



Item Number: 12



CITY OF GRAND RAPIDS AGENDA ACTION REQUEST

DATE: July 16, 2024

TO: Mark Washington, City Manager

COMMITTEE: Community Development Committee

LIAISON: Mary Kate Berens, Deputy City Manager

FROM: Tim Burkman, City Engineer
Engineering

SUBJECT: **Resolution approving a Construction Agreement, approving a Water Main Oversizing Agreement in the amount of \$57,900.80, and accepting a Public Utilities Easement for Garden Apartments – Phase 2**

The attached resolution provides for the approval of a Construction Agreement with Cascade Charter Township (Township) and Edward Rose Development Company, L.L.C. (Developer), the approval of a Water Main Oversizing Agreement with the Developer, and the acceptance of two Public Utilities Easements to facilitate the construction of public sanitary sewer, a sanitary sewer lift station, and water main in connection with the above-captioned project. The project is privately funded and involves development of multi-family apartments in the Township. The development includes the addition of eight buildings requiring water and sanitary sewer service connections, serving 256 units.

The public sanitary sewer and water main will be maintained by the City of Grand Rapids (City) in accordance with the current customer community service agreement. The Public Utilities Easements give the City rights to maintain said public utilities.

Recommended herein is a Construction Agreement that provides for the construction to be performed in accordance with Grand Rapids' Standard Construction Specifications 2021 and any revisions thereto, including bond and insurance requirements. Field inspection will be done by Spalding DeDecker Associates, Inc. on behalf of the Township. The public sanitary sewer and water main will be constructed by a contractor prequalified to do such work under contract by the Developer. The City will be reimbursed the cost of services (plan review, administration, etc.) associated with the project in accordance with the Construction Agreement.

The Water Main Oversizing Agreement provides for a payment of \$57,900.80 for water main oversizing to Edward Rose Development Company, L.L.C., which represents the

Prepared by Jack Stegehuis, Assistant Project Manager and Cindy Irving, Assistant City Engineer

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difference in cost between an 12-inch water main and a 16-inch water main. The oversizing was requested by the Water Department for the purposes of transmission capacity. The oversizing cost is being financed by the Water System Fund.

This project is located north of 60th Street Name and east of Broadmoor Avenue in the Utility Service District of the Township and has been previously approved in concept by staff.

cc: Molly Clarin
Wayne Jernberg
Brian Bradley
James Ouzts

#22089

Your COMMUNITY DEVELOPMENT COMMITTEE recommends the adoption of the following approving a Construction Agreement between the City of Grand Rapids, Cascade Charter Township, and Edward Rose Development Company, L.L.C., approving a Water Main Oversizing Agreement with the Developer; and acceptance of two Public Utilities Easements to facilitate public sanitary sewer and water main construction in connection with Sanitary Sewer and Water Main in Executive Parkway and Public Easement (SE) (Garden Apartments - Phase 2).

WHEREAS, it is necessary to approve a Construction Agreement, approve a Water Main Oversizing Agreement, and accept two Public Utilities Easements for the construction of public sanitary sewer and water main facilities in connection with Sanitary Sewer and Water Main in Executive Parkway and Public Easement (SE) (Garden Apartments - Phase 2); therefore

RESOLVED:

1. That the aforesaid Construction Agreement between the City of Grand Rapids, Cascade Charter Township, and Edward Rose Development Company, L.L.C. (Developer), and Water Main Oversizing Agreement with the Developer be approved and that, upon approval as to form by the City Attorney, the Mayor and City Clerk be authorized to execute said Agreements on behalf of the City; and
2. That the City Comptroller is hereby authorized and directed to pay (developer) the sum of \$57,900.80 pursuant to the aforesaid Water Main Oversizing Agreement and that said amount be charged to the applicable Water System Fund Code; and
3. That the City accept two Public Utilities Easements for the construction and maintenance of public utilities from the following property owner, with description of the aforesaid Easements and for the nominal considerations as noted, which were paid by the developer.

Easement 1 (Permanent)

Edward Rose Development Company, L.L.C. \$1.00
38525 Woodward Avenue
Bloomfield Hills, Michigan 48304

5012 Verdure Parkway SE, Parcel No. 41-19-31-325-005
and 5201 60th Street SE, Parcel No. 41-19-31-400-029

Total of Easement Area: 106,030 Square Feet

Easement 2 (Terminating)

Edward Rose Development Company, L.L.C. \$1.00
38525 Woodward Avenue
Bloomfield Hills, Michigan 48304

5012 Verdure Parkway SE, Parcel No. 41-19-31-325-005
and 5201 60th Street SE, Parcel No. 41-19-31-400-029

Total of Easement Area: 148,117 Square Feet

4. That the City Clerk is hereby authorized and directed to record the aforesaid Easements with the Kent County Register of Deeds.

CORRECT IN FORM

DEPARTMENT OF LAW