

MINUTES OF THE COMMON COUNCIL MEETING HELD AT THE GREENFIELD CITY HALL ON WEDNESDAY, APRIL 5, 2023

A. Call to Order & Roll Call

The meeting was called to order by Mayor Neitzke at 7:00 PM.

Present: Alderpersons Denise Collins, Bruce Bailey, Karl Kastner, Pamela Akers, Shirley Saryan

Also present: Jeff Katz, Director, Neighborhood Services; Jennifer Goergen, City Clerk; Christopher Geary, City Attorney; *Kristi Porter, Community Development Manager.

B. Opening Prayer

An opening prayer was given by Chaplain Leggett.

C. Pledge of Allegiance

D. Approval of the March 21, 2023 Common Council minutes

Motion by Alderperson Kastner, seconded by Alderperson Bailey to approve. Motion carried unanimously.

E. Mayor's Report

Mayor Neitzke spoke about the election and thanked the Clerk's Office. He thanked Alderperson Collins for her services to the City and all the boards and committees that she has been on.

Mayor Neitzke spoke about being on TV regarding some legislation recently signed regarding towing vehicles, misdemeanor violations and jails, team efforts, and that he appreciated Senator Bob Donovan, Senator Bradley, and Governor Evers' efforts to start this path to remedy the situation.

Mayor Neitzke and the Council spoke about how River Falls is now Holy Mackerel and the special use permits. They may update the miniature golf, but the batting cages will remain. There may be community golf events in the future.

Mayor Neitzke spoke about Cafe Hollander and when the construction would start. He also talked about the Loomis Road and Layton Avenue medical offices and apartments that are being constructed. Mayor Neitzke and Jeff Katz, Director of Neighborhood Services, spoke about the Loomis Road Bridge.

F. Aldermanic Reports

Mayor Neitzke said that we are now an All World Tree City now. Alderperson Bailey said that we are one of the few communities in the state that get the award. Mayor Neitzke thanked Joan Stevens and said that she has been instrumental for Arbor Days, in forestry efforts, in the Beautification Committee, in Clean-Up Green-Up events, with the new statue, and in the community.

* Kristi Porter, the Community Development Manager, arrived.

G. Announcements

Alderperson Akers, Mayor Neitzke, and Alderperson Collins spoke about the Bunny Hop.

Mayor Neitzke said that the bands for Park and Recreation events have been signed, the schedule has been made, and the *Recreator* will go out.

Mayor Neitzke and Mr. Katz spoke about the creek.

Mayor Neitzke continued to agenda item H.

Mayor Neitzke spoke about working with Senator Johnson's and Senator Baldwin's offices in regards to the properties in Greenfield, their zip codes, and the United States Postal Service.

Mayor Neitzke jumped back to agenda item J8.

H. Citizen Commentary

Mayor Neitzke introduced former alderperson David Scherbarth, 4341 S. 60th Street, who spoke about 60th

Street's water main breaks; the former City Engineer, that he will share the news about numbers 600 and 601 at the next Common Council meeting; and that he would like to be a member of the Board of Public Works.

I. Old Business

1. Appointments to various committees and commissions:

a. Mayor appointments, confirmed by Council:

- i. One member to the Board of Review for a term to expire 5/1/2026 (formerly James Jaworowicz)
Place on next agenda.
- ii. One alternate member to the Tree Commission for a term to expire 5-1-24 (formerly Chloe Selkirt)
Place on next agenda.

Mayor Neitzke went to agenda item J2.

J. New Business

1. Letter of resignation received from John Rivera for the following: Board of Public Works, Board of Review, Zoning Board of Review. (Goergen)

No action.

2. Appointments to various committees and commissions:

a. Council appointments:

- i. One member to the Board of Public Works for a term to expire 5/1/2023 (formerly John Rivera)
Place on next agenda.

b. Mayor appointments, confirmed by Council:

- i. One alternate member to the Board of Review for a term to expire 5/1/2025 (formerly John Rivera)
Mayor Neitzke nominated David Scherbarth, 4341 S. 60th Street as an alternate member to the Board of Review. Motion by Alderperson Kastner, seconded by Alderperson Akers to confirm appointment for a term to expire 5/1/2025. Motion carried unanimously.
- ii. One member to the Zoning Board of Appeals for a term to expire 5/1/2023 (formerly John Rivera)
Place on next agenda.

3. Approve applications for 2022-2023 operator licenses. (Goergen)

Motion by Alderperson Akers, seconded by Alderperson Bailey to approve. Motion carried unanimously.

4. Approve a resolution allowing the claim of Marcus Crawford relating to damage to the tire of an automobile. (Geary)

Mayor Neitzke introduced the new City Attorney, Christopher Geary.

Attorney Geary spoke about the background of the claim. Mr. Crawford agreed on \$278.31 for one tire.

Motion by Alderperson Kastner, seconded by Alderperson Bailey to approve as presented. On a roll call vote, motion carried unanimously.

5. Approve a resolution allowing the claim of Steven McNeill relating to damage to an automobile. (Geary)
Attorney Geary spoke about the background of the claim. Mr. McNeill agreed on \$3,349.54.

Motion by Alderperson Kastner, seconded by Alderperson Collins to approve. On a roll call vote, motion carried unanimously.

6. Approve a resolution approving an additional Memorandum of Understanding and Addendum with Wisconsin State-Local Government Plaintiffs for the allocation of Opioid Settlement Proceeds and agree to the terms of the Wisconsin State-Local Government Opioid Memorandum of Understanding and Addendum allocating certain settlement proceeds, and authorize execution of such MOU. (Geary)
Attorney Geary spoke about the litigation, the resolution, the amount, and the paperwork.

Mayor Neitzke said that any settlements received so far are being held in trust, escrow, or separate accounts.

Motion by Alderperson Kastner, seconded by Alderperson Collins to approve. On a roll call vote, motion carried unanimously.

7. Approve an Initial Resolution for the Discontinuance of general right-of-way immediately west of 4307 S. 43 St. (Katz)

Mrs. Porter spoke about the right-of-way, the history, the notification process, and the easement.

Mayor Neitzke said that long stretch was going to be an alley.

Motion by Alderperson Collins, seconded by Alderperson Akers to approve. On a roll call vote, motion carried unanimously.

8. Approve an Initial Resolution for the Discontinuance of a portion of S. 118 St. right-of-way, north of W. Edgerton Ave. (Katz)

Mayor Neitzke spoke about the location, the Great Life development, and the continuation of a path.

Mayor Neitzke circled back to agenda item G.

Mayor Neitzke and Mr. Katz spoke about the Great Life development, the path, the utilities, and the ribbon-cutting ceremony.

Motion by Alderperson Collins, seconded by Alderperson Saryan to approve. On a roll call vote, motion carried unanimously.

9. Discussion and decision to approve revised job description and pay range for Public Safety Equipment Specialist, Police Department effective May 1, 2023. (3/29/23 F&HR S. Saryan)

Motion by Alderperson Collins, seconded by Alderperson Kastner to approve agenda items J9-J12. Motion carried unanimously.

10. Discussion and decision to approve revised job description and pay range for Police Office Supervisor effective May 1, 2023. (3/29/23 F&HR S. Saryan)

Approved under agenda item J9.

11. Discussion and decision to approve revised job description and pay range for CIB Administrative Assistant and change position title to CIB Administrative Specialist effective May 1, 2023. (3/29/23 F&HR S. Saryan)

Approved under agenda item J9.

12. Discussion and decision to approve revised pay rate for part-time Police Services Specialist Investigator effective May 1, 2023. (3/29/23 F&HR S. Saryan)

Approved under agenda item J9.

13. Discussion and Decision to approve a Community Development Block Grant (CDBG) Award for Health Department Clinic Improvements. (3/29/23 F&HR S. Saryan)

Motion by Alderperson Akers, seconded by Alderperson Collins to approve.

Under discussion, Mayor Neitzke spoke about the additional Block Grants.

On a roll call vote, motion carried unanimously.

14. Approve fund transfer of \$30,000 from Reserves for truck purchases. (3/29/23 F&HR S. Saryan)
Mayor Neitzke said that they were previously budgeted, and there is an expectation that the entire amount won't be utilized.

Motion by Alderperson Kastner, seconded by Alderperson Saryan to approve. On a roll call vote, motion carried unanimously.

15. Discussion and decision to enter into an agreement between the State of WI Department of Administration and the city to participate in the Wisconsin Help for Homeowners Program Homeowners Assistance Fund Program (WHH HAF). (3/29/23 F&HR S. Saryan)

Motion by Alderperson Akers, seconded by Alderperson Collins to approve. On a roll call vote, motion carried unanimously.

16. Discussion and decision to establish the 2023 Sewer Service Rates as proposed in the 2023 Budget. (3/29/23 F&HR S. Saryan)

Motion by Alderperson Collins, seconded by Alderperson Saryan to approve. On a roll call vote, motion carried unanimously.

17. Approval of schedules of disbursements in the amount of \$1,684,817.32. (3/29/23 F&HR S. Saryan)

Motion by Alderperson Collins, seconded by Alderperson Saryan to approve agenda items J17-J19. On a roll call vote, motion carried unanimously.

18. Approval of mileage reimbursements in the amount of \$974.21. (3/29/23 F&HR S. Saryan)

Approved under agenda item J17.

19. Investments and reinvestments for February 2023. (3/29/23 F&HR S. Saryan)

Approved under agenda item J17.

20. Common Council to go into closed session pursuant to Wis. Stat. § 19.85 (1)(e), considering the investing of public funds in the potential redevelopment of property on S. 76 St. (Porter)

Motion by Alderperson Collins, seconded by Alderperson Bailey to go into closed session at 7:42 PM. On a roll call vote, motion carried unanimously.

21. Adjourn closed session and reconvene into open session.

Motion by Alderperson Collins, seconded by Alderperson Akers to adjourn closed session and reconvene into open session at 8:32 PM. Motion carried unanimously.

22. Decision re: Consideration of investing of public funds in the potential redevelopment of property on S. 76 St. (Porter)

Mayor Neitzke said that the City Attorney is to proceed as directed and that there may be a Special Common Council meeting to further discuss.

K. Items for future agenda

Mayor Neitzke said possibly agenda item J22.

L. Adjourn

Motion by Alderperson Kastner, seconded by Alderperson Collins to adjourn at 8:34 PM. Motion carried unanimously.

Jennifer Goergen, City Clerk

Minutes transcribed by Trina Kaminski, Administrative Assistant

Distributed: 4/10/2023

COMMON COUNCIL
OF THE
CITY OF GREENFIELD

RESOLUTION NO. 3906

A RESOLUTION ALLOWING THE CLAIM OF MARCUS CRAWFORD RELATING TO
DAMAGE TO THE TIRE OF AN AUTOMOBILE

WHEREAS, Marcus Crawford submitted a claim with the City on March 3, 2023; and,

WHEREAS, in his claim, Mr. Crawford alleged tire damage to his vehicle that was caused by a “rat trap” device that was placed adjacent to the tire by the Greenfield Police Department during a traffic stop on February 17, 2023, but which device was not removed prior to the vehicle being towed; and,

WHEREAS, the City Attorney has reviewed the facts and circumstances relating to the claim and recommends that the Common Council allow the claim; and,

WHEREAS, Wis. Stat. § 893.80 provides for the process by which the Common Council shall consider and handle claims made against the Council, the City and its officers, agents and employees; and,

WHEREAS, after considering the facts and circumstances of the claim, the Common Council desires to pay the amount of the actual loss.

NOW THEREFORE, BE IT RESOLVED by the Common Council of the City of Greenfield that the claim of Marcus Crawford filed with the City on March 3, 2023 relating to alleged tire damage is hereby allowed in an amount not to exceed **\$278.31**.

BE IT FURTHER RESOLVED that the City Finance Director is hereby authorized and directed to pay the claim to the claimant upon receipt of a signed release of claims from the claimant.

Approved:

Michael J. Neitzke, Mayor

Date Approved:

April 5, 2023

This is to certify that the foregoing resolution as adopted by the Common Council of the City of Greenfield, Wisconsin, at a meeting held on the 5th day of April, 2023.

Jennifer Goergen, City Clerk

COMMON COUNCIL
OF THE
CITY OF GREENFIELD

RESOLUTION NO. 3907

A RESOLUTION ALLOWING THE CLAIM OF STEVEN MCNEILL RELATING TO
DAMAGE TO AN AUTOMOBILE

WHEREAS, Steven McNeill submitted a claim with the City on February 9, 2023; and,

WHEREAS, Mr. McNeill alleged in his claim certain damage to his vehicle that was caused when it was struck by a City snow plow on January 25, 2023; and,

WHEREAS, the City Attorney has reviewed the facts and circumstances relating to the claim and recommends that the Common Council allow the claim; and,

WHEREAS, Wis. Stat. § 893.80 provides for the process by which the Common Council shall consider and handle claims made against the Council, the City and its officers, agents and employees; and,

WHEREAS, after considering the facts and circumstances of the claim, the Common Council desires to pay the amount of the actual loss.

NOW THEREFORE, BE IT RESOLVED by the Common Council of the City of Greenfield that the claim of Steven McNeill filed with the City on February 9, 2023 relating to alleged damage to his vehicle is hereby allowed in an amount not to exceed **\$3,349.54**.

BE IT FURTHER RESOLVED that the City Finance Director is hereby authorized and directed to pay the claim to the claimant upon receipt of a signed release of claims from the claimant.

Approved:

Michael J. Neitzke, Mayor

Date Approved:

April 5, 2023

This is to certify that the foregoing resolution as adopted by the Common Council of the City of Greenfield, Wisconsin, at a meeting held on the 5th day of April, 2023.

Jennifer Goergen, City Clerk

RESOLUTION NO. 2023- 3908

RESOLUTION APPROVING AN ADDITIONAL MEMORANDUM OF UNDERSTANDING AND ADDENDUM WITH WISCONSIN STATE-LOCAL GOVERNMENT PLAINTIFFS FOR THE ALLOCATION OF OPIOID SETTLEMENT PROCEEDS AND AGREE TO THE TERMS OF THE WISCONSIN STATE-LOCAL GOVERNMENT OPIOID MEMORANDUM OF UNDERSTANDING AND ADDENDUM ALLOCATING CERTAIN SETTLEMENT PROCEEDS, AND AUTHORIZE EXECUTION OF SUCH MOU

The Common Council of the City of Greenfield, Milwaukee County, Wisconsin, resolves as follows:

RECITALS

WHEREAS, in November 2019, the Common Council authorized the City to enter into an engagement agreement with Phipps Ortiz Talafuse LLC, previously operating under the name Phipps Deacon Purnell PLLC (the “Law Firm”) to pursue litigation against certain manufacturers, distributors, and retailers of opioid pharmaceuticals (the “Opioid Defendants”) in an effort to hold the Opioid Defendants financially responsible for the City’s expenditure of vast money and resources to combat the opioid epidemic;

WHEREAS, on behalf of the City, the Law Firm filed a lawsuit against the Opioid Defendants;

WHEREAS, the Law Firm filed similar lawsuits on behalf of other Wisconsin municipalities in state court in Wisconsin, but the Wisconsin cases were removed to federal court and are currently coordinated with thousands of other lawsuits filed against the same or substantially similar parties as the Opioid Defendants in the Northern District of Ohio, captioned In re: Opioid Litigation, MDL 2804 (the “Litigation”);

WHEREAS, additional Wisconsin cities and counties hired separate counsel and joined the Litigation;

WHEREAS, since the inception of the Litigation, the Law Firm has coordinated with counsel from around the country (including counsel for other Wisconsin cities and counties) to prepare the City’s case for trial and engage in extensive settlement discussions with the Opioid Defendants;

WHEREAS, in February 2023, settlement discussions with Walgreens, Walmart, CVS, TEVA, and Allergan (“Settling Defendants”) resulted in tentative agreements as to settlement terms (“Settlement Agreements”) pending agreement from the State of Wisconsin, the local governments, and the other parties involved in the litigation; and

WHEREAS, the Memorandum of Understanding and Addendum (“MOU and Addendum”) provides, among other things, for the payment of certain sums to Participating

Subdivisions (as defined in the related Settlement Agreements) upon the occurrence of certain events detailed in the Settlement Agreements pursuant to Wis. Stat. § 165.12, which provides for the allocation of opioid settlement proceeds;

WHEREAS, the State and the Local Governments intend MOU to effectuate the terms of future Settlement Agreements arising out of the Litigation in a manner consistent with Wis. Stat. § 165.12(2);

WHEREAS, it is not the intent of the State and Local Governments that this MOU and Addendum supersede or alter any previously agreed upon MOU between the State and Local Governments related to the Litigation;

WHEREAS, the intent of this Resolution is to authorize the City to enter into the Allocation MOU and the Addendum; and

WHEREAS, the City, by this Resolution, shall authorize the Mayor and City Clerk to finalize and execute any escrow agreement and other document or agreement necessary to effectuate the Settlement Agreements related to this MOU and Addendum and the other agreements referenced herein;

NOW, THEREFORE, BE IT RESOLVED: the Common Council hereby approves the Allocation MOU and Addendum and authorizes its execution and the execution of any and all documents ancillary thereto by the Mayor and City Clerk; and

BE IT FURTHER RESOLVED that all actions heretofore taken by the Common. Council and other appropriate public officers and agents of the City with respect to the matters contemplated under this Resolution are hereby ratified, confirmed and approved.

Adopted by the Common Council of the City of Greenfield this 5th day of April, 2023.

CITY OF GREENFIELD

By: _____
Michael Neitzke, Mayor

Attest: _____
Jennifer Goergen, City Clerk

RESOLUTION NO. 3909

Initial Resolution for the Discontinuance of general right-of-way immediately west of 4307 S. 43 St.

WHEREAS, the City owns excess general right-of-way, immediately west of 4307 S. 43 St. (Tax Key No. 601-9998-000), of which is unimproved; and,

WHEREAS, the Common Council has determined that the public interest requires the discontinuation of said general right-of-way, immediately west of 4307 S. 43 St., which is more specifically shown and described in the attached Exhibit A; and,

WHEREAS, the public right-of-way which is hereby to be vacated lies within one-quarter mile of a state trunk highway or connecting highway, and does not contain a railroad crossing within its boundaries; and,

WHEREAS, Sec. 66.1003 of the Wisconsin Statutes requires a public hearing on any proposed discontinuance not less than 40 days following the introduction of a discontinuance resolution.

NOW, THEREFORE, BE IT RESOLVED by the Common Council of the City of Greenfield, that the Discontinuance Resolution attached hereto as Exhibit B is hereby introduced as that term is used in Wis. Stat. § 66.1003(4).

BE IT FURTHER RESOLVED, that a public hearing on the discontinuance of right-of-way immediately west of 4307 S. 43 St. is hereby scheduled for May 16, 2023 at 7:00pm or as soon thereafter as the Council may hear the matter.

BE IT FURTHER RESOLVED that the City Clerk is hereby directed to deliver a copy of this resolution to the Wisconsin Secretary of Transportation.

PASSED AND ADOPTED by the Common Council of the City of Greenfield on the 5th day of April, 2023.

APPROVED:

Michael J. Neitzke, Mayor

ATTEST:

Jennifer Goergen, City Clerk

cc: Engineering Division

Exhibit A

Legal Description:

The West 10 feet of the South 43.33 feet of the North 131.67 feet of the East 175 feet, being a part of the Southeast $\frac{1}{4}$ of Section 23, Township 6 North, Range 21 East, City of Greenfield, Milwaukee County, Wisconsin.

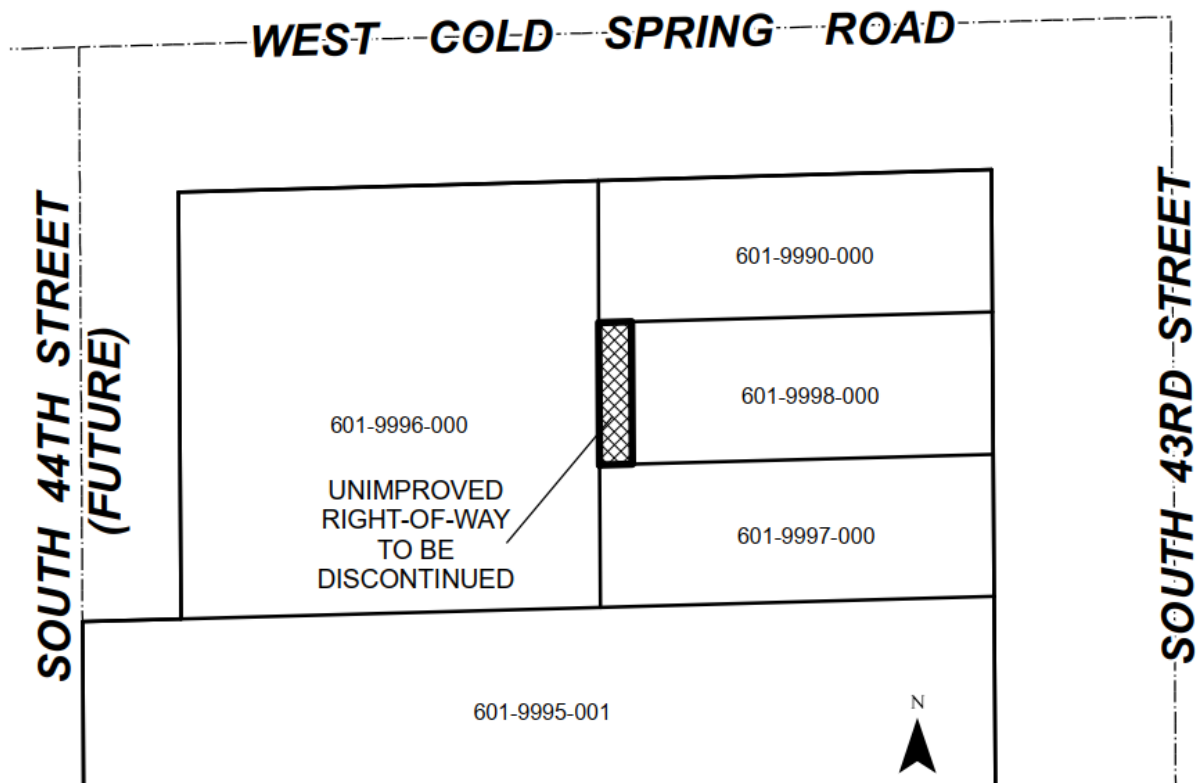


Exhibit B

RESOLUTION NO. ____

Resolution Discontinuing general right-of-way immediately west of 4307 S. 43 St.

WHEREAS, the City owns excess general right-of-way, immediately west of 4307 S. 43 St. (Tax Key No. 601-9998-000), of which is unimproved; and,

WHEREAS, following due notice and publication the Common Council has conducted a public hearing to determine whether it is appropriate to discontinue the general right-of-way immediately west of 4307 S. 43 St.; and,

WHEREAS, based upon the materials on file and the comments received at the public hearing, the Common Council has determined that the public interest requires the vacation of the right-of-way, immediately west of 4307 S. 43 St., that is more specifically shown and described in the attached Exhibit A; and

WHEREAS, the Common Council further finds that the right-of-way which is hereby to be vacated lies within one-quarter mile of a state trunk highway or connecting highway, and does not contain a railroad crossing within its boundaries;

NOW, THEREFORE, BE IT RESOLVED by the Common Council of the City of Greenfield, that the general right-of-way immediately west of 4307 S. 43 St., approximately 10 ft. x 43.33 ft. in area, that is more specifically shown and described in the attached Exhibit A is hereby vacated and discontinued.

BE IT FURTHER RESOLVED, that general right-of-way, immediately west of 4307 S. 43 St. (Tax Key No. 601-9998-000) so vacated and discontinued shall, upon passage and publication of this Resolution, forever vest in the owner of the lands which immediately abut thereto, and shall be annexed thereto, free and clear of any right, title or interest in the public as road right of way except for the rights of the public to a public purpose easement for utilities within the vacated area pursuant to the provisions of sections 66.1003 and 66.1005 of the Wisconsin Statutes.

INTRODUCED by the Common Council of the City of Greenfield on the 5th day of April, 2023.

PASSED AND ADOPTED by the Common Council of the City of Greenfield on the ____ day of _____, 2023.

APPROVED:

Michael J. Neitzke, Mayor

ATTEST:

Jennifer Goergen, City Clerk

cc: Engineering Division

RESOLUTION NO. 3910

Initial Resolution for the Discontinuance of a portion of S. 118 St. right-of-way, north of W. Edgerton Ave.

WHEREAS, the City owns excess S. 118 St. right-of-way, north of W. Edgerton Ave., of which all is unimproved right-of-way, west of Tax Key No. 611-8963-001; and,

WHEREAS, the Common Council has determined that the public interest requires the discontinuation of a portion of said S. 118 St. right-of-way north of W. Edgerton Ave., which is more specifically shown and described in the attached Exhibit A; and,

WHEREAS, the public road right-of-way which is hereby to be vacated does not lie within one-quarter mile of a state trunk highway or connecting highway, and does not contain a railroad crossing within its boundaries; and,

WHEREAS, Sec. 66.1003 of the Wisconsin Statutes requires a public hearing on any proposed discontinuance not less than 40 days following the introduction of a discontinuance resolution.

NOW, THEREFORE, BE IT RESOLVED by the Common Council of the City of Greenfield, that the Discontinuance Resolution attached hereto as Exhibit B is hereby introduced as that term is used in Wis. Stat. § 66.1003(4).

BE IT FURTHER RESOLVED, that a public hearing on the discontinuance of a portion of S. 118 St. right-of-way, north of W. Edgerton Ave. is hereby scheduled for May 16, 2023 at 7:00pm or as soon thereafter as the Council may hear the matter.

BE IT FURTHER RESOLVED that notification to the Wisconsin Secretary of Transportation or the Commissioner of Railroads is not needed, as the proposed discontinuance is not located within one-quarter mile of a state truck highway, connecting highway, or railroad highway crossing.

PASSED AND ADOPTED by the Common Council of the City of Greenfield on the 5th day of April, 2023.

APPROVED:

Michael J. Neitzke, Mayor

ATTEST:

Jennifer Goergen, City Clerk

cc: Engineering Division

Exhibit A

Legal Description:

That part of the Northwest ¼ of Section 30, Township 6 North, Range 21 East, City of Greenfield, Milwaukee County, Wisconsin, which is bounded and described as follows:

Commencing at the Southwest corner of said ¼ Section; thence North 88°45'46" East on and along the South line of said ¼ Section, 2158.68 feet to a point; thence North 00°30'19" West, 200.02 feet to a point, said point being on the southerly municipal limit line for the City of Greenfield and the point of beginning of lands to be described; thence continue North 00°30'19" West, 400.00 feet to a point; thence North 88°45'46" East and parallel to the South line of said ¼ Section, 30.00 feet to a point; thence South 00°30'19" East, 400.00 feet to a point, said point being on the southerly municipal limit line for the City of Greenfield; thence South 88°45'46" West on and long the Southerly municipal limit line for the City of Greenfield, 30.00 feet to the point of beginning.

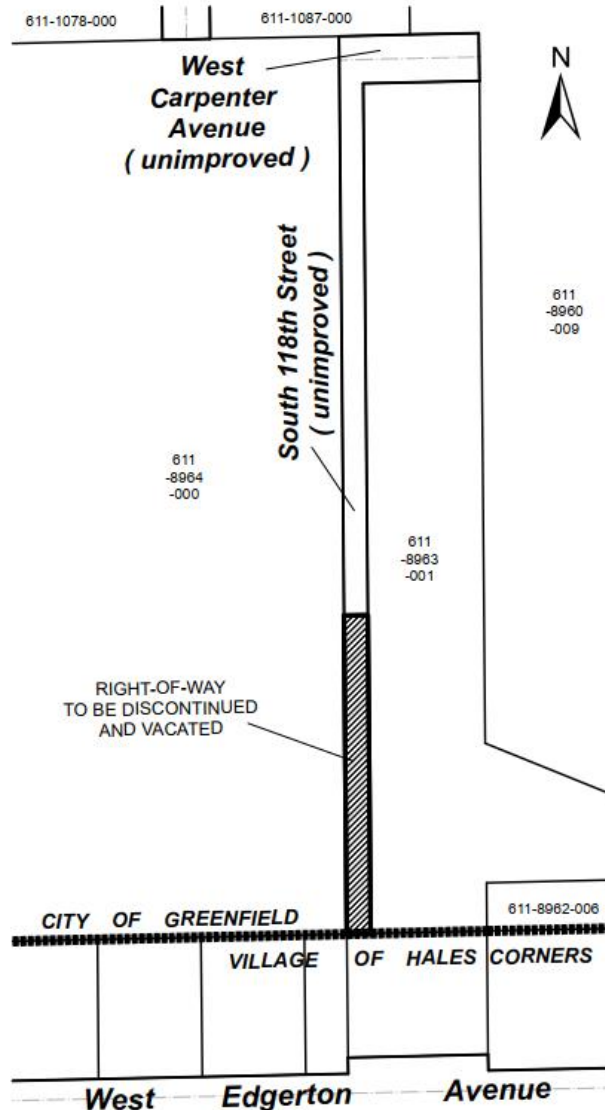


Exhibit B

RESOLUTION NO. ____

Resolution Discontinuing a portion of S. 118 St. right-of-way, north of W. Edgerton Ave.

WHEREAS, the City owns excess S. 118 St. right-of-way, north of W. Edgerton Ave., of which all is unimproved right-of-way, west of Tax Key No. 611-8963-001; and,

WHEREAS, following due notice and publication the Common Council has conducted a public hearing to determine whether it is appropriate to discontinue a portion of the S. 118 St. right-of-way, north of W. Edgerton Ave.; and,

WHEREAS, based upon the materials on file and the comments received at the public hearing, the Common Council has determined that the public interest requires the vacation of a portion of S. 118 St. right-of-way north of W. Edgerton Ave., that is more specifically shown and described in the attached Exhibit A; and

WHEREAS, the Common Council further finds that the portion of public road right-of-way which is hereby to be vacated does not lie within one-quarter mile of a state trunk highway or connecting highway, and does not contain a railroad crossing within its boundaries;

NOW, THEREFORE, BE IT RESOLVED by the Common Council of the City of Greenfield, that the southern 400 feet of the S. 118 St. right-of-way that is more specifically shown and described in the attached Exhibit A is hereby vacated and discontinued.

BE IT FURTHER RESOLVED, that a portion of S. 118 St. right-of-way, north of W. Edgerton Ave. so vacated and discontinued shall, upon passage and publication of this Resolution, forever vest in the owner of the lands which immediately abut thereto, and shall be annexed thereto, free and clear of any right, title or interest in the public as road right of way except for the rights of the public to a public purpose easement for utilities within the vacated area pursuant to the provisions of sections 66.1003 and 66.1005 of the Wisconsin Statutes.

INTRODUCED by the Common Council of the City of Greenfield on the 5th day of April, 2023.

PASSED AND ADOPTED by the Common Council of the City of Greenfield on the ____ day of _____, 2023.

APPROVED:

Michael J. Neitzke, Mayor

ATTEST:

Jennifer Goergen, City Clerk

cc: Engineering Division