



## Legislation Text

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**File #:** 39907, **Version:** 1

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### **Fiscal Note**

This resolution will have a minimal fiscal impact; currently payments to the City total less than \$100 annually.

### **Title**

Authorizing the termination of an operational Agreement between the City and Madison Gas and Electric Company pertaining to a photovoltaic system in the upper parking lot of the Madison Municipal Building.

### **Body**

Madison Gas and Electric Company ("MGE") and the City of Madison ("City") are parties to that certain Agreement for Installation, Operation, Maintenance and Repair of Photovoltaic System, dated May 27, 2003 (the "Agreement"); and

The Agreement authorized the installation and operation by MGE of a photovoltaic shade structure ("PV System") in the upper metered parking lot of the Madison Municipal Building property; and

MGE and the City's Office of Real Estate Services amended the Agreement on January 14, 2014, providing for the extension of the Agreement on a month-to-month basis.

The upper parking lot of MMB that the photovoltaic system is located thereon will be demolished to accommodate the Judge Doyle Square project. Demolition of the lot is anticipated to occur October 31, 2015; which requires that a thirty (30) day written notice be delivered to MGE in a timely manner. This resolution will authorize the written notice of termination of the Agreement described below.

NOW, THEREFORE, BE IT RESOLVED that, pursuant to Paragraph 10 of the amended Agreement executed between the City and MGE, the Common Council of the City of Madison hereby determines that the space utilized by MGE is required for a public purpose, and authorizes the City to send a thirty (30) day written notice to the MGE terminating its Agreement for space located on the upper parking lot of Block 88.

BE IT FURTHER RESOLVED that the Mayor and City Clerk are authorized to execute, deliver and record such documents and to take such other actions as shall be necessary or desirable to accomplish the purposes of this resolution.