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From the Director, Department of Parks, Recreation, and Culture, requesting authorization to execute a Lease and Use Agreement with the City of Greenfield for the maintenance and operations of Kulwicki Park, for a 15-year term with three five-year renewal options, by recommending adoption of the following:

A RESOLUTION

WHEREAS, Milwaukee County (the County) owns and operates the Alan D. Kulwicki Park (Kulwicki Park) located at 10777 West Cold Spring Road, in the City of Greenfield (the City); and

WHEREAS, Kulwicki Park was created as a stormwater management area as required by the United States Army Corps of Engineers in 1988, and subsequently deeded to the County; and

WHEREAS, the site was unused and not programmed as a park until the County was petitioned by the Alan Kulwicki Foundation in 1993, and since that time Kulwicki Park has been developed and programmed in partnership with the City, the Alan Kulwicki Park Memorial Committee (AKPMC), and the Greenfield Little League; and

WHEREAS, the City and the County wish to formally acknowledge this partnership by entering into a Lease and Use Agreement (the Agreement) for Kulwicki Park, wherein the terms and conditions of that partnership are formally adopted by the Milwaukee County Board of Supervisors; and

WHEREAS, the Agreement would obligate the City for all improvement, maintenance, and operational liabilities that are currently required of the County at Kulwicki Park; and

WHEREAS, current liabilities for Kulwicki Park are estimated to cost \$300,000 in capital expenses, and \$60,000 annually in operational expenses; and

WHEREAS, the Agreement would relieve the County of these costs, which funds could then be reallocated throughout the County Parks system; and

WHEREAS, the Agreement would extend the non-exclusive right to use the park to the City, ensuring that the park remains open and available to all members of the public, similar to its current availability; and

WHEREAS, Kulwicki Park is currently subject to a Use Agreement between the County, the Greater Greenfield Lions Club (GGLC), and the AKPMC dated February 16, 2005; and

45 WHEREAS, Kulwicki Park is also subject to a Use Agreement between the
46 County, the GGLC, the AKPMC, and the Greenfield Little League dated
47 January 6, 1999; and
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49 WHEREAS, the City would assume the obligations of the County under both
50 existing Use Agreements, and the operators listed would continue to use Kulwicki Park
51 under the same terms of the existing agreements; and
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53 WHEREAS, the City operated and maintained Kulwicki Park throughout 2018 as
54 a pilot version of a long-term partnership, which was deemed successful by the
55 Department of Parks, Recreation, and Culture; and
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57 WHEREAS, appropriate County staff will review and approve all documents as
58 required prior to execution; and
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60 WHEREAS, the Committee on Parks, Energy, and Environment, at its meeting of
61 April 22, 2019, recommended adoption of File No. 18-871 (vote 5-0); now, therefore,
62

63 BE IT RESOLVED, the Milwaukee County Board of Supervisors hereby
64 authorizes the Department of Parks, Recreation, and Culture, the Department of
65 Administrative Services, Office of Corporation Counsel, and any other Department that
66 may be necessary to execute and record all documents and perform all actions as
67 required to effectuate the Lease and Use Agreement with the City of Greenfield for
68 Alan D. Kulwicki Park; and
69

70 BE IT FURTHER RESOLVED, the County Executive and County Clerk are
71 authorized to execute any required documents regarding the execution of this
72 resolution.
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76 04/22/19
77 s:\committees\2019\april\pe&e\resolutions\18-871 kulwicki park management agreement.docx