



Legislation Details (With Text)

File #: 71275 **Version:** 1 **Name:** Approving Addendum No. 1 to 226 N Midvale Boulevard, Contract No. 9145

Type: Resolution **Status:** Passed

File created: 5/4/2022 **In control:** Engineering Division

On agenda: 5/24/2022 **Final action:** 5/24/2022

Enactment date: 5/31/2022 **Enactment #:** RES-22-00380

Title: Approving Addendum No. 1 to 226 N Midvale Boulevard, Contract No. 9145 (11th AD)

Sponsors: BOARD OF PUBLIC WORKS

Indexes:

Code sections:

Attachments: 1. 9145 Addendum 1 Exhibits.pdf

Date	Ver.	Action By	Action	Result
5/24/2022	1	COMMON COUNCIL	Adopt	Pass
5/11/2022	1	BOARD OF PUBLIC WORKS	RECOMMEND TO COUNCIL TO ADOPT - REPORT OF OFFICER	Pass
5/4/2022	1	Engineering Division	Refer	

Fiscal Note

The proposed resolution approves Addendum No. 1 to the 226 N Midvale Boulevard contract at an estimated cost not to exceed \$25,000. Funds are available in Munis 14142-402-170. No additional appropriation is required.

Title

Approving Addendum No. 1 to 226 N Midvale Boulevard, Contract No. 9145 (11th AD)

Body

WHEREAS, on April 8, 2022, the developer, MP30, LLC, hereinafter the "Developer" had entered into a *Contract For the Construction of Public Improvements that will be Accepted by the City of Madison* hereinafter the "Contract" with the City of Madison, and;

WHEREAS, the Developer and the City have since mutually agreed to expand the scope of work to include reconstruction of the Vernon Boulevard median to allow for an ADA compliant pedestrian crossing of Vernon Boulevard.

WHEREAS, the City will reimburse the Developer the actual construction costs (up to the statutory limit, estimated cost of \$10,000) for the added Vernon Boulevard median work as it is beyond the limits and requirements of the conditional approval of the 226 N Midvale Boulevard private redevelopment project.

NOW, THEREFORE, BE IT RESOLVE:

1. That the Mayor and City Clerk are hereby authorized and directed to execute Addendum No. 1 to 226 N Midvale Boulevard, Contract No. 9145, with MP30, LLC.
2. That the revised plans and specifications for the public improvements necessary to serve this project 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.
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.