



Legislation Text

File #: 26764, Version: 1

Fiscal Note

Private Contract, No City Funds Required.

Title

Approving plans and specifications for public improvements required to serve Phase 7 of the Subdivision known as Secret Places at Siggelkow Preserve and authorizing construction to be undertaken by the Developer, Private Contract No. 2275 and rescinding RES-11-00425, ID Number 22178. (16th AD)

Body

WHEREAS, the developer, Great Neighborhoods South, LLC., has received the City of Madison's approval to create the subdivision known as Secret Places at Siggelkow Preserve; and,

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

WHEREAS, Section 16.23(9) of the Madison General Ordinances allows the developer to install the improvements in construction phases provided that a Declaration of Conditions, Covenants, and Restrictions is executed for those lots included in future construction phases until such time as surety is provided to the City to guarantee the installation of the public improvements to serve said lots; and,

WHEREAS, the developer proposes to provide public improvements to serve Lots 17-20, 55-62, 41, 44, and 54 as Phase 7; and,

WHEREAS, Great Neighborhoods South, LLC has obtained previous approval for the *Contract For the Construction of Public Improvements That Will be Accepted by the City of Madison For Secret Places at Siggelkow Preserve, Phase 7*, City Contract Number 2275, under Resolution RES-11-00425, ID Number 22178 on May 3, 2011; and,

WHEREAS, the developer has requested to change the contracting entity to Veridian Homes MREC, LLC.

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 Secret Places at Siggelkow Preserve, Phase 7, with Veridian Homes MREC, LLC. and authorize a Release of the Declaration of Conditions, Covenants, and Restrictions on the lots for which public improvements are to be provided.
2. That the plans and specifications for the public improvements necessary to serve this phase of the subdivision 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.
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. That Resolution RES-11-00425, ID Number 22178 is hereby rescinded.