Legislation Details (With Text)

File #:	72161	**Version:**	1	**Name:**	Approving plans and specifications for public stormwater management improvements required to serve the Subdivision known as Fox Knoll and authorizing construction to be undertaken by the Developer, Private Contract No. 9185.
Type:	Resolution			**Status:**	Passed
File created:	6/15/2022			**In control:**	Engineering Division
On agenda:	7/12/2022			**Final action:**	7/12/2022
Enactment date:	7/19/2022			**Enactment #:**	RES-22-00489

Title: Approving plans and specifications for public stormwater management improvements required to serve the Subdivision known as Fox Knoll and authorizing construction to be undertaken by the Developer, Private Contract No. 9185. (9th AD)

Sponsors: BOARD OF PUBLIC WORKS

Indexes:

Code sections:

Attachments: 1. 9185 Fox Knoll SWM Exhibit.pdf

Date	Ver.	Action By	Action	Result
7/12/2022	1	COMMON COUNCIL	Adopt Unanimously	Pass
6/22/2022	1	BOARD OF PUBLIC WORKS	RECOMMEND TO COUNCIL TO ADOPT - REPORT OF OFFICER	Pass
6/15/2022	1	Engineering Division	Refer	

Fiscal Note

The proposed resolution approves plans and authorizes the developer to undertake construction for stormwater management improvements for the Fox Knoll Subdivision at an estimated cost not to exceed $25,000. Funds are available in Munis 14142-402-170. No additional appropriation is required.

Title

Approving plans and specifications for public stormwater management improvements required to serve the Subdivision known as Fox Knoll and authorizing construction to be undertaken by the Developer, Private Contract No. 9185. (9th AD)

Body

WHEREAS, the developer, Hawthorn & Stone Construction, Inc., has received the City of Madison's conditional approval to create the subdivision known as Fox Knoll; and,

WHEREAS, Section 16.23(9) of the Madison General Ordinances requires the developer to install the public stormwater management 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 stormwater management improvements to serve all Lots in Fox Knoll.

powered by Legistar™

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 Fox Knoll - Stormwater Management, with Hawthorn & Stone Construction, Inc.

2. That the plans and specifications for the public stormwater management improvements necessary to serve Fox Knoll are hereby approved.

3. That the developer is authorized to construct the public stormwater management 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.

powered by Legistar™