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3 Milwaukee County Parks requests authorization to enter into a Development Agreement
4 with Margie's Smile, Inc. for the construction of a new Children's Garden at Boerner
5 Botanical Gardens, by recommending adoption of the following:
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7 **A RESOLUTION**

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9 WHEREAS, Margie's Smile, Incorporated (Margie's Smile), is a Wisconsin
10 corporation that exists to construct a Children's Garden (the Garden) to honor the
11 memory of Margaret Purpero Kezman, and wishes to construct the Garden at Boerner
12 Botanical Gardens; and
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14 WHEREAS, the Department of Parks, Recreation, and Culture (DPRC) has
15 identified the benefit of adding a new Garden to the existing gardens, with
16 improvements and programming that are specifically tailored to engaging children, and
17 introducing them to the importance of the natural world; and
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19 WHEREAS, Margie's Smile has a preliminary budget for the development and
20 construction of the Garden estimated at \$1.7 - \$2 million dollars; and
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22 WHEREAS, Margie's Smile shall fund the entire cost of construction of the
23 Garden, and will also provide a fund to maintain, repair, and improve the Garden
24 throughout the life of the Garden; and
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26 WHEREAS, the Garden will be known as Margie's Smile, and no admission fee
27 shall be charged for the Garden other than the published admission of Boerner Botanical
28 Gardens; and
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30 WHEREAS, the Development Agreement states that a Maintenance Agreement
31 will be developed outlining the amount and uses of the maintenance fund, as well as a
32 term of 20 years, with three, 10-year renewals for the Garden, as long as the fund
33 exists, and all provisions of the Maintenance Agreement are being met; and
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35 WHEREAS, the Committee on Parks, Energy, and Environment, at its meeting of
36 October 27, 2020, recommended adoption of File No. 20-736 (vote 5-0); now, therefore,
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38 BE IT RESOLVED, the Milwaukee County Board of Supervisors (County Board)
39 hereby authorizes the Department of Parks, Recreation, and Culture (DPRC) to enter
40 into a Development Agreement (the Agreement) with Margie's Smile, Incorporated, for
41 the development and construction of a Children's Garden (the Garden) at Boerner
42 Botanical Gardens; and
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44 BE IT FURTHER RESOLVED, the Garden will be known as Margie's Smile, and
45 no admission fee shall be charged for the Garden other than the published admission of
46 Boerner Botanical Gardens; and

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BE IT FURTHER RESOLVED, the County Board also authorizes DPRC, the Department of Administrative Services, the Office of Corporation Counsel, and any other Department that may be necessary, to execute and record all documents and perform all actions as required to execute the Agreement attached to this file.

kae
10/27/20
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