Legislation Text

File #: 94154, **Version:** 1

Fiscal Note

No City funds required. Private contract.

Title

Approving plans and specifications for public improvements necessary for the project known as 2019 Fisher Street and authorizing construction to be undertaken by the Developer, Private Contract No. 9810 (District 14)

Body

WHEREAS, the developer, MTZ CHARITABLE ORGANIZATION, INC., has received the City of Madison's conditional approvals for a Certified Survey Map to combine properties located at 2017 and 2019 Fisher Street and approval for a demolition permit to raze the western portion of the commercial structure at 2019 Fisher Street; and for a conditional use for a building or structure exceeding 10,000 square feet and community center and addition to Mount Zion Baptist Church and,

WHEREAS, Section 16.23(7) of the Madison General Ordinances and the conditions of approval require the developer to install the public improvements necessary to serve the development.

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 2019 FISHER STREET, with MTZ CHARITABLE ORGANIZATION, INC., or designee with the approval of the City Engineer.

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 with the approval of the City Engineer, and in a form to be approved by the City Attorney.

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