



## Legislation Details (With Text)

<b>File #:</b>	51616	<b>Version:</b>	1	<b>Name:</b>	Approving plans and specifications for storm water management improvements required to serve the Subdivision known as Birchwood Point South and authorizing construction to be undertaken by the Developer, Private Contract No. 8196.
<b>Type:</b>	Resolution	<b>Status:</b>			Passed
<b>File created:</b>	5/9/2018	<b>In control:</b>			BOARD OF PUBLIC WORKS
<b>On agenda:</b>	6/5/2018	<b>Final action:</b>			6/5/2018
<b>Enactment date:</b>	6/11/2018	<b>Enactment #:</b>			RES-18-00430
<b>Title:</b>	Approving plans and specifications for storm water management improvements required to serve the Subdivision known as Birchwood Point South and authorizing construction to be undertaken by the Developer, Private Contract No. 8196. (9th AD)				
<b>Sponsors:</b>	BOARD OF PUBLIC WORKS				
<b>Indexes:</b>					
<b>Code sections:</b>					
<b>Attachments:</b>	1. BPS SWM Exhibits.pdf				

Date	Ver.	Action By	Action	Result
6/5/2018	1	COMMON COUNCIL	Adopt Under Suspension of Rules 2.04, 2.05, 2.24, and 2.25	Pass
5/16/2018	1	BOARD OF PUBLIC WORKS	RECOMMEND TO COUNCIL TO ADOPT UNDER SUSPENSION OF RULES 2.04, 2.05, 2.24, & 2.25 - REPORT OF OFFICER	Pass
5/9/2018	1	Engineering Division	Refer	

### Fiscal Note

No Appropriation Required; Private Contract.

### Title

Approving plans and specifications for storm water management improvements required to serve the Subdivision known as Birchwood Point South and authorizing construction to be undertaken by the Developer, Private Contract No. 8196. (9<sup>th</sup> AD)

### Body

WHEREAS, the developer, VH Birchwood South, LLC, has received the City of Madison's conditional approval to create the subdivision known as Eagle Trace; and,

WHEREAS, Section 16.23(9) of the Madison General Ordinances requires the developer to construct storm water management improvements necessary to serve the subdivision.

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 Birchwood Point South - Storm Water Management, with VH Birchwood South, LLC.

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, 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.