



Legislation Details (With Text)

**File #:** 24341      **Version:** 1      **Name:** Approving plans and specifications for public improvements necessary for the project known as University Crossing and authorizing construction to be undertaken by the Developer, Private Contract No. 2266.

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

**File created:** 10/24/2011      **In control:** BOARD OF PUBLIC WORKS

**On agenda:** 11/29/2011      **Final action:** 11/29/2011

**Enactment date:** 12/2/2011      **Enactment #:** RES-11-00971

**Title:** Approving plans and specifications for public improvements necessary for the project known as University Crossing and authorizing construction to be undertaken by the Developer, Private Contract No. 2266. (19th AD)

**Sponsors:** BOARD OF PUBLIC WORKS

**Indexes:**

**Code sections:**

**Attachments:**

Date	Ver.	Action By	Action	Result
11/29/2011	1	COMMON COUNCIL	Adopt	Pass
11/2/2011	1	BOARD OF PUBLIC WORKS	RECOMMEND TO COUNCIL TO ADOPT - REPORT OF OFFICER	Pass

**Fiscal Note**

Est. cost not to exceed \$7,500.00  
Budget authority is available in Acct. No. CS53-58250-810354-53B2266 "Rural to Urban Streets"

**Title**

Approving plans and specifications for public improvements necessary for the project known as University Crossing and authorizing construction to be undertaken by the Developer, Private Contract No. 2266. (19<sup>th</sup> AD)

**Body**

WHEREAS, the developer, The Lenhart Company, Inc., has received the City of Madison's approval for a Planned Unit Development (PUD-GDP) and a subdivision plat to create 7 lots for future development and 1 outlet for public stormwater management; and

WHEREAS, Section 16.23(9) of the Madison General Ordinances and the conditions of approval require the developer to install the public improvements necessary to serve the PUD and plat.

NOW, THEREFORE, BE IT RESOLVED:

1. That the Mayor and City Clerk are hereby authorized and directed to execute a Contract For the Construction of Public Improvements to be accepted by the City of Madison For University Crossing, located at 5063-5119 University Avenue and 702 N. Whitney Way, with The Lenhart Company, Inc.
2. That the plans and specifications for the public improvements necessary to serve the PUD and plat are hereby approved.

3. That the developer is authorized to construct the public improvements in accordance with the terms of the Contract For the Construction of Public Improvements to be Accepted by the City of Madison at the sole cost of the developer, except as follows: Reimbursement not to exceed the statutory limit for the cost of bike path improvements that benefit the City and abut lands owned by the City, in accordance with Section 16.23(9)(d)(6)(d).
4. That the Mayor and City Clerk are hereby authorized to sign and grant easements or right-of-way release or procurement documents, maintenance agreements or encroachment agreements, as necessary and grant or accept dedication of lands and/or easements from/to the Developer/Owner for public improvements located outside of existing public fee title or easement right-of-ways.
5. The Common Council is approved to accept ownership of the improvements in the Maintenance Area if a maintenance agreement is executed and recorded as a condition of this contract.