



Legislation Details (With Text)

**File #:** 80075      **Version:** 1      **Name:** Approving plans and specifications for public improvements necessary for the project known as 415 N Lake Street - State Street Campus Garage Mixed Use and authorizing construction to be undertaken by the Developer, Private Contract No. 9360.

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

**File created:** 9/26/2023      **In control:** Engineering Division

**On agenda:** 10/17/2023      **Final action:** 10/17/2023

**Enactment date:** 10/19/2023      **Enactment #:** RES-23-00641

**Title:** Approving plans and specifications for public improvements necessary for the project known as 415 N Lake Street - State Street Campus Garage Mixed Use and authorizing construction to be undertaken by the Developer, Private Contract No. 9360 (District 2)

**Sponsors:** BOARD OF PUBLIC WORKS

**Indexes:**

**Code sections:**

**Attachments:** 1. 9360 BPW Exhibits.pdf

Date	Ver.	Action By	Action	Result
10/17/2023	1	COMMON COUNCIL	Adopt	Pass
10/4/2023	1	BOARD OF PUBLIC WORKS	RECOMMEND TO COUNCIL TO ADOPT - REPORT OF OFFICER	Pass
9/27/2023	1	Engineering Division	Refer	

**Fiscal Note**

No City Funds required. Private contract.

**Title**

Approving plans and specifications for public improvements necessary for the project known as 415 N Lake Street - State Street Campus Garage Mixed Use and authorizing construction to be undertaken by the Developer, Private Contract No. 9360 (District 2)

**Body**

WHEREAS, the City of Madison has received conditional approval for a demolition permit and conditional use for 415 North Lake Street, and,

WHEREAS, the City of Madison will construct Phase 1 of the project consisting of the parking garage and the majority of the associated public improvements by public works projects, and,

WHEREAS, the developer, Mortenson Development, Inc., has partnered with the City of Madison to construct Phase 2 of the project which consists of the multi-unit residential above the parking garage, 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 rezoning.

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 that will be accepted by the City of Madison For 415 N Lake Street - State Street Campus Garage Mixed Use, with Mortenson Development, Inc.

2. That the plans and specifications for the public improvements necessary to serve the development 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 That Will be Accepted by the City of Madison at the sole cost of the developer, except as follows: NONE
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.
6. The developer shall be permitted to assign this contract for the purposes of obtaining financing in a form to be approved by the City Attorney.