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## LEGAL SERVICES DEPARTMENT

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**TO:** Jacob A. Woodford, Mayor

**FROM:** Christopher R. Behrens, City Attorney 

**DATE:** October 21, 2020

**RE:** Resolution #16-R-20/Schultz  
Re-establishing the Ellen Kort Peace Park Committee as Standing Subcommittee of Parks, Recreation & Facilities submitted September 16, 2020

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Mayor Woodford:

The above-referenced Resolution was referred for my review, comment and opinion.

This Resolution, in my opinion, is most appropriately referred to the Parks and Recreation Committee for its consideration. With that being said, the resolution itself likely misstates the type of advisory body it is proposing. Specifically, this Resolution repeatedly refers to creation of a standing subcommittee of the Parks and Recreation Committee; however, a subcommittee consists only of members of the broader committee. The membership being proposed in this Resolution includes members outside of the committee and accordingly would not be a standing subcommittee but rather an advisory group.

Additionally, the function of this advisory group may overlap with the function of a similar advisory group created by the Council that oversees the installation of art on City property. That distinction and delegation of responsibility would be a decision of the Parks and Recreation Committee and ultimately the Common Council.

In summary, this Resolution is best considered by the Parks and Recreation Committee. If that committee determines that a formalized advisory group such as the one being proposed is necessary it will have a fair amount of work in defining that group, its scope of authority in advising the Parks and Recreation Committee and related expectations and responsibilities.

CRB:jlg  
20-0622