



## Legislation Text

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**File #:** 48653, **Version:** 1

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### **Fiscal Note**

The proposed resolution approves plan documents for the private development contract associated with the stormwater drainage near the western portion of the Hawks Landing Subdivision. Estimated cost of the contract will not exceed \$25,000. Funding is budgeted within the Stormwater Utility's adopted 2017 capital budget by GO borrowing within the Citywide Flood Mitigation capital program (MUNIS 11513).

MUNIS:

11479-84-200: 54445 (91345)

### **Title**

Approving plans and specifications for public improvements required to alleviate flooding and drainage issues in the Hawks Landing Subdivision authorizing construction to be undertaken by the Developer, Private Contract No. 8046. (1<sup>st</sup> AD)

### **Body**

WHEREAS, the City of Madison Stormwater Utility has commissioned a drainage study for the western portion of the Hawks Landing Subdivision that has provided recommended drainage improvements to the watershed; and,

WHEREAS, the developer, Hawks Golf Land, LLC, has agreed to implement the recommended drainage improvements provided by the City of Madison Stormwater Utility.

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 Hawks Landing West Drainage, with Hawks Golf Land, LLC.
2. That the plans and specifications for the public improvements necessary to serve the watershed 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 drainage improvements that benefit 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.