

ADDENDUM NO. 1

**CONTRACT FOR THE CONSTRUCTION OF PUBLIC IMPROVEMENTS
TO BE ACCEPTED BY THE CITY OF MADISON
HILL VALLEY PHASE 1 – STORMWATER MANAGEMENT
CONTRACT NO. 9645
PROJECT NO. 15669**

THIS AGREEMENT, made and entered into this _____ day of _____, 20____, by and between VH Hill Valley, LLC., of Madison, Wisconsin, hereinafter the "Developer", and the City of Madison, hereinafter the "City", a municipal corporation located in Dane County, Wisconsin.

Said contract is hereby amended as follows:

Page 1, RECITALS, remove and replace item 3:

3. WHEREAS, the Developer proposes to complete the installation of the required public improvements to serve Lots 1-13 and 19-36, which work includes certain stormwater associated improvements / preliminary grading to Outlots 2 and 5, as well as Outlot 4, Mid Town Commons (Midtown Commons Park), hereinafter "Construction Phase 1 – Stormwater Management". Subsequent construction phases will be defined in scope by future *Contracts For The Construction Of Public Improvements To Be Accepted By The City*.

Page 18, ARTICLE II - SUPPLEMENTAL CONDITIONS, remove the following sections:

- C. The Developer shall construct public stormwater management improvements in Outlots 1, 3, and 4 to serve the Hill Valley subdivision per plans approved by the City Engineer.
- H. The Developer shall purchase and install property boundary markers with City Engineering Division Boundary Marker Decals along the boundary of lands dedicated for public stormwater purposes at the sole expense of the Developer. The boundary markers shall be installed at alternating private property corners that abut public lands and/or in locations that are mutually agreeable to the Developer and the City Engineer. Boundary markers shall be Carsonite Dual-Sided Trail Marker 60" Fiberglass, Color: Brown (or approved equal) and shall have a City of Madison Engineering Division Boundary Marker logo decal.

Page 18, ARTICLE II - SUPPLEMENTAL CONDITIONS, add the following sections:

- C. The Developer shall construct public stormwater management improvements in Outlots 1, 3, and 4 of the Hill Valley plat to serve the Hill Valley subdivision per plans approved by the City Engineer. This Agreement expressly extends 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) as shown on the Construction Plans. Final grading of these lands will be covered by a later developer's agreement.
- H. The Developer shall purchase and install split rail fencing as shown on the split rail fence detail issued with the plans. The split rail fence shall be installed along the boundary of the property, within the inside boundary of the lands dedicate for public stormwater purposes at the locations identified on the plans at the sole expense of the Developer. The fence shall be installed on the public lands property and shall be maintained by the City of Madison.

All other terms and conditions of said contract remain unchanged.

IN WITNESS WHEREOF, the parties hereto have set their hand(s) at Madison, Wisconsin.

VH HILL VALLEY, LLC

BY: Matt Brink 10-22-2025
(signature) Date

Matt Brink - VP of Land Development
(print name and title of person signing)

BY: _____
(signature) Date

(print name and title of person signing)

CITY OF MADISON, WISCONSIN

APPROVED AS TO FORM:

BY: _____
Michael Haas, City Attorney Date

APPROVED:

BY: _____
Eric T. Veum, Risk Manager Date

BY: _____
Satya Rhodes-Conway, Mayor Date

BY: _____
Lydia A. McComas, City Clerk Date

COUNTERSIGNED:

BY: _____
David Schmiedicke, Finance Director Date