

CITY OF MADISON, WISCONSIN

REPORT OF:	OFFICE OF CITY ATTORNEY	PRESENTED	April 19, 2005
TITLE:	NON-STANDARD INDEMNIFICATION LANGUAGE	REFERRED	_____
AUTHOR:	Katherine C. Noonan Assistant City Attorney	REREFERRED	_____
DATED:	April 11, 2005	REPORTED BACK	_____
		ADOPTED	_____ POF _____
		RULES SUSPENDED	_____
		ID NUMBER	_____

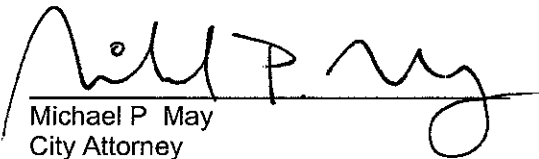
TO THE MAYOR AND COMMON COUNCIL:

ID#00855 - Authorizing the use of non-standard indemnification language in a Permanent Limited Easement for Public Pedestrian / Bicycle Path between the City and Board of Regents of the University of Wisconsin System to provide for the construction and maintenance of the Southwest Bike Path Phase IV from Randall Avenue to Murray Street.

Part of the proposed Southwest bike path from Randall Avenue to Murray Street is on land owned by Board of Regents of the UW System. In return for granting an easement across their land, the Board of Regents required that the City indemnify the Board for the construction and maintenance activities associated with the bike path. The Board of Regents was willing to forego indemnification for the operation of the bike path.

RECOMMENDATION: Accept the use of non-standard indemnification language for the above project.

Respectfully submitted,



Michael P May
City Attorney