Legislation Details (With Text)

File #:	69808	**Version:**	1	**Name:**	Approving plans and specifications for public improvements necessary for the project known as 2208 University Avenue and authorizing construction to be undertaken by the Developer, Private Contract No. 9139.
Type:	Resolution			**Status:**	Passed
File created:	2/9/2022			**In control:**	Engineering Division
On agenda:	3/1/2022			**Final action:**	3/1/2022
Enactment date:	3/4/2022			**Enactment #:**	RES-22-00161

Title: Approving plans and specifications for public improvements necessary for the project known as 2208 University Avenue and authorizing construction to be undertaken by the Developer, Private Contract No. 9139. (5th AD)

Sponsors: BOARD OF PUBLIC WORKS

Indexes:

Code sections:

Attachments: 1. 9139 Exhibits.pdf

Date	Ver.	Action By	Action	Result
3/1/2022	1	COMMON COUNCIL	Adopt Unanimously Under Suspension of Rules 2.04, 2.24, & 2.25	Pass
2/16/2022	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
2/9/2022	1	Engineering Division	Refer	

Fiscal Note

The proposed resolution approves plans and specifications for public improvements necessary for the project known as 2208 University Avenue. Construction will be funded by the Developer. No appropriation is required.

Title

Approving plans and specifications for public improvements necessary for the project known as 2208 University Avenue and authorizing construction to be undertaken by the Developer, Private Contract No. 9139. (5th AD)

Body

WHEREAS, the developer, The Heights Apartments, LLC, has received the City of Madison's conditional approval for a demolition permit to raze a building used for auto repair and a conditional use to construct a six-story mixed-use building with approximately 750 square feet of commercial space and 79 apartment units at 2208 University Avenue, 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 2208 University Avenue, with The Heights Apartments, 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.

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