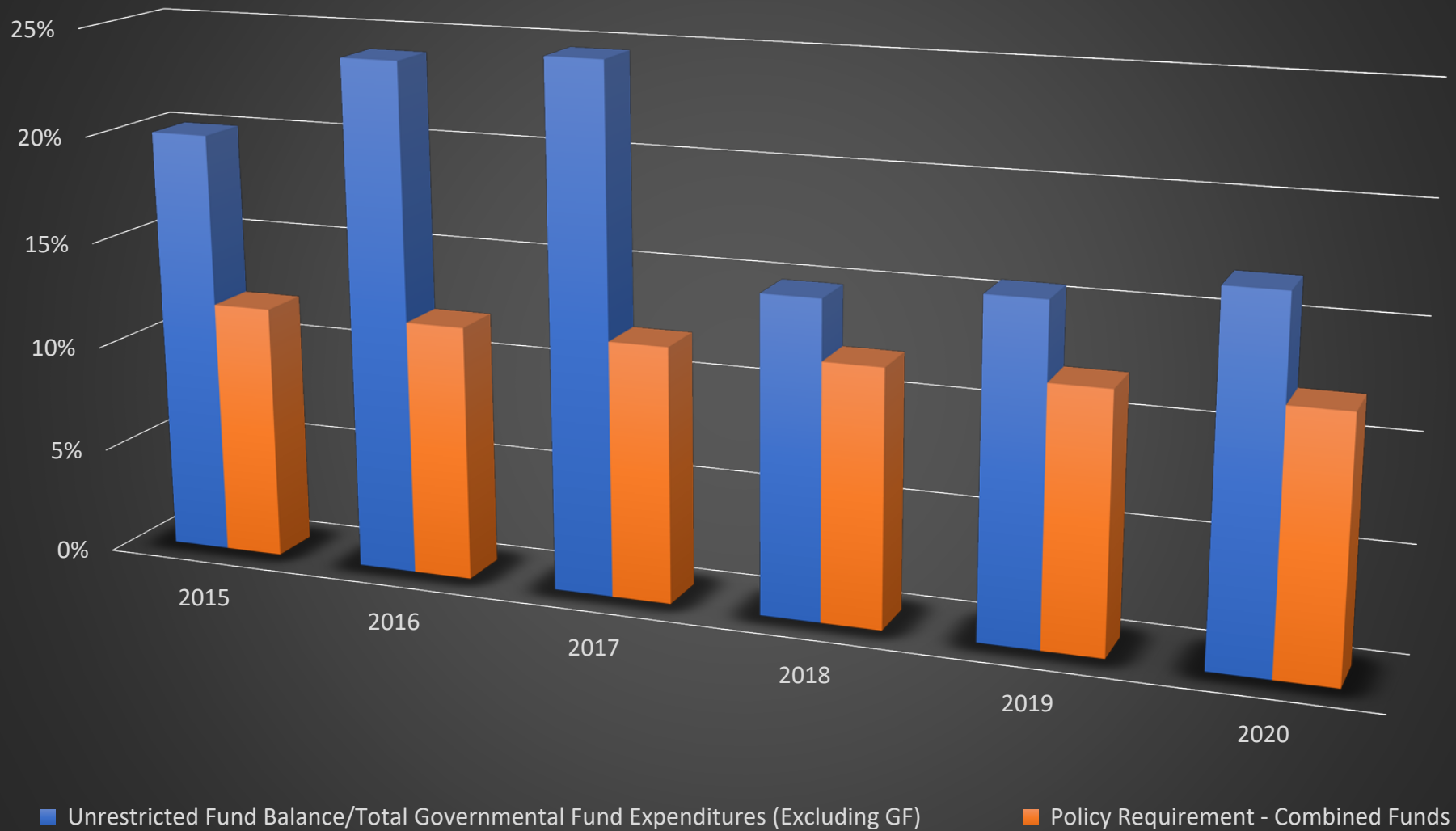
Fund Balance – General Fund



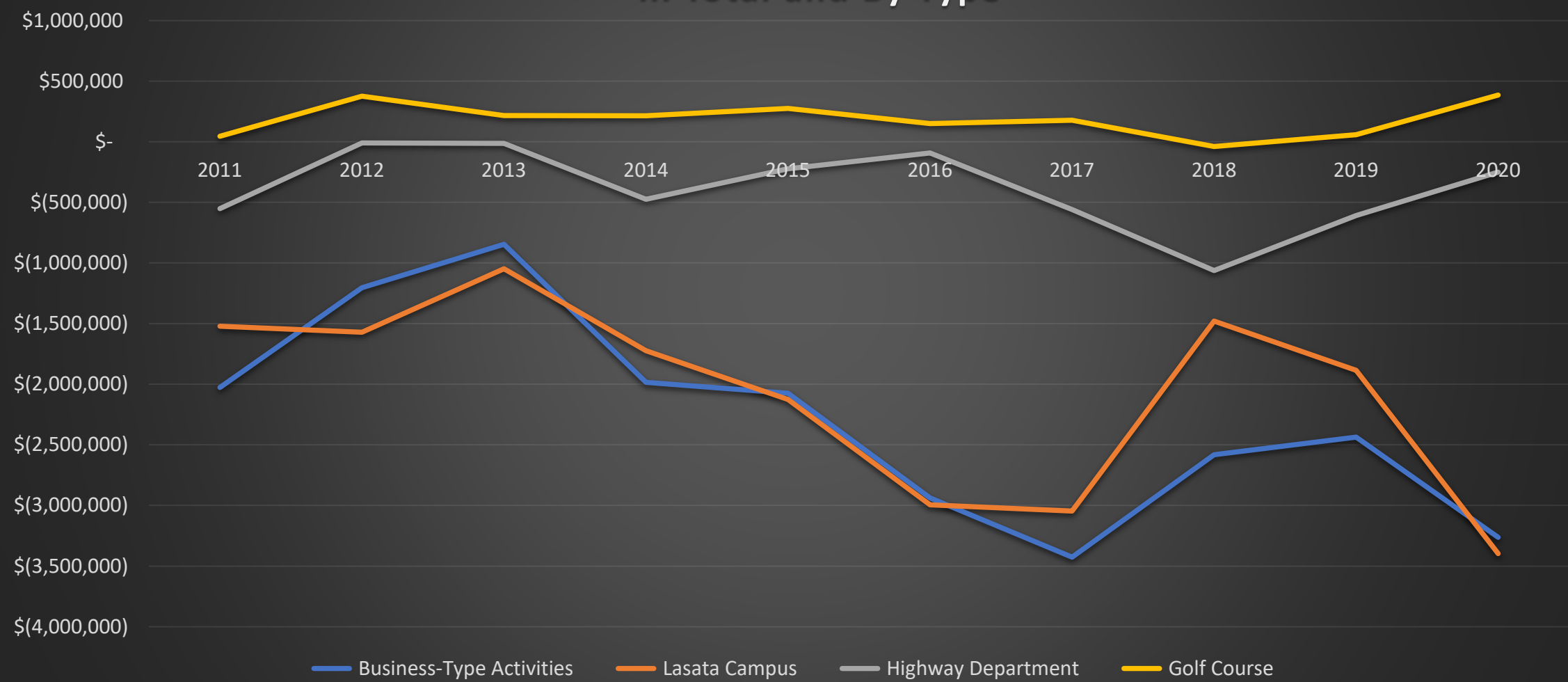
Fund Balance Policy – General Fund



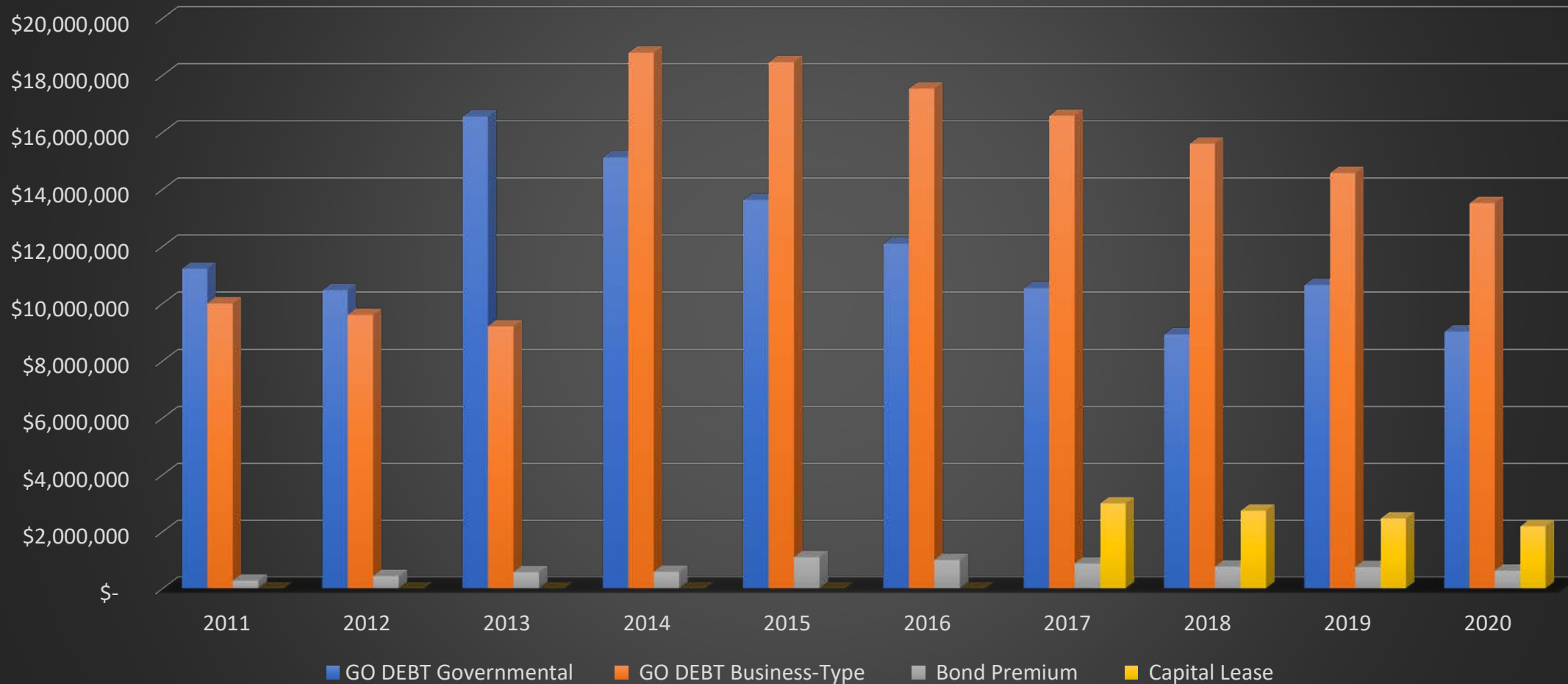
Fund Balance Policy – Combined Funds



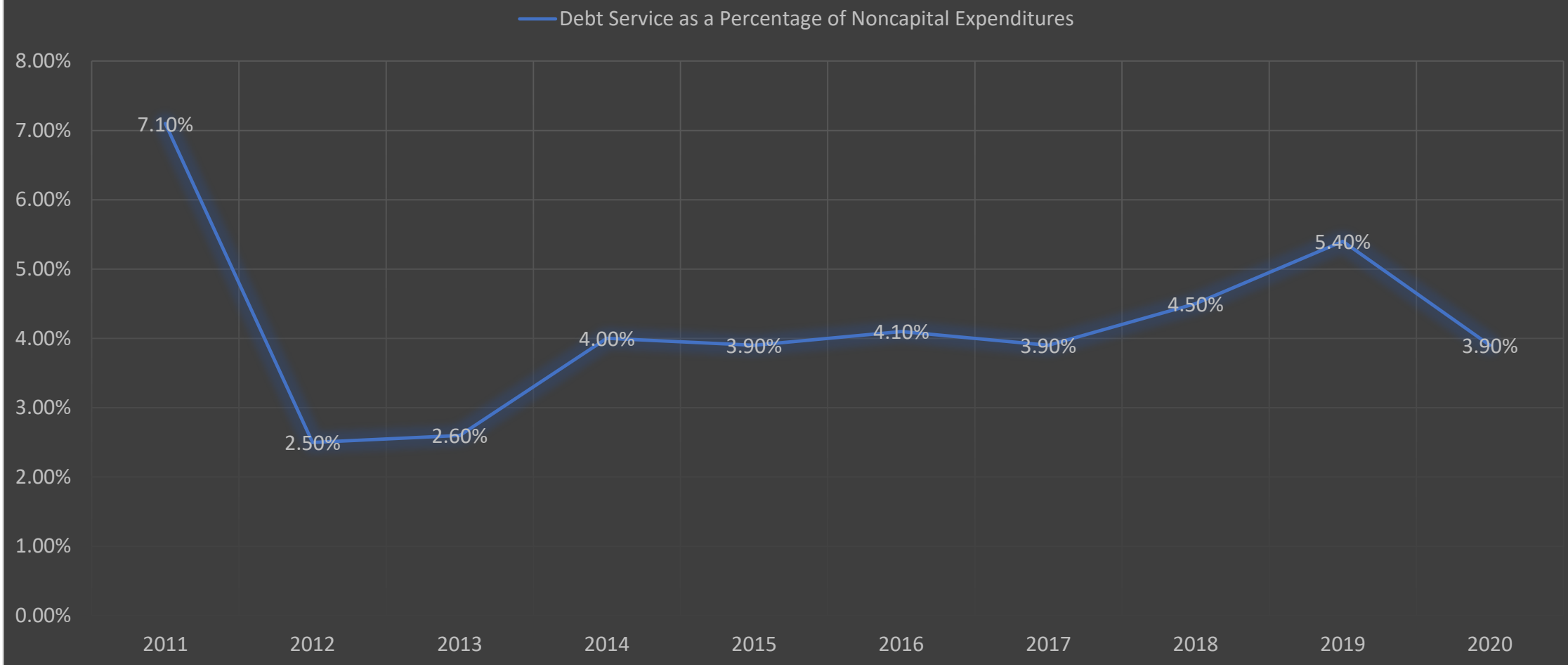
Business-Type Activities (Expenses Net of Charges for Services) in Total and By Type



Long-Term Debt



Debt Service as a Percentage of Noncapital Expenditures



Attachment: Ozaukee County Board Presentation - 12.31.20 Audit (003) (7106 : Results of

Upcoming Standards

- GASB Statement No. 87, Leases
 - December 31, 2022

Single Audit

- Federal Programs
 - 21.019 Coronovirus Relief Fund
 - 93.498 Provider Relief Fund
- State Programs
 - 435.560 and 437.3560 Base County Allocation Programs

Fraud Risk and Mitigation – Board Level



1. What is the current environment?
 - Review and assess risks of fraud by department on an annual basis.
2. What is the board's role and responsibility?
 - Tone at the top
 - Are fraud prevention and detection policies in place and regularly communicated to employees?
 - Is there a whistleblower mechanism in place?
 - How well are internal controls operating? Finance Department performing regular reviews.
 - Do you have a plan in place in case you need to investigate?

Thank You!

Questions?

Krisztina Dommer, Partner

Krisztina.Dommer@kerberrose.com

Greg Pitel, Partner

Greg.Pitel@kerberrose.com

RESOLUTION NO. 21-13

INCREASE OF REVENUE 2021 - PLANNING & PARKS

RESOLVED, by the Ozaukee County Board of Supervisors, that budgets be increased in the accounts as follows:

Department / Program

	<u>Account Number</u>	<u>Account Name</u>	<u>AMOUNT</u>	<u>AMOUNT</u>
<i>Planning & Parks</i>				
Expense	221-1-01-63315-000	Land Improvement - Clay Bluffs Cedar Gorge	\$600,000	
Revenue	221-1-01-42110-000	Fed Aid - USFS CFP - CBCGNP Acquisition		\$600,000

Dated at Port Washington, Wisconsin, this 7th day of July 2021.

SUMMARY: U.S. Forest Service Community Forest Program grant - \$600,000.

VOTE REQUIRED: Two-Thirds of Members Elect

FINANCE COMMITTEE

06/24/21

Finance Committee APPROVED

RESULT: APPROVED [UNANIMOUS]
MOVER: T. Winker, Supervisor District 1
SECONDER: T. Richart, Vice-Chairperson
AYES: P. Melotik, T. Richart, T. Winker
EXCUSED: D. Larson, J. Strom

Finance Committee
AGENDA INFORMATION SHEET

AGENDA DATE:	July 7, 2021
DEPARTMENT:	County Clerk
DIRECTOR:	Julie Winkelhorst
PREPARER:	Tyler Quaas

Agenda Summary Increase of Revenue 2021 - Planning & Parks

ATTACHMENTS:

- Planning & Parks (PDF)

Natural Resources Committee

AGENDA INFORMATION SHEET

AGENDA DATE: June 3, 2021
DEPARTMENT: Planning and Parks
DIRECTOR: Andrew Struck
PREPARER: Andrew Struck

Agenda Summary Increase of Revenue Budget Amendment for a U.S. Forest Service Community Forest Program Grant for Acquisition of Clay Bluffs Cedar Gorge Nature Preserve

BACKGROUND INFORMATION: The Ozaukee County - Planning and Parks Department has received a U.S. Forest Service (USFS) Community Forest Program (CFP) grant for the acquisition of the Clay Bluffs Cedar Gorge Nature Preserve as part of the Ozaukee County Park System.

ANALYSIS: The total grant award is \$600,000. The Ozaukee County Natural Resources Committee approved the submittal of this grant application at its January 7, 2021 meeting (Ayes: Korinek, Jobs, Holyoke, Minkel-Dumit; Excused: Ross). On July 1, 2020, the Ozaukee County Board of Supervisors passed Resolution 20-15 (ayes 20, nays 3) authorizing the acquisition of the 132 +/- acre Clay Bluffs Cedar Gorge Nature Preserve area in the Town of Grafton for inclusion in the Ozaukee County Park System. The required non-federal match will be provided by WDNR Knowles Nelson Stewardship grant funds (pending) and other private donations as a part of an overall acquisition. In addition, the \$200,000 County contribution, secured \$300,000 Phase I and \$261,000 Phase II US Fish and Wildlife Service Joint Venture Program grants, secured \$538,290 US Fish and Wildlife Service National Coastal Wetlands Conservation Program grant, an awarded \$250,000 WCMP/NOAA grant, a \$10,000 Town of Grafton contribution and additional pending funding (e.g. WDNR Knowles Nelson Stewardship (OWLT) grant and private donations) will support overall acquisition costs for the 132 +/- acre Nature Preserve.

FISCAL IMPACT:

Balance Current Year: NONE (Additional Grant Revenue - \$600,000)

Next Year's Estimated Cost: NONE

FUNDING SOURCE:

County Levy:

Non-County Levy: X

Indicate source: USFS CFP Grant and WDNR Knowles Nelson Stewardship (OWLT) grant and Private Donations

RECOMMENDED MOTION: Accept, approve and recommend to the Ozaukee County Board of Supervisors the budget amendment for the U.S. Forest Service Community Forest Program

Attachment: Planning & Parks (RES.21-13 : INC REV)

ATTACHMENTS:

- P&P_Dept_CBCGNP_USFSProjectArea5.26.21 (PDF)

NATURAL RESOURCES COMMITTEE

RESULT: **APPROVED AND FORWARDED [UNANIMOUS]Next: 6/24/2021 8:30 AM**

MOVER: R. Holyoke, Supervisor District 22

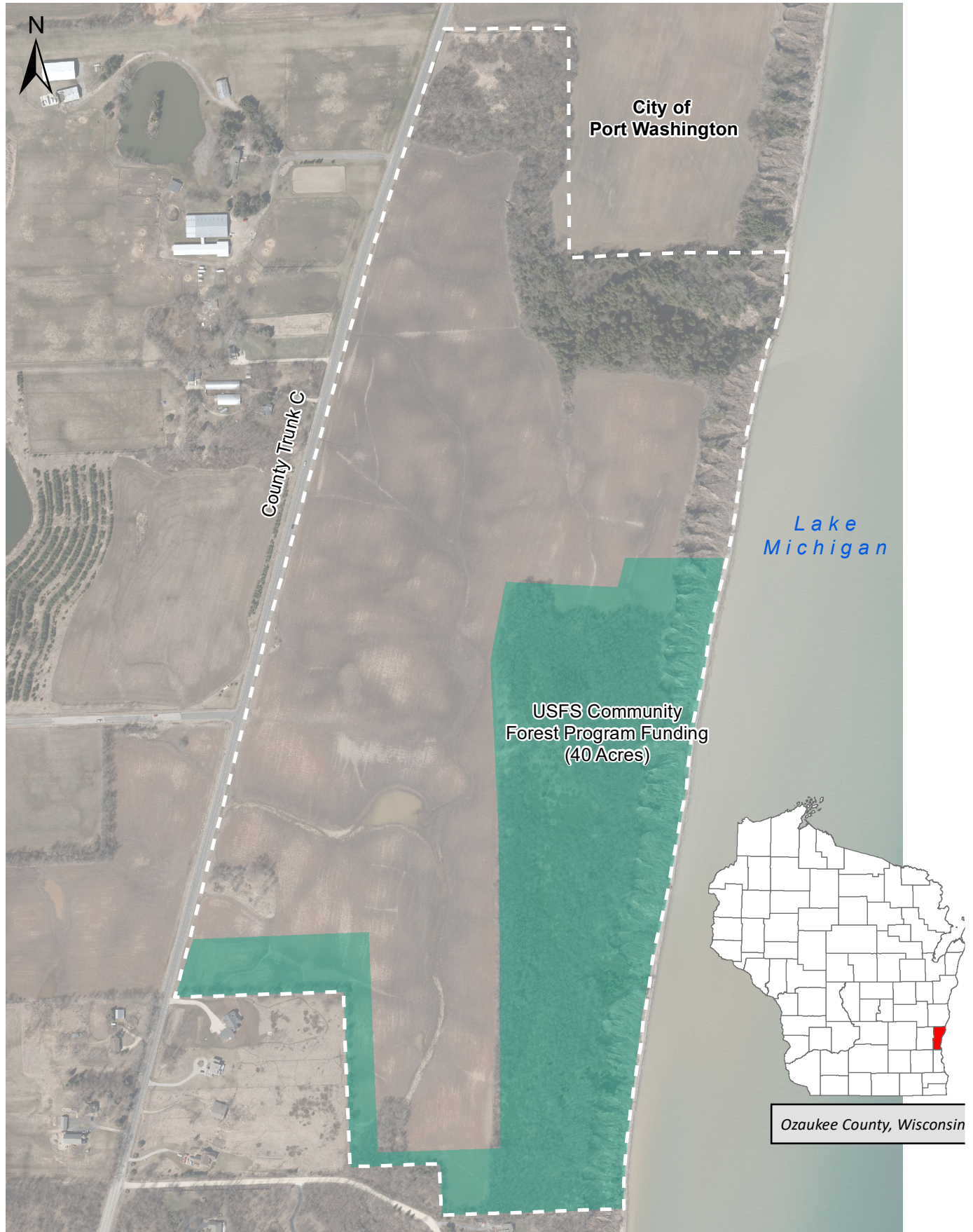
SECONDER: N. Minkel-Dumit, Supervisor District 26

AYES: D. Korinek, B. Jobs, R. Holyoke, N. Minkel-Dumit

EXCUSED: B. Ross

Clay Bluffs Cedar Gorge Nature Preserve - U.S. Forest Service Community Forest Program Grant Project Area

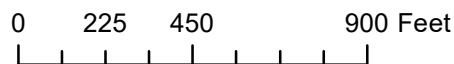
9.a



Attachment: Planning & Parks (RES.21-13 : INC REV)

Legend

- Nature Preserve +/-132 Acres
- USFS Community Forest Program (40 Acres)



Created By: Ozaukee County
May, 2021

RESOLUTION NO. 21-14

ACCEPTANCE AND IMPLEMENTATION OF THE COMMUNITY DEVELOPMENT
BLOCK GRANT - CLOSE AWARDS

WHEREAS, Federal monies were awarded in the amount of \$1,013,784.26 for building improvements at the Lasata Senior Living Campus, and \$108,000 for ADA renovations at the Hawthorne Hills Golf Course Clubhouse, and HH Peters Youth Camp under the community Development Block Grant (CDBG) program, administered by the Wisconsin Department of Administration (DOA) Division of Energy, Housing and Community Resources (DEHCR) for the purpose of the provision or improvement of public facilities (CDBG-PF CLOSE); and

WHEREAS, a public meeting and due consideration by the Health & Human Services Committee on January 26th was held and upon their recommendation, an application was submitted and subsequently awarded to Ozaukee County for the following two projects: ADA Improvements at HH Peters Youth Camp & Hawthorne Hills Golf Course and Building Improvements at the Lasata Senior Living Campus; and

WHEREAS, it is necessary for the Ozaukee County Board of Supervisors to approve the acceptance of grant awards for public expenditures requiring formal specification, public notices or bids per Sec. 59.52(29)(a).

NOW, THEREFORE, BE IT RESOLVED, that Ozaukee County Board of Supervisors does hereby accept the Community Development Block Grant - CLOSE funds for the above named projects, and authorizes the County Administrator's Office to implement the Agreements Between the State of Wisconsin Department of Administration and Ozaukee County, (CDBG CL-PF 21-57 and CDBG CL-PF 21-58) and that the County Board Chairperson is hereby authorized to sign all necessary documents on behalf of Ozaukee County to implement the Community Development Block Grant-CLOSE Agreements.

Dated at Port Washington, Wisconsin, this 7th day of July 2021.

SUMMARY: Acceptance of Community Development Block Grant - CLOSE Funds for building improvements at the Lasata Senior Living Campus and ADA renovations at HH Peters Youth Camp and Hawthorne Hills Golf Course Clubhouse.

VOTE REQUIRED: Majority

HUMAN SERVICES BOARD

06/22/21

Health and Human Services Committee

APPROVED

RESULT:	APPROVED [UNANIMOUS]
MOVER:	D. Clark, Vice-Chairperson
SECONDER:	A. Read, Supervisor District 25
AYES:	Geracie, Clark, Read, Bangalore, Sigurdson, Oberneder
EXCUSED:	D. Irish, S. Rishel

Health and Human Services Committee

AGENDA INFORMATION SHEET

AGENDA DATE:	July 7, 2021
DEPARTMENT:	Administrator
DIRECTOR:	Jason Dzwinel
PREPARER:	Jason Wittek

Agenda Summary Acceptance and Implementation of the Community Development Block Grant - CLOSE Awards

BACKGROUND INFORMATION: The County Board authorized the Human Services Board to approve and submit an application for CDBG-CLOSE funds by Resolution 20-66 on January 6, 2021, which the Human Services Board approved submittal of the application on January 26, 2021. Ozaukee County was subsequently awarded \$1,013,784.26 for building improvements at the Lasata Senior Living Campus, and \$108,000 for ADA improvements at Hawthorne Hills Golf Course and HH Peters Youth Camp.

ANALYSIS: County policy requires the acceptance of the grant award by the County Board. This resolution would authorize the acceptance of the \$1,013,784.26 and \$108,000 in grant funds.

FISCAL IMPACT:

Balance Current Year: \$1,013,784.26 and \$108,000

FUNDING SOURCE:

County Levy: \$0

Non-County Levy: \$1,013,784.26 and \$108,000 Indicate source: CDBG-CLOSE

RECOMMENDED MOTION:

RESOLUTION NO. 21-15

ACCEPTANCE AND IMPLEMENTATION OF THE COMMUNITY DEVELOPMENT
BLOCK GRANT - CORONAVIRUS FOR THE ACQUISITION, CONSTRUCTION, AND
OPERATION OF AN EMERGENCY HOMELESS SHELTER

WHEREAS, Federal monies were awarded in the amount of \$1,785,000 for an Emergency Homeless Shelter under the Community Development Block Grant - Coronavirus (CDBG-CV) program, administered by the Wisconsin Department of Administration (DOA) Division of Energy, Housing and Community Resources (DEHCR) for the purpose of the provision or improvement of public facilities (CDBG-CV); and

WHEREAS, a public meeting and due consideration by the Human Services Board on February 23rd, was held and upon their recommendation a grant application was submitted to the DOA, and subsequently awarded to Ozaukee County, for the following project: Emergency Homeless Shelter; and

WHEREAS, Family Promise of Ozaukee County, the County's project partner, will acquire, construct, and operate the Emergency Homeless Shelter in Ozaukee County; and

WHEREAS, Ozaukee County is required to have a subgrantee agreement in place to allow Family Promise of Ozaukee County to implement the planned Emergency Homeless Shelter; and

WHEREAS, Family Promise of Ozaukee County has selected a site at 1505 Sunset Road, in Port Washington and is prepared to make an offer to purchase to acquire the site and building with the federal monies awarded to the County after the execution of the subgrantee agreement; and

WHEREAS, the site at 1505 Sunset Road in Port Washington will be acquired by Family Promise of Ozaukee County voluntarily from the property owners; and

WHEREAS, Ozaukee County is required to submit a Notice of Acquisition/Relocation to DECHR, ensure a Letter of Intent to Purchase and Acquisition and Relocation Rights brochure, and Fair Market Value Determination is provided to the property owner.

NOW, THEREFORE, BE IT RESOLVED, that the Ozaukee County Board of Supervisors does hereby accept the Community Development Block Grant - Coronavirus award, and authorizes the County Administrator's Office to implement the Agreement Between the State of Wisconsin Department of Administration and Ozaukee County (CDBG CV 21-19); and

BE IT FURTHER RESOLVED, that the County Administrators Office is authorized to prepare the subgrantee agreement with Family Promise of Ozaukee County, and does hereby authorize the County Board Chairperson to sign all necessary grant documents and subgrantee agreement on behalf of Ozaukee County with the approval of the Human Services Board; and

BE IT FURTHER RESOLVED, upon execution of the subgrantee agreement, authorizes Family Promise of Ozaukee County to initiate and proceed with negotiations for the voluntary acquisition of the property at 1505 Sunset Road in Port Washington and execute a purchase agreement and title transfer of the property for a purchase price not to exceed \$430,000.

Dated at Port Washington, Wisconsin, this 7th day of July 2021.

SUMMARY: Acceptance of the Community Development Block - Coronavirus grant for the acquisition, construction, and operation of an Emergency Homeless Shelter.

VOTE REQUIRED: Majority

HUMAN SERVICES BOARD

06/22/21

Health and Human Services Committee

APPROVED

RESULT:	APPROVED [UNANIMOUS]
MOVER:	D. Clark, Vice-Chairperson
SECONDER:	Chuck Sigurdson, Board Member
AYES:	Geracie, Clark, Read, Bangalore, Sigurdson, Oberneder
EXCUSED:	D. Irish, S. Rishel

Health and Human Services Committee

AGENDA INFORMATION SHEET

AGENDA DATE:	July 7, 2021
DEPARTMENT:	Administrator
DIRECTOR:	Jason Dzwinel
PREPARER:	Jason Wittek

Agenda Summary Acceptance and Implementation of the Community Development Block Grant - Coronavirus for the Acquisition, Construction, and Operation of an Emergency Homeless Shelter

BACKGROUND INFORMATION: The County Board authorized the Human Services Board to approve and submit an application for CDBG-Coronavirus by Resolution 20-70 on February 3, 2021, which the Human Services Board approved submittal of on February 26, 2021. Ozaukee County was subsequently awarded \$1,785,000 to implement an emergency homeless shelter with our project partner, Family Promise of Ozaukee County. The grant award is for acquisition, construction, and operations of an Emergency Homeless Shelter in Ozaukee County.

ANALYSIS: County policy requires the acceptance of the grant award by the County Board. This resolution would authorize the acceptance of the \$1,785,000 in grant funds, and authorize the County Administrator's Office to implement the grant, and prepare the subgrantee agreement with Family Promise of Ozaukee County, and authorize Family Promise to acquire the property at 1505 Sunset Road in Port Washington for a purchase price not to exceed \$430,000.

The County Administrator's Office has been working with attorney's from Von Briesen through the Wisconsin County's Association to ensure that the County's liability is safeguarded through the subgrantee agreement.

The subgrantee agreement will detail all aspects of grant administration and facility operations. Including terms on:

- Administering and documenting the CBDG Grant and adherence to the project budget
- Staffing - requiring Family Promise to provide all personnel
- Reporting and Performance Monitoring:
 - Grant financial reporting requirements
 - Operational and ongoing financial reporting
 - Annual audit requirements

- Insurance and Bonding requirements
- A requirement to operate the facility as a homeless shelter for a period of 15 years following the initial grant period of 7 years
 - Codified via a deed covenant
 - Deed covenant would revert ownership back to the county if the facility is not operated as a homeless shelter for the 15 years following the initial grant period.

There is some risk to the county due to the CDBG grant requirement that the facility remain operational, as a homeless shelter, for the 7 year grant period. This risk is viewed to be minimal because Family Promise has provided services to county residents for some time and they have expended approximately \$15,000 per month to house homeless individuals in the Chalet Hotel in the City of Mequon.

To mitigate that risk the subgrantee agreement will consider the establishment of an escrow account to fund the operation of the shelter for a defined time-period to allow for the county to continue to operate the shelter, engage a new organization to operate the facility or sell the facility returning the funds to the State of Wisconsin. The current operational budget is estimated to be \$325,000 and a limited operation budget would total approximately \$92,000.

FISCAL IMPACT:

Balance Current Year: \$1,785,000

FUNDING SOURCE:

County Levy: \$0

Non-County Levy: \$1,785,000

Indicate source: Community Development Block Grant - Coronavirus (CDBG-CV)

RECOMMENDED MOTION:

RESOLUTION NO. 21-16

APPROVE THE SALE OF OZAUKEE COUNTY LAND ABUTTING I-43, PORTION OF
TAX KEY #06-032-11-005.00 AND TAX KEY #06-020-11-004.00

WHEREAS, the Wisconsin Department of Transportation (WisDOT) is designing an I-43 Expansion Project (ID 1229-04-23) between Silver Spring Drive and STH 60; and

WHEREAS, Ozaukee County operates and improves a system of county highways and park & ride lots; and

WHEREAS, Ozaukee County owns land adjacent to I-43; and

WHEREAS, WisDOT has deemed that certain land adjacent to I-43 owned by Ozaukee County, including a portion of a County park & ride lot, is necessary for the I-43 Expansion Project (ID 1229-04-23); and

WHEREAS, WisDOT has requested purchase of the land pursuant to Wisconsin State Statute 84.09(1); and

WHEREAS, WisDOT has offered \$9,900 for two parcels (\$4,400 for Parcel 32 - CTH C Park & Ride parcel & \$5,500 for Parcel 88 - Falls Road Parcel); and

WHEREAS, the net proceeds, following reimbursement of costs associated with selling the parcel, would remain in the Highway Enterprise 601 fund for Highway use.

NOW, THEREFORE, BE IT RESOLVED, that the Ozaukee County Board of Supervisors authorize the County Board Chairperson and County Clerk to sell Parcel 32 & Parcel 88 of WisDOT ID 1229-04-23, as described in the Agreements for \$9,900.

Dated at Port Washington, Wisconsin, this 7th day of July 2021.

SUMMARY: Sale of County Land for I-43 Expansion.

VOTE REQUIRED: Majority

PUBLIC WORKS COMMITTEE

06/17/21

Public Works Committee

APPROVED

RESULT:	APPROVED [UNANIMOUS]
MOVER:	J. Haas, Supervisor District 2
SECONDER:	D. Henrichs, Supervisor District 23
AYES:	M. Wolf, J. Haas, D. Henrichs
EXCUSED:	T. Grabow, P. Marchese

Public Works Committee
AGENDA INFORMATION SHEET

AGENDA DATE:	July 7, 2021
DEPARTMENT:	Highway
DIRECTOR:	Jon Edgren
PREPARER:	Jon Edgren

Agenda Summary Approve the Sale of Ozaukee County Land Abutting I-43, Portion of Tax Key #06-032-11-005.00 and Tax Key #06-020-11-004.00

BACKGROUND INFORMATION: The Wisconsin Department of Transportation (WisDOT) is in process of design to expand I-43 from 4-lanes to 6-lanes from Silver Spring Road to STH 60.

As part of the project, WisDOT is acquiring right-of-way (ROW) along I-43 to enable the widening project and some temporary grading limits. (See attached maps and agreements for further details.)

ANALYSIS: Ozaukee County doesn't lose any functionality of the CTH C Park & Ride by selling land as detailed on Parcel 32 and there isn't any functional loss selling Parcel 88.

Based upon discussions with other Counties, staff has developed a resolution for the sale of the property. (Attached)

FISCAL IMPACT: N/A

FUNDING SOURCE: N/A

RECOMMENDED MOTION: Approve the resolution to sell land to WisDOT as requested pending Corporation Counsel review, and forward the resolution to the County Board for final approval.

ATTACHMENTS:

- I-43 Exp - Oz Cty ROW Acq (PDF)



Parcel 32
CTH C Park & Ride
ROW Acquisition
+/-0.5 Acres

Attachment: I-43 Exp - Oz Cty ROW Acq (RES.21-16 : I-43 ROW Acquisition)

Legend

Tax Parcel	CSM	US Highway	Town/Public Road
Gap	Cemetery Plat	State Highway	Railroad Centerline
Overlap	Condominium Plat	County Road	
Historical Parcel Lines	Subdivision Plat	Ramp	
Assessors Plat	Plat of Survey	Private Road	

Product of the LAND INFORMATION OFFICE

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DISCLAIMER: This map is not a substitute for an actual field survey or other professional engineering or surveying work. The accuracy of this map is limited to the quality of the records from which it was assembled.





Attachment: I-43 Exp - Oz Cty ROW Acq (RES.21-16 : I-43 ROW Acquisition)

Parcel 88
Falls Road Parcel
ROW Acquisition
+/-0.2 Acres

Legend

	Tax Parcel		CSM		US Highway		Town/Public Road
	Gap		Cemetery Plat		State Highway		Railroad Centerline
	Overlap		Condominium Plat		County Road		
	Historical Parcel Lines		Subdivision Plat		Ramp		
	Assessors Plat		Plat of Survey		Private Road		

Product of the LAND INFORMATION OFFICE

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mi

DISCLAIMER: This map is not a substitute for an actual field survey or other professional survey. The accuracy of this map is limited to the quality of the records from which it was assembled.



Packet Pg. 35

WisDOT Division of Transportation
System Development
 Southeast Region
 141 NW Barstow Street
 PO Box 798
 Waukesha WI 53187-0798

Governor Tony Evers
Secretary Craig Thompson
wisconsindot.gov
 Telephone: (262) 548-5903
 FAX: (262) 548-5888
 Email: ser.dtsd@dot.wi.gov



May 6, 2021

CERTIFIED MAIL
 7018 1830 0001 1165 2844

OZAUKEE COUNTY
 121 W. MAIN STREET
 ATTN JON EDGREN
 PORT WASHINGTON, WI 53074

Reference: Initiation of Negotiations-AS
 Project ID: 1229-04-23, Parcel No. 32
 I-43 NORTH SOUTH FREEWAY
 IH - 043, Ozaukee County

Dear OZAUKEE COUNTY:

As you may know, the Wisconsin Department of Transportation (WisDOT) is planning a highway safety project in your area. This project will affect your property and I look forward to working with you to answer your questions.

In compliance with Wisconsin statutes and federal regulations, I am writing to initiate negotiations to acquire property and/or property interests needed for the above highway project.

To explain the process, I ask you to review the following documents:

- Legal description of the land and/or interest(s) needed for the project
- Names of neighboring landowners affected by the project
- Appraisal Guidelines and Agreement
- Appraisal Report
- Agreement for Purchase and Sale of Real Estate
- Internal Revenue Service Form W-9.
- "The Rights of Landowners Under Wisconsin Eminent Domain Law" pamphlet

Allocation	Description	Size	Unit	Per Unit	Value (\$)
Land		0.458	Acres	\$9,000.00	\$4,122.00
Temporary Limited Easement (TLE)		0.105	Acres	\$1,647.62	\$173.00
Appraiser Rounding					\$5.00
Site Improvements	wooden sign post				\$100.00

Total Allocation \$4,400.00

If you agree with the values in the appraisal report, please sign the enclosed Agreement for Purchase and Sale of Real Estate and complete the enclosed W-9 form. The W-9 form is required by the IRS for any sale of real estate valued at \$600 or more. If more than one owner, unless husband and wife at the time of the conveyance, each should submit a W-9. If husband and wife, please circle the name of the spouse whose social security number is

Attachment: I-43 Exp - Oz Cty ROW Acq (RES.21-16 : I-43 ROW Acquisition)

provided. If exempt, the seller must provide an exemption form. Failure to complete a W-9, or to provide false information, risks a fine by the IRS.

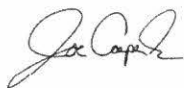
Return both documents in the enclosed envelope for final review and approval. Once WisDOT is satisfied that the negotiations are complete, we will send you a fully executed (signed) copy of the agreement and I will contact you to arrange for payment and closing. Please note that your signature alone on the Agreement for Purchase and Sale of Real Estate is not sufficient to result in an enforceable contract for the purchase of the needed property.

If you are not satisfied with the compensation offered for your property, you have 60 days and no later than **July 8, 2021** to obtain a second appraisal from a qualified appraiser of your choice. Please see the enclosed Appraisal Guidelines and Agreement document for requirements for reimbursement of another appraisal. If your appraisal report is submitted to my office after the 60-day statutory date, the department may consider it for negotiation purposes, but it will not be eligible for reimbursement.

I want you to be satisfied that the Wisconsin Department of Transportation treated you fairly, we answered your questions, addressed your concerns, and fully considered your property and property interests. I am happy to provide any additional information requested, if available, or discuss any additional concerns. Please contact me at 262-521-5123.

Thank you for your part in contributing to safer Wisconsin roadways.

Sincerely,



Joseph Casper
Real Estate Specialist

Enclosures

Attachment: I-43 Exp - Oz Cty ROW Acq (RES.21-16 : I-43 ROW Acquisition)

AGREEMENT FOR PURCHASE AND SALE OF REAL ESTATE - SHORT FORM

Wisconsin Department of Transportation
RE1895 10/2018

THIS AGREEMENT, made and entered into by and between Ozaukee County, hereinafter called Seller, and the Wisconsin Department of Transportation. If accepted, this offer can create a legally enforceable contract. Both parties should read this document carefully and understand it before signing.

Seller and the Wisconsin Department of Transportation agree that the Wisconsin Department of Transportation is purchasing this property for highway or other transportation related purposes, within the meaning of Chapter 84 of the Wisconsin Statutes.

Seller warrants and represents to the Wisconsin Department of Transportation that Seller has no notice or knowledge of any of the following:

- 1) Planned or commenced public improvements which may result in special assessments which would otherwise materially affect the property, other than the planned transportation facility for which the Wisconsin Department of Transportation is purchasing this property;
- 2) Government agency or court order requiring repair, alteration, or correction of any existing condition;
- 3) Shoreland or special land use regulations affecting the property; and,
- 4) Underground storage tanks and the presence of any dangerous or toxic materials or conditions affecting the property.

DESCRIPTION: The Seller agrees to sell and the Wisconsin Department of Transportation agrees to buy, upon the terms and conditions hereinafter named, the following described real estate situated in Ozaukee County, Wisconsin:

Legal description is attached hereto and made a part hereof by reference.

The purchase price of said real estate shall be the sum of Four Thousand Four Hundred and 0/100 Dollars, (\$4,400.00) payable in full by check at closing.

General taxes shall be prorated at the time of closing based on the net general taxes for the current year, if known, otherwise on the net general taxes for the preceding year.

Seller shall, upon payment of purchase price, convey the property by warranty deed or other conveyance provided herein, free and clear of all liens and encumbrances, including special assessments, except recorded public utility easements and recorded restrictions on use running with the land or created by lawfully enacted zoning ordinances and None, provided none of the foregoing prohibit present use.

Legal possession of premises shall be delivered to the Wisconsin Department of Transportation on the date of closing.

Physical occupancy of property shall be given to the Wisconsin Department of Transportation on the date of closing. Seller may not occupy property after closing unless a separate lease agreement is entered into between the Wisconsin Department of Transportation and Seller.

SPECIAL CONDITIONS: None

This agreement is binding upon acceptance by the Wisconsin Department of Transportation as evidenced by the signature of an authorized representative of the Wisconsin Department of Transportation. If this agreement is not accepted by the Wisconsin Department of Transportation within 30 days after Seller's signature, this agreement shall be null and void.

This transaction is to be closed at the office of TDB on or before TDB or at such other time and place as may be agreed to in writing by the Seller and the Wisconsin Department of Transportation.

No representations other than those expressed here, either oral or written, are part of this sale.



This instrument was drafted by
Wisconsin Department of Transportation

Project ID 1229-04-23

Parcel No.
32
Page 1 of 2

Packet Pg. 38

Attachment: I-43 Exp - Oz Cty ROW Acq (RES.21-16 : I-43 ROW Acquisition)

Seller and the Wisconsin Department of Transportation agree to act in good faith and use diligence in completing the terms of this agreement. This agreement binds and inures to the benefit of the parties to this agreement and their successors in interest, assigns, personal representatives, heirs, executors, trustees, and administrators.

Seller Signature Date

Ozaukee County

Print Name

Seller Signature Date

Print Name

Seller Signature Date

Print Name

Seller Signature Date

Print Name

The above agreement is accepted.

Signature Date

Print Name

Title

Must be signed by administrator or an authorized representative of the Wisconsin Department of Transportation.

Attachment: I-43 Exp - Oz Cty ROW Acq (RES.21-16 : I-43 ROW Acquisition)

Project ID
1229-04-23

Parcel No.
32

LEGAL DESCRIPTION OF ACQUISITION

Fee Title in and to the following tract of land in the Town of Grafton, Ozaukee County, State of Wisconsin, described as:

Being that part of the Southwest 1/4 of the Southwest 1/4 of Section 32, Town 10 North, Range 22 East, described as follows:

Commencing at the Southeast corner of the Southwest 1/4 of said Section 32, thence South 89°23'41" West along the south line of said Southwest 1/4, 1426.80 feet; thence North 00°36'19" West, 80.00 feet to the intersection of the north line of W. Pioneer Road and the east line of I-43; thence North 36°04'40" West along the east line of I-43, 63.80 feet to the point of beginning; thence continuing along said east line, North 36°04'40" West, 22.15 feet; thence North 15°36'18" West along said east line, 565.54 feet to the owners north line; thence North 89°25'27" East along said north line, 61.60 feet; thence South 12°28'33" East, 30.94 feet; thence South 07°04'16" East, 204.99 feet; thence South 58°48'28" West, 10.00 feet; thence South 25°34'12" East, 128.61 feet; thence South 09°01'31" East, 109.44 feet; thence South 04°18'04" East, 100.59 feet to the place of beginning.

This parcel contains **0.458 acres**, more or less.

Also, a **Temporary Limited Easement** for the right to construct cut and/or fill slopes and construct a driveway, including for such purpose the right to operate the necessary equipment thereon and the right of ingress and egress as long as required for such public purpose, including the right to preserve, protect, remove, or plant thereon any vegetation that the highway authorities may deem necessary or desirable, in and to the following tract of land in the Town of Grafton, Ozaukee County, State of Wisconsin, described as:

Being that part of the Southwest 1/4 and the Southwest 1/4 of the Southwest 1/4 of Section 32, Town 10 North, Range 22 East, described as follows:

Commencing at the Southeast corner of the Southwest 1/4 of said Section 32, thence South 89°23'41" West along the south line of said Southwest 1/4, 1426.80 feet; thence North 00°36'19" West, 80.00 feet to the intersection of the north line of W. Pioneer Road and the east line of I-43 also the point of beginning; thence North 36°04'40" West along the east line of I-43, 24.56 feet; thence North 89°23'41" East, 198.88 feet to the owners east line; thence South 00°49'13" East along said east line, 20.00 feet to a point on the north line of W. Pioneer Road; thence South 89°23'41" West, 184.70 feet along said north line to the point of beginning.

This portion contains **0.088 acres**, more or less.

Attachment: I-43 Exp - Oz Cty ROW Acq (RES.21-16 : I-43 ROW Acquisition)

LEGAL DESCRIPTION OF ACQUISITION, *CONTINUED*

Also, commencing at the Southeast corner of the Southwest 1/4 of said Section 32, thence South 89°23'41" West along the south line of said Southwest 1/4, 1426.80 feet; thence North 00°36'19" West, 80.00 feet to the intersection of the north line of W. Pioneer Road and the east line of I-43; thence North 36°04'40" West along the east line of I-43, 50.51 feet to the point of beginning; thence North 36°04'40" West along said east line, 13.29 feet; thence North 04°18'04" West, 100.59 feet; thence North 85°41'56" East, 7.00 feet; thence South 04°18'04" East, 111.89 feet to the point of beginning.

This portion contains **0.017 acres**, more or less.

This parcel contains **0.105 acres**, more or less.

The above temporary limited easement is to terminate upon the completion of this project or on the day the highway is open to the traveling public, whichever is later.

Attachment: I-43 Exp - Oz Cty ROW Acq (RES.21-16 : I-43 ROW Acquisition)

WARRANTY DEED

Wisconsin Department of Transportation
Exempt from fee [s. 77.25(2r) Wis. Stats.]
RE1560 05/2020

THIS DEED, made by **Ozaukee County, a Subdivision of the State of Wisconsin** GRANTOR, conveys and warrants the property described below to the **Wisconsin Department of Transportation**, GRANTEE, for the sum of **Four Thousand Four Hundred and 00/100 Dollars (\$4,400.00)**.

Any person named in this deed may make an appeal from the amount of compensation within six months after the date of recording of this deed as set forth in s. 32.05(2a) Wisconsin Statutes. For the purpose of any such appeal, the amount of compensation stated on the deed shall be treated as the award, and the date the deed is recorded shall be treated as the date of taking and the date of evaluation.

Other persons having an interest of record in the property: **von Briesen & Roper**

This is not homestead property.

LEGAL DESCRIPTION IS ATTACHED AND MADE A PART OF THIS DOCUMENT BY REFERENCE.

This space is reserved for recording data

Return to
Wisconsin Department of Transportation
WisDOT SE Region 141 NW Barstow Street
Waukesha, WI 53187-0798

Parcel Identification Number/Tax Key Number
06-032-11-005-00

Signature _____ Date _____

Ozaukee County
Print Name _____

Signature _____ Date _____

Print Name _____

Signature _____ Date _____

Print Name _____

Signature _____ Date _____

Print Name _____

Date _____

State of Wisconsin

Ozaukee _____ County) ss.)

On the above date, this instrument was acknowledged before me by the named person(s).

The signer was: _____ Physically in my presence. OR

_____ In my presence involving the use of communication technology.

Signature, Notary Public, State of Wisconsin

Print Name, Notary Public, State of Wisconsin

Date Commission Expires _____



0 1 8 6 8 0 0 9

Project ID
1229-04-23

This instrument was drafted by
Wisconsin Department of Transportation

LEGAL DESCRIPTION OF ACQUISITION

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Attachment: I-43 Exp - Oz Cty ROW Acq (RES.21-16 : I-43 ROW Acquisition)

LEGAL DESCRIPTION OF ACQUISITION, *CONTINUED*

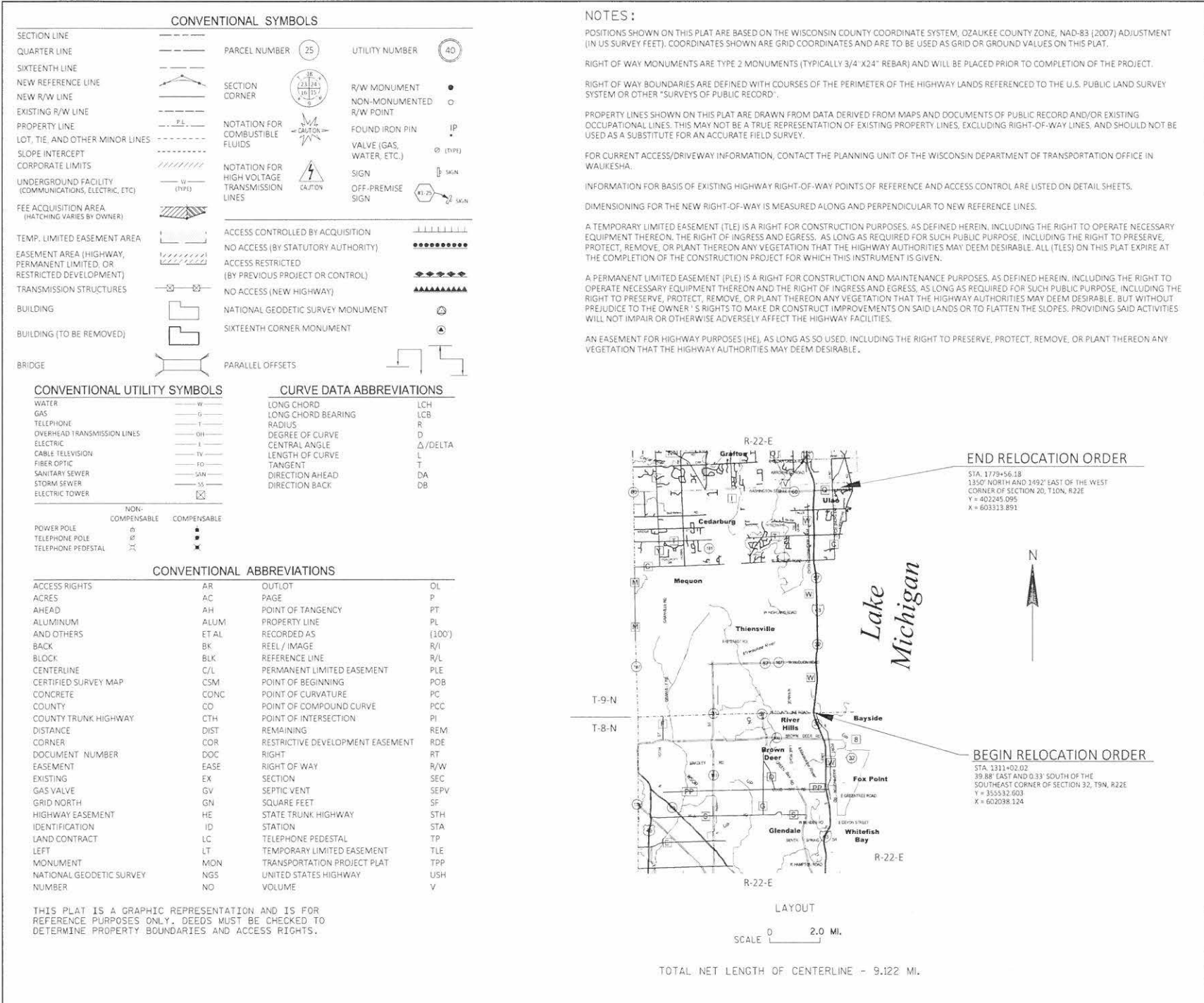
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SCHEDULE OF LANDS & INTERESTS REQUIRED

OWNER'S NAMES ARE SHOWN FOR REFERENCE PURPOSES ONLY AND ARE SUBJECT TO CHANGE PRIOR TO THE TRANSFER OF LAND INTERESTS TO THE DEPARTMENT.

* DENOTES AREAS COMPUTED

4

4

PARCEL NUMBER	SHEET NUMBER	*OWNER	INTEREST REQUIRED	R/W ACRE(S) REQUIRED (ACRES)				TLE AREA	PLE AREA	PARCEL NUMBER
				NEW	EXISTING	TOTAL	HE			
1	4.07	JAMES A VITUCCI	FEE, TLE	0.010		0.010		0.020		1
2	4.07	CHRISTOPHER J DUNLOP	TLE					0.008		2
3	4.07	MICHAEL T. TROTNOW	TLE					0.012		3
4	4.09	GEORGE E LEDERER	FEE,	0.028		0.028				4
5	4.09	THEODORE A CLAUSING	FEE	0.080		0.080				5
6	4.09	AMIR YAVOR	FEE, TLE	0.035		0.035		0.010		6
7	4.09	TEISUTIS MIKALUSKAS & ALINA MIKALUSKIENE	FEE	0.047		0.047				7
8	4.09	SCOTT A. NEHRING	FEE	0.117		0.117				8
9	4.09	JLT INVESTMENTS LLC	FEE, TLE	0.067		0.067		0.071		9
10(3)	4.09	CITY OF MEQUON	TLE					0.142		10
11	4.12	JESSICA DICKSON	FEE	0.059		0.059				11
12	4.26	EAST MEQUON IVA LLC	FEE, TLE	0.015		0.015		0.120		12
13	4.26	MAJOR PHARMACEUTICALS, LLC	FEE, TLE	0.034		0.034		0.069		13
14	4.26	EAST MEQUON III LLC	FEE, TLE	0.024		0.024		0.066		14
15(3)	4.27 - 4.29	MEQUON WI SENIOR PROPERTY, LLC	FEE, TLE	2.265		2.265		0.234		15
16	4.29	G-H PARTNERSHIP	FEE, TLE	0.156		0.156		0.037		16
17	4.29, 4.31	MISSING LINKS 1 LLC & MISSING LINKS 2 LLC	FEE, PLE	0.015		0.015			0.021	17
18(2)	4.28, 4.31, 4.33, 4.35, 4.40	UNION PACIFIC RAILROAD CO.	HE, TLE				1.431	0.457		18
19(2)	4.30	CONCORDIA UNIVERSITY WISCONSIN FOUNDATION INC	FEE, TLE	0.502	0.159	0.661		0.043		19
20(2)	4.30, 4.31	CONCORDIA UNIVERSITY WISCONSIN INC	FEE, PLE, TLE	0.143		0.143		0.072	0.030	20
21	4.32	LEDERER LIVING, SOLE TRUST ET AL	FEE, PLE	0.041		0.041			0.018	21
22	4.33	JAMES H HOFFMAN	FEE	0.363		0.363				22
23	4.08	CITY OF MEQUON	TLE					0.056		23
24	4.33	RAYMOND J CLAUSING MARY B CLAUSING	FEE	0.129		0.129				24
25	4.33	AUDREY L KRAMSKY JOELY ANN STRASESKI	FEE	0.201		0.201				25
26	4.34	CHRIST CHURCH LUTHERAN CHURCH IN AMERICA	FEE	0.180		0.180				26
27(2)	4.37	ALOYS W HOSPEL	FEE	0.446		0.446				27
28(2)	4.37	Alloys W. Hospel and Rita M Hospel, Husband and Wife	FEE	0.521		0.521				28
29(3)	4.37 - 4.39	MARK B MALETZKE	FEE	2.443		2.443				29
30	4.40	SUZANNE HUPY HERBERT C SPENNER, et al	FEE	0.272	0.350	0.622				30
31	4.40	RAPHAEL L BRUNETTE RAYMOND A BRUNETTE	FEE	0.278		0.278				31
32(3)	4.40, 4.41	OZAUKEE COUNTY	FEE, TLE	0.458		0.458		0.105		32
33	4.41, 4.42	RMML LLC	FEE	1.507		1.507				33
34	4.39	WALIA INVESTMENTS INC	FEE, TLE	0.003		0.003		0.012		34
35	4.39, 4.41	PIONEER PARTNERSHIP	FEE, TLE	0.132		0.132		0.028		35
36	4.41, 4.42	MARKO J MUSICH JANE HAMILTON	FEE, TLE	0.641		0.641		0.184		36
37	4.44	NEAL MACIEJEWSKI	FEE	0.020		0.020				37
38	4.45	OZAUKEE CONGREGATIONAL CHURCH INC	FEE	0.013		0.013				38
39	4.45, 4.46	RONALD R YOKES AND ETHEL T YOKES	TLE					0.130		39
40(2)	4.44	LAKEFIELD HOLDINGS LLC	PLE						0.014	40
41(2)	4.45, 4.46	GERALDINE E YENCH REVOCABLE TRUST AND DARICE YENCH	FEE, TLE	0.237		0.237		0.126		41
42	4.46	GREGORY M WEGNER	TLE					0.032		42
43	4.46	GREGORY M WEGNER AND HEIDI A WEGNER	TLE					0.037		43
44	4.46	ROLLAND E ROEBUCK	TLE					0.049		44
45(3)	4.46	JAMES M OHM	FEE	0.119		0.119				45
46	4.47, 4.48	HEP LLC	FEE	0.956		0.956				46
47	4.48, 4.49	CORNERSTONE CHURCH OF OZAUKEE COUNTY INC	FEE	0.226		0.226				47
48(2)	4.47, 4.48	KEVIN KOLES AND ANN KOLES	FEE, TLE	0.999		0.999		0.215		48
49	4.49, 4.50	EDWARD R KINSFOGEL & LOIS A KINSFOGEL REVOCABLE TRUST	FEE, TLE	0.245	0.024	0.269		0.094		49
50(3)	4.50	SCHNEIDER CO LLC, THE	FEE, TLE	0.037		0.037		0.055		50
51(3)	4.51	MEIJER STORES LIMITED PARTNERSHIP	FEE, TLE	0.154		0.154		0.172		51
52	4.52	RYAN COMPANIES, US, INC ET AL	FEE, TLE	0.025		0.025		0.034		52
53	4.52	HOME DEPOT U.S.A. INC	FEE	0.144		0.144				53
54(3)	4.52	DAYTON HUDSON CORP	FEE	0.314		0.314				54
55(3)	4.50	GRAIG J CASSEL AND JOHN G CASSEL	FEE, TLE	0.246		0.246		0.036		55

PARCEL NUMBER	SHEET NUMBER	*OWNER	INTEREST REQUIRED	R/W ACRE(S) REQUIRED (ACRES)				TLE AREA	PLE AREA	PARCEL NUMBER
				NEW	EXISTING	TOTAL	HE			
56	4.51	GRAFTON STORE LLC	TLE					0.007		56
57	4.53	GRAFTON HOTEL ASSOCIATES LLC	FEE, TLE	0.167		0.167		0.029		57
58	4.53	WSB-GRAFTON REAL ESTATE LLC	FEE	0.067		0.067				58
59	4.51	GATEWAY DRIVE HOTEL ASSOCIATES LLC	TLE					0.063		59
60	4.51	GRAFTON 43-60 LLC	TLE					0.006		60
61	4.12	FRANCISCO N CRUZ &AND KRISTIN DE CRUZ	TLE					0.035		61
62	4.08	REBECCA L. KANE	TLE					0.012		62
63	4.10	CHARLES BURTON JR WILLIE E BURTON	TLE					0.019		63
64	4.10	SUSAN R. GLESEN	TLE					0.027		64
65	4.25, 4.26	EAST MEQUON IVB LLC	TLE					0.089		65
66	4.11	SOBELMANS	FEE, TLE	0.038	0.104	0.142		0.010		66
67	4.13	FERRANTE, INC.	TLE					0.010		67
68	4.12	MARY H JOHNSON LIVING TRUST, EDWARD B JOHNSON	FEE, TLE	0.013		0.013		0.116		68
69	4.12	MARY FORTSON	FEE	0.008		0.008				69
70	4.12	CHRISTIAN G GIESEN	TLE					0.022		70
71(2)	4.14	STERN REAL ESTATE, LLC	FEE, TLE	0.018		0.018		0.359		71
72	4.35	ORERNDORFER LANDSCAPE DEVELOPMENT, LLC	TLE					0.076		72
73	4.35	JAWA, LLC	TLE					0.074		73
74(2)	4.16, 4.17	CENTRO BRADLEY SPE 1 LLC	FEE, TLE	0.447		0.447		0.030		74
75(2)	4.17	J HORTON FOODS LLC	FEE, TLE	0.040		0.040		0.089		75
76(2)	4.20	HEMAOM, LLC	FEE, PLE, TLE	0.019		0.019		0.050	0.018	76
77(2)	4.20	MRED II, INC.	TLE					0.023		77
78(2)	4.23	STORE MASTER FUNDING XVII, LLC	TLE					0.071		78
79(2)	4.24	GLEN OAKS OFFICE PARK, LLC	TLE					0.104		79
80(2)	4.25	VB 765 LLC	TLE					0.018		80
81(2)	4.16, 4.18	SIDNEY KOHL ET AL	FEE, TLE	0.948		0.948		0.100		81
82(2)	4.18	TSANG	TLE					0.035		82
83(2)	4.21	STATE OF WISCONSIN	FEE	0.044		0.044				83
84(2)	4.21, 4.22	CENTRO BRADLEY SPE 1 LLC	FEE	0.702		0.702				84
85(2)	4.26	OZAUKEE DEVELOPMENT CORPORATION	TLE					0.077		85
86(3)	4.37, 4.38, 4.40	MARK B MALETZKE	FEE	2.886		2.886				86
87(3)	4.46	JAMES M OHM	FEE	0.099		0.099				87
88(3)	4.50	OZAUKEE COUNTY	FEE	0.182		0.182				88

PARCEL NUMBER	SHEET NUMBER	*OWNER	INTEREST REQUIRED
500(3)	4.09, 4.10, 4.12, 4.16, 4.17, 4.20, 4.26, 4.27, 4.29, 4.30, 4.39, 4.41, 4.50 - 4.53	WE ENERGIES - ELECTRIC	RELEASE OF RIGHTS
504(2)	4.09, 4.10, 4.12, 4.16-4.18, 4.20, 4.26, 4.27, 4.28, 4.29, 4.30, 4.40, 4.47, 4.48 -4.53	AT&T Wisconsin	RELEASE OF RIGHTS
507(2)	4.20, 4.29, 4.50 - 4.52	CHARTER	RELEASE OF RIGHTS
508	4.40	VERIZON	RELEASE OF RIGHTS
512	4.40, 4.41	US CELLULAR	RELEASE OF RIGHTS
531(2)	4.09, 4.10, 4.17, 4.20, 4.23, 4.24	MEQUON, CITY OF - SEWER	RELEASE OF RIGHTS
541(2)		ELIMINATED	
551(2)	4.51	GRAFTON, VILLAGE OF - SANITARY	RELEASE OF RIGHTS
552(2)	4.51	GRAFTON, VILLAGE OF - WATER	RELEASE OF RIGHTS

REVISION DATE
03/21/2021
03/05/2021

DATE: AUGUST 17, 2020

SCALE: FEET

HWY: IH - 43

STATE R/W PROJECT NUMBER 1229-04-23

PLAT SHEET 4.02

GRID FACTOR

COUNTY: OZAUKEE

CONSTRUCTION PROJECT NUMBER 1229-04-70 1229-04-74 1229-04-76

PS&E SHEET

E

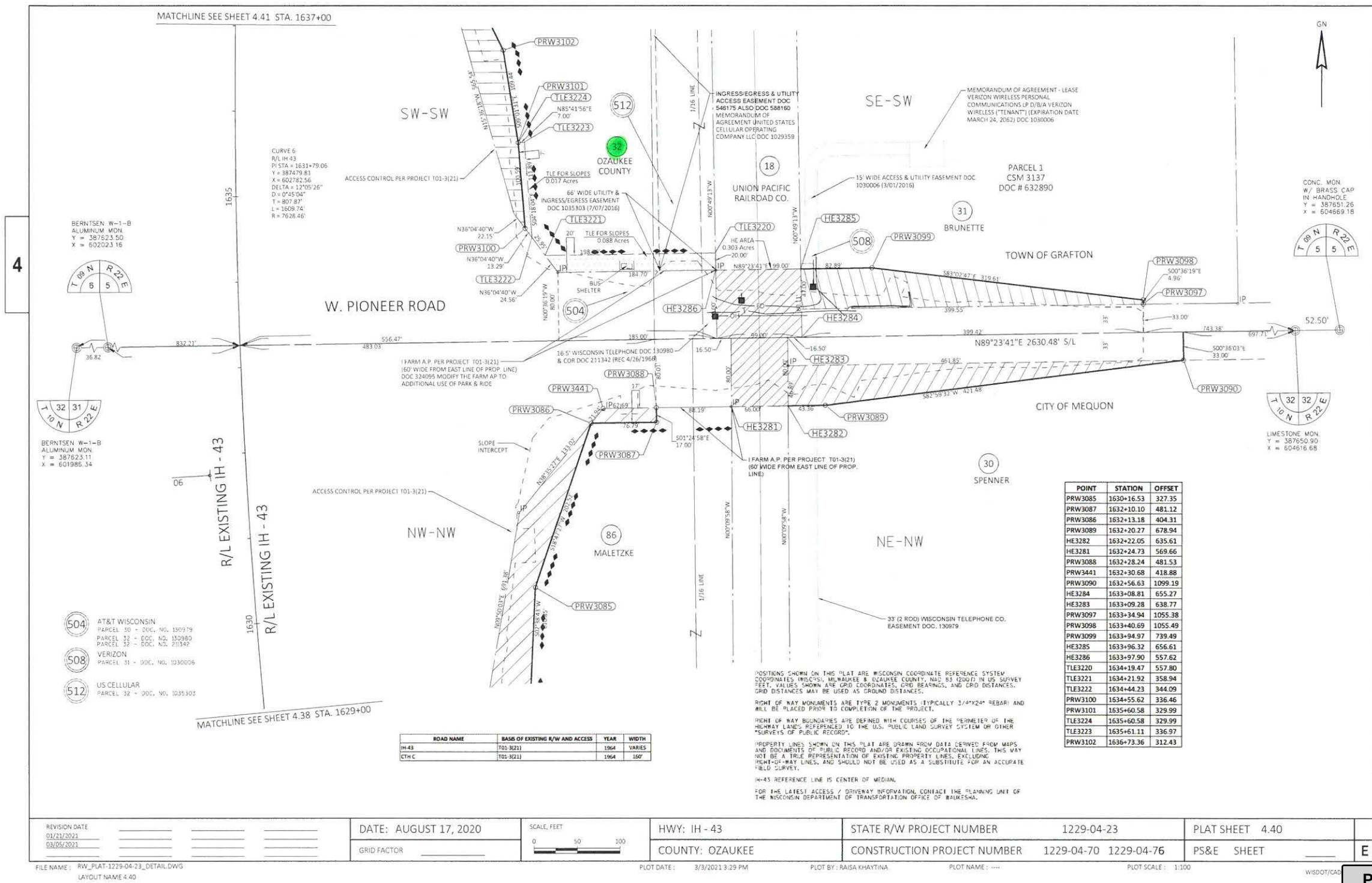
FILE NAME: RW_PLAT-1229-04-23_LANDSCH_LAYOUT.DWG
LAYOUT NAME: 4.02

PLOT DATE: 3/3/2021 3:00 PM

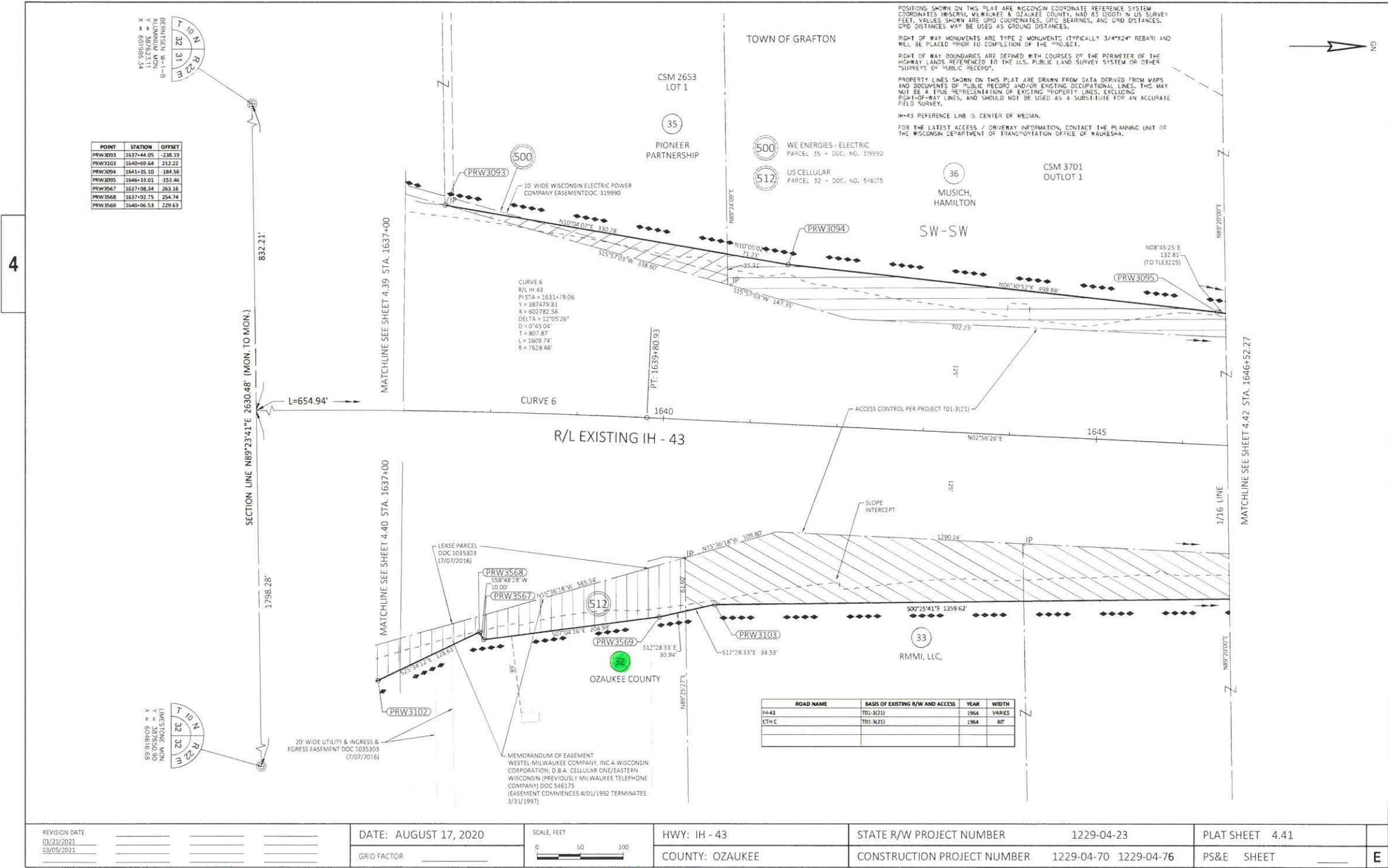
PLOT BY: RAISA KHAYTINA

PLOT NAME:

WISDOT/CAD



Attachment: I-43 Exp - Oz Cty ROW Acq (RES.21-16 : I-43 ROW Acquisition)



Attachment: I-43 Exp - Oz Cty ROW Acq (RES.21-16 : I-43 ROW Acquisition)

WisDOT Division of Transportation
System Development
 Southeast Region
 141 NW Barstow Street
 PO Box 798
 Waukesha WI 53187-0798

Governor Tony Evers
Secretary Craig Thompson
wisconsindot.gov
 Telephone: (262) 548-5903
 FAX: (262) 548-5888
 Email: ser.dtsd@dot.wi.gov



May 6, 2021

CERTIFIED MAIL
 7018 1830 0001 1165 2851

OZAUKEE COUNTY
 121 W MAIN ST.
 ATTN JON EDGREN
 PORT WASHINGTON, WI 53074

Reference: Initiation of Negotiations-AS
 Project ID: 1229-04-23, Parcel No. 88
 I-43 NORTH SOUTH FREEWAY
 IH - 043, Ozaukee County

Dear OZAUKEE COUNTY:

As you may know, the Wisconsin Department of Transportation (WisDOT) is planning a highway safety project in your area. This project will affect your property and I look forward to working with you to answer your questions.

In compliance with Wisconsin statutes and federal regulations, I am writing to initiate negotiations to acquire property and/or property interests needed for the above highway project.

To explain the process, I ask you to review the following documents:

- Legal description of the land and/or interest(s) needed for the project
- Names of neighboring landowners affected by the project
- Appraisal Guidelines and Agreement
- Appraisal Report
- Agreement for Purchase and Sale of Real Estate
- Internal Revenue Service Form W-9.
- "The Rights of Landowners Under Wisconsin Eminent Domain Law" pamphlet

Allocation	Description	Size	Unit	Per Unit	Value (\$)
Land in FEE					\$5,460.00
Appraiser Rounding					\$40.00

Total Allocation \$5,500.00

If you agree with the values in the appraisal report, please sign the enclosed Agreement for Purchase and Sale of Real Estate and complete the enclosed W-9 form. The W-9 form is required by the IRS for any sale of real estate valued at \$600 or more. If more than one owner, unless husband and wife at the time of the conveyance, each should submit a W-9. If husband and wife, please circle the name of the spouse whose social security number is provided. If exempt, the seller must provide an exemption form. Failure to complete a W-9, or to provide false information, risks a fine by the IRS.

Attachment: I-43 Exp - Oz Cty ROW Acq (RES.21-16 : I-43 ROW Acquisition)

Return both documents in the enclosed envelope for final review and approval. Once WisDOT is satisfied that the negotiations are complete, we will send you a fully executed (signed) copy of the agreement and I will contact you to arrange for payment and closing. Please note that your signature alone on the Agreement for Purchase and Sale of Real Estate is not sufficient to result in an enforceable contract for the purchase of the needed property.

If you are not satisfied with the compensation offered for your property, you have 60 days and no later than **July 8, 2021** to obtain a second appraisal from a qualified appraiser of your choice. Please see the enclosed Appraisal Guidelines and Agreement document for requirements for reimbursement of another appraisal. If your appraisal report is submitted to my office after the 60-day statutory date, the department may consider it for negotiation purposes, but it will not be eligible for reimbursement.

I want you to be satisfied that the Wisconsin Department of Transportation treated you fairly, we answered your questions, addressed your concerns, and fully considered your property and property interests. I am happy to provide any additional information requested, if available, or discuss any additional concerns. Please contact me at 262-521-5123.

Thank you for your part in contributing to safer Wisconsin roadways.

Sincerely,



Joseph Casper
Real Estate Specialist

Enclosures

Attachment: I-43 Exp - Oz Cty ROW Acq (RES.21-16 : I-43 ROW Acquisition)

AGREEMENT FOR PURCHASE AND SALE OF REAL ESTATE - SHORT FORM

Wisconsin Department of Transportation
RE1895 10/2018

THIS AGREEMENT, made and entered into by and between Ozaukee County, hereinafter called Seller, and the Wisconsin Department of Transportation. If accepted, this offer can create a legally enforceable contract. Both parties should read this document carefully and understand it before signing.

Seller and the Wisconsin Department of Transportation agree that the Wisconsin Department of Transportation is purchasing this property for highway or other transportation related purposes, within the meaning of Chapter 84 of the Wisconsin Statutes.

Seller warrants and represents to the Wisconsin Department of Transportation that Seller has no notice or knowledge of any of the following:

- 1) Planned or commenced public improvements which may result in special assessments which would otherwise materially affect the property, other than the planned transportation facility for which the Wisconsin Department of Transportation is purchasing this property;
- 2) Government agency or court order requiring repair, alteration, or correction of any existing condition;
- 3) Shoreland or special land use regulations affecting the property; and,
- 4) Underground storage tanks and the presence of any dangerous or toxic materials or conditions affecting the property.

DESCRIPTION: The Seller agrees to sell and the Wisconsin Department of Transportation agrees to buy, upon the terms and conditions hereinafter named, the following described real estate situated in Ozaukee County, Wisconsin:

Legal description is attached hereto and made a part hereof by reference.

The purchase price of said real estate shall be the sum of Five Thousand Five Hundred and 0/100 Dollars, (\$5,500.00) payable in full by check at closing.

General taxes shall be prorated at the time of closing based on the net general taxes for the current year, if known, otherwise on the net general taxes for the preceding year.

Seller shall, upon payment of purchase price, convey the property by warranty deed or other conveyance provided herein, free and clear of all liens and encumbrances, including special assessments, except recorded public utility easements and recorded restrictions on use running with the land or created by lawfully enacted zoning ordinances and None, provided none of the foregoing prohibit present use.

Legal possession of premises shall be delivered to the Wisconsin Department of Transportation on the date of closing.

Physical occupancy of property shall be given to the Wisconsin Department of Transportation on the date of closing. Seller may not occupy property after closing unless a separate lease agreement is entered into between the Wisconsin Department of Transportation and Seller.

SPECIAL CONDITIONS: None

This agreement is binding upon acceptance by the Wisconsin Department of Transportation as evidenced by the signature of an authorized representative of the Wisconsin Department of Transportation. If this agreement is not accepted by the Wisconsin Department of Transportation within 30 days after Seller's signature, this agreement shall be null and void.

This transaction is to be closed at the office of TDB on or before TDB or at such other time and place as may be agreed to in writing by the Seller and the Wisconsin Department of Transportation.

No representations other than those expressed here, either oral or written, are part of this sale.



This instrument was drafted by
Wisconsin Department of Transportation

Project ID 1229-04-23

Parcel No.
88

Seller and the Wisconsin Department of Transportation agree to act in good faith and use diligence in completing the terms of this agreement. This agreement binds and inures to the benefit of the parties to this agreement and their successors in interest, assigns, personal representatives, heirs, executors, trustees, and administrators.

_____ Seller Signature	_____ Date
_____ Ozaukee County	
_____ Print Name	

_____ Seller Signature	_____ Date
_____ Print Name	

_____ Seller Signature	_____ Date
_____ Print Name	

_____ Seller Signature	_____ Date
_____ Print Name	

The above agreement is accepted.

_____ Signature	_____ Date
_____ Print Name	

Title

Must be signed by administrator or an authorized representative of the Wisconsin Department of Transportation.

Attachment: I-43 Exp - Oz Cty ROW Acq (RES.21-16 : I-43 ROW Acquisition)

Project ID
1229-04-23

Parcel No.
88

LEGAL DESCRIPTION OF ACQUISITION

Fee Title in and to the following tract of land in the Town of Grafton, Ozaukee County, State of Wisconsin, described as:

That part of the Southwest 1/4 of the Southwest 1/4 of Section 20, Township 10 North, Range 22 East, Town of Grafton, Ozaukee County, Wisconsin, which lies East of Interstate Highway 43 and West of the Southwest 1/4 Section line and approximately 125 feet North of the Southeast corner of said Section.

This parcel contains **0.182 acres**, more or less.

Attachment: I-43 Exp - Oz Cty ROW Acq (RES.21-16 : I-43 ROW Acquisition)

WARRANTY DEED

Wisconsin Department of Transportation
Exempt from fee [s. 77.25(2r) Wis. Stats.]
RE1560 05/2020

THIS DEED, made by **Ozaukee County** GRANTOR, conveys and warrants the property described below to the **Wisconsin Department of Transportation**, GRANTEE, for the sum of **Five Thousand Five Hundred and 00/100 Dollars (\$5,500.00)**.

Any person named in this deed may make an appeal from the amount of compensation within six months after the date of recording of this deed as set forth in s. 32.05(2a) Wisconsin Statutes. For the purpose of any such appeal, the amount of compensation stated on the deed shall be treated as the award, and the date the deed is recorded shall be treated as the date of taking and the date of evaluation.

Other persons having an interest of record in the property:

This is not homestead property.

LEGAL DESCRIPTION IS ATTACHED AND MADE A PART OF THIS DOCUMENT BY REFERENCE.

This space is reserved for recording data

Return to
Wisconsin Department of Transportation
WisDOT SE Region 141 NW Barstow Street
Waukesha, WI 53187-0798

Parcel Identification Number/Tax Key Number
06-020-11-004-00

Attachment: I-43 Exp - Oz Cty ROW Acq (RES.21-16 : I-43 ROW Acquisition)

Signature _____ Date _____

Ozaukee County
Print Name _____

Signature _____ Date _____

Print Name _____

Signature _____ Date _____

Print Name _____

Signature _____ Date _____

Print Name _____

Date _____

State of Wisconsin

Ozaukee _____ County)

On the above date, this instrument was acknowledged before me by the named person(s).) ss.

The signer was: _____ Physically in my presence. OR

_____ In my presence involving the use of communication technology.

Signature, Notary Public, State of Wisconsin

Print Name, Notary Public, State of Wisconsin

Date Commission Expires _____



Project ID
1229-04-23

This instrument was drafted by
Wisconsin Department of Transportation

LEGAL DESCRIPTION OF ACQUISITION

Fee Title in and to the following tract of land in the Town of Grafton, Ozaukee County, State of Wisconsin, described as:

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This parcel contains **0.182 acres**, more or less.

Attachment: I-43 Exp - Oz Cty ROW Acq (RES.21-16 : I-43 ROW Acquisition)

SECTION LINE

QUARTER LINE

SIXTEENTH LINE

NEW REFERENCE LINE

NEW R/W LINE

EXISTING R/W LINE

PROPERTY LINE

LOT, TIE, AND OTHER MINOR LINES

SLOPE INTERCEPT

CORPORATE LIMITS

UNDERGROUND FACILITY (COMMUNICATIONS, ELECTRIC, ETC)

FEE ACQUISITION AREA (HATCHING VARIES BY OWNER)

TEMP. LIMITED EASEMENT AREA

EASEMENT AREA (HIGHWAY, PERMANENT LIMITED, OR RESTRICTED DEVELOPMENT)

TRANSMISSION STRUCTURES

BUILDING

BUILDING (TO BE REMOVED)

BRIDGE

CONVENTIONAL SYMBOLS

PARCEL NUMBER 25

UTILITY NUMBER 40

SECTION CORNER

NOTATION FOR COMBUSTIBLE FLUIDS

NOTATION FOR HIGH VOLTAGE TRANSMISSION LINES

ACCESS CONTROLLED BY ACQUISITION

NO ACCESS (BY STATUTORY AUTHORITY)

ACCESS RESTRICTED (BY PREVIOUS PROJECT OR CONTROL)

NO ACCESS (NEW HIGHWAY)

NATIONAL GEODETIC SURVEY MONUMENT

SIXTEENTH CORNER MONUMENT

PARALLEL OFFSETS

CONVENTIONAL UTILITY SYMBOLS

WATER

GAS

TELEPHONE

OVERHEAD TRANSMISSION LINES

ELECTRIC

CABLE TELEVISION

FIBER OPTIC

SANITARY SEWER

STORM SEWER

ELECTRIC TOWER

NON-COMPENSABLE

COMPENSABLE

POWER POLE

TELEPHONE POLE

TELEPHONE PEDESTAL

CONVENTIONAL ABBREVIATIONS

ACCESS RIGHTS

ACRES

AHEAD

ALUMINUM

AND OTHERS

BACK

BLOCK

CENTERLINE

CERTIFIED SURVEY MAP

CONCRETE

COUNTY

COUNTY TRUNK HIGHWAY

DISTANCE

CORNER

DOCUMENT NUMBER

EASEMENT

EXISTING

GAS VALVE

GRID NORTH

HIGHWAY EASEMENT

IDENTIFICATION

LAND CONTRACT

LEFT

MONUMENT

NATIONAL GEODETIC SURVEY

NUMBER

OUTLOT

PAGE

POINT OF TANGENCY

PROPERTY LINE

RECORDED AS

REEL / IMAGE

REFERENCE LINE

PERMANENT LIMITED EASEMENT

POINT OF BEGINNING

POINT OF CURVATURE

POINT OF COMPOUND CURVE

POINT OF INTERSECTION

REMAINING

COR

REMAIND

RESTRICTIVE DEVELOPMENT EASEMENT

RIGHT

RIGHT OF WAY

SECTION

SEPTIC VENT

SQUARE FEET

STATE TRUNK HIGHWAY

STATION

TELEPHONE PEDESTAL

TEMPORARY LIMITED EASEMENT

TRANSPORTATION PROJECT PLAT

UNITED STATES HIGHWAY

VOLUME

OL

P

PT

PL

(100')

R/I

R/L

PLE

POB

PC

PCC

PI

REM

RDE

RT

R/W

SEC

SEP/V

SF

STH

STA

TP

TLE

TPP

USH

V

THIS PLAT IS A GRAPHIC REPRESENTATION AND IS FOR REFERENCE PURPOSES ONLY. DEEDS MUST BE CHECKED TO DETERMINE PROPERTY BOUNDARIES AND ACCESS RIGHTS.

NOTES:

POSITIONS SHOWN ON THIS PLAT ARE BASED ON THE WISCONSIN COUNTY COORDINATE SYSTEM, OZAUKEE COUNTY ZONE, NAD-83 (2007) ADJUSTMENT (IN US SURVEY FEET). COORDINATES SHOWN ARE GRID COORDINATES AND ARE TO BE USED AS GRID OR GROUND VALUES ON THIS PLAT.

RIGHT OF WAY MONUMENTS ARE TYPE 2 MONUMENTS (TYPICALLY 3/4" X24" REBAR) AND WILL BE PLACED PRIOR TO COMPLETION OF THE PROJECT.

RIGHT OF WAY BOUNDARIES ARE DEFINED WITH COURSES OF THE PERIMETER OF THE HIGHWAY LANDS REFERENCED TO THE U.S. PUBLIC LAND SURVEY SYSTEM OR OTHER "SURVEYS OF PUBLIC RECORD".

PROPERTY LINES SHOWN ON THIS PLAT ARE DRAWN FROM DATA DERIVED FROM MAPS AND DOCUMENTS OF PUBLIC RECORD AND/OR EXISTING OCCUPATIONAL LINES. THIS MAY NOT BE A TRUE REPRESENTATION OF EXISTING PROPERTY LINES. EXCLUDING RIGHT-OF-WAY LINES, AND SHOULD NOT BE USED AS A SUBSTITUTE FOR AN ACCURATE FIELD SURVEY.

FOR CURRENT ACCESS/DRIVEWAY INFORMATION, CONTACT THE PLANNING UNIT OF THE WISCONSIN DEPARTMENT OF TRANSPORTATION OFFICE IN WAUKESHA.

INFORMATION FOR BASIS OF EXISTING HIGHWAY RIGHT-OF-WAY POINTS OF REFERENCE AND ACCESS CONTROL ARE LISTED ON DETAIL SHEETS.

DIMENSIONING FOR THE NEW RIGHT-OF-WAY IS MEASURED ALONG AND PERPENDICULAR TO NEW REFERENCE LINES.

A TEMPORARY LIMITED EASEMENT (TLE) IS A RIGHT FOR CONSTRUCTION PURPOSES, AS DEFINED HEREIN, INCLUDING THE RIGHT TO OPERATE NECESSARY EQUIPMENT THEREON, THE RIGHT OF INGRESS AND EGRESS, AS LONG AS REQUIRED FOR SUCH PUBLIC PURPOSE, INCLUDING THE RIGHT TO PRESERVE, PROTECT, REMOVE, OR PLANT THEREON ANY VEGETATION THAT THE HIGHWAY AUTHORITIES MAY DEEM DESIRABLE. ALL (TLE)S ON THIS PLAT EXPIRE AT THE COMPLETION OF THE CONSTRUCTION PROJECT FOR WHICH THIS INSTRUMENT IS GIVEN.

A PERMANENT LIMITED EASEMENT (PLE) IS A RIGHT FOR CONSTRUCTION AND MAINTENANCE PURPOSES, AS DEFINED HEREIN, INCLUDING THE RIGHT TO OPERATE NECESSARY EQUIPMENT THEREON AND THE RIGHT OF INGRESS AND EGRESS, AS LONG AS REQUIRED FOR SUCH PUBLIC PURPOSE, INCLUDING THE RIGHT TO PRESERVE, PROTECT, REMOVE, OR PLANT THEREON ANY VEGETATION THAT THE HIGHWAY AUTHORITIES MAY DEEM DESIRABLE, BUT WITHOUT PREJUDICE TO THE OWNER'S RIGHTS TO MAKE OR CONSTRUCT IMPROVEMENTS ON SAID LANDS OR TO FLATTEN THE SLOPES, PROVIDING SAID ACTIVITIES WILL NOT IMPAIR OR OTHERWISE ADVERSELY AFFECT THE HIGHWAY FACILITIES.

AN EASEMENT FOR HIGHWAY PURPOSES (HE), AS LONG AS SO USED, INCLUDING THE RIGHT TO PRESERVE, PROTECT, REMOVE, OR PLANT THEREON ANY VEGETATION THAT THE HIGHWAY AUTHORITIES MAY DEEM DESIRABLE.

LAYOUT

SCALE 0 2.0 MI.

TOTAL NET LENGTH OF CENTERLINE = 9.122 MI.

END RELOCATION ORDER

STA. 1779+56.18

1350' NORTH AND 1492' EAST OF THE WEST CORNER OF SECTION 20, T10N, R22E

Y = 402245.095

X = 603833.891

BEGIN RELOCATION ORDER

STA. 1311+02.02

39.88' EAST AND 0.33' SOUTH OF THE SOUTHEAST CORNER OF SECTION 32, T9N, R22E

Y = 355532.503

X = 602038.124

MEQUON

THIENSVILLE

GLENDALE

WHITEFISH BAY

FOX POINT

BAYSIDE

WILKESHA

LAKE MICHIGAN

R/W PROJECT NUMBER 1229-04-23

SHEET NUMBER 4.01

TOTAL SHEETS --

PLAT OF RIGHT OF WAY REQUIRED FOR IH-43 NORTH - SOUTH FREEWAY

W. COUNTY LINE RD. - HIGHWAY 60

IH-43 OZAUKEE COUNTY

CONSTRUCTION PROJECT NUMBER 1229-04-71 1229-04-74 1229-04-76

kapur

all in

7711 N. Port Washington Road

Milwaukee, Wisconsin 53217

414.751.7200

kapurinc.com

ORIGINAL PLANS PREPARED BY

WISCONSIN

BRIAN M. DODGE

S-2848

WAUKESHA

WI

8/17/2020

(Date)

Brian M. Dodge

BRIAN M. DODGE

KAPUR & ASSOCIATES

P.L.S. NUMBER 2848

REVISION DATE

01/21/2021

03/05/2021

STATE OF WISCONSIN

DEPARTMENT OF TRANSPORTATION

APPROVED FOR THE DEPARTMENT

DATE: 09/08/20

Robert A. Duffek

(Signature)

FILE NAME : S:\DOT\DOT_SE\200113_143_NORTH_SOUTH_RE_EVALUATION\SURVEY\RW_PLATS\1229-04-23_10ZAUKEE\RW_PLAT-1229-04-23_TITLE.DWG

PLOT DATE : 3/3/2021 3:00 PM

PLOT BY : RAISA KHAYTINA

PLOT NAME :

1-43 1229-04-23

Packet Pg. 56

SCHEDULE OF LANDS & INTERESTS REQUIRED

OWNER'S NAMES ARE SHOWN FOR REFERENCE PURPOSES ONLY AND ARE SUBJECT TO CHANGE PRIOR TO THE TRANSFER OF LAND INTERESTS TO THE DEPARTMENT.

* DENOTES AREAS COMPUTED

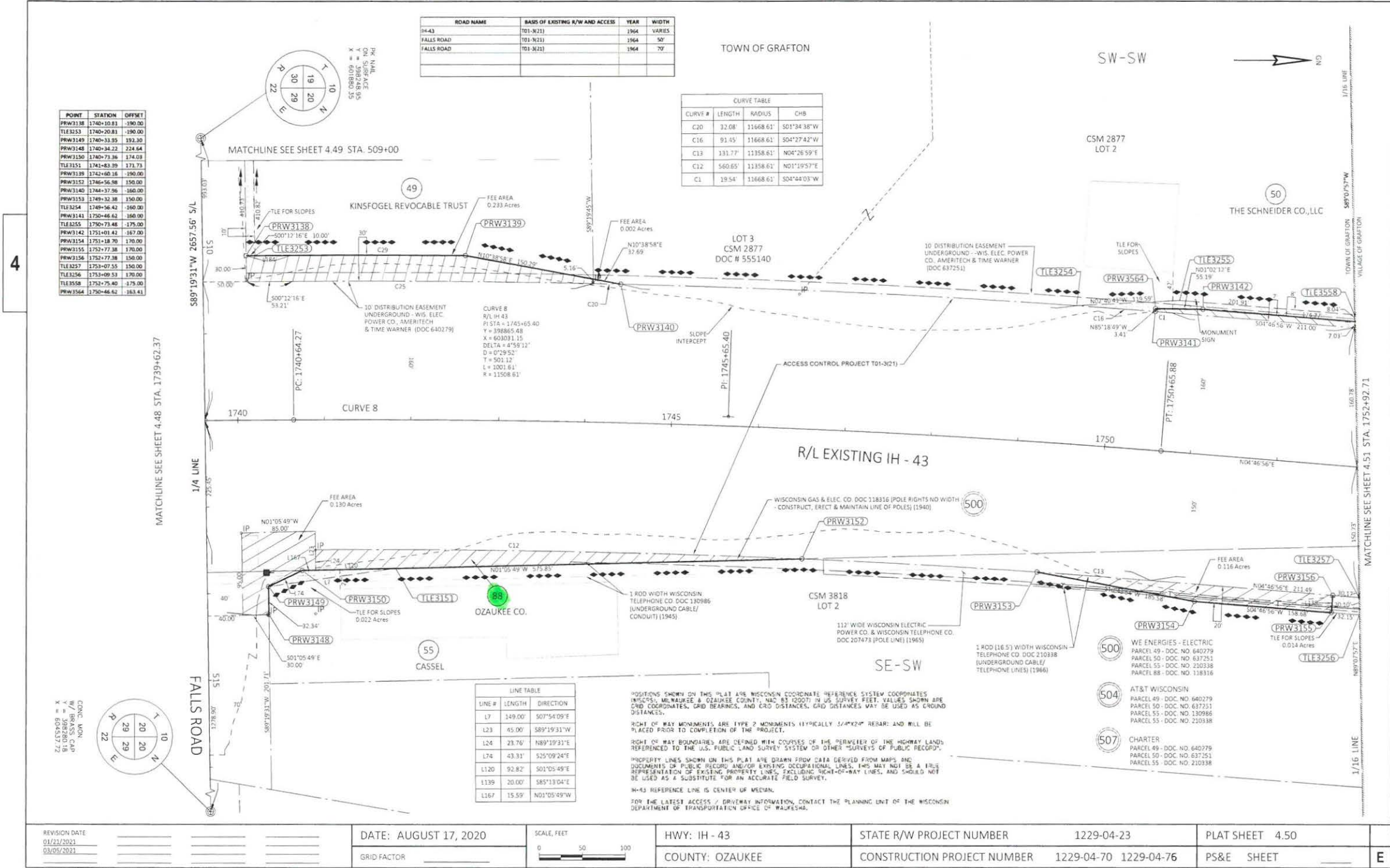
4

4

PARCEL NUMBER	SHEET NUMBER	*OWNER	INTEREST REQUIRED	R/W ACRE(S) REQUIRED (ACRES)				TLE AREA	PLE AREA	PARCEL NUMBER
				NEW	EXISTING	TOTAL	HE			
1	4.07	JAMES A VITUCCI	FEE, TLE	0.010		0.010		0.020		1
2	4.07	CHRISTOPHER J DUNLOP	TLE					0.008		2
3	4.07	MICHAEL T. TROTNOW	TLE					0.012		3
4	4.09	GEORGE E LEDERER	FEE,	0.028		0.028				4
5	4.09	THEODORE A CLAUSING	FEE	0.080		0.080				5
6	4.09	AMIR YAVOR	FEE, TLE	0.035		0.035		0.010		6
7	4.09	TERISUTIS MIKALUSKAS & ALINA MIKALUSKIENE	FEE	0.047		0.047				7
8	4.09	SCOTT A. NEHRING	FEE	0.117		0.117				8
9	4.09	JLT INVESTMENTS LLC	FEE, TLE	0.067		0.067		0.071		9
10(3)	4.09	CITY OF MEQUON	TLE					0.142		10
11	4.12	JESSICA DICKSON	FEE	0.059		0.059				11
12	4.26	EAST MEQUON IVA LLC	FEE, TLE	0.015		0.015		0.120		12
13	4.26	MAJOR PHARMACEUTICALS, LLC	FEE, TLE	0.034		0.034		0.069		13
14	4.26	EAST MEQUON III LLC	FEE, TLE	0.024		0.024		0.066		14
15(3)	4.27 - 4.29	MEQUON WI SENIOR PROPERTY, LLC	FEE, TLE	2.265		2.265		0.234		15
16	4.29	G-H PARTNERSHIP	FEE, TLE	0.156		0.156		0.037		16
17	4.29, 4.31	MISSING LINKS 1 LLC & MISSING LINKS 2 LLC	FEE, PLE	0.015		0.015			0.021	17
18(2)	4.28, 4.31, 4.33, 4.35, 4.40	UNION PACIFIC RAILROAD CO.	HE, TLE				1.431	0.457		18
19(2)	4.30	CONCORDIA UNIVERSITY WISCONSIN FOUNDATION INC	FEE, TLE	0.502	0.159	0.661		0.043		19
20(2)	4.30, 4.31	CONCORDIA UNIVERSITY WISCONSIN INC	FEE, PLE, TLE	0.143		0.143		0.072	0.030	20
21	4.32	LEDERER LIVING, SOLE TRUST ET AL	FEE, PLE	0.041		0.041			0.018	21
22	4.33	JAMES H HOFFMAN	FEE	0.363		0.363				22
23	4.08	CITY OF MEQUON	TLE					0.056		23
24	4.33	RAYMOND J CLAUSING MARY B CLAUSING	FEE	0.129		0.129				24
25	4.33	AUDREY L KRAMSKY JOELY ANN STRASESKI	FEE	0.201		0.201				25
26	4.34	CHRIST CHURCH LUTHERAN CHURCH IN AMERICA	FEE	0.180		0.180				26
27(2)	4.37	ALOYS W HOSPEL	FEE	0.446		0.446				27
28(2)	4.37	Aloys W Hospel and Rita M Hospel, Husband and Wife	FEE	0.521		0.521				28
29(3)	4.37 - 4.39	MARK B MALETZKE	FEE	2.443		2.443				29
30	4.40	SUZANNE HUPY HERBERT C SPENNER, et al	FEE	0.272	0.350	0.622				30
31	4.40	RAPHAEL C BRUNETTE RAYMOND A BRUNETTE	FEE	0.278		0.278				31
32(3)	4.40, 4.41	OZAUKEE COUNTY	FEE, TLE	0.458		0.458		0.105		32
33	4.41, 4.42	RMMI LLC	FEE	1.507		1.507				33
34	4.39	WALIA INVESTMENTS INC	FEE, TLE	0.003		0.003		0.012		34
35	4.39, 4.41	PIONEER PARTNERSHIP	FEE, TLE	0.132		0.132		0.028		35
36	4.41, 4.42	MARKO J MUSICH JANE HAMILTON	FEE, TLE	0.641		0.641		0.184		36
37	4.44	NEAL MACIEJEWSKI	FEE	0.020		0.020				37
38	4.45	OZAUKEE CONGREGATIONAL CHURCH INC	FEE	0.013		0.013				38
39	4.45, 4.46	RONALD R YOKES AND ETHEL T YOKES	TLE					0.130		39
40(2)	4.44	LAKEFIELD HOLDINGS LLC	PLE						0.014	40
41(2)	4.45, 4.46	GERALDINE E YENCH REVOCABLE TRUST AND DARICE YENCH	FEE, TLE	0.237		0.237		0.126		41
42	4.46	GREGORY M WEGNER	TLE					0.032		42
43	4.46	GREGORY M WEGNER AND HEIDI A WEGNER	TLE					0.037		43
44	4.46	ROLLAND E ROEBUCK	TLE					0.049		44
45(3)	4.46	JAMES M OHM	FEE	0.119		0.119				45
46	4.47, 4.48	HEP LLC	FEE	0.956		0.956				46
47	4.48, 4.49	CORNERSTONE CHURCH OF OZAUKEE COUNTY INC	FEE	0.226		0.226				47
48(2)	4.47, 4.48	KEVIN KOLES AND ANN KOLES	FEE, TLE	0.999		0.999		0.215		48
49	4.49, 4.50	EDWARD R KINSFOGEL & LOIS A KINSFOGEL REVOCABLE TRUST	FEE, TLE	0.245	0.024	0.269		0.094		49
50(3)	4.50	SCHNEIDER CO LLC, THE	FEE, TLE	0.037		0.037		0.055		50
51(3)	4.51	MEIER STORES LIMITED PARTNERSHIP	FEE, TLE	0.154		0.154		0.172		51
52	4.52	RYAN COMPANIES, US, INC ET AL	FEE, TLE	0.025		0.025		0.034		52
53	4.52	HOME DEPOT U.S.A. INC	FEE	0.144		0.144				53
54(3)	4.52	DAYTON HUDSON CORP	FEE	0.314		0.314				54
55(3)	4.50	GRAIG J CASSEL AND JOHN G CASSEL	FEE, TLE	0.246		0.246		0.036		55

PARCEL NUMBER	SHEET NUMBER	*OWNER	INTEREST REQUIRED	R/W ACRE(S) REQUIRED (ACRES)				TLE AREA	PLE AREA	PARCEL NUMBER
				NEW	EXISTING	TOTAL	HE			
56	4.51	GRAFTON STORE LLC	TLE					0.007		56
57	4.53	GRAFTON HOTEL ASSOCIATES LLC	FEE, TLE	0.167		0.167		0.029		57
58	4.53	WSB-GRAFTON REAL ESTATE LLC	FEE	0.067		0.067				58
59	4.51	GATEWAY DRIVE HOTEL ASSOCIATES LLC	TLE					0.063		59
60	4.51	GRAFTON 43-60 LLC	TLE					0.006		60
61	4.12	FRANCISCO N CRUZ &AND KRISTIN DE CRUZ	TLE					0.035		61
62	4.08	REBECCA L. KANE	TLE					0.012		62
63	4.10	CHARLES BURTON JR WILLIE E BURTON	TLE					0.019		63
64	4.10	SUSAN R. GLESEN	TLE					0.027		64
65	4.25, 4.26	EAST MEQUON IVB LLC	TLE					0.089		65
66	4.11	SOBELMANS	FEE, TLE	0.038	0.104	0.142		0.010		66
67	4.13	FERRANTE, INC.	TLE					0.010		67
68	4.12	MARY H JOHNSON LIVING TRUST, EDWARD B JOHNSON	FEE, TLE	0.013		0.013		0.116		68
69	4.12	MARY FORTSON	FEE	0.008		0.008				69
70	4.12	CHRISTIAN G GIESEN	TLE					0.022		70
71(2)	4.14	STERN REAL ESTATE, LLC	FEE, TLE	0.018		0.018		0.359		71
72	4.35	ORERENDORFER LANDSCAPE DEVELOPMENT, LLC	TLE					0.076		72
73	4.35	JAWA, LLC	TLE					0.074		73
74(2)	4.16, 4.17	CENTRO BRADLEY SPE 1 LLC	FEE, TLE	0.447		0.447		0.030		74
75(2)	4.17	J HORTON FOODS LLC	FEE, TLE	0.040		0.040		0.089		75
76(2)	4.20	HEMAOM, LLC	FEE, PLE, TLE	0.019		0.019		0.050	0.018	76
77(2)	4.20	MRED II, INC.	TLE					0.023		77
78(2)	4.23	STORE MASTER FUNDING XVII, LLC	TLE					0.071		78
79(2)	4.24	GLEN OAKS OFFICE PARK, LLC	TLE					0.104		79
80(2)	4.25	VB 765 LLC	TLE					0.018		80
81(2)	4.16, 4.18	SIDNEY KOHL, ET AL	FEE, TLE	0.948		0.948		0.100		81
82(2)	4.18	TSANG	TLE					0.035		82
83(2)	4.21	STATE OF WISCONSIN	FEE	0.044		0.044				83
84(2)	4.21, 4.22	CENTRO BRADLEY SPE 1 LLC	FEE	0.702		0.702				84
85(2)	4.26	OZAUKEE DEVELOPMENT CORPORATION	TLE					0.077		85
86(3)	4.37, 4.38, 4.40	MARK B MALETZKE	FEE	2.886		2.886				86
87(3)	4.46	JAMES M OHM	FEE	0.099		0.099				87
88(3)	4.50	OZAUKEE COUNTY	FEE	0.182		0.182				88

PARCEL NUMBER	SHEET NUMBER	*OWNER	INTEREST REQUIRED
500(3)	4.09, 4.10, 4.12, 4.16, 4.17, 4.20, 4.26, 4.27, 4.29, 4.30, 4.39, 4.41, 4.50 - 4.53	WE ENERGIES - ELECTRIC	RELEASE OF RIGHTS
504(2)	4.09, 4.10, 4.12, 4.16-4.18, 4.20, 4.26, 4.27, 4.28, 4.29, 4.30, 4.40, 4.47, 4.48-4.53	AT&T Wisconsin	RELEASE OF RIGHTS
507(2)	4.20, 4.29, 4.50 - 4.52	CHARTER	RELEASE OF RIGHTS
508	4.40	VERIZON	RELEASE OF RIGHTS
512	4.40, 4.41	US CELLULAR	RELEASE OF RIGHTS
533(2)	4.09, 4.10, 4.17, 4.20, 4.23, 4.24	MEQUON, CITY OF - SEWER	RELEASE OF RIGHTS
541(2)		ELIMINATED	
551(2)	4.51	GRAFTON, VILLAGE OF - SANITARY	RELEASE OF RIGHTS
552(2)	4.51	GRAFTON, VILLAGE OF - WATER	RELEASE OF RIGHTS



Attachment: I-43 Exp - Oz Cty ROW Acq (RES.21-16 : I-43 ROW Acquisition)

RESOLUTION NO. 21-17

TELEPHONIC AND VIDEO ATTENDANCE AT COUNTY BOARD MEETINGS

RESOLVED, by the Ozaukee County Board of Supervisors that the suspension of Section 2.05(2)(e)(11) of the Ozaukee County Policy and Procedure Manual by Resolution No. 20-23 approved on August 5, 2020 is hereby concluded as of July 7, 2021.

“2.05 COUNTY BOARD OF SUPERVISORS

(2) Meetings

(e) Meeting Rules:

11. County Board Supervisors must be physically present to attend, participate and vote.”

Dated at Port Washington, Wisconsin, this 7th day of July 2021.

SUMMARY: Ending the suspension of County Board Rules allowing for virtual attendance at County Board and Standing Committee meetings.

VOTE REQUIRED: Majority

EXECUTIVE COMMITTEE

06/28/21

Executive Committee

APPROVED

RESULT:	APPROVED [UNANIMOUS]
MOVER:	M. Wolf, 2nd Vice- Chairperson
SECONDER:	B. Jobs, Supervisor District 3
AYES:	Schlenvogt, Melotik, Wolf, Geracie, Nelson, Jobs
EXCUSED:	D. Korinek

Executive Committee
AGENDA INFORMATION SHEET

AGENDA DATE:	July 7, 2021
DEPARTMENT:	Administrator
DIRECTOR:	Jason Dzwinel
PREPARER:	Jason Dzwinel

Agenda Summary Telephonic and Video Attendance at County Board Meetings

BACKGROUND INFORMATION: Resolution No. 20-23 approved by the County Board on August 5, 2020 suspended the County Board rule requiring physical attendance at County Board Meetings for voting in response to the COVID-19 pandemic until July 7, 2021.

On June 28, 2021 the Executive Committee approved the resolution (6-0) ending the suspension of the County Board Rule that Supervisors must physically in attendance to vote. County Board Rules require that a two-thirds vote is required to suspend or amend the rules.

On September 2, 2020 the County Board approved a rule allowing for virtual attendance at Standing Committee meetings only in cases where is it needed to achieve quorum.

ORDINANCE NO. 21-1

RECORDS RETENTION ORDINANCE

An Ordinance renumbering Section 2.26 to 2.24, creating Section 2.26 and repealing Section 2.27 of the Ozaukee County Code of Ordinances pertaining to Records Retention.

The County Board of Supervisors of the County of Ozaukee does ordain that Sections 2.24, 2.26 and 2.27 of the Ozaukee County Code of Ordinances be renumbered, created and repealed as follows:

~~2.26~~2.24 FEES FOR COPIES AND SERVICES

2.25 LEGAL CUSTODIAN OF PUBLIC RECORDS

2.26 RECORDS RETENTION

(1) The provisions of this section are applicable to all records, defined by Section 19.32 (2) of the Wisconsin Statutes, within the possession of an authority, defined by s. 19.32 (1) of the Wisconsin Statutes.

(2) The County Records Retention/Disposition Schedules created and maintained by the Wisconsin Public Records Board are adopted as follows:

(a) Addendum A - County General Records Schedule,

(b) Addendum B - County Clerk Records Schedule,

(c) Addendum C - County Treasurer Records Schedule,

(d) Addendum D - Retention and Disposal of Court Records,

(e) Addendum E - Register of Deeds Records Schedule, and

(f) Addendum F - District Attorney Records Schedule.

(3) Records shall be preserved until the expiration of the retention period set forth in the applicable Schedule or the expiration of the retention period in Sections 7.23 or 59.52 (4) (a) of the Wisconsin Statutes or other applicable statutory period. Records not listed in the Schedules and for which no specific statutory retention period is prescribed must be retained for a minimum of 7 years, the default retention period in Section 19.21 (5)(c) of the Wisconsin Statutes.

(4) Prior to the destruction of any record a minimum 60 days notice, required by Section 19.21 (5)(d) of the Wisconsin Statutes, must be provided to the Wisconsin Historical Society (WHS) unless WHS has previously waived notice as indicated on the Schedules or elsewhere.

(5) If a request to inspect or copy a record has been made, the record may not be destroyed until the request is granted or the applicable time period in Section 19.35 (5) of the Wisconsin Statutes has expired.

(6) If a record is relevant to pending or potential litigation or the authority is aware that there is a distinct possibility litigation may be commenced, the record must be preserved until the pending or potential litigation has resolved or the applicable statute of limitations for commencing any action that the authority believes is distinctly possible has passed.

(7) Authorities may transfer or maintain records in optical disc or electronic storage if all requirements in Sections 16.612 and 59.52 (14) of the Wisconsin Statutes are complied with and original records so transferred or maintained may be destroyed consistent with Subsection (3).

~~2.27 DESTRUCTION OF OBSOLETE RECORDS~~

~~(1) Prior to the destruction of any obsolete public records, the legal custodian of such records shall make a written offer of such records to the State Historical Society. If such offer is not accepted within 60 days, a written offer of the records shall be made to the County Historical Society. If this offer is not accepted within 60 days, the records may be destroyed.~~

~~(2) Authorization is granted to destroy obsolete Human Services Department records as follows:~~

~~(a) Public assistance and social services records, as determined by the State Department of Health and Social Services, after the minimum holding period prescribed by the State Department.~~

~~(b) County vouchers and original general purchase orders relative to general relief after the expiration of ten (10) years of the date thereof and after they have been audited.~~

~~(c) Such other records no longer required for administration of the general relief program.~~

~~(3) Authorization is granted to destroy or dispose of obsolete Human Services Department records as follows:~~

~~(a) All department records shall be retained for the minimum period prescribed by applicable Wisconsin Administrative Code and federal regulations.~~

~~(b) Obsolete records not required to be retained may be disposed of in the following manner:~~

~~1. Alcohol and drug abuse treatment records shall be destroyed by department personnel pursuant to federal regulations.~~

~~2. Other treatment and financial records shall be offered to the State Historical Society, pursuant to Wisconsin Statutes. If said records are not requested by said Society, they shall be destroyed by department personnel.~~

~~3. The Finance Committee of the County Board shall be notified prior to the destruction of any financial records.~~

This Ordinance shall take effect upon enactment and publication.

Dated at Port Washington, Wisconsin, this 7th day of July 2021.

SUMMARY: Creation of a Records Retention Ordinance.

VOTE REQUIRED: Majority

EXECUTIVE COMMITTEE

06/28/21

Executive Committee

APPROVED

RESULT:	APPROVED [UNANIMOUS]
MOVER:	M. Wolf, 2nd Vice- Chairperson
SECONDER:	R. Nelson, Supervisor District 6
AYES:	Schlenvogt, Melotik, Wolf, Geracie, Nelson, Jobs
EXCUSED:	D. Korinek

Executive Committee
AGENDA INFORMATION SHEET

AGENDA DATE:	July 7, 2021
DEPARTMENT:	Corporation Counsel
DIRECTOR:	Rhonda Gorden
PREPARER:	Julie Winkelhorst

Agenda Summary Records Retention Ordinance

BACKGROUND INFORMATION: In 2010 the Wisconsin Public Records Board, Wisconsin Historical Society, and Wisconsin Counties Association had a goal to have consistency state-wide in regards to public records and each records retention period. In the early 2000's the Wisconsin Public Records Board came up with the first General Records Retention Schedule and offered it to the counties to formally adopt through ordinance or resolution, to date Ozaukee County has no formal Ordinance on file with the State. Throughout the years Ozaukee County has been using these schedules as guidelines when it comes to public records and their specific retention periods. In January of this year, Ozaukee County took the first steps to formally adopt each of the six (6) County General Records Retention Schedules, included within the link below. The requests were accepted by both the Wisconsin Public Records Board and Wisconsin Historical Society, with this it is now requested that a formal Ordinance be set in place by the Ozaukee County Board of Supervisors to make this a county wide requirement to protect, preserve, and retain public records in all their forms.

[<https://www.co.ozaukee.wi.us/2695/16930/County-Records-Retention-Schedules>](https://www.co.ozaukee.wi.us/2695/16930/County-Records-Retention-Schedules)

RECOMMENDED MOTION: Approve the creation of a records retention ordinance.