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## RESOLUTION BY THE PUBLIC WORKS, PARKS AND FACILITIES COMMITTEE ACCEPTING MONEY FROM WISCONSIN ELECTRIC POWER COMPANY (WE ENERGIES) FOR RESTORATION OF THE RECREATIONAL TRAIL SYSTEM

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

**BE IT RESOLVED** by the Racine County Board of Supervisors that the acceptance of restoration money in the amount of \$18,000.00 from We Energies to restore a recreational trail is authorized and approved.

**RESOLUTION NO. 2008-132** 

**BE IT FURTHER RESOLVED** by the Racine County Board of Supervisors that Racine County shall act to restore an original recreational trail between Five Mile Road and Six Mile Road as noted on Exhibit "A" that is attached hereto and incorporated herein.

**BE IT FURTHER RESOLVED** by the Racine County Board of Supervisors that Corporation Counsel may prepare a sufficient agreement to include terms and conditions as the Corporation Counsel and the Public Works Director deem necessary and appropriate.

**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 Jeff Halbach, Chairman
Adopted \_\_\_\_\_

37 For 38 Against 39 Absent

Gilbert Bakke, Vice-Chairman

 VOTE REQUIRED: Majority Russell A. Clark, Secretary

 Prepared by:

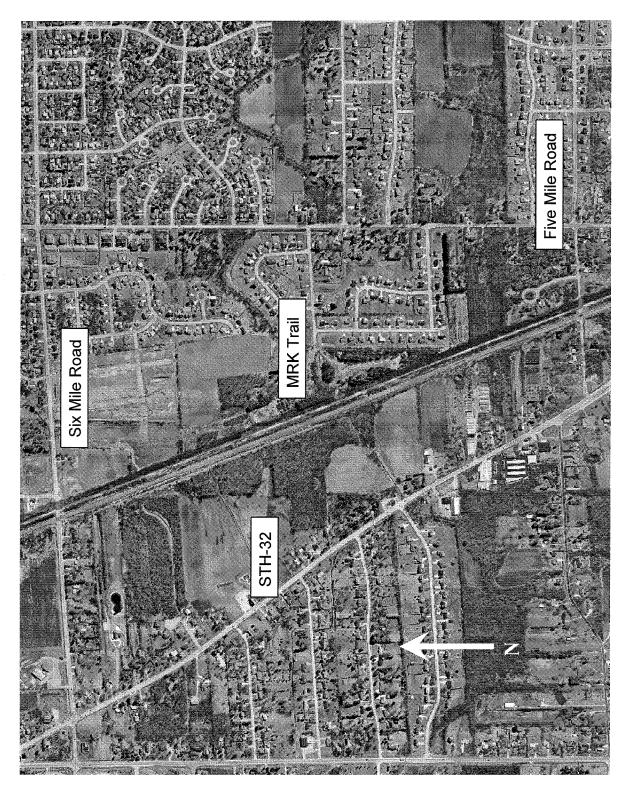
Corporation Counsel

Mike Dawson

Jim E. Kaplan

Resolution No. 2008-132

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3 4					
5	Diane M. Lange				
	Biane W. Lange				
6 7 8					
8 9	Donnie Snow				
10	The foregoing legislation adopted by the County Board of Supervisors of				
11 12	Racine County, Wisconsin, is hereby:				
13	Approved:				
14	Vetoed:				
15					
16	Date:,				
17					
18 19	William L. McReynolds, County Executive				
20	william L. McReynolds, County Executive				
21					
22					
23	INFORMATION ONLY				
24					
25	WHEREAS, in 1976, Racine County entered into a license agreement to develop a				
26	trail system on WE Energies fee-owned right of way lands, in return for Racine County's				
27	promise to perform certain obligations and duties; and				
28					
29	WHEREAS, the developed recreational trail between Five Mile Road and Six Mile				
30	Road was disturbed due to the construction of additional railroad tracks for WE Energies				
31	Oak Creek Power Plant expansion; and				
32					
33	WHEREAS, the disturbed area of the trail shall be re-created by Racine County with				
34	limestone screenings in a 12-foot wide riding surface; and				
35					
36	WHEREAS, the trail will be re-created in the exact location as prior to the trail's				
37	disturbance with a completion of restoration by December 31, 2009; and				
38	MULEDE 40 (1 ()MEE : "II D : 0 ( () : 1   1 : 1   1   1				
39	WHEREAS, that WE Energies will pay Racine County after said work is completed				
40	with the understanding that payment is its full, final payment and in full satisfaction of WE				
41	Energies for the trail restoration; and				
42	WUEDEAS that Design County is required to sares to indomnify protect save and				
43	WHEREAS, that Racine County is required to agree to indemnify, protect, save and				
44	hold harmless WE Energies for any liability arising out of said project.				
45					



					BUDGET	BALANCE
	ACCOUNT	CURRENT	CURRENT	TRANSFER	AFTER	AFTER
ACCOUNT NAME	NUMBER	BUDGET	BALANCE		TRANSFER	TRANSFER
PUBLIC WORKS						
Miscellaneous Revenue	525.5705			(18,000)	(18,000)	(18,000)
	TOTAL SOURCES		_	(18,000)		
Park Expense - Bike Trail Road	525.7120.556			18,000	18,000	18,000
	TOTAL USES		_	18,000	•	
			- =	0		

## FINANCE COMMITTEE RECOMMENDATION

After reviewing the Resolution/Ordinance and fiscal information supplied, your Finance Committee recommends FOR--AGAINST adoption.
REASONS

FOR	AGAINST