



RESOLUTION # 90-3/09

ITEM 2513

BOARD ACTION

Adopted:
For: 31
Against: -
Abs/Excd: 4
Vote Req: MAJ.
Other Action: _____

PUBLIC WORKS & INFRASTRUCTURE COMMITTEE ACTION

Adopted:
For: 60
Against: 0
Abs/Excd: 1

TO: HONORABLE MEMBERS OF THE LA CROSSE COUNTY BOARD OF SUPERVISORS

RE: APPROVE THURSTON REQUEST FOR ACCESS EASEMENT

WHEREAS, Melvin J. Konietzki previously owned a gas station and bait shop business on Wisconsin Highway 16 near West Salem and adjacent to property owned by La Crosse County; and,

WHEREAS, upon authority of the County Board, Melvin J. Konietzki was granted on or about November 5, 2003, an access easement for ingress and egress from his business to Highway 16 over the County owned property at the Swarthout-Neshonoc Park; and,

WHEREAS, the easement provided that it shall terminate with any change in ownership and renewal of the easement shall be obtained by any new owner from La Crosse County; and,

WHEREAS, Jeffrey D. and Marsha R. Thurston, d/b/a EMJAY Enterprises, LLC, are purchasing the business known as Neshonoc Sports from Melvin J. Konietzki and will continue to operate the business as a sport and bait shop including the sale of gas, food, and beverages; and,

WHEREAS, the Public Works and Infrastructure Committee determines that granting of the easement will not be detrimental to the public interest and recommends that an access easement across county property be granted to Jeffrey D. and Marsha R. Thurston .

NOW THEREFORE BE IT RESOLVED, that the County Board Chair and County Clerk after approval of the Corporation Counsel are authorized to sign an Easement Agreement between La Crosse County and Jeffrey D. and Marsha R. Thurston, d/b/a EMJAY Enterprises, LLC, providing an easement for ingress and egress from the Thurston's business to State Highway 16.

BE IT FURTHER RESOLVED, that this easement shall terminate with any change in ownership and renewal of the easement shall be obtained by any new owner from La Crosse County.

FISCAL NOTE: This grant of easement has no fiscal impact to La Crosse County.

Date: march 9, 2009

Date: 3/9/09

[Signature]
PUBLIC WORKS & INFRASTRUCTURE COMMITTEE CHAIR

[Signature]
RECORDING CLERK

	Recommended	Not Recommended	Reviewed Only	
Co. Admin.	<u>SB</u>	_____	_____	Requested By: Facilities Director
Fin. Director	<u>CF</u>	_____	_____	Date Requested: February 26, 2009
Corp. Counsel	<u>MAJ</u>	_____	_____	Drafted By: Corporation Counsel

Adopted by the La Crosse County Board this 19 Day of MARCH, 2009

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STATE OF WISCONSIN
COUNTY OF LA CROSSE

I, Linda A. Stone, County Clerk of La Crosse County do hereby certify that this document is a true and correct copy of the original resolution required by law to be in my custody and which the County Board of Supervisors of La Crosse County adopted at a meeting held on the 19th day of March 2009.

[Signature]
Linda A. Stone, La Crosse County Clerk