From: Linda
To: All Alders
Subject: Agenda #30, Legistar 91378, Lakeway contract
Date: Tuesday, January 27, 2026 3:05:31 PM

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Clause #9 of the contract obligates the City to "implement and maintain the Project as a public park facility for a minimum project life of 20 years." There is not a termination or amendment clause. Once the City signs this agreement can it back out? For example, bids come in at $15M and the City prefers to scale back the project to just provide the new paths (not the boardwalks or other amenities). Could the City make such a decision, or is it obligated under clause #9 ("implement") to move forward with the whole project?

The estimated cost of this project has doubled since the 2024 budget ($6M to $12M). The 2026 adopted budget has this project at $10M. Rather than reducing other funding sources, the $2M from Dane County is being added on as additional funding.

The 2026 budget has $4,460,000 of the $10M being funded through impact fees. This is 52% of the total impact fees taken in by Parks in 2024. (One could wonder what else in City parks is not going to get done …) Rather than increasing the overall cost of this project, the $2M from Dane County could be used to offset the park impact fees.

Respectfully Submitted,
Linda Lehnertz