

CITY OF STURGEON BAY
Resolution Authorizing Appointment of Committee
and Settlement Negotiations

Resolution No. _____

WHEREAS, the City of Sturgeon Bay is the owner of property at 92-100 East Maple Street on the West Waterfront of Sturgeon Bay known as Parcel 92 and Parcel100;

AND WHEREAS the Friends of the Sturgeon Bay Public Waterfront and individuals commenced an action against the City of Sturgeon Bay and the City of Sturgeon Bay Waterfront Redevelopment Authority;

AND WHEREAS the Circuit Court for Door County in that action entered an order preventing the sale of Parcel 92, subject to a declaratory ruling by DNR of the location of the ordinary high water mark upon such parcel, if such ruling identifies a portion of Parcel 92 as being landward of the ordinary high water mark;

AND WHEREAS a preliminary determination of the location of the ordinary high water mark upon Parcel 92 was made by the Wisconsin Department of Natural Resources on April14, 2017, subject to a hearing and declaratory ruling by DNR;

AND WHEREAS the City of Sturgeon Bay desires finality in the determination of the location of the ordinary high water mark of Parcel 92, together with an end to all litigation and proceedings related to such property;

AND WHEREAS the City of Sturgeon Bay has determined that it is advantageous to appoint an ad hoc committee of the Council with authority to negotiate an agreement with the Friends of the Sturgeon Bay Public Waterfront and with DNR to determine the ordinary high water mark on Parcel 92;

NOW, THEREFORE, BE IT RESOLVED by the City of Sturgeon Bay, through its Common Council, that council members Laurel Hauser and David Ward are hereby appointed as the ad hoc committee to engage in such settlement negotiations.

BE IT FURTHER RESOLVED by the City of Sturgeon Bay that any negotiated settlement must be reviewed and approved by the Common Council of the City of Sturgeon Bay and Waterfront Development Authority of the City of Sturgeon Bay.

This resolution was adopted at a regular meeting of the Sturgeon Bay Common Council this ____ day of _____ 2017.

Attest:

Stephanie L. Reinhardt, Clerk