

(ITEM ) From the Director, Department of Parks, Recreation, and Culture, requesting authorization to execute a Trail Connector Agreement with Johnson, Controls, Inc. (JCI), to construct, operate, and maintain a connector trail from JCI to the adjacent Union Pacific Railroad segment of the Oak Leaf Trail, by requesting adoption of the following:

### A RESOLUTION

WHEREAS, Milwaukee County (the County) through the Department of Parks, Recreation, and Culture (DPRC), owns and operates a multi-use recreational trail known as Oak Leaf Trail, adjacent to property owned by Johnson Controls, Inc. (JCI); and

WHEREAS, JCI desires to build a Trail Connector within 12 months after the date the Union Pacific segment of the Oak Leaf Trail adjacent to their property becomes fully operational and open to the public; and

WHEREAS, under the Agreement, JCI shall maintain all of its construction improvements on County property to include: crack filling, patching or replacement of paved surfaces as needed to keep the improvements in reasonably safe and useable condition, and turf and plantings shall be mowed, trimmed, and free of other debris to the extent such turf and plantings are installed by JCI; and

WHEREAS, all JCI construction, operation, maintenance, and repairs of the facilities installed shall be completed at no expense to the County; and

WHEREAS, improvements that may be disturbed or damaged by JCI in the construction, operation, use, maintenance, and repair of the Trail Connector will be replaced or repaired to essentially the same condition, better than, or as existed immediately prior to the occurrence of such damage to the satisfaction of the County at the expense of JCI; and

WHEREAS, the Committee on Finance, Personnel, and Audit, at its meeting of December 10, 2015, recommended adoption of the Director's request (vote 6-0); now, therefore,

BE IT RESOLVED, the Milwaukee County Board of Supervisors hereby authorizes the Director, Department of Parks, Recreation, and Culture, to enter into a Trail Connector Agreement to allow Johnson Controls, Inc. (JCI), to construct, operate, and maintain a Trail Connector between JCI property and the adjacent Union Pacific segment of the Oak Leaf Trail.

jmj  
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