



Legislation Details (With Text)

File #: 77791 **Version:** 1 **Name:** Approving plans and specifications for public improvements required to serve the Subdivision known as The American Center Plat Eastpark Fourth Addition and authorizing construction to be undertaken by the Developer, and Rescinding Resolution RES-22-00785,

Type: Resolution **Status:** Passed

File created: 5/10/2023 **In control:** Engineering Division

On agenda: 6/6/2023 **Final action:** 6/6/2023

Enactment date: 6/12/2023 **Enactment #:** RES-23-00402

Title: Approving plans and specifications for public improvements required to serve the Subdivision known as The American Center Plat Eastpark Fourth Addition and authorizing construction to be undertaken by the Developer, and Rescinding Resolution RES-22-00785, File Number 74473, Private Contract No. 9122 (17th AD)

Sponsors: BOARD OF PUBLIC WORKS

Indexes:

Code sections:

Attachments: 1. 9122 Exhibit V3 Entity Name Change American Center Plat.pdf

Date	Ver.	Action By	Action	Result
6/6/2023	1	COMMON COUNCIL	Adopt	Pass
5/17/2023	1	BOARD OF PUBLIC WORKS	RECOMMEND TO COUNCIL TO ADOPT - REPORT OF OFFICER	Pass
5/10/2023	1	Engineering Division	Refer	

Fiscal Note

The proposed resolution rescinds RES-22-00785 adopted on November 22, 2022 (Legistar 74473) and updates the developer name to American Family Financial Services, Inc. from American Family Mutual Insurance Co., S.I. No City Funds required. Private contract.

Title

Approving plans and specifications for public improvements required to serve the Subdivision known as The American Center Plat Eastpark Fourth Addition and authorizing construction to be undertaken by the Developer, and Rescinding Resolution RES-22-00785, File Number 74473, Private Contract No. 9122 (17th AD)

Body

WHEREAS, the Developer, American Family Mutual Insurance Co., S.I., has received the City of Madison's conditional approval to create the subdivision known as The American Center Plat Eastpark Fourth Addition; and,

WHEREAS, Section 16.23(9) of the Madison General Ordinances and the conditions of approval requires the developer to install the public improvements necessary to serve the subdivision; and,

WHEREAS, the Developer received approval of the project on November 28, 2022, by RES-22-00785, File 74473; and,

WHEREAS, the Developer, American Family Mutual Insurance Co., S.I., has requested that the contracting

entity name with the City for the agreements required for the construction of the necessary public improvements be changed to American Family Financial Services, Inc.

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 The American Center Plat Eastpark Fourth Addition, with American Family Financial Services, Inc.
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.
7. The RES-22-00785, File Number 74473 is hereby rescinded.