MEMORANDUM OF AGREEMENT
BETWEEN
THE UNIVERSITY OF ILLINOIS BOARD OF TRUSTEES
AND
THE ILLINOIS HISTORIC PRESERVATION AGENCY
REGARDING THE
RENOVATION OF MEMORIAL STADIUM
LOCATED IN
CHAMPAIGN, CHAMPAIGN COUNTY, ILLINOIS

WHEREAS, the University of Illinois at Urbana-Champaign (UIUC) proposes to renovate Memorial Stadium located in Champaign, Champaign County, Illinois, a building/site eligible for listing on the National Register of Historic Places (NRHP); and

WHEREAS, UIUC, through consultation with the pertinent regulatory entity, the Illinois Historic Preservation Agency (IHPA), desires to comply with its responsibilities in accordance with the Illinois State Agency Historic Resources Preservation Act (20 ILCS 3420/1 et. seq.) [the Act] and its accompanying rules, Title 17: Conservation, Chapter IV: Illinois Historic Preservation Agency, Part 4180: Rules for Review of State Agency Undertakings, with regard to the Renovation of Memorial Stadium (the Project); and

WHEREAS, UIUC and IHPA agree to define and implement a process for expeditious document review, subsequent consultations, formal comment and dispute resolution by agreeing parties; and

WHEREAS, UIUC and IHPA agree that the Area of Potential Effects (APE) for the Project includes Memorial Stadium, its surrounding site, adjacent areas to be used for construction operations; i.e. staging, lay down areas, parking, etc., and viewsheds of Memorial Stadium, the UIUC campus and the surrounding Champaign-Urbana communities; and

WHEREAS, UIUC and IHPA agree that elements of the design/construction proposal for the Project may adversely affect character defining architectural elements of Memorial Stadium and may be in variance with the Secretary of Interior's *Standards for Treatment of Historic Properties and Guidelines for Rehabilitating Historic Buildings*; and

NOW THEREFORE, the University of Illinois Board of Trustees and the Illinois Historic Preservation Agency agree to administer the Act's compliance procedures for the Project in accordance with the following stipulations to minimize the adverse effect of the Project on historic architectural features of Memorial Stadium.

Stipulations

UIUC will ensure that the following measures are carried out:

1. Project design for the Project is compatible with the historic architectural character of Memorial Stadium and its surrounding site in terms of scale, massing, color and materials and is responsive to the recommended approaches for new construction set forth in the Secretary of Interior's *Standards for Treatment of Historic Properties and Guidelines for Rehabilitating Historic Buildings (Standards)* and that the design specifications for the Project are developed in consultation with IHPA.

2. Afford IHPA an opportunity to review and comment on subsequent design changes to the 100% design documentation for the Project that may adversely affect historic resources within the APE.

3. Afford IHPA an opportunity to attend design review meetings concerning architectural treatments to the exterior of the stadium to ensure design in accordance with the *Standards*.

4. 100% design documentation and subsequent construction operations for the Project, based on IHPA and UIUC agreed upon design, meets the Secretary of Interior's *Standards* to the maximum extent possible and minimizes adverse effects to historic resources within the APE.

5. IHPA is provided with design documents/specifications and any other relevant project documentation, and allows IHPA thirty (30) days after reception of said documentation for review and comment.

6. Afford IHPA controlled/accompanied access to the Project site for assessment of the potential affects of UIUC proposals on historic properties and consideration/ development of alternatives courses of action.

7. Afford IHPA controlled/accompanied access to the Project site upon completion of the Project for final assessment of the resultant affect of UIUC actions on the historic architectural integrity of Memorial Stadium.

8. UIUC shall ensure that Level II documentation for the Illinois Historic American Buildings Survey shall be undertaken for the structure. The specifications for the documentation project shall be decided in consultation with the SHPO. The UIUC shall present 95% documents to the SHPO for review and approval. No construction will be undertaken prior to such approval by SHPO.

IHPA will ensure that the following measures are carried out:

9. IHPA's administrative responsibilities in accordance with the Act, its accompanying rules and the agreed upon terms of this Memorandum of Agreement are carried out in an expeditious manner.

10. IHPA will provide written comment to UIUC on all project related correspondence/documents submitted within 30 days of receipt.

Dispute Resolution

11. Should IHPA object to UIUC proposals, within the parameters of the Secretary of Interior's *Standards*, within thirty (30) days of receipt of design/ project documentation submitted for review, pursuant to this Memorandum of Agreement, UIUC and IHPA shall consult to resolve the objection. If UIUC and IHPA determine the objection can not be resolved, UIUC will forward all documentation relevant to the dispute to the State of Illinois Historic Preservation Mediation Committee (Committee) as defined in Section 4 (f) of the Act. Within 30 days of submission of relevant dispute documentation by UIUC, the Committee will meet with UIUC and IHPA to review dispute documentation and to evaluate the existence of feasible and prudent alternatives to the disputed issue(s). In the event that UIUC and IHPA continue to disagree on the disputed issue(s), the Committee shall, within 30 days of the meeting with UIUC and IHPA, issue a statement of findings or comments setting forth an alternative or stating that there is no feasible and prudent alternative to the disputed issue. UIUC shall consider the written comments of the Committee and shall respond to the Committee in writing as to its selected approach before proceeding physically with the Project.

12. At any time during implementation of the measures stipulated in this Memorandum of Agreement, should an objection to any such measure or its manner of implementation be raised, in writing to UIUC and IHPA, by a member of the public, UIUC and IHPA will take the objection into account and consult, if mutually agreed upon, with the objecting party to resolve the objection.

Duration, Amendments and Termination

13. This Memorandum of Agreement will continue in full force and effect for the duration of the Project. No modification to this Memorandum of Agreement will be executed unless IHPA and UIUC mutually agree to proposed modifications in writing.

14. Either party to this Memorandum of Agreement may request that it be amended, by presenting written amendment language to agreeing counterparts, whereupon UIUC and IHPA will consult to consider such an amendment.

15. UIUC or IHPA may terminate this Memorandum of Agreement by providing 30 days' notice to agreeing counterparts, provided that IHPA and UIUC consult prior

to termination to seek agreements on amendments or other actions that would avoid termination. In event of termination UIUC and IHPA will comply with the Act in accordance with procedures set forth in Section 4 of the Act.

Execution of this Memorandum of Agreement and implementation of its terms, evidences that UIUC has afforded IHPA reasonable opportunity to comment, in accordance with the Illinois State Agency Historic Resources Preservation Act (20 ILCS 3420/1 et. seq.), on the Memorial Stadium Renovation Project and that UIUC has taken into account the effects of the Project on historic properties.

THE BOARD OF TRUSTEES OF THE UNIVERSITY OF ILLINOIS

Stephen K. Rugg, Comptroller — Date: 8/28/06

Michelle M. Thompson, Secretary — Date: 8/28/06

Approved as to form:

Office of the University Counsel — Date: 8/22/06

Approved:

Richard H. Herman, Chancellor — Date: 8/22/06

John G. Dempsey, Executive Director, Facilities & Services — Date: 8/16/06

Helen J. Coleman, Director of Planning — Date: 8/16/06

THE ILLINOIS HISTORIC PRESERVATION AGENCY

Robert C. Coomer
Director — Date: August 15, 2006