



Legislation Details (With Text)

File #: 66219 **Version:** 1 **Name:** Approving plans and specifications for public improvements necessary for the project known as 222 E Olin Avenue Public Utility Relocations and authorizing construction to be undertaken by the Developer, Private Contract No. 9054.

Type: Resolution **Status:** Filed

File created: 6/30/2021 **In control:** Engineering Division

On agenda: 8/31/2021 **Final action:** 8/31/2021

Enactment date: **Enactment #:**

Title: Approving plans and specifications for public improvements necessary for the project known as 222 E Olin Avenue Public Utility Relocations and authorizing construction to be undertaken by the Developer, Private Contract No. 9054. (14th AD)

Sponsors: BOARD OF PUBLIC WORKS

Indexes:

Code sections:

Attachments: 1. 9054 Exhibits.pdf, 2. 7-22-21 Written Public Comment #66219.pdf, 3. Written Public Comment #66219.pdf

| Date | Ver. | Action By | Action | Result |
|-----------|------|-----------------------|--|--------|
| 8/31/2021 | 1 | COMMON COUNCIL | Place On File Without Prejudice | Pass |
| 8/18/2021 | 1 | BOARD OF PUBLIC WORKS | RECOMMEND TO COUNCIL TO PLACE ON FILE WITHOUT PREJUDICE - REPORT OF OFFICER | Pass |
| 7/20/2021 | 1 | COMMON COUNCIL | Refer | Pass |
| 7/7/2021 | 1 | BOARD OF PUBLIC WORKS | RECOMMEND TO COUNCIL TO ADOPT UNDER SUSPENSION OF RULES 2.04, 2.05, 2.24, & 2.25 - REPORT OF OFFICER | Pass |
| 6/30/2021 | 1 | Engineering Division | Refer | |

Fiscal Note

Private contract. No City funds required.

Title

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Body

WHEREAS, the developer, McGrath Property Group, LLC, is seeking the City of Madison's approval to redevelop the property located at 222 E Olin Avenue, and;

WHEARAS, the developer has requested to commence the relocation of public utilities to facilitate the future redevelopment of 222 E Olin Avenue, and;

WHEREAS, Section 16.23(9) of the Madison General Ordinances and the pending conditions of approval require the developer to install the public improvements necessary to relocate the public utilities.

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 222 E Olin Avenue Public Utility Relocations, with McGrath Property Group, LLC.
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.