



## Legislation Details (With Text)

<b>File #:</b>	28395	<b>Version:</b>	1	<b>Name:</b>	Approving Addendum No. 1 to Emerick Oaks, Contract No. 2088.
<b>Type:</b>	Resolution	<b>Status:</b>		<b>Status:</b>	Passed
<b>File created:</b>	11/16/2012	<b>In control:</b>		<b>In control:</b>	BOARD OF PUBLIC WORKS
<b>On agenda:</b>	12/11/2012	<b>Final action:</b>		<b>Final action:</b>	12/11/2012
<b>Enactment date:</b>	12/12/2012	<b>Enactment #:</b>		<b>Enactment #:</b>	RES-12-00939
<b>Title:</b>	Approving Addendum No. 1 to Emerick Oaks, Contract No. 2088. (9th AD)				
<b>Sponsors:</b>	BOARD OF PUBLIC WORKS				
<b>Indexes:</b>					
<b>Code sections:</b>					
<b>Attachments:</b>	1. Emerick CSM 11-12-2012 pdf.pdf				

Date	Ver.	Action By	Action	Result
12/11/2012	1	COMMON COUNCIL	Adopt	Pass
11/28/2012	1	BOARD OF PUBLIC WORKS	RECOMMEND TO COUNCIL TO ADOPT - REPORT OF OFFICER	Pass

### Fiscal Note

Est. cost not to exceed \$11,500.00

Funds available in Acct. No. ES01-58275-810335-00-53B2088

### Title

Approving Addendum No. 1 to Emerick Oaks, Contract No. 2088. (9th AD)

### Body

WHEREAS, on May 2, 2006, the developer, Blanche and Donald Emerick, hereinafter the "Developer" had entered into a *Contract for Subdivision Improvements* hereinafter the "Contract" with the City of Madison, and;

WHEREAS, The Developer was required to extend the existing public sanitary sewer at his/her cost as (designed by the City Engineer) from Cricket Lane, to serve the plat, and;

WHEREAS, The City has agreed to compensate the Developer for their proportional share for the sanitary sewer extension, and;

WHEREAS, The design has been changed from the original time of the contract approval in 2006 due to improvements that were completed on Old Sauk Road, which will increase the compensation to the Developer.

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and City Clerk are hereby authorized and directed to execute Addendum No. 1 for Emerick Oaks, Contract No. 2088, with Blanche and Donald Emerick.

BE IT FURTHER RESOLVED, That the developer is authorized to construct the public improvements in accordance with the terms of the Subdivision Contract at the sole cost of the developer, except as follows: Reimbursement not to exceed the statutory limit for the cost of street improvements that benefit the City and abut lands owned by the City, in accordance with Section 16.23(9)(d)(6)(d)