

ADDENDUM NO. 1

**CONTRACT FOR THE CONSTRUCTION OF PUBLIC IMPROVEMENTS
TO BE ACCEPTED BY THE CITY OF MADISON
4649 VERONA ROAD
CONTRACT NO. 9231
PROJECT NO. 14774**

THIS AGREEMENT, made and entered into this _____ day of _____, 2024, by and between Summit Ridge Apartments, LLC, a Wisconsin limited liability Company, hereinafter the "Developer", and the City of Madison, hereinafter the "City", a municipal corporation located in Dane County, Wisconsin.

Said contract is hereby amended as follows:

Page 13, SECTION II - SUPPLEMENTAL CONDITIONS

Replace Supplemental Condition B. with the following:

- B. The temporary limited easement for the temporary cul-de-sac and public storm sewer improvements that were proposed in the area outside the proposed public right-of-way dedications for Atticus Way and Rolling Way is no longer required due to May 7, 2024, revision to the City issued plan set (City Project No. 14774).

Replace Supplemental Condition C. with the following:

- C. The Developer shall construct public sanitary sewer main and laterals, water main and service laterals, storm sewer and drainage system to serve 4649 Verona Road and the Atticus Way street extension per the May 7, 2024, revision to the City issued plan set (City Project No. 14774).

Replace Supplemental Condition D. with the following:

- D. The Developer shall construct off-site public sanitary sewer improvements per the May 7, 2024, revision to the City issued plan set (City Project No. 14774) to provide the required public sanitary sewer connection for the Atticus Way street extension. A portion of this work is reimbursable by the Sanitary Sewer Utility, up to a maximum of \$25,000.00. City Sanitary Utility estimates that this requested work at approximately \$24,000.00.

Replace Supplemental Condition F. with the following:

- F. The Developer shall construct Madison Standard street improvements, including sidewalk, for the Atticus Way street extension per the May 7, 2024, revision to the City issued plan set (City Project No. 14774).

Replace Supplemental Condition G. with the following:

- G. The Developer shall reconstruct existing Atticus Way to the east of the redevelopment per the May 7, 2024, revision to the City issued plan set (City Project No. 14774). This reconstruction is required to tie in existing Atticus Way to the approved alignment for the Atticus Way street extension.

Replace Supplemental Condition H. with the following:

- H. The Developer shall construct public sidewalk from Atticus Way to the Verona Road Frontage Road per the May 7, 2024, revision to the City issued plan set (City Project No. 14774).

Replace Supplemental Condition I. with the following:

- I. The Developer shall construct public sidewalk on Rolling Way from Atticus Way to Station 108+75.00 per the May 7, 2024, revision to the City issued plan set (City Project No. 14774).

Replace Supplemental Condition J. with the following:

J. The Developer shall construct public stormwater management improvements in the north street terrace of Atticus Way per the May 7, 2024, revision to the City issued plan set (City Project No. 14774).

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Add the following Supplemental Conditions:

CC. The Developer shall dedicate a temporary limited easement to allow the City to grade and construct the public sidewalk on Rolling Way from Station 108+75.00 to their south property limits. Coordinate the dedication of this easement with Julius Smith (JSmith4@cityofmadison.com) in the City's Engineering Mapping section.

DD. The Developer shall surface asphalt pave Atticus Way from Station 106+70.00 to the east per the May 7, 2024, revision to the City issued plan set (City Project No. 14774). The City shall surface asphalt pave Atticus Way from Station 106+70.00 to the west per the May 7, 2024, revision to the City issued plan set (City Project No. 14774). The City surface asphalt paving will be completed with the City's future Public Works street construction of Rolling Way (Contract 8744, City Project No. 14763).

All other terms and conditions of said contract remain unchanged.

[SIGNATURE PAGE FOLLOWS]

IN WITNESS WHEREOF, the parties hereto have set their hand(s) at Madison, Wisconsin.

SUMMIT RIDGE APARTMENTS, LLC
By: Summit Ridge MM, LLC, Managing Member

BY: _____
(signature) Date

BY: _____
(signature) Date

(print name and title of person signing)

(print name and title of person signing)

CITY OF MADISON, WISCONSIN

BY: _____
Satya Rhodes-Conway, Mayor

Date
APPROVED AS TO FORM:

BY: _____
Michael Haas, City Attorney Date

BY: _____
Maribeth Witzel-Behl, City Clerk Date

APPROVED:

COUNTERSIGNED:

BY: _____
Eric T. Veum, Risk Manager Date

BY: _____
David Schmiedicke, Finance Director Date