



Legislation Details (With Text)

**File #:** 59730      **Version:** 1      **Name:** Authorizing the Mayor and City Clerk to Enter into a Boat Launch Use Agreement With Joe Daniels Construction Co., Inc. to Use the Marshall Park Boat Launch for Private Shoreline Restoration Work (2020).

**Type:** Resolution      **Status:** Passed

**File created:** 2/26/2020      **In control:** Parks Division

**On agenda:** 3/3/2020      **Final action:** 3/17/2020

**Enactment date:** 3/20/2020      **Enactment #:** RES-20-00188

**Title:** Authorizing the Mayor and City Clerk to Enter into a Boat Launch Use Agreement With Joe Daniels Construction Co., Inc. to Use the Marshall Park Boat Launch for Private Shoreline Restoration Work (2020).

**Sponsors:** Keith Furman

**Indexes:**

**Code sections:**

**Attachments:** 1. Marshall\_Park\_Location\_Map.pdf, 2. Joe Daniels Construction Request.pdf

Date	Ver.	Action By	Action	Result
3/17/2020	1	COMMON COUNCIL	Adopt	Pass
3/11/2020	1	BOARD OF PARK COMMISSIONERS	RECOMMEND TO COUNCIL TO ADOPT - REPORT OF OFFICER	Pass
3/3/2020	1	COMMON COUNCIL	Refer	Pass
2/26/2020	1	Parks Division	Referred for Introduction	

**Fiscal Note**

The proposed resolution authorizes a Boat Launch Use Agreement with Joe Daniels Construction Co., Inc. to use the Marshall Park boat launch for private shoreline restoration work. The Park Division anticipates charging the company a \$1,000 up front fee and \$50 each day that they use the launch. Revenue is estimated to be approximately \$7,500. No appropriation is required.

**Title**

Authorizing the Mayor and City Clerk to Enter into a Boat Launch Use Agreement With Joe Daniels Construction Co., Inc. to Use the Marshall Park Boat Launch for Private Shoreline Restoration Work (2020).

**Body**

WHEREAS, in 2018, the Madison area sustained periods of heavy rains, which, when combined with already high lake levels on Lake Mendota, caused areas of shoreline erosion and destabilization; and

WHEREAS, shoreline erosion and destabilization can lead to further property damage, as well as degradation in the water quality of the Lakes; and

WHEREAS, Joe Daniels Construction Co., Inc. ("Joe Daniels Construction") has been hired by several shoreline property owners to perform shoreline restoration services, which work necessitates the use of barges, heavy equipment and the storage, loading and unloading of materials from land to the water; and

WHEREAS, there are limited areas where sufficient access to Lake Mendota is available to enable contractors to perform the necessary shoreline restoration work; and

WHEREAS, Joe Daniels Construction entered into an agreement with the City to use the Marshall Park boat launch as a loading and unloading area to enable them to perform shoreline restoration work from Lake Mendota in 2019 (RES-19-00457, Legistar #56162); and

WHEREAS, Joe Daniels Construction has expressed an interest in using the Marshall Park boat launch as a loading and unloading area to enable them to perform shoreline restoration work from Lake Mendota in 2020; and

WHEREAS, the Parks Division is agreeable to the use of the Marshall Park boat launch for this purpose, and the partial closures of the boat launch, provided that the impact of the contractor's operations on other boat launch users is minimized, and the City's property is protected.

NOW, THEREFORE, BE IT RESOLVED that the Mayor and City Clerk are authorized to enter into a Boat Launch Use Agreement for Shoreline Restoration with Joe Daniels Construction Co., Inc., to allow the use and periodic partial closure of the Marshall Park boat launch, through December 1, 2020, with the possibility of month-to-month extensions through May 1, 2021, in a form and a manner that has been approved by the City Attorney, the Risk Manager, and the Parks Superintendent; and

BE IT FURTHER RESOLVED, that Joe Daniels Construction Co., Inc., as part of the Boat Launch Use Agreement, will be authorized, pursuant to MGO Sec. 8.188(2), to use the Marshall Park boat launch to load and unload materials.