

1 By Supervisors Weishan, Jr. and Staskunas

2 File No. 17-444  
3 (Journal, )  
4

5 (ITEM ) A resolution to enter into a Lease and Partnership Agreement between  
6 the Milwaukee County Department of Parks, Recreation, and Culture and the City of  
7 Greenfield for Alan D. Kulwicki Park.  
8

9 **A SUBSTITUTE RESOLUTION**

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11 WHEREAS, Milwaukee County owns and operates Alan D. Kulwicki Park  
12 (“Kulwicki Park”) located at 10777 W Cold Spring Rd. in the City of Greenfield; and  
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14 WHEREAS, Kulwicki Park was created as a stormwater management area as  
15 required by the US Army Corps of Engineers in 1988 and subsequently deeded to  
16 Milwaukee County; and  
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18 WHEREAS, the site was unused and not programmed as a park until the County  
19 was petitioned by the Alan Kulwicki Foundation in 1993, and since that time Kulwicki  
20 Park has been developed and programmed in partnership with the City of Greenfield,  
21 the Alan Kulwicki Park Memorial Committee (“AKPMC”), and the Greenfield Little  
22 League; and  
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24 WHEREAS, Kulwicki Park is currently subject to a Use Agreement between the  
25 County, the Greater Greenfield Lions Club (“GGLC”), and the AKPMC, dated February  
26 16, 2005, and a Use Agreement between the County, GGLC, AKPMC and the  
27 Greenfield Little League dated January 6, 1999; and  
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29 WHEREAS, Milwaukee County acknowledges this partnership, and is committed  
30 to supporting groups such as the GGLC, the AKPMC, and the Greenfield Little League  
31 for their continued presence in Kulwicki Park; now, therefore,  
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33 BE IT RESOLVED, that the Director, Department of Parks, Recreation, and  
34 Culture, in conjunction with Corporation Counsel, are authorized to tender the  
35 provisions and modifications outlined in this resolution and to incorporate the same by  
36 amendment into any existing use agreements affiliated with Kulwicki Park; and  
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38 BE IT FURTHER RESOLVED, that the Milwaukee County Board of Supervisors  
39 does hereby authorize the Director, Department of Parks, Recreation, and Culture, to  
40 accept \$5,000 from the Greenfield Little League for full payment of league fees to the  
41 County for the year 2017 to ensure their continued use of Kulwicki Park; and  
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43 BE IT FURTHER RESOLVED, that for the year 2018, the Greenfield Little  
44 League will pay no fees to Milwaukee County; and

45 BE IT FURTHER RESOLVED, it is understood that the Greenfield Little League  
46 may contract with any contractor or municipality in 2018 for the repair and maintenance  
47 of the little league fields; and  
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49 BE IT FURTHER RESOLVED, that the Department of Parks, Recreation, and  
50 Culture shall work with the City of Greenfield to develop and execute a Memorandum of  
51 Understanding (MOU) with regard to the maintenance and upkeep of Kulwicki Park,  
52 which at a minimum, will include the ordinary and customary maintenance and upkeep  
53 currently performed by Milwaukee County; and  
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55 BE IT FURTHER RESOLVED, that the MOU shall authorize the Director,  
56 Department of Parks, Recreation, and Culture, to negotiate with the City of Greenfield to  
57 clearly identify and outline the maintenance and upkeep duties of Kulwicki Park that  
58 each party shares responsibilities for; and  
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60 BE IT FURTHER RESOLVED, that the MOU for maintenance and upkeep is not  
61 intended to make the City of Greenfield responsible for long-term capital improvements  
62 of Kulwicki Park, if any such improvements become necessary during the term of the  
63 MOU, Milwaukee County will be responsible for those improvements; and  
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65 BE IT FURTHER RESOLVED, that as part of the MOU, Milwaukee County shall  
66 make the storage shed adjacent to Kulwicki Park available to the City of Greenfield for  
67 the storage of necessary equipment for the maintenance and upkeep of Kulwicki Park;  
68 and  
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70 BE IT FURTHER RESOLVED, that once an MOU is executed, the City of  
71 Greenfield shall be responsible for the maintenance and upkeep of Kulwicki Park until  
72 December 31, 2018; and  
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74 BE IT FURTHER RESOLVED, that this resolution does not supplant the Use  
75 Agreement between Milwaukee County, Alan Kulwicki Park Memorial Committee,  
76 Greater Greenfield Lions Club, and the Greenfield Little League dated January 6, 1999,  
77 but authorizes the Department of Parks, Recreation, and Culture, the Department of  
78 Administrative Services, the Office of Corporation Counsel, and any other Department  
79 to execute any documents and perform all actions that may be necessary to effectuate  
80 this resolution; and

81 BE IT FURTHER RESOLVED, that this resolution does not supplant the Use  
82 Agreement between Milwaukee County, Alan Kulwicki Park Memorial Committee, and  
83 the Greater Greenfield Lions Club dated January 6, 1999.