

City of Milwaukee

Legislation Details (With Text)

File #:	181 ⁻	131 Versior	n: 0			
Туре:	Res	olution	Status:	Passed		
File created:	11/5	6/2018	In control:	PUBLIC WORKS COMMITTEE		
On agenda:			Final action	on: 11/27/2018		
Effective date:						
Title:	Resolution authorizing a replacement lease for the Fondy Market and adjacent park and authorizing associated easements and joinder of parcels, in the 15th Aldermanic District.					
Sponsors:	ALD. STAMPER					
Indexes:	EASEMENTS, LEASES, PARKS					
Attachments:			t Statement.pdf, 2. ² & Park-Premises Ma	181131 Fondy Market & Park Lease as o ıp.pdf	f 9-1-18.pdf	[:] , 3.
Date	Ver.	Action By		Action	Result	Tally
11/5/2018	0	COMMON COUN	CIL	ASSIGNED TO		
11/15/2018	0	PUBLIC WORKS	COMMITTEE	RECOMMENDED FOR ADOPTION	Pass	5:0
11/27/2018	0	COMMON COUN	CIL	ADOPTED	Pass	15:0
12/6/2018	0	MAYOR		SIGNED		
ALD. STAMPER Resolution au authorizing a This resolut: adjacent Fond storm water n Whereas, The to an April 2 allows Fondy	uthor assoc ion a dy Pa manag City 1, 20 to o	izing a replac iated easement uthorizes a re rk and associa ement concerni of Milwaukee 16 lease for 2 perate a farme	ement lease for s and joinder of placement lease ted easements a ng the parcels. ("City") and Fo 200 West Fond of rs market on th	5, 161748, 170427 c the Fondy Market and adjacent of parcels, in the 15th Alderma e for the Fondy Farmers Market and joinder of parcels to facil ondy Food Center, Inc. ("Fondy" du Lac Avenue (the "Market Parcel he Market Parcel and the term of ch 31, 2019 (the "2016 Lease");	anic Dist and the litate us ") are pa cel") tha of that	rict. se and arties
2224 West For park with imp management for Whereas, The	nd du prove acili City	Lac Avenue (t ments that inc ties; and obtained gran	he "2210 Parce] lude a stage, t t funds from th	the City constructed on portion L") and on portions of the Mark tables, lighting, walkways and he Milwaukee Metropolitan Sewer	ket Parce storm wa rage Dist	el a iter
Whereas, As a	a con	dition to rece		water management facilities; a t funds, MMSD requires that the and		ant
Whereas, The	stor	m water manage	ment facilities	s serve the 2210 Parcel and the	e Market	

Parcel and they allow for treatment and reception of water runoff from adjacent public right-of-way and certain piping and brick walkways traverse the lot line of the combined parcels and extend into right-of-way; and

File #: 181131, Version: 0

Whereas, An easement was prepared from the City to itself, a copy of which is attached to this Common Council File, concerning that piping and walkways and concerning water from right-of-way flowing onto the combined parcels; and

Whereas, The 2210 Parcel and Market Parcel are both City-owned parcels that abut each other; and

Whereas, The City's Department of City Development ("DCD"), with assistance from the Department of Public Works ("DPW"), the City Attorney's Office and the Department of Administration Environmental Collaboration Office, prepared a lease (the "2018 Lease"), a copy of which is attached to this Common Council File, and DCD negotiated the 2018 Lease with Fondy; and

Whereas, The 2018 Lease is intended to supersede and replace the 2016 Lease; and

Whereas, As contemplated by the 2018 Lease, the City will join the 2210 Parcel with the Market Parcel by joinder deed restriction recorded against title, and Fondy will lease the combined whole for a term of 10 years ending August 31, 2028, with Fondy continuing to operate the farmers market on the market portion of the combined whole, and with Fondy and a committee to be formed under the lease to be responsible for certain programming at the park portion of the combined whole; now, therefore, be it

Resolved, By the Common Council of the City of Milwaukee, that the following documents submitted to this file are hereby approved and the appropriate City personnel, including the DPW Commissioner, are authorized to execute those documents, in substantially the same form as have been submitted to this file; the 2018 Lease, the MMSD Limited Term Conservation Easement, the Fondy Easement and the Joinder Deed Restriction; and, be it

Further Resolved, That City personnel, including DPW, DCD and Department of Neighborhood Services staff, are directed to perform the duties contemplated under the 2018 Lease, including representation on the Park Committee created under the 2018 Lease, and the duties contemplated under the other documents approved hereby and to take such further actions, as may be necessary, to carry out the intent and purpose of this resolution and those documents. DCD:Benjamin.Timm:bt 11/05/18/A