



Legislation Details (With Text)

**File #:** 53480      **Version:** 1      **Name:** Authorizing the Mayor and City Clerk to execute an amended agreement with the State of Wisconsin Department of Transportation for the improvement of CTH M (Cross Country Road to Prairie Hill Road).

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

**File created:** 10/10/2018      **In control:** Engineering Division

**On agenda:** 10/30/2018      **Final action:** 10/30/2018

**Enactment date:** 11/5/2018      **Enactment #:** RES-18-00763

**Title:** Authorizing the Mayor and City Clerk to execute an amended agreement with the State of Wisconsin Department of Transportation for the improvement of CTH M (Cross Country Road to Prairie Hill Road). (1st & 9th ADs)

**Sponsors:** Barbara Harrington-McKinney, Paul E. Skidmore

**Indexes:**

**Code sections:**

**Attachments:**

Date	Ver.	Action By	Action	Result
10/30/2018	1	COMMON COUNCIL	Adopt	Pass
10/17/2018	1	BOARD OF PUBLIC WORKS	RECOMMEND TO COUNCIL TO ADOPT - REPORT OF OFFICER	Pass
10/16/2018	1	COMMON COUNCIL	Refer	Pass
10/10/2018	1	Engineering Division	Referred for Introduction	

**Fiscal Note**

The proposed resolution authorizes execution of the amended agreement with Wisconsin DOT for the CTH M improvement project. No addition City funds required for adoption of this resolution as reciepet of planned funding was previously approved by the Common Council on April 18, 2017, RES-17-00298, File #46639 and encumbered under contract #7513.

**Title**

Authorizing the Mayor and City Clerk to execute an amended agreement with the State of Wisconsin Department of Transportation for the improvement of CTH M (Cross Country Road to Prairie Hill Road). (1st & 9th ADs)

**Body**

PREAMBLE

CTH M between Cross Country Road and Prairie Hill Road is currently under construction. Additional federal funds have become available for the construction project.

The City of Madison entered into an agreement with WISDOT for construction and engineering on May 11, 2017, authorized by RES-17-00298, File #46639. A revised agreement is required to add additional federal funding and to add additional State Review costs for construction inspection. The additional federal funds offset the increase in State Review costs so no additional City funds are required.

The agreement with the State of Wisconsin Department of Transportation for construction cost sharing defines the terms under which the City is awarded Federal funds and the agreement requires that the City indemnify

the State of Wisconsin Department of Transportation. City APM 1-1 requires Common Council Approval whenever the City indemnifies another party.

The proposed indemnification language has been reviewed by the City's Risk Manager. The City's risk exposure is increased by this clause, but the exposure is covered by the City's insurance policies, subject to their terms and conditions.

NOW THEREFORE BE IT RESOLVED that the Mayor and City Clerk are hereby authorized to execute an amended agreement with the State of Wisconsin Department of Transportation for the improvement of CTH M (Cross Country Road to Prairie Hill Road), and

BE IT FURTHER RESOLVED, that the Common Council approves indemnification of the State of Wisconsin Department of Transportation as set forth in the agreement in order to use federal funds for the improvement project.