

**ELECTRONIC PACKET**

**January 25, 2021 Commission Meeting**

**RELEASED: Monday, January 18, 2021**



# Milwaukee Metropolitan Sewerage District

260 West Seeboth  
Street  
Milwaukee, WI  
53204

## Meeting Agenda

### Commission

*Dan Devine, Chair*

*Eugene Manzanet, Vice Chair*

*Dan Bukiewicz, Tim Carpenter, LaTonya Johnson,*

*Bryan L. Kennedy, Ph.D., Chantia Lewis, Kris Martinsek,*

*Jeff Stone, John Swan, III, Corey Zetts*

**Monday, January 25, 2021**

**9:00 AM**

**Teams Online Meeting/Conference Call**

NOTICE IS HEREBY GIVEN, pursuant to Section 19.84, Wisconsin Statutes, that the Milwaukee Metropolitan Sewerage District's Commission will hold its regularly scheduled public meeting on Monday, January 25, 2021, at 9:00 a.m. via Teams online meeting. The weblink to access this meeting is <https://tinyurl.com/y3fuzk59>; telephone dial-in is available through 414.909.9127, access code 643 634 698#.

PURSUANT TO SECTION 19.85(1)(g), Wisconsin Statutes, the Commission reserves the right to go into Closed Session on any item on the public portion of the agenda to confer with Legal Counsel when it appears the matter may involve the District in litigation. If the Commission does convene in such a Closed Session, it is contemplated that the Commission will again, before adjourning the meeting, reconvene at the same place in Open Session at which time the Commission may act upon any item(s) considered in the Closed Session and upon any unfinished items from the regular agenda.

#### **CALL TO ORDER**

#### **RECORD ROLL**

#### **Approval of Proceedings of Regular Commission Meeting held December 21, 2020**

#### **NEW BUSINESS**

**21-004-1** Operations and Maintenance Report for December 2020 - Pat Obenauf & Scott Royer

#### **OPERATIONS COMMITTEE MEETING REPORT**

- 1      21-005-1      Award of Contract I03008C01, Combined Sewer Outfall 102 Rehabilitation - Humboldt Project, and Approve Changes in Total Project Cost
- 2      21-006-1      Award of Contract C98047C06, Access Hatch Replacement Phase 6

- 3      21-007-1      Change Order Request, Contract J04061D01, Engineering Services - Programmable Logic Controller 5 Upgrade in the Dewatering and Drying Facility, and Restore the Executive Director's Original Delegated Authority
- 4      21-008-1      Award of Contract P01005C05, Cathodic Protection System Replacement - Interplant Sludge System Improvements, and Approve Changes in Total Project Cost
- 5      21-009-1      Award of Contract G98002P08, Fresh Coast Green Schoolyards Program: City of Milwaukee

### **POLICY, FINANCE & PERSONNEL COMMITTEE MEETING REPORT**

- 6      21-010-1      Award of Contract M04003P01, Fresh Coast Fresh Start, and Approve Changes in Total Project Cost
- 7      21-011-1      Initial Resolution Authorizing the Sale and Issuance of Not to Exceed \$46,000,000 General Obligation Bonds and/or General Obligation Promissory Notes, and Certain Related Details

*Requires a 2/3 Affirmative Vote of the Commission for Adoption*

### **ORGANIZATION & ADMINISTRATION**

- 21-003-1      EXECUTIVE DIRECTOR'S REPORT**
- A. Monthly Reports
  - B. Staff Recognition (Kevin Shafer)
  - C. Harbor Siphons Update (Rick Niederstadt)

### **CLOSED SESSION**

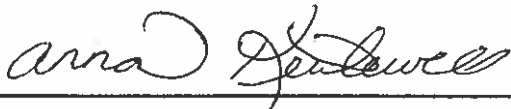
PURSUANT TO SECTION 19.85(1)(e) and (g), Wisconsin Statutes, the Commission will go into Closed Session regarding deliberations and/or negotiations on contracts which for bargaining reasons require a Closed Session and for conferring with Legal Counsel with respect to litigation in which the District is or may become involved.

- CS1      21-012-1      Deliberating the Investment of Public Funds for Project W97004, the Greenseams® Program: Acquisition of the Joerres Property within the North Branch Milwaukee River Subwatershed, Town of Farmington, Washington County**

PURSUANT TO SECTION 19.84, the Commission may reconvene in Open Session to continue discussion of items listed on the public agenda; and may reconvene in Closed Session again thereafter to further discuss any items not completed during the Closed Session and may thereafter reconvene in Open Session to further discuss the Open and Closed Session items. Any items taken up in Closed Session may subsequently be taken up in Open Session.

**ADJOURNMENT**

PLEASE NOTE: Upon reasonable notice, efforts will be made to accommodate the needs of disabled individuals through sign language interpreters or other auxiliary aids. For additional information or to request these services, contact the Office of the Commission at 414.225.2264, (FAX) 414.277.6360 or write to Office of the Commission, 260 W. Seeboth Street, Milwaukee, Wisconsin, 53204-1446.



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**Anna Kettlewell, Commission Secretary  
Milwaukee Metropolitan Sewerage District**



# Milwaukee Metropolitan Sewerage District

260 West  
Seeboth Street  
Milwaukee, WI  
53204

## Meeting Minutes Commission

*Dan Devine, Chair*  
*Eugene Manzanet, Vice Chair*  
*Dan Bukiewicz, Tim Carpenter, LaTonya Johnson,*  
*Bryan L. Kennedy, Ph.D., Chantia Lewis, Kris Martinsek,*  
*Jeff Stone, John Swan, III, Corey Zetts*

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Monday, December 21, 2020

9:00 AM

Teams Online Meeting/Conference Call

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### CALL TO ORDER

*Commission Chair Commissioner Devine called the meeting to order at 9:01 a.m.*

### RECORD ROLL

**Present** 11 - Dan Bukiewicz, Tim Carpenter, Dan Devine, LaTonya Johnson, Bryan L. Kennedy Ph.D., Chantia Lewis, Eugene Manzanet, Kris Martinsek, Jeff Stone, John Swan III, and Corey Zetts

*Commissioner Johnson arrived at 9:05 a.m. during Item #17.*

### Approval of Proceedings of Regular Commission Meeting held November 23, 2020

**A motion was made by Commissioner Manzanet, seconded by Commissioner Kennedy. The motion carried by the following roll call vote:**

**Yes:** 10 - Commissioner Bukiewicz, Commissioner Carpenter, Commissioner Devine, Commissioner Kennedy Ph.D., Commissioner Lewis, Commissioner Manzanet, Commissioner Martinsek, Commissioner Stone, Commissioner Swan III and Commissioner Zetts

**No:** 0

**Out of Room:** 1 - Commissioner Johnson

### NEW BUSINESS

**17**    20-192-12                    Election of Commission Chair for the Year 2021

*Commissioner Johnson arrived at 9:05 a.m. during this item.*

*Commissioner Devine passed the gavel to Commissioner Manzanet during this item.*

*It was moved by Commissioner Kennedy, seconded by Commissioner Bukiewicz, to nominate Commissioner Devine for Commission Chair and to close nominations. The motion carried by a unanimous roll call vote.*

**A motion was made by Commissioner Kennedy, seconded by Commissioner Swan, that this resolution be adopted by a roll call vote. The motion carried by the following roll call vote:**

**Yes: 11 -** Commissioner Bukiewicz, Commissioner Carpenter, Commissioner Devine, Commissioner Johnson, Commissioner Kennedy Ph.D., Commissioner Lewis, Commissioner Manzanet, Commissioner Martinsek, Commissioner Stone, Commissioner Swan III and Commissioner Zetts

**No: 0**

**18**    20-193-12                    Election of Commission Vice Chair for the Year 2021

*It was moved by Commissioner Kennedy, seconded by Commissioner Bukiewicz, to nominate Commissioner Manzanet for Commission Vice Chair and to close nominations. The motion carried by a unanimous roll call vote.*

**A motion was made by Commissioner Kennedy, seconded by Commissioner Swan, that this resolution be adopted by a roll call vote. The motion carried by the following roll call vote:**

**Yes: 11 -** Commissioner Bukiewicz, Commissioner Carpenter, Commissioner Devine, Commissioner Johnson, Commissioner Kennedy Ph.D., Commissioner Lewis, Commissioner Manzanet, Commissioner Martinsek, Commissioner Stone, Commissioner Swan III and Commissioner Zetts

**No: 0**

20-004-1                    Operations and Maintenance Report for November 2020 - Pat Obenauf & Scott Royer

*The Commission received a PowerPoint presentation from Patrick Obenauf, Manager of Contract Compliance, and Scott Royer, General Manager, Veolia Water Milwaukee, LLC, with comments by Kevin L. Shafer, P.E., Executive Director.*

**OPERATIONS COMMITTEE MEETING REPORT**

*Items 1-8 were taken as a block.*

- 1     20-176-12     Change Order Request, Contract P02003C01, Landfill Gas Pipeline Permanent Piggling Station at East College Avenue, and Restore the Executive Director's Original Delegated Authority
- A motion was made by Commissioner Swan, seconded by Commissioner Kennedy, that this resolution be adopted by a roll call vote. The motion carried by the following roll call vote:**
- Yes:** 11 - Commissioner Bukiewicz, Commissioner Carpenter, Commissioner Devine, Commissioner Johnson, Commissioner Kennedy Ph.D., Commissioner Lewis, Commissioner Manzanet, Commissioner Martinsek, Commissioner Stone, Commissioner Swan III and Commissioner Zetts
- No:** 0
- 2     20-177-12     Contract W11031D05, 30th Street Corridor Wet Weather Relief Phase 2 Stormwater West Basin - Preliminary Engineering, Design, and Engineering Services
- A motion was made by Commissioner Swan, seconded by Commissioner Kennedy, that this resolution be adopted by a roll call vote. The motion carried by the following roll call vote:**
- Yes:** 11 - Commissioner Bukiewicz, Commissioner Carpenter, Commissioner Devine, Commissioner Johnson, Commissioner Kennedy Ph.D., Commissioner Lewis, Commissioner Manzanet, Commissioner Martinsek, Commissioner Stone, Commissioner Swan III and Commissioner Zetts
- No:** 0
- 3     20-178-12     Award of Contract W41003C01, Lyons Park Creek Channel Stabilization
- A motion was made by Commissioner Swan, seconded by Commissioner Kennedy, that this resolution be adopted by a roll call vote. The motion carried by the following roll call vote:**
- Yes:** 11 - Commissioner Bukiewicz, Commissioner Carpenter, Commissioner Devine, Commissioner Johnson, Commissioner Kennedy Ph.D., Commissioner Lewis, Commissioner Manzanet, Commissioner Martinsek, Commissioner Stone, Commissioner Swan III and Commissioner Zetts
- No:** 0
- 4     20-179-12     Change Order Request, Contract C05051D01, Engineering Services, Edgewood Avenue Near Surface Collector Extension, and Restore the Executive Director's Original Delegated Authority
- A motion was made by Commissioner Swan, seconded by Commissioner Kennedy, that this resolution be adopted by a roll call vote. The motion carried by the following roll call vote:**
- Yes:** 11 - Commissioner Bukiewicz, Commissioner Carpenter, Commissioner Devine, Commissioner Johnson, Commissioner Kennedy Ph.D., Commissioner Lewis, Commissioner Manzanet, Commissioner Martinsek, Commissioner Stone, Commissioner Swan III and Commissioner Zetts

No: 0

- 5     20-180-12     Authorizing the Executive Director to Execute a Purchase Order for Material Capital Repair or Replacement No. 1406, Jones Island Water Reclamation Facility Bar Screen #5 Repairs

**A motion was made by Commissioner Swan, seconded by Commissioner Kennedy, that this resolution be adopted by a roll call vote. The motion carried by the following roll call vote:**

**Yes:** 11 - Commissioner Bukiewicz, Commissioner Carpenter, Commissioner Devine, Commissioner Johnson, Commissioner Kennedy Ph.D., Commissioner Lewis, Commissioner Manzanet, Commissioner Martinsek, Commissioner Stone, Commissioner Swan III and Commissioner Zetts

No: 0

- 6     20-181-12     Award of Contract J01027P01, Planning Services for Unit Process 04, Primary Clarification

**A motion was made by Commissioner Swan, seconded by Commissioner Kennedy, that this resolution be adopted by a roll call vote. The motion carried by the following roll call vote:**

**Yes:** 11 - Commissioner Bukiewicz, Commissioner Carpenter, Commissioner Devine, Commissioner Johnson, Commissioner Kennedy Ph.D., Commissioner Lewis, Commissioner Manzanet, Commissioner Martinsek, Commissioner Stone, Commissioner Swan III and Commissioner Zetts

No: 0

- 7     20-182-12     Change Order Request, Contract W96001P38, 76th Street Bioswales

**A motion was made by Commissioner Swan, seconded by Commissioner Kennedy, that this resolution be adopted by a roll call vote. The motion carried by the following roll call vote:**

**Yes:** 11 - Commissioner Bukiewicz, Commissioner Carpenter, Commissioner Devine, Commissioner Johnson, Commissioner Kennedy Ph.D., Commissioner Lewis, Commissioner Manzanet, Commissioner Martinsek, Commissioner Stone, Commissioner Swan III and Commissioner Zetts

No: 0

- 8     20-183-12     Award of Contract W10004D01, Engineering Services - Milwaukee River Habitat Enhancement, and Approve Changes in Total Project Cost

**A motion was made by Commissioner Swan, seconded by Commissioner Kennedy, that this resolution be adopted by a roll call vote. The motion carried by the following roll call vote:**

**Yes:** 11 - Commissioner Bukiewicz, Commissioner Carpenter, Commissioner Devine, Commissioner Johnson, Commissioner Kennedy Ph.D., Commissioner Lewis, Commissioner Manzanet, Commissioner Martinsek, Commissioner Stone, Commissioner Swan III and Commissioner Zetts



No: 0

## POLICY, FINANCE & PERSONNEL COMMITTEE MEETING REPORT

*Items 9-16 were taken as a block.*

- 9     20-184-12     Approval of Contract W97004P04, Greenseams® Program Implementation for the Year 2021
- A motion was made by Commissioner Stone, seconded by Commissioner Manzanet, that this resolution be adopted by a roll call vote. The motion carried by the following roll call vote:**
- Yes:** 11 - Commissioner Bukiewicz, Commissioner Carpenter, Commissioner Devine, Commissioner Johnson, Commissioner Kennedy Ph.D., Commissioner Lewis, Commissioner Manzanet, Commissioner Martinsek, Commissioner Stone, Commissioner Swan III and Commissioner Zetts
- No:** 0
- 
- 10    20-185-12     Approval of Contract W97005P02, Working Soils® Program Implementation for the Year 2021
- A motion was made by Commissioner Stone, seconded by Commissioner Manzanet, that this resolution be adopted by a roll call vote. The motion carried by the following roll call vote:**
- Yes:** 11 - Commissioner Bukiewicz, Commissioner Carpenter, Commissioner Devine, Commissioner Johnson, Commissioner Kennedy Ph.D., Commissioner Lewis, Commissioner Manzanet, Commissioner Martinsek, Commissioner Stone, Commissioner Swan III and Commissioner Zetts
- No:** 0
- 
- 11    20-186-12     Authorizing the Executive Director to Procure Online Advertising for the Marketing of Milorganite® and Other MMSD Programs
- A motion was made by Commissioner Stone, seconded by Commissioner Manzanet, that this resolution be adopted by a roll call vote. The motion carried by the following roll call vote:**
- Yes:** 11 - Commissioner Bukiewicz, Commissioner Carpenter, Commissioner Devine, Commissioner Johnson, Commissioner Kennedy Ph.D., Commissioner Lewis, Commissioner Manzanet, Commissioner Martinsek, Commissioner Stone, Commissioner Swan III and Commissioner Zetts
- No:** 0

- 12    20-187-12            **Authorizing Two-Year Extension to Lease with Will Allen Farms, LLC, for Food Production on District-owned Land Adjacent to the South Shore Water Reclamation Facility**
- A motion was made by Commissioner Stone, seconded by Commissioner Manzanet, that this resolution be adopted by a roll call vote. The motion carried by the following roll call vote:**
- Yes:** 11 - Commissioner Bukiewicz, Commissioner Carpenter, Commissioner Devine, Commissioner Johnson, Commissioner Kennedy Ph.D., Commissioner Lewis, Commissioner Manzanet, Commissioner Martinsek, Commissioner Stone, Commissioner Swan III and Commissioner Zetts
- No:** 0
- 13    20-188-12            **Approval of Extended Business Continuity Plan Leave Policy**
- A motion was made by Commissioner Stone, seconded by Commissioner Manzanet, that this resolution be adopted by a roll call vote. The motion carried by the following roll call vote:**
- Yes:** 11 - Commissioner Bukiewicz, Commissioner Carpenter, Commissioner Devine, Commissioner Johnson, Commissioner Kennedy Ph.D., Commissioner Lewis, Commissioner Manzanet, Commissioner Martinsek, Commissioner Stone, Commissioner Swan III and Commissioner Zetts
- No:** 0
- 14    20-189-12            **Authorizing the Executive Director to Extend the Contracts for Prescription Drug and Supplemental Medical Coverage for Post Medicare Retirees**
- A motion was made by Commissioner Stone, seconded by Commissioner Manzanet, that this resolution be adopted by a roll call vote. The motion carried by the following roll call vote:**
- Yes:** 11 - Commissioner Bukiewicz, Commissioner Carpenter, Commissioner Devine, Commissioner Johnson, Commissioner Kennedy Ph.D., Commissioner Lewis, Commissioner Manzanet, Commissioner Martinsek, Commissioner Stone, Commissioner Swan III and Commissioner Zetts
- No:** 0
- 15    20-190-12            **Authorizing the Executive Director to Enter into a One-year Contract for Stop Loss Insurance for the Milwaukee Metropolitan Sewerage District Group Health Insurance Benefits**
- A motion was made by Commissioner Stone, seconded by Commissioner Manzanet, that this resolution be adopted by a roll call vote. The motion carried by the following roll call vote:**
- Yes:** 11 - Commissioner Bukiewicz, Commissioner Carpenter, Commissioner Devine, Commissioner Johnson, Commissioner Kennedy Ph.D., Commissioner Lewis, Commissioner Manzanet, Commissioner Martinsek, Commissioner Stone, Commissioner Swan III and Commissioner Zetts

No: 0

16 20-191-12

Authorizing the Executive Director to Enter into a Contract for Pharmacy Benefit Management Services with Optum Rx Effective January 1, 2021

A motion was made by Commissioner Stone, seconded by Commissioner Manzanet, that this resolution be adopted by a roll call vote. The motion carried by the following roll call vote:

Yes: 11 - Commissioner Bukiewicz, Commissioner Carpenter, Commissioner Devine, Commissioner Johnson, Commissioner Kennedy Ph.D., Commissioner Lewis, Commissioner Manzanet, Commissioner Martinsek, Commissioner Stone, Commissioner Swan III and Commissioner Zetts

No: 0

## ORGANIZATION & ADMINISTRATION

20-003-1**EXECUTIVE DIRECTOR'S REPORT**

- A. Monthly Reports
- B. Staff Recognition (Kevin Shafer)
- C. Green Luminaries (Chris Schultz)
- D. 2020 User Charge Update (Mickie Pearsall)
- E. Harbor Siphons Update (Rick Niederstadt)
- F. Fresh Coast Partnership Program Status Update (Bre Plier)
- G. Area of Concern Video by John Gurda (Kevin Shafer)

A. *No report.*

B. *No report.*

C. *The Commission received a presentation from Chris Schultz, Senior Project Manager, with comments by Kevin L. Shafer, P.E., Executive Director. Ian Martin of the Mandel Group, received the award and thanked the Commission.*

D. *The Commission received a presentation from Kevin L. Shafer, P.E., Executive Director.*

E. *No report.*

F. *The Commission received a PowerPoint presentation from Bre Plier, Manager of Sustainability.*

G. *The Commission received a presentation from Kevin L. Shafer, P.E., Executive Director.*

**ADJOURNMENT**

*It was moved by Commissioner Manzanet, seconded by Commissioner Zetts, to adjourn. The motion carried.*

*As there was no further business, the meeting was adjourned at 10:10 a.m.*



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**Anna Kettlewell, Commission Secretary  
Milwaukee Metropolitan Sewerage District**

**COMMISSION MEETING**

**January 25, 2021**

**OPERATIONS AND MAINTENANCE REPORT FOR DECEMBER 2020 – PAT  
OBENAUF & SCOTT ROYER**

**21-004-01**

**PowerPoint presentation from Patrick Obenauf, Manager of Contract Compliance,  
and Scott Royer, General Manager, Veolia Water Milwaukee, LLC**



**COMMISSION FILE NO:** 21-005-1 **DATE INTRODUCED:** January 11, 2021

**INTRODUCED BY:** Executive Director (Signature on File in the Office of the Commission)

**REFERRED BY COMMISSION CHAIRPERSON TO:** Operations Committee

**RELATING TO:** Award of Contract I03008C01, Combined Sewer Outfall 102 Rehabilitation – Humboldt Project, and Approve Changes in Total Project Cost

**SUMMARY:**

The Commission is requested to award and to direct the Executive Director to execute on behalf of the District Contract I03008C01, Combined Sewer Outfall (CSO) 102 Rehabilitation – Humboldt Project, to Michels Pipe Services, a Division of Michels Corporation, in the amount of \$360,915. Michels Pipe Services was the lowest responsible, responsive bidder among five bids received.

Further, the Commission is requested to decrease the total project cost (TPC) for Project I03008, CSO 102 Rehabilitation – Humboldt Project, by \$334,522 for an amended TPC of \$923,542 and to make a corresponding change to the TPC of Project M99001, Allowance for Cost and Schedule Changes.

The District collection system receives and conveys both combined and separate sewage from the City of Milwaukee sewer system. Combined sewage consists of both wastewater and stormwater runoff, and these flows can increase significantly during wet weather. During significant wet weather events, the capacities of the District’s collection system, inline storage system (ISS), and water reclamation facilities can be exceeded, resulting in combined sewer overflows. Combined sewer overflows are typically initiated by closing gates to the ISS. When ISS gates are closed, combined sewage is discharged to rivers through combined sewer outfalls.

CSO 102 discharges to the Milwaukee River near North Humboldt Avenue in the City of Milwaukee. It was constructed in 1930 and consists of 186 feet of 72-inch cast-in-place concrete pipe, 29 feet of 48-inch cast-in-place concrete pipe, and 44 feet of 84-inch brick pipe.

**ATTACHMENTS:** BACKGROUND  KEY ISSUES  RESOLUTION   
FISCAL NOTE  S/W/MBE  OTHER  \_\_\_\_\_

*OP\_Award\_I03008C01\_CS0102\_Rehab\_Humboldt\_Project\_legislative\_file.docx*  
12-18-20

**COMMITTEE ACTION:** \_\_\_\_\_ **DATE:** \_\_\_\_\_

**COMMISSION ACTION:** \_\_\_\_\_ **DATE:** \_\_\_\_\_

## **SUMMARY (Cont'd)**

Award of Contract I03008C01, Combined Sewer Outfall 102 Rehabilitation – Humboldt Project, and Approve Changes in Total Project Cost

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A District inspection identified that the outfall has significant structural cracking and deterioration and has infiltration entering the CSO.

This project will rehabilitate CSO 102 to maintain its structural integrity and eliminate infiltration from entering the CSO.

Under Contract I03008C01, the contractor will:

- Clean and prepare the existing interior surface of CSO 102 for rehabilitation.
- Rehabilitate CSO 102 utilizing a spray in-place lining system.
- Inspect interior surfaces before and after installation spray in place lining utilizing closed circuit television equipment.
- Restore the construction site.

The low bid received by the District for Contract I03008C01 is less than budgeted, and staff requests to decrease the TPC accordingly.

The duration of the contract is 281 calendar days.



## RESOLUTION

Award of Contract I03008C01, Combined Sewer Outfall 102 Rehabilitation – Humboldt Project, and Approve Changes in Total Project Cost

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**RESOLVED**, by the Milwaukee Metropolitan Sewerage Commission, that Contract I03008C01, Combined Sewer Outfall 102 Rehabilitation – Humboldt Project, is awarded to Michels Pipe Services, a Division of Michels Corporation, in the amount of \$360,915, and that the Executive Director is directed to execute a contract on behalf of the District.

**FURTHER RESOLVED**, by the Milwaukee Metropolitan Sewerage Commission, that the total project cost for Project I03008, Combined Sewer Outfall 102 Rehabilitation – Humboldt Project, is decreased by \$334,522 for an amended total project cost of \$923,542, and that a corresponding change is made to the total project cost for Project M99001, Allowance for Cost and Schedule Changes.



**Capital Budget Fiscal Note  
Total Project Cost**

**RELATING TO:**

Award of Contract I03008C01, Combined Sewer Outfall 102 Rehabilitation – Humboldt Project, and Approve Changes in Total Project Cost

<b>Capital Project Number(s)</b>	<b>Impact of Requested Action on Total Project Cost:</b>
<u>I03008</u>	<input type="checkbox"/> Increase <input checked="" type="checkbox"/> Decrease <input type="checkbox"/> New Project <input type="checkbox"/> No Change

<u>Total Project Cost Analysis</u>	<u>Project Costs</u>
Adopted 2021 Total Project Cost	\$1,258,064
Previously Approved Changes	\$0
Approved Total Project Cost	\$1,258,064
Requested Total Project Cost	\$923,542
Requested (Increase)/Decrease	\$334,522

<b>Action to be taken to Long-Range Financing Plan to address Total Project Cost change</b>	
_____	Transfer from Allowance for Cost and Schedule Changes
_____	Transfer from another project (specify in comments)
_____	Delay Project(s) (specify in comments)
_____	Delete Project(s) (specify in comments)
_____	Other _____
x	Transfer to Allowance for Cost and Schedule Changes

**Comments**  
 The low bid received by the District for Contract I03008C01 is less than budgeted, and staff requests to decrease the TPC accordingly.

Budget Review by:	Date:
<u>Theresa Zwieg</u>	<u>12/12/2020</u>

**Award of Contract I03008C01, Combined Sewer Outfall 102 Rehabilitation – Humboldt Project, and Approve Changes in Total Project Cost**



**Procurement & S/W/MBE Summary Information**

**Contract #** I03008C01 **Cost Center:** ENG

**Combined Sewer Outfall 102 Rehabilitation – Humboldt Project, and Approve Changes in Total Project Cost**

**BID SUMMARY**

Bid Opening Date: 12/3/2020

	<b>Total</b>	<b>SWMBE</b>	<b>Local</b>
# of Bids	5	2	0
# of Responsive Bids	1	0	0

<b>Bidders</b>	<b>Price</b>	<b>Responsive?</b>	<b>Responsible?</b>	<b>% Sub</b>	<b>% SWMBE</b>
Michels Corporation Brownsville, WI 53006	\$360,915.00	Responsive	Responsible	1.7%	1.7%
Visu-Sewer Pewaukee, WI 53072	\$394,000.00	Responsive	Responsible	20.1%	20.1%
Granite Inliner, LLC Bedford Park, IL 60638	\$412,500.00	Responsive	Responsible	2.1%	2.1%
Terra Engineering & Construction Corp. Madison, WI 53718 (SBE)	\$711,000.00	Not reviewed	Not reviewed	Not provided	20.0%
National Power Rodding Corp. Chicago, IL 60612 (WBE)	\$1,060,000.00	Not reviewed	Not reviewed	Not provided	1.6%

**SUBCONTRACTOR INFORMATION**

<b>Type</b>	<b>Subcontractor Name</b>	<b>Type of Work</b>	<b>%</b>	<b>Amount</b>
SBE	Metropolitan Services, Inc. Brookfield, WI 53005	Traffic Controls	1.7%	\$6,250.00

## ECONOMIC DEVELOPMENT ELEMENTS

### Workforce Requirements

Sanitary Sewer Service Area (SSSA)

Employment:	<u>15%</u>
Target Area (TA) Employment:	<u>5%</u>
# Apprentices Required:	<u>0</u>

## OUTREACH INFORMATION

The Procurement team performed the following outreach: advertised in the Daily Reporter, sent an e-mail notification to all registered firms in the general construction category, sent targeted e-mails to potential prime bidders and SWMBE firms, and notified the various local chambers of commerce. The bid opportunity is also publicly accessible from the MMSD website and Quest CDN. Quest CDN also performs outreach to its users when a bid is posted.

### S/W/MBE Planholders:

K. Singh & Associates, Inc., Mid City Corporation, Belonger Corporation Inc.

### If no or low S/W/MBE participation, explain why:

The scope of work for this contract requires a specialized contractor to properly complete the work, leaving very little opportunity for subcontracting. This is a specialized rehabilitation method that requires contractors to be certified and receive specialized training from the manufacturer before they can install the manufacturer's product.

### Additional Comments:

NA

## AWARDEE INFORMATION

Company:	<u>Michels Corporation</u>
Contact Person:	<u>David Phelps</u>
Phone Number:	<u>(503) 364-1199</u>
E-mail Address:	<u>dphelps@michels.us</u>

## EEO DATA

Location:	<u>817 Main Street, P.O. Box 128, Brownsville, WI 53006</u>		Total # of Employees	<u>155</u>	
	<b><u>Total</u></b>	<b><u>%</u></b>		<b><u>Total</u></b>	<b><u>%</u></b>
<b>Minorities</b>	<u>52</u>	<u>33.5%</u>	<b>Females</b>	<u>11</u>	<u>7.1%</u>
Asian	<u>4</u>	<u>2.6%</u>	Asian	<u>1</u>	<u>0.6%</u>
Black or African American	<u>6</u>	<u>3.9%</u>	Black or African American	<u>1</u>	<u>0.6%</u>
Hispanic or Latino	<u>30</u>	<u>19.4%</u>	Hispanic or Latino	<u>1</u>	<u>0.6%</u>
Native American	<u>3</u>	<u>1.9%</u>	Native American	<u>1</u>	<u>0.6%</u>
Other Minority	<u>9</u>	<u>5.8%</u>	Other Minority	<u>0</u>	<u>0.0%</u>
<i>Labor Market Availability - Minorities</i>	<u>22.0%</u>		<i>Labor Market Availability - Females</i>	<u>49.0%</u>	



**COMMISSION FILE NO:** 21-006-1 **DATE INTRODUCED:** January 11, 2021

**INTRODUCED BY:** Executive Director (Signature on File in the Office of the Commission)

**REFERRED BY COMMISSION CHAIRPERSON TO:** Operations Committee

**RELATING TO:** Award of Contract C98047C06, Access Hatch Replacement Phase 6

**SUMMARY:**

The Commission is requested to award and to direct the Executive Director to execute on behalf of the District Contract C98047C06, Access Hatch Replacement Phase 6, to LaLonde Contractors, Inc., in the amount of \$325,843. LaLonde Contractors, Inc., was the lowest responsible, responsive bidder among four bids received.

Underground structures in the conveyance system were built with access hatches to allow human access. Many of these hatches, originally constructed of cast iron, are located in roadways and are subject to continuous vehicle traffic. Over time, the hatches and their supporting concrete structures deteriorate and ultimately could completely fail. A failed structure would be a safety hazard to pedestrian and vehicular traffic. The purpose of this project is to restore the structural integrity of several structures where there is significant deterioration.

This contract includes access hatch rehabilitation of five structures as follows:

Structure Name/Identification	Location
Diversion Structure DS139	E. Pittsburgh Avenue and 80' NE of S. Water Street
Diversion Chamber C13901	E. Pittsburgh Avenue and 125' NE of S. Water Street
Diversion Structure DS191	S. 11th Street and 50' N of W. Bruce Street
Intercepting Structure IS235	E. Cherry Street and 100' W of N. Water Street
Diversion Chamber C13901	W. Mt. Vernon Avenue and 900' W of N. Emmer Lane

**ATTACHMENTS:** BACKGROUND  KEY ISSUES  RESOLUTION   
 FISCAL NOTE  S/W/MBE  OTHER  \_\_\_\_\_

*OP\_Award\_C98047C05\_Access\_Hatch\_Replacement\_Legislative\_file.docx  
 12-15-20*

**COMMITTEE ACTION:** \_\_\_\_\_ **DATE:** \_\_\_\_\_

**COMMISSION ACTION:** \_\_\_\_\_ **DATE:** \_\_\_\_\_

## **SUMMARY (Cont'd)**

Award of Contract C98047C06, Access Hatch Replacement Phase 6

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Under this proposed contract, the contractor will, for each structure:

- Remove deteriorated concrete from the top of the structure.
- Reconstruct the top and install precast concrete covers in place of existing cast iron covers.
- Restore pavement around structure.

This structural restoration will reduce public safety risk related to a failed structure and restore the life of the access hatches by an estimated 20 years.

The contract duration is 10 months.

## RESOLUTION

Award of Contract C98047C06, Access Hatch Replacement Phase 6

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**RESOLVED**, by the Milwaukee Metropolitan Sewerage Commission, that Contract C98047C06, Access Hatch Replacement Phase 6, is awarded to LaLonde Contractors, Inc., in the amount of \$325,843, and that the Executive Director is directed to execute a contract on behalf of the District.







## ECONOMIC DEVELOPMENT ELEMENTS

### Workforce Requirements

Sanitary Sewer Service Area (SSSA) Employment:	45%
Target Area (TA) Employment:	20%
# Apprentices Required:	0

## OUTREACH INFORMATION

The Procurement team performed the following outreach: advertised in the Daily Reporter and sent an e-mail notification to all registered firms in the Construction category. The bid opportunity is also publicly accessible from the MMSD website and Quest CDN. Quest CDN also performs outreach to its users when a bid is posted.

### S/W/MBE Planholders:

Mid City Corporation; Platt Construction; Terra Engineering & Construction

### If no or low S/W/MBE participation, explain why:

LaLonde Contractors, Inc. made good faith efforts to identify and reach out to 14 S/W/MBE firms in the following trades: pavement/concrete sawing, steel, traffic control, and paving. They did not receive a competitive S/W/MBE quote for paving. Following further discussions, they increased their SWMBE participation with the addition of a S/W/MBE project management firm.

### Additional Comments:

n/a

## AWARDEE INFORMATION

Company:	LaLonde Contractors, Inc.
Contact Person:	Cory Voigt
Phone Number:	(262) 544-1515
E-mail Address:	cvoigt@lciwi.com

## EEO DATA

Location:	1609 Lincoln Avenue Waukesha, WI 53186	Total # of Employees	83
	<b>Total</b>	<b>Total</b>	<b>%</b>
<b>Minorities</b>	45	3	3.6%
African American	6	0	0.0%
Asian	1	0	0.0%
Hispanic	38	0	0.0%
Native American	0	0	0.0%
	<b>Labor Market Availability - Minorities</b>	<b>Labor Market Availability - Females</b>	<b>51.6%</b>
	51.3%		



**COMMISSION FILE NO:** 21-007-1 **DATE INTRODUCED:** January 11, 2021

**INTRODUCED BY:** Executive Director (Signature on File in the Office of the Commission)

**REFERRED BY COMMISSION CHAIRPERSON TO:** Operations Committee

**RELATING TO:** Change Order Request, Contract J04061D01, Engineering Services – Programmable Logic Controller 5 Upgrade in the Dewatering and Drying Facility, and Restore the Executive Director’s Original Delegated Authority

**SUMMARY:**

The Commission is requested to authorize the Executive Director to execute a change order to Contract J04061D01, Engineering Services – Programmable Logic Controller (PLC) 5 Upgrade in the Dewatering and Drying (D&D) Facility, with Eclipse Controls, Inc., (Eclipse) in an amount not to exceed \$61,400 and to restore the Executive Director’s original delegated authority.

The District’s D&D Facility houses equipment utilized to produce Milorganite®. Twenty-four belt filter presses dewater plant sludges, and 12 rotary dryers dry the dewatered sludge. Dried solids are classified using screens and mills to create a consistent Milorganite® product size. Product is cooled and placed into storage bins to await transport to the Milorganite® Storage Building. The D&D Facility also contains conveyors, bucket elevators, holding tanks, air emissions equipment, and other supporting systems. The D&D Facility has been in use since 1994.

Approximately 66 PLC’s are distributed throughout the D&D Facility and provide localized control of equipment. A PLC is an industrial computer designed specifically for the control of manufacturing processes in challenging environments. The existing set of PLC’s (Allen Bradley PLC5) were installed in 1994. Rockwell Automation, the parent company of Allen Bradley, announced that the PLC5 product line has reached its end of life; they have discontinued manufacturing new parts, and equipment repair will depend solely upon existing parts inventory. This creates a situation where, without replacement, the District’s D&D control system will ultimately be unable to control the D&D Facility.

**ATTACHMENTS:** BACKGROUND  KEY ISSUES  RESOLUTION   
FISCAL NOTE  S/W/MBE  OTHER  \_\_\_\_\_

*OP\_Change\_Order\_J04061D01\_PLC5\_Upgrade\_legislative\_file.docx  
12-18-20*

**COMMITTEE ACTION:** \_\_\_\_\_ **DATE:** \_\_\_\_\_

**COMMISSION ACTION:** \_\_\_\_\_ **DATE:** \_\_\_\_\_

## **SUMMARY (Cont'd)**

Change Order Request, Contract J04061D01, Engineering Services – Programmable Logic Controller 5 Upgrade in the Dewatering and Drying Facility, and Restore the Executive Director's Original Delegated Authority

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It is critical that PLC control equipment be functional and maintainable for the continued operation of the D&D Facility. The purpose of this project is to replace the existing PLC5 control platform and accompanying control equipment with a modern, serviceable control platform and equipment. The improved functionality of the new control equipment will provide enhanced performance, fault tolerance, and safety.

In February 2019, the District awarded Contract J04061D01, Engineering Services – PLC5 Upgrade in the D&D Facility, to Eclipse in an amount not to exceed \$499,828. The scope of Contract J04061D01 includes:

- Design engineering services for the replacement of the PLC5's, associated communication network, and other ancillary control equipment.
- Evaluation of specific startup and operational issues associated with automatic dryer operation and incorporation of solutions into the design.
- A transition plan to migrate from existing control equipment to new control equipment.
- Construction plans and specifications for the PLC5 replacements.
- Engineering services during construction.
- Updates to facility operations and maintenance manuals related to the new control system.

This scope, in summary, has Eclipse developing bid documents for installation, detailed panel design, and programming to replace all PLC5's. That installation, detailed panel design, and programming contract (future construction Contract J04061C01) will be separately bid and awarded in 2021. The replacement PLC's themselves are being purchased separately under an existing purchase contract.

Construction Contracts J04065C01 and J04035C01 are underway to replace the Milorganite® screening and conveyance equipment for the First Stage and Greens Grade classification processes, respectively. When these contracts were developed, their scopes did not include any PLC replacement work, as it was assumed that the PLC5's would be replaced as part of the J04061 project. The First Stage and Green Grade classification processes require installation, detailed panel design, and programming of four PLC's.

## **SUMMARY (Cont'd)**

Change Order Request, Contract J04061D01, Engineering Services – Programmable Logic Controller 5 Upgrade in the Dewatering and Drying Facility, and Restore the Executive Director's Original Delegated Authority

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As project timing and details have evolved, staff has identified that there are significant advantages to performing the PLC5 upgrades while the First Stage and Greens Grade classification equipment is under construction (as opposed to performing this work under future Contract J04061C01). The benefits of aligning schedules and performing PLC upgrade work while classification equipment is being replaced include the following:

- The PLC5's can be replaced while equipment is already planned to be out of service, reducing future equipment downtime. Fewer service outages will reduce the risk of an adverse impact to Milorganite® production or quality.
- If the PLC5's are upgraded when the classification equipment is replaced, the new PLC's can be tested with the new classification equipment. This eliminates the need for a second round of PLC and equipment testing after a separate PLC upgrade.
- Upgrading the PLC5's while replacing the classification equipment reduces the complexity and risk of the PLC upgrade. The existing PLC5 hardware has been problematic after previous hardware reconfiguration and power off events. Combining the PLC5 upgrade with the classification equipment replacement streamlines the reconfiguration work and reduces the number of times the existing PLC5 equipment will be powered off.

Given these benefits, staff now recommends the following:

- Purchasing four replacement PLC's under the existing purchase agreement for use under existing Projects J04065 and J04035.
- Installing these four replacement PLC's as change orders to the existing construction Contracts J04065C01 and J04035C01 (under the Executive Director's change order authority).
- Performing detailed panel design and PLC programming as a Commission requested change order to this Contract J04061D01.
- Removing the installation, detailed panel design, and programming requirement for these four PLC's from the plans and specifications for future Contract J04061C01.

## SUMMARY (Cont'd)

Change Order Request, Contract J04061D01, Engineering Services – Programmable Logic Controller 5 Upgrade in the Dewatering and Drying Facility, and Restore the Executive Director's Original Delegated Authority

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The scope of this proposed change order specifically includes the following:

- Investigating existing PLC5 control panels and providing detailed drawings and specifications to replace the four PLC5's serving the First Stage and Greens Grade classification processes.
- Applications engineering programming work to upgrade the four PLC5's serving the First Stage and Greens Grade classification processes. The existing PLC5 programs are not compatible with the new PLC's, so the control logic must be programmed in the language for the new PLC's.
- Removing the installation, detailed panel design, and programming requirement for these four PLC's from the plans and specifications for future Contract J04061C01.

### CONTRACT COST CHANGES

	AMOUNT	PERCENTAGE INCREASE OVER ORIGINAL CONTRACT	AUTHORIZED BY	SWMBE
Original Contract	\$499,828.00		Commission	100%
Previous Change Orders	\$131,140.00	26.2%	Commission and Executive Director Authority	100%
Requested Change Order	\$61,400.00	12.3%	Request of Commission	100%
Total Change Orders	\$192,540.00	38.5%		100%
<b>TOTAL</b>	<b>\$692,368.00</b>			<b>100%</b>

For engineering services contracts under \$500,000, the Commission has delegated to the Executive Director the authority to make changes up to \$50,000. To date, the Executive Director has utilized \$45,400 of this authority, leaving a balance of \$4,600. The request to restore the Executive Director's authority is in case any additional engineering services are needed.

## RESOLUTION

Change Order Request, Contract J04061D01, Engineering Services – Programmable Logic Controller 5 Upgrade in the Dewatering and Drying Facility, and Restore the Executive Director’s Original Delegated Authority

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**RESOLVED**, by the Milwaukee Metropolitan Sewerage Commission, that the Executive Director is authorized to execute a change order to Contract J04061D01, Engineering Services – Programmable Logic Controller 5 Upgrade in the Dewatering and Drying Facility, with Eclipse Controls, Inc., in an amount not to exceed \$61,400, and that the Executive Director’s original delegated authority is restored.







**COMMISSION FILE NO:** 21-008-1 **DATE INTRODUCED:** January 11, 2021

**INTRODUCED BY:** Executive Director (Signature on File in the Office of the Commission)

**REFERRED BY COMMISSION CHAIRPERSON TO:** Operations Committee

**RELATING TO:** Award of Contract P01005C05, Cathodic Protection System Replacement – Interplant Sludge System Improvements, and Approve Changes in Total Project Cost

**SUMMARY:**

The Commission is requested to award and to direct the Executive Director to execute on behalf of the District Contract P01005C05, Cathodic Protection (CP) System Replacement – Interplant Sludge (IPS) System Improvements, to Next Electric, LLC, in the amount of \$1,160,622. Next Electric, LLC, was the lowest responsible, responsive bidder among five bids received.

Further, the Commission is requested to decrease the total project cost (TPC) for Project P01005, Interplant Pipeline Improvements – Phase II, by \$692,293 for an amended TPC of \$28,018,000 and to make a corresponding change to the TPC for Project M99001, Allowance for Cost and Schedule Changes.

The IPS system allows for the transfer of biosolids between the Jones Island Water Reclamation Facility (JIWRF) and the South Shore Water Reclamation Facility (SSWRF). The IPS system is critical for processing biosolids and producing Milorganite®. An IPS system outage can result in operational challenges, lost opportunities to create digester gas, and significant increases in operating costs.

The IPS system consists of a pump station located at JIWRF, a pump station located at SSWRF, and four parallel ductile iron pipelines each 12 miles long connecting the two facilities. The IPS system was constructed in the late 1980's and began operation in 1992.

**ATTACHMENTS:** BACKGROUND  KEY ISSUES  RESOLUTION   
FISCAL NOTE  S/W/MBE  OTHER  \_\_\_\_\_

*OP\_Award\_P01005C05\_Cathodic\_Protection\_legislative\_file.docx*  
12-15-20

**COMMITTEE ACTION:** \_\_\_\_\_ **DATE:** \_\_\_\_\_

**COMMISSION ACTION:** \_\_\_\_\_ **DATE:** \_\_\_\_\_

## **SUMMARY (Cont'd)**

### **Award of Contract P01005C05, Cathodic Protection System Replacement – Interplant Sludge System Improvements, and Approve Changes in Total Project Cost**

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A CP system helps protect the majority of IPS pipeline segments from external corrosion. The CP system includes test stations, pipe bond stations, anode groundbeds, and rectifiers. The CP system has been in service approximately 25 years. Parts of the CP system are inoperable or in poor condition and are at or near the end of their useful service lives.

The IPS pipeline CP system uses impressed current with sacrificial anodes connected to an external power source. In an impressed current system, an external power source provides the current necessary to drive an electrochemical reaction required for cathodic protection to occur. The impressed current CP system relies upon each pipe being electrically continuous with adjacent pipes. The anodes eventually deplete after providing many years of protection, and they must be replaced.

The District recently replaced and upgraded the CP test and bond stations and restored electrical continuity along the pipelines. Proposed Contract P01005C05 is the last step to restore the IPS pipeline CP system.

Under Contract P01005C05, the contractor will:

- Provide semi-deep anode groundbeds with junction boxes and a rectifier at six locations along the IPS pipeline route.
- Provide all wiring and conduit to connect the IPS pipelines to the new anode groundbeds and rectifiers.
- Clear and grub groundbed and rectifier sites as required.
- Provide gravel access driveway to anode groundbeds with driveway apron and curb and gutter, as required.
- Provide landscape and surface restoration.

The contract duration is 250 calendar days.

The low bid received by the District is less than budgeted, and staff requests to decrease the TPC accordingly.

## RESOLUTION

Award of Contract P01005C05, Cathodic Protection System Replacement – Interplant Sludge System Improvements, and Approve Changes in Total Project Cost

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**RESOLVED**, by the Milwaukee Metropolitan Sewerage Commission, that Contract P01005C05, Cathodic Protection System Replacement – Interplant Sludge System Improvements, is awarded to Next Electric, LLC, in the amount of \$1,160,622, and that the Executive Director is directed to execute a contract on behalf of the District.

**FURTHER RESOLVED**, by the Milwaukee Metropolitan Sewerage Commission, that the total project cost for Project P01005, Interplant Pipeline Improvements – Phase II, is decreased by \$692,293 for an amended total project cost of \$28,018,000, and that a corresponding change is made to the total project cost for Project M99001, Allowance for Cost and Schedule Changes.





## ECONOMIC DEVELOPMENT ELEMENTS

### Workforce Requirements

Sanitary Sewer Service Area (SSSA) Employment:	45%
Target Area (TA) Employment:	20%
# Apprentices Required:	1

## OUTREACH INFORMATION

The Procurement team performed the following outreach: advertised in the Daily Reporter, sent an e-mail notification to all registered firms in the Construction and General Services categories and sent targeted e-mails to 32 S/W/MBE firms. The bid opportunity is also publicly accessible from the MMSD website and Quest CDN. Quest CDN also performs outreach to its users when a bid is posted.

### S/W/MBE Planholders:

Cathodic Protection Management; Mid City Plumbing and Heating, Inc.; Pro Electric, Inc.; Terra Engineering & Construction; Vector Services

### If no or low S/W/MBE participation, explain why:

n/a

### Additional Comments:

n/a

## AWARDEE INFORMATION

Company:	Next Electric, LLC
Contact Person:	Leo Maney
Phone Number:	(262) 506-3271
E-mail Address:	leo.maney@nextelectricllc.com

## EEO DATA

1121 Marlin Ct., #A, Waukesha, Location: WI 53186			Total # of Employees 235		
	<b><u>Total</u></b>	<b><u>%</u></b>		<b><u>Total</u></b>	<b><u>%</u></b>
<b>Minorities</b>	39	16.6%	<b>Females</b>	15	6.4%
African American	8	3.4%	African American	0	0.0%
Asian	1	0.4%	Asian	0	0.0%
Hispanic	13	5.5%	Hispanic	1	0.4%
Native American	1	0.4%	Native American	0	0.0%
<i>Labor Market Availability - Minorities</i>			<i>Labor Market Availability - Females</i>		
22.0%			49.0%		



**COMMISSION FILE NO:** 21-009-1 **DATE INTRODUCED:** January 11, 2021

**INTRODUCED BY:** Executive Director (Signature on File in the Office of the Commission)

**REFERRED BY COMMISSION CHAIRPERSON TO:** Operations Committee

**RELATING TO:** Award of Contract G98002P08, Fresh Coast Green Schoolyards Program: City of Milwaukee

**SUMMARY:**

The Commission is requested to award and to direct the Executive Director to execute on behalf of the District Contract G98002P08, Fresh Coast Green Schoolyards Program: City of Milwaukee, in the amount not to exceed of \$300,000. Reflo Sustainable Solutions, LLC, (Reflo) received the highest score among six proposals received. Under the contract, Reflo will work with five Milwaukee Public Schools (MPS) schools per year for a total of 15 schools in the three-year contract period.

Reflo will provide cost effective green infrastructure (GI) conceptual plans to schoolyards in Milwaukee to assist the District in meeting the 2035 Vision GI goal. Reflo is tasked with planning, coordinating, and developing each school's GI plan that will foster the acceptance and implementation of GI as a viable means of managing water where it falls. Reflo will develop a conceptual plan framework and conceptual planning process and will also help the schools through fundraising and implementation of GI. The conceptual plans will demonstrate a connection or relationship to the purpose and function of other District watercourse flood management and GI work. Reflo will work with the schools selected through the MPS's selection process. The District is collaborating with MPS in the school selection process.

The Fresh Coast Green Schoolyards Program: City of Milwaukee is intended to complement and improve the District's existing efforts to make GI an affordable alternative in this region.

**ATTACHMENTS:** BACKGROUND  KEY ISSUES  RESOLUTION   
FISCAL NOTE  S/W/MBE  OTHER  \_\_\_\_\_

*OP\_G98002P08\_Milwaukee\_Green\_Schoolyards\_legislative\_file.docx  
12-18-20*

**COMMITTEE ACTION:** \_\_\_\_\_ **DATE:** \_\_\_\_\_

**COMMISSION ACTION:** \_\_\_\_\_ **DATE:** \_\_\_\_\_

## **SUMMARY (Cont'd)**

Award of Contract G98002P08, Fresh Coast Green Schoolyards Program: City of Milwaukee

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The foundational goals of the program include:

1. Working with the schools selected through MPS's equitable selection process to provide schools in the City of Milwaukee with conceptual plans to improve their outdoor schoolyard space for stormwater management.
2. Working with 15 MPS schools over three years, five schools per year.
3. Providing environmental, economic, and social benefits to the schools through GI and opportunities for community involvement in the planning process.
4. Helping the District to achieve compliance with the GI requirements in the District's current Wisconsin Pollutant Discharge Elimination System permit.
5. Achieving a minimum of three million gallons of planned capture capacity in GI from all 15 schools combined and a minimum of one million gallons of planned capacity per five schools.
6. Identifying funding sources that can be leveraged for the green schoolyard redevelopment projects.
7. Developing conceptual plans for GI installations in both the combined and the separated sewer areas.
8. Having the conceptual plans consider cost efficiencies and local funding sources along with future maintenance needs and abilities of the building managers.

The duration of this contract is three years, concluding February 1, 2024.



## BACKGROUND

### Award of Contract G98002P08, Fresh Coast Green Schoolyards Program: City of Milwaukee

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The District has a history of collaborating with schools and joint partners across the service area to help improve the environmental, social, and economic health of schools within the Milwaukee region. The District and its partners are committed to working with schools to not only improve schoolyards' ability to manage water where it falls, but also foster eco-literacy in students, increase interest of students in the water industry, and promote action among nearby residents. Every child deserves a place to play and learn that incorporates green space to improve their health and the wellbeing of the community, while also teaching them the important ecological benefits of GI.

The District has worked with a local nonprofit for the past five years to develop conceptual plans for local schools and provide support through implementation. To ensure equitable opportunities, the District developed two requests for proposals for 1) City of Milwaukee Schools and 2) Schools in the District's GI Service Area.

On April 22, 2019, the District's Commission adopted an environmental justice policy by Resolution 19-046-4 that committed to continuing the District's workforce development strategies including green job opportunities throughout the service area while also identifying new initiatives to avoid or eliminate disproportionate impacts of District decisions and activities throughout the service area. To further those goals, the District implemented a pilot community benefits program aimed at increasing focus on portions of its service area that rank highest (top fourth) in the Centers for Disease Control Social Vulnerability Index (2016). The District used this RFP as a pilot for optional submissions for community benefits project enhancements to partner with a consultant that shares a strong commitment to community benefits and social responsibility.

Under this proposed contract, Reflo will:

- Work with each selected school from the MPS selection process to develop goals of their redevelopment project that include stormwater capture goals.
- Develop conceptual plans to redevelop the schoolyard using GI elements along with GI location, estimated costs, construction scheduling, maintenance requirements, and potential curriculum connections.
- Obtain input from the school and community stakeholders. Reflo will provide support to schools for implementation of the conceptual plans, including identifying and applying for funding.
- Develop a funding strategy for each school to aid in the project being implemented along with identifying funding sources that can be leveraged for the green schoolyard redevelopment projects.
- Provide overall project management.

## RESOLUTION

Award of Contract G98002P08, Fresh Coast Green Schoolyards Program: City of Milwaukee

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**RESOLVED**, by the Milwaukee Metropolitan Sewerage Commission, that Contract G98002P08, Fresh Coast Green Schoolyards Program: City of Milwaukee, is awarded to Reflo Sustainable Solutions, LLC, in an amount not to exceed \$300,000, and that the Executive Director is directed to execute a contract on behalf of the District.



**Award of Contract G98002P08, Fresh Coast Green Schoolyards Program: City of Milwaukee**



**Procurement & S/W/MBE Summary Information**

**Contract #**                     G98002P08                     **Cost Center:**           PRS          

**Fresh Coast Green Schoolyards Program: City of Milwaukee**

**PROPOSAL SUMMARY**

Proposal Receipt Date:                     11/10/2020                    

	<b>Total</b>	<b>SWMBE</b>	<b>Local</b>
# of Proposals	6	2	4
# of Acceptable Proposals	2	1	1

<b>Proposals (listed by rank)</b>	<b>Negotiated Price</b>	<b>Acceptable?</b>	<b>% Sub</b>	<b>% SWMBE</b>
	<i>Submitted Price</i>			
Reflo, Inc. Milwaukee, WI 53211	<b>\$300,000.00</b>	Acceptable	6.0%	0.0%
	\$374,985.00			
Fresh Coast Capital, LLC dba Greenprint Partners Chicago, IL 60602 (SBE)	-	Acceptable	49.2%	100.0%
	\$296,400.00			
GRAEF Milwaukee, WI 53203	-	Unacceptable	39.9%	39.9%
	-			
The Trust for Public Land St. Paul, MN 55114	-	Unacceptable	52.1%	6.0%
	-			
R.A. Smith, Inc. Milwaukee, WI 53204	-	Unacceptable	64.7%	45.4%
	-			
TERRA Engineering, Ltd. Milwaukee, WI 53202 (SBE)	-	Unacceptable	18.4%	100.0%
	-			

*Compensation packages for proposals rated "Conditionally Acceptable" and "Unacceptable" are not opened.*

**SUBCONSULTANT INFORMATION**

<b>Type</b>	<b>Subconsultant Name</b>	<b>Type of Work</b>	<b>%</b>	<b>Amount</b>
Non-SWMBE	Community Design Solutions Milwaukee, WI 53211	Conceptual planning support	6.0%	\$18,000.00

**ECONOMIC DEVELOPMENT ELEMENTS**

Local Office Preference?           Y           Mentor Protégé?           n/a

## OUTREACH INFORMATION

The Procurement team performed the following outreach: advertised in the Daily Reporter and sent an e-mail notification to all registered firms in the Professional Services category. The proposal opportunity is also publicly accessible from the MMSD website and Bonfire, the portal used to post RFPs. Bonfire also performs outreach to its users when an RFP is posted.

### S/W/MBE Document Takers:

Applied Ecological Services, Inc.; Applied Technologies Inc.; Bay Ridge Consulting; Bloom Companies; Ce Planning Studio, LLC; Fish Creek Restoration LLC; FreshWater Engineering; Fusion Integrated Solutions, LLC; GESTRA Engineering, Inc.; Globetrotters Engineering Corporation; Greenprint Partners; Hey and Associates, Inc.; Kapur & Associates, Inc.; Oneida Total Integrated Enterprises (OTIE); OTIE; Ruckert & Mielke, Inc.; Stormwater Solutions Engineering, LLC; Superior Engineering LLC; TERRA Engineering, Ltd.; Water365, LLC

### If no or low S/W/MBE participation, explain why:

Reflo, Inc. is a nonprofit organization focused on sustainable water use, green infrastructure, and urban water management. MMSD allows nonprofit organizations to count toward the Small Business Enterprise (SBE) participation goal for the scoring of RFPs. However, nonprofit organizations are not counted toward S/W/MBE participation for reporting purposes.

### Additional Comments:

n/a

## AWARDEE INFORMATION

Company: Reflo, Inc.  
 Contact Person: Justin Hegarty  
 Phone Number: (414) 949-7356  
 E-mail Address: justin.hegarty@refloh2o.com

## EEO DATA

1100 S. Fifth Street  
 Location: Milwaukee, WI 53204

Total # of Employees 8

	<u>Total</u>	<u>%</u>
<b>Minorities</b>	<u>4</u>	<u>50.0%</u>
African American	<u>3</u>	<u>37.5%</u>
Asian	<u>0</u>	<u>0.0%</u>
Hispanic	<u>1</u>	<u>12.5%</u>
Native American	<u>0</u>	<u>0.0%</u>

	<u>Total</u>	<u>%</u>
<b>Females</b>	<u>2</u>	<u>25.0%</u>
African American	<u>1</u>	<u>12.5%</u>
Asian	<u>0</u>	<u>0.0%</u>
Hispanic	<u>0</u>	<u>0.0%</u>
Native American	<u>0</u>	<u>0.0%</u>

*Labor Market Availability - Minorities* 20.0%

*Labor Market Availability - Females* 48.0%

## PRIME PERFORMANCE HISTORY - S/W/MBE COMPLIANCE

No past S/W/MBE participation to report.



**COMMISSION FILE NO:** 21-010-1 **DATE INTRODUCED:** January 11, 2021

**INTRODUCED BY:** Executive Director (Signature on File in the Office of the Commission)

**REFERRED BY COMMISSION CHAIRPERSON TO:** Policy, Finance, and Personnel Committee

**RELATING TO:** Award of Contract M04003P01, Fresh Coast Fresh Start, and Approve Changes in Total Project Cost

**SUMMARY:**

The Commission is requested to award and to direct the Executive Director to execute on behalf of the District Contract M04003P01, Fresh Coast Fresh Start (FCFS), in an amount not to exceed \$500,000. Cream City Conservation Corps and Consulting, LLC, (Cream City) was selected as the recommended consultant through a noncompete process. Further, the Commission is requested to increase the total project cost (TPC) for Project M04003, FCFS, by \$120,000 for an amended TPC of \$620,000 and to make a corresponding change to the TPC for Project M99001, Allowance for Cost and Schedule Changes.

FCFS is a pilot workforce development program with a focus on adult/reentry training and apprenticeship in green infrastructure (GI), water industry construction, and vegetation establishment. The FCFS program will be a three-year program that trains participants on water/wastewater industry topics of interest to the District, such as wastewater operations, conveyance construction, watercourse and GI construction, and vegetation establishment. People enrolled in this program will complete one year of educational training, one year of hands-on and on-the-job training, and one additional year of on-the-job development leading to job placement or apprenticeship. The on-the-job training will be with selected contractors that are performing District vegetation establishment and/or construction for watercourse and GI projects.

The goal is to train adults and make them workforce-ready and, in doing so, to better coordinate and share resources used for GI and watercourse construction, vegetation establishment, and potentially maintenance contracts in the future.

**ATTACHMENTS:** **BACKGROUND**  **KEY ISSUES**  **RESOLUTION**   
**FISCAL NOTE**  **S/W/MBE**  **OTHER**  \_\_\_\_\_

*PFM\_M04003P01\_Fresh\_Coast\_Fresh\_Start\_legislative\_file.docx*  
12-18-20

**COMMITTEE ACTION:** \_\_\_\_\_ **DATE:** \_\_\_\_\_

**COMMISSION ACTION:** \_\_\_\_\_ **DATE:** \_\_\_\_\_

## **SUMMARY, CONTINUED**

Award of Contract M04003P01, Fresh Coast Fresh Start and Approve Changes in Total Project Cost

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The TPC is changing to account for the contract coming in higher than budgeted. The contract came in at \$500,000 for Cream City.

The approved program budget is \$500,000 over three years starting in early 2021 and ending in 2023. Additional funding will be brought in through partnerships and grants.

## BACKGROUND

### Award of Contract M04003P01, Fresh Coast Fresh Start and Approve Changes in Total Project Cost

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FCFS will introduce underemployed adults and reentry to the water/wastewater industry and develop training programs that meet the growing needs of GI and watercourses in the region. As the regional GI demand and portfolio grow, more qualified construction and maintenance personnel are needed to ensure these investments are properly installed and maintained to perform optimally. The District's partners have shared their needs through various projects and plans including the Fresh Coast Resource Center Strategic Plan, Milwaukee Equity Roadmap, and the GI Operations and Maintenance Lessons Learned report. This program is needed to ensure that the District is meeting the GI requirements of the Wisconsin Pollutant Discharge Elimination System permit for installing, establishing, and maintaining GI with a local workforce. The two main benefits to the District are securing the investment the District and its partners have made in GI and meeting the goals set out in the Regional Green Infrastructure Plan and draft 2050 Facilities Plan. FCFS is also a part of the District's 2020 Community Platform.

August Ball, Founder and Chief Executive Officer of Cream City, plays a critical role in the Milwaukee area on equity and inclusion training, program development, and managing corps programs. Cream City is a two-prong social enterprise. First, it works with environmental, corporate, and community-based organizations to address internal cultures and practices that contribute to racial homogeneity. Second, Cream City provides paid training and work experience to young adults 15 to 25 years of age whose social identities are under and inequitably represented in various conservation, agriculture, and GI industries. The model is a closed-loop system between the consulting firm and the corps program that cultivates the next generation of environmental stewards while preparing organizations to attract, develop, and retain a diverse pool of leaders. Ms. Ball is also a member of the Milwaukee Water Equity Taskforce and the Governor's Climate Change Taskforce. This makes Cream City uniquely positioned to undertake these professional services.

Furthermore, Cream City has identified 10 partners in the program framework to provide resources including training, facilities, program services, and funding. A few examples of the partnerships that Cream City has brought to the table are with Milwaukee County, WRTP/BIG STEP, and Transform Milwaukee. Milwaukee County Parks plans to provide funding (\$40,000 via the Up-Lift Program, budget pending), project work sites, and potential employing trainees. WRTP/BIG STEP plans to assist with outreach, recruitment, and construction training. Transform Milwaukee plans to cover 1,040 hours of minimum wages to the trainees. Ms. Ball will serve as the program manager and Cream City will have subcontracts/agreements with entities to provide the services outlined in the framework. Cream City will directly report to the District on the program's progress toward contractual goals.



## RESOLUTION

Award of Contract M04003P01, Fresh Coast Fresh Start and Approve Changes in Total Project Cost

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**RESOLVED**, by the Milwaukee Metropolitan Sewerage Commission, that Contract M04003P01, Fresh Coast Fresh Start, is awarded to Cream City Conservation Corps and Consulting, LLC, in an amount not to exceed \$500,000, and that the Executive Director is directed to execute a contract on behalf of the District.

**FURTHER RESOLVED**, by the Milwaukee Metropolitan Sewerage Commission, that the total project cost for M04003P01, Fresh Coast Fresh Start, is increased by \$120,000 for an amended total project cost of \$620,000, and that a corresponding change is made to the total project cost for Project M99001, Allowance for Cost and Schedule Changes.





## AWARDEE INFORMATION

Company: Cream City Conservation Corps & Consulting, LLC  
 Contact Person: August Ball  
 Phone Number: (414) 322-8482  
 E-mail Address: august@creamcityconservation.org

## EEO DATA

3628 W. Pierce Street  
 Location: Milwaukee, WI 53215 Total # of Employees 2

	<u>Total</u>	<u>%</u>		<u>Total</u>	<u>%</u>
<b>Minorities</b>	2	100.0%	<b>Females</b>	2	100.0%
Asian	0	0.0%	Asian	0	0.0%
Black or African American	1	50.0%	Black or African American	1	50.0%
Hispanic or Latino	1	50.0%	Hispanic or Latino	1	50.0%
Native American	0	0.0%	Native American	0	0.0%
Other Minority	0	0.0%	Other Minority	0	0.0%

*Labor Market Availability - Minorities* 22.0%

*Labor Market Availability - Females* 49.0%



**COMMISSION FILE NO:** 21-011-1 **DATE INTRODUCED:** January 11, 2021

**INTRODUCED BY:** Executive Director (Signature on File in the Office of the Commission)

**REFERRED BY COMMISSION CHAIRPERSON TO:** Policy, Finance, and Personnel Committee

**RELATING TO:** Initial Resolution Authorizing the Sale and Issuance of Not to Exceed \$46,000,000 General Obligation Bonds and/or General Obligation Promissory Notes, and Certain Related Details

**SUMMARY:**

The Commission is requested to authorize the sale and issuance of general obligation bonds and/or general obligation promissory notes, in one or more series, in an aggregate principal amount not to exceed \$46,000,000 to be sold by competitive sale for the purpose of financing a portion of the Milwaukee Metropolitan Sewerage District's Capital Budget for the years 2020, 2021, and 2022.

The authorization provides for all acts necessary to issue the bonds or notes, including the payment of fees for the service of the financial advisor, bond counsel, rating agencies, and printing costs. Bond counsel services currently are provided by Foley & Lardner, LLP, and MWH Law Group, LLP. The District's financial advisor for the proposed obligations is Robert W. Baird & Co., Incorporated.

The approved 2021 Capital Budget and long-range financing plan provides for the issuance of these obligations in 2021. Approval of the initial resolution at this time enables a portion of 2021 capital expenditures to be funded from the proceeds of the obligations and provides the flexibility to set the sale on a date when market conditions are favorable.

Staff and its financial advisor may market this issue as a climate bond, targeting the United Nation's Sustainable Development Goals. This effort would be to appeal this issue to environmentally conscious investors that may not otherwise be buyers of District bonds. In addition, this effort would be to enhance the District's reputation as a responsible steward of the environment.

A two-thirds affirmative vote of the Commission is required for adoption.

**ATTACHMENTS:** BACKGROUND  KEY ISSUES  RESOLUTION

FISCAL NOTE  S/W/MBE  OTHER  Initial Resolution

*PPF\_Initial\_Resolution\_Bonds\_legislative\_file.docx*  
12-21-20

**COMMITTEE ACTION:** \_\_\_\_\_ **DATE:** \_\_\_\_\_

**COMMISSION ACTION:** \_\_\_\_\_ **DATE:** \_\_\_\_\_

## KEY ISSUES

### Initial Resolution Authorizing the Sale and Issuance of Not to Exceed \$46,000,000 General Obligation Bonds and/or General Obligation Promissory Notes, and Certain Related Details

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The Commission is requested to authorize the sale and issuance of an aggregate principal amount not to exceed \$46,000,000 in general obligation bonds and/or general obligation promissory notes in one or more series. The resolution authorizes the District staff the authority to pay the professional services necessary to proceed with the sale and issuance of the bonds or notes, including fees for rating agencies, financial advisor, bond counsel, and printing services.

Total District general obligation debt outstanding on November 30, 2020, is estimated to be \$761.6 million, which represents 1.16% of the District's taxable property value. In addition to the issuance of \$46.0 million in general obligation bonds and/or notes, an estimated \$37.4 million in disbursements from the State of Wisconsin Clean Water Fund Program from January 2021 through December 2021 are included in the approved 2021 Capital Budget. Projected general obligation debt outstanding at the end of 2021 is approximately \$751.6 million, 1.14% of the District's estimated taxable property value. The District's Debt Policy includes the intent to keep outstanding debt within 2.5% of the taxable property value. State statutes limit District debt to not more than 5.0% of taxable property value.

The initial resolution enables the bonds and/or notes to be sized to meet District capital program needs through November of 2022. The proceeds from this financing will be used primarily to fund watercourse projects, capital planning, and smaller capital construction projects within its water reclamation facilities and conveyance system. Debt financing for larger water reclamation facilities and conveyance capital projects are expected to be in the form of subsidized loans available from the State of Wisconsin Clean Water Fund Program.

## RESOLUTION

Initial Resolution Authorizing the Sale and Issuance of Not to Exceed \$46,000,000  
General Obligation Bonds and/or General Obligation Promissory Notes, and Certain  
Related Details

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**WHEREAS**, the Milwaukee Metropolitan Sewerage Commission intends to authorize the sale and issuance by the Milwaukee Metropolitan Sewerage District of its general obligation bonds and/or general obligation promissory notes to finance the projects described below, which the District elects not to finance under the State of Wisconsin Clean Water Fund Program.

**NOW, THEREFORE, BE IT RESOLVED**, by the Milwaukee Metropolitan Sewerage Commission, that the resolution attached hereto and described below is hereby adopted.

“Initial Resolution Authorizing the Sale and Issuance of Not to Exceed \$46,000,000 General Obligation Bonds and/or General Obligation Promissory Notes, and Certain Related Details for the purpose or purposes of financing a portion of the District’s Capital Budget for the years 2020, 2021, and 2022, which includes, but is not limited to, the acquisition, leasing, planning, design, construction, development, extension, enlargement, renovation, rebuilding, or improvement of land, waters, property, highways, buildings, equipment, or facilities relating to the sewerage system of the District.”

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**Initial Resolution Authorizing the Sale and Issuance of Not to Exceed  
\$46,000,000 General Obligation Bonds and/or General Obligation Promissory Notes,  
and Certain Related Details**

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**RECITALS**

The Milwaukee Metropolitan Sewerage Commission (the “**Governing Body**”) of the Milwaukee Metropolitan Sewerage District, Wisconsin (the “**District**”) makes the following findings and determinations:

1. The District needs funds to finance portions of the District’s capital budget for the years 2020, 2021, and 2022 as approved or to be approved by the Governing Body, which includes, but is not limited to, the acquisition, leasing, planning, design, construction, development, extension, enlargement, renovation, rebuilding, or improvement of land, waters, property, highways, buildings, equipment, or facilities relating to the sewerage system of the District (collectively, the “**Project**”).
2. The District may choose to issue one or more separate series of obligations for the purposes of the Project.
3. The Governing Body deems it in the best interests of the District that the funds needed for the Project be borrowed, pursuant to the provisions of Chapter 67 and Section 200.55 (2) of the Wisconsin Statutes, and upon the terms and conditions set forth below.

**RESOLUTIONS**

The Governing Body resolves as follows:

**Section 1. Authorization of Issuance and Purposes of Obligations.**

Under and by virtue of the provisions of Chapter 67 and Section 200.55(2) of the Wisconsin Statutes, the District shall issue its negotiable, general obligation bonds and/or general obligation promissory notes (collectively, the “**Obligations**”), in one or more series, in an aggregate principal amount of not to exceed \$46,000,000 to finance the Project; *provided, however*, that said Obligations shall be sold and issued in whole or in part from time to time in such amount or amounts as shall be within the limits provided by law.

**Section 2. Authorization of Sale of Obligations.**

The Obligations are hereby authorized and ordered to be sold to a purchaser to be determined by competitive bid (the “**Purchaser**”).



**Section 3. Preparation of Official Statement and Notice of Sale.**

The Treasurer of the District (in consultation with the District’s financial advisor) is hereby authorized and directed to cause a preliminary offering document for the Obligations (the “**Official Statement**”) to be prepared and distributed to any banks, underwriters, investment houses, or the like deemed to be advisable, and to enclose with the Official Statement a “**Notice of Sale**” and a “**Bid Form**”. The Chairperson and the Commission Secretary are hereby authorized, on behalf of the District, to approve the form of Official Statement and authorize it to be deemed final as of its date for purposes of Securities and Exchange Commission Rule 15c2-12(b)(1), and to supply copies of the Official Statement to the Purchaser upon request.

The Commission Secretary is hereby further authorized and directed to cause notice of the sale of the Obligations (i) to be provided to *The Bond Buyer* for inclusion in its complimentary section for the publication of such notices, (ii) to be posted in the same places that the District routinely uses for posting notices of its official business, and (iii) to be published in any other manner that the Treasurer determines to be in the best interest of the District.

**Section 4. Bids for Obligations.**

Written bids for the sale of the Obligations shall be received by the District on the date fixed in the Notice of Sale, on which date such bids shall be publicly opened and read. The Governing Body reserves the right in its discretion to waive any informality in any bid, to reject any or all bids without cause, and to reject any bid which it determines to have failed to comply with the terms of the Notice of Sale.

**Section 5. Further Actions.**

The issuance of the Obligations shall be subject to the condition that the Governing Body has adopted a resolution (for each series of Obligations, if more than one series) to award the sale of the Obligations to the Purchaser, to approve the purchase contract submitted by the Purchaser (the “**Purchase Agreement**”), to fix the interest rate or rates on the Obligations in accordance with the Purchase Agreement, to provide for the form of the Obligations, to set forth any early redemption provisions, to levy taxes to pay the principal of and interest on the Obligations as required by law, to designate a fiscal agent for the Obligations, and to take such further action as may be necessary or expedient to provide for the preparation, execution, issuance, delivery, payment, and cancellation of the Obligations.

**Section 6. Authorization to Act.**

The officers of the District, attorneys for the District, or other agents or employees of the District are hereby authorized to do all acts and procedures required of them by this resolution for the full, punctual, and complete performance of all of the provisions of this resolution including arranging for the payment of the costs of issuance of the Obligations, including, but not limited to, bond counsel fees, financial advisory fees, printing fees for the Official Statement, and rating agency fees.

**Section 7. Reimbursement.**

This resolution shall serve as a declaration of official intent for purposes of Treasury Regulations Section 1.150-2 to reimburse with the proceeds of the Obligations the capital expenditures for the Project costs described in the District’s 2020 Capital Budget adopted on October 28, 2019 and in the District’s 2021 Capital Budget adopted on October 26, 2020, that were, or will be, financed by temporary advances made by the District.

**Section 8. Conflicting Resolutions; Severability.**

All prior resolutions, rules, or other actions of this Governing Body or any parts thereof in conflict with the provisions of this resolution shall be, and the same hereby are, rescinded insofar as the same may so conflict. In the event that any one or more provisions of this resolution shall for any reason be held to be illegal or invalid, such illegality or invalidity shall not affect any other provisions of this resolution.

**Section 9. Effective Date.**

This resolution shall take effect upon its adoption in the manner provided by law.

Adopted: January 25, 2021

\_\_\_\_\_  
Chairperson

\_\_\_\_\_  
Secretary

**COMMISSION MEETING**

**January 25, 2021**

**EXECUTIVE DIRECTOR'S REPORT**

**21-003-01**

- A. Monthly Reports**
- B. Staff Recognition (Kevin Shafer)**
- C. Harbor Siphons Update (Rick Niederstadt)**

# January 2021

Sun	Mon	Tue	Wed	Thu	Fri	Sat
					1 NEW YEAR'S DAY -MMSD OFFICES CLOSED	2
3	4	5	6	7	8	9
10	11 Operations Committee-9:00 a.m. PF&P Committee-9:05 a.m.	12	13	14	15	16
17	18 MARTIN LUTHER KING, JR. DAY	19	20	21	22	23
24	25 Commission-9:00 a.m.	26	27	28	29	30
31						