

From the Director, Department of Parks, Recreation, and Culture, requesting authorization to execute a Lease Agreement with Milwaukee Bike Polo, LLC, for the non-exclusive use of real property in Washington Park for the period effective January 1, 2018, through December 31, 2018, with two additional one-year renewal options, by recommending adoption of the following:

### **A RESOLUTION**

WHEREAS, Milwaukee Bike Polo, LLC, is a sporting club promoting the play of bike polo in Washington Park, and has been an active partner with the Department of Parks, Recreation, and Culture since 2010; and

WHEREAS, this Lease Agreement is for the non-exclusive use of Washington Park's tennis courts, which have been used and maintained as a bike polo course by Milwaukee Bike Polo, LLC; and

WHEREAS, the initial term of the Lease Agreement shall be for a one-year period, and shall automatically renew if agreeable to both Parties for two additional one-year periods; and

WHEREAS, Milwaukee Bike Polo, LLC, shall be responsible for the care and maintenance of the courts, and shall, at its own expense, pay for and make all necessary repairs and replacements to the premises, including but not limited to the: foundation, walls, fence, or any other structural component of the premises; and

WHEREAS, in 2015, a usage fee was instituted based on the number of hours the group uses the facility and the seasonal nature of their use; and

WHEREAS, the fee for the use of the courts for 2017 is \$160; and

WHEREAS, this fee will increase annually by five percent; and

WHEREAS, the Lease Agreement is structured around the additional following terms:

- Milwaukee Bike Polo, LLC, shall post hours of operation and offer open play during hours of operation.
- Public benefit activity and financial reports shall be required yearly.
- Special event permits shall be required for all special events at standard pricing.
- All trash shall be removed from the site at the end of daily use.
- Nondiscrimination and affirmative action language applies.
- Milwaukee Bike Polo, LLC, shall require all volunteers associated with the Lease Agreement to sign a Release and Waiver of Liability prior to the commencement of any and all activities.
- Milwaukee Bike Polo, LLC, and Milwaukee County (the County) shall participate in pre-season and post-season property inspections.
- Right to audit language applies.
- All other County standard leasing provisions apply.

; and

WHEREAS, this proposed Lease Agreement was approved by the Consolidated Facilities Steering Committee, at its meeting of September 14, 2017; and

WHEREAS, the Committee on Parks, Energy, and Environment, at its meeting of October 24, 2017, considered File No. 17-699 for information purposes only; and

WHEREAS, the Committee on Finance and Audit, at its meeting of October 30, 2017, recommended adoption of File No. 17-699 (vote 7-0); now, therefore,

BE IT RESOLVED, the Department of Parks, Recreation, and Culture (DPRC) and the Economic Development Division, Department of Administrative Services, are hereby authorized to prepare, execute, and record all documents, and to take all actions as required to implement the Lease Agreement between DPRC and Milwaukee Bike Polo, LLC.

jmj  
10/30/17  
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