



Legislation Details (With Text)

**File #:** 29124      **Version:** 1      **Name:** Approving Contract For the Construction of Public Improvements to be Accepted by the City of Madison for 6002 Cottage Grove Road - Copps Market, construction to be undertaken by the Developer, Private Contract No. 2331.

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

**File created:** 2/13/2013      **In control:** BOARD OF PUBLIC WORKS

**On agenda:** 3/5/2013      **Final action:** 3/5/2013

**Enactment date:** 3/6/2013      **Enactment #:** RES-13-00156

**Title:** Approving Contract For the Construction of Public Improvements to be Accepted by the City of Madison for 6002 Cottage Grove Road - Copps Market, construction to be undertaken by the Developer, Private Contract No. 2331. (3rd AD)

**Sponsors:** BOARD OF PUBLIC WORKS

**Indexes:**

**Code sections:**

**Attachments:** 1. C103-Leg 29124.pdf

Date	Ver.	Action By	Action	Result
3/5/2013	1	COMMON COUNCIL	Adopt	Pass
2/20/2013	1	BOARD OF PUBLIC WORKS	RECOMMEND TO COUNCIL TO ADOPT - REPORT OF OFFICER	Pass
2/13/2013	1	Engineering Division	Refer	

**Fiscal Note**

Est. cost not to exceed \$25,000

Funds available in Acct. No.  
CS53-58250-810354-00-53B2331

**Title**

Approving Contract For the Construction of Public Improvements to be Accepted by the City of Madison for 6002 Cottage Grove Road - Copps Market, construction to be undertaken by the Developer, Private Contract No. 2331. (3<sup>rd</sup> AD)

**Body**

WHEREAS, the developer, 1200 South, LLC has received the City of Madison's conditional approval for a Planned Unit Development (PUD) to construct a grocery store in the Town Center Addition to Grandview Commons, 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,

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 6002 Cottage Grove

Road - Cops Market, with 1200 South, LLC.

2. That the plans and specifications for the public improvements necessary to serve the conditional use 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: Reimbursement not to exceed the statutory limit for the cost of street 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.