

St. Croix River Crossing Project – Implementation of Mitigation Activities

This form is to be used to document completion of certain St. Croix River Crossing Project mitigation actions for which 1) Wisconsin Department of Natural Resources (WisDNR) has responsibility to implement or 2) WisDNR must concur with actions proposed by others. This includes all activities described in the Project's Growth Management Mitigation Memorandum of Understanding (MOU) (all or item 9b in the Riverway Mitigation MOU.

Action (list name of MOU and activity #): MOU GROWTH MANAGEMENT-LOCAL GOV. PLANNING (Section III B 2a)

Applicant (name, governmental unit, address, contact person phone number and email address):

TOWN OF ST. JOSEPH

Application (attach separate pages if needed; describe proposal, how it meets applicable MOU objective, expected environmental benefits/products, cost, location, schedule, post-completion management/maintenance, etc.; provide justification if proposal varies from MOU language):

BIKE & PEDESTRIAN TRAIL PLAN

\$30,000.-

(SEE ATTACHED DOCUMENTATION)

Consultation with other parties (for Riverway MOU item 9b only):

WisDNR Stewardship Grant eligibility (preliminary screening by Community Assistance staff): Yes No

MnSHPO _____ (date) Response:

WisSHPO _____ (date) Response:

Indian Tribes* _____ (date) Response:

(* - WisDNR can provide a list of Indian Tribes to contact)

Advisory Team Review (list date considered, Advisory Team findings/recommendations):

WisDNR Concurrence (for release of funds by St. Croix County)

Approve as proposed: _____ (date)

Approve with conditions: _____ (date) Conditions (include any reporting requirements for Applicant):

Denied: _____ (date) Suggested revisions (guidance for possible Applicant re-submittal):

Implementation Tracking Log (for funded projects)

Funds received by Applicant _____ (date):

Progress on implementation (this should be a brief, running summary coinciding with Applicant reporting requirements):

Mitigation Action Completed

Action completed (WisDNR determination): _____ (date)

Final report submitted by WisDNR to MnDOT, WisDOT and FHWA: _____ (date)

BIKE AND PEDESTRIAN TRAIL PLAN PROPOSAL

Describe Proposal:

The Town of St. Joseph is at the epicenter of a Bike and Pedestrian Trail system which will originate with the "Loop Trail" of the St. Croix River Crossing. Other communities, such as Somerset, New Richmond, the City of Hudson, the Town of Hudson, the Village of North Hudson, have a desire to connect to this "Loop Trail" but cannot without the development of a comprehensive Bike and Pedestrian Trail within the Town of St. Joseph.

In order for the Town of St. Joseph to apply for Federal, State, and other organization's grants, for the construction and maintenance of a Bike and Pedestrian Trail system, the Town needs a comprehensive Bike and Pedestrian Trail Plan, which includes the Identification of Issues, Opportunities, and Constraints, Design Standards, Alignments, Construction Costs, Future Maintenance Costs, Potential Support Facilities, Right of Ways, Easements, and other items which are necessary to be included within a plan to apply for funding.

Additionally, St. Croix County is applying for funding to create an update to the county-wide Bike and Pedestrian Trail Plan. St. Croix County will ask the communities within the county to submit their Bike and Pedestrian Trail Plans, if one exists, for inclusion into the county plan. This is not unlike the process that occurred with the county Outdoor Recreation Plan update. Unfortunately, the Town of St. Joseph could not use the St. Croix County Bike and Pedestrian Trail Plan as the primary plan to apply for Federal and State funding. The Town of St. Joseph must have their own, primarily because of the detail that is required.

According to a recent survey within the Town, approximately two-thirds of the town residents who answered that they had an opinion to the question "Please indicate the importance of adding each of the following parks or recreational facilities in St. Joseph The Town of St. Joseph" rated "Paved bike/walking trails" as "Somewhat Important to Very Important".

The Town of St. Joseph has a unique opportunity. Its Bike and Pedestrian Trail Plan will allow connection of County Parks to State Parks to the Lower St. Croix National Scenic Riverway and Federal Park as well as being one of a very few Interstate Trail systems.

The Town of St. Joseph, with its Bike and Pedestrian Trail Plan, could move forward with applications for construction grants.

Successful completion of construction will lead to increased tourism dollars for St. Joseph, St. Croix County and the State of Wisconsin.

Agreement No.: SJC001
Account: 58323
Amount: \$30,000

Local Government Planning/Zoning Support
St. Croix River Crossing Project
MOU For the Implementation of Growth Management Mitigation Items,
Section IIIB.2a.
Between
State of Wisconsin, Department of Natural Resources,
St. Croix County Community Development Department,
And
The Town of St. Joseph

- I. GENERAL INFORMATION:
Grantee/Project Sponsor: Town of St. Joseph (Parks, Trails and Recreation Committee)
Project Title: Town of St. Joseph Bike and Pedestrian Trail Plan
Period Covered by This Agreement: January 1, 2014 – May 15, 2014
- II. AGREEMENT RECIPIENT: Town of St. Joseph
- III. AUTHORITY: This agreement between the State of Wisconsin Department of Natural Resources (hereinafter referred to as WDNR), St. Croix County Community Development Department (herein referred to as County), and Town of St. Joseph (hereinafter referred to as Town) is hereby entered into pursuant to Wis. Stat. s. 29.037
- IV. PURPOSE: The purpose of this agreement is to facilitate the WDNR to review and concur with projects developed by the Communities, and authorize St. Croix County to expend funds in accord with the St. Croix Crossing Project Mitigation Package: Local Government Planning/Zoning Support.
- V. BACKGROUND: The St. Croix Crossing project involves the construction of a new bridge across the St. Croix River in St. Croix County, Wisconsin. The Supplemental Final EIS (SFEIS) prepared for the project includes a section on bridge mitigation items. Included in this mitigation package is \$200,000 designated to the Town. The purpose of this \$200,000 is for the purpose of planning, zoning and educational programs to improve the ability to manage growth. Once mitigation funds became available the County requested project proposals to decide how to allocate the \$200,000. One of the approved proposals was to secure funding for the Town of St. Joseph Bike and Pedestrian Trail Plan. This is an agreement between the WDNR, County and Town on how the mitigation dollars will be spent on this project.

VI. SCOPE: Upon WDNR concurrence, St. Croix County will provide the Town with \$30,000, under section IIIB.2a. of the MOU, to fund a portion of the cost of the Bike and Pedestrian Trail Plan, to be completed by May 15, 2015. A one-time payment in the amount of \$30,000 will be given to the Town for this purpose.

In return the Town shall complete the project as described in the Town's St. Croix River Crossing Project – Implementation of Mitigation Activities Application Form (version as revised dated 3/6/14) and submit reports to WDNR upon completion of the objectives as outlined in the application.

VII. PERIOD OF PERFORMANCE: This agreement shall remain in effect until May 15, 2015. The WDNR, County, and Town may periodically evaluate this agreement and, if mutually agreed, will amend the agreement as necessary. Any modifications to this agreement shall become effective upon approval by all parties.

VIII. PARTY REPRESENTATIVES: The representatives of the parties who shall serve as project coordinators and principal contacts for the purposes of this agreement are as follows:

Town: Dan Gavin, Town Board Chair
Town of St. Joseph
1337 County Road V
Houlton, WI 54082

County: Ellen Denzer, Director
St. Croix Community Development
1101 Carmichael Road
Hudson, WI 54016

WDNR: Dan Baumann, P.E., Regional Director
1300 West Clairemont Avenue
Eau Claire, WI 54701

IX. SPECIAL PROVISIONS:

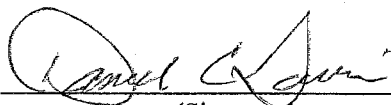
- A. The Communities agree that information gathered as a result of the projects will be readily available, as needed, to other entities in St. Croix County operating within the context of Section IIIB.2a. of the MOU associated within the St. Croix Crossing Project SFEIS.
- B. The Town agrees that failure on its part to abide by the project contract and its stipulations could require a repayment of the mitigation funds.
- C. This agreement does not impose any obligation, financial or otherwise, upon the WDNR in regards to the subsequent operation and/or maintenance of any facilities developed in this project.

X. LIABILITY: The Town recognizes and understands that they may be responsible for the consequences of their own acts, errors, or omissions and those of its employees, agents, boards, commissions, agencies, officers and representatives, including providing its own defense. To the extent authorized by law, the WDNR and County shall be responsible for the consequences of their own acts, errors, or omissions and those of its employees, agents, contractors, officers, and representatives and shall be responsible for any losses, claims and liabilities which are attributable to such acts, errors or omissions. It is not the intent of the parties to impose liability beyond that imposed by Wisconsin Statutes. This clause applies only to actions of each party pursuant to this agreement, and does not apply to actions or events that occur outside the scope of this agreement.

By signature the Town, County, and the WDNR hereby accept all terms and conditions of this agreement without exception, deletion or alteration.

IN WITNESS WHEREOF, the parties hereto have caused this agreement to be executed as of the date therein written.

Town



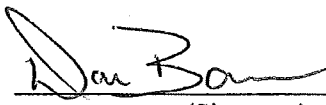
(Signature)

Dan Gavin
Town Chair

6-12-14

(Date)

WDNR



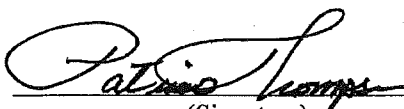
(Signature)

Dan Baumann, P.E.
Regional Director

6-10-14

(Date)

County



(Signature)

Patrick Thompson
Administrator

6-10-14

(Date)

State of Wisconsin
DEPARTMENT OF NATURAL RESOURCES
1300 W. Clairemont Ave.
Eau Claire WI 54701

Scott Walker, Governor
Cathy Stepp, Secretary
Telephone 608-266-2621
Toll Free 1-888-936-7463
TTY Access via relay - 711



June 23, 2014

COPY

St. Croix County Community Development
Attention: Ellen Denzer
1101 Carmichael Road
Hudson WI 54016

Subject: Release of Growth Management Funds – SJC001

Dear Ms. Ellen Denzer:

During the meeting of the Growth Management Advisory Team (GMAT) on December 17, 2013, the Town of St. Joseph submitted a request for \$30,000.00 for a Bike and Pedestrian Trail Plan under MOU section IIIB2a agreement SJC001. The GMAT members unanimously recommended funding for this plan.

Upon review, the Wisconsin Department of Natural Resources (WDNR) is approving the requested release of Growth Management funds held by St. Croix County. St. Croix County is approved to release \$30,000.00 of the \$200,000.00 in Growth Management Funds, from account #58323, allocated to the Town of St. Joseph.

For tracking purposes, please forward to the WDNR verification of the release of these funds.

Respectfully,

A handwritten signature in black ink that reads 'Dan Baumann'.

Dan Baumann, P.E., WDNR WCR Director