



## Legislation Details (With Text)

<b>File #:</b>	46225	<b>Version:</b>	1	<b>Name:</b>	Authorizing the City to Execute an Amendment to the Use Agreement for the Warner Park Stadium During The 2011-2020 Baseball Seasons Between the City, Madison Mallards LLC and Northwoods League, Inc.
<b>Type:</b>	Resolution	<b>Status:</b>			Passed
<b>File created:</b>	2/21/2017	<b>In control:</b>			BOARD OF PARK COMMISSIONERS
<b>On agenda:</b>	3/21/2017	<b>Final action:</b>			3/21/2017
<b>Enactment date:</b>	3/23/2017	<b>Enactment #:</b>			RES-17-00254

**Title:** Authorizing the City to Execute an Amendment to the Use Agreement for the Warner Park Stadium During The 2011-2020 Baseball Seasons Between the City, Madison Mallards LLC and Northwoods League, Inc.

**Sponsors:** Samba Baldeh, Mark Clear

**Indexes:**

**Code sections:**

**Attachments:** 1. 1st Amendment to Mallards Use Agreement for Warner Park Ballpark .pdf

Date	Ver.	Action By	Action	Result
3/21/2017	1	COMMON COUNCIL	Adopt	Pass
3/8/2017	1	BOARD OF PARK COMMISSIONERS	RECOMMEND TO COUNCIL TO ADOPT - REPORT OF OFFICER	Pass
2/28/2017	1	COMMON COUNCIL	Refer	Pass
2/21/2017	1	Parks Division	Referred for Introduction	

### Fiscal Note

No fiscal impact.

### Title

Authorizing the City to Execute an Amendment to the Use Agreement for the Warner Park Stadium During The 2011-2020 Baseball Seasons Between the City, Madison Mallards LLC and Northwoods League, Inc.

### Body

WHEREAS, on November 4, 2010, the City, the Mallards, and the Northwoods League, Inc. entered into the Use Agreement Between The City Of Madison, Madison Mallards LLC and Northwood League, Inc. For The Use Of Warner Park Stadium During The 2011-2020 Baseball Seasons (the "Agreement") which Agreement set forth the terms and conditions upon which the Mallards could use the City's baseball stadium located at Warner Park (the "Ballpark"); and,

WHEREAS, during the term of the Agreement and pursuant to the November 4, 2010 Agreement to Undertake Improvements to Warner Park Stadium (the "Improvement Agreement"), the Mallards have made significant capital improvements to the Ballpark, including, in 2017, adding additional facilities that can be used year round in the "Duck Blind" portion of the Ballpark, located in right field; and,

WHEREAS, the Agreement does not expressly contemplate the use of the Ballpark or new Improvements at the Ballpark year-round; and,

WHEREAS, Mallards now wish to have the opportunity to use the Duck Blind area year-round for public and private events; and,

WHEREAS, under the terms of the Agreement, Mallards were limited to selling only beer and wine coolers at the Ballpark under a Class B beer license; and,

WHEREAS, Mallards now wish to have the opportunity to expand alcohol sales at the Ballpark to include selling wine to the whole Ballpark and liquor to groups in private venues within the Ballpark.

NOW, THEREFORE, BE IT RESOLVED that the Mayor and City Clerk are authorized to enter into a First Amendment To The Use Agreement For The Warner Park Stadium During The 2011-2020 Baseball Seasons ("First Amendment") with Madison Mallards LLC and Northwood League, Inc., in a format that is approved by the City Attorney and the Parks Superintendent, and that is consistent with the First Amendment attached hereto.