



Legislation Details (With Text)

**File #:** 80424      **Version:** 1      **Name:** Approving plans and specifications for public improvements necessary for the project known as Hartmeyer Redevelopment and authorizing construction to be undertaken by the Developer, and Rescinding Resolution RES-23-00403, File Number 77792, Private Contra

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

**File created:** 10/17/2023      **In control:** Engineering Division

**On agenda:** 11/7/2023      **Final action:** 11/7/2023

**Enactment date:** 11/10/2023      **Enactment #:** RES-23-00697

**Title:** Approving plans and specifications for public improvements necessary for the project known as Hartmeyer Redevelopment and authorizing construction to be undertaken by the Developer, and Rescinding Resolution RES-23-00403, File Number 77792, Private Contract No. 9284 (District 12)

**Sponsors:** BOARD OF PUBLIC WORKS

**Indexes:**

**Code sections:**

**Attachments:** 1. 9284 ExhibitV3- Hartmeyer Redevelopment\_Entity Name Change.pdf

Date	Ver.	Action By	Action	Result
11/7/2023	1	COMMON COUNCIL	Adopt	Pass
10/18/2023	1	BOARD OF PUBLIC WORKS	RECOMMEND TO COUNCIL TO ADOPT - REPORT OF OFFICER	Pass
10/17/2023	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 Hartmeyer Redevelopment and authorizing construction to be undertaken by the Developer, and Rescinding Resolution RES-23-00403, File Number 77792, Private Contract No. 9284 (District 12)

**Body**

WHEREAS, the developer, Roth Street I Developer, LLC and Roth Street II Developer, LLC, have received the City of Madison's conditional approval for a three-lot Certified Survey Map, construction of a six-story, 250-unit apartment building and a seven-story, 303-unit apartment building on two lots created via CSM at 2007 Roth Street, 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.

WHEREAS, the Developer received approval of the project on June 12, 2023, by RES-23-00403, File 77792; and,

WHEREAS, the Developer, Roth Street I Developer, LLC and Roth Street II Developer, LLC, have requested that the contracting entity name with the City for the agreements required for the construction of the necessary public improvements be changed to Roth Street I Limited Partnership, a Wisconsin limited partnership and Roth Street II Limited Partnership, a Wisconsin limited partnership.

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 Hartmeyer Redevelopment, with Roth Street I Limited Partnership, a Wisconsin limited partnership and Roth Street II Limited Partnership, a Wisconsin limited partnership.
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.
7. The RES-23-00403, File Number 77792 is hereby rescinded.