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A substitute resolution by Supervisors Weishan, Jr., and Staskunas, authorizing a Lease and Partnership Agreement between the Milwaukee County Department of Parks, Recreation, and Culture, and the City of Greenfield for the Alan D. Kulwicki Park, by recommending adoption of the following:

A SUBSTITUTE 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, in 1988, Kulwicki Park was created as a storm water management area as required by the United States Army Corps of Engineers, 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

WHEREAS, 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, 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 a Use Agreement between the County, the GGLC, the AKPMC, and the Greenfield Little League, dated January 6, 1999; and

WHEREAS, the County acknowledges this partnership, and is committed to supporting groups such as the GGLC, the AKPMC, and the Greenfield Little League for their continued presence in Kulwicki Park; and

WHEREAS, the Milwaukee County Board of Supervisors, at its meeting of September 28, 2017, adopted File No. 17-444 as **SUBSTITUTED** (vote 17-1); now, therefore,

BE IT RESOLVED, the Director, Department of Parks, Recreation, and Culture (DPRC), in conjunction with Corporation Counsel, Office of Corporation Counsel, are authorized to tender the provisions and modifications outlined in this resolution, and to incorporate the same by amendment into any existing Use Agreements affiliated with the Alan D. Kulwicki Park (Kulwicki Park); and

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BE IT FURTHER RESOLVED, the Milwaukee County Board of Supervisors hereby authorizes the Director, DPRC to accept \$5,000 from the Greenfield Little League for the full payment of league fees in 2017 to Milwaukee County (the County) to ensure their continued use of Kulwicki Park; and

BE IT FURTHER RESOLVED, the Greenfield Little League will pay no fees to the County in 2018; and

BE IT FURTHER RESOLVED, it is understood that the Greenfield Little League may contract with any contractor or municipality in 2018 for the repair and maintenance of the little league fields; and

BE IT FURTHER RESOLVED, the DPRC shall work with the City of Greenfield (the City) to develop and execute a Memorandum of Understanding (MOU) with regard to the maintenance and upkeep of Kulwicki Park, which at a minimum, will include the ordinary and customary maintenance and upkeep currently performed by the County; and

BE IT FURTHER RESOLVED, the MOU shall authorize the Director, DPRC, to negotiate with the City to clearly identify and outline the maintenance and upkeep duties that each party shares responsibility for within Kulwicki Park; and

BE IT FURTHER RESOLVED, the MOU for maintenance and upkeep is not intended to make the City responsible for long-term capital improvements of Kulwicki Park, if any such improvements become necessary during the term of the MOU, the County will be responsible for those improvements; and

BE IT FURTHER RESOLVED, as part of the MOU, the County shall make the storage shed, adjacent to Kulwicki Park, available to the City for the storage of necessary equipment for the maintenance and upkeep of Kulwicki Park; and

BE IT FURTHER RESOLVED, once an MOU is executed, the City shall be responsible for the maintenance and upkeep of Kulwicki Park until December 31, 2018; and

BE IT FURTHER RESOLVED, this resolution does not supplant the Use Agreement between the County, the Alan Kulwicki Park Memorial Committee (AKPMC), the Greater Greenfield Lions Club (GGLC), and the Greenfield Little League, dated January 6, 1999, but authorizes the DPRC, the Department of Administrative Services, the Office of Corporation Counsel, and any other Department to execute any documents and perform all actions that may be necessary to effectuate this resolution; and

BE IT FURTHER RESOLVED, this resolution does not supplant the Use Agreement between the County, the AKPMC, and the GGLC dated January 6, 1999.

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