

Contract Routing Form

ROUTING: Routine

printed on: 11/06/2009

Contract between: Habitat for Humanity of Dane County Inc.
and Dept. or Division: Engineering Division
Name/Phone Number:

Project: Northport Commons Addendum No. 1

Contract No.: 1982
Enactment No.: RES-09-00610
Dollar Amount: 0.00

File No.: 15065
Enactment Date: 07/09/2009

(Please DATE before routing)

Signatures Required	Date Received	Date Signed
City Clerk	11-6-2009	11.6.09
Director of Civil Rights	11/6/09	11/25/09 <i>md</i>
Risk Manager	11-25-09	11-25-09
Comptroller	11-25-09	11-30-09 <i>kw</i>
City Attorney	1471 11-30-09	12-01-09
Mayor	12-1-09	12-2-09

Please return signed Contracts to the City Clerk's Office
Room 103, City-County Building for filing.

Original + 2 Copies
1

11/06/2009 09:28:43 enkmr - JANET DAILEY @ 261-9688

Dis Rights: OK / N/A / Problem - Hold
Prev Wage: AA / Agency / No
Contract Value: No City funds
AA Plan: Appended
Amendment / Addendum # 1
Type: POS / Dvip / Sbdv Gov't /
Grant/ PW / Loan / Agrmt



City of Madison

Legislative File ID 15065

display
original
version

print

email

Type: **Resolution** Status: **Passed**
 Enactment Date: **7/9/2009** Enactment No.: **RES-09-00610**
 Title: **Approving Addendum No. 1 to the Contract for Subdivision Improvements for Northport Commons, Contract No. 1982. (18th AD)**
 Controlling Body: **BOARD OF PUBLIC WORKS**
 Introduced: **6/9/2009** Version: **1**
 Final Action: **7/7/2009** Contact: **mhacker@cityofmadison.com**
 Name: **Approving Addendum No. 1 to the Contract for Subdivision Improvements for Northport Commons, Contract No. 1982.**
 Extra Date 1:
 Requester: **BOARD OF PUBLIC WORKS**
 Sponsors: **BOARD OF PUBLIC WORKS**
 Attachments: **Legislative File Text**

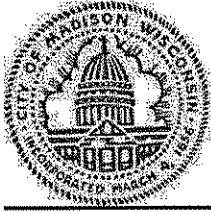
Legislative History

Date	Acting Body	Action Taken	Motion
6/17/2009	BOARD OF PUBLIC WORKS	Mike Dailey, City Engineering, presented the addendum. A motion was made by Palm, seconded by Pietz, to RECOMMEND TO COUNCIL TO ADOPT - REPORT OF OFFICER. The motion passed by voice vote/other.	Pass
7/7/2009	COMMON COUNCIL	A motion was made by Ald. Verveer, seconded by Ald. Rhodes-Conway, to Adopt. The motion passed by voice vote/other.	Pass
	<i>Notes:</i>		

Approvals

Approver	Date	Approval Status
Craig Franklin	6/23/2009	Approved

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City of Madison

Legislative File Number 15065 (version 1)

Title

Approving Addendum No. 1 to the *Contract for Subdivision Improvements* for Northport Commons, Contract No. 1982. (18th AD)

Body

WHEREAS, on July 1, 2004, the developer, C-CAP, LLC of Waukesha, Wisconsin, had entered into a *Contract for Subdivision Improvements* with the City of Madison, and;

WHEREAS, the contract obligation for this project had been changed from C-CAP, LLC to Habitat for Humanity of Dane County, Inc., and;

WHEREAS, Habitat for Humanity of Dane County, Inc. has submitted a replat application for this development entitled The Park Homes of Northport Commons, which has been conditionally approved by the Plan Commission, and;

WHEREAS, the Developer is required to install public water main and other incidental infrastructure improvements to serve the reconfigured lots as part of the replatting.

NOW, THEREFORE, BE IT RESOLVED:

1. That the Mayor and City Clerk are hereby authorized and directed to execute Addendum No. 1 for Northport Commons, Contract No. 1982, with Habitat for Humanity of Dane County, Inc. to allow for the installation of public improvements to serve the Park Homes at Northport Common Plat.
2. That the plans and specifications for the public improvements for Addendum No. 1 as required to serve this 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 Subdivision Improvements, Addendum No. 1 at the sole cost of the developer.
4. That the Mayor and City Clerk are hereby authorized to sign easements or right-of-way release or procurement documents, maintenance agreements or encroachment agreements, as necessary and accept dedication of lands and/or easements from the Developer/Owner for public improvements located outside of existing public fee title or easement right-of-ways.

Fiscal Note

Private Contract, No Funds Required.

ADDENDUM NO. 1
CONTRACT FOR SUBDIVISION IMPROVEMENTS
NORTHPORT COMMONS
CONTRACT NO. 1982
PROJECT NO. 53B1982
MADISON, WISCONSIN

THIS AGREEMENT, made and entered into this 10th day of June, 2009 by and between Habitat for Humanity of Dane County, Inc of Madison, WI, 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 11, ARTICLE II - SUPPLEMENTAL CONDITIONS, add the following sections:

- H. The Developer shall install public water main and service laterals within OL 1 to serve the lots as proposed on the plat entitled The Park Homes at Northport Commons.
- I. The Developer shall provide and additional deposit payable the Madison Water Utility in the amount of \$5,000.00 to cover expenses incurred by the City.
- J. The City shall maintain \$9,000.00 of the existing letter of credit until the public water mains and service laterals are installed, accepted and successfully pass the one-year warranty period.

All other terms and conditions of said contract remain unchanged.

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

HABITAT FOR HUMANITY OF DANE COUNTY,
INC.

BY: _____
(signature) Date

(print name and title of person signing)

BY: [Signature] 6-23-09
(signature) Date
Perry L. Ector CEO.
(print name and title of person signing)

CITY OF MADISON, WISCONSIN

APPROVED AS TO FORM:

BY: [Signature] 12/1/09
Michael May, City Attorney Date

BY: [Signature] 12-1-09
David J. Cieslewicz, Mayor Date

BY: [Signature] 11.6.09
Maribeth Witzel-Behl, City Clerk Date

APPROVED:

BY: [Signature] 11/25/09
Eric T. Veum, Risk Manager Date

COUNTERSIGNED:

BY: [Signature] 11-30-09
for Dean Brasser, City Comptroller Date