

RESOLUTION NO. 2023-43

RESOLUTION BY THE PUBLIC WORKS, PARKS AND FACILITIES COMMITTEE AUTHORIZING THE CONVEYANCE OF COUNTY-OWNED LAND BY PERMANENT EASEMENT TO WISCONSIN ELECTRIC POWER COMPANY (DBA WE ENERGIES) TO INSTALL ELECTRIC FACILITIES AT THE YOUTH DEVELOPMENT AND CARE CENTER

To the Honorable Members of the Racine County Board of Supervisors:

BE IT RESOLVED by the Racine County Board of Supervisors that Racine County is authorized to transfer certain county-owned lands to Wisconsin Electric Power Company (DBA We Energies) for utility purposes; and

BE IT FURTHER RESOLVED by the Racine County Board of Supervisors that Racine County is authorized to grant easements on certain county-owned lands to Wisconsin Electric Power Company for utility purposes; and

BE IT FURTHER RESOLVED by the Racine County Board of Supervisors that the land sales and easements are, as set forth in Exhibit "A", attached hereto; and

BE IT FURTHER RESOLVED by the Racine County Board of Supervisors that Corporation Counsel is authorized to prepare or review any agreement or other document, with the necessary and appropriate terms and conditions to facilitate this transaction; and

BE IT FURTHER RESOLVED by the Racine County Board of Supervisors that additional terms and conditions may be applicable as the Corporation Counsel and the Director of the Public Works and Development Services Department deem necessary and appropriate; and

BE IT FURTHER RESOLVED by the Racine County board of Supervisors that any two of the County Executive, the County Clerk and/or the County Board Chairman are authorized to execute any contracts, agreements or other documents necessary to carry out the intent of this resolution.

Respectfully submitted,

1st Reading \_\_\_\_\_

PUBLIC WORKS, PARKS AND FACILITIES COMMITTEE

2nd Reading \_\_\_\_\_

BOARD ACTION

\_\_\_\_\_  
Tom Kramer, Chairman

Adopted \_\_\_\_\_

For \_\_\_\_\_

Against \_\_\_\_\_

\_\_\_\_\_  
Robert D. Grove, Vice-Chairman

3  
4  
5 Absent \_\_\_\_\_

6  
7 VOTE REQUIRED: Majority \_\_\_\_\_  
Eric Hopkins, Secretary

8  
9 Prepared by: \_\_\_\_\_  
10 Corporation Counsel Marlo Harmon

11  
12 \_\_\_\_\_  
13 Edward Chart

14  
15 \_\_\_\_\_  
16 Eric Hopkins

17  
18 \_\_\_\_\_  
19 Jessica Malacara

20  
21 \_\_\_\_\_  
22 Greg Horeth

23  
24 The foregoing legislation adopted by the County Board of Supervisors of  
25 Racine County, Wisconsin, is hereby:

26 Approved: \_\_\_\_\_

27 Vetoed: \_\_\_\_\_

28  
29 Date: \_\_\_\_\_,

30  
31 \_\_\_\_\_  
32 Jonathan Delagrave, County Executive

33  
34 **INFORMATION ONLY**

35  
36 **WHEREAS**, We Energies proposes to install underground utilities at the Youth  
37 Development and Care Center, in the Village of Caledonia, Racine County, Wisconsin;  
38 and

39  
40 **WHEREAS**, the purpose of this easement would allow We Energies to construct,  
41 install, operate, maintain, repair, replace, and extend underground utility facilities, conduit  
42 and cables, electric pad-mounted transformers, manhole, electric pad-mounted switch-  
43 fuse units, electric pad-mounted vacuum fault interrupter, concrete slabs, power  
44 pedestals, riser equipment, terminals and markers, together with all necessary and  
45 appurtenant equipment under and above ground, for transmission of electric energy,  
46 signals, television and telecommunications services, including the customary growth and  
47 replacement thereof.

Exhibit A

DISTRIBUTION EASEMENT  
UNDERGROUND

Document Number

WR NO. 4883744 and 4864736 IO NO. 16112

For good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, **Racine County, a Wisconsin municipal corporation**, hereinafter referred to as "Grantor", owner of land, hereby grants and warrants to **WISCONSIN ELECTRIC POWER COMPANY, a Wisconsin corporation doing business as We Energies**, hereinafter referred to as "Grantee", a permanent easement upon, within, beneath, over and across a part of Grantor's land hereinafter referred to as "easement area".

The easement area is described as strips of land twelve (12) feet in width being part of **Lot 2 and 3 of Certified Survey Map No. 1499**, recorded **November 19, 1990**, as **Document No.1325671**, being a redivision of part of the **Northwest 1/4 and the Northeast 1/4 of the Northwest 1/4 and the Northwest 1/4 of the Northeast 1/4 of Section 32, Township 4 North, Range 23 East, Village of Caledonia, Racine County, Wisconsin**.

The location of the easement area with respect to Grantor's land is as shown on the attached drawing, marked Exhibit "A", and made a part of this document.

RETURN TO:  
We Energies  
PROPERTY RIGHTS & INFORMATION GROUP  
231 W. MICHIGAN STREET, ROOM P277  
PO BOX 2046  
MILWAUKEE, WI 53201-2046

104-04-23-32-001-020 and 104-04-23-32-001-030  
(Parcel Identification Number)

1. **Purpose:** The purpose of this easement is to construct, install, operate, maintain, repair, replace and extend underground utility facilities, conduit and cables, electric pad-mounted transformers, manhole, electric pad-mounted switch-fuse units, electric pad-mounted vacuum fault interrupter, concrete slabs, power pedestals, riser equipment, terminals and markers, together with all necessary and appurtenant equipment under and above ground as deemed necessary by Grantee, all to transmit electric energy, signals, television and telecommunication services, including the customary growth and replacement thereof. Trees, bushes, branches and roots may be trimmed or removed so as not to interfere with Grantee's use of the easement area.
2. **Access:** Grantee or its agents shall have the right to enter and use Grantor's land with full right of ingress and egress over and across the easement area and adjacent lands of Grantor for the purpose of exercising its rights in the easement area.
3. **Buildings or Other Structures:** Grantor agrees that no structures will be erected in the easement area or in such close proximity to Grantee's facilities as to create a violation of all applicable State of Wisconsin electric codes or any amendments thereto.
4. **Elevation:** Grantor agrees that the elevation of the ground surface existing as of the date of the initial installation of Grantee's facilities within the easement area will not be altered by more than 4 inches without the written consent of Grantee.
5. **Restoration:** Grantee agrees to restore or cause to have restored Grantor's land, as nearly as is reasonably possible, to the condition existing prior to such entry by Grantee or its agents. This restoration, however, does not apply to the initial installation of said facilities or any trees, bushes, branches or roots which may interfere with Grantee's use of the easement area.
6. **Exercise of Rights:** It is agreed that the complete exercise of the rights herein conveyed may be gradual and not fully exercised until some time in the future, and that none of the rights herein granted shall be lost by non-use.
7. **Binding on Future Parties:** This grant of easement shall be binding upon and inure to the benefit of the heirs, successors and assigns of all parties hereto.
8. **Easement Review:** Grantor acknowledges receipt of materials which describe Grantor's rights and options in the easement negotiation process and furthermore acknowledges that Grantor has had at least 5 days to review this easement document or voluntarily waives the five day review period.

**Grantor:**

**Racine County, a Wisconsin municipal corporation**

By: \_\_\_\_\_

(Print name and title): \_\_\_\_\_

By: \_\_\_\_\_

(Print name and title): \_\_\_\_\_

Acknowledged before me in \_\_\_\_\_ County, State of Wisconsin, on \_\_\_\_\_,  
by \_\_\_\_\_, the \_\_\_\_\_,  
and by \_\_\_\_\_, the \_\_\_\_\_,  
of Racine County, a Wisconsin municipal corporation, on behalf of the corporation.

\_\_\_\_\_  
Notary Public Signature, State of Wisconsin

\_\_\_\_\_  
Notary Public Name (Typed or Printed)

(NOTARY STAMP/SEAL)

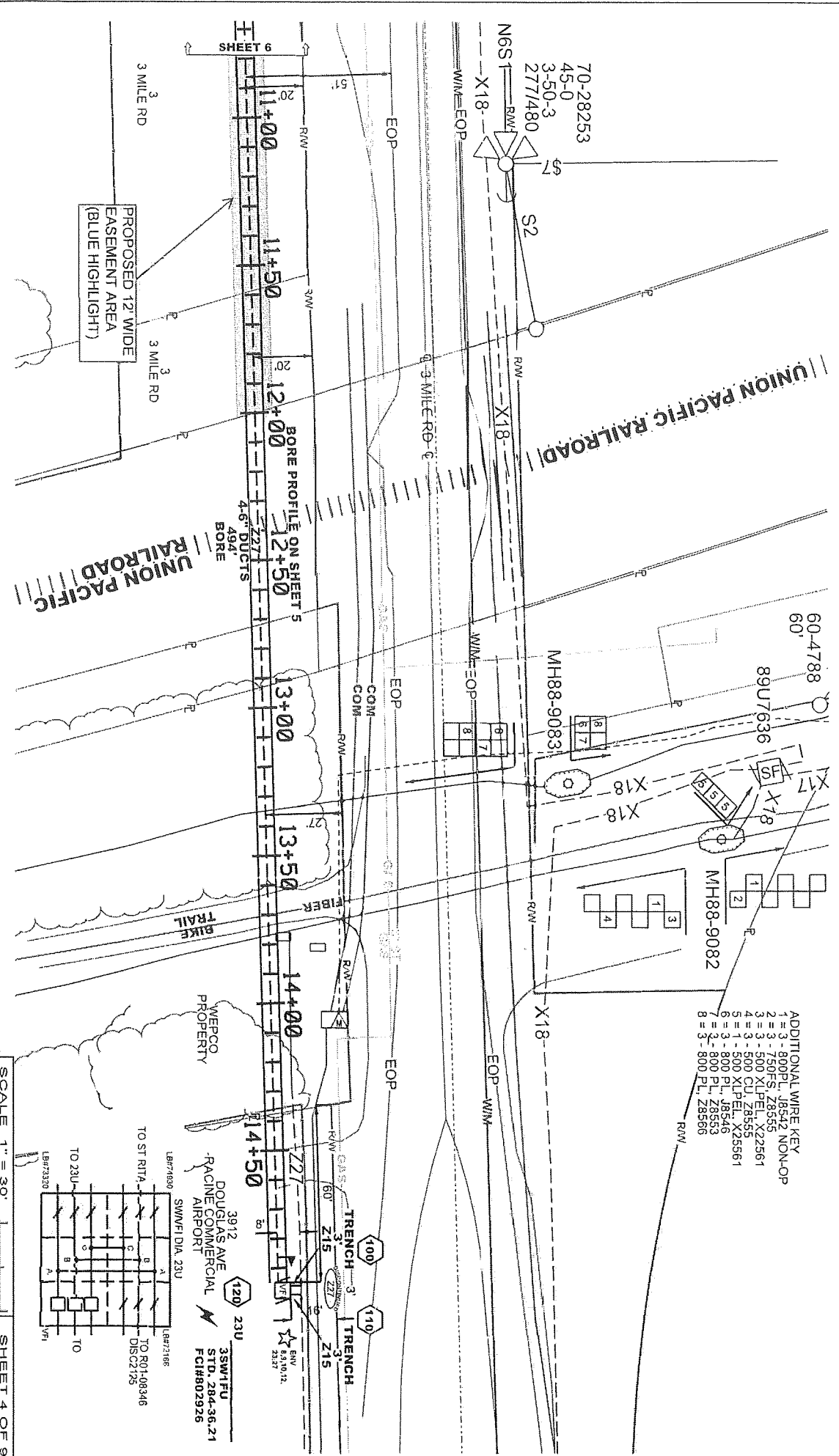
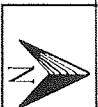
My commission expires \_\_\_\_\_



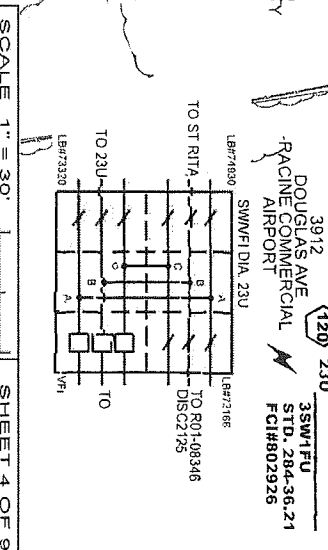
ELECTRIC WORK REQUEST

KR4883744

# TEMPORARY EXHIBIT "A"



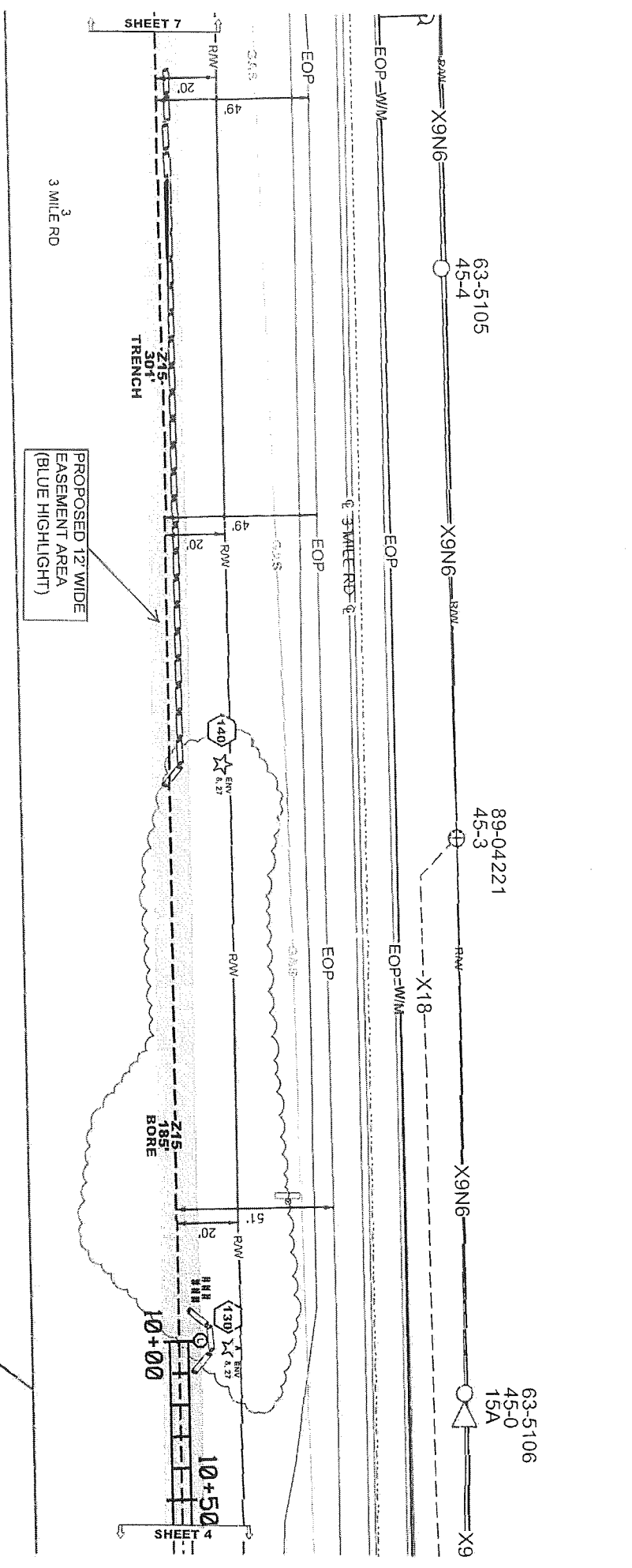
- ADDITIONAL WIRE KEY
- 1 = 3-900 P.L. 28542 NON-OP
  - 2 = 3-750 S. 28553
  - 3 = 3-900 XLP E.L. X22561
  - 4 = 3-900 CUZ 28553
  - 5 = 3-800 ALP E.L. X25561
  - 6 = 3-800 P.L. 28549
  - 7 = 3-800 P.L. 28553
  - 8 = 3-800 P.L. 28566





ELECTRIC WORK REQUEST  
KR4883744

# TEMPORARY EXHIBIT "A"



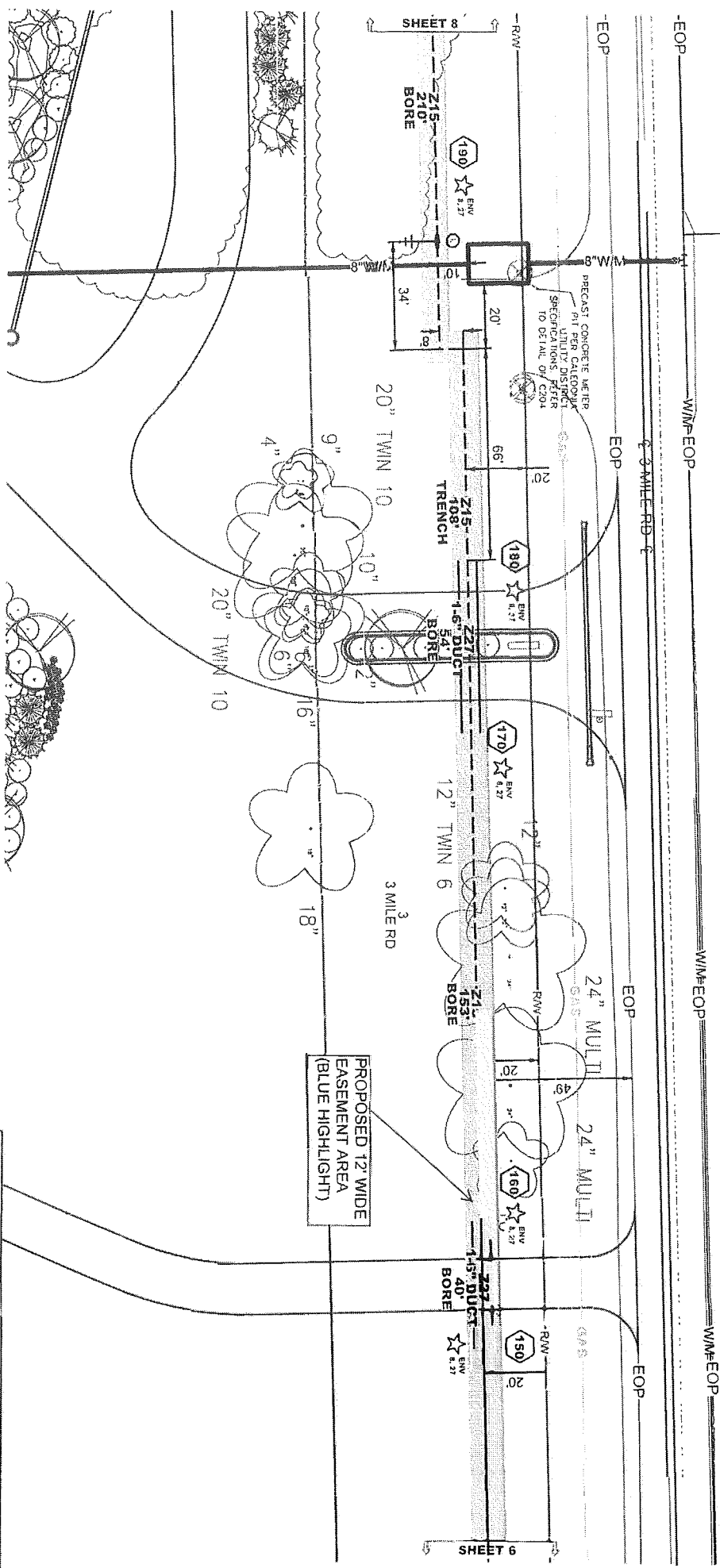
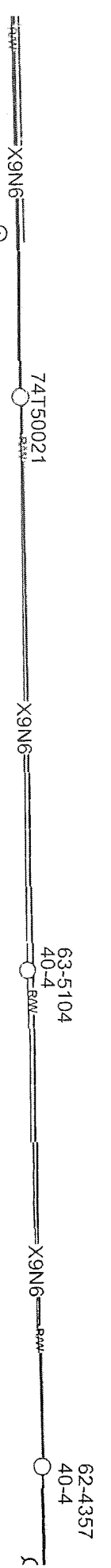
PROPOSED 12' WIDE  
EASEMENT AREA  
(BLUE HIGHLIGHT)

3 MILE RD



ELECTRIC WORK REQUEST  
 KR4883744

TEMPORARY EXHIBIT "A"

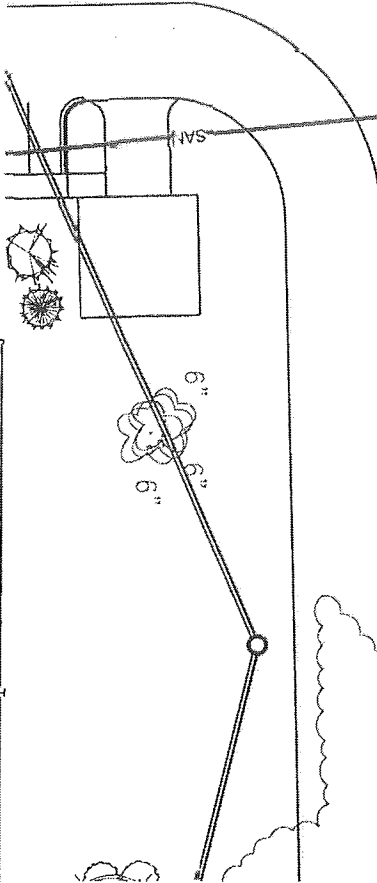
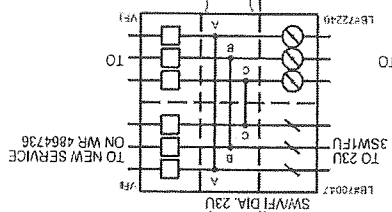
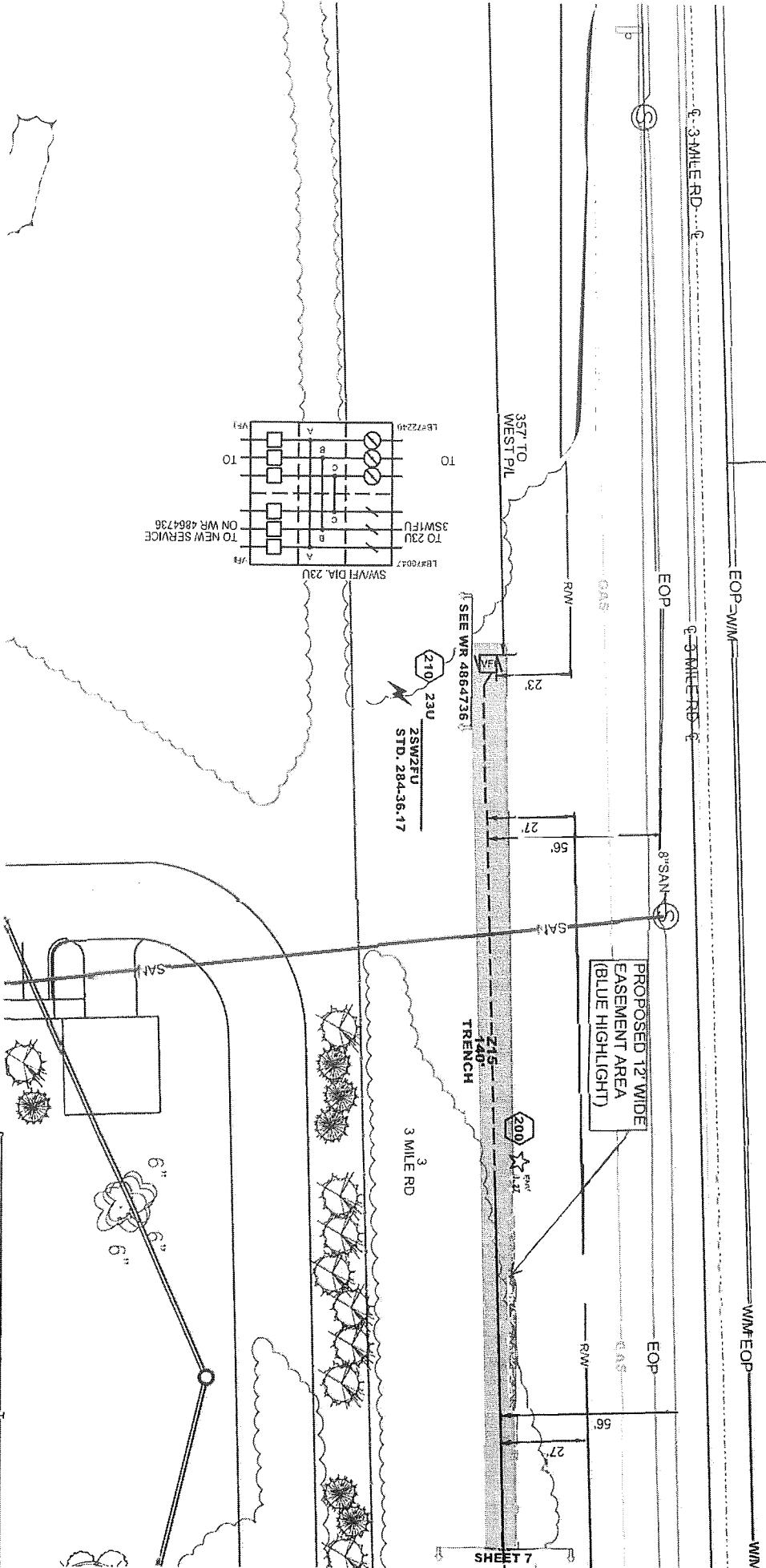
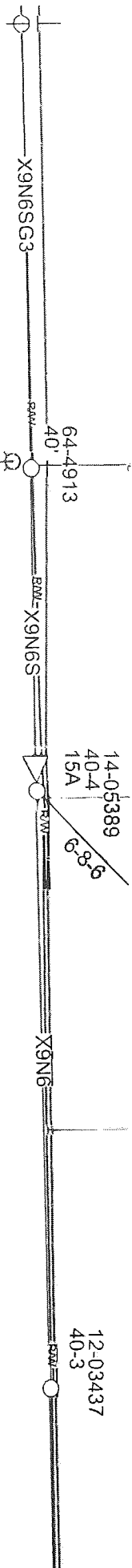
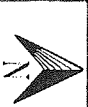


DATE: 01/27/2013 09:52:41 AM SHEET 7 OF 9 SCALE 1" = 30'



ELECTRIC WORK REQUEST  
KR4883744

# TEMPORARY EXHIBIT "A"





# TEMPORARY EXHIBIT "A"



CUSTOMER TO CLEAR PATH  
 AND AREA FOR BORE  
 PIT AND EQUIPMENT



227' TO P/L

34' TO ROW

PROPOSED 12" WIDE  
 EASEMENT AREA  
 (BLUE HIGHLIGHT)

130' -Z14- BORE



23' TO ROW

SEE WR 4883744

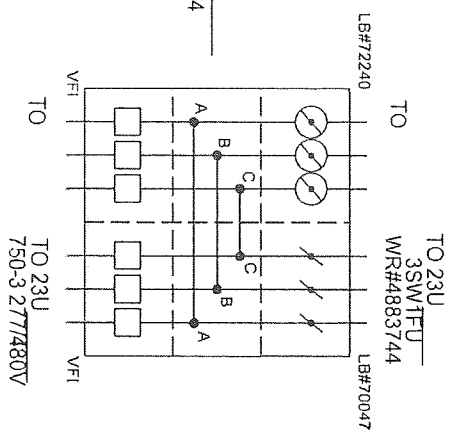


23U  
 2SW2FU  
 INSTALLED ON  
 WR 4883744

Z15

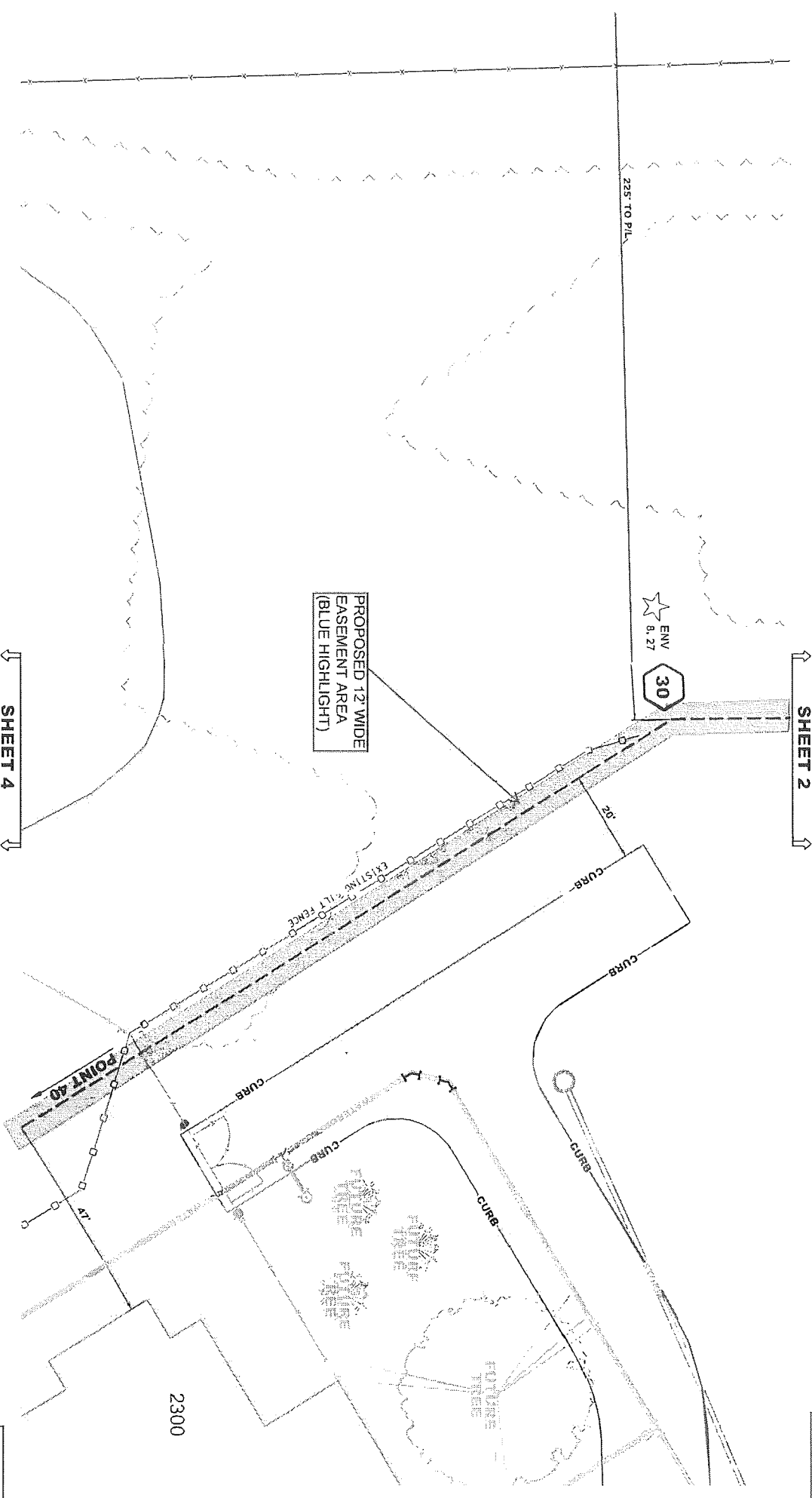
184' Z14 BORE

SWVFI DIA. 23U  
 WR #4883744



SHEET 3

TEMPORARY EXHIBIT "A"



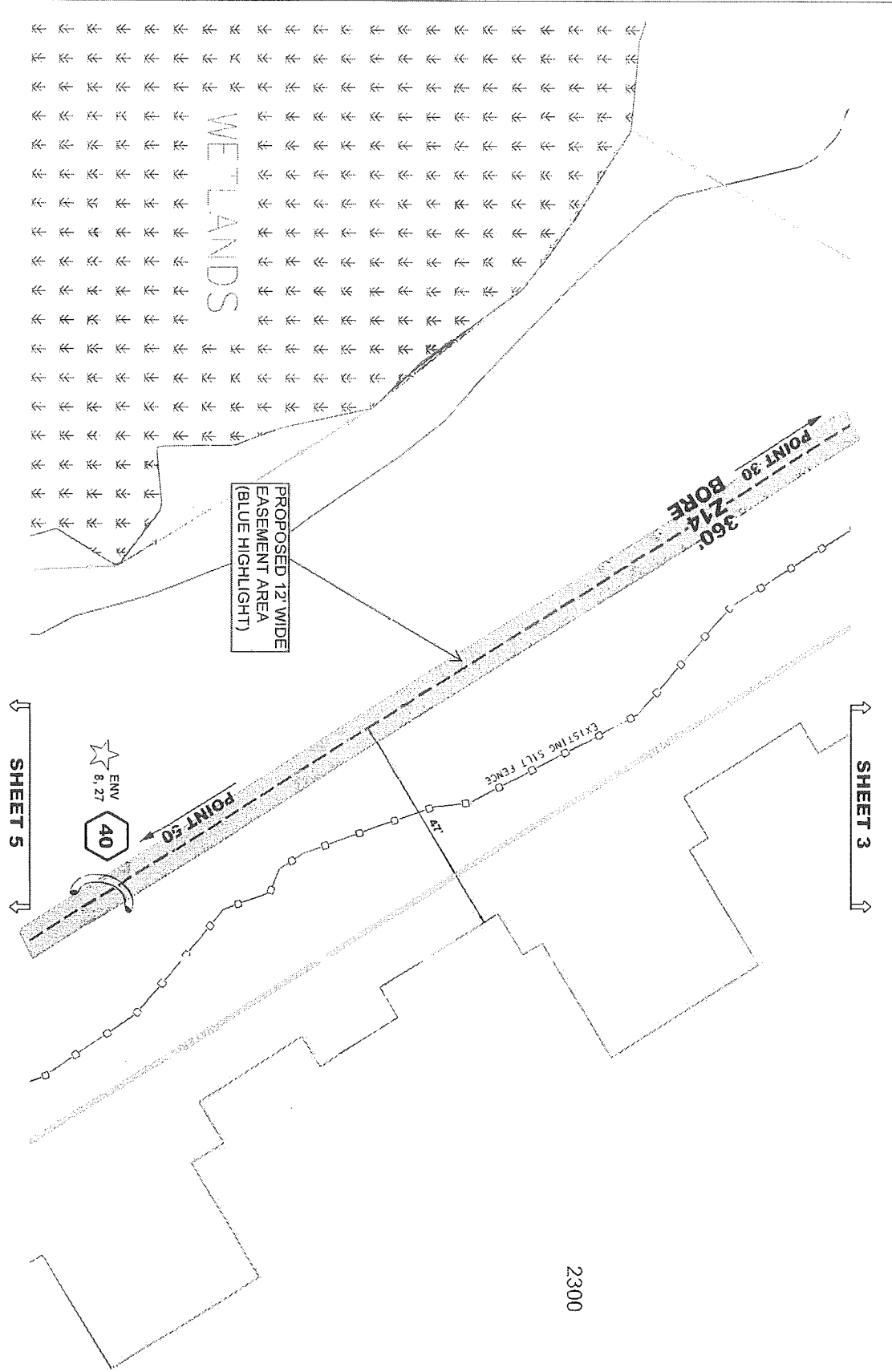
SHEET 4

SHEET 2

PROPOSED 12' WIDE  
EASEMENT AREA  
(BLUE HIGHLIGHT)

SHEET NO.  
3 OF 6

TEMPORARY EXHIBIT "A"



TEMPORARY EXHIBIT "A"

SHEET 4

DETAIL SEE SHEET 6

