



## Legislation Details (With Text)

<b>File #:</b>	25792	<b>Version:</b>	1	<b>Name:</b>	Approving plans and specifications for public improvements necessary for the project known as Don Miller Redevelopment - 754 E. Washington Avenue and authorizing construction to be undertaken by the Developer, Private Contract No. 2301.
<b>Type:</b>	Resolution	<b>Status:</b>			Passed
<b>File created:</b>	3/28/2012	<b>In control:</b>			BOARD OF PUBLIC WORKS
<b>On agenda:</b>	4/17/2012	<b>Final action:</b>			4/17/2012
<b>Enactment date:</b>	4/20/2012	<b>Enactment #:</b>			RES-12-00257
<b>Title:</b>	Approving plans and specifications for public improvements necessary for the project known as Don Miller Redevelopment - 754 E. Washington Avenue and authorizing construction to be undertaken by the Developer, Private Contract No. 2301. (2nd AD)				
<b>Sponsors:</b>	BOARD OF PUBLIC WORKS				
<b>Indexes:</b>					
<b>Code sections:</b>					
<b>Attachments:</b>	1. don miller redevelopment.pdf				

Date	Ver.	Action By	Action	Result
4/17/2012	1	COMMON COUNCIL	Adopt	Pass
4/4/2012	1	BOARD OF PUBLIC WORKS	RECOMMEND TO COUNCIL TO ADOPT - REPORT OF OFFICER	Pass

### Fiscal Note

Private Contract, No City Funds Required.

### Title

Approving plans and specifications for public improvements necessary for the project known as Don Miller Redevelopment - 754 E. Washington Avenue and authorizing construction to be undertaken by the Developer, Private Contract No. 2301. (2<sup>nd</sup> AD)

### Body

WHEREAS, the developer, The Constellation Project, LLC has received the City of Madison's conditional approval for a Planned Unit Development (PUD) to demolish a former auto dealership building to allow construction of 12-story mixed-use building at 754 East Washington Avenue and 741 East Mifflin 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 PUD.

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 Don Miller Redevelopment - 754 E Washington Avenue, with The Constellation Project, LLC.
2. That the plans and specifications for the public improvements necessary to serve the PUD 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.