



Legislation Details (With Text)

File #:	56065	Version:	1	Name:	Approving plans and specifications for public improvements required to serve Phase 3 of the Subdivision known as Acacia Ridge and authorizing construction to be undertaken by the Developer, Private Contract No. 8393.
Type:	Resolution	Status:			Passed
File created:	5/29/2019	In control:			Engineering Division
On agenda:	6/18/2019	Final action:			6/18/2019
Enactment date:	6/21/2019	Enactment #:			RES-19-00465
Title:	Approving plans and specifications for public improvements required to serve Phase 3 of the Subdivision known as Acacia Ridge and authorizing construction to be undertaken by the Developer, Private Contract No. 8393. (9th AD)				
Sponsors:	BOARD OF PUBLIC WORKS				
Indexes:					
Code sections:					
Attachments:	1. 12166EN-Street.pdf, 2. Acacia Ridge Location Map.pdf				

Date	Ver.	Action By	Action	Result
6/18/2019	1	COMMON COUNCIL	Adopt Under Suspension of Rules 2.04, 2.05, 2.24, and 2.25	Pass
6/5/2019	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
5/29/2019	1	Engineering Division	Refer	

Fiscal Note

The proposed resolution approves plan documents for phase 3 of the Acacia Ridge subdivision. Costs to the City will not exceed \$25,000 for associated public improvements with the development. Funding is provided by GO Borrowing via the Reconstruction Streets capital program in Engineering Major Streets adopted 2019 capital budget.

MUNIS:

11136-402-170: 54410 (96339)

Title

Approving plans and specifications for public improvements required to serve Phase 3 of the Subdivision known as Acacia Ridge and authorizing construction to be undertaken by the Developer, Private Contract No. 8393. (9th AD)

Body

WHEREAS, the developer, VH Acacia Ridge, LLC, has received the City of Madison's conditional approval to create the subdivision known as Acacia Ridge; 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 1-6, 119-121, 131-139, Outlot 2, Outlot 3, and Outlot 10 as Phase 3.

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 Acacia Ridge - Phase 3, with VH Acacia Ridge, 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: 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).
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. The developer shall be permitted to assign this contract for the purposes of obtaining financing in a form to be approved by the City Attorney.