

## Kenosha County Administrative Proposal Form

### 1. Proposal Overview

Division: Facilities

Department: Public Works and Development  
Services

Proposal Summary (attach explanation and required documents):

Resolution to Grant a Utility Easement to We Energies for the Relocation of Electric Power Lines  
Underground County-Owned Property

Dept./Division Head Signature: \_\_\_\_\_



Date: 3-18-21

### 2. Department Head Review

Comments:

Recommendation: Approval ☒ Non-Approval ☐

Department Head Signature: \_\_\_\_\_



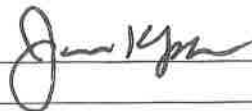
Date: 3-18-21

### 3. Finance Division Review

Comments:

Recommendation: Approval ☒ Non-Approval ☐

Finance Signature: \_\_\_\_\_



Date: 3/18/21

### 4. County Executive Review

Comments:


Action: Approval ☒ Non-Approval ☐

Executive Signature: \_\_\_\_\_



Date: 3/18/21

**Kenosha****County****BOARD OF SUPERVISORS****RESOLUTION NO. \_\_\_\_\_**

<b>Subject:</b> Resolution to Grant a Utility Easement to WE Energies for Relocation of Electric Lines Underground on County-owned Property	
<b>Original</b> <input type="checkbox"/> <b>Corrected</b> <input type="checkbox"/> <b>2<sup>nd</sup> Correction</b> <input type="checkbox"/> <b>Resubmitted</b> <input type="checkbox"/>	
<b>Date Submitted:</b> April 5, 2021	<b>Date Resubmitted:</b>
<b>Submitted by:</b> Public Works & Facilities, and Finance & Administration Committees	
<b>Fiscal Note Attached</b> <input type="checkbox"/>	<b>Legal Note Attached</b> <input type="checkbox"/>
<b>Prepared by:</b> Ray Arbet	<b>Signature:</b> 

WHEREAS, Kenosha County has requested that several WE Energies utilities servicing properties in the 1100 block of 56<sup>th</sup> Avenue be relocated from overhead to underground, and

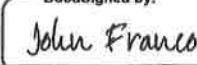
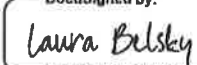
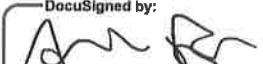


WHEREAS, WE Energies is willing to accommodate the County's request for this utility relocation to facilitate construction of a parking lot, and

WHEREAS, to enable this relocation, WE Energies will require an easement from Kenosha County for the construction of and future maintenance of such infrastructure, as detailed in the attached "Distribution Easement Overhead and Underground Electric and Communications" document, identified as "WR NO. 4618770".

NOW, THEREFORE BE IT RESOLVED, that the Kenosha County Board of Supervisors approves granting a permanent easement to WE Energies on County-owned property in the 1100 block of 56<sup>th</sup> Street Kenosha, WI, bearing parcel numbers 12-223-31-436-01, 12-223-31-436-012, 12-223-31-437-004 and 12-223-31-437-011, for purposes of relocating and maintaining utilities, under the terms as described more specifically in the attached WE Energies easement document "WR NO 4618770", and authorizes the Kenosha County Executive and County Clerk to sign all necessary and related documents.

Respectfully Submitted:

PUBLIC WORKS/FACILITIES COMMITTEE

	Aye	Nay	Abstain	Excused
Bill Grady, Chairperson	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
<small>DocuSigned by:</small>  <small>E102ADF2FD37400...</small> John Franco, Vice Chairperson	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<small>DocuSigned by:</small>  <small>D1E99E1F773F443...</small> Laura Belsky	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<small>DocuSigned by:</small>  <small>7F6D491606424E8...</small> Andy Berg	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Unexcused	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Gabe Nudo	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<small>DocuSigned by:</small>  <small>2BD3070C2EA04A...</small> Sharon Pomaville	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<small>DocuSigned by:</small>  <small>AEDA4E587468412...</small> Zach Rodriguez	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

FINANCE/ADMINISTRATION COMMITTEE

	Aye	Nay	Abstain	Excused
<hr/> Supervisor Terry W. Rose, Chair	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<hr/> Supervisor Jeffrey Gentz, Vice-Chair	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<hr/> Supervisor John Franco	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<hr/> Supervisor Ronald J. Frederick	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<hr/> Supervisor Ed Kubicki	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<hr/> Supervisor Jeff Wamboldt	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<hr/> Supervisor Monica Yuhas	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

**DISTRIBUTION EASEMENT  
OVERHEAD AND UNDERGROUND  
ELECTRIC AND COMMUNICATIONS**

Document Number

WR NO.      **4618770**                      IO NO.      **76253**

For good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, **KENOSHA COUNTY**, 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**, **SPECTRUM MID-AMERICA, LLC** and **WISCONSIN BELL, INC.** doing business as **AT&T Wisconsin**, a Wisconsin corporation, 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 12 feet in width being a part of the Grantor's premises described as **Part of Blocks 21 & 22, Original Town of Southport**; said premises being located in the **Southeast 1/4 of Section 31, Township 2 North, Range 23 East**, City of Kenosha, Kenosha 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 P129  
PO BOX 2046  
MILWAUKEE, WI 53201-2046

See Next Page  
(Parcel Identification Numbers)

1. **Purpose:** The purpose of this easement is to construct, install, operate, maintain, repair, replace and extend utility facilities including a pole with the necessary wires, down guys, anchors, conduit and cables, electric pad-mounted transformers, 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, for the distribution of electric energy, signals, television and telecommunications services, including the customary growth and replacement thereof. Trees, bushes, branches and roots may be trimmed or removed by Grantee whenever it decides it is necessary 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 to 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 sometime 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:**

**KENOSHA COUNTY**

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

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

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

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

Acknowledged before me in \_\_\_\_\_ County, State of Wisconsin, on \_\_\_\_\_, 2021,  
by \_\_\_\_\_, the \_\_\_\_\_,  
and by \_\_\_\_\_, the \_\_\_\_\_,  
of **KENOSHA COUNTY**, on behalf of the municipal corporation, pursuant to a Resolution adopted by the County Board on  
\_\_\_\_\_, 2021.

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

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

(NOTARY STAMP/SEAL)

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

Parcel Identification Numbers:

12-223-31-436-011  
12-223-31-436-012  
12-223-31-437-004  
12-223-31-437-011

This instrument was drafted by Tracy Zwiebel on behalf of Wisconsin Electric Power Company, PO Box 2046, Milwaukee, Wisconsin 53201-2046.

30" SLACK SPAN BETWEEN POINTS 10' - 30'				
150lbs. of Tension = Un-Guyed		Sag Table in Inches		
Circuit	Conductor and Tension	0'	30'	60'
Primary	(3) 110 ACSE	10	11	11
NeurSec	410 TXF	22	22	23

