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RESOLUTION #

Resolution to Authorize a Quit Claim Deed for Land Area near the Delton Dam

Resolution offered by the Land Resources and Environment Committee

Resolved by the Board of Supervisors of Sauk County, Wisconsin:

BACKGROUND:

During the 2019 inspection of the Delton Dam, it was noticed that there was concrete spalling and repairs were necessary. In June 2021, the County entered a contract with Ayres Associates to engineer the project. A more recent inspection in December 2021, during a routine inspection, it was noted that a concrete training wall near the edge of the dam shifted. In discussions with representatives from JF Brennan on-site as well as phone conversations with Ayres Associates, this was not an imminent issue, but did need to be addressed. The LRE Department amended its contract with Ayres to include this scope of work. The project may also be eligible for WDNR Municipal Dam Grant Funding. In April 2022, the County Board adopted Resolution 50-2022, which authorized the LRE Department to submit the necessary application to the WDNR for the Municipal Dam Grant Program for the Delton Dam project.

In March 2022, the LRE Department was notified that there were additional items that needed to be addressed for our application. It was noted that there appeared to be a portion of the south end of the spillway and the south abutment that is on an adjacent lot. Being such, the County needed to provide proof of ownership or an easement for this segment of the dam. LRE staff did verify that a portion of the dam was located on adjacent private property, making those landowners dam owners as well. To qualify for Municipal Dam Grant funding as well as to remove liability for the dam from the private parties, LRE staff worked with the existing property owners to identify the area needed to make the County the sole dam owner. The Quit Claim Area is shown on Appendix A.

WHEREAS, Resolution No. 50-2022 was adopted by the Sauk County Board of Supervisors to make application for the Municipal Dam Grant Funding; and,

WHEREAS, to complete Sauk County's Municipal Dam Grant Application, proof of ownership on both sides of the dam is necessary; and,

NOW, THEREFORE, BE IT RESOLVED, that the Sauk County Board of Supervisors, met in regular session, does hereby authorize a Quit Claim Deed for Land Area near the Delton Dam as shown on Exhibit A; and,

BE IT FURTHER RESOLVED, by the Sauk County Board of Supervisors, to authorize the County Administrator to sign the Quit Claim Deed on behalf of the County to finalize the land transaction.

Approved for presentation to the County Board by the Land Resources and Environment Committee, this 21 day of February 2023.

Consent Agenda Item: [] YES [X] NO

Fiscal Impact: [] None [X] Budgeted Expenditure [] Not Budgeted

Vote Required: Majority = _____ 2/3 Majority = _____ 3/4 Majority = _____

The County Board has the legal authority to adopt: Yes _____ No _____ as reviewed
by the Corporation Counsel, _____, Date:
_____ .

Offered and passage moved by: Land Resources and Environment Committee

MARTY KRUEGER, Chair

PETER KINSMAN, Vice Chair

BRANDON LOHR, Secretary

DENNIS POLIVKA

ROBERT SPENCER

VALERIE MCAULIFFE

LYNN EBERL

RANDY PUTTKAMER

Fiscal Note: The property owner is willing to quit claim the needed area for no cost to the County. However, the property owner has requested an appraisal of the land area represented in the survey (Appendix A). The estimated cost to the County for the appraisal is \$XXXXXX. Funds for the Delton Dam repairs are in the 2023 Budget. The LRE Department has also submitted a Municipal Dam Grant Application to assist in paying for any costs associated with the repairs.

MIS Note: No Impact