



## Legislation Text

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**File #:** 52767, **Version:** 1

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### **Fiscal Note**

No Appropriation Required. Private Contract.

### **Title**

Approving plans and specifications for public surface paving improvements required to serve the Subdivision known as Ninth Addition to Blackhawk Subdivision and authorizing construction to be undertaken by the Developer, Private Contract No. 8260. (9<sup>th</sup> AD)

### **Body**

WHEREAS, the developer, BHTOO LLC, has received the City of Madison's conditional approval to create the subdivision known as Ninth Addition to Blackhawk Subdivision; and,

WHEREAS, Section 16.23(9) of the Madison General Ordinances requires the developer to install the public surface paving improvements necessary to serve the subdivision; and,

WHEREAS, the developer proposes to provide public surface paving improvements to serve Lots 495-508.

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 Ninth Addition to Blackhawk Subdivision - Surface Paving, with BHTOO LLC.
2. That the plans and specifications for the public surface paving improvements necessary to serve this phase of the subdivision are hereby approved.
3. That the developer is authorized to construct the public surface paving 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.