

ADDENDUM NO. 1

**CONTRACT FOR THE CONSTRUCTION OF PUBLIC IMPROVEMENTS
TO BE ACCEPTED BY THE CITY OF MADISON
WESTERN ADDITION TO 1000 OAKS – SURFACE PAVING
CONTRACT NO. 8475
PROJECT NO. 12664**

THIS AGREEMENT, made and entered into this _____ day of _____, 20____, by and between VH 1000 Oaks West LLC, of Madison, Wisconsin, 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, ARTICLE II - SUPPLEMENTAL CONDITIONS:

Remove and replace condition A. as follows:

- A. The City shall surface asphalt pave all streets in Western Addition 1000 Oaks – Phase 1 (contract 8405) and Western Addition to 1000 Oaks Phase 2 (contract 8463) to offset City costs for public street improvements to be constructed by the Developer on Old Timber Pass, adjacent to Outlot 18 and Outlot 20, with Western Addition to 1000 Oaks Phase 2 (contract 8463). Contract 8475 may be finalized and closed upon the Developer providing surety and obtaining a fully executed contract for Western Addition to 1000 Oaks Phase 2 (contract 8463).

All other terms and conditions of said contract remain unchanged.

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

VH 1000 OAKS WEST LLC

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