

**CITY OF WEST ALLIS
RESOLUTION R-2021-0895**

**RESOLUTION TO APPROVE THE RECIPROCAL EASEMENT AGREEMENT AND
OPERATING AGREEMENT BETWEEN THE COMMUNITY DEVELOPMENT
AUTHORITY OF THE CITY OF WEST ALLIS, THE CITY OF WEST ALLIS, AND
SONA LOFTS LLC, MAKERS ROW I LLC., AND MAKERS ROW II LLC. FOR THE
PHASE II OF THE MARKET DEVELOPMENT (SOUTH OF NATIONAL AVENUE
“SONA”)**

WHEREAS, the Community Development Authority of the City of West Allis (the “Authority”) is the owner of certain real property in the City of West Allis, Wisconsin identified as Lot 1 of Certified Survey Map No. 9370 (“Lot 1”), recorded in the office of the Register of Deeds for Milwaukee County, Wisconsin (the “Recording Office”), on December 3, 2021, as Document No. 11193094 (the “CSM”), Lot 3 of the CSM (“Lot 3”), and Lot 4 of the CSM (“Lot 4”); and,

WHEREAS, the Authority and SoNa Lofts LLC. (“SoNa Lofts”) (together, the “Parties”) desire that all of the Lots be developed and operated in harmony with each other and, in connection therewith, desire to establish certain easements, covenants and agreements applicable to the Total Tract and that will be binding on all future owners of the Lots; and,

WHEREAS, on December 13, 2021, via Resolution 1413, the Authority approved the Reciprocal Easement Agreement and Operating Agreement between the Community Development Authority of The City of West Allis, The City of West Allis and SoNa Lofts LLC, Makers Row I LLC., and Makers Row II LLC. for the Phase II of The Market development (South of National Avenue “SONA”).

NOW THEREFORE, BE IT RESOLVED, by the Common Council of the City of West Allis, as follows:

1. The Mayor is authorized to enter into the Reciprocal Easement Agreement and Operating Agreement between the Community Development Authority of The City of West Allis, The City of West Allis and SoNa Lofts LLC, Makers Row I LLC., and Makers Row II LLC. for the Phase II of The Market development (South of National Avenue “SONA”).
2. That the City Attorney be and is hereby authorized to make such non-substantive changes, modifications, additions and deletions to and from the various provisions of the contract, including any and all attachments, exhibits, addendums and amendments, as may be necessary and proper to correct inconsistencies, eliminate ambiguity and otherwise clarify and supplement said provisions to preserve and maintain the general intent thereof, and to prepare and deliver such other and further documents as may be reasonably necessary to complete the transactions contemplated therein.

SECTION 1: **ADOPTION** “R-2021-0895” of the City Of West Allis
Municipal Resolutions is hereby *added* as follows:

ADOPTION

R-2021-0895(*Added*)

PASSED AND ADOPTED BY THE CITY OF WEST ALLIS COUNCIL DECEMBER
14, 2021.

	AYE	NAY	ABSENT	ABSTAIN
Ald. Angelito Tenorio	<u> X </u>	<u> </u>	<u> </u>	<u> </u>
Ald. Vince Vitale	<u> X </u>	<u> </u>	<u> </u>	<u> </u>
Ald. Tracy Stefanski	<u> X </u>	<u> </u>	<u> </u>	<u> </u>
Ald. Marty Weigel	<u> X </u>	<u> </u>	<u> </u>	<u> </u>
Ald. Suzzette Grisham	<u> X </u>	<u> </u>	<u> </u>	<u> </u>
Ald. Danna Kuehn	<u> X </u>	<u> </u>	<u> </u>	<u> </u>
Ald. Thomas Lajsic	<u> X </u>	<u> </u>	<u> </u>	<u> </u>
Ald. Dan Roadt	<u> X </u>	<u> </u>	<u> </u>	<u> </u>
Ald. Rosalie Reinke	<u> X </u>	<u> </u>	<u> </u>	<u> </u>
Ald. Kevin Haass	<u> X </u>	<u> </u>	<u> </u>	<u> </u>

Attest

Presiding Officer



Rebecca Grill, City Clerk, City Of
West Allis



Dan Devine, Mayor City Of West Allis

