



P.O. Box 352 • 150 S. Bridge St. • Markesan, WI 53946 • P: (920) 398-3031 • F: (920) 398-3991

PUBLIC PROPERTY & HEALTH COMMITTEE

Markesan City Hall

August 4, 2020

Immediately following Streets, Buildings & Utilities Meeting

AGENDA

Call to Order

Roll Call

Citizen's Comments

Public Works Report

- Garbage Carts at Soldier's & Sailor's Park

New Business

- Review of Lions Park Agreement for Soldier's and Sailor's Park
- Discussion and Action on Beach Erosion at Soldier's and Sailor's Park
- Discussion and Action on Community Service Organization's Sign
- Discussion and Action on Signage for Industrial Park for People to Pick up Dog Waste

Old Business

- Discussion and Action on 410 S Bridge Street Property Maintenance Plan
- Discussion and Action on 1775 N Margaret Street Property Maintenance Plan
- Discussion and Action on 650 N Margaret Street Property Raze Order

Adjournment

A quorum of the Markesan Common Council may be in attendance at this meeting to gather information about a subject over which they have decision making responsibility. Under Wisconsin Open Meeting Law, this may constitute a meeting of the Common Council pursuant to the Badtke Decision, however, the Council will not take action at this meeting.

Any person requiring special assistance to participate in this meeting should contact the Clerk-Treasurer at 398-3031 at least 24 hours prior to the meeting so appropriate accommodations can be made.

Posted: Horicon Bank City Hall
ERGO Bank Post Office
www.markesanwi.gov

Dated August 3, 2020
Elizabeth Amend, Clerk-Treasurer



Additions to Lions Club MOU

1 message

E Kazda <ekjk6256@yahoo.com>

Thu, Jul 23, 2020 at 7:20 PM

To: Rich Slate <mayorsl8@aol.com>, Betsy Amend <bamend@markesanwi.gov>

Hi Rich and Betsy,

I received this email from Dave about changes the Lions would like to make to the MOU agreement between the Lions and the City. They are asking that the City notify the public when the Lions are using the park for fundraising events and that the public will only have access to the beach and restrooms during those periods. How might the City do this? Has this been done in the past?

Thanks,
Beth

All,
as your Soldiers and Sailors Park Committee Chairperson for the Lions, I am submitting for your review the following changes to the existing agreement. Included in this communication is Beth Kazda. She is a current member of the City Council and Chairperson for the Public Property and Health Committee as the Soldiers and Sailors Park falls under. My goal is transparency and open communication between the Markesan Lions and the City Common Council.
There are 3 attachments for each page of the agreement.

On Page 1 there is a sentence that states:
THEREFORE both the City and the Club agree to the following:

*The first three are about the City, we would like to add a number 4 which states:
The City will inform the public but whatever means it deems necessary to inform the public of the planned use of the Park by the Club and that the beach and restrooms are the only areas that will be designated as public use for those days. All other areas fall under the Club's use. If approved the other numbers would have to add 1.*

FYI we just do not want Park users upsetting our Club's fund raising activity whereas 100% of our fund raising money goes back to the Public.

On Page 2 number 7.
The Club shall have standing rights to rent the park on the Sunday of June Dairy Days weekend in Markesan (the Sunday after the second Saturday of June.

Change the word "rent" to "utilize" or any word that shows we have the Park

Page 2 #9
This MOU shall automatically renew annually...change to: This MOU shall renew based on changing of Club leadership on an annual or biannual basis, the Club will inform the City 45 days prior to when the need arises unless the Club.....add the rest of the paragraph.

We want our current Club officers to sign this document not somebody who may or may not continue to be a member.

Under signatures we request that the City Clerk be removed as a signer of this and replaced with the Chairperson, Public Property and Health Committee. Our members are elected to the positions they hold, Change under Markesan Lions Club Secretary to : Chairperson, Soldiers and Sailors Park Committee. That way the signers are the Mayor-Club President and the 2 Chairpersons. All elected officials.

Please read the 3 pages in their entirety and make any comments/changes you think should occur.

For your knowledge Beth, Terry is our Club President, Bryan Hamer is 1st Vice President and Laurie is our 2nd Vice President and Club Secretary. Things went well at the last City Meeting and we look forward to working with the City in the future.

Thanks, Dave

**A MEMORANDUM OF UNDERSTANDING BETWEEN
THE CITY OF MARKESAN AND MARKESAN LION'S CLUB**

WHEREAS, the City of Markesan is a Wisconsin Municipality (the "City"), with their address being 150 South Bridge Street; Markesan, WI 53946 and the Markesan Lion's Club (the "Club", with their address being PO BOX 138; Markesan, WI, is a non-profit (IRS Sec. 501(c)(4)) organization incorporated in Wisconsin

The purpose of this Memorandum of Understanding (MOU) is to have a written understanding between the above parties. Additionally, this MOU will outline any responsibility the Markesan Lion's Club has in order to use of the Park and Park facilities at Little Green Lake Soldiers and Sailors Park (the "Park").

This MOU by its term is not a lease, and the City shall not accept, nor shall the Club be required to pay, any rental or other monetary payment as a result of entering into this MOU.

The City recognizes that the Markesan Lion's Club is instrumental in the development of the Little Green Lake Soldiers and Sailors Park as a valuable asset to the community, providing local citizens and visitors a place to safely recreate.

THEREFORE both the City and Club agree to the following:

1. The City is the owner of the Park and assumes all responsibility for the operation and management of the Park, except as specified within this MOU.
2. The City will repair and maintain the well, buildings, piers, boat docks, or other physical structures located on the Park property.
3. The City will mow and rake the grounds and take whatever other action is reasonable and necessary to keep the grounds in suitable condition for Park purposes.
4. The Club will not build, remodel, or tear down any buildings, piers, boat docks, or other physical structures located on the Park Premises, without prior written consent and approval of the City.

5. The Club shall furnish the City with a copy of a suitable liability insurance policy, for any special events to be held on the Park premises, wherein there is a possibility of injury to any person on the Park grounds attending such event as a participant or spectator.

6. The Club shall provide the City Clerk with a schedule of events, with at least one month's advanced written notice when possible and further agrees to pay for any damage to the Park as a result of special events scheduled by the Club.

7. The Club shall have standing rights to rent the park on the Sunday of June Dairy Days weekend in Markesan (the Sunday after the second Saturday of June).

8. The Club agrees to assume responsibility for the maintenance and operation for the Park:

- a) Will maintain, organize and schedule the use of Park shelter kitchen facilities.
- b) Will maintain and replace the flag at the Park, as needed;
- c) Will organize Lion members to complete "walk through" clean-up of the park when members are available;
- d) Will organize the "Youth Service Day" clean-up of the park;
- e) Will provide sand for the beach and various playground equipment locations;
- f) Will maintain beach buoys and setup beach swimming area;
- g) Will provide up to \$2,000 annually for Club approved improvements to the Park.

9. This MOU shall automatically renew annually unless the Club serving notice upon the City Clerk, or the City serving notice upon the Club Secretary, in writing or by certified mail of either parties intent to terminate at least sixty (60) days prior to the renewal date of this MOU.

10. The City and the Club agree not to commit the other party to an expense without written consent.

11. The City and the Club agree to give the other party prompt notice of any claim coming to its knowledge that in any way directly or indirectly affects the other party. Both parties shall have the right to participate in the defense of such claim to the extent of its interest.

IN WITNESS WHEREOF, the parties hereto have set their hands and seals to this MOU by and through their duly authorized officers. Upon sign this MOU, each party acknowledges receipt of the signed and completed copy thereof, and admits that they have read and understood the foregoing terms and conditions and agrees thereto.

DATED THIS 9th DAY OF July, 2019

CITY OF MARKESAN

MARKESAN LION'S CLUB

Rich Slate
Mayor

J. Victor R. II
resident

E. J. A. A. A.
Clerk

Laura A. Serrada
Secretary

Approved by City Attorney
Dan Sondalle

[Signature]

Dated: 7-15-2019

Prepared by: Rich Slate, Mayor of Markesan



Betsy Amend <bamend@markesanwi.gov>

Lions Club items

1 message

E Kazda <ekjk6256@yahoo.com>

Wed, Jul 29, 2020 at 10:50 AM

To: Betsy Amend <bamend@markesanwi.gov>, Rich Slate <mayorsl8@aol.com>

Hi Rich and Betsy,

Dave Brinkman asked about these two items. I know we have had both of these items on the agenda before. Should they be added to the August agenda?

1. almost 2 years ago I brought up the point that the beach at Soldiers and Sailors Park washed out. That was in September of 2018. In May of 2019 I received a Facebook Message from a woman I think that has a camper at the campground out there. I told her to call the City Clerks office and report how the beach was heavily eroded. She did and was told it was going to be on the agenda for the Public Property Committee. Martin was supposed to get with the county for some kind of erosion prevention plan. Never heard anything back on it. Does anyone know what action was taken? If any?

2. The February 2019 meeting the community service organizations were on the agenda. Dick Severson and myself attended, Kiwanis did not. The issue is that when the state repaired HWY 44 they took down our signs that had Lions, American Legion and Kiwanis. The Mayor was given the task and for the last 18 months there has been nothing done. The sticking point is the Mayor wanted to put up school awards like you see going into other towns. Dick Severson was supposed to design something. Whatever the case is this project that was up before has been forgotten about.

