Legislation Details (With Text)

File #:	72609	**Version:**	1	**Name:**	Approving plans and specifications for public improvements necessary for the project known as 7104 Watts Road and authorizing construction to be undertaken by the Developer, Private Contract No. 9202.
Type:	Resolution			**Status:**	Passed
File created:	7/12/2022			**In control:**	Engineering Division
On agenda:	8/2/2022			**Final action:**	8/2/2022
Enactment date:	8/8/2022			**Enactment #:**	RES-22-00538

Title: Approving plans and specifications for public improvements necessary for the project known as 7104 Watts Road and authorizing construction to be undertaken by the Developer, Private Contract No. 9202 (1st AD)

Sponsors: BOARD OF PUBLIC WORKS

Indexes:

Code sections:

Attachments: 1. 9202 exhibit .pdf

Date	Ver.	Action By	Action	Result
8/2/2022	1	COMMON COUNCIL	Adopt	Pass
7/20/2022	1	BOARD OF PUBLIC WORKS	RECOMMEND TO COUNCIL TO ADOPT - REPORT OF OFFICER	Pass
7/12/2022	1	Engineering Division	Refer	

Fiscal Note

The proposed resolution approves plans and specifications for public improvements necessary for the project known as 7104 Watts Road and authorizes construction to be undertaken by the developer. The City's estimated cost is not to exceed $25,000. Funding is available in the Reconstruction Streets capital project.

Title

Approving plans and specifications for public improvements necessary for the project known as 7104 Watts Road and authorizing construction to be undertaken by the Developer, Private Contract No. 9202 (1st AD)

Body

WHEREAS, the developer, West Madison Ventures, LLC, has received the City of Madison's conditional approval to amend a PD-GDP (Planned Development - General Development Plan district) and change the zoning to PD-SIP (Planned Development - Specific Implementation Plan district) to build a restaurant at 7050-7104 Watts Road, 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 7104 Watts Road, with West Madison Ventures, 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: 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.

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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