



Legislation Text

File #: 90622, **Version:** 1

Fiscal Note

No City Funds required. Private Contract.

Title

Approving Addendum No. 1 to Hill Valley Phase 1 - Stormwater Management, Contract No. 9645 (District 1)

Body

WHEREAS, on July 23, 2025, the developer, VH HILL VALLEY, LLC, hereinafter the "Developer" had entered into a *Contract For the Construction of Public Improvements that will be Accepted by the City of Madison* hereinafter the "Contract" with the City of Madison, and;

WHEREAS, the Developer and the City have since mutually agreed to extend the agreement to include the stormwater associated improvements and preliminary grading to Outlots 2 and 5 of the Hill Valley Plat, as well as Outlot 4, Mid Town Commons (Midtown Commons Park).

WHEREAS, the Developer agrees to enter into a future agreement that will include final grading of Outlots 2 and 5 of the Hill Valley Plat, as well as Outlot 4, Mid Town Commons (Midtown Commons Park).

WHEREAS, the Developer and the City have since mutually agreed to add the requirement to purchase and install fence for the stormwater outlots per the specifications and details provided by Engineering stormwater staff as described in Section II Supplemental Conditions of contract 9645.

NOW, THEREFORE, BE IT RESOLVE:

1. That the Mayor and City Clerk are hereby authorized and directed to execute Addendum No. 1 to Hill Valley Phase 1 - Stormwater Management, Contract No. 9645, with VH HILL VALLEY, LLC.
2. That the revised plans and specifications for the public improvements necessary to serve this project 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.
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.