



Legislation Text

File #: 49275, **Version:** 1

Fiscal Note

The proposed resolution authorizes the execution of an amendment to the Space Use Agreement between the City and Madison College for the use of space within Madison College's Protective Services Building for training purposes for three additional extension options (12 months each). The current agreement expires on June 30, 2018. The 2018 Executive Operating Budget, as amended by the Finance Committee, includes \$67,700 in the Fire Department's budget for rental costs associated with the facility. Based on the proposed contract the 2018 cost will be \$73,080, the impact of the increased contract cost will be absorbed within the Fire Department's budget. The cost per period of extension is listed on Exhibit B attached. The total cost over the 36-month period is \$229,221.

Title

Authorizing the execution of a First Amendment to Space Use Agreement between the City of Madison and Madison Area Technical College (MATC) for the use of space within MATC's Protective Services Building located at 1701 Pearson Street for Madison Fire Department training purposes.

Body

WHEREAS, MATC is the owner of a building located at 1701 Pearson Street in the City of Madison (the "Protective Services Building"); and

WHEREAS, MATC maintains a training site adjacent to and west of Pearson Street, in proximity to the Protective Services Building (the "Training Site"), which Training Site contains certain improvements (the "Training Site Improvements"); and

WHEREAS, the City and MATC entered into a Space Use Agreement dated November 12, 2014 and pertaining to the Protective Services Building, Training Site, and Training Site Improvements (the "Agreement"); and

WHEREAS, pursuant to the Agreement, MATC granted the City the right to occupy and use the Protective Services Building; and

WHEREAS, pursuant to the Agreement, MATC also granted the City the non-exclusive right to use of the Training Site and Training Site Improvements; and

WHEREAS, the initial term of the City's permitted use period for the Protective Services Building, Training Site, and Training Site Improvements commenced on October 1, 2014 and expired on June 30, 2015; and

WHEREAS, the City has executed all three options to extend the Agreement, such that the Agreement is currently scheduled to expire on June 30, 2018; and

WHEREAS, the City and MATC desire to amend the Agreement to modify the description of the Used Space, to provide for three (3) additional extension options of one (1)-year each, and to modify the User Fee for the additional extension option terms.

NOW, THEREFORE, BE IT RESOLVED that the Mayor and City Clerk are hereby authorized to execute a First Amendment to Space Use Agreement, the key provisions of which are as follows:

1. The "Use of Space in Protective Services Building" provision of the Agreement shall be amended to remove room "190A" from the description of the "Used Space" and to insert room "190D" in its place.
2. The floor plan attached to the Agreement as Exhibit A shall be replaced with the attached Exhibit A - Revised 2017.
3. The "Term" provision of the Agreement shall be amended to provide that the Agreement may be extended for three (3) additional one (1)-year terms (individually, "Fourth Option Term," "Fifth Option Term," and "Sixth Option Term"; collectively, "Additional Option Terms").
4. The monthly User Fee during the Additional Option Terms shall be as set forth in the attached Exhibit B.
5. The notice provision in Subparagraph 18.e. of the Agreement shall be amended to provide that all notices sent to the City of Madison shall be sent to the following address:

City of Madison
Economic Development Division
Office of Real Estate Services
Attn: Manager
P.O. Box 2983
Madison, WI 53701-2983

BE IT FURTHER RESOLVED, that the Mayor and City Clerk are hereby authorized to execute any and all additional documents that may be required to complete this transaction.