

RESOLUTION #2015-32

Providing Notice Terminating A 2015-2017 Firemen’s Park Operations And Management Agreement To The Waterloo Fire Department - Board Of Trustees, A Voluntary Organization

The Common Council of the City of Waterloo, Wisconsin does hereby resolve as follows:

WHEREAS, the Parks Commission, at its November 17, 2015 meeting -- after many months of consideration and review -- voted unanimously to recommend to the Council the termination of an agreement with the Waterloo Fire Department – Board of Trustees, a voluntary organization with which the City has a long standing agreement with for the management of Firemen’s Parks, said agreement last renewed by the Council on August 7, 2014; and,

THEREFORE, BE IT RESOLVED that the Common Council of the City of Waterloo, Jefferson County, Wisconsin agrees with the Parks Commission recommendation and directs the Clerk/Treasurer to formally direct a notice of termination to Chris Abell, Trustee President and Craig Strobel, Trustee Vice President as provided for in the agreement termination clause of the agreement.

PASSED AND ADOPTED this 19th day of November 2015.

City of Waterloo

Signed: _____
Robert H. Thompson, Mayor

Attest:

Morton J. Hansen, Clerk/Treasurer

SPONSOR(S) – Parks Commission
FISCAL NOTE – no change to prior year



136 North Monroe Street, Waterloo, Wisconsin 53594-1198
Phone (920) 478-3025
Fax (920) 478-2021

RESOLUTION #2014-27

2015-2017 FIREMEN'S PARK OPERATIONS AND MANAGEMENT AGREEMENT

WHEREAS, the City of Waterloo intends to provide park services at Firemen's Park in an efficient and effective manner, and;

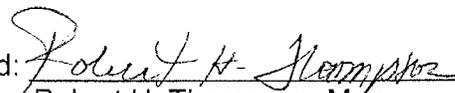
WHEREAS, the Waterloo Fire Department Board of Trustees President, Chris Abell, has requested that an agreement carrying forward all the terms and conditions of the previous agreement be presented to the Common Council at this time;

WHEREAS, the Common Council referred the matter to the Parks Commission and it is recommending the attached amended agreement.

BE IT RESOLVED, that the Common Council of the City of Waterloo, Wisconsin formally adopts the presented document titled 2015-2017 Firemen's Park Operations and Management Agreement for operations of Firemen's Park as amended.

PASSED AND ADOPTED this 7th day of August, 2014

CITY OF WATERLOO

Signed: 
Robert H. Thompson, Mayor

Attest:



Morton J. Hansen, Clerk/Treasurer

SPONSOR(S)

- Firemen's Park Trustee President
- Parks Commission



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**2015-2017
FIREMEN'S PARK OPERATIONS AND MANAGEMENT AGREEMENT**

June 17, 2014 Parks Commission Modifications:
Text added is underlined = Underlined text added by Parks Commission

Pursuant to a resolution of the City Council of the City of Waterloo, Jefferson County, Wisconsin passed at a regular meeting of said board, held on the 7th day of August, 2014 this indenture is made in duplicate by and between the City of Waterloo, Jefferson County, Wisconsin, a municipal corporation, hereinafter referred to as "City", and the Waterloo Fire Department – Board of Trustees, a voluntary association, hereinafter referred to a "Trustees".

WITNESSETH: In consideration of the covenants and the conditions hereinafter mentioned, the City hereby gives and grants the operation and management of a certain tract of real estate situated in the said City of Waterloo, known as Firemen's Park, to the said Trustees for the period, commencing on the 1st day of January, 2015 and ending at midnight on the 31st day of December 2017. The said Trustees shall operate and manage the same for the benefit of the public.

Operation and management shall include, but is not limited to, authority over all grounds and buildings located within Firemen's Park, responsible for ensuring that daily maintenance is carried out, renting and scheduling of all facilities, ensuring that the property doesn't fall into a state of disrepair and if major repairs are need that they are reported to the City in a timely fashion.

The Trustees shall have and receive, for the use of improvements or maintenance of Firemen's Park, all revenues which are derived from the operation and management of said Firemen's Park during the term of this indenture, and in compliance with the covenants and conditions hereof.

The City shall appropriate sums as designated in the annually approved municipal budget for the use of the Trustees, which are to be used for park management, operations and capital expenditures.

Park operation and management costs shall include, but not limited to, such items as: salaries and wages, social security taxes, lawn mower gas and oil, lawn mower repairs, trailer, leaf blower, and mulching equipment repairs, repair of the equipment, supplies for lawn care, and paint and labor.

The Trustees shall, during the term of this indenture, present to and file with the City Clerk/Treasurer a monthly written report of their operation and management showing the gross receipts, and disbursements and balance on hand for the period covered by the report.

Additionally the Trustees shall submit to the Council after the end of each calendar year an annual financial report. The Trustees shall also present to the City Clerk/Treasurer and keep current a written set of park operation policies and procedures. The Trustees will bring the written set of park operation policies and procedures before the Council at the time of each renewal of this agreement for review by the Council.

Agreement Termination Clause: Each party may terminate this agreement by providing a 90 day written notice to the other party. A notice under this agreement by either party to the other party shall be sufficiently given or delivered if it is mailed or delivered personally and:

In the case of the City:

City Clerk's Office
136 North Monroe Street
Waterloo, WI 53594

In the case of the Trustees:

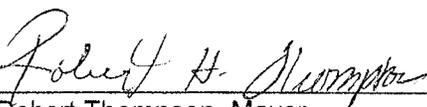
Chris Abell, Trustee President
Post Office Box 301
Reeseville, WI 53579

With a copy to:

Craig Strobel, Trustee Vice President
300 Riverside Drive
Waterloo, WI 53594

IN WITNESS WHEREOF, the City of Waterloo has caused this agreement to be signed by Robert Thompson, its Mayor and Morton J. Hansen, its Clerk/Treasurer, and the Trustees of the Waterloo Fire Department. Trustees have caused this agreement to be signed by Chris Abell, its President, Craig Strobel, its Vice President and Karen Thompson, its Treasurer, at Waterloo, Wisconsin this 7th day of August 2014.

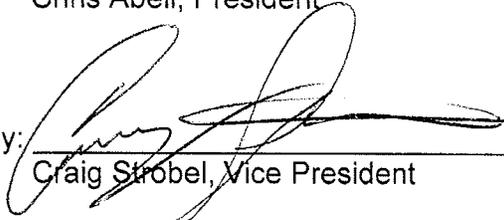
CITY OF WATERLOO

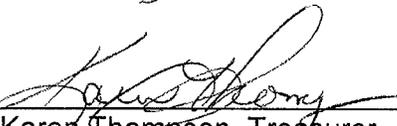
By: 
Robert Thompson, Mayor

By: 
Morton J. Hansen, Clerk/Treasurer

WATERLOO FIRE DEPARTMENT – BOARD OF TRUSTEES

By: 
Chris Abell, President

By: 
Craig Strobel, Vice President

By: 
Karen Thompson, Treasurer