



Madison Parks Division

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March 29, 2023

To: Lake Monona Waterfront Ad-Hoc Committee

From: Mike Sturm, Parks Division Project Manager

Re: City Technical Team Comment Corrections and Clarifications

Background

At the March 15, 2023, Lake Monona Waterfront Ad-hoc Committee meeting, Parks staff presented a comment matrix prepared by the City Technical Team. The Team's review comments focused on feasibility and implementation items regarding the proposed master plan submissions. The comments are non-binding and for Committee consideration during their master plan evaluation process.

At the March 16, 2023, Monona Terrace Board meeting, Judy Karofsky shared an excerpt of the Technical Team review with board members. The selected comments focused on potential changes to the Monona Terrace, and during the board's discussion, members questioned if the phrase "Any proposed changes to the Monona Terrace are the purview of the Monona Terrace Board and Management Team" was correct. Members also asked about the role of the Frank Lloyd Wright Foundation concerning potential changes to the Monona Terrace building.

Clarifications and Corrections

Oversight of changes to the Monona Terrace Building:

Per Sec. 33.21 MGO, entitled "Monona Terrace Community and Convention Center Board" and the intergovernmental agreement between the City and Dane County that created the Board pursuant to Sec. 66.0301, Wis. Stats. The Ordinance, under Sec. 33.21(11) MGO gives the Monona Terrace Board the power to enter into contracts to purchase goods and services consistent with the mission of Monona Terrace, the approved budget and City Ordinances, approved by the Finance Director and as to form by the City Attorney. The Board is also empowered to enter into facility rental agreements and agreements for monetary contributions. There are other enumerated powers of the Board for matters such as hiring a Director, recommending the Monona Terrace budget to the Council for approval and other powers.

The language does not place major changes to the Monona Terrace building, landscaping or waterfront redesign under the purview of the Monona Terrace Board. It is the opinion of the City Attorney that the Common Council must make the final decision on proposed physical changes to the facility, with the recommendation of the Monona Terrace Board.

Role of the Frank Lloyd Wright Foundation:

The Frank Lloyd Wright Foundation owns the intellectual property rights to Frank Lloyd Wright's work and the "Frank Lloyd Wright" federal trademark. With control of the trademark, they can revoke a building's FLW designation if unauthorized changes are made to an original Wright design. The

Foundation's approval is optional, but making changes to the Monona Terrace without their review risks the building's FLW designation.

Although the design challenge includes integration of a potential expansion of the Monona Terrace facility, the original planning scope does not include the existing building and parking structure per the Planning Area Extents diagrams in the March 7, 2022, Request for Qualifications.