



## Legislation Text

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**File #:** 41936, **Version:** 1

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### Fiscal Note

This resolution authorizes a 5-year agreement with Shake the Lake Madison, LLC for the closure and use of the City boat launch in Olin Park. The agreement will include a provision that Shake the Lake Madison, LLC pay the City a daily fee for closing the boat launch to public access to make up for lost revenue attributable to the closure, estimated to be \$1,250 annually. This revenue will be recognized as a part of the boat launch program within the Parks Division's annual Operating Budget. Additional fees will be charged and City costs recovered based upon specifics of the park event and street use permit processes. These fees will be recognized as the general fund revenues.

### Title

Authorizing the Mayor and City Clerk to execute an agreement with Shake the Lake Madison, LLC for the temporary closure and private use of the Olin Park boat launch for the annual Shake the Lake event for the years 2016 to 2020.

### Body

WHEREAS, the City of Madison Parks Division maintains numerous piers and boat launches throughout the City that provide residents and visitors access to the City's lakes and waterways, including a boat launch at Olin Park on Lake Monona; and,

WHEREAS, from 1993 to 2014, Madison hosted a large community celebration called Rhythm & Booms, the centerpiece being an evening firework show, at Warner Park; and,

WHEREAS, in 2014, Rhythm & Booms was moved from Warner Park to John Nolen Drive and an assemblage of barges on Lake Monona in downtown Madison, which location necessitated the use of the Olin Park Boat Launch and some of the surrounding parkland (the "Boat Launch") as a base of operations in order to launch and assemble the barges, to unload and prepare the fireworks, and to remove the barges from the lake following the event; and,

WHEREAS, in 2015, a new community event called Shake the Lake (the "Event") successfully replaced Rhythm & Booms by holding a large firework show on Lake Monona, which necessitated the use of the Olin Park Boat Launch as a base of operations; and,

WHEREAS, Shake the Lake Madison, LLC ("Shake the Lake") has requested to use and close the Olin Park Boat Launch annually as a base of operations for the staging of the Event; and

WHEREAS, Shake the Lake's use of the boat launch for the Event will require that the boat launch be closed, partially or completely, to the public for up to fourteen (14) days annually; and,

WHEREAS, the Event itself will largely be controlled by the annual use permit and parks event permit issued to Shake the Lake; and,

WHEREAS, Section 8.188 of the Madison General Ordinances requires a valid agreement between the City and Shake the Lake for the use of a boat launch in this manner.

NOW, THEREFORE, BE IT RESOLVED that the Mayor and City Clerk are authorized to enter into an

agreement with Shake the Lake Madison, LLC to use the Olin Park Boat Launch for the 2016 to 2020 Events, consistent with the Olin Park Boat Launch Use Agreement attached and incorporated hereto, in a format that is approved by the City Attorney and the Risk Manager; and,

BE IT FURTHER RESOLVED that the Superintendent of Parks is delegated the authority to act on behalf of the City as set forth in the Agreement.