

County of Milwaukee
Interoffice Communication

DATE: April 18, 2013

TO: Marina Dimitrijevic, Chairwoman of the Milwaukee County Board of Supervisors

FROM: Don Tyler, Director, Department of Administrative Services

SUBJECT: Appointment of Teig Whaley-Smith to the position of Economic Development Director

Subject to approval of the Economic and Community Development Committee and confirmation by the County Board of Supervisors, I am pleased to appoint Mr. Teig Whaley-Smith to the position of Economic Development Director.

Mr. Whaley-Smith has over a decade of experience in economic development. After receiving his J.D. from the University of Michigan Law School, he began his career in economic development in 2002 as a Land and Resources attorney focusing on zoning and development matters. This included specializing in small business rehabilitation ranging from Milwaukee's inner-city neighborhoods to multi-million dollar commercial and residential developments across Wisconsin.

In 2004, Mr. Whaley-Smith founded and ran Community Development Advocates, LLC which provided legal and consulting services to Milwaukee Community Development Corporations. He functioned as the primary local partner representative for 86 units of Supportive Housing for individuals that are homeless or experiencing a mental illness.

Serving as the Executive Director and primary administrator of the Historic King Drive Business Improvement District from 2002-2004, he was involved with over \$100,000,000 in development growth, including 300 housing starts and 1,300 new jobs.

Mr. Whaley-Smith is a 2013 recipient of the prestigious 40 Under 40 award from the Milwaukee Business Journal and is dedicated to the community, serving as a volunteer and on the boards of numerous organizations such as Milwaukee Kickers, Urban Ecology Center and Washington Park Neighborhood Improvement District to list a few.

I have every confidence that Mr. Whaley-Smith will provide the leadership and vision needed for Milwaukee County. I urge you to give this appointment your favorable consideration.

A copy of his resume is attached for your review.



Don Tyler,
Director, Department of Administrative Services

cc: County Executive Chris Abele
County Board of Supervisors
Kelly Bablitch, Chief of Staff

TEIG WHALEY-SMITH

Community Development Advocates, LLC
PO BOX 100572, Milwaukee, WI 53210
414-220-0638
teig@cdamilwaukee.com

EDUCATION

UNIVERSITY OF MICHIGAN LAW SCHOOL, J.D. *CUM LAUDE*, 2002

- Editor-in-Chief, *The Michigan Journal of Race & Law*
- Doris McCree Leadership Award
- Irving Stenn Jr. Service Award
- Graduate of Legal Assistance to Urban Communities Clinic

UNIVERSITY OF WISCONSIN-MADISON, B.S. *HONORS*, 1999

- Honors Degree in Political Science
- Honors Degree in Afro-American Studies
- Certificate in Business

WORK EXPERIENCE

OWNER

COMMUNITY DEVELOPMENT ADVOCATES, LLC
MILWAUKEE, WISCONSIN — 2004 TO PRESENT

- Providing legal and consulting services to Milwaukee Community Development Corporations (CDCs)
- Primary Owner's Representative for \$33 million in development including: 147 units of affordable housing and 10 new businesses.
- Primary local partner representative for 86 units of Supportive Housing for individuals that are homeless or experiencing a mental illness

EXECUTIVE DIRECTOR

HISTORIC KING DRIVE BUSINESS IMPROVEMENT DISTRICT
MILWAUKEE, WISCONSIN — 2005 TO 2010

- Primary administrator of the Historic King Drive Business Improvement district during a period of growth including 25 net new businesses, over \$100,000,000 in development, 300 housing starts and 1,300 new jobs.

ATTORNEY

MICHAEL BEST & FRIEDRICH, LLP
MILWAUKEE, WISCONSIN — 2002 TO 2004

- Land & Resources Attorney focusing on zoning and development matters
- Projects ranged from small business rehabilitation in Milwaukee's inner-city neighborhoods to multi-million dollar commercial and residential developments across Wisconsin.

PUBLICATIONS

- *The Construction of Affordable Housing: A Non-Profit Owner's Guide to Initiating and Monitoring the Construction Process* (Legal Assistance to Urban Communities, 2003)
- "Environmental Law," *Annual Survey of Wisconsin Law* (State Bar of Wisconsin, 2003).

TEACHING EXPERIENCE

- "Community Economic Development Law," Marquette University Law School, 2009 to present.
- "Starting and Managing a Solo Practice," Marquette University Law School, 2010 to present.
- "Contract Drafting Workshop," Marquette University Law School, 2012 to present.

**SELECTED
PRESENTATIONS**

- "Multifamily Housing – The Basics of Developing and Financing an Apartment Property," Home for Everyone Conference (2007), sponsored by U.S. Department of HUD, July 2007.
- "Principles for Facilitating Legal Compliance: Conflict of Interest, Whistleblowing and Code of Ethics Policies," sponsored by Helen Bader Institute for Nonprofit Management, April 2007.
- "Revising Bylaws & Related Corporate Documents," sponsored by Boardstar a program of the Non-profit Management Fund, 2006 to Present.
- "How TIF Works and Why," sponsored by Commercial Association of Realtors of Wisconsin, Wisconsin BOMA and National Association of Industrial and Office Properties, 2006 to 2009.
- "Ask the Expert: Assembling the Dream Development Team," sponsored by the Local Initiatives Support Corporation, May 2003.
- "New Market Tax Credits," sponsored by Michael Best & Friedrich, Sept. 2003
- "Construction Contracts," sponsored by Metropolitan Builders Assoc., Nov. 2002.

**COMMUNITY
EXPERIENCE**

- Pro Bono Attorney for several Community Groups
- Counselor at Badger Boys State, a week long event focusing on citizenship and government for more than 800 Wisconsin high school juniors
- Active volunteer at Milwaukee Public Schools
- Midwest Kickers Regional Director
- Milwaukee Kickers Board of Directors
- Urban Ecology Center – Washington Park Advisory Committee
- Washington Park Partners – Steering Committee
- Washington Park Neighborhood Improvement District – Board of Directors

AWARDS

- Milwaukee Business Journal's 40 Under 40 (2013)
- Milwaukee Kickers Coach of the Year (2012)
- Milwaukee Area Neighborhood Development Initiative (MANDI) Awards:
 - Navigator Award – Finalist (2010)
 - Building Blocks Award – Washington Park Apartments (2010)
 - Building Blocks Award – Finalist – Prairie Apartments (2010)
 - Trailblazer Award – Finalist – United House (2009)
 - Small Project – Finalist – UMCS Townhomes (2009)
 - Building Blocks Award – Toussaint Square (2007)
- Mayor's Design Award
 - Washington Park Apartments & UMCS Townhomes (2010)
 - United House (2009)
 - Toussaint Square (2007)
- Continuum of Care Homeless Award – Capuchin Apartments (2011)
- MetLife Foundation Neighborhood Revitalization Award (2010)

REFERENCES

Available Upon Request

COUNTY OF MILWAUKEE
INTEROFFICE COMMUNICATION

DATE: April 29, 2013

TO: Patricia Jursik, Chair, Economic & Community Development Committee

FROM: Teig Whaley-Smith, Economic Development Director, Department of Administrative Services

SUBJECT: Park East Update

REQUEST

There is no request at this time, this report is for informational purposes only.

BACKGROUND

At the April 15, 2013 ECD Committee meeting a request was made that: (a) Economic Development Staff ("ED Staff") provide an update on parcel 6E, and (b) Economic Development Staff provide a detailed written report on what is taking place now and what has taken place including a map with parcels marked.

Regarding parcel 6E, ED Staff met with Rainier Properties II, LLC on 4/26/13. ED staff is reviewing project documentation to determine what conditions will be applied to any further option renewal requests.

Regarding the remainder of the Park East Parcels, attached is a table that shows each parcel and the status of each. ED Staff is collecting the relevant files should there be more detailed questions on any parcel.

Finally, Economic Development staff has been in communication with several stakeholders to begin the process of developing a marketing and disposition plan for the Park East.

RECOMMENDATION

There is no recommendation at this time, this report is for informational purposes only.

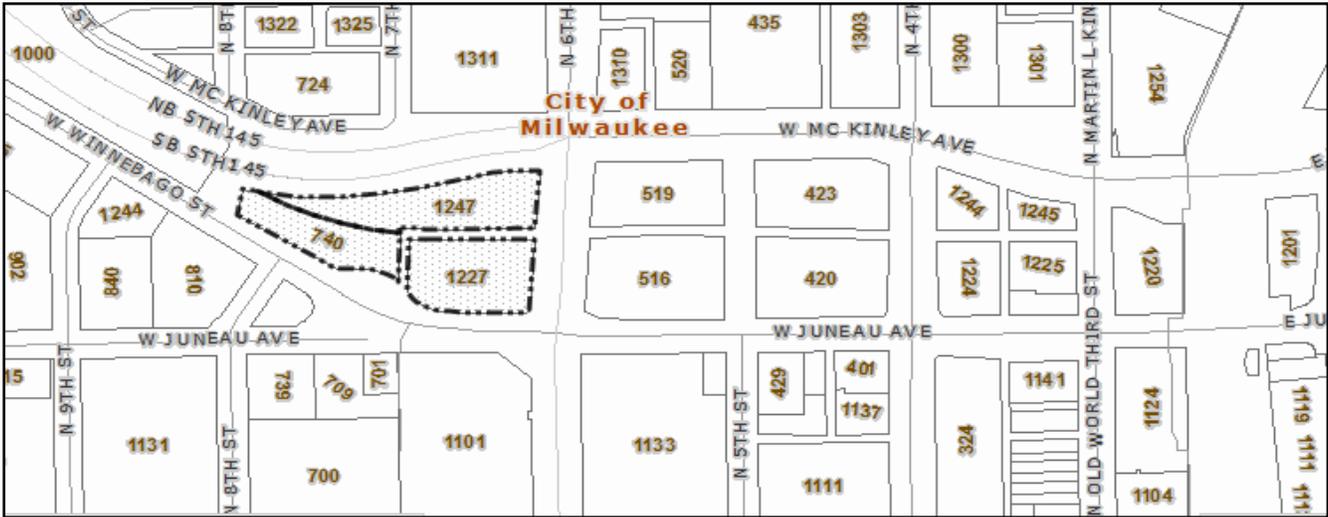
Teig Whaley-Smith
Economic Development Director, Department of Administrative Services

Attachments: Park East Map and Parcel Summary

cc: Supervisor David Bowen, Vice Chair, ECD Committee
Supervisor Willie Johnson, Jr., ECD Committee
Supervisor Michael Mayo, Sr., ECD Committee
Supervisor Luigi Schmitt, ECD Committee
Supervisor Steve Taylor, ECD Committee
Supervisor John Weishan, Jr., ECD Committee
Don Tyler, Director, Dept of Administrative Services
Julie Esch, Director of Operations, DAS
Amber Moreen, Chief of Staff, Office of the County Executive
Raisa Koltun, Director of Legislative Affairs, County Executive's Office
David Cialdini, Economic Development, DAS

PARK EAST MAP AND PARCEL SUMMARY

Block 1 - McKinley Ave District



Parc. #	Exhibit Disc	Tax Key	Acres	Notes
1247	Lot 1	3620461000	1.233	^ City of Milw. acquired a Right of Way for Round About at intersection of Winnebago and Juneau ^ Paper (bound) Appraisal in file (Room 337) ^ Paper (bound) Environmental Report in File (Room 337) ^ No RFP has been issued for this land
740	Lot 2	3620462100	0.769	
1227	Lot 3	3620462100	1.078	

Block 2 & 3 - McKinley Ave District



Parc. #	Exhibit Disc	Tax Key	Acres	Notes
519	Lot 1 Block 2	3620464000	1.043	^ 1 RFP covering both Blocks on file ^ Paper (bound) Appraisal in file (Room 337) ^ Paper (bound) Environmental Report in File (Room 337) Both reports cover both blocks
516	Lot 2 Block 2	3620465000	1.403	
423	Lot 1 Block 3	3620466000	1.122	
420	Lot 2 Block 3	3620467000	1.286	

Block 4W - McKinley Ave District



Parc. #	Exhibit Disc	Tax Key	Acres	Notes
1244	Lot 1	3620468000	0.421	^ Permit issued to A Loft Hotel for valet parking (lot 3) includes a 60 day written notice to terminate (mutual)
1245	Lot 2	3620469000	0.272	
1225	Lot 3	3620470000	0.428	^ Lot to the south of 1225 is owned by city of Milwaukee
1224	Lot 4	3620471000	0.573	

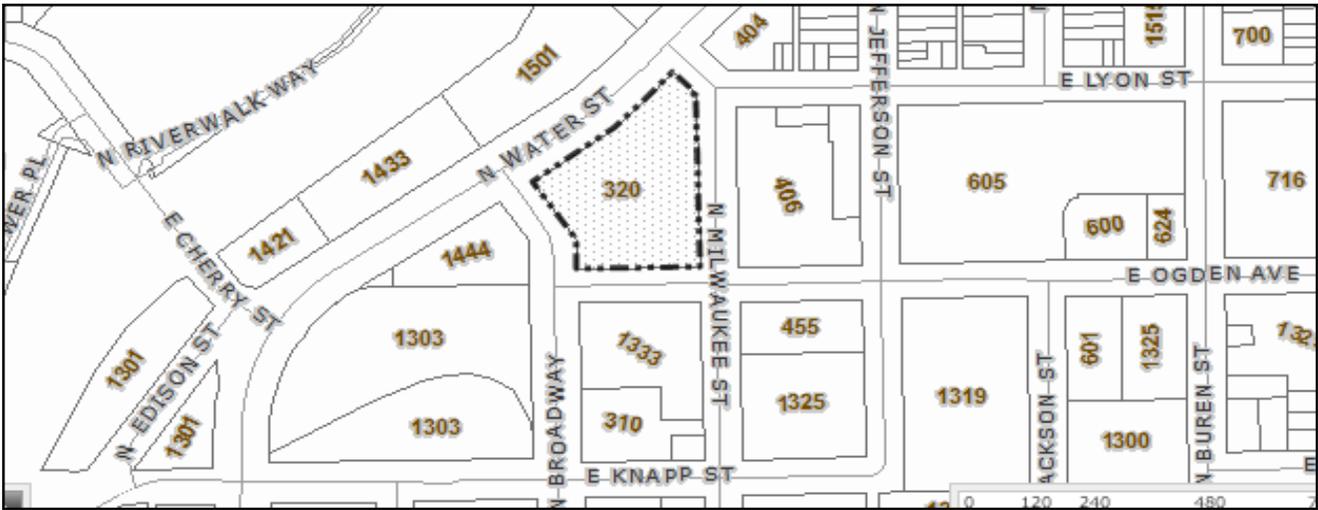
Block 6 & 19 - Lower Water Street District



Parc. #	Exhibit Disc	Tax Key	Acres	Notes
1301*	Block 6E	3922078110	0.478	^ Option to Purchase w/ Rainer Properties (exp. June 2013) Land Swap completed in 2011 with BMO Harris (See CSM 8429). County's portion sold to MSOE
1303	Block 19	3922081111	2.892	
1444	Block 19	3922065110	0.808	

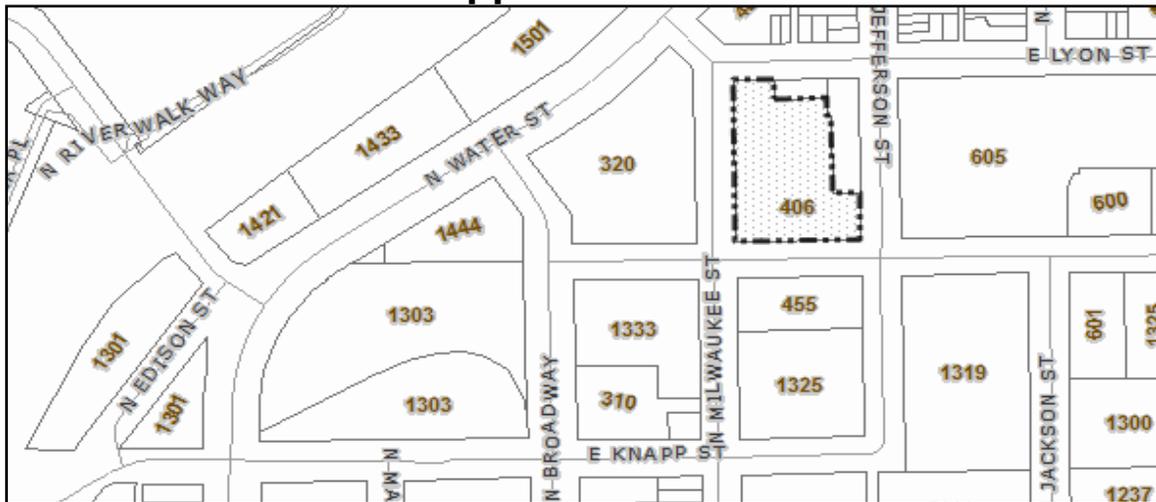
*Only South East Triangle is county owned

Block 22 - 2E - Upper Water Street District



Parc. #	Exhibit Disc	Tax Key	Acres	Notes
320	Block 22 or 2E	3921819110	2.294	

Block 26 - Upper Water Street District



Parc. #	Exhibit Disc	Tax Key	Acres	Notes
406	Block 26	3601771000	1.675	^ Sold December, 2007 to RSC & Associates, Chicago; amended Development Agreement in 2012; groundbreaking expected in Summer 2013



Accelerator Building

Milwaukee Water Council



Every drop counts.



Kahler Slater
experience design



Kahler Slater
experience design

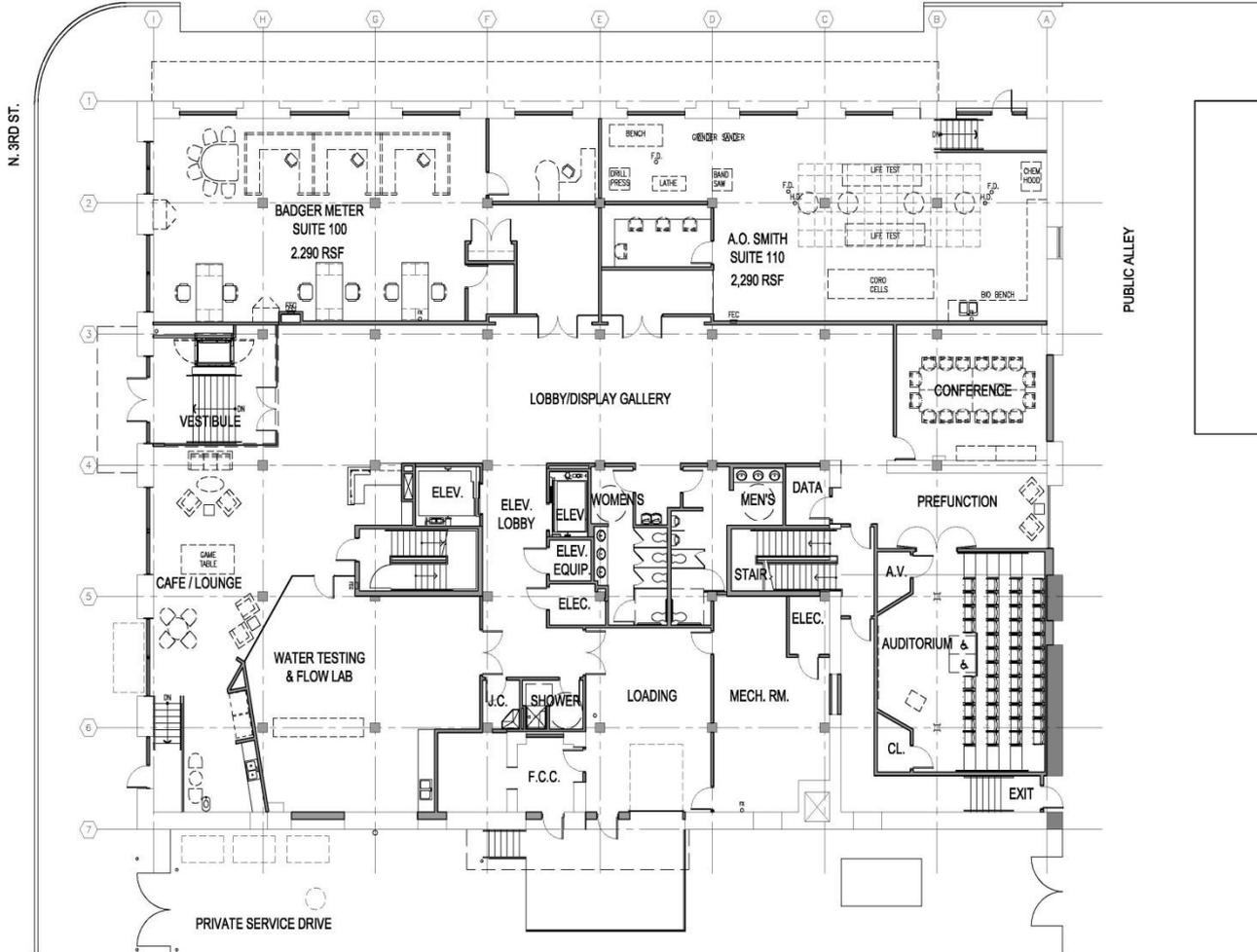


MILWAUKEE WATER COUNCIL





W. PITTSBURGH ST.



PUBLIC ALLEY

N. 3RD ST.



AMENITY FLOOR & TENANT SPACE

1ST FLOOR PLAN

GLOBAL WATER CENTER

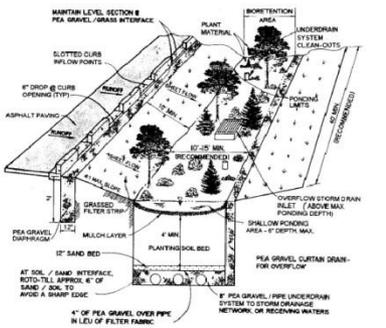
PL-ALL LEASING • 18 JANUARY 2013

Kahler Slater
experience design

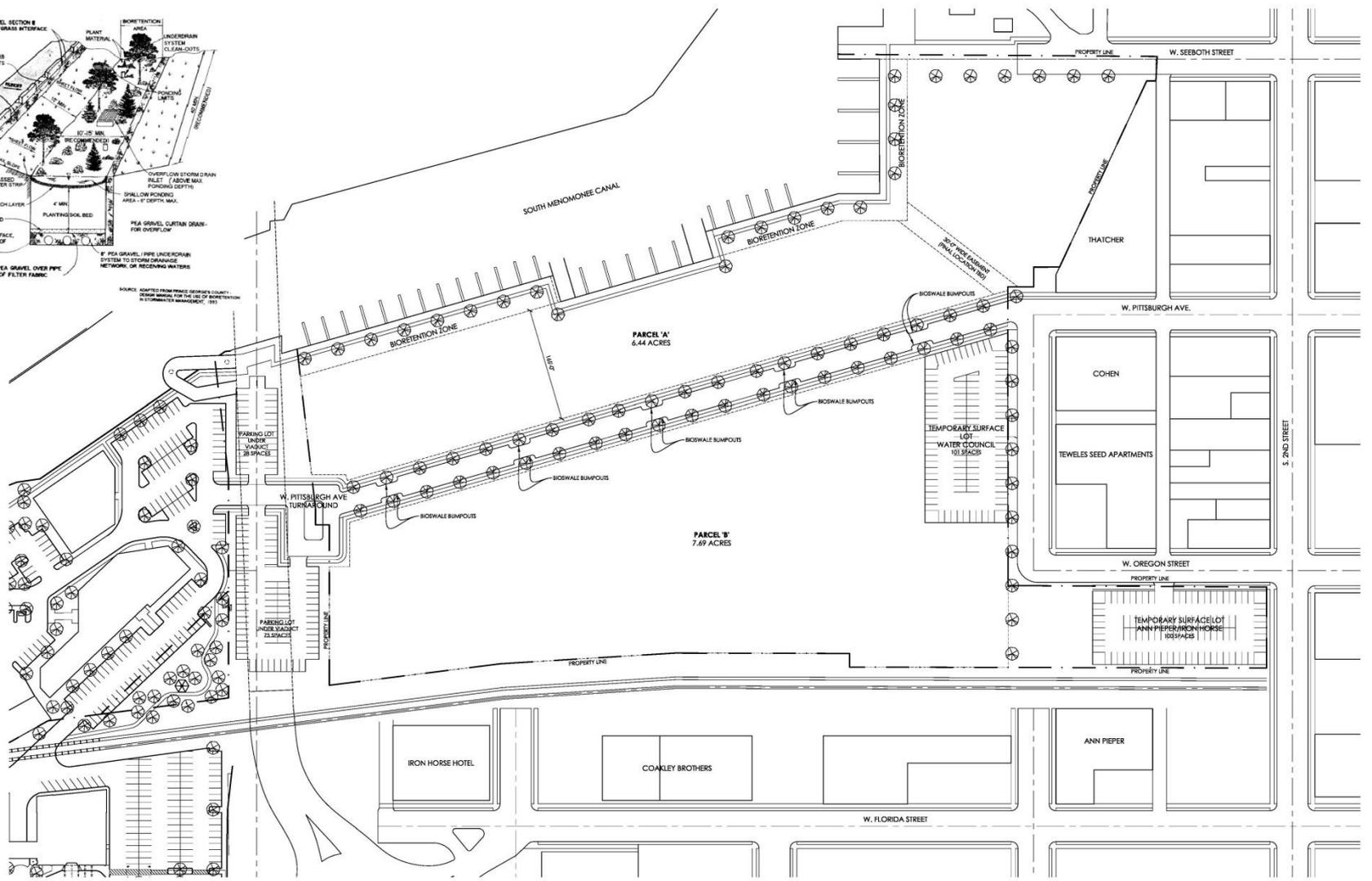


HKS HOLDINGS, LLC

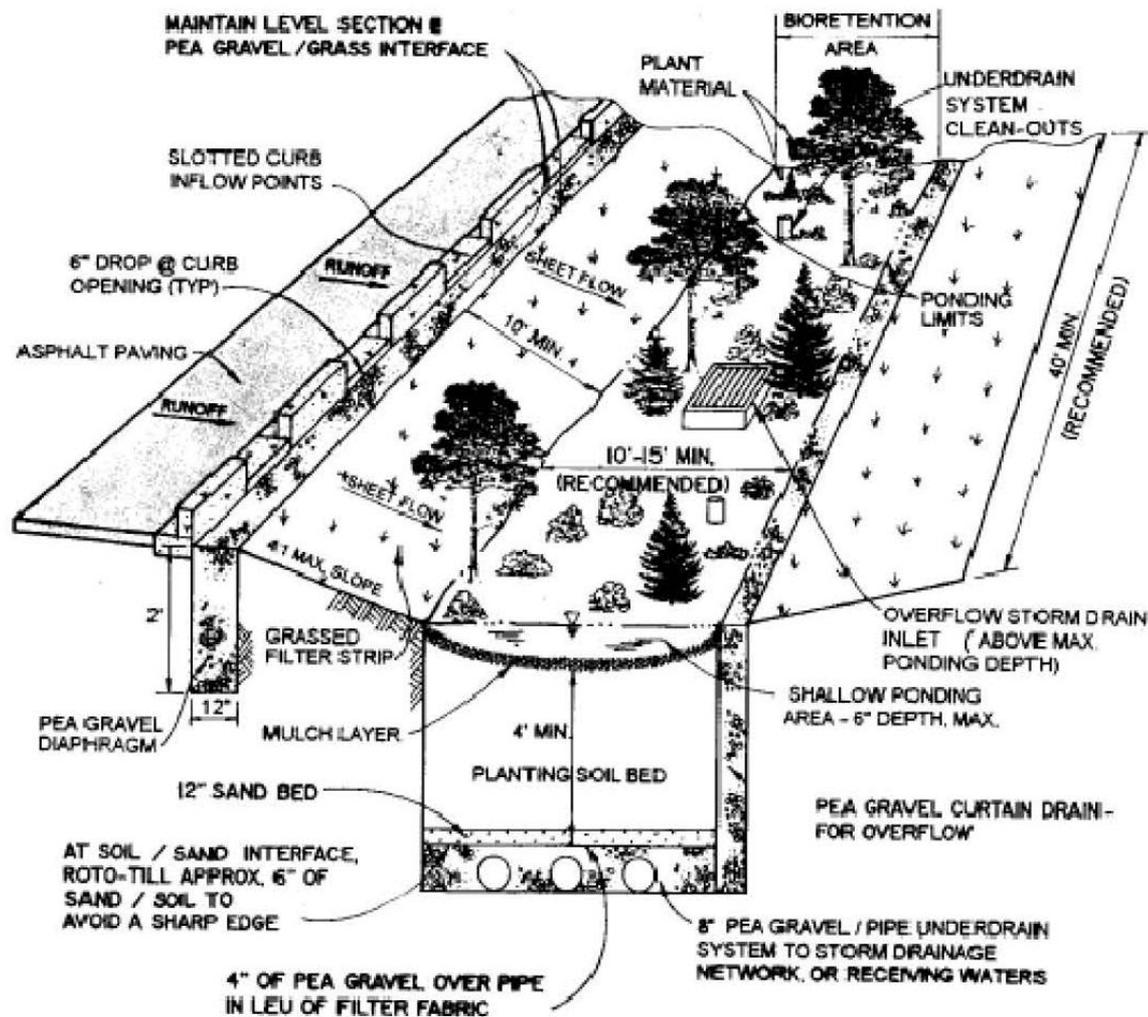
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SOURCE: ADAPTED FROM PRINCE GEORGES COUNTY, DESIGN MANUAL FOR THE USE OF BIORETENTION IN URBAN WATERSHEDS (2002)



REED STREET YARDS
 CONCEPTUAL SITE PLAN
 1"=40' @
 MAY 18, 2011
 PROJECT NO. 2009.001



SOURCE: ADAPTED FROM PRINCE GEORGE'S COUNTY
DESIGN MANUAL FOR THE USE OF BIORETENTION
IN STORMWATER MANAGEMENT, (1993)

1
2
3 A resolution by Supervisor Mayo, authorizing Milwaukee County to serve as
4 the applicant for the Wisconsin Department of Natural Resources' 2013 Urban
5 Nonpoint Source and Storm Water Program Construction Grant on behalf of the
6 Milwaukee County Research Park, and to authorize a Memorandum of
7 Understanding between Milwaukee County the Milwaukee County Research
8 Park to allow for all potential funds awarded through this grant be directly
9 controlled and utilized by Milwaukee County Research Park for related water-
10 runoff management projects.

11
12 **A RESOLUTION**
13

14 WHEREAS, in April 2013 the Milwaukee County Research Park (MCRP)
15 applied for the Wisconsin Department of Natural Resources' (WDNR) Urban
16 Nonpoint Source & Storm Water Program Construction Grant ("runoff
17 management grant", "the grant") to repair and mitigate damage caused by
18 excess water runoff on the County Grounds at the MCRP; and
19

20 WHEREAS, the WDNR informed the MCRP that Milwaukee County must be
21 listed as the governmental unit applicant for the grant instead of MCRP; and
22

23 WHEREAS, the MCRP intends to use the funds from the grant to finance
24 three additional sub-projects including Stream Bed and Buffer restoration to
25 compliment the improvements of the Wisconsin Department of Transportation's
26 Zoo Interchange construction, Wetland and Plant Restoration, and a Stormwater
27 Pond Monitoring Well; and
28

29 WHEREAS, upon agreement to serve as the governmental unit grant
30 applicant, Milwaukee County would enter into a Memorandum of
31 Understanding with MCRP stating that any funds awarded by the grant would
32 be solely controlled and utilized by the MCRP for improvements outlined in the
33 project goals submitted in the grant application; and
34

35 WHEREAS, in addition to serving as the grant applicant, Milwaukee County
36 is also required to complete the WDNR's Governmental Responsibility Resolution
37 form as part of the compliance requirements for the runoff management grant
38 application; and
39

40 WHEREAS, MCRP has also been granted funds by the Milwaukee
41 Metropolitan Sewerage District, which shall be used in conjunction with runoff
42 management grant to fund the approved projects; now, therefore
43

44 BE IT RESOLVED, that Milwaukee County is authorized to be listed as the
45 governmental unit applicant for the WDNR's Urban Nonpoint Source & Storm
46 Water Program Construction Grant on behalf of the Milwaukee County
47 Research Park in an effort to seek funds for water-runoff management at the
48 MCRP grounds; and

49

50 BE IT FURTHER RESOLVED that Milwaukee County and the MCRP are
51 authorized and directed to enter into a Memorandum of Understanding for the
52 purpose of defining Milwaukee County's role of serving in the capacity of a
53 "pass through" for any funds awarded from the runoff management grant to be
54 controlled and utilized by MCRP for improvements related to water-runoff
55 management projects approved and outlined in the grant application; and

56

57 BE IT FURTHER RESOLVED that Milwaukee County approves of the content,
58 guidelines, and format of the WDNR's Governmental Responsibility Resolution
59 form, and agrees to complete the form in compliance with the grant
60 application requirements; and

61

62 BE IT FURTHER RESOLVED that any and all awarded funds from the grant
63 shall be directly transferred to the MCRP, and Milwaukee County will not be held
64 fiscally or legally responsible for the appropriation and/or use of said funds.

MILWAUKEE COUNTY FISCAL NOTE FORM

DATE: 4/29/13

Original Fiscal Note

Substitute Fiscal Note

SUBJECT: A resolution authorizing Milwaukee County to apply for a runoff management grant on behalf of the Milwaukee County Research Park, and to enter into an MOU with Milwaukee County Research Park to allow them control over funds awarded from the grant

FISCAL EFFECT:

- | | |
|--|--|
| <input checked="" type="checkbox"/> No Direct County Fiscal Impact
<input checked="" type="checkbox"/> Existing Staff Time Required
<input type="checkbox"/> Increase Operating Expenditures
(If checked, check one of two boxes below)
<input type="checkbox"/> Absorbed Within Agency's Budget
<input type="checkbox"/> Not Absorbed Within Agency's Budget
<input type="checkbox"/> Decrease Operating Expenditures
<input type="checkbox"/> Increase Operating Revenues
<input type="checkbox"/> Decrease Operating Revenues | <input type="checkbox"/> Increase Capital Expenditures
<input type="checkbox"/> Decrease Capital Expenditures
<input type="checkbox"/> Increase Capital Revenues
<input type="checkbox"/> Decrease Capital Revenues
<input type="checkbox"/> Use of contingent funds |
|--|--|

Indicate below the dollar change from budget for any submission that is projected to result in increased/decreased expenditures or revenues in the current year.

	Expenditure or Revenue Category	Current Year	Subsequent Year
Operating Budget	Expenditure	0	0
	Revenue	0	0
	Net Cost	0	0
Capital Improvement Budget	Expenditure	0	0
	Revenue	0	0
	Net Cost	0	0

DESCRIPTION OF FISCAL EFFECT

In the space below, you must provide the following information. Attach additional pages if necessary.

- A. Briefly describe the nature of the action that is being requested or proposed, and the new or changed conditions that would occur if the request or proposal were adopted.
- B. State the direct costs, savings or anticipated revenues associated with the requested or proposed action in the current budget year and how those were calculated.¹ If annualized or subsequent year fiscal impacts are substantially different from current year impacts, then those shall be stated as well. In addition, cite any one-time costs associated with the action, the source of any new or additional revenues (e.g. State, Federal, user fee or private donation), the use of contingent funds, and/or the use of budgeted appropriations due to surpluses or change in purpose required to fund the requested action.
- C. Discuss the budgetary impacts associated with the proposed action in the current year. A statement that sufficient funds are budgeted should be justified with information regarding the amount of budgeted appropriations in the relevant account and whether that amount is sufficient to offset the cost of the requested action. If relevant, discussion of budgetary impacts in subsequent years also shall be discussed. Subsequent year fiscal impacts shall be noted for the entire period in which the requested or proposed action would be implemented when it is reasonable to do so (i.e. a five-year lease agreement shall specify the costs/savings for each of the five years in question). Otherwise, impacts associated with the existing and subsequent budget years should be cited.
- D. Describe any assumptions or interpretations that were utilized to provide the information on this form.

Approval of this resolution will have no fiscal impact.

Department/Prepared By Jessica Janz-McKnight, Research Analyst, County Board

Authorized Signature



Did DAS-Fiscal Staff Review? Yes No

Did CBDP Review?² Yes No Not Required

¹ If it is assumed that there is no fiscal impact associated with the requested action, then an explanatory statement that justifies that conclusion shall be provided. If precise impacts cannot be calculated, then an estimate or range should be provided.

² Community Business Development Partners' review is required on all professional service and public work construction contracts.

Attachment J: Municipal Responsibility Resolution

**SAMPLE
GOVERNMENTAL RESPONSIBILITY RESOLUTION
FOR RUNOFF MANAGEMENT GRANTS**

WHEREAS, _____ is interested in acquiring a
(applicant)

Grant from the Wisconsin Department of Natural Resources for the purpose of implementing measures to control agricultural or urban stormwater runoff pollution sources (as described in the application and pursuant to ss. 281.65 or 281.66, Wis. Stats., and chs. NR 151, 153 and 155); and

WHEREAS, a cost-sharing grant is required to carry out the project:

THEREFORE, BE IT RESOLVED, that _____
(applicant)

HEREBY AUTHORIZES _____, _____ to act on
(position title) (department)

behalf of _____ to:
(applicant)

- Submit and sign an application to the State of Wisconsin Department of Natural Resources for any financial aid that may be available;
- Sign a grant agreement between the local government (applicant) and the Department of Natural Resources;
- Submit reimbursement claims along with necessary supporting documentation;
- Submit signed documents; and
- Take necessary action to undertake, direct and complete the approved project.

BE IT FURTHER RESOLVED that _____ shall comply with all state
(applicant)

and federal laws, regulations and permit requirements pertaining to implementation of this project and to fulfillment of the grant document provisions.

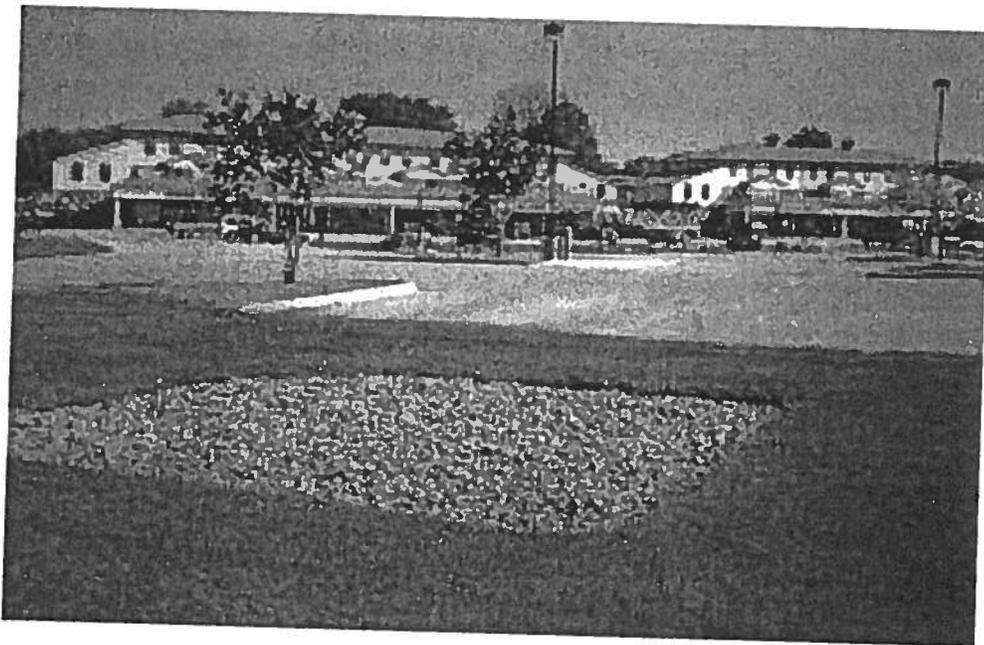
Adopted this _____ day of _____, 20_____.

I hereby certify that the foregoing resolution was duly adopted by _____ at a legal meeting on ____ day of __, 20_____.

Authorized Signature: _____ **Title:** _____

IMPORTANT NOTE: *The DNR expects the individual authorized by this resolution to become familiar with the applicable grant program's procedures for the purpose of taking the necessary actions to undertake, direct, and complete the approved project. This includes acting as the primary contact for the project, submitting required materials for a complete grant application, carrying out the acquisition or development project (e.g., obtaining required permits, noticing, bidding, following acquisition guidelines, etc.), and closing the grant project (e.g., submitting grant reimbursement forms and documentation, and organization of project files for future monitoring of compliance with grant program.*

**Urban Nonpoint Source & Storm Water
Management Program
CONSTRUCTION Grant Application Instructions**



Application **MUST** be postmarked by

April 15

for consideration for award in the following
calendar year!

If you need additional information or
guidance, please visit us at
<http://dnr.wi.gov/Aid/UrbanNonpoint.html>



State of Wisconsin
DEPARTMENT OF NATURAL RESOURCES
101 S. Webster Street
P. O. Box 7921
Madison WI 53707-7921

Scott Walker, Governor
Cathy Stepp, Secretary
Telephone 608-266-2621
FAX 608-267-3579
TTY Access via relay - 711



January 2013

Subject: Instructions for Urban Nonpoint Source & Storm Water Management Program Construction Project Grant Application

Dear Applicant:

The Wisconsin Department of Natural Resources (DNR) is pleased to be accepting applications from governmental units for Urban Nonpoint Source and Storm Water (UNPS&SW) Construction Grants to control storm water runoff in urban project areas. We have enclosed the newly revised UNPS&SW Construction Grant Application Form and Instructions for your use.

- ◆ This grant application and its instructions [Form 8700-299 (R 1/13)] are for **CONSTRUCTION** projects, including design and property acquisition.
- ◆ An applicant may submit more than one project application. However, if more than one project is proposed on lands which are contiguous and under common ownership, the projects will be taken as a group when considering the monetary cap. Features such as water bodies or roads which separate any part of a parcel from any other part do not render the parcel of land non-contiguous. Only ranked projects with a collective requested amount that is within the funding cap will be considered for initial selection. Other additional projects within such a group will be placed on a separate list to be awarded grant monies only after all other grants have been awarded.
- ◆ There is a separate application [Form 8700-299A (R 1/13)] that you may use to apply for UNPS&SW **Planning** projects. Possible planning projects include municipal storm water planning, information and education activities, ordinance development and studies to develop municipal storm water financing options, such as storm water utilities. The UNPS&SW Planning Grant application is available at <http://dnr.wi.gov/Aid/UrbanNonpoint.html>.

As grants are awarded through a competitive process, the DNR uses a scoring system when reviewing the applications. We have included the *Scoring System Flow Chart* (Figure1) to help orient you to the process that will be used in scoring applications.

Applicants should consider the limits of the funding as dictated by law. These include:

- ✓ Construction projects must serve an existing **"urban area"** (that is, an urban development in existence on or before October 1, 2004). The definition of "urban area" is in **Attachment B**.
- ✓ Activities eligible for funding are identified in **Attachment D** for construction projects. The state reimbursement rate is up to 50% of eligible costs up to a maximum state share of \$150,000. In addition, property acquisition is also eligible at 50% cost sharing with a maximum state share of \$50,000.
- ✓ If this project requires that the applicant have control of the project site, the applicant must either currently have control of the property, or submit documentation with this application that the applicant will obtain control of the property prior to the award of the grant itself.
- ✓ The state can only provide Cost Sharing for the **water quality portion** of a best management practice (BMP) designed to control runoff from **existing development**. Projects solely focused on new development, or to solve drainage and flooding problems, are not eligible for UNPS&SW funding. Cost-Share allocations will be prorated for projects that combine eligible and ineligible components.

- ✓ The DNR will **not fund** any urban storm water practice located in a navigable water or wetland, regardless of whether the practice is being installed to meet a WPDES storm water permitting requirement. The applicant is required to consult the information sources listed to answer question 9 in Part I Screening Requirements, C. Filters.
- ✓ If your project is selected for funding, the DNR will require that the applicant submit the Environmental Hazards Assessment Form (DNR Form 1800-001) for any project that involves excavation. Refer to **Attachment I** for more information.
- ✓ If your project is selected for funding, you must submit evidence in a timely manner that the unit of government has budgeted for the Local Share. The Department will not award a grant without this confirmation.
- ✓ Grant periods will start January 1 of the calendar year following application. You must plan to complete your project within two years.
- ✓ DNR Runoff Management staff will review and score the grant applications. All applicants will be notified of the status of the project application in fall of the application year.
- ✓ Successful grantees are required to submit a Final Report, including before and after photographs, summarizing the results of the project. Further details are contained within the grant agreement.

To be considered for funding, provide the following for each application submitted:

- One copy of the completed application form (DNR Form 8700-299 (R 1/13) with **original signature in blue ink**;
- Three additional copies of the completed, signed application form;
- One electronic copy of the completed application form plus all attachments on CD. Submit the application form in Microsoft Word format only. Do *not* submit in portable document format (".pdf")

All application materials must be postmarked by midnight of **April 15** following the January posting of the application on the DNR website.

Send to: Department of Natural Resources
Runoff Management Grants Coordinator - WT/3
101 South Webster Street
Madison, WI 53703
or
P.O. Box 7921
Madison, WI 53707-7921

Sincerely,

[Original Signed by]

Mary Anne Lowndes
Chief
Runoff Management Section
Bureau of Watershed Management

[Original Signed by]

Patrick Kirsop
Chief
Grants Section
Bureau of Community Financial Assistance

cc: DNR Water Management Team
Richard Castelnuovo, DATCP
DNR District Nonpoint Source Coordinators
DNR District Environmental Grant Specialists

UNPS&SW CONSTRUCTION Grant Application Instructions

General Instructions: Provide all the information required by this application. Under the authority granted by Wisconsin Administrative Code, DNR may deny consideration of submittals that are incomplete. This includes applications missing required information and projects that may be significantly delayed by DNR review to determine compliance of the project with other state laws, such as Chapter 30, Wis. Stats.

Fill out the form electronically; use the TAB key to exit a field so that it will automatically update. The Project Name will appear in the header after the governmental unit views a "Print Preview." Information will also appear in the Applicant Certification section after a "Print Preview." Saving the file and reopening it will also cause the fields to update.

If you need to view any of the Web pages referenced in these instructions or in the grant application, please copy and paste the URL into your Web browser address bar.

Unless otherwise noted, all citations refer to Wisconsin Administrative Code.

Application submittals must conform to the following:

- ◆ One copy of the completed application form (DNR Form 8700-299 (R 1/13) with **original signature in blue ink**.
- ◆ Three additional signed copies of the completed, signed application form.
- ◆ One electronic copy of the completed application form including all attachments on CD.
- ◆ All pages in the application, **including maps**, must be 8.5 x 11 inches in size.
- ◆ All application pages containing text must be printed **double-sided**, but maps must be printed single-sided.
- ◆ Each page must be numbered and contain an identifying project name that matches the name listed in the required "Project Name" field on the first page of the application form.
- ◆ If you attach narrative responses on a separate sheet(s), each page must be labeled with the respective question description and number, attached to the end of the form.

Tips for a Better Application

- Read the entire application instructions, including attachments prior to beginning your submittal to familiarize yourself with the eligibility criteria, application requirements and the scoring criteria that will be used to evaluate your submittal.
- Call the DNR District Nonpoint Source (NPS) Coordinator in your area early. The coordinators may be able to provide you with assistance in planning your project. Find the local NPS Coordinator at: <http://dnr.wi.gov/topic/nonpoint/NPScontacts.html>.
- Before applying for a grant, spend some time discussing needs, goals, and expectations with the whole stakeholder community. A little pre-planning will pay dividends down the road.
- Certain governmental funds may **not** be used to fulfill the local-share requirement. These include funds from the DNR's Targeted Runoff Management Program, Municipal Flood Control and Riparian Restoration program, and the Department of Agriculture, Trade and Consumer Protection (DATCP) Soil and Water Management Grant program.
- If a consultant fills out your application, be sure to check the completeness and accuracy of the information. Remember, as the grant applicant, you are responsible for the accuracy of the information provided on your application and fulfilling necessary requirements.
- **AND MOST IMPORTANTLY: Feel free to ask questions if you don't know how to proceed or need clarification on such topics as eligible costs or grant administration procedures.**

Contents of the Application

Part I. Screening Requirements: The information you provide in this part of the application is used by DNR to determine if the project meets basic eligibility criteria for funding under ch. NR 155. If the project passes this step, it will be reviewed and scored as outlined in the following sections.

Part II. Competitive Elements: A project can earn 159 points in this part of the application.

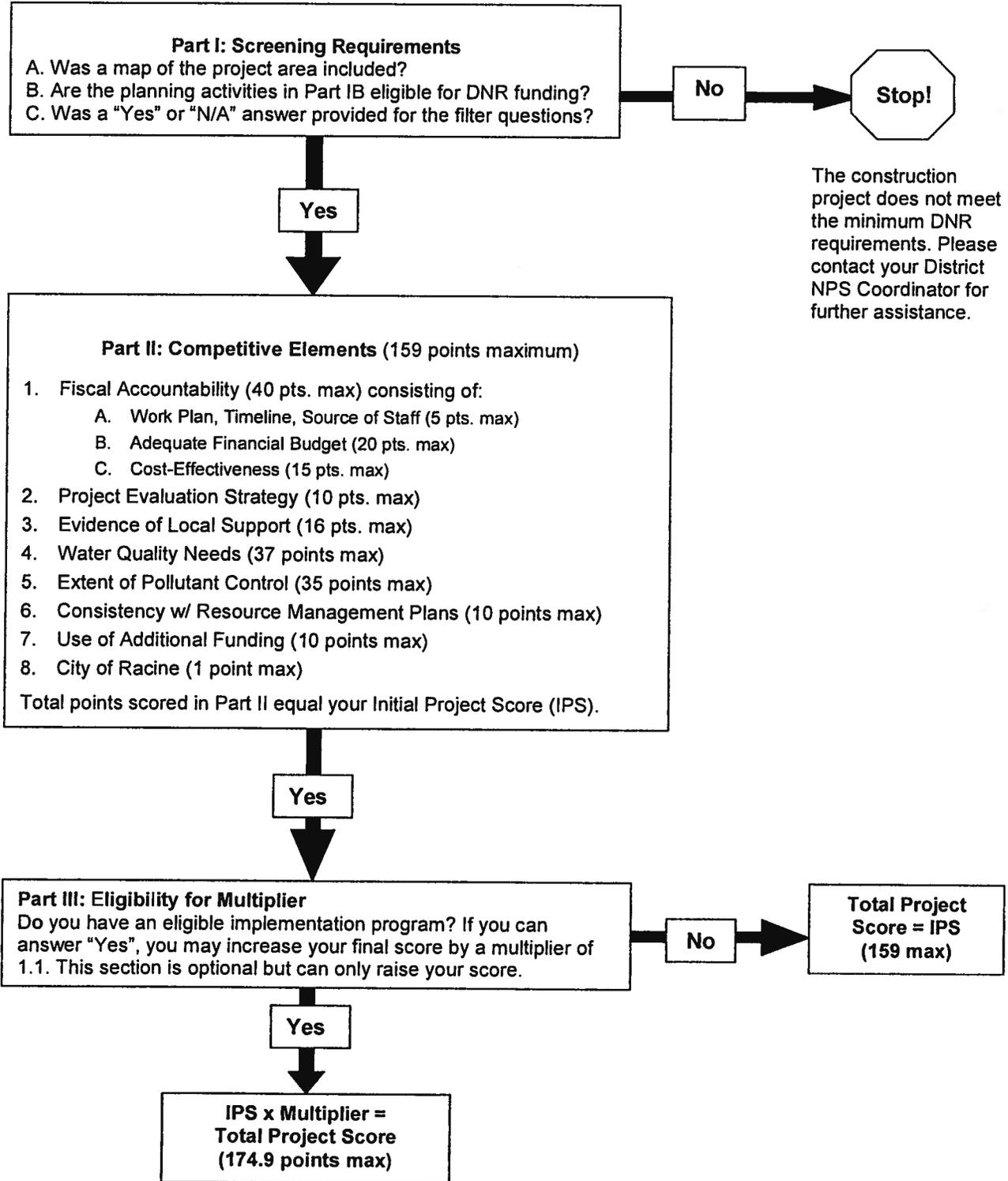
Part III. Eligibility for Multipliers: Providing answers to this question is optional. An applicant can increase the final score of the project if there is a local implementation program within the designated project area.

Applicant Certification: The grant application form must include the signature of the Responsible Municipal Representative (one who is authorized to sign contracts on behalf of the governmental unit) for the governmental unit that is sponsoring the project.

Scoring the Application

The application will be given a score based on your responses, DNR knowledge of the project area, and the scoring criteria identified in the Instructions. The preliminary score for any particular question will be adjusted if necessary to achieve better consistency between the intent of the question and the project as defined in the application.

Figure 1: Scoring System Flow Chart



Grant Application Instructions

This section collects applicant and project data. Before filling out this section, you should review **Part I. Screening Requirements** to determine the project's eligibility for a UNPS&SW grant.

Applicant Information and Project Name

The **Project Name** should be a unique identifier of this particular project.

The **Applicant** must be a governmental unit. "Governmental unit" means any unit of government including, but not limited to, a county, city, village, town, tribe, metropolitan sewerage district created under ss. 200.01 to 200.15 or 200.21 to 200.65, Wis. Stats., town sanitary district, public inland lake protection and rehabilitation district, regional planning commission or drainage district operating under ch. 89, Wis. Stats., or ch. 88, Wis. Stats. "Governmental unit" also includes school districts.

The **Authorized Representative** is the person authorized to sign contracts for the governmental unit. The governmental contact person is the governmental unit staff member most directly involved in the implementation of this project. A consultant cannot be either the Authorized Representative or the governmental contact person. If the governmental contact person is the same as the Authorized Representative, write in "same."

If you are submitting a joint application with another governmental unit, you must submit a DRAFT Intergovernmental Agreement (IGA) that meets the requirements of **Attachment I**.

Project Information

A. Location of Project Area

- Provide the name of the county and any other minor civil division(s), such as towns, cities or villages included in the project area.
- List the Town, Range (East or West) and sections included in the project area. If all sections in a Town and Range are included, write "all" in the space provided for sections.
- Provide the latitude and longitude for a single point located approximately in the center of the project area. Indicate the method used for determining this data point.
- List the State Assembly and Senate district numbers.

B. Project Summary

Many applicants find it useful to complete their Project Summary after they have completed the entire application. A good project summary will communicate the fundamentals of the project in a paragraph or two, so the reader will immediately understand the project. Please include:

- nonpoint pollution sources targeted by this project;
- water quality need; and
- the best management practices (BMPs) for which you are requesting funding. If you would like to provide additional information, please include it as an attachment at the end of the form.

C. Watershed, Waterbody and Pollutants

A **watershed** is the geographic area draining to a specific portion of a surface or groundwater resource. It is the area of land where all of the water that is under it or drains off of it goes into the same place. The watershed for a "major river" may encompass a number of smaller watersheds that ultimately combine at a common point. The state has been divided into 334 watersheds.

Watersheds in the United States were delineated by the U.S. Geological Survey using a national standard hierarchical system known as "hydrologic units." A hydrologic unit pertains to a surface water drainage area of a particular scale. Each hydrologic unit is identified by a unique hydrologic unit code (HUC) consisting of two to twelve digits. Twelve-digit HUC(s) represent sub-watersheds.

If the watershed, watershed code, waterbody, and 12-digit HUC are unknown, see **Attachment A** for instructions on how and from where to retrieve this information.

If the project is in more than one watershed, submit a separate application for each watershed, unless this application is for a street sweeper. The DNR understands that street sweepers may at times operate across watershed boundaries and a separate application is not necessary.

The **nearest waterbody** is the stream, river, or lake in closest proximity to your proposed project. The **primary waterbody** is the one for which credit is taken in question 4 (Water Quality Need) of this application. In some cases, the primary waterbody is also the nearest waterbody. In others, the primary waterbody is another downstream waterbody, such as a river on the Clean Water Act section 303(d) list of impaired waters, which will benefit from the proposed project.

Nonpoint source pollution or polluted runoff may consist of any number of natural or human-made pollutants, such as fertilizer, pesticides, oil, grease, salt, and bacteria. Nutrients and sediment are two nonpoint source pollutants commonly addressed in UNPS&SW Planning grant projects.

D. Pro-Rating for Existing versus New Development

If the project will serve only existing development, check the "Yes" box and the default percentage will be 100% since the entire project serves existing development. If your project includes "new development", check the "No" box and attach the land use information and flow data for the present and future conditions of the project area.

To determine the percentage of the project that serves existing development:

1. Identify the number of acres in the drainage area categorized by land use and identify which acres are existing urban areas and which are not. Existing urban development is considered to be that constructed prior to October 1, 2004. It does not refer to areas *only* zoned urban.
2. Urban land use should then be categorized by commercial, industrial, institutional, and residential, (high, medium, or low density) usage or both. Calculate the runoff volume using one of the following methods:
 - If using a model like SLAMM (Source Loading and Management Model for Storm Water Management) or the urban catchment model, P8 (Program for Predicting Polluting Particle Passage through Pits, Puddles & Ponds) <http://dnr.wi.gov/topic/stormwater/standards/slam.html>, calculate the volume on an average annual basis; or
 - If using the U.S. Department of Agriculture (USDA) Natural Resource Conservation Service (NRCS) model TR-55 (Urban Hydrology for Small Watersheds, 2nd Edition, release 55) calculate the volume for the 2-yr, 24-hr design storm. You can find this publication at: http://www.nrcs.usda.gov/Internet/FSE_DOCUMENTS/stelprdb1044171.pdf.
3. Compare the volume from the existing urban land uses to the volume in the design condition. The design volume is based on the total runoff coming to the practice in the full build-out condition, using the average annual or the 2-year, 24-hour event (depending on what method was used to estimate existing urban flows). Calculate a percentage based on this comparison and enter it into the application box.
Note: The water quantity or flood control features of a BMP are not eligible for Cost Sharing. To the extent known at the time of the application, such features should be taken into account in the Financial Budget Table under Part II, question 1.B.

E. Land Acquisition and Easement

If land acquisition or easements are a part of this project, they may be eligible for cost sharing. Please check the "Yes" box if you are requesting funds for property acquisition (fee title or easement). You must submit a property acquisition proposal, as identified in **Attachment F**, for those costs to be considered.

F. Request for Retroactive Funding for Design Costs

Designs for which costs were incurred prior to submission of the grant application must conform to the requirements of ch. NR 154 to be considered for reimbursement. The design must be approved by the District NPS Coordinator, who will take into account the following elements:

1. Adequacy of pollutant control to protect surface water, groundwater, and wetland resources in accordance with the objectives of a watershed plan. Applicable performance standards identified in ch. NR 151 may be considered and addressed in the detailed design.
2. Consistency with water quality provisions of DNR-approved plans, such as a priority watershed or lake plans, integrated resource management plans, remedial action plans or wellhead protection plans, or with existing local storm water management ordinances or plans that meet minimum DNR requirements.
3. Structural integrity of the design.
4. Aesthetics.
5. The degree to which other environmental considerations are integrated in the proposal.
6. The adequacy of the provisions for long-term maintenance of the structural practice.
7. Other pertinent factors.

Retroactive design costs must be included in the total project budget. Design will only be reimbursed when submitting reimbursement requests for the construction of the project. Any design of urban BMPs must receive DNR approval as identified in s. NR 154.04(42).

Note: DNR approvals issued under this grant program do not automatically meet the approval requirements of other DNR programs, such as the chs. 30 or 31, Wis. Stats. permits; see <http://dnr.wi.gov/topic/waterways/> and <http://dnr.wi.gov/topic/wetlands/programs.html>. The applicant *must* apply separately for any DNR permits.

G. Request for Funding for Force Account Work

Reimbursement of municipal staff cost for technical services is limited in accordance with Department of Administration guidelines. Refer to **Attachment C** for details.

H. Endangered and Threatened Resources, Historic Properties and Wetlands

Check the boxes if you know that these conditions are present. The DNR will evaluate applications selected for funding to determine compliance with these related state laws.

I. Alternative Funding Possibilities for UNPS&SW Projects

The project may be eligible for a subsidized rate loan from the Clean Water Fund Program (CWFP) or Small Loan Program (SLP), whether or not you apply for a UNPS&SW grant. The portion of the project not funded by UNPS&SW (including the Local Share) may be eligible. This application can serve as a Notice of Intent (NOI) to apply for CWFP or SLP loans. Check the box if you are interested in pursuing this financing option (whether you receive a UNPS&SW grant or not). For more information, visit the website at: <http://dnr.wi.gov/aid/eif.html>.

J. Environmental Hazards Database Search and Assessment

If this project involves excavation for an urban best management practice, purchase of land, or an easement, the DNR requires that the Environmental Hazards Assessment (EHA) Form be submitted with the application. The EHA Form, 1800-001, is available at: <http://dnr.wi.gov/files/pdf/forms/1800/1800-001.pdf>. You must also consult the Remediation and Redevelopment (R&R) sites map found at: <http://dnrmaps.wi.gov/imf/imf.jsp?site=brts2> and answer whether or not there are open or closed R&R sites anywhere on the property where the excavation will occur or on an adjacent property. View the map at a scale of 1:8529 or larger so you can see adequate detail. This scale will show up below the map as you zoom in on the site map.

When filling out the EHA Form, use the information from your map review and answers to Project Information question J on the grant application to answer parts of question 3.C. on the EHA Form. If your map review shows a closed or open site on the project property, then answer "Yes" to the question on the EHA form that asks: "*Is there any history of contamination on the property?*" If the map shows a closed or open site on an adjacent property, then answer "Yes" to the question on the EHA Form that asks: "*Is there any history of contamination on any adjacent properties?*" Otherwise, answer "No" to these two questions on the EHA Form (see Attachment H).

Part I. Screening Requirements

This set of questions will help the DNR determine if the project is eligible for the UNPS&SW grant program.

A. Maps and Photographs

Using a United States Geological Survey (USGS) Topographic Map or topographic map obtained from the DNR's Surface Water Data Viewer (8.5" X 11" copy), show the project boundaries and the perimeter of the project drainage area and the hydrologic unit. Also, show major roads, including road names, in the project area. If a USGS map is inappropriate, contact the District NPS Coordinator to agree on an alternative map submittal. Be sure to label the map with the project name. Failure to submit a map may result in removal of the application from further consideration. See Attachment A for more information about the DNR's map viewers.

Submittal of an aerial photo is also encouraged because it may enhance the reviewer's understanding of the project and its location. These are available through the DNR's Surface Water Data Viewer at: <http://dnrmaps.wi.gov/imf/imf.jsp?site=SurfaceWaterViewer>.

B. Best Management Practices (BMPs) For Which DNR Funding Is Requested

Check all of the BMPs for which you are requesting funding. If a specific BMP is not listed, check the "Other" box and enter the BMP name in the space provided. Before checking "Other," determine that the specific project components are consistent with the cost-share eligibility provisions in Attachment C.

C. Filters

These filter questions are a means to measure whether an appropriate level of effort has been directed toward the success of the project and are used to determine the application's eligibility for grant funding. *Note:* You must be able to answer "Yes" to each of the filters to be eligible for a grant.

Note: You must be able to check "Yes" to questions 1 through 8 and "Yes" or "N/A" (Not Applicable) to questions 9, through 13 to be eligible for a grant. Applicants who answer "Yes" to question 10 must check **one** of the boxes for question 10, a, b, or c.

Filter 5 requires that the project not work at cross-purposes to the performance standards under ch. NR 151. This does not mean that only projects that address performance standards are acceptable. A project could be proposed for another purpose, such as thermal control or stream bank restoration, provided the practice would not interfere with the governmental unit's ability to meet a performance standard at that location.

Filter 6 requires the applicant to contact the District NPS Coordinator prior to submitting the application. See: <http://dnr.wi.gov/topic/nonpoint/NPScontacts.html> for District NPS Coordinators. Please include information about what was discussed along with identifying the means of contact (i.e., e-mail, telephone call, etc). Permit issues and other potential obstacles to approval or eligibility of the proposed project should be discussed at this time. The District NPS Coordinator will help you determine if the proposed project is viable and eligible.

Filters 7 and 8 provide confirmation that local ordinances meeting the performance standards of s. NR 151.11 and s. NR 151.12 for construction and post-construction administration and enforcement of erosion and runoff controls are in place at the time the application is submitted, as required by statute.

Filter 9, which is specific for projects involving installation of an urban storm water treatment practice, ponds or other structural practices proposed for navigable waterways or wetlands, confirms that yours is not located in any intermittent or perennial navigable water or wetlands. The DNR will not fund any urban storm water practice

located in a navigable water or wetland, regardless of whether the practice is being installed to meet a WPDES storm water permitting requirement. If you know that either of these situations exists, your application is ineligible for funding and you should not submit it. If the application is not for an urban storm water treatment practice, check "N/A" for both sections.

To validate your answers to this filter, you must consult the web resources as follows:

- a. For intermittent or perennial waterways, please visit DNR's Surface Water Data Viewer Map, 24K Hydro Layer at: <http://dnrmapping.wi.gov/imf/imf.jsp?site=SurfaceWaterViewer>. If the information shows your urban storm water treatment practice will be located in a perennial stream, intermittent stream, or a wetland, your project is ineligible for funding and you should not submit this application.
- b. For wetlands, please visit the following to confirm that your storm water treatment practice will not be located in any wetlands: Wisconsin Wetland Inventory and Wetland Indicators at: <http://dnrmapping.wi.gov/imf/imf.jsp?site=SurfaceWaterViewer.wetlands>.

If the information shows your urban storm water treatment practice is *not* going to be located in a perennial stream, intermittent stream or a wetland then mark the box "Yes". You may then proceed with the application unless you know that either:

- a wetland determination has been made for the site by DNR or the Army Corps of Engineers, or
- the DNR has made a navigability determination that the waterway is navigable or issued a waterway permit for the site.

If either of these determinations have been made, please do not submit your application as your project is ineligible.

Please do not contact DNR staff for navigability or wetland determinations as part of completing this application. DNR staff will be reviewing all grant applications to verify that wetlands and navigability criteria are met.

Filter 10 asks for documentation that the applicant owns or has control of the property through an easement or construction/maintenance agreement or that demonstrates a positive commitment (from both buyer and seller) to pass control of the property to the applicant prior to the award of the grant itself. If the evidence presented does not satisfactorily confirm successful property acquisition or control, the project is not eligible for grant funding. Cost-Sharing for property acquisition for a BMP installation may be reimbursed retroactively (see **Attachment F**).

Part II. Competitive Elements

The questions in this section determine how many points the project will receive. The maximum number of points attainable in Part II is 159.

Question 1. Fiscal Accountability	40 total pts. max.
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A. Timeline and Source of Staff (data for example only)	5 pts. max.
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TIMELINE AND SOURCE OF STAFF		
For each applicable milestone listed below, fill in the appropriate data:		
Milestone	Target Completion Date (month/year)	Source of Staff
Completion of design	4/12	Consultant
Obtaining required permits	6/12	Engineering staff & Consultant
Landowner contacts	2/12	Engineering staff
Bidding	2/12	Engineering staff
DNR approvals	5/12	Engineering staff & Consultant
Construction Contract signing	5/12	Engineering staff & Contractor
BMP construction	6-7/12	Contractor
Site inspection and certification	8/13	Engineering staff & Consultant
Project evaluation	1/13	Engineering staff & Consultant
Purchase street sweeper		
Other (specify)		

Every project must identify the basic milestones provided in the application. It is also preferred, although not required, for the application to identify additional milestones that reflect additional detail. This can be shown by adding additional milestones to the table or by making reference to an attached project schedule such as that prepared as part of a detailed Scope of Services. **Attachment C** contains policies for eligible technical services funding.

Scoring

Proposals which demonstrate a well-documented timeline and staffing plan will receive five points. Those projects with an incomplete or inadequate timeline or lack of staff will receive fewer points.

B.1. Adequate Financial Budget (data for example only)	10 pts. max.
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Applications with a detailed budget, such as in Example B.1.1. below, demonstrate that the project planning by the governmental unit is more advanced and is virtually ready to bid. That project is more likely to be successfully completed within the grant period. The results of these calculations are used also to determine the scoring for Question 7. Use of Additional Funding.

Please review the following instructions carefully. They will help you understand the principles of cost-sharing and funding caps as well as how the budget table is electronically populated based on some of your answers. We have provided an example of a completed Financial Budget table with illustrative data in Example B.1.1. below.

Cost-Share Rates and Caps

The maximum state cost-share rate for construction of urban BMPs is 50% of eligible costs. The total state share of the project, including design, construction and construction services cannot exceed \$150,000, with an additional maximum of \$50,000 available for easements and land acquisition.

The following governmental funds may not be used to meet the local share requirements under the DNR's UNPS&SW Construction Grant Program:

- DNR's Targeted Runoff Management Grant Program,
- DNR's Municipal Flood Control and Riparian Restoration Program,
- Department of Agriculture, Trade and Consumer Protection (DATCP) Soil and Water Resource Management Grant Program.

Engineering Services

If a BMP construction project is selected for funding, reasonable engineering services are eligible for cost sharing. Engineering services could include design, staking, construction management, inspection, and certification services. Attachment C provides additional information regarding engineering services cost-share eligibility. Municipal staff (force account) engineering work reimbursement is also covered in the attachment.

Design

Design costs can be incurred prior to submittal of the application or receipt of the grant, but will only be reimbursed when submitting reimbursement requests for the construction of the project. Any design of urban BMPs must receive DNR approval as identified in s. NR 154.04(42).

Street Sweepers

Cost sharing requirements for high-efficiency street sweepers are covered in Attachment C. An example of a street sweeping project is provided in EXAMPLE B.1.2. Financial Budget Table (below Example B.1.1.).

EXAMPLE B.1.1. Financial Budget Table

Provide information about project activities. Please note: The state share may not exceed 50% of eligible costs. The grant amount is capped at \$150,000 for the installation of eligible BMPs and \$50,000 for property acquisition.

FINANCIAL BUDGET TABLE

A	B	C
Project Activity for Which DNR Funding is Requested	Estimated Total Cost (\$)	Amount from Column B Eligible for DNR Cost Sharing (\$)
Construction Components:		
Mobilization	10,000	10,000
Clearing & Grubbing	15,000	15,000
Erosion Control Systems	5,000	5,000
Excavation	190,000	130,000
Outlet Control Devices	35,000	35,000
Berms & Freeboard Shaping	25,000	10,000
Landscaping	15,000	10,000
1. Construction Subtotal	\$295,000	\$215,000
2. Engineering Services (including design)	66,000	61,000
3. Storm Sewer Reroute	16,000	16,000
4. Structure Removal	-	-
5. Subtotal (add items 1 through 4)	\$377,000	\$292,000
6. Property Acquisition: Fee Title & Easement	\$70,000	\$70,000
7. Grand Total (add items 5 and 6)	\$447,000	\$362,000

For items 1 through 7, Column B is the total cost to the applicant for the activity. Column C is the portion of the total cost that is eligible for DNR cost sharing. It may not necessarily be the same as the amount in Column B. Some rows will fill automatically based on what you have entered in previous rows. For example, item 1. Construction Subtotal will automatically add the construction project components listed above. Item 5 also automatically adds items 1, 2, 3, and 4. Item 7 is an automatic sum of items 5 and 6.

Eligible Costs

Row 8 automatically calculates the total cost-shareable construction and design eligible costs from the subtotal in Row 5, Column C, and multiplies that by the maximum 50% cost-share rate and the applicable proration factor.

Row 9 makes the same series of automatic computations for Total Property Acquisition eligible costs (Row 6, Column C).

Cap Test

Row 10 automatically takes the calculation from Row 8 or \$150,000, whichever is less.

Row 11 automatically takes the calculation from Row 9 or \$50,000, whichever is less.

Row 12 automatically sums [Rows 10 + 11].

State and Local Share

Row 13: You must **enter** the grant amount requested in this application. This is the requested State-Share Amount. You may request a state share equal to, or less than, the amount entered in Row 12. If you choose to ask for less than the maximum state share from Row 12, the project will score additional points under Question 7.

Row 14: After you have entered the requested state share in Row 13, then Row 14 will automatically display the difference between Total Costs and the State-Share Amount (Row 7, Column B less Row 13). This will be the amount of the local share of the project costs.

Local-Share Source

Describe how Row 14 Local Share will be funded.

Scoring

The score will be based on the level of detail expressed in the activity list included in the Financial Table Column A. The level of detail included in the activity list will generally be scored as follows:

- **Detailed list of activities and sub-activities: ten points;**
- *Only major activity categories listed: four to eight points;*
- *Lump sum amount: one point.*

B.2. Method(s) Used to Calculate Cost Estimates
10 pts. max.

Check the appropriate box for the statement which describes how the cost estimates were derived. Provide documentation for the cost estimate attached to the application.

If the governmental unit has another cost estimate procedure that it believes will give a reasonable estimate for a cost-effective project, provide the information in an attachment.

Scoring

- *Project costs are based on completed design and competitive bid on the project. Construction components and costs above should be detailed. (10 points)*
- *Project costs are based on completed design with materials and labor costs based on similar, recently bid projects. Construction components above should be detailed. (8 pts.)*
- *Project design is not complete; however, the proposed project and costs are based on similar and recent projects and costs. (6 pts.)*
- *Project design is not complete and the cost estimate is based on an average or a range of projects and costs. Provide as much construction detail above as possible. (4 pts.)*
- *Project and costs are less specific than choices above. Provide explanation of cost estimates attached to this application. (0 – 2 pts.)*

C. Cost-Effectiveness**15 pts. max.**

This portion of Question 1 requires that the applicant justify that the proposed project is a reasonable approach to achieve the environmental benefits being sought. Parts C.1. and C.2., together, should provide the core of the rationale for the project.

Part C. 1. State the environmental benefits the project will provide. Primary benefits to consider include such things as pollutant reduction, habitat improvement, improvements to beneficial uses (recreation, fish, aquatic life, or water supply), reducing threats to public health, etc. Secondary benefits may also be mentioned.

Part C.2. Justify why the project is a reasonable approach to achieving the project benefits being sought. The answer should address cost, effectiveness, site feasibility, available technical standards, and practicality.

Part C.3. provides an opportunity to identify if an alternatives analysis was done and describe it; and, if so, explain why the alternatives are not recommended. Part C.3. does not have to be answered, but is an opportunity to earn an additional three points.

Scoring

Parts C.1. and C.2., are each worth up to six points. Part C.3. is optional and is worth up to an additional 3 points.

Question 2. Project Evaluation Strategy**10 pts. max.**

Evaluation is an important component of a nonpoint source control project. After the project is completed, you will be required to provide a final report including evaluation information about the effectiveness of the project. Identify, under Part A, one or more urban performance standards/prohibitions and/or other priorities that will be addressed with your construction project. **The pollutant loading changes or quantity of units managed by the project must be tracked and a description of the results must be provided to DNR in the final project report and to the storm water permit specialist responsible for your community.** The DNR requires including before and after photographs in the final report.

Note: For streambank erosion projects, applicants may calculate the change in pollution loading by estimating the tons of soil loss based on the length, height, and lateral recession per year for the site as well as visual assessment of the severity of the erosion. Applicants with streambank erosion projects may use the Natural Resource Conservation Service's formula, which can be found on the web at <http://efotg.nrcs.usda.gov/references/public/WI/StreambankErosion.doc> (Refer to Section I. F. 3. Streambank Erosion.)

Although funding for monitoring under Part B is not available at this time, additional points may be earned by monitoring the effectiveness of the project's BMP(s) and/or the pre- and post-project condition of the water resource. In order to earn these additional points, you must submit a summary of the project-specific supplemental monitoring strategy with this application. For projects that propose to do monitoring, a requirement will be included in the grant agreement stating so.

Scoring

If the appropriate performance standards or other priority measurements (Part A.) are checked, up to two points will be awarded. If the two points are awarded, up to eight points under Part B. can be earned for projects that will monitor in-stream physical habitat, fisheries, biological, or chemical conditions, and/or BMP effectiveness, such as through inlet/outlet monitoring. A one-page, project-specific monitoring strategy must be included to earn points in Part B.

Part A is worth up to 2 points.

Part B.1 is worth up to 2 points for completeness of the monitoring and evaluation strategy relative to the proposed project. A one-page, project-specific monitoring strategy must be included to earn points for B.2 or B.3.

B.2 and B.3 are each worth 3 points, provided the project-specific monitoring strategy addresses monitoring BMP effectiveness and/or monitoring the water resource relative to the expected environmental benefits the project will

provide. Therefore, up to 6 points can be earned for projects that will monitor BMP effectiveness, such as through inlet/outlet monitoring (3 pts.), and the physical habitat, fisheries, biological, or chemical conditions of the nearest water resource (3 pts.). The project-specific monitoring strategy must be included to earn points for B.2 or B.3. Any proposal to do monitoring will be included as a requirement in the grant agreement. Funding is not available for monitoring at this time.

No points are awarded for B.4, since it is for DNR informational use only.

Question 3. Evidence of Local Support

10 pts. max.

This Question assesses the willingness of partners (governmental units, landowners) to proceed with the project. If the local share is already budgeted and if the community within the project area has already indicated its support, then it's more likely that the project will be successfully completed within the grant cycle. Include evidence of the budget and public outreach with the application.

Part A: DNR recognizes that this application is due prior to the adoption of most governmental unit budgets. DNR expects the applicant to assure that the local costs for this project are being proposed for immediate funding as part of the budget development process. If the project is selected for funding, DNR will require firm evidence that the local share is approved by the governmental unit before the grant document will be finalized.

Part B: Indicate if there have been public information activities conducted about the proposed project to inform the public and the immediate neighborhood and to gauge the level of community support for this particular project. Summarize the type of area contacts and the public response, paying particular attention to obvious support or opposition to the project. If there is specific opposition to the project, explain what steps the applicant will take to address the opposition and why the grant should be offered at this time.

Scoring

For Part A: points will be awarded as follows:

Six points, if the Local-Share funds for the construction/installation expenses are already included specifically in an adopted budget;

or

Four points, if the municipality or utility has included this project's anticipated costs within its adopted Capital Improvement Plan;

or

Two points, if the Local-Share funds will be included in a proposed budget.

For Part B: points will be awarded as follows:

Four points, if Part B.1. is checked "Yes" (the governmental unit has already conducted public outreach activities about the proposed project with property owners in the immediate project area);

and/or

Two points, if Part B.2. is checked "Yes" (the governmental unit has discussed the project at a governmental meeting open to the public).

Include evidence of the budget and public outreach with the application.

The Department recognizes that public input is not required for proposed requests for high-efficiency street sweepers as this is considered normal and usual governmental purchasing procedure. If this is a project to purchase a street sweeper, you may check Box B.1. "Yes."

Question 4. Water Quality Needs

37

This question deals with consistency of the project with DNR priorities and the water quality needs of the surface or ground water resource affected by the proposed project. Projects may address water quality needs associated with rehabilitation and/or protection of surface water and ground water.

A project is considered "directly dealing" with a waterbody on the list if the location of the project is within the watershed (HUC 10) and upstream of the listed waterbody, but not any farther upstream than the first impoundment for projects that propose to manage soil/sediment inputs.

One source of information to answer this question is the State of the Basin reports provided by the DNR. Some of these reports are available on the DNR website at: <http://dnr.wi.gov/water/basin/> or from the District NPS Coordinator. For the Upper Chippewa Basin and Lake Superior Basin, you will need to contact the District NPS Coordinator to obtain the most current information.

For some border waters (along the Mississippi River or the Great Lakes), there are no State of the Basin reports. For these situations, another governmental document, accepted by the District NPS Coordinator, can be used to classify the resource into one of the categories. Please speak with your District NPS Coordinator for assistance with this.

Check the most applicable box for the project area.

Surface Water Considerations:

A. Clean Water Act Section 303(d) List

A project with water quality goals directly dealing with a waterbody (lake or stream) on the s. 303(d) List as submitted by DNR to EPA, where the cause of the water quality impairment or degradation is caused by nonpoint sources and the project will reduce the type of nonpoint pollutants for which the water is listed. Generally, these waters are identified as being in the nonpoint source-dominated or point source/nonpoint source-blend categories. See **Attachment A** for identification of waters on the section 303(d) List. Provide the name of the applicable impaired water and the pollutant causing the impairment.

B. Outstanding or Exceptional Resource Waters or Other Areas of Special Natural Resource Interest

A project with water quality goals directly dealing with prevention of degradation due to nonpoint sources of outstanding resource waters (ORW) (per s. NR 102.10) or exceptional resource waters (ERW)(per s. NR 102.12) or other areas of special natural resource interest (ASNRI). Provide the name of the applicable ORW, ERW or ASNRI.

- To locate ORW/ERW, see **Attachment A**. For more information about ORW/ERW go to: <http://dnr.wi.gov/topic/SurfaceWater/orwerw.html>.
- To locate ASNRI using DNR's Surface Water Data Viewer go to: <http://dnrmaps.wi.gov/imf/imf.jsp?site=SurfaceWaterViewer.deswaters>.

For more information about ASNRI go to:

http://dnr.wi.gov/topic/SurfaceWater/datasets/designated_waters/ASNRI.html.

C. Not Fully Supporting Uses

A project with water quality goals directly dealing with a water body (lake or stream) identified in a Departmental Basin Plan or Watershed Plan update to a Basin Plan as not supporting designated uses due to nonpoint sources, but is not on the section 303(d) List. In newer plans, these waters are categorized as "supporting" (as opposed to "fully supporting") designated uses; in plans prior to 2010 they were labeled as "partially meeting" designated uses.

D. Surface Water Quality

A project with water quality goals directly dealing with prevention of degradation of surface water quality due to nonpoint sources.

Groundwater Considerations:

To determine what groundwater considerations your project may have, please consult the local DNR Drinking Water and Groundwater Specialist (found at: <http://dnr.wi.gov/topic/drinkingwater/contact.html>) or the County Extension office.

E. Exceeds Groundwater Enforcement Standard

A project with groundwater quality goals where representative information indicates that stormwater pollutants are present in groundwater at concentrations that exceed groundwater Enforcement Standards (ES). Representative

information includes at least one sample per square mile, and of the samples taken, greater than ten percent should exceed the enforcement standard (ES).

F. Exceeds Groundwater Preventive Action Limit

A project with groundwater quality goals where representative information indicates that storm water pollutants are present in groundwater at concentrations that exceed the Preventative Action Limit (PAL). Representative information includes at least one sample per square mile, and of the samples taken, greater than ten percent exceed the preventive action limit (PAL).

G. Groundwater Quality

The project area is within a geological area defined in **Attachment G** as susceptible to groundwater contamination (see **Attachment G**).

Scoring

Identify the water quality need category that *best* describes what the project will address by checking the box on the application form. Only one category should be selected for a project.

Points will be awarded as follows:

- *Category A: 30 points*
- *Category B: 30 points*
- *Category C: 20 points*
- *Category D: 10 points*
- *Category E: 30 points*
- *Category F: 20 points*
- *Category G: 10 points*

Public Drinking Water Supply Bonus Points

7 pts. max.

In addition to the points awarded for the water quality need, a project with water quality goals relating to reducing nonpoint source contaminants in community and non-community public drinking water supplies may earn up to seven bonus points.

If the project's water quality goal is indicated by the applicant checking box E, F, or G in the main part of the question, then the project is considered to be a groundwater protection project. If this is the case, then the number of bonus points awarded is based on the type of water supply wells in the project area. Applicants should contact the DNR District to determine the type and location of wells affected. The geographic location of the project will have to be provided to the DNR staff so they can make the determination based on maps which may not be available to the public.

If the project's water quality goal is indicated by the applicant checking box A, B, C, or D in the main part of the question, then the project is considered to be a surface water protection project. If this is the case, then the number of bonus points awarded is based on the specific surface water drainage area where the project is located. **Attachment E** contains a map that shows drainage areas for which bonus points can be awarded and the number of bonus points corresponding to each area.

Bonus points may only be awarded in one category (ground water or surface water).

Scoring

Bonus 1: Groundwater protection projects:

Bonus 1.a.: *If the applicant checks box A (Municipal, Other-Than-Municipal (OTM), or Non-Transient water supply), then seven bonus points will be awarded.*

Bonus 1.b.: *if the applicant checks box B (Transient water supply), three bonus points will be awarded.*

Bonus 1.c.: *If the applicant checks box C, no bonus points will be awarded.*

Bonus 2: Surface water protection projects: *If the project will affect a surface water drinking water supply, then the points will be awarded in accordance with the Figure key in **Attachment E**.*

Question 5. Extent of Pollutant Control**35 pts. max.**

(Select "Yes" for either A or B, not both)

Part A Ch. NR 151 Performance Standard for Total Suspended Solids: This question rewards projects that focus on controlling total suspended solids (TSS) in urban runoff that enters waters of the state in a ch. NR 216-permitted area.

Part B Other Water Resources Management Priority: Projects which address water resources management priorities, other than the performance standard identified above, will receive fewer points. Applicants must describe the priority and how the project addresses that priority.

Examples are:

- Total suspended solids (TSS) control in a governmental unit which is not subject to an NR 216 storm water pollution prevention permit;
- A pollution source for which there is no standard of performance listed in ch. NR 151. An example is a project to control streambank erosion or to meet a thermal standard.

Part C: Additional points can be earned if the applicant demonstrates both of the following:

- The applicant has quantitative data that ranks the relative severity of pollution sources affecting the water resources to be benefited by the proposed project;
- The proposed project addresses a pollution source in the top 50% of a ranked list that is arranged from highest to lowest in pollutant generation.

Analysis areas within which pollution sources are ranked may be on a watershed, sub-watershed, or municipal scale. The ranking must be based on pollutant-loading or other factor that allows comparison of pollution sources. Relative rankings may be within a single pollution category (such as phosphorus or Total Suspended Solids) or may be for all sources contributing a specific pollutant (such as a ranked list of all stream bank erosion sources within the analysis area). The data may be documented in a file report, an approved plan, or a published document. Your answer **must** describe that analysis regarding this project and provide the priority ranking assigned by the analysis to this particular project.

Scoring

- *Part A: If the project addresses the NR 151 performance standard for Total Suspended Solids (TSS) in an area covered by an NR 216 permit, it will be awarded thirty points.*
- *Part B: If the project addresses any other water resources management priority, it will be awarded five points [either not TSS or not permitted].*
- *Applicants may earn points for Part A or B, but not both.*
- *Part C: Five points will be awarded if the application materials **explain** the quantitative planning data which exists, the project targets sources in the top 50% of the ranked pollution source list, and the applicant provides references to the applicable planning data.*

Question 6. Consistency with Resource Management Plans and Supporting Regulations**10 pts. max.**

Applicants following approved resource management plans and with supporting regulations in place are more likely to have a successfully implemented project.

Part A: This question rewards projects that are implementing a water quality recommendation from a locally-approved resource management plan. These include, but are not limited to, local storm water management plans, wellhead protection, lake management, and remedial action plans, regional water quality plans, Smart Growth plans, Legacy Community plans, Water Star plans and other watershed-based nonpoint source control plans. In Part A, provide the name and date of publication of the document; attach pertinent pages or provide URL and page numbers; summarize, in narrative, in the space provided, which water quality recommendation in the approved resource management plan the proposed project will implement.

(This answer does not include a TMDL report, TMDL implementation plan, or County Land and Water Resource Management Plan.)

Part B.1: Examples of supporting regulations for **developed** areas include ordinances for nutrient application, pet waste disposal, or detection and elimination of illicit dumping into the storm drain system. The ordinances must be consistent with the non-agricultural standards under s. NR 151.13.

Part B.2: Other regulations to reduce water quality impacts in **newly developed** areas may include, but are not limited to, local zoning ordinances, such as those for conservation design. Describe, in a narrative, in the space provided, other local regulations which reduce impacts on water quality in new development and how the regulations relate to the goals of the project in this application.

Scoring

For Part A, up to four points will be awarded.

For Part B.1., up to three points will be awarded.

For Part B.2., up to three points will be awarded for a description of at least one local regulation.

Question 7. Use of Additional Funding

10 pts. max.

Applicants are encouraged to coordinate and leverage funds from a variety of sources (federal, state, local, etc.) for their projects. To this end, additional points can be earned by requesting UNPS&SW funding that is lower than the maximum allowable. Based on completion of the Financial Budget Table in Part I. ([Row 13 of the "Cost-Sharing Worksheet"), the project may receive additional points. Those additional points will be proportionate to the amount by which the applicant intends to lower the eligible state share the proportionate amount by which Row 13 is lower than Row 12.

Note that cost-sharing funds from the DNR's Priority Watershed Program, DNR's Municipal Flood Control Program, or the Department of Agriculture, Trade and Consumer Protection's (DATCP's) Soil and Water Management Program will be considered part of the state share and not part of the local share. The state share must be below the funding \$150,000 cap *and* less than the maximum 50% cost-share rate. The local-share percentage is not relevant here.

Funds to meet the required local share included in the proposed grant application are not considered for additional points. If additional funding sources reduce the local share but do not decrease the state share, then the project will not receive extra points.

Scoring

Applicants must reduce the state share to a level below the maximum possible funding level to receive extra points. If the application chooses less state funding (row 13) than is offered in the table (row 12), it will receive additional points: Scores will be assigned proportionately based upon the degree to which state funding is reduced below the eligible, maximum cost-share rate and the cap.

For every percentage-point reduction in the maximum state cost-share rate, you will receive a half point, up to a maximum of ten points.

Some examples to illustrate this:

1. Referring to the sample Budget Table for Question 1 the project is eligible for a maximum state share for the urban project example of \$162,900 [50% of \$292,000 plus 50% of \$70,000, times 90% prorated] for a 45% effective cost-share rate [162,900/362,000]. If you requested a grant amount of \$126,700 instead, or 35% cost sharing, this reduction of ten percentage points provides five points here.

2. For an over-the-cap project with \$350,000 for construction and \$150,000 for land acquisition (total request = \$500,000), the maximum state share is capped at \$150,000 for construction and \$50,000 for land acquisition, totaling \$200,000. This is an effective state rate of 40%. But if the applicant asks for only \$100,000, the effective rate is 20% [\$100,000/\$500,000]. Since 20% is a reduction of twenty percentage points from the highest available state cost-share rate (40% in this instance), the project would receive ten points.

Question 8. City of Racine**1 pt. max.**

Check the box on the application form if this is an application from the City of Racine for a project that is necessary to enable the city to comply with a storm water permit requirement.

Scoring

One additional point will be awarded if applicable.

Part III. Eligibility for Multipliers
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An applicant can increase the final project score by qualifying for an optional project multiplier.

Local Implementation Program (Select all that are in place as of the date of application submittal.)

The project score multiplier may be used to increase the initial project score for projects where a local government conducts additional activities which implement a broader storm water management program within the designated project area. The DNR will use the information provided to determine whether a multiplier is appropriate, consistent with s. NR 155.19(4). If the project does not qualify for a project multiplier, the initial project score will be the final score.

Implementation of an urban pollution prevention information and education program targeted for property owners and other residents would address such things as management of tree leaves and grass clippings, fertilizer and pesticide management, pet waste management and restrictions on dumping and illicit discharges into the storm drain system.

Scoring

The DNR will multiply the initial project score, from Parts II. of this application, by a factor of 1.1, if you answer "Yes" to A and C and also answer "Yes" or "N/A" to B. All activities must be in place at the time of application submittal to receive credit.

Optional Additional Information
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There may be aspects of the project that do not fit neatly into the categories covered by this application but will lead to a better understanding of the project by the grant application reviewers. Enter this information in the space provided.

Applicant Certification

The Authorized Representative (who is authorized to sign contracts on behalf of the local unit of government) must sign as shown on the Municipal Responsibility Resolution (see **Attachment J**), and date the application form prior to submittal to the DNR. All four copies must be dated and include the Municipal Representative's signature and the signed Municipal Responsibility Resolution (see **Attachment J**). In addition, an electronic version of the application form must be submitted on CD.

Attachment A: Geographic and Water Resources Information for Watersheds

You can look up the necessary geographic and water resources information on the DNR's website on the Surface Water Data Viewer (SWDV). The SWDV provides information about water resources; *i.e.*, watershed name, watershed code, impaired waters, areas of special natural resource interest (ASNRI), and NPS rankings. The following instructions will help you get the basic map layers set up so you can also find things, such as the township, range, section, or the name of your receiving water. If you need additional help, please contact your District NPS Coordinator listed at <http://dnr.wi.gov/topic/nonpoint/NPScontacts.html>.

Go to <http://dnrmaps.wi.gov/imf/imf.jsp?site=SurfaceWaterViewer> .

1. Make sure that the Zoom In button at the top of the map is selected (outlined in yellow).
2. Draw a small square with the mouse over the general area of your project on the state map. [You can also use the Zoom To button.]
3. To fine tune the area of the map, once you are in the general area you want, use the Zoom In button at the top of the map.
4. Across the top of the SWDV (under the title) are tabs. Click on the **Layers** tab. In **Layers**, scroll down on the left and click on the names to open up these folders:
 - ***Inland Water Resources***
 - ***Monitoring & Assessments***
 - ***Wetlands, Plants & Habitat***
 - ***Permits & Related Data***
 - ***Admin & Political Boundaries***
 - ***Land Descriptions & Cadastral***
 - ***Transportation***
 - ***Imagery & Base Maps***

Note: If a box is "grayed out", that means you need to Zoom In for a closer look. At sufficient magnification, the check box will become enabled.

5. In ***Inland Water Resources***, click the folder for Federal Hydrologic Units (HUCs) and click the box for 12-digit HUCs. Also click the boxes for Watersheds, Open Water, Rivers and Streams, and Waterbody Details.
6. In ***Monitoring & Assessments***, click the folder for ***Condition Assessments***, then the boxes for NPS Waterbody Rank, Listed Impaired Waters, O/ERW and Wisconsin Buffer Initiative Watersheds.
7. In ***Wetlands, Plants and Habitats***, click the boxes for Wetland Indicators and Critical Habitat Areas.
8. In ***Permits & Related Data***, **(A)** click the folder for Designated Waters and then the boxes for Areas of Special Natural Resource Interest (ASNRI) and All Priority Navigable Waterways; and **(B)** click the box for Navigability Determinations.
9. In ***Admin & Political Boundaries***, click the boxes for County Boundaries, Cities and Villages, Civil Towns, State Assembly Districts, and State Senate Districts.
10. In ***Land Description & Cadastral***, click the boxes for Public Lands Survey System (PLSS) Townships, Sections, and Q-Q Sections.
11. In ***Transportation***, click the boxes for Local Roads, County Highways, and Major Highways.

12. **Imagery & Basemaps** may be useful for pinpointing your project area. Under this category, click on NAIP 2008 Color Air Photos. (Digital Topographic Maps may also be useful, but if you want to see the aerial photo, Digital Topographic Maps need to be "off").
13. Click on the Identify button and then on the map location you are interested in to view information about that point.
14. The results will appear on the left side. You can scroll to see all of the data or choose to print it. If you do not see the necessary information on the left of the screen, you probably need to zoom in more.
15. If you do not see Wisconsin Buffer Initiative Watersheds information, it is because you are not zoomed in or because your project is not located in a WBI watershed and consequently there is no information available. WBI watersheds are shaded and contain an alpha-numeric code, (e. g., 34-L). Areas outside WBI watersheds are white (not shaded) and carry no alpha-numeric code.
16. To find the associated latitude and longitude of a point, click on the Advanced Tools button, to the far right. A series of prompts will appear. Click on the first pencil to the left, labeled "Point Mark-up," and position the cursor for the specific point's location. Click on the location. Choose a color for the "star," and click on the "Submit" box to the far left of the screen. A grey-toned bar will appear at the bottom of the screen which will list the latitude and longitude of the point. You may click and copy the information, if you choose.

NOTE: For an uncluttered view inside a city boundary, in **Layers**, scroll to folder **Admin & Political Boundaries**, and uncheck the Cities and Villages box by clicking on it.

Attachment B: Definition of Urban Project Area for Funding Under UNPS&SW Grants

Disclaimer: This attachment contains a summary of the administrative rules requirements. Where discrepancies exist, the provisions of the rule will govern.

Under s. NR 155.12(31), NR 155.14(2)(d) and s. NR 155.17(2)(b)3, a project must be in an area that is urban and in existence on October 1, 2004 to be funded under a UNPS&SW-Construction Grant.

An "urban area" is an area with a population density of 1,000 or more persons per square mile, or an area of industrial or commercial land uses. Island parcels of land that are completely surrounded by these urban land covers may also be considered urban, even though the existing land cover may be something else. The following information provides further guidance to determine whether your project is in an urban area and eligible for funding.

Lands with a Population Density of 1,000 or More Persons per Square Mile

- This criterion applies to residential areas.
- The population density must correlate to the project area. If the project area covers only part of a governmental unit, then the density calculation should be based on the population and area within the project area boundary.
- The existing population in the project area shall be that shown by the latest decennial census or by subsequent population estimate under s. 16.96, Wis. Stats. For annually revised population estimates, refer to the Wis. Department of Administration, Division of Inter-Governmental Relations Website at: <http://doa.wi.gov/demographics> and reference the applicable population or population estimates. Other population projections may be obtained from the applicable Regional Planning Commission.

Commercial Land Uses

- This includes a variety of commercial land uses such as strip commercial, office parks, shopping centers and downtown commercial.
- This classification also includes governmental, institutional, transportation and recreational uses that contain source areas (such as parking lots, streets, storage areas, large landscaped areas) generating an above average amount of rainfall runoff volumes and/or pollutant loads.

Industrial Land Use

Eligible industrial land uses are more difficult to determine because eligibility is affected by other issues including whether the industrial land is publicly or privately owned and whether the areas are covered by storm water permits issued under ch. NR 216. The following industrial land uses are considered eligible for funding under the UNPS&SW Grant program:

- Manufacturing and non-manufacturing industrial land uses owned or operated by a governmental unit or the UW Board of Regents, including sites requiring coverage under subch. II of ch. NR 216;
- Manufacturing and non-manufacturing industrial land uses that are privately owned, but only those source areas (such as some separate employee parking areas or landscaped areas) that are not covered by a ch. NR 216 storm water discharge permit. These would be areas that are not considered to be contaminated with industrial activity.

Attachment C: Additional Best Management Practice Information

Disclaimer: This attachment contains a summary of the administrative rule requirement. Where discrepancies exist, the provisions of the rule will govern.

Cost-Share Rate and Funding Caps for UNPS Construction Projects

The maximum state cost-share rate for installation of urban best management practices (BMPs) is 50% of eligible expenses. The maximum state share of the project for engineering and construction is \$150,000. Designs must receive Departmental approval before construction begins [as identified in s. NR 154.04(42)].

Land acquisition and the purchase of easements necessary to install structural urban practices are also eligible for up to 50% state cost-sharing, and the state share is limited to a separate cap of \$50,000. Land acquisition and easements will only be eligible if the project is installed. Appraisals and other acquisition costs necessary to acquire the property are eligible as part of the purchase.

While grant funding may only cover work actually performed during the grant period, the Department may cost-share design and land acquisition completed prior to submittal of the grant application or receipt of the grant contract. Subsequent reimbursement is contingent upon the applicant receiving all appropriate approvals [identified in ch. NR 155, see **Attachment G**, and s. NR 154.04(42)]. The governmental unit may only be reimbursed once the BMP has been installed and certified as constructed according to engineering specifications.

Eligible Urban BMPs

Under s. NR 155.15(1)(b) the following urban BMPs are eligible for cost-sharing in accordance with s. NR 154.04(42) or when utilizing technical standards developed and disseminated under subch. V of ch. NR 151:

- Urban BMPs - structural urban BMPs and other source area measures, transport system and end-of-pipe measures designed to control storm water runoff rates, volumes and discharge quality. See some limitations under "Pro-rating for Urban BMPs" below. Source areas are components of urban land use including rooftops, sidewalks, driveways, parking lots, storage areas, streets and lawns from which storm water pollutants are generated during periods of snowmelt and rainfall runoff.
- Structural Urban BMPs - detention basins, wet basins, infiltration trenches, infiltration basins or wetland basins. Cost sharing for structural urban BMPs may include easements, land acquisition, storm sewer re-routing and removal of structures, but only when needed to install the practice.
- Streambank stabilization and shoreland stabilization projects. Streambank restoration projects should utilize a combination of bioengineering and riprap.
- Note: DNR will not provide cost sharing for a storm water treatment practice situated in a navigable water or wetland.

Pro-Rating for Urban BMPs

The State can only provide cost-sharing for the water quality portion of a BMP designed to control runoff from existing development. Projects solely focused on new development, or to solve drainage and flooding problems, or for dredging, are not eligible for funding. Cost-share allocations will be prorated for projects that combine eligible and ineligible components.

High-Efficiency Street Sweeper

Purchase of a high-efficiency street sweeper as part of an accelerated program will be eligible for an Urban Construction grant in accordance with the following:

- Street sweeping involves the removal of grit, debris, trash and fine particulate material from urban impervious areas such as streets, parking lots and sidewalks. For purposes of this grant program, street sweeping is intended to significantly reduce the pollutant load in the existing urban areas served by storm

sewers with curb and gutter. The expectation is that this will be accomplished through the use of a high-efficiency/combination sweeper. Examples of high-efficiency sweepers are regenerative air sweepers or sweepers that are a combination of a broom and vacuum sweeper in a single unit. Even the newest mechanical brush or broom sweepers are not considered high-efficiency sweepers and would not be eligible for cost sharing.

- **Limitations to Funding:**

1. This grant program can only fund one high-efficiency sweeper per governmental unit;
2. The costs for a high-efficiency sweeper can only be shared at a maximum rate of 50% of the incremental difference between the cost of a new mechanical broom sweeper and the high-efficiency sweeper;
3. Cost-sharing may not be provided for the operation and maintenance costs of a street sweeper, including disposal of the material collected by the street sweeper (although it should be disposed of in a manner approved by the Department) or for staff to operate the street sweeper.

- **Accelerated Program:**

For a governmental unit requesting cost sharing for a high-efficiency sweeper, the following activities should be adopted to maximize the effectiveness of the program:

1. Alternative side parking policies to allow the street sweeper complete access to the full length of the curb, as with snow removal;
2. Sweeping in the spring before spring rains wash the finer particles off the streets;
3. Sweeping in the high-density residential, commercial and industrial areas designated in the grant application, from the period of spring thaw through fall leaf pick-up, on a weekly schedule;
4. Continuation of the accelerated level of sweeping for a minimum period of ten years; and
5. Separate leaf and litter pick-up and proper disposal.

Projects Requiring Permits Under Chapters 30 and 31, Wis. Stats.

Projects Requiring Chapter 30 or Chapter 31 Permits. There are projects that will require a Chapter 30 permit, or a Chapter 31 permit or plan review, from the DNR. These include projects that may result in grading along a navigable water, that may result in drainage to a non-navigable wetland or that may require construction of a dam. Although you may submit your application for these types of projects prior to obtaining your permit, DNR reserves the right to deny consideration or funding if it believes the permitting process might significantly delay your project beyond the allowable project period. If this is the case, DNR will request that you re-submit your application during a subsequent application cycle.

In order to avoid unanticipated problems during the grant award process, it is suggested that you contact the water management specialist for your area to discuss whether serious delays are likely to occur during the permitting or plan review process and whether changes to the project might make the process easier.

Information about permits and plan review requirements under chs. 30 and 31, Wis. Stats., can be found on the Department's web site at: <http://dnr.wi.gov/topic/waterways/> .

The contacts for regional water management specialists are on the DNR web site at: http://dnr.wi.gov/topic/Waterways/about_us/county_contacts.html .

Water management contact names are also available from the District NPS Coordinators. See NPS contacts at: <http://dnr.wi.gov/topic/nonpoint/NPScontacts.html> .

Reimbursement of Engineering Services Performed by Grantee Staff (Force Account)

Engineering services provided by local staff -- limited to design, construction management, inspection and certification -- required for the installation of urban best management practices are eligible for cost-sharing under UNPS&SW grants. These services, however, may only be cost-shared following practice installation.

Because these activities are funded by the sale of tax-exempt state bonds, additional conditions regulate reimbursements for force account work performed by municipal staff.

Technical services performed by a private contractor are not subject to these restrictions.

The following provisions apply when determining the eligibility of municipal or county employee hours for cost-sharing.

1. Engineering services by the governmental unit must lead to the direct installation or implementation of a BMP listed on a signed Runoff Management Agreement (grant). The services can only be reimbursed once the BMP has been installed and certified to have been constructed according to engineering specifications.
2. The governmental unit must comply with cost-containment procedures to assure that the engineering costs charged by the local government are reasonable and competitive. Only direct engineering expenses are eligible for reimbursement: design; staking; construction management; inspection and certification. Indirect expenses are not eligible, nor are other project management activities.
3. DNR reimbursement for municipal staff work may not exceed 50% of actual engineering and construction costs incurred and paid by the governmental unit. Force account costs will be limited to the actual number of hours documented as spent on the cost-shared practice times the hourly rate (salary plus applicable benefits) of the engineering personnel directly working on the project.
4. As part of its reimbursement request, the governmental unit will also submit to the DNR the *Force Account Certification* request. This documentation will be provided with the final reimbursement request for that practice. The DNR reimbursement will be structured so that the amount calculated for engineering services does not exceed five percent of the total state bonding reimbursed for that practice.
5. If engineering work is performed by a county involving an installation on private land, the governmental unit must have a written contract with the landowner or operator for the provision of engineering services. This written agreement must indicate services to be provided, a deadline for the product, and the cost of those services. Both parties must sign. The written agreement must be separate from the cost-share agreement, but reference the cost-share agreement by number.
6. If a county performs such engineering services and the county is also receiving funds from the Wisconsin Department of Agriculture, Trade and Consumer Protection (DATCP) under s. 92.14, Wis. Stats., and ch. ATCP 50, the county must demonstrate through staff time reimbursement requests submitted to DATCP that the same staff time is not being repaid by both the DNR and the DATCP.

Attachment D: Summary of Non-Agricultural Performance Standards

Disclaimer: This attachment contains a summary of the administrative rule requirement. Where discrepancies exist, the provisions of the rule will govern.

Consistency Requirement

To be consistent with non-agricultural performance standards under ch. NR 151 the project must comprehensively address the performance standard that the project focuses on. In addition, local standards addressed by the project (e.g., thermal) must not work at cross-purposes to the State standards. The following criteria apply:

- A project may address one or more of the following performance standards for a given geographic area:
 - Construction site performance standards for new development and redevelopment (s. NR 151.11);
 - Post-construction performance standard for new development and redevelopment (s. NR 151.121-128 and NR 151.241-249);
 - Developed urban area performance standard (s. NR 151.13).

Non-Agricultural Performance Standards

The following is a summary of non-agricultural performance standards under subchapters III and IV of ch. NR 151. The administrative code should be consulted for more detailed information.

Section NR 151.11: Construction Sites in New Development and Redevelopment

During construction, land disturbance of one acre one or more will need to control 80% of the sediment load coming off the construction site to the maximum extent practicable. Until January 1, 2013 the performance standard will be a discharge of no more than 5 tons/acre/year. In addition, these sites must also prevent tracking of sediment onto roads; prevent the discharge of sediment during site de-watering; protect storm drain inlets; prevent the discharge of sediment from disturbed areas into adjacent waters of the state, prevent the discharge of sediment from drainage ways that flow off the site; prevent the discharge of sediment eroding from soil stockpiles existing for more than seven days; prevent the discharge of sediment from erosive flows at outlets and in downstream channels; prevent the transport of runoff into waters of the state of untreated wash water from vehicle and wheel washing and properly use, store and dispose of chemicals, cement and other construction materials. Preventive measures include maintenance of existing vegetation especially adjacent to surface waters when possible; minimization of soil compaction and preservation of topsoil minimization of construction activity or slopes of 20% or more; and development of a spill prevention and response plan.

Section NR 151.121-128: Post-Construction in New Development and Redevelopment

Construction sites of one acre or more that were subject to the construction performance standards of s. NR 151.11 must provide storm water management plans that meet the performance standards listed below:

- **Total Suspended Solids**
80 percent of the total suspended solids that would normally run off the site in an average year must be retained. The reduction goal for redevelopment is 40% for parking lots and roads. For in-fill development under five acres that occurs prior to October 1, 2012, the reduction goal is 40%. All other in-fill development has a reduction goal of 80%.
- **Peak Discharge Rate**
The pre-development peak runoff discharge rate for both the 1 year, 24hour and the 2-year, 24-hour design storm must be maintained or reduced.
- **Infiltration**
A portion of the volume of water running off the site must be infiltrated.

For low connected impervious land uses, (up to 40% connected imperviousness), infiltrate 90% of the pre-development infiltration volume. No more than one percent (1%) of the site would have to be dedicated to meeting the infiltration requirement.

For moderate connected impervious land uses (40% to 80% connected imperviousness), infiltrate 75% of the pre-development infiltration volume. No more than two percent of the site would have to be dedicated to the meeting in the infiltration requirement.

For highly connected impervious land uses (more than 80% connected imperviousness), infiltrate 60% of the pre-development infiltration volume. No more than two percent of the site would have to be dedicated to meeting the infiltration requirement.

The rule identifies situations where infiltration is optional and others where it is prohibited in order to protect groundwater.

Protective Areas

Permanent vegetative buffer areas must be maintained around lakes, streams and wetlands to filter pollutant(s) and protect against erosion. Buffer sizes range from 50-75 feet for most resources, varying according the type and classification of the water body.

Fueling and Maintenance Areas

Petroleum product runoff from fueling and vehicle maintenance areas must be controlled to remove any visible sheen.

Section NR 151.241-249: Transportation Facilities

Roads and associated structures are also subject to the post-construction performance standards. Some specific modifications are made in recognition of the unique character of transportation facilities:

- Exemption from post-construction performance standards for highway resurfacing, reconditioning or minor re-construction; and
- Option to use a water quality-designed swale to meet the post-construction performance standard.

Note: Chapter NR 152: Model Ordinances for Construction Site Erosion Control and Storm Water Management contains, as appendices, model ordinances for both storm water management and for construction erosion control sites. The performance standards included in the model ordinances are taken from ch. NR 151, but have not yet been updated with the revisions that went into effect on January 1, 2011. Adoption of the ordinances by the governmental unit is voluntary unless otherwise required by state law. The purpose of ch. NR 152 is to bring about uniformity of regulations that affect governmental units.

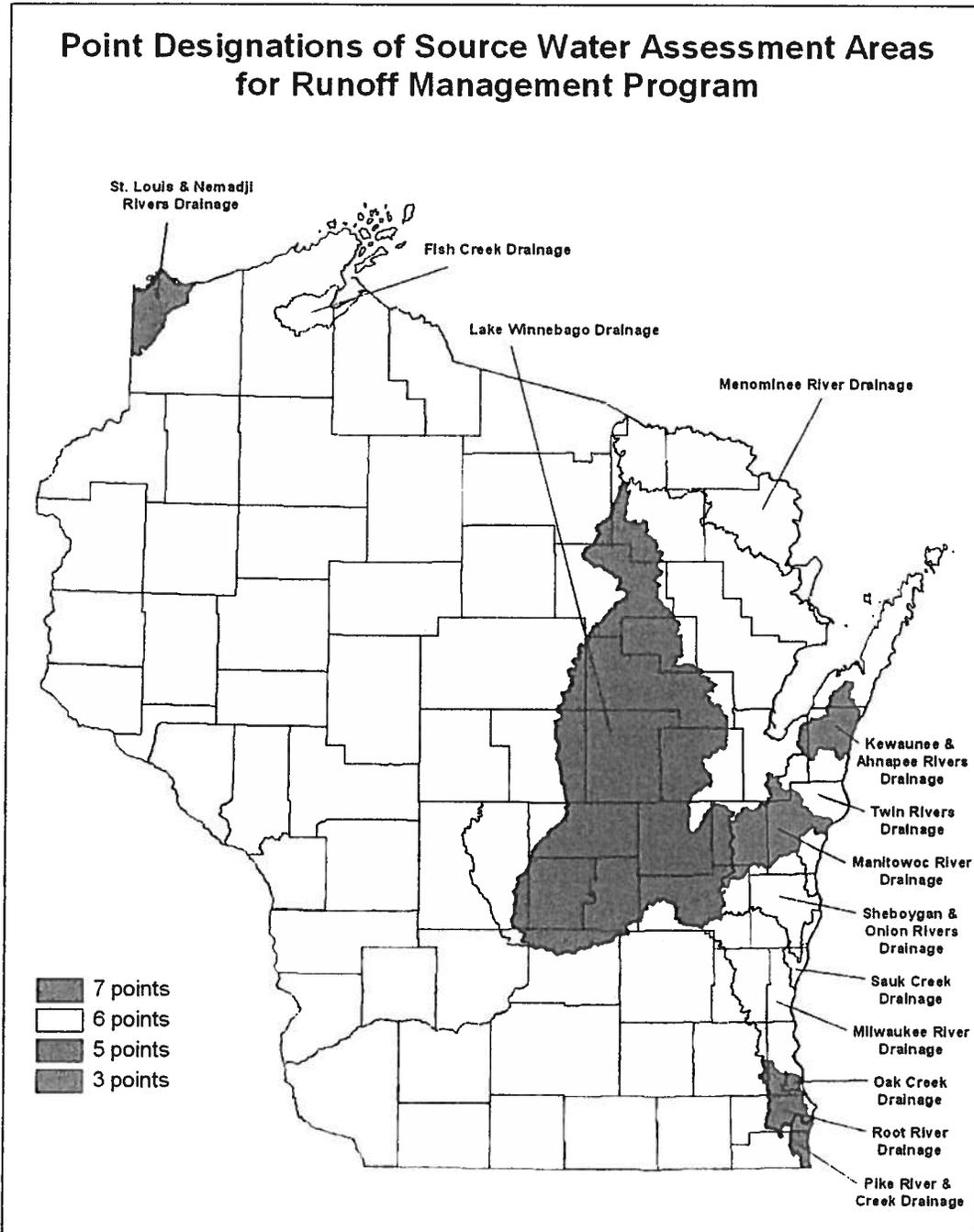
Section NR 151.13: Developed Urban Area Performance Standards

These performance standards apply to incorporated cities, villages and towns with a population density of 1,000 people or more per square mile. By **March 10, 2008**, these local units of government were responsible for implementing a storm water management program that includes the following:

- Public education on the proper management of leaves and grass clippings, lawn and garden fertilizers, and pet wastes, and the prevention of oil and chemical runoff into storm sewers;
- A municipal program for proper management of leaves and grass clippings, including public information about the program;
- Application of nutrients on municipally-owned property in accordance with a nutrient application schedule; and
- Detection and elimination of illicit discharges.

In addition, municipalities which are subject to a storm water permit under ch. NR 216 must also reduce the total annual suspended solids loading from developed areas within the municipal boundary by **20% by March 10, 2008**. A performance standard of 40% TSS reduction is also included in s. NR 151.13 but there is not date certain for enforcement of this performance standard.

Attachment E for Part II, Question 4. Drinking Water Bonus Points



Attachment F: Property Acquisition Fee Title or Easement

Disclaimer: This attachment contains a summary of the administrative rule requirement. Where discrepancies exist, the provisions of the rule will govern.

Property Acquisition is eligible for funding within the context of Urban Nonpoint Source and Storm Water Grant (UNPS&SW) projects. The following information should be reviewed before you submit your application. **Please note that you need to submit an acquisition proposal as defined below if you are requesting funds for Fee Title or Easement with your project application.**

Eligibility Requirements:

- Purchase of Property in Fee Title

Land may be purchased in fee title through a UNPS&SW project to support structural urban BMPs including detention basins, wet basins, infiltration basins and trenches, and wetland basins.

- Purchase of Conservation Easements

Conservation easements that are purchased through an urban project must support structural urban BMPs including detention basins, wet basins, infiltration basins and trenches, and wetland basins. Conservation easements purchased for an urban project must be used to support one (1) or more of the following:

- ✓ critical area stabilization;
- ✓ riparian buffer;
- ✓ wetland restoration;
- ✓ structural urban best management practices;
- ✓ any other best management practices specified as eligible for easement support in an approved runoff management grant.

Ownership of Property in Fee Title or Easement: A governmental unit that is sponsoring a UNPS&SW project will hold title to the property and assumes all the implied responsibilities in perpetuity (permanently) once the property or easement is purchased through a construction grant.

Appraisal Requirements: All properties must be valued in accordance with s. NR 155.25(5)(b) to be eligible for reimbursement. Appraisals are not required until after the grant has been awarded. All appraisals used for easement or land acquisition for a UNPS&SW project must be reviewed by the DNR, prior to any negotiations with the landowner. Contact the Regional NPS Coordinator to arrange for a review.

Please note: If you are applying for a grant to offset the cost of real estate purchased before January of the grant year and that purchase was based upon a valuation that does not comply with these requirements, then the property must be re-valued and the new appraisal must be approved by the DNR before the DNR will issue the reimbursement under the grant.

You can find additional information on the DNR's website at: <http://dnr.wi.gov/files/pdf/pubs/cf/cf0015.pdf> .

Cost-Share Rates

- Fee Title: Purchase of land will be funded at up to 50% of the appraised value.
- Easements: Urban easements purchased through a UNPS&SW project will be funded at up to 50% of the appraised value.

Eligible acquisition costs include the cost of appraisals, land surveys, relocation payments, title evidence, recording fees, historical and cultural assessments as required by the DNR and environmental inspections and assessments. Refer to s. NR 155.23(6)(b).

Grant timing: If you are applying for funds to purchase land (fee title purchase), you may apply for funds to cover a purchase to be made during the project period or to cover a purchase made prior to the project period. In either case, funding will only be granted in the event that funding for BMP construction is also granted. Funding will not be granted solely for the acquisition of easements or fee title purchase of property.

Acquisition Proposal Required: If you are requesting funds for property acquisition (fee title or easement), you must submit a property acquisition proposal with your application materials. The acquisition proposal must include the following information:

- Maps showing the proposed acquisition:
 - ✓ County map;
 - ✓ Site map utilizing the Departmental mapping functions at:
<http://dnrmapping.wi.gov/imf/imf.jsp?site=SurfaceWaterViewer>.
- or DNR Webmap, showing
 - Township, Range, Section, quarter-section, quarter-quarter section;
 - ✓ Project or land use planning map.
- The Minor Civil Division name, parcel number and ownership.
- The purpose of the land acquisition and how it will help meet project goals. Identify the structural urban best management practice that will be constructed on the property.
- General time frame for land acquisition:
 - ✓ Indicate if you are requesting funds for an acquisition that would be made after or before the runoff management grant is issued (approximately January 1 of the grant year);
 - ✓ Demonstrate assurance that the offer to buy has been or will be accepted.

Note that if the acquisition has already been made, indicate if the valuation meets the requirements of s. NR 155.25(3)(b).

- Size of acquisition including the number of parcels, number of improved parcels and acres.
- Land management information including:
 - ✓ List of owner-occupants or tenants that occupy the property, and information indicating that the sellers are willing. (Funds may only be used to purchase property from willing sellers.);
 - ✓ Identify if relocation plans will be needed in accordance with chapter Commerce 202;
 - ✓ Roles of other governmental units in future property management;
 - ✓ Estimated acquisition and annual property maintenance costs.

Next Steps: If the project is offered funding, you will receive guidance regarding the acquisition by governmental units of nonpoint source conservation easements and a land acquisition checklist for working through the real estate process as required. Request the publication titled "Land Acquisition Guidelines for Local Governments (January, 2007)."

If you have any questions about this section of the Application, or about the procedures for the purchase of easements or land through the UNPS&SW Grant Program, contact the District NPS Coordinator for your part of the state as listed at: <http://dnr.wi.gov/topic/nonpoint/NPScontacts.html>.

Attachment G: Groundwater Susceptibility

NR 151.12(5)(c)5: Areas “Susceptible to Groundwater Contamination”

Groundwater protection projects are those that reduce the pollution to groundwater coming from storm water urban runoff. This would include projects designed to attenuate storm water flows into karst features or to reduce or eliminate storm water infiltration in areas with a high public health risk or in areas that contain inadequate soil profiles to properly attenuate pollutants.

Sensitive areas include those listed in s. NR 151.12(5)(c)5. These are areas the DNR has identified where storm water infiltration poses an environmental threat to ground water. These include:

- Direct runoff to karst features;
- Storm water infiltration of runoff from tier 1 and tier 2 industrial facilities;
- Storm water infiltration of runoff from runoff from fueling and vehicle maintenance areas;
- Storm water infiltration in areas within 1,000 feet up-gradient of karst features or within 100 feet down-gradient from karst features;
- Storm water infiltration of general urban runoff into soils less than three feet deep to bedrock or seasonally high groundwater;
- Storm water infiltration of runoff from industrial, commercial and institutional parking lots and roads, and from residential arterial roads, into soils less than five feet deep over seasonally high ground water or bedrock;
- Storm water infiltration in areas within 100 feet of a private well or within 400 feet of a community well,
- Storm water Infiltration through soils that are laden with contaminants of concern as defined in s. NR 720.03(2);
- Storm water infiltration into soil that does not meet the following criteria:
 - At least three feet in depth with 20% fines or greater;
 - At least five feet in depth with 10% fines or greater.

Karst feature: an area or surficial geologic feature subject to bedrock dissolution so that it is likely to provide a conduit to groundwater, and may include caves, enlarged fractures, mine features, exposed bedrock surfaces, sinkholes, springs, seeps or swallets, rain, snow, ice melt or similar water that moves on the land surface via sheet or channelized flow.

Sinkhole: a topographic depression (unless filled) in which bedrock is dissolved or collapsed. Sinkholes may be open, covered, buried, or partially filled with soil, field stones, vegetation, weathered bedrock, water or other miscellaneous debris. Sinkholes are usually circular, funnel-shaped or elongated. Sinkhole dimensions vary by region. Wisconsin sinkholes generally range between 20 to 30 feet in diameter and four to ten feet deep, although some can be wider and/or deeper.

Enlarged Fracture: a solution enlarged or widened bedrock fracture that usually narrows with depth.

Pavement: extensive bare areas of exposed bedrock surfaces with many enlarged fractures or sinkhole features.

Fracture Trace: a linear feature, including stream segment, vegetative trend and soil tonal alignment.

Spring or Seep: intermittent or permanent seepage of water from ground surface or bedrock outcrop or karst area.

Cave: natural cavity, large enough to be entered, which is connected to subsurface passages in bedrock.

Swallet: a place where surface or stormwater drainage disappears underground.

Karst Fen: a marsh formed by plants overgrowing a karst lake or seepage area.

Mine Feature: a man-made shaft, tunnel, cave, hole, or other feature created for mining purposes.

Attachment H: Environmental Hazards Assessment

The DNR Bureau of Remediation and Redevelopment (R&R) maintains an on-line registry of known contaminated sites in Wisconsin. Some of these sites have been cleaned up and considered "closed". Others are still open. Additional information about each of these sites can be found by accessing the registry at: <http://dnr.wi.gov/topic/brownfields/clean.html>.

If your application shows that contamination is present or likely on the property or on an adjacent property there may be delays in the issuance of your grant – and the community's costs might increase accordingly. If your project activities include land acquisition, be aware that contaminated properties may require more time and effort to purchase than other properties. DNR will review the information you submitted with this application to determine if there are significant concerns with issuing the grant. If there are, DNR reserves the right to require additional monitoring, place additional conditions in the grant award or withhold the award all together.

You should be aware of the lands of special concern (see box). The DNR is part of a multi-agency, statewide effort to encourage the clean up of contaminated properties – also called "brownfields" – through design and support, financial incentives, liability protections, and other tools for local governments and others. The DNR has Remediation & Redevelopment (R&R) staff in every district office who can discuss these topics as they relate to your project. Your DNR grant specialist can put you in touch with the proper DNR R&R staff.

LANDS OF SPECIAL CONCERN

While no property should be assumed to be free of contamination, certain types of property are more likely to be contaminated than others. A Phase I Environmental Assessment should always be ordered for the following:

- Any site previously developed and now vacant;
- Any current or previous industrial or commercial site;
- Any site used for storage or warehousing of commercial or industrial materials;
- Any site where the following are visible: dumps, debris piles, discarded storage drums, monitoring wells, areas previously burned;
- Orchards;
- Railroads and railroad spurs;
- Suspected former landfills;
- Areas without vegetation;
- Areas with a history or likelihood of underground storage tanks;
- Any site adjacent to any of the above.

Attachment I: Inter-Governmental (Inter-Municipal) Agreement Template
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INTER-GOVERNMENTAL AGREEMENT REQUIREMENTS FOR JOINT PROJECTS

Background: Chapter NR 155, Wis. Adm. Code, allows local units of government to jointly apply for grant funding through the DNR's Urban Nonpoint Source Pollution & Storm Water Management Grant Program. A joint application will not be considered unless the application includes a draft cooperative agreement amongst the participating local units of government. The purpose of the cooperative agreement is to clearly identify roles and responsibilities of each member for important things such as: entering into the grant agreement with DNR; fulfilling obligations under the grant for product development and product delivery; financial processing, including provision of local share requirements; record keeping; and reporting.

If the project is selected for funding, the draft agreement must be finalized, signed, dated, by the Responsible Municipal Representative of each participating municipality, and submitted to the DNR, before DNR will issue the grant award. If there is no end date to the agreement, then only a starting date needs to be mentioned. If there is an end date, the end date cannot conclude before the end of the grant agreement. Be sure that the printed name, signature, and title of representatives authorized under s. 66.0301, Wis. Stats., are included. Also show the date on which each signature was affixed. All signatures and dates must be on the same page to ensure a legally binding agreement. You do not have a legally valid cooperative agreement if only one party's authorized representative has signed the document.

REQUIRED CONTENT OF A COOPERATIVE AGREEMENT

At a minimum, the agreement must address the elements listed below. Your city, town, village, or county may require you to include other provisions or terms in your cooperative agreement.

1. Agreement Title
2. Agreement Purpose *(must include reference to the project name and grant application).*
3. Names of Participating Local Units of Government (LUG)
4. Assignment of the Following Responsibilities *(this list may be expanded as appropriate):*
 - a. Sign the Runoff Management Grant Agreement with DNR *(Only one LUG may be selected to enter into the grant agreement with DNR);*
 - b. Establish the grant account *(only one LUG may be selected to establish the grant account to which DNR will issue reimbursements);*
 - c. Negotiate, sign, and oversee any professional services contracts;
 - d. Local development, approval and submittal to DNR of grant products, and final report;
 - e. Manage grant account including invoices, payments, and reimbursements. *(must include responsibility for local share contribution by each partner, generation of funds for paying bills, bill payment procedures, and procedures for submitting DNR reimbursement requests and for handling DNR reimbursement);*
 - f. Project records retention as required by s. NR 155.29, Wis. Adm. Code.

Attachment J: Municipal Responsibility Resolution

**SAMPLE
GOVERNMENTAL RESPONSIBILITY RESOLUTION
FOR RUNOFF MANAGEMENT GRANTS**

WHEREAS, _____ is interested in acquiring a
(applicant)
Grant from the Wisconsin Department of Natural Resources for the purpose of implementing measures to control agricultural or urban stormwater runoff pollution sources (as described in the application and pursuant to ss. 281.65 or 281.66, Wis. Stats., and chs. NR 151, 153 and 155); and

WHEREAS, a cost-sharing grant is required to carry out the project:

THEREFORE, BE IT RESOLVED, that _____
(applicant)

HEREBY AUTHORIZES _____, _____ to act on
(position title) *(department)*

behalf of _____ to:
(applicant)

- Submit and sign an application to the State of Wisconsin Department of Natural Resources for any financial aid that may be available;
- Sign a grant agreement between the local government (applicant) and the Department of Natural Resources;
- Submit reimbursement claims along with necessary supporting documentation;
- Submit signed documents; and
- Take necessary action to undertake, direct and complete the approved project.

BE IT FURTHER RESOLVED that _____ shall comply with all state
(applicant)
and federal laws, regulations and permit requirements pertaining to implementation of this project and to fulfillment of the grant document provisions.

Adopted this _____ day of _____, 20_____.

I hereby certify that the foregoing resolution was duly adopted by _____ at a legal meeting on ____ day of __, 20_____.

Authorized Signature: _____ Title: _____

IMPORTANT NOTE: *The DNR expects the individual authorized by this resolution to become familiar with the applicable grant program's procedures for the purpose of taking the necessary actions to undertake, direct, and complete the approved project. This includes acting as the primary contact for the project, submitting required materials for a complete grant application, carrying out the acquisition or development project (e.g., obtaining required permits, noticing, bidding, following acquisition guidelines, etc.), and closing the grant project (e.g., submitting grant reimbursement forms and documentation, and organization of project files for future monitoring of compliance with grant program.*

Notice: This application form template was created by the Wisconsin Department of Natural Resources. Application is hereby made to the Wisconsin Department of Natural Resources, Bureau of Watershed Management, for grant assistance consistent with s. 281.65, Wis. Stats., and Chapters NR 153 and NR 154, Wis. Adm. Code. Collection of this information is authorized under the authority of s. 281.65, Wis. Stats. Personal information collected will be used for administrative purposes and may be provided to requesters to the extent required by Wisconsin's Open Records Law [ss. 19.31 - 19.39, Wis. Stats.]. *Unless otherwise noted, all citations refer to Wisconsin Administrative Code.*

Please read the instructions prior to completion of this form. Complete all sections as applicable.

Applicant Information

Calendar Year of Grant Start

Project Name

Applicant (governmental unit applying; name and type, e.g. Madison, City of)

Name of Authorized Representative (First Last)			Name of Governmental Contact Person (First Last) (if different)		
Title			Title		
Area Code + Phone Number			Area Code + Phone Number		
Area Code + Fax Number			Area Code + Fax Number		
E-Mail Address			E-Mail Address		
Mailing Address - Street or Route			Mailing Address - Street or Route		
City	State WI	ZIP Code	City	State WI	ZIP Code

Project Information

A. Location of Project

County

State Senate District #:

State Assembly District #: (found at: <http://legis.wisconsin.gov/ltsb/redistricting/districts.htm>)

Minor Civil Division (city, town, village, e.g., Wrightstown, Village of)	Township (N)	Range	E or W	Section	Quarter	Quarter- Quarter	Latitude (North, 4 to 7 decimal places)	Longitude (West, 4 to 7 decimal places)
	N							
	N							
	N							

Method for Determining Latitude & Longitude (check one)

- GPS
 DNR WebView or Surface Water Data Viewer
 Other (specify):

B. Project Summary and Description

C. Watershed, Waterbody, and Pollutants See Attachment A and Surface Water Data Viewer (SWDV) at: <http://dnrmaps.wi.gov/imf/imf.jsp?site=SurfaceWaterViewer> for assistance in completing this question.
(For example: Watershed Name: Oconomowoc River; Watershed Code: UR09; Primary Waterbody Name: Oconomowoc River; Nearest Water body: Flynn Creek.)
Note: If the project is in more than one watershed, submit a separate application for each watershed, unless this application is for a high-efficiency street sweeper.

Watershed Name	Watershed Code	Primary Waterbody Name	Nearest Waterbody Name

12-digit Hydrologic Unit Code (HUC):

Nonpoint Source Pollutant(s) Controlled by the Project

 Nutrients Sediment Other, specify:
D. Pro-Rating for Existing versus New Development
 Check this box if the project will serve existing development only. *Existing means in existence on or before October 1, 2004.*
If not, provide attachments and the following:

 100% Percentage of design volume from *existing* development. The default is 100%. Please change the percentage as necessary.
E. Request for Funding of Land Acquisition or Easements
 Check this box if requesting funding for either land acquisition or purchase of easements as part of this application to support a structural urban best management practice (BMP). If yes, you must attach the property acquisition proposal, as defined in Attachment E, to the completed application form.
F. Request for Retroactive Funding for Design
 Check this box if requesting reimbursement for design costs that have been, or will be, incurred before issuance of the grant. See Instructions for required design approval process.
G. Request for Funding for Force Account Work
 Check this box if requesting reimbursement for technical services to be performed by governmental unit staff (force account).
H. Endangered and Threatened Resources, Historic Places and Properties and Wetlands

Check the appropriate box for each question based on what the governmental unit knows to occur where the project disturbs land:

1. There are endangered or threatened resources as identified in s. 29.604, Wis. Stats., and ch. NR 27 in the project area.
2. There are archaeological sites, historical structures, burial sites, or other historic places identified in s. 44.45, Wis. Stats., in the project area.
3. There are wetlands in the project area that are governed by water quality standard provisions of ch. NR 103.
(Answer with the SWDV map layer **Wetland Indicators** at <http://dnrmaps.wi.gov/imf/imf.jsp?site=SurfaceWaterViewer.wetlands>)

I. Alternative Funding Possibilities
 Check this box if applicant requests that the DNR also submit a copy of this application to the Clean Water Fund Program or the Small Loan Program.

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J. Environmental Hazards Assessment

- Check this box if this project includes excavation or purchase of land or easement.
- Check this box if a completed copy of the Environmental Hazards Assessment Form (required for a project that includes excavation or the purchase of land or an easement) is attached to this application. (See Attachment H and <http://dnr.wi.gov/files/pdf/forms/1800/1800-001.pdf>) If this is a project that includes excavation or the purchase of land or an easement, consult the Bureau of Remediation and Redevelopment (R&R) Site Map and answer the following questions using a map scale of 1:8529 or larger:
1. There is one or more open (ongoing cleanup) R&R sites on the same property where the excavation is planned
2. There is one or more closed (completed cleanup) R&R sites on the same property where the excavation is planned.
3. There is one or more open (ongoing cleanup) R&R site on an adjacent property.
4. There is one or more closed (completed cleanup) R&R site on an adjacent property.

Part I. Screening Requirements

A. Maps and Photographs

Yes

- An 8.5" x 11" topographic map from USGS or the DNR data/map viewers, showing the project area and locations of proposed Best Management Practices (BMPs), is attached
- Aerial photo maps and project area photos are also included.

B. Best Management Practices (BMPs) For Which Funding Is Requested (check all that apply):

Note: Storm water treatment practices on navigable waters or in wetlands are *not* eligible for funding under this program

- Detention Basin
- Wetland Basin
- Filtration Practice
- Infiltration Practice
- Property Acquisition - Fee Title
- Property Acquisition - Easement
- Accelerated or High-Efficiency Street Sweeper
- Shoreline Habitat Restoration for Developed Areas
Streambank or Shoreline Protection:
- Rip-Rapping
- Shaping and Seeding
- Other Streambank or Shoreline Protection (including Bio-engineering) - Specify below.
- Other (Specify)

C. Filters Note: The applicant must be able to check "Yes" to questions 1 through 8 below to be eligible for a grant. Check "Yes" to questions 9 through 14, if applicable. Applicants who answer "Yes" to Question 11 must check a, b, or c for Question 11.

Yes

1. Project is in an urban area as identified in Attachment B.
2. Project will be completed within 24 months of the start of the grant period.
3. Staff and contractors designated to work on this project have adequate training, knowledge, and experience to implement the proposed project.
4. Staff or contractual services, in addition to those funded by this grant, will be provided if needed.
5. Best management practices constructed under this grant will not work at cross-purposes to and are consistent with non-agricultural performance standards under ch. NR 151 (see Attachments C & D).

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6. The local DNR District Nonpoint Source Coordinator has been contacted and the project was discussed. See contacts at: <http://dnr.wi.gov/topic/nonpoint/NPScontacts.html>.

Name of the District Nonpoint Source Coordinator Contacted	Date Contacted	Subject of Contact

7. Construction Ordinance: Local regulations are in place to administer and enforce construction erosion controls in the governmental unit consistent with the non-agricultural performance standards in s. NR 151.11.

8. Post-Construction Ordinance: Local regulations are in place to administer and enforce post-construction runoff from areas of new development and re-development in the governmental unit consistent with the non-agricultural performance standards in s. NR 151.12.

9. Navigable Waters Determination: If this project will install an urban storm water treatment practice, the applicant has determined that the practice will not be located in any intermittent or perennial waterway shown on a map from the DNR's Surface Water Data Viewer identified below. Check the box to indicate the map has been consulted:

- Surface Water Data Viewer Map, 24K Hydro Layer at:
<http://dnrmaps.wi.gov/imf/imf.jsp?site=SurfaceWaterViewer>

10. Wetlands Determinations: If this project will install an urban storm water treatment practice, the applicant has determined that the practice will not be located in any wetland based on consulting both the Wisconsin Wetland Inventory and Wetland Indicators maps. Check the box to indicate both map layers have been consulted.

- Wisconsin Wetland Inventory and Wetland Indicators at:
<http://dnrmaps.wi.gov/imf/imf.jsp?site=SurfaceWaterViewer.wetlands>.

or

A wetland delineation completed by a qualified person shows the BMP will not encroach upon a wetland.

- Provide the name and phone number of the wetland delineator.

Name:

Phone Number:

11. This is a proposed urban project which requires that the applicant have control of the property. If "Yes," please check the applicable statement below:
- a. The applicant is stating that it currently owns the property or has control of the property through an easement or a construction and maintenance agreement.
 - b. The applicant has attached documentation to this application that states that the current owner of the property is willing to enter into a construction and maintenance agreement with the grant applicant prior to the award of the grant.
 - c. The applicant proposes purchasing the property (fee title) or an interest in the property (easement), and the applicant has attached documentation (e.g., option to purchase or offer to purchase) that the sale will be completed prior to the award of the grant.

12. Applicant declares that *one* of the two statements below is TRUE. Please check the box to indicate that the statement is true.

- a. The applicant is not the University of Wisconsin Board of Regents.
- b. The applicant is the University of Wisconsin Board of Regents and the project will develop recommendations for a UW Campus area located in a municipality that meets **both** of the following criteria:
 - i. The applicant is required to obtain a permit under subchapter I. of ch. NR 216; **and**
 - ii. The municipality is located either in a priority watershed or lake area identified under s. 281.65, Wis. Stats., or in an area of concern as identified by the International Joint Commission under the Great Lakes Water Quality Agreement.

13. This application is:

- a. a joint application among local units of government, and
- b. a DRAFT Inter-Governmental Agreement is attached (see Attachment I).

14. This applicant currently has:

- a. existing Runoff Management grants,
- b. and the applicant hereby certifies that all such grant projects shall be completed within the applicable grant period for each.

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3. If you evaluated one or more alternative management measures, describe why the alternative(s) is not being recommended.

Question 2. Project Evaluation Strategy

A. Modeling and Measures of Change

Pre- and post-project evaluation measures used to ensure success in meeting project goals.

The applicant *must* agree to provide a description of the modeled results or changes in pollution potential in the final project report submitted for the project, and will provide their modeling and analysis to the storm water permit specialist responsible for their community. The project evaluation strategy will be based on comparing pre- and post-project changes in modeled pollutant loading to water resources or will be based on the quantity of units managed.

Check all that apply in the table below.

Priority for Developed Urban Area		Units of Measure		Recommended Measurement Method
<input type="checkbox"/>	1. 20-40% Reduction in Total Suspended Solids (TSS)	a.	Pounds TSS reduced	SLAMM, P-8
		b.	% TSS reduction	
<input type="checkbox"/>	2. Infiltration	a.	% Pre-development stay-on volume	Recarga, SLAMM, P-8
		b.	Cubic feet stay-on volume	
<input type="checkbox"/>	3. Peak Flow Discharge	a.	Change in cubic feet per second	TR-55 or equivalent
<input type="checkbox"/>	4. Protective Areas	a.	Feet of bank protected	Count
<input type="checkbox"/>	5. Fueling and Maintenance Areas	a.	Oily sheen presence	Visual assessment
<input type="checkbox"/>	6. Streambank	a.	Tons of bank erosion reduced	NRCS bank erosion formula
		b.	Feet of bank protected	Count
<input type="checkbox"/>	7. Other (specify)			

B. Water Quality Monitoring (not eligible for cost sharing at this time)

If, in addition to the above, the project evaluation strategy includes evaluating BMP effectiveness and/or pre- and post-project water resource monitoring, and the information will be provided to DNR in the final project report, check all that apply below.

- 1. A one-page summary of the monitoring strategy is attached.
- 2. The project will evaluate the in-stream physical habitat, fisheries, biological, or chemical conditions.
- 3. The project will evaluate BMP pollution reduction effectiveness (e.g. inlet/outlet monitoring).
- 4. The applicant is willing to participate with the Department to do monitoring in the project area should funding become available.

Question 3. Evidence of Local Support

For A., check the applicable situation that exists at the time of application. One or both boxes under B. may be checked.

A. Budget

- 1. Adopted Budget: The municipal governing body or utility board has included the Local Share cost of this project within the municipal operating budget or utility district budget. If yes, provide details.
- 2. Capital Budget: The municipality or utility has included this project's anticipated costs within its adopted Capital Improvement Plan. If yes, provide details.
- 3. Proposed Budget: The Public Works Department has or will include the costs for this project within its preliminary budget proposal to be submitted to committee. If yes, provide details.

B. Public Information

1. The applicant has already conducted public outreach activities about the proposed project with property owners in the immediate project area. . If yes, provide details.
2. This project has been discussed at a governmental meeting open to the public. . If yes, provide details.

Question 4. Water Quality Needs (check one, A through G)

The project must be consistent with at least one of the following seven watershed priorities. Check the one water quality category which best identifies the water quality need(s) which the project directly deals with: (check only one)

Note: For border waters where a State of the Basin Report does not exist, another governmental document acceptable to the Regional Nonpoint Source Coordinator may be used to identify the water quality need.

Surface Water Considerations

- A. **Clean Water Act section 303(d) List of Impaired Waters**
A water body (lake or stream) on the latest Clean Water Act (CWA) section 303(d) List of Impaired Waters, where the cause of the water quality impairment is nonpoint source pollution *and this project* will reduce the type of nonpoint source pollutants for which the water is listed. (See Attachment A)
- Name of Applicable Impaired Water: _____
- Name of Pollutant Causing Impairment: _____
- B. **Outstanding or Exceptional Resource Waters or Other Areas of Special Natural Resource Interest**
Prevention of degradation due to nonpoint sources of outstanding resource waters (ORW) (per s. NR 102.10) or exceptional resource waters (ERW) (per s. NR 102.11) or other areas of special natural resource interest (ASNRI) To locate ASNRI using DNR's Surface Water Data Viewer go to http://dnmaps.wi.gov/imf/imf.jsp?site=SurfaceWaterViewer_deswaters. For more information about ASNRI go to http://dnr.wi.gov/topic/surfacewater/datasets/designated_waters/asnri.html
- Name of Applicable ORW/ERW or ASNRI: _____
- C. **Not Fully Supporting Uses or NPS Ranking of High or Medium**
A water body (lake or stream) identified in a DNR-approved Basin/Watershed Plan as not supporting designated uses due to nonpoint sources, but is not on the section 303(d) List. In newer plans, these waters are categorized as "supporting" (as opposed to "fully supporting") designated uses; in plans prior to 2010 they were labeled as "partially meeting" designated uses. Or, the project is located in watershed, lake watershed, or other area ranked high or medium on the NPS Rankings List, where the goals of the project are directly associated with the reason for the ranking on the NPS Rankings List.
- D. **Surface Water Quality**
Prevention of surface water quality degradation due to nonpoint sources. Waters in this category are not high quality, recreationally significant waters.

Groundwater Considerations For assistance with this section, please consult the DNR District Drinking Water and Groundwater Specialist at <http://dnr.wi.gov/topic/drinkingwater/contact.html> or the County Extension office.

- E. **Exceeds Groundwater Enforcement Standard**
Groundwater within the project area where representative information indicates there are levels for NPS contaminants that exceed groundwater enforcement standards.
- F. **Exceeds Groundwater Preventive Action Limit**
Groundwater within the project area where representative information indicates there are levels for NPS contaminants that exceed groundwater preventive action limits.
- G. **Groundwater Quality**
The project area is within a geological area defined in s. NR 151.015(18) as susceptible to groundwater contamination. (See Attachment G)

Drinking Water Bonus Points

- Yes Check this box if the project water quality goals identified above relate to the reduction of nonpoint source contaminants in community or non-community public drinking water supplies. This includes municipal water supplies governed by chs. NR 809 and 811; other-than-municipal (OTM) water supplies governed by chs. NR 809 & 811; non-transient water supplies governed by chs. NR 809 and 812; and transient water supplies governed by chs. NR 809 and 812.
1. If your project will reduce nonpoint source contaminants in community or non-community public drinking water supplies and you checked box E, F, or G in the "Groundwater Considerations" section above, please chose a, b or c below and move on to Question 5. (You will need assistance from your DNR District Grant Coordinator or Water Supply Specialist to answer.)

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- a. Check this box if the project is located: within the wellhead protection area of a municipal well, or within 1,200 feet of a municipal well for which a wellhead protection area is not delineated, or within 1,200 feet of an OTM water supply well, or within 1,200 feet of a transient water supply well.
- b. Check this box if the project is located within 200 feet of transient water supply well.
- c. Check this box if neither a nor b applies
2. If your project will reduce nonpoint source contaminants in community or non-community public drinking water supplies and you checked box A, B, C, or D in the "Surface Water Considerations" section above, please place a check mark next to the drainage area where the project is located: (See Attachment E.)

- | | |
|---|---|
| <input type="checkbox"/> Pike River and Creek | <input type="checkbox"/> Twin Rivers |
| <input type="checkbox"/> Root River | <input type="checkbox"/> Kewaunee and Ahnapee Rivers |
| <input type="checkbox"/> Oak Creek | <input type="checkbox"/> Menominee River |
| <input type="checkbox"/> Milwaukee River | <input type="checkbox"/> Fish Creek |
| <input type="checkbox"/> Sauk Creek | <input type="checkbox"/> St. Louis and Nemadji Rivers |
| <input type="checkbox"/> Sheboygan and Onion Rivers | <input type="checkbox"/> Lake Winnebago |
| <input type="checkbox"/> Manitowoc River | |

Question 5. Extent of Pollutant Control

A. Ch. NR 151 Performance Standard for Total Suspended Solids

- Check this box if this project focuses on meeting a ch. NR 151 total suspended solids (TSS) reduction performance standard in urban runoff that enters waters of the state.

B. Other Water Resources Management Priority

- Check this box if the proposed project addresses a water resources management priority other than the ch. NR 151 performance standard in Part A., above.

If checked, describe the priority and how the project addresses this priority.

C. Planning Data And Source Targeting

- Check this box if the applicant has quantitative planning information that ranks pollution sources from highest to lowest in severity *and* the proposed project will manage a pollution source contained in the top 50% of the ranked list. If "Yes," provide the following information:

1. Summary of the targeting analysis that justifies the proposed project and provides the project's ranking from that analysis.

2. Name of document(s): _____

3. Date(s) published: _____

4. Pertinent page number(s): _____

5. A copy of non-state department document(s) is available (check all that apply):

- At this website: <http://> _____
- Attached to this application for: _____
- Contact this person: Name: _____ Phone: _____

Question 6. Consistency with Resource Management Plans And Supporting Regulations

A. Consistency with Resource Management Plans

- Check this box if the proposed project implements a water quality recommendation from a locally approved resource management plan. Examples include Smart Growth plans, Legacy Community plans, Water Star plans, local Storm Water Management plans, wellhead protection, lake management, regional water quality plans, Remedial Action plans and other watershed-based nonpoint source control plans.

(This question does not include a TMDL report, TMDL implementation plan, or County Land and Water Resource Management Plan.)

If checked, cite the name and date(s) of publication of the document. Attach pertinent page(s) or provide URL. Summarize the water quality recommendation(s) and describe how it relates to the goals of this proposed project.

Project Name:

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B. Supporting Regulations

Check the box for the statement that applies to this project. The project is located within an area which has:

- 1. One or more regulations that implement the non-agricultural performance standards for developed urban areas under s. NR 151.13;
- 2. Other regulations designed to reduce the impact on water quality from new development, other than construction site erosion control or a storm water ordinance.

Describe the regulations indicated above in relation to the goals of this project.

Question 7. Use of Additional Funding

- Check this box if the applicant is requesting less state share on Row 13 of Question 1B (Cost-Sharing Worksheet) than it was offered on Row 12 of that section.

Question 8. City of Racine

- Check this box if this is an application from the City of Racine for a project that is necessary for the city to comply with state storm water permitting requirements.

Part III. Eligibility for Multipliers

Completion of this part of the application is optional. However, an applicant can increase the final project score by qualifying for a project multiplier.

Local Implementation Program

Yes N/A

- A. The governmental unit is implementing a pollution prevention information and education program targeted for property owners and other residents.
- B. The governmental unit is implementing a nutrient management plan for municipally-owned properties of at least five acres of pervious area where nutrients are applied
- C. The governmental unit is implementing a tracking of storm water permitting activity (construction and post-construction) in the governmental unit and can make summary information available to the DNR upon request.

Optional Additional Information

Carefully review your answers to all of the questions above. Is there additional information that will add to the department's understanding of this project? If so, describe here.

Applicant Certification

A Responsible Municipal Representative must sign and date the application form prior to submittal to the DNR. All four copies must include the signature of the Responsible Municipal Representative.

Signature of Responsible Municipal Representative

Date Signed

Name (Please Print)

Title

- Check this box if a Completed Governmental Responsibility Resolution (see Attachment J) is attached

Submittal Directions

To be considered for funding, provide the following for each application submitted:

- One copy of the completed application form [DNR Form 8700-299 (R 3/13) with original signature in blue ink;
- Three additional copies of the completed, signed application form;
- One electronic copy of the completed application form in **PDF format only** plus all attachments and maps on CD.

All application materials must be postmarked by midnight **April 15 of the same calendar year.**

Mail to: State of Wisconsin
Runoff Management Section-WT/3
Department of Natural Resources
101 South Webster Street
Madison, WI 53703

PO Box 7921
or Madison WI 53707-7921

MCRPC

MILWAUKEE COUNTY RESEARCH PARK CORPORATION

Technology Innovation Center



Wisconsin Department of Natural Resources

**2013 Urban Nonpoint Source & Storm Water
Program Construction Grant Application**

Notice: This application form template was created by the Wisconsin Department of Natural Resources. Application is hereby made to the Wisconsin Department of Natural Resources, Bureau of Watershed Management, for grant assistance consistent with s. 281.65, Wis. Stats., and Chapters NR 153 and NR 154, Wis. Adm. Code. Collection of this information is authorized under the authority of s. 281.65, Wis. Stats. Personal information collected will be used for administrative purposes and may be provided to requesters to the extent required by Wisconsin's Open Records Law [ss. 19.31 - 19.39, Wis. Stats.]. *Unless otherwise noted, all citations refer to Wisconsin Administrative Code.*

Please read the instructions prior to completion of this form. Complete all sections as applicable.

Applicant Information

Calendar Year of Grant Start **2013**

Project Name

Stream Bed and Wetland Plant Restoration

Applicant (governmental unit applying; name and type, e.g. Madison, City of)

Milwaukee County Research Park Corporation as Agent of Milwaukee County

Name of Authorized Representative (First Last)

Guy Mascari

Title

Director of Development

Area Code + Phone Number

(414) 778-1400

Area Code + Fax Number

(414) 778-1178

E-Mail Address

gtm@mcrpc.org

Mailing Address - Street or Route

10437 Innovation Drive, Suite 123

City

Wauwatosa

State

WI

ZIP Code

53226-4815

Name of Governmental Contact Person (First Last) (if different)

William Ryan Drew

Title

Executive Director

Area Code + Phone Number

(414) 778-1400

Area Code + Fax Number

(414) 778-1178

E-Mail Address

wrd@mcrpc.org

Mailing Address - Street or Route

10437 Innovation Drive, Suite 123

City

Wauwatosa

State

WI

ZIP Code

53226-4815

Project Information

A. Location of Project

County **Milwaukee**

State Senate District #: **5**

State Assembly District #: **13**

(found at: <http://legis.wisconsin.gov/ltsb/redistricting/districts.htm>)

Minor Civil Division (city, town, village, e.g., Wrightstown, Village of)	Township (N)	Range	E or W	Section	Quarter	Quarter- Quarter	Latitude (North, 4 to 7 decimal places)	Longitude (West, 4 to 7 decimal places)
City of Wauwatosa	07 N	21	E	29	NE	NW	43.0424456	-88.042456
	N							
	N							

Method for Determining Latitude & Longitude (check one)

- GPS DNR WebView or Surface Water Data Viewer
 Other (specify):

Project Name:
Stream Bed and Wetland Plant Restoration

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B. Project Summary and Description

Sub-project 2. Stream Bed and Buffer Restoration

The Milwaukee County Research Park Campus provides a high-quality natural greenway that ribbons throughout the campus, centered around a series of ponds which are connected by a stream. The Campus has constructed a walking path within this greenway and has maintained the natural beauty for both campus employee and visitor enjoyment. Every year, the Campus removes invasive species and replaces them with native plants as budget allows. In 2013, The Wisconsin Department of Transportation will be re-routing the stream as part of the Zoo Interchange project and widening of Mayfair Road/Highway 100. The Campus has been working closely with WisDOT to ensure the new stream alignment has the correct alignment, bank stabilization, and native plantings. MCRP would like to extend these improvements toward the east to compliment the Zoo Interchange construction. Improvements include stream bank plantings to reduce erosion into the stream, which flows into Underwood Creek, as well, as invasive planting removal and native plant installation. MCRP will hire a landscape architect to provide a design and plant species list. The estimated project cost is \$33,000 (\$5,000 design and construction management and \$28,000 installation).

Sub-project 3. Wetland Plant Restoration

As part of the Campus greenway system Underwood Creek tributary, a wetland is located between the un-named creek and Mayfair Road/Highway 100. This highly visible site is prime to be a public demonstration site for proper wetland restoration. As this site will also be affected by the WisDOT Zoo Interchange Project, the timing is immediate for invasive plant removal and native plant restoration. Milwaukee County Research Park will hire a landscape architect to prepare a restoration plan including appropriate plant species and locations. Typical wetland plant mix of forbs, sedges, and aquatics cost around \$12,000 per acre. The area is approximately 1.2 acres in size. The estimated project cost is \$20,000 (\$3,000 design and \$17,000 installation).

Sub-project 5. Stormwater Pond Monitoring Well

The Milwaukee County Research Park prides itself on providing a high quality green space that is open to the public. This space includes a trail network along an un-named creek which flows into the Underwood Creek. Many campus employees and community residents enjoy these trails both during and after work hours. The open space provides a quality environmental oasis for work day breaks. The open space contains a series of three stormwater ponds which retain campus stormwater. Lately, campus workers and visitors have noticed an oil sheen on the southern pond which has negatively affected their open space experience. MCRP would like to hire a hydrological engineer to install a monitoring well to collect pollutant data. The southern pond receives off-site stormwater from Wisconsin Avenue and the residential area to the south. This data collection will be the basis for an engineer to analyze the information to determine pattern in pollution during storm events and non-storm event periods. This information will determine whether a larger stormwater management study and strategy should be conducted in the future. The estimated project cost is \$20,000 including monitoring well installation, data gathering and preliminary analysis.

Please see Exhibit E - Project Description and Site Photographs for further details of the project.

Note: Wisconsin DNR site identification results attached hereto as Exhibit D.

C. Watershed, Waterbody, and Pollutants See Attachment A and Surface Water Data Viewer (SWDV) at:
<http://dnrm.wisconsin.gov/imf/imf.jsp?site=SurfaceWaterViewer> for assistance in completing this question.
(For example: Watershed Name: Oconomowoc River; Watershed Code: UR09; Primary Waterbody Name: Oconomowoc River; Nearest Water body: Flynn Creek.)

Note: If the project is in more than one watershed, submit a separate application for each watershed, unless this application is for a high-efficiency street sweeper.

Watershed Name	Watershed Code	Primary Waterbody Name	Nearest Waterbody Name
Menomonee River	5035805	Underwood Creek	Un-named Stream

12-digit Hydrologic Unit Code (HUC): 200024817

Nonpoint Source Pollutant(s) Controlled by the Project
 Nutrients Sediment Other, specify: _____

Project Name:
Stream Bed and Wetland Plant Restoration

D. Pro-Rating for Existing versus New Development

- Check this box if the project will serve existing development only. *Existing means in existence on or before October 1, 2004.*
If not, provide attachments and the following:
100% Percentage of design volume from existing development. The default is 100%. Please change the percentage as necessary.

E. Request for Funding of Land Acquisition or Easements

- Check this box if requesting funding for either land acquisition or purchase of easements as part of this application to support a structural urban best management practice (BMP). If yes, you must attach the property acquisition proposal, as defined in Attachment E, to the completed application form.

F. Request for Retroactive Funding for Design

- Check this box if requesting reimbursement for design costs that have been, or will be, incurred before issuance of the grant. See Instructions for required design approval process.

G. Request for Funding for Force Account Work

- Check this box if requesting reimbursement for technical services to be performed by governmental unit staff (force account).

H. Endangered and Threatened Resources, Historic Places and Properties and Wetlands

Check the appropriate box for each question based on what the governmental unit knows to occur where the project disturbs land:

1. There are endangered or threatened resources as identified in s. 29.604, Wis. Stats., and ch. NR 27 in the project area.
 2. There are archaeological sites, historical structures, burial sites, or other historic places identified in s. 44.45, Wis. Stats., in the project area.
 3. There are wetlands in the project area that are governed by water quality standard provisions of ch. NR 103. (Answer with the SWDV map layer Wetland Indicators at <http://dnmaps.wi.gov/imf/imf.jsp?site=SurfaceWater/jewer.wetlands>)

I. Alternative Funding Possibilities

- Check this box if applicant requests that the DNR also submit a copy of this application to the Clean Water Fund Program or the Small Loan Program.

J. Environmental Hazards Assessment

- Check this box if this project includes excavation or purchase of land or easement.
 Check this box if a completed copy of the Environmental Hazards Assessment Form (required for a project that includes excavation or the purchase of land or an easement) is attached to this application. (See Attachment H and <http://dnr.wi.gov/files/pdf/forms/1800/1800-001.pdf>)
If this is a project that includes excavation or the purchase of land or an easement, consult the Bureau of Remediation and Redevelopment (R&R) Site Map and answer the following questions using a map scale of 1:8529 or larger:
 1. There is one or more open (ongoing cleanup) R&R sites on the same property where the excavation is planned
 2. There is one or more closed (completed cleanup) R&R sites on the same property where the excavation is planned.
 3. There is one or more open (ongoing cleanup) R&R site on an adjacent property.
 4. There is one or more closed (completed cleanup) R&R site on an adjacent property.

Part I. Screening Requirements

A. Maps and Photographs

Yes

- An 8.5" x 11" topographic map from USGS or the DNR data/map viewers, showing the project area and locations of proposed Best Management Practices (BMPs), is attached
 Aerial photo maps and project area photos are also included.

B. Best Management Practices (BMPs) For Which Funding Is Requested (check all that apply):
Note: Storm water treatment practices on navigable waters or in wetlands are *not* eligible for funding under this program

- Detention Basin
 Wetland Basin
 Filtration Practice
 Infiltration Practice
 Property Acquisition - Fee Title
 Property Acquisition - Easement
 Accelerated or High-Efficiency Street Sweeper

Project Name:
Stream Bed and Wetland Plant Restoration

- Shoreline Habitat Restoration for Developed Areas Streambank or Shoreline Protection:
 - Rip-Rapping
 - Shaping and Seeding
 - Other Streambank or Shoreline Protection (including Bio-engineering) - Specify below.
- Other (Specify)

C. Filters Note: The applicant must be able to check "Yes" to questions 1 through 8 below to be eligible for a grant. Check "Yes" to questions 9 through 14, if applicable. Applicants who answer "Yes" to Question 11 must check a, b, or c for Question 11.

Yes

- 1. Project is in an urban area as identified in Attachment B.
- 2. Project will be completed within 24 months of the start of the grant period.
- 3. Staff and contractors designated to work on this project have adequate training, knowledge, and experience to implement the proposed project.
- 4. Staff or contractual services, in addition to those funded by this grant, will be provided if needed.
- 5. Best management practices constructed under this grant will not work at cross-purposes to and are consistent with non-agricultural performance standards under ch. NR 151 (see Attachments C & D).
- 6. The local DNR District Nonpoint Source Coordinator has been contacted and the project was discussed. See contacts at: <http://dnr.wi.gov/topic/nonpoint/NPScontacts.html>.

Name of the District Nonpoint Source Coordinator Contacted	Date Contacted	Subject of Contact
Jamie Lambert	04/11/2013	Introduction of applicant and review of project.

- 7. Construction Ordinance: Local regulations are in place to administer and enforce construction erosion controls in the governmental unit consistent with the non-agricultural performance standards in s. NR 151.11.
- 8. Post-Construction Ordinance: Local regulations are in place to administer and enforce post-construction runoff from areas of new development and re-development in the governmental unit consistent with the non-agricultural performance standards in s. NR 151.12.
- 9. Navigable Waters Determination: If this project will install an urban storm water treatment practice, the applicant has determined that the practice will not be located in any intermittent or perennial waterway shown on a map from the DNR's Surface Water Data Viewer identified below. Check the box to indicate the map has been consulted:
 - Surface Water Data Viewer Map, 24K Hydro Layer at:
<http://dnrmaps.wi.gov/imf/imf.jsp?site=SurfaceWaterViewer>
- 10. Wetlands Determinations: If this project will install an urban storm water treatment practice, the applicant has determined that the practice will not be located in any wetland based on consulting both the Wisconsin Wetland Inventory and Wetland Indicators maps. Check the box to indicate both map layers have been consulted.
 - Wisconsin Wetland Inventory and Wetland Indicators at:
<http://dnrmaps.wi.gov/imf/imf.jsp?site=SurfaceWaterViewer.wetlands>.
 - or
 - A wetland delineation completed by a qualified person shows the BMP will not encroach upon a wetland.
 - Provide the name and phone number of the wetland delineator.

Name:	Phone Number:
-------	---------------

- 11. This is a proposed urban project which requires that the applicant have control of the property. If "Yes," please check the applicable statement below:

Project Name:
Stream Bed and Wetland Plant Restoration

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- a. The applicant is stating that it currently owns the property or has control of the property through an easement or a construction and maintenance agreement.
 - b. The applicant has attached documentation to this application that states that the current owner of the property is willing to enter into a construction and maintenance agreement with the grant applicant prior to the award of the grant.
 - c. The applicant proposes purchasing the property (fee title) or an interest in the property (easement), and the applicant has attached documentation (e.g., option to purchase or offer to purchase) that the sale will be completed prior to the award of the grant.
12. Applicant declares that *one* of the two statements below is TRUE. Please check the box to indicate that the statement is true.
- a. The applicant is not the University of Wisconsin Board of Regents.
 - b. The applicant is the University of Wisconsin Board of Regents and the project will develop recommendations for a UW Campus area located in a municipality that meets both of the following criteria:
 - i. The applicant is required to obtain a permit under subchapter I. of ch. NR 216; and
 - ii. The municipality is located either in a priority watershed or lake area identified under s. 281.65, Wis. Stats., or in an area of concern as identified by the International Joint Commission under the Great Lakes Water Quality Agreement.
13. This application is:
- a. a joint application among local units of government, and
 - b. a DRAFT Inter-Governmental Agreement is attached (see Attachment I).
14. This applicant currently has:
- a. existing Runoff Management grants,
 - b. and the applicant hereby certifies that all such grant projects shall be completed within the applicable grant period for each.

Part II. Competitive Elements

Question 1. Fiscal Accountability

A. Timeline and Source of Staff

For each applicable milestone listed below, fill in the appropriate data.

Milestone	Target Completion Date (month/year)	Source(s) of Staff
Completion of design	08/2013	Third party landscape design firm.
Obtaining required permits	09/2013	TBD
Landowner contacts	09/2013	Research Park staff.
Bidding	10/2013	Third party landscape design firm.
DNR approvals	11/2013	Third party landscape design firm.
Contract signing	11/2013	TBD
BMP construction	03/2014	TBD
Site inspection and certification	06/2014	TBD
Project evaluation	07/2014	TBD
Purchase street sweeper	N/A	
Other (specify)		

B.1. Adequate Financial Budget

Provide the following information for the project. The state share may not exceed 50% of eligible costs. The grant amount is capped at \$150,000 for the installation of eligible BMPs and a maximum of \$50,000 for property acquisition.

FINANCIAL BUDGET TABLE

Project Name:
Stream Bed and Wetland Plant Restoration

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A	B		C
Project Activity for Which DNR Funding is Requested Construction Components:	Estimated Total Cost (\$)		Amount from Column B Eligible for DNR Cost Sharing (\$)
Sub-project 2: Stream Bed and Buffer Restoration	28,000.00		28,000.00
Sub-project 3: Wetland Plant Restoration	17,000.00		17,000.00
Sub-project 5: Storm Water Pond Monitoring Well	20,000.00		20,000.00
1. Construction Subtotal	65,000.00		65,000.00
2. Design, Construction Management and Inspection	8,000.00		8,000.00
3. Storm Sewer Reroute			
4. Structure Removal			
5. Subtotal: (add rows 1 through 4)	73,000.00		73,000.00
6. Property Acquisition (Fee Title & Easement)			
7. Grand Total: (add rows 5 and 6)	73,000.00		73,000.00
B.1. (continued) Cost Sharing Worksheet			
Eligible Costs:	Prorate %	Cost-Share %	
8. Construction and Design	100 %	50 %	\$ 36,500.00
9. Property Acquisition: Fee Title and Easement	100 %	50 %	\$
			Cap Test:
10. Construction and Design (Row 8 or \$150,000, whichever is less)			\$ 36,500.00
11. Property Acquisition (Row 9 or \$50,000, whichever is less)			\$
12. Maximum State Share (sum of Rows 10. + 11.)			\$ 36,500.00
			State and Local Share:
13. Requested State-Share Amount (= Requested Grant Amount)			\$ 36,500
14. Local-Share Amount (Row 7, Column B, less Row 13))			\$ 36,500.00
Local-Share Source(s)			
Milwaukee County, Milwaukee County Research Park Corporation (MCRPC), MCRP Occupants' Association, Inc.			

- B. 2. Method used to Calculate Cost Estimates: Check the appropriate box.**
- 1. Project costs are based on completed design and competitive bid on the project. Construction components and costs above should be detailed. Provide documentation attached to this application.
 - 2. Project costs are based on completed design with materials and labor costs based on similar, recently bid projects. Construction components above should be detailed. Provide documentation in this application.
 - 3. Project design is not complete; however, the proposed project and costs are based on similar and recent projects and costs. Provide as much construction detail above as possible. Provide documentation for this method in this application.
 - 4. Project design is not complete and the cost estimate is based on an average or a range of projects and costs. Provide as much construction detail above as possible. Provide documentation for this method in this application.
 - 5. Project and costs are less specific than choices above. Provide an explanation for cost estimates attached to this application.

C. Cost-Effectiveness. Please provide narrative answers to Parts C.1. and C.2. You are advised to answer Part C.3., though you are not required to do so.

1. Describe the environmental benefits this project will achieve.

Giving the stream bed the correct alignment, bank stabilization, and introduction of native plants will reduce erosion into the stream, which flows into Underwood Creek, and capture sediment before it can enter the local watershed. Removal of invasive species and native plant installation will reduce the amount of noxious plants in the area. Wetland plant restoration will filtrate storm water runoff, slow the flow into the local watershed reducing flooding, and provide additional retention in the research park. These projects would provide replicable green infrastructure techniques that could be used in other industrial and business parks. There would also be aesthetic aspects of this project that would give the urban ecosystem much needed interaction with the natural environment. This highly visible site is primed to be a public demonstration site for proper wetland restoration. Certain aspects of the U. S. Fish and Wildlife Service Springhouse Run Stream Restoration in Washington, DC will be studied for inclusion in our plan. Information about this project is included herein as Exhibit G.

2. Describe why the proposed management measures are a reasonable means to attain the project benefits based upon such factors as cost, effectiveness, site feasibility, available technical standards, and practicality.

The land that will be used for this project is part of the Milwaukee County Research Park nature preserve that is managed now by the MCRP Occupants' Association that has an annual maintenance budget of approximately \$100,000 and has hired various professionals to properly maintain the park. Therefore the resources are already in place to maintain the proposed green infrastructure improvements to the research park. However, currently there are few if any funds to make the type of "capital" improvements proposed by this project. The Occupants' Association has hired the MCRPC to manage the extensive common areas of the park (as described by Exhibit C). In addition, certain cost effectiveness benefits can be achieved because the MCRPC was recently awarded a \$65,000 grant by the Milwaukee Metropolitan Sewerage District that will be matched by MCRPC with possible assistance from Milwaukee County and the Occupants' Association. Details of the MMSD grant are included herein as Exhibit F. MCRPC already controls the land by virtue of a land lease with Milwaukee County (as evidenced by Exhibit B) and easements with various other land owners in the park.

3. If you evaluated one or more alternative management measures, describe why the alternative(s) is not being recommended.

The unique nature of the Milwaukee County Research Park Corporation a quasi-public entity and as agent for Milwaukee County in the development on County land of a cluster of technology-based companies also provides a unique singular management structure that precludes any serious or productive evaluation of alternative management measures. This coupled with the involvement of park occupants (land owners, developers, tenants, and building owners) in the MCRP Occupants' Association ensures effective management of the park. In addition, MCRPC has access to the public works and sustainability assets of Milwaukee County and the City of Wauwatosa. The cooperation between the County, the City, and the MCRPC has been outstanding - both as an economic development initiative and a land management endeavor. All of the stake-holders in the research park would benefit from the implementation of the proposed project and we can expect their unreserved cooperation. MCRPC has also been assisted in preparing this project by Vandewalle & Associates of Madison, Wisconsin.

Question 2. Project Evaluation Strategy

A. Modeling and Measures of Change

Pre- and post-project evaluation measures used to ensure success in meeting project goals.

The applicant *must* agree to provide a description of the modeled results or changes in pollution potential in the final project report submitted for the project, and will provide their modeling and analysis to the storm water permit specialist responsible for their community. The project evaluation strategy will be based on comparing pre- and post-project changes in modeled pollutant loading to water resources or will be based on the quantity of units managed.

Check all that apply in the table below.

Priority for Developed Urban Area		Units of Measure		Recommended Measurement Method
<input type="checkbox"/>	1. 20-40% Reduction in Total Suspended Solids (TSS)	a.	Pounds TSS reduced	SLAMM, P-8
		b.	% TSS reduction	
<input type="checkbox"/>	2. Infiltration	a.	% Pre-development stay-on volume	Recarga, SLAMM, P-8
		b.	Cubic feet stay-on volume	
<input type="checkbox"/>	3. Peak Flow Discharge	a.	Change in cubic feet per second	TR-55 or equivalent

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<input checked="" type="checkbox"/>	4. Protective Areas	a.	Feet of bank protected	Count
<input type="checkbox"/>	5. Fueling and Maintenance Areas	a.	Oily sheen presence	Visual assessment
<input checked="" type="checkbox"/>	6. Streambank	a.	Tons of bank erosion reduced	NRCS bank erosion formula
		b.	Feet of bank protected	Count
<input type="checkbox"/>	7. Other (specify)			

B. Water Quality Monitoring (not eligible for cost sharing at this time)

If, in addition to the above, the project evaluation strategy includes evaluating BMP effectiveness and/or pre- and post-project water resource monitoring, and the information will be provided to DNR in the final project report, check all that apply below.

- 1. A one-page summary of the monitoring strategy is attached.
- 2. The project will evaluate the in-stream physical habitat, fisheries, biological, or chemical conditions.
- 3. The project will evaluate BMP pollution reduction effectiveness (e.g. inlet/outlet monitoring).
- 4. The applicant is willing to participate with the Department to do monitoring in the project area should funding become available.

Question 3. Evidence of Local Support

For A., check the applicable situation that exists at the time of application. One or both boxes under B. may be checked.

A. Budget

- 1. **Adopted Budget:** The municipal governing body or utility board has included the Local Share cost of this project within the municipal operating budget or utility district budget. If yes, provide details.
Some funds were included in the 2013 MCRP Occupants' Association budget.
- 2. **Capital Budget:** The municipality or utility has included this project's anticipated costs within its adopted Capital Improvement Plan. If yes, provide details
- 3. **Proposed Budget:** The Public Works Department has or will include the costs for this project within its preliminary budget proposal to be submitted to committee. If yes, provide details.

B. Public Information

- 1. The applicant has already conducted public outreach activities about the proposed project with property owners in the immediate project area. If yes, provide details.
The intent to make grant applications was made at the annual meeting of the Occupants' Association.
- 2. This project has been discussed at a governmental meeting open to the public. If yes, provide details.
This project was presented to the MCRPC board of directors and County supervisors.

Question 4. Water Quality Needs (check one, A through G)

The project must be consistent with at least one of the following seven watershed priorities. Check the one water quality category which best identifies the water quality need(s) which the project directly deals with: (check only one)
Note: For border waters where a State of the Basin Report does not exist, another governmental document acceptable to the Regional Nonpoint Source Coordinator may be used to identify the water quality need.

Surface Water Considerations

- A. Clean Water Act section 303(d) List of Impaired Waters**
A water body (lake or stream) on the latest Clean Water Act (CWA) section 303(d) List of Impaired Waters, where the cause of the water quality impairment is nonpoint source pollution and this project will reduce the type of nonpoint source pollutants for which the water is listed. (See Attachment A)
Name of Applicable Impaired Water: _____
Name of Pollutant Causing Impairment: _____
- B. Outstanding or Exceptional Resource Waters or Other Areas of Special Natural Resource Interest**
Prevention of degradation due to nonpoint sources of outstanding resource waters (ORW) (per s. NR 102.10) or exceptional resource waters (ERW) (per s. NR 102.11) or other areas of special natural resource interest (ASNRI) To locate ASNRI using DNR's Surface Water Data Viewer go to <http://dnrmaps.wi.gov/imf/imf.jsp?site=SurfaceWaterViewer.deswaters>. For more information about ASNRI go to http://dnr.wi.gov/topic/surfacewater/datasets/designated_waters/asnri.html
Name of Applicable ORW/ERW or ASNRI: _____
- C. Not Fully Supporting Uses or NPS Ranking of High or Medium**
A water body (lake or stream) identified in a DNR-approved Basin/Watershed Plan as not supporting designated uses due to nonpoint sources, but is not on the section 303(d) List. In newer plans, these waters are categorized as "supporting" (as opposed to "fully supporting") designated uses; in plans prior to 2010 they were labeled as "partially meeting" designated uses. Or, the project is located in watershed, lake watershed, or other area ranked high or medium on the NPS Rankings List, where the goals of the project are directly associated with the reason for the ranking on the NPS Rankings List.
- D. Surface Water Quality**
Prevention of surface water quality degradation due to nonpoint sources. Waters in this category are not high quality, recreationally significant waters.

Groundwater Considerations For assistance with this section, please consult the DNR District Drinking Water and Groundwater Specialist at <http://dnr.wi.gov/topic/drinkingwater/contact.html> or the County Extension office.

- E. Exceeds Groundwater Enforcement Standard**
Groundwater within the project area where representative information indicates there are levels for NPS contaminants that exceed groundwater enforcement standards.
- F. Exceeds Groundwater Preventive Action Limit**
Groundwater within the project area where representative information indicates there are levels for NPS contaminants that exceed groundwater preventive action limits.
- G. Groundwater Quality**
The project area is within a geological area defined in s. NR 151.015(18) as susceptible to groundwater contamination. (See Attachment G)

Drinking Water Bonus Points

- Yes** Check this box if the project water quality goals identified above relate to the reduction of nonpoint source contaminants in community or non-community public drinking water supplies. This includes municipal water supplies governed by chs. NR 809 and 811; other-than-municipal (OTM) water supplies governed by chs. NR 809 & 811; non-transient water supplies governed by chs. NR 809 and 812; and transient water supplies governed by chs. NR 809 and 812
- 1. If your project will reduce nonpoint source contaminants in community or non-community public drinking water supplies and you checked box E, F, or G in the "Groundwater Considerations" section above, please chose a, b or c below and move on to Question 5. (You will need assistance from your DNR District Grant Coordinator or Water Supply Specialist to answer.)**
 - a. Check this box if the project is located: within the wellhead protection area of a municipal well, or within 1,200 feet of a municipal well for which a wellhead protection area is not delineated, or within 1,200 feet of an OTM water supply well, or within 1,200 feet of a transient water supply well.
 - b. Check this box if the project is located within 200 feet of transient water supply well.
 - c. Check this box if neither a nor b applies
 - 2. If your project will reduce nonpoint source contaminants in community or non-community public drinking water supplies and you checked box A, B, C, or D in the "Surface Water Considerations" section above, please place a check mark next to the drainage area where the project is located: (See Attachment E)**

Project Name:
Stream Bed and Wetland Plant Restoration

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- | | |
|---|---|
| <input type="checkbox"/> Pike River and Creek | <input type="checkbox"/> Twin Rivers |
| <input type="checkbox"/> Root River | <input type="checkbox"/> Kewaunee and Ahnapee Rivers |
| <input type="checkbox"/> Oak Creek | <input type="checkbox"/> Menominee River |
| <input type="checkbox"/> Milwaukee River | <input type="checkbox"/> Fish Creek |
| <input type="checkbox"/> Sauk Creek | <input type="checkbox"/> St. Louis and Nemadji Rivers |
| <input type="checkbox"/> Sheboygan and Onion Rivers | <input type="checkbox"/> Lake Winnebago |
| <input type="checkbox"/> Manitowoc River | |

Question 5. Extent of Pollutant Control

A. Ch. NR 151 Performance Standard for Total Suspended Solids

- Check this box if this project focuses on meeting a ch. NR 151 total suspended solids (TSS) reduction performance standard in urban runoff that enters waters of the state.

B. Other Water Resources Management Priority

- Check this box if the proposed project addresses a water resources management priority other than the ch. NR 151 performance standard in Part A., above.

If checked, describe the priority and how the project addresses this priority.

C. Planning Data And Source Targeting

- Check this box if the applicant has quantitative planning information that ranks pollution sources from highest to lowest in severity and the proposed project will manage a pollution source contained in the top 50% of the ranked list. If "Yes," provide the following information:

1. Summary of the targeting analysis that justifies the proposed project and provides the project's ranking from that analysis.

2. Name of document(s):

3. Date(s) published:

4. Pertinent page number(s):

5. A copy of non-state department document(s) is available (check all that apply):

- At this website: <http://>
- Attached to this application for:
- Contact this person: Name: Phone

Question 6. Consistency with Resource Management Plans And Supporting Regulations

A. Consistency with Resource Management Plans

- Check this box if the proposed project implements a water quality recommendation from a locally approved resource management plan. Examples include Smart Growth plans, Legacy Community plans, Water Star plans, local Storm Water watershed-based nonpoint source control plans.

(This question does not include a TMDL report, TMDL implementation plan, or County Land and Water Resource Management Plan.)

If checked, cite the name and date(s) of publication of the document. Attach pertinent page(s) or provide URL. Summarize the water quality recommendation(s) and describe how it relates to the goals of this proposed project.

B. Supporting Regulations

Check the box for the statement that applies to this project. The project is located within an area which has:

1. One or more regulations that implement the non-agricultural performance standards for developed urban areas under s. NR 151.13;
2. Other regulations designed to reduce the impact on water quality from new development, other than construction site erosion control or a storm water ordinance

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Describe the regulations indicated above in relation to the goals of this project.

Question 7. Use of Additional Funding

Check this box if the applicant is requesting less state share on Row 13 of Question 1B (Cost-Sharing Worksheet) than it was offered on Row 12 of that section.

Question 8. City of Racine

Check this box if this is an application from the City of Racine for a project that is necessary for the city to comply with state storm water permitting requirements.

Part III. Eligibility for Multipliers

Completion of this part of the application is optional. However, an applicant can increase the final project score by qualifying for a project multiplier.

Local Implementation Program

Yes N/A

- A. The governmental unit is implementing a pollution prevention information and education program targeted for property owners and other residents.
- B. The governmental unit is implementing a nutrient management plan for municipally-owned properties of at least five acres of pervious area where nutrients are applied
- C. The governmental unit is implementing a tracking of storm water permitting activity (construction and post-construction) in the governmental unit and can make summary information available to the DNR upon request.

Optional Additional Information

Carefully review your answers to all of the questions above. Is there additional information that will add to the department's understanding of this project? If so, describe here.

Applicant Certification

A Responsible Municipal Representative must sign and date the application form prior to submittal to the DNR. All four copies must include the signature of the Responsible Municipal Representative.

Signature of Responsible Municipal Representative

Date Signed

Name (Please Print)

Guy Mascari

Title

Director of Development

Check this box if a Completed Governmental Responsibility Resolution (see Attachment J) is attached

Submittal Directions

To be considered for funding, provide the following for each application submitted:

- One copy of the completed application form [DNR Form 8700-299 (R 3/13) with original signature in blue ink,
- Three additional copies of the completed, signed application form;
- One electronic copy of the completed application form in PDF format only plus all attachments and maps on CD.

All application materials must be postmarked by midnight April 16 of the same calendar year.

Mail to: State of Wisconsin
Runoff Management Section-WT/3
Department of Natural Resources
101 South Webster Street
Madison, WI 53703

PO Box 7921
or Madison WI 53707-7921

EXHIBIT A
LEGAL DESCRIPTION OF PROPERTY AND
AERIAL PHOTOGRAPH

EXHIBIT A

MILWAUKEE COUNTY RESEARCH PARK CORPORATION

SOUTHWEST QUADRANT PARCEL

PREMISES

LEGAL DESCRIPTION

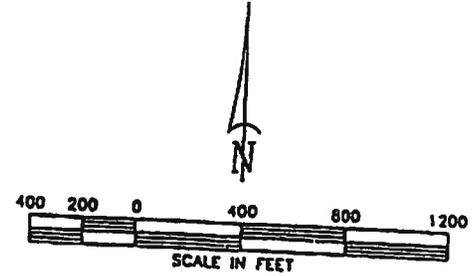
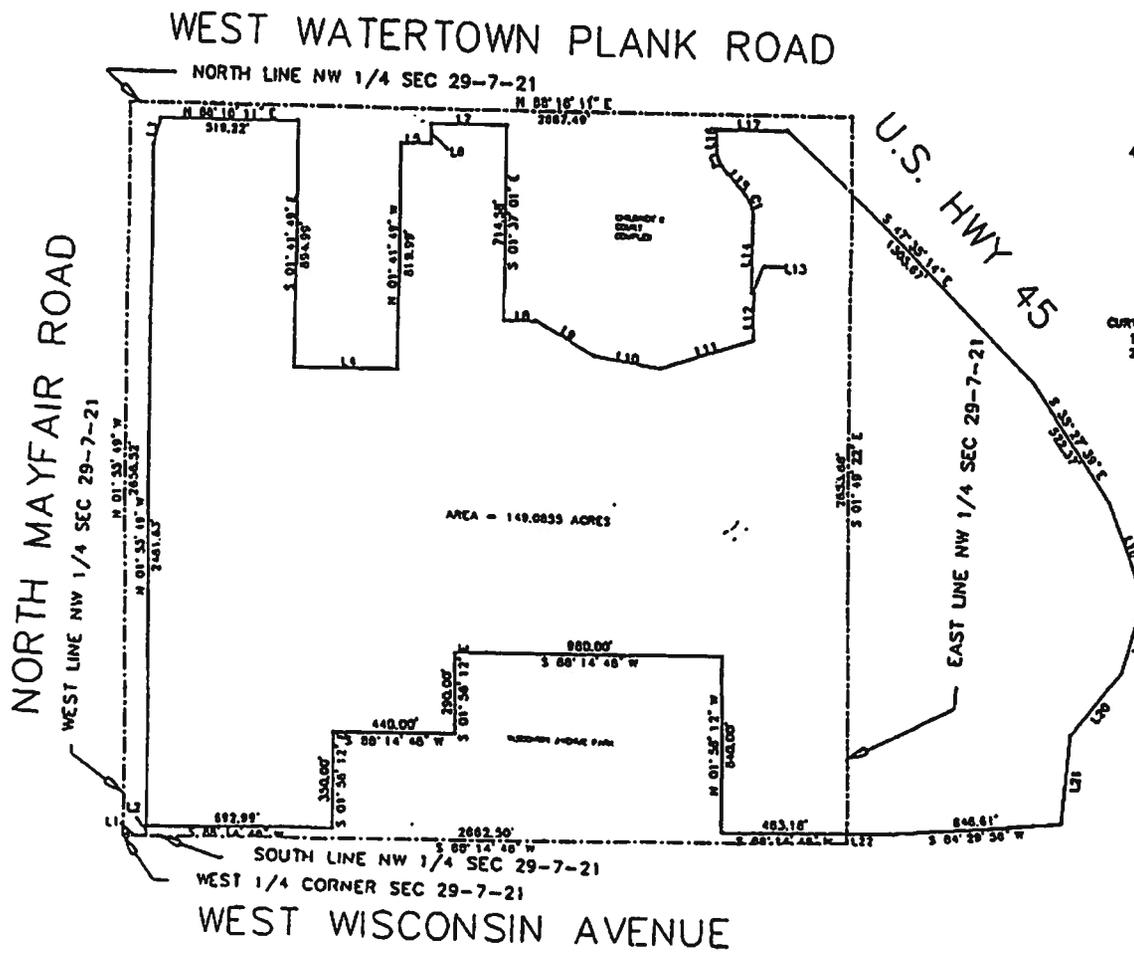
That part of the NW 1/4 and the NE 1/4 of Section 29, T7N, R21E, in the City of Wauwatosa, Milwaukee County, Wisconsin, which is bounded and described as follows:

Commencing at the West 1/4 corner of said Section; Thence N 88°14'48.0"E for 87.00 feet along the south line of the NW 1/4 of said Section to a point; Thence N 01°55'49.0"W and parallel with the West line of the NW 1/4 of said Section for 40.00 feet to the Point of Beginning, said point being the intersection of the north line of W. Wisconsin Ave. with east line of N. Mayfair Road; Thence continuing N 01°55'49.0"W along the east line of N. Mayfair Road and parallel with the west line of the NW 1/4 of said Section for 2461.63 feet to a point; Thence N 13°44'11.0"E for 103.53 feet to a point on the south line of W. Watertown Plank Road, said line being 55.00 feet south of and parallel to the north line of the NW 1/4 of said Section; Thence N 88°18'11.0"E along said south line of W. Watertown Plank Road for 519.22 feet to a point; Thence S 01°41'49.0"E 694.99 feet to a point; Thence N 68°18'11"E 371.51 feet to a point; Thence N 01°41'49"W 619.99 feet to a point; Thence N 88°18'11"E 110.00 feet to a point; Thence N 01°41'49"W 75.00 feet to a point on the south line of W. Watertown Plank Road, said line being 55.00 feet south of and parallel to the north line of the NW 1/4 of said Section; Thence N 88°18'11"E 272.89 feet along the south line of W. Watertown Plank Road to a point; Thence S 01°37'01"E 714.58 feet to a point; Thence N 87°46'46"E 118.52 feet to a point; Thence S 62°42'37.0"E for 250.20 feet to a point; Thence S 82°28'02.0"E for 250.20 feet to a point; Thence N 71°04'12.0"E for 356.69 feet to a point; Thence N 01°41'04.0"W for 170.00 feet to a point; Thence S 68°18'56.0"W for 10.00 feet to a point; Thence N 01°41'04.0"W for 278.21 feet to the beginning of a curve, said curve having central angle of 40°24'30", radius 123.00 feet, chord bearing N 21°53'19.0"W, and chord distance 84.96 feet; Thence along the arc of said curve for a distance of 86.75 feet to the end of the curve; Thence N 42°18'12.0"W for 101.34 feet to the beginning of a curve, said curve having central angle of 40°24'57", radius 164.00 feet, chord bearing N 21°54'19.0"W, and chord distance 113.30 feet; Thence along the arc of said curve for a distance of 115.68 feet to the end of the curve; Thence N 01°41'49.0"W for 58.00 feet to a point on the south line of W. Watertown Plank Road, said line being 55.00 feet south of and parallel to the north line of the NW 1/4 of said Section; Thence N 88°18'11.0"E along said south line of W. Watertown Plank Road for 259.63 feet to a point on the westerly right-of-way line of U.S. Highway "45"; Thence S 47°35'14.0"E along said westerly right-of-way line for 1305.67 feet to a point; Thence S 35°27'39.0"E along said westerly right-of-way line for 522.37 feet to a point; Thence S 21°03'37.0"E along said westerly right-of-way line for 379.31 feet to a point; Thence S 14°58'48.0"W along said westerly right-of-way line for 277.89 feet to a point; Thence S 38°31'14.0"W along said westerly right-of-way line for 295.50 feet to a point; Thence S 03°57'18.0"W along said westerly right-of-way line for

325.30 feet to a point; Thence S 84°29'56.0"W for 646.61 feet to a point on the north line of W. Wisconsin Ave.; Thence S 88°28'48.0"W along the north line of W. Wisconsin Ave. for 160.09 feet to a point; Thence S 88°14'48.0"W along the north line of W. Wisconsin Ave. and parallel with the south line of the NW 1/4 of said Section for 463.18 feet to a point; Thence N 01°56'12.0"W for 640.00 feet to a point; Thence S 88°14'48.0"W parallel with the south line of the NW 1/4 of said Section for 980.00 feet to a point; Thence S 01°56'12.0"E for 290.00 feet to a point; Thence S 88°14'48.0"W parallel with the south line of the NW 1/4 of said Section for 440.00 feet to a point; Thence S 01°56'12.0"E for 350.00 feet to a point on the north line of W. Wisconsin Ave.; Thence S 88°14'48.0"W along the north line of W. Wisconsin Ave. and parallel with the south line of the NW 1/4 of said Section for 692.99 feet to the Point of Beginning.

Said parcel containing 149.0855 Acres more or less.

DEPARTMENT OF PUBLIC WORKS
PROFESSIONAL SERVICES DIVISION
11/9/90 GGH
REVISED 10/29/91 GGH
REVISED 11/21/91 GGH



CURVE	DELTA	RADIUS	ARC	CHORD	TANGENT	CHORD BIC
1	40° 24' 30"	123.00	88.75	84.88	43.27	N 21° 53' 10" W
2	40° 24' 57"	164.00	119.88	113.36	60.37	S 21° 54' 10" E

LINE	BEARING	DISTANCE
1	N 00° 00' 00" E	02.90'
2	N 01° 25' 40" W	40.00'
3	N 13° 44' 11" E	103.63'
4	N 88° 10' 11" E	371.31'
5	N 88° 10' 11" E	110.00'
6	N 01° 41' 49" W	73.00'
7	N 88° 10' 11" E	272.89'
8	N 07° 48' 48" E	118.32'
9	S 62° 42' 37" E	250.20'
10	S 62° 28' 02" E	250.20'
11	N 71° 04' 12" E	358.61'
12	N 01° 41' 04" W	170.00'
13	S 88° 16' 34" W	10.00'
14	N 01° 41' 04" W	278.21'
15	N 42° 18' 12" W	101.34'
16	N 01° 41' 49" W	38.00'
17	N 88° 10' 11" E	359.63'
18	S 21° 03' 37" E	379.31'
19	S 14° 35' 48" W	272.89'
20	S 38° 31' 14" W	293.50'
21	S 03° 57' 18" W	323.30'
22	S 88° 20' 48" W	160.00'

WILSON COUNTY D.P.C.			
PROFESSIONAL SURVEY ENGINEER			
RESEARCH PARK			
SOUTHWEST QUADRANT			
DATE	SCALE	SHEET	DRAWN BY
11/21/01	1" = 60'	1 of 1	RL



EXHIBIT B

**GROUND LEASE BETWEEN MILWAUKEE COUNTY AND
MILWAUKEE COUNTY RESEARCH PARK**

GROUND LEASE

Between

MILWAUKEE COUNTY

AND

MILWAUKEE COUNTY RESEARCH PARK

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GROUND LEASE

THIS LEASE is dated as of March 24, 1992
between MILWAUKEE COUNTY, a municipal corporation ("Lessor")
and MILWAUKEE COUNTY RESEARCH PARK CORPORATION, a Wisconsin
nonstock, nonprofit corporation ("Lessee").

RECITALS

Lessor and Lessee acknowledge the following:

A. Lessor's Board of Supervisors desires to foster and encourage the development of a research and technology park on a portion of the County Institution Grounds (the "Research Park"). To accomplish this end, a Blue Ribbon Task Force on the Disposition of Milwaukee County Institution Lands was formed and prepared a Final Report that was transmitted to the County Executive on September 23, 1985 (the "Final Report").

B. Lessor's Board of Supervisors, by resolutions (file nos. 84-947 and 86-64), adopted the findings of the Blue Ribbon Task Force as set forth in the Final Report, except to the extent modified by said resolutions (the "Resolutions"). The Resolutions further provided that the site for the Research Park shall include: (1) approximately 158 acres consisting of

the southwest quadrant plus the Watertown Plank Road Park and Ride lot, except for lands used for Wisconsin Avenue Park, Children's Court Center, Wauwatosa Fire Station, County Nursing Home; and (2) approximately 15 acres of the northeast quadrant known as the former agricultural school site, as specified in adopted resolution file no. 81-1107(a), which includes buildings S-1 through S-6. This land and the improvements thereon as of the Effective Date of this Lease, as defined below, together with such other land and improvements that Lessor and Lessee shall agree in writing is subject to this Lease, are referred to in this Lease as the "Premises."

C. The Final Report and the Resolutions recommend that the responsibility for the creation, development, management and operation of the Research Park be vested in Lessee and that the Premises be leased by Lessor to Lessee pursuant to a long-term ground lease to assist in accomplishing the purpose of establishing a Research Park on the Premises.

D. The State of Wisconsin in 1989 Wisconsin Act 265 effective May 4, 1990 (Wisconsin Statutes section 59.07(149) (the "Statute") has authorized Lessor to participate in the development of a research and technology park under the conditions stated in the Statute.

E. Lessor, acting through its County Board, has made the necessary determinations required by the Statute.

F. Lessor and Lessee hereby desire to enter into this Lease in order to transfer a leasehold estate in the Premises to Lessee for the purposes set forth in the Final Report, the Resolutions and the Statute and to retain, create and attract science-based business and help develop and diversify the economic base of Milwaukee County and the State of Wisconsin.

G. Lessor and Lessee hereby desire to set forth the terms and conditions for Lessee's establishment, development, management and operation of the Research Park.

H. Concurrently with the execution of this Lease, the Premises are being subjected to a Declaration of Covenants, Conditions and Restrictions (the "Declaration").

AGREEMENTS

In consideration of the Recitals and the mutual agreements which follow, Lessor and Lessee agree as follows:

1. Premises. Lessor does hereby lease to Lessee and Lessee does hereby lease from Lessor the Premises which are

legally described in Exhibit A attached hereto. In addition, Lessor anticipates that certain land and improvements (including, without limitation, those lands depicted on Exhibit B attached hereto) may be added to the definition of the Premises, following removal of the Milwaukee County Nursing Home from the building commonly known as M-1 and the removal of the residents, if any, from the property commonly known as M-13 and M-14 (the "M-13 and M-14 Lands") when needed for development of the Research Park. It is anticipated that the Milwaukee County Nursing Home shall be removed after July 1, 1992, and the residents, if any, of the M-13 and M-14 Lands shall be removed within 180 days after notice from Lessee to Lessor of its intent to use such lands for development purposes. All such additional land and improvements shall be subject to all the terms and conditions of this Lease and may be subleased to any party permitted by this Lease. The addition of such land and improvements shall be effective as of the date and subject to the conditions of Lessor's resolution adding such land and improvements to this Lease. Lessor hereby recognizes and acknowledges the overall Master Plan for development of the Research Park (attached hereto as Exhibit C), and Lessor shall consider the overall Master Plan

in its future decisions regarding the use of lands outside the Premises.

2. Term. This Lease shall be for a term commencing on the date first above written (the "Effective Date") and continuing for a period of 100 years from the Effective Date, unless terminated earlier as provided for herein (the "Initial Term").

3. Rent.

(a) Initial Rent. Lessee hereby covenants and agrees to pay to Lessor as the Initial Rent for the Premises the sum of \$1.00 per year for each year of the Initial Term of this Lease. The Initial Rent for the Initial Term of this Lease shall be paid in advance and Lessor acknowledges receipt of \$100 as payment of the Initial Rent for the Initial Term of this Lease.

(b) Initial Funding and Additional Rent.

(i) Lessor and Lessee agree that the economic benefits to be derived from developing the Premises, together with the other income obtained by Lessee (including, without limitation, (1) any ground rent under any leases or

PAGES 6 TO 71 AVAILABLE UPON REQUEST

Services and Mental Health Complex Administration ("DHHS") describing the scope of the work (and any public safety aspects) and shall receive permission for same. Such permission shall be based solely upon (i) public safety concerns, (ii) access concerns, and (iii) continuation of DHHS programs without undue interruption; and any request for permission shall be acted upon promptly and permission shall not be unreasonably withheld by DHHS.

(o) Parking for Children's Court Center. Lessor reserves certain parking rights within the Premises for the benefit of the Children's Court Center which is located adjacent to the Premises. The terms and conditions of these rights and related obligations of Lessor and the related grant and obligations of Lessee are deemed a part of this Lease and are stated in a Parking Agreement which is attached hereto and incorporated herein by this reference. This Parking Agreement shall be executed by Lessor and Lessee concurrently with the execution of this Lease.

MILWAUKEE COUNTY

BY D.F. Schulz
David F. Schulz, County Executive

BY Rod Lanser
Rod Lanser, County Clerk

3/24/92
APPROVED
FOR
EXECUTION
Andrew J. Hunsack
CORPORATION
COUNSEL
File No. 91-809

MILWAUKEE COUNTY RESEARCH
PARK CORPORATION

BY *David F. Schulz*
Its Chairman

Attest:
Ruth Hansen
Its Secretary

State of Wisconsin))
Milwaukee County) SS

This instrument was acknowledged before me on
March 24, 1992 by David F. Schulz, as County Executive,
and Rod Lanser, as County Clerk, of Milwaukee County,

[SEAL]

Andrew L. Hunsick
Notary Public, State of Wisconsin
My commission is permanent

State of Wisconsin))
Milwaukee County) SS

This instrument was acknowledged before me on
March 24, 1992 by *Allen Taylor*, as Chairman,
and *Seila Hansen* as Secretary, of Milwaukee County
Research Park Corporation.

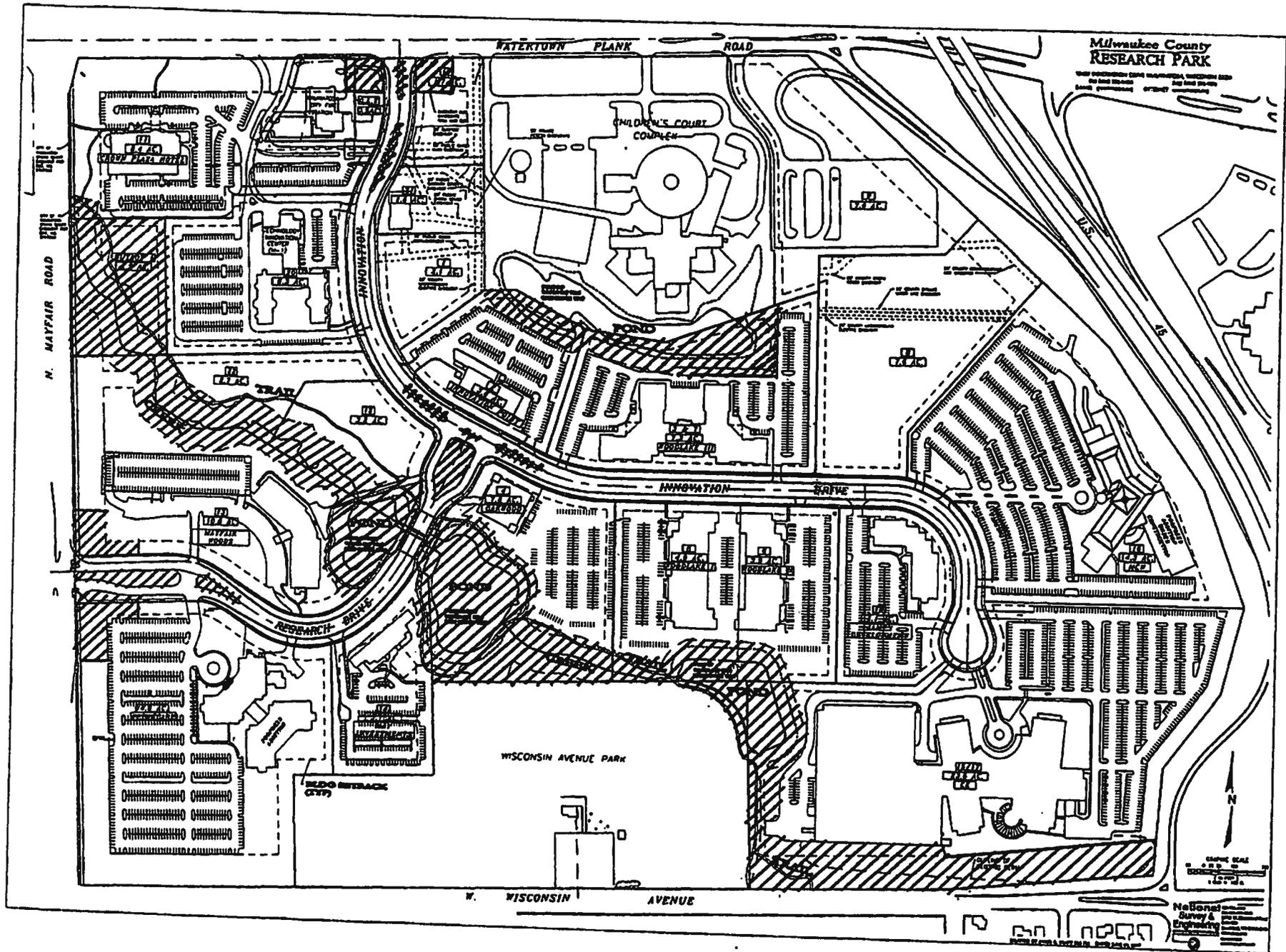
[SEAL]

Andrew L. Hunsick
Notary Public, State of Wisconsin
My commission is permanent

This document was drafted by and after recording should
be returned to:

Allen N. Rieselbach, Esq. and
Michael H. Simpson, Esq.
Reinhart, Boerner, Van Deuren,
Norris & Rieselbach, s.c.
1000 North Water Street,
Suite 2100
Milwaukee, WI 53202

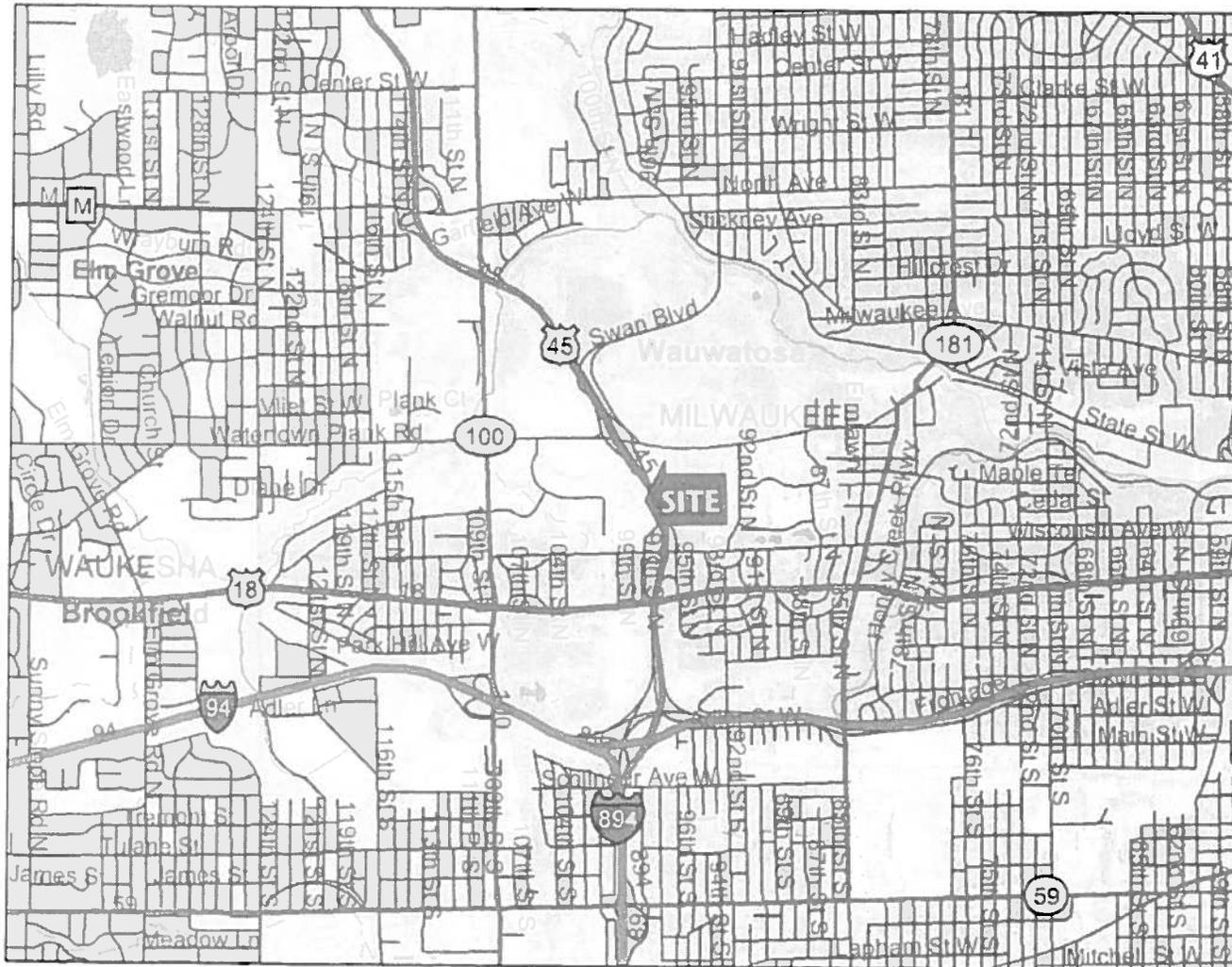
EXHIBIT C
COMMON AREAS OF THE MILWAUKEE COUNTY RESEARCH PARK



COMMON AREAS AS OF 1/1/11

EXHIBIT D
WISCONSIN DNR – SITE IDENTIFICATION RESULTS

Map Created on Apr 11, 2013



Legend

Major Highways

- Interstate
- State Highway
- U S Highways
- County Roads
- Local Roads
- 24K County Boundaries

Civil Towns

- Civil Town
- 24K Open Water
- 24K Rivers and Shorelines
- Intermittent Fluvial
- Perennial
- Cities and Villages
- Village
- City



Scale: 1:46,161

This map is a user generated static output from an Internet mapping site and is for general reference only. Data layers that appear on this map may or may not be accurate, current, or otherwise reliable. THIS MAP IS NOT TO BE USED FOR NAVIGATION.

Map Created on Apr 11, 2013



Legend

Major Highways

- Interstate
- State Highway
- U.S. Highways
- County Roads
- Local Roads

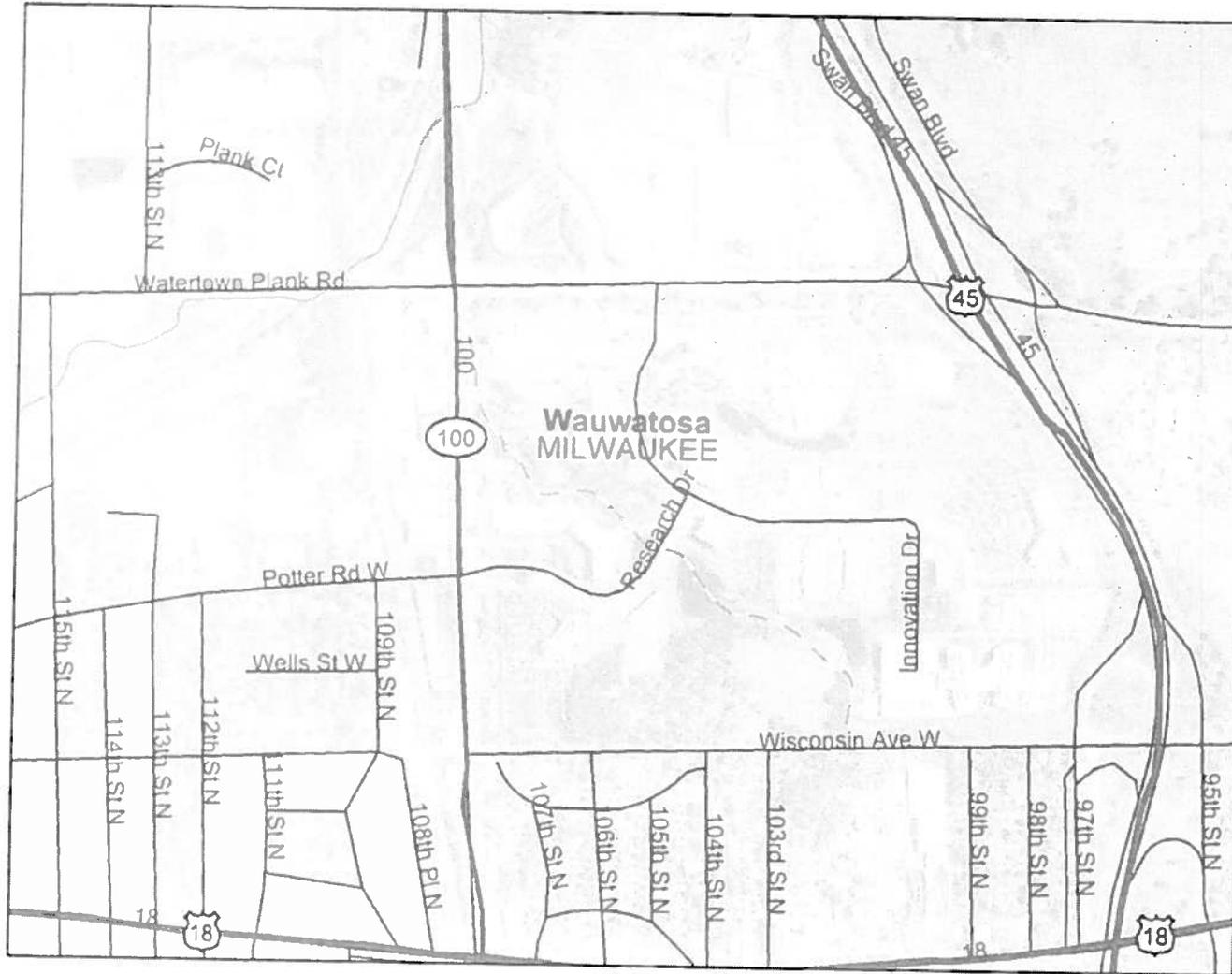
24K County Boundaries

Civil Towns

- Civil Town
- 24K Open Water

24K Rivers and Shorelines

- Intermittent
 - Fluctuating
 - Perennial
- #### Cities and Villages
- Village
 - City



This map is a user generated state output from an Internet mapping site and is for general reference only. Data layers that appear on this map may or may not be accurate, current, or otherwise reliable. THIS MAP IS NOT TO BE USED FOR NAVIGATION



Scale: 1:11,540

Wisconsin DNR - Identify Results

Report generated April 11, 2013 - 09:30 AM

 Send to Printer**Coordinate Position**

Lat/Lon: 43° 2' 32.8" N, 88° 2' 44.6" W

Decimal Lon/Lat: -88.045738, 43.042456

UTM 16N: 414822, 4766060

WTM91 (x,y): 679181, 287382

Cities and Villages

MCD Fips Code: 84675

Name: Wauwatosa

City Class Code: 2

Area (Sq. Miles): 13.27322112

MCD Type Code: C

24K Rivers and Shorelines

Water Body Name: Unnamed

Register of Waterbodies Name: Unnamed

River System WBIC: 5035805

Flow and Duration: PrimaryFlowOverLandIntermittent

Line Type: Stream/River, single-line

Stream Order: 1

Source Data Year: 1994

Hydro Geodatabase ID: 200024817

Surface Water Line No.: 43205271

County Boundaries

Name: Milwaukee

County FIPS Code: 79

DNR County Code: 41

DNR Region: Southeast Region

[Close Report Window]

EXHIBIT E
PROJECT DESCRIPTION AND SITE PHOTOGRAPHS

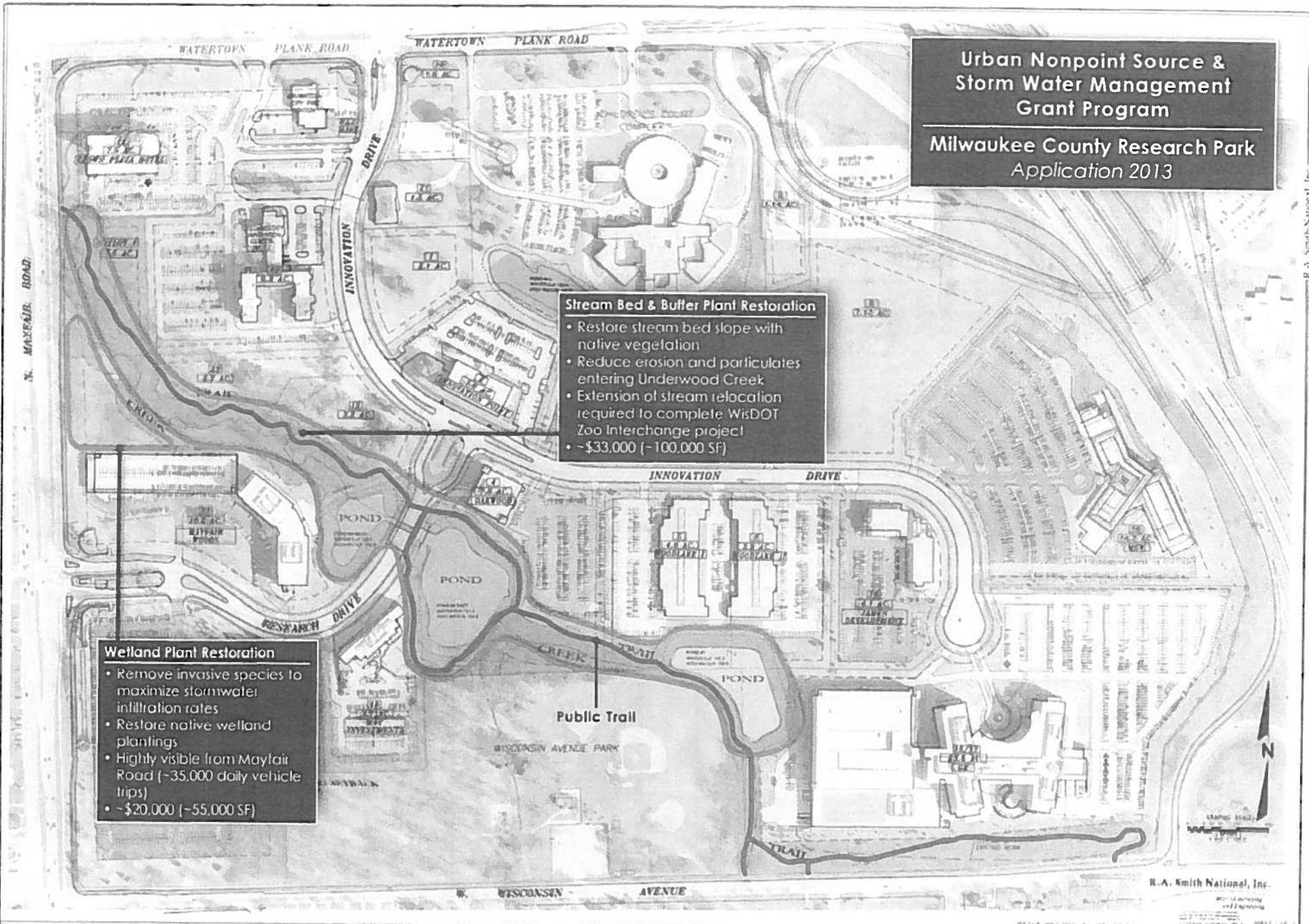
Urban Nonpoint Source & Storm Water Management Grant Program
Milwaukee County Research Park
Application 2013

Stream Bed & Buffer Plant Restoration

- Restore stream bed slope with native vegetation
- Reduce erosion and particulates entering Underwood Creek
- Extension of stream relocation required to complete WisDOT Zoo Interchange project
- ~\$33,000 (~100,000 SF)

Wetland Plant Restoration

- Remove invasive species to maximize stormwater infiltration rates
- Restore native wetland plantings
- Highly visible from Mayfair Road (~35,000 daily vehicle trips)
- ~\$20,000 (~55,000 SF)



PROJECT DESCRIPTION – PART OF EXHIBIT E

Sub-project 2. Stream Bed and Buffer Restoration

The Milwaukee County Research Park Campus provides a high-quality natural greenway that ribbons throughout the campus, centered around a series of ponds which are connected by a stream. The Campus has constructed a walking path within this greenway and has maintained the natural beauty for both campus employee and visitor enjoyment. Every year, the Campus removes invasive species and replaces them with native plants as budget allows.

In 2013, The Wisconsin Department of Transportation will be re-routing the stream as part of the Zoo Interchange project and widening of Mayfair Road/Highway 100. The Campus has been working closely with WisDOT to ensure the new stream alignment has the correct alignment, bank stabilization, and native plantings. MCRP would like to extend these improvements toward the east to compliment the Zoo Interchange construction. Improvements include stream bank plantings to reduce erosion into the stream, which flows into Underwood Creek, as well, as invasive planting removal and native plant installation. MCRP will hire a landscape architect to provide a design and plant species list.

The estimated project cost is \$33,000 (\$5,000 design and construction management and \$28,000 installation).

Sub-project 3. Wetland Plant Restoration

As part of the Campus greenway system Underwood Creek tributary, a wetland is located between the un-named creek and Mayfair Road/Highway 100. This highly visible site is prime to be a public demonstration site for proper wetland restoration. As this site will also be affected by the WisDOT Zoo Interchange Project, the timing is immediate for invasive plant removal and native plant restoration.

Milwaukee County Research Park will hire a landscape architect to prepare a restoration plan including appropriate plant species and locations. Typical wetland plant mix of forbs, sedges, and aquatics cost around \$12,000 per acre. The area is approximately 1.2 acres in size.

The estimated project cost is \$20,000 (\$3,000 design and \$17,000 installation).

Sub-project 5. Stormwater Pond Monitoring Well

The Milwaukee County Research Park prides itself on providing a high quality green space that is open to the public. This space includes a trail network along an un-named creek which flows into the Underwood Creek. Many campus

employees and community residents enjoy these trails both during and after work hours. The open space provides a quality environmental oasis for work day breaks. The open space contains a series of three stormwater ponds which retain campus stormwater. Lately, campus workers and visitors have noticed an oil sheen on the southern pond which has negatively affected their open space experience. MCRP would like to hire a hydrological engineer to install a monitoring well to collect pollutant data.

The southern pond receives off-site stormwater from Wisconsin Avenue and the residential area to the south. This data collection will be the basis for an engineer to analyze the information to determine pattern in pollution during storm events and non-storm event periods. This information will determine whether a larger stormwater management study and strategy should be conducted in the future.

The estimated project cost is \$20,000 including monitoring well installation, data gathering and preliminary analysis.

MILWAUKEE COUNTY RESEARCH PARK
2013 WISCONSIN DNR URBAN NONPOINT SOURCE & STORM WATER (UNPS&SW)
PROGRAM CONSTRUCTION GRANT APPLICATION
PROJECT 2- STREAM BED & BUFFER PLANT RESTORATION



MILWAUKEE COUNTY RESEARCH PARK
2013 WISCONSIN DNR URBAN NONPOINT SOURCE & STORM WATER (UNPS&SW)
PROGRAM CONSTRUCTION GRANT APPLICATION
PROJECT 3- WETLAND PLANT RESTORATION



MILWAUKEE COUNTY RESEARCH PARK
2013 WISCONSIN DNR URBAN NONPOINT SOURCE & STORM WATER (UNPS&SW)
PROGRAM CONSTRUCTION GRANT APPLICATION
PROJECT 5- STORM WATER POND QUALITY MONITORING



EXHIBIT F

**DETAILS OF AWARD OF GRANT FROM
THE MILWAUKEE METROPOLITAN SEWERAGE DISTRICT
2012 GREEN INFRASTRUCTURE PARTNERSHIP PROGRAM
ROUND TWO – GRANT APPLICATION**

Guy Mascari

From: McDonald, Bre [BMcDonald@mmsd.com]
Sent: Friday, November 09, 2012 8:17 AM
To: Guy Mascari
Subject: MMSD Green Infrastructure Partnership Program

Dear Guy,

You should be receiving a letter in the mail shortly announcing that your proposal was selected for funding through the Green Infrastructure Partnership Program. I will be in contact with you soon to work out the details of a funding agreement. MMSD approved \$64,000 in funding for your project for the porous pavement and rain garden portions of your application. The letters will be sent out on Tuesday, but I wanted to let you know early. Should you have any questions please feel free to call me.

Congratulations.

Bre

Breanne L. McDonald
Project Manager
Planning, Research & Sustainability Division
Milwaukee Metropolitan Sewerage District
260 W. Seeboth Street
Milwaukee, WI 53204

Ph: 414-225-2151
e-mail: bmcdonald@mmsd.com

Cell: 414-426-2587



measuring greater milwaukee's future...
one drop at a time.

<http://www.h2ocapture.com/en.aspx>

**MMSD Green Infrastructure
Partnership Funding
Milwaukee County Research Park
Application 2012**

**1 Technology Innovation Center
Rain Garden**

- Parking lot run-off treatment
- Reduce particulate that enter stream (contributory to Underwood Creek)
- Demonstration / education opportunity
- Highly visible from Mayfair Road (~35,000 daily vehicle trips)
- ~\$100,000 (~10,000 SF)

**4 Technology Innovation Center
Pervious Pavement Parking Lot**

- Pervious pavement demonstration project
- Porous asphalt installation
- 22 visitor parking spaces (220' x 20')
- ~\$27,000 (~4,400 SF)

2 Stream Bed & Buffer Plant Restoration

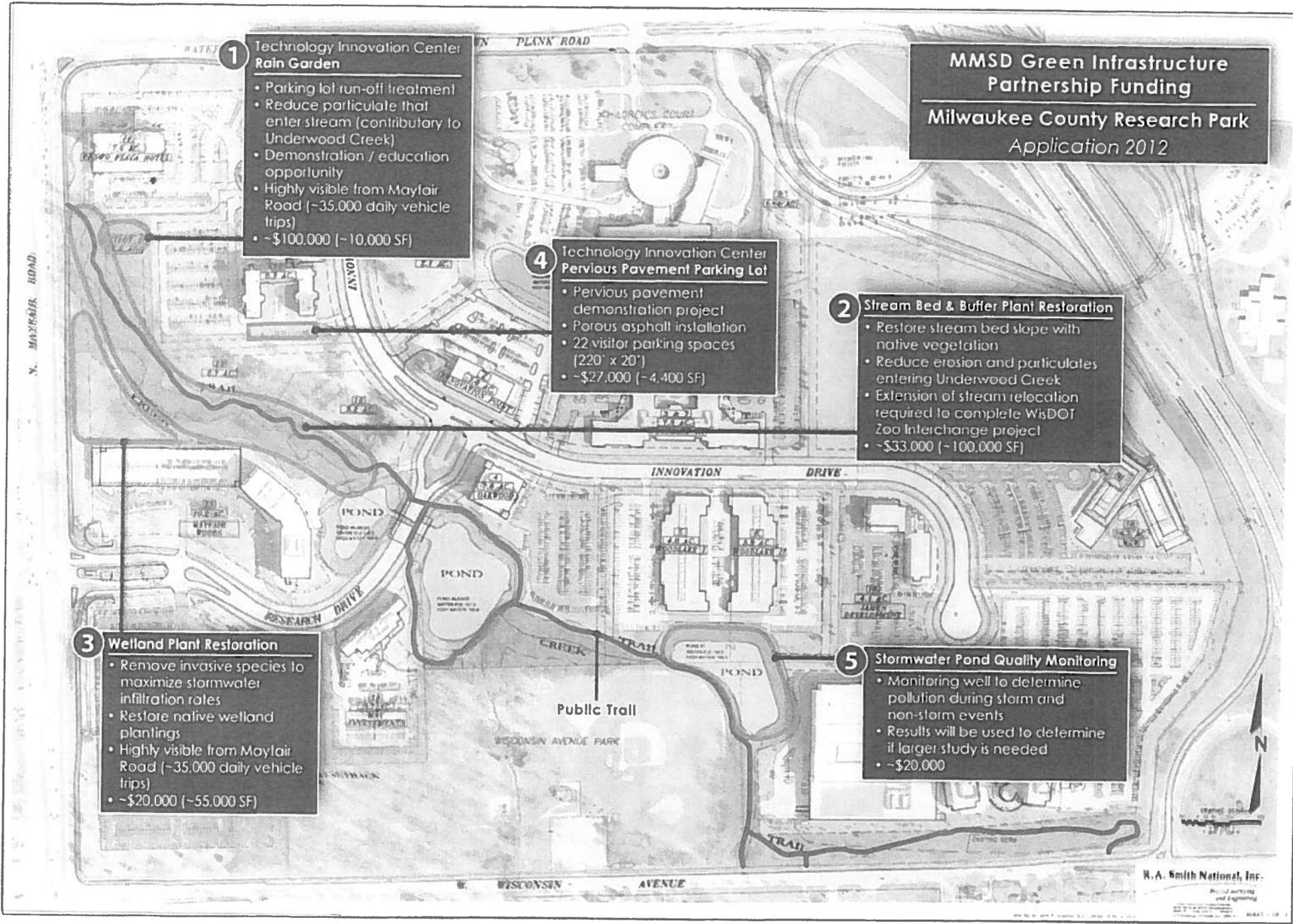
- Restore stream bed slope with native vegetation
- Reduce erosion and particulates entering Underwood Creek
- Extension of stream relocation required to complete WisDOT Zoo Interchange project
- ~\$33,000 (~100,000 SF)

3 Wetland Plant Restoration

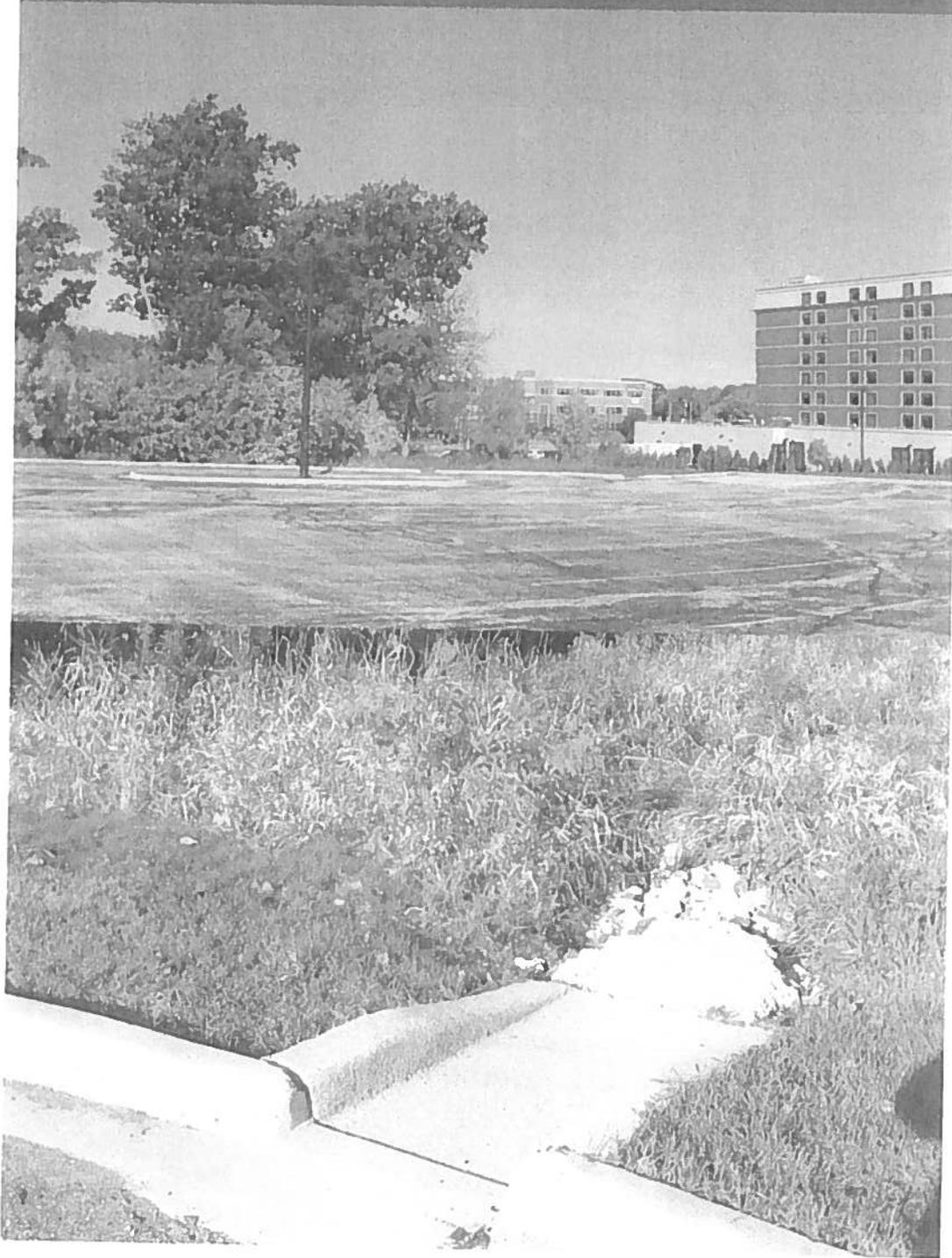
- Remove invasive species to maximize stormwater infiltration rates
- Restore native wetland plantings
- Highly visible from Mayfair Road (~35,000 daily vehicle trips)
- ~\$20,000 (~55,000 SF)

5 Stormwater Pond Quality Monitoring

- Monitoring well to determine pollution during storm and non-storm events
- Results will be used to determine if larger study is needed
- ~\$20,000



MILWAUKEE COUNTY RESEARCH PARK
2012 MMSD GREEN INFRASTRUCTURE PARTNERSHIP PROJECT
PROJECT 1 - TECHNOLOGY INNOVATION CENTER
RAIN GARDEN



MILWAUKEE COUNTY RESEARCH PARK
2012 MMSD GREEN INFRASTRUCTURE PARTNERSHIP PROJECT
PROJECT 4 - TECHNOLOGY INNOVATION CENTER
PERVIOUS PAVEMENT PARKING LOT



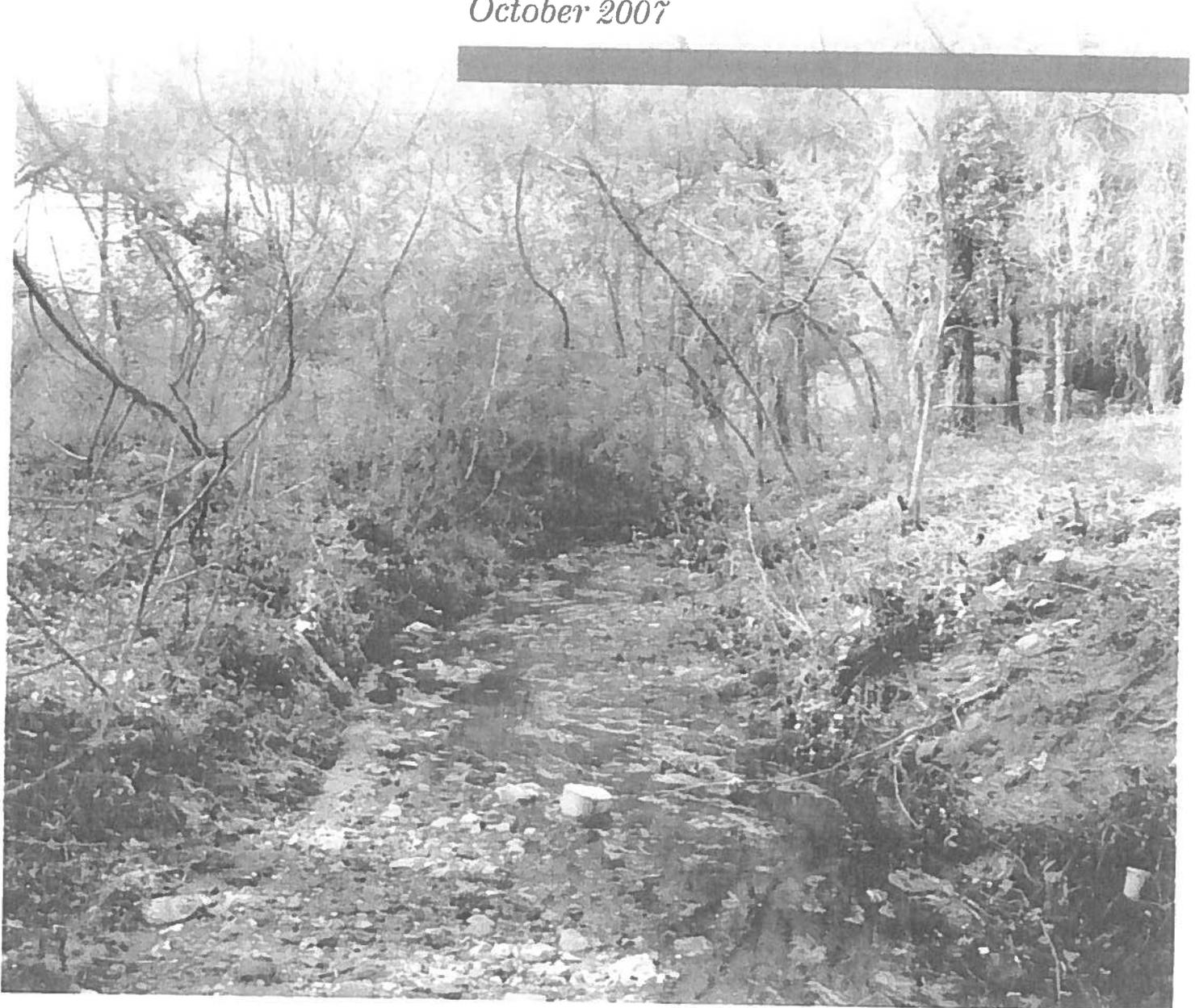
EXHIBIT G
DETAILS OF
U.S. FISH & WILDLIFE SERVICE
SPRINGHOUSE RUN STREAM RESTORATION
WASHINGTON, DC

U.S. Fish & Wildlife Service

Springhouse Run Stream Restoration Washington, DC

**10 percent
Conceptual Design**

*CBFO-S07-02
October 2007*



SPRINGHOUSE RUN STREAM RESTORATION, WASHINGTON, D.C.: 10 PERCENT CONCEPTUAL DESIGN

By: Christopher K. Eng and Richard R. Starr

Stream Habitat Assessment and Restoration Program
U.S. Fish and Wildlife Service
Chesapeake Bay Field Office
Annapolis, Maryland

CBFO-S07-02



Prepared in cooperation with:
District of Columbia, Department of Environment, Watershed Protection Division; and
U.S. Department of Agriculture, National Arboretum

October 2007

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A. INTRODUCTION

The District of Columbia (D.C.), Department of the Environment, Watershed Protection Division (DOE) and the U.S. Fish and Wildlife Service (Service) – Chesapeake Bay Field Office entered into a Memorandum of Understanding (MOU) (Agreement 51410-1902-0172) to implement stream and riparian habitat restoration projects within the D.C. watershed. As part of the MOU, the Service completed an assessment of the main-stem and tributaries of Hickey Run located on U.S. National Arboretum (Arboretum) and U.S. National Park Service property. The Service, in partnership with the Arboretum and DOE, is developing a stream restoration design for a 1,268-foot section of Springhouse Run, one of the tributaries to Hickey Run (Figure 1).

The goal of stream restoration is to return Springhouse Run to a stable, self-maintaining state while meeting the aesthetic goals of the Arboretum. Stream stability is not a static state but a dynamic process with a tendency towards equilibrium between stream discharge, sediment transport, and channel dimension, plan form, and longitudinal profile. Restoring a stream to this stable state and restoring its riparian buffer will address a number of aquatic and riparian habitat concerns. A successful stream restoration will also address some water quality issues including reducing sediment and nutrients, which are significant issues for the Chesapeake Bay and its natural resources.

The first task in developing the restoration plans was to conduct a watershed and stream assessment. The Service presented the findings and recommendations of this assessment in the *Hickey Run, Washington, D.C.: Watershed and Stream Assessment* (Starr and McCandless, 2005). Based on the watershed and stream assessment, the Arboretum, DOE, and Service selected Springhouse Run as a stream restoration demonstration project. In 2007, the Service completed the Springhouse Run topographic survey, which augmented the existing topographic data provided by the Arboretum.

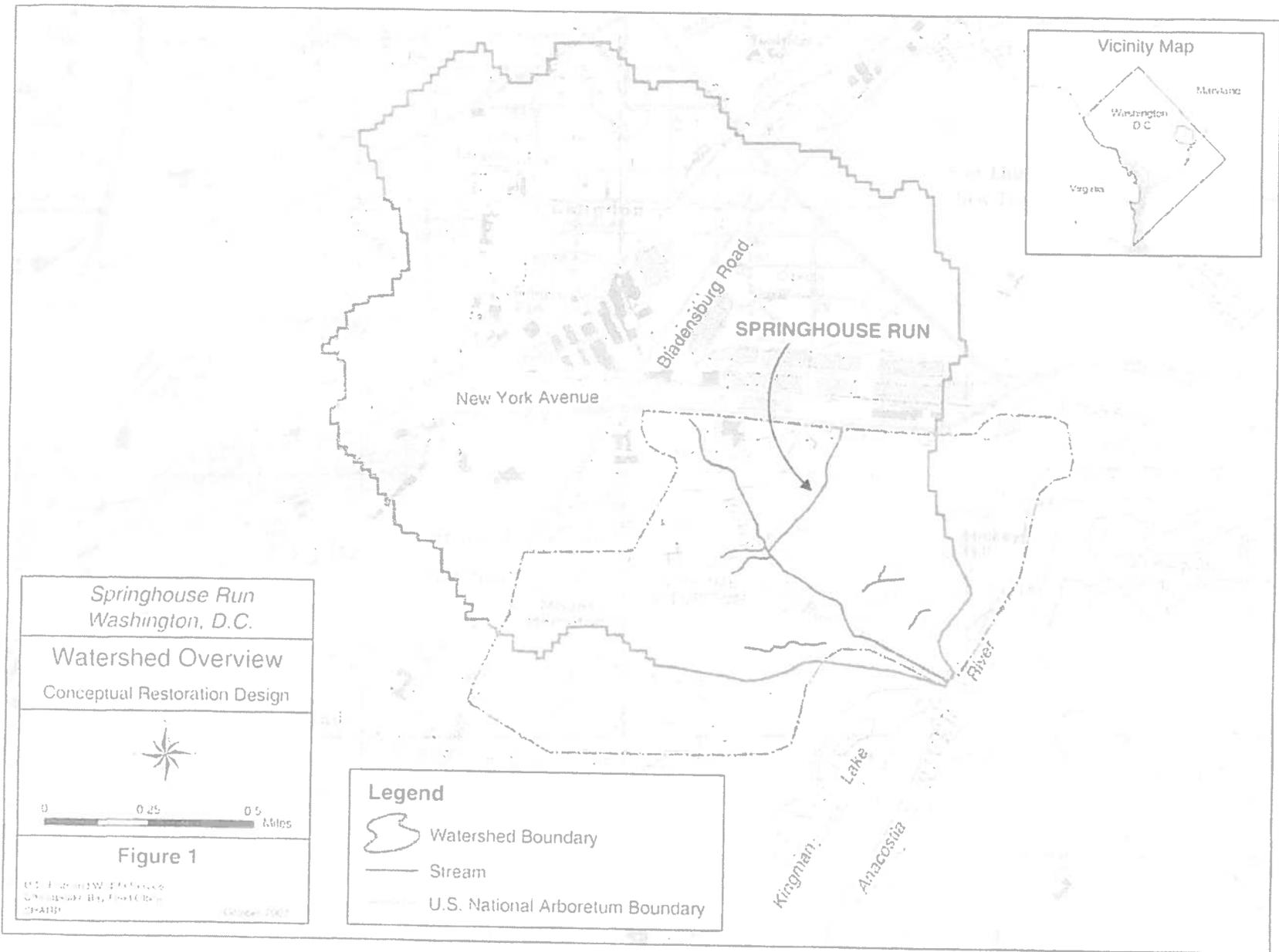
The purpose of this report is to present the ten percent conceptual stream restoration (10%) design developed by the Service, through cooperation with the Arboretum and DOE. The 10% design report briefly presents the design methodology, restoration strategies, and restoration alternatives. The 10% design plans show the existing conditions and the conceptual stream alignment.

B. 10 PERCENT DESIGN DEVELOPMENT

This section presents a brief summary of the methods used by the Service to develop the 10% design. The Service uses a natural channel design approach that uses stable reference stream characteristics as a template for restoring the impaired stream.

1. Natural Channel Design Methodology

The Service used natural channel design methodology to design the stream cross section, planform, and profile for restoring Springhouse Run. Natural channel design methodology



employs geomorphic measurements from stable streams as a template for restoring the impaired stream. Measurements from the stable streams are converted to dimensionless ratios by dividing by various bankfull characteristics, which allows the Service to apply characteristics from reference streams of different sizes to the impaired stream.

The objective of natural channel design is to make adjustments in stream cross section, planform, and longitudinal profile such that the restored stream will accommodate the flow regimes and sediment supply without creating excessive erosion or deposition in project area, or upstream or downstream of the project area.

For the 10% design, the Service used cross section and planform dimensionless ratios to develop the conceptual stream alignment. In subsequent design phases, the Service will further develop cross section and profile design using additional dimensionless ratios.

2. Restoration Objectives

The Service developed restoration objectives based on input from the Arboretum and DOE, and Service mission statements. The conceptual phase of the design is the time to refine, add or delete any of the objectives. The objectives are the primary criteria that will guide the design process and influence the final design. Therefore, it is critical for the Arboretum, DOE and the Service to finalize the objectives before moving forward with the restoration design

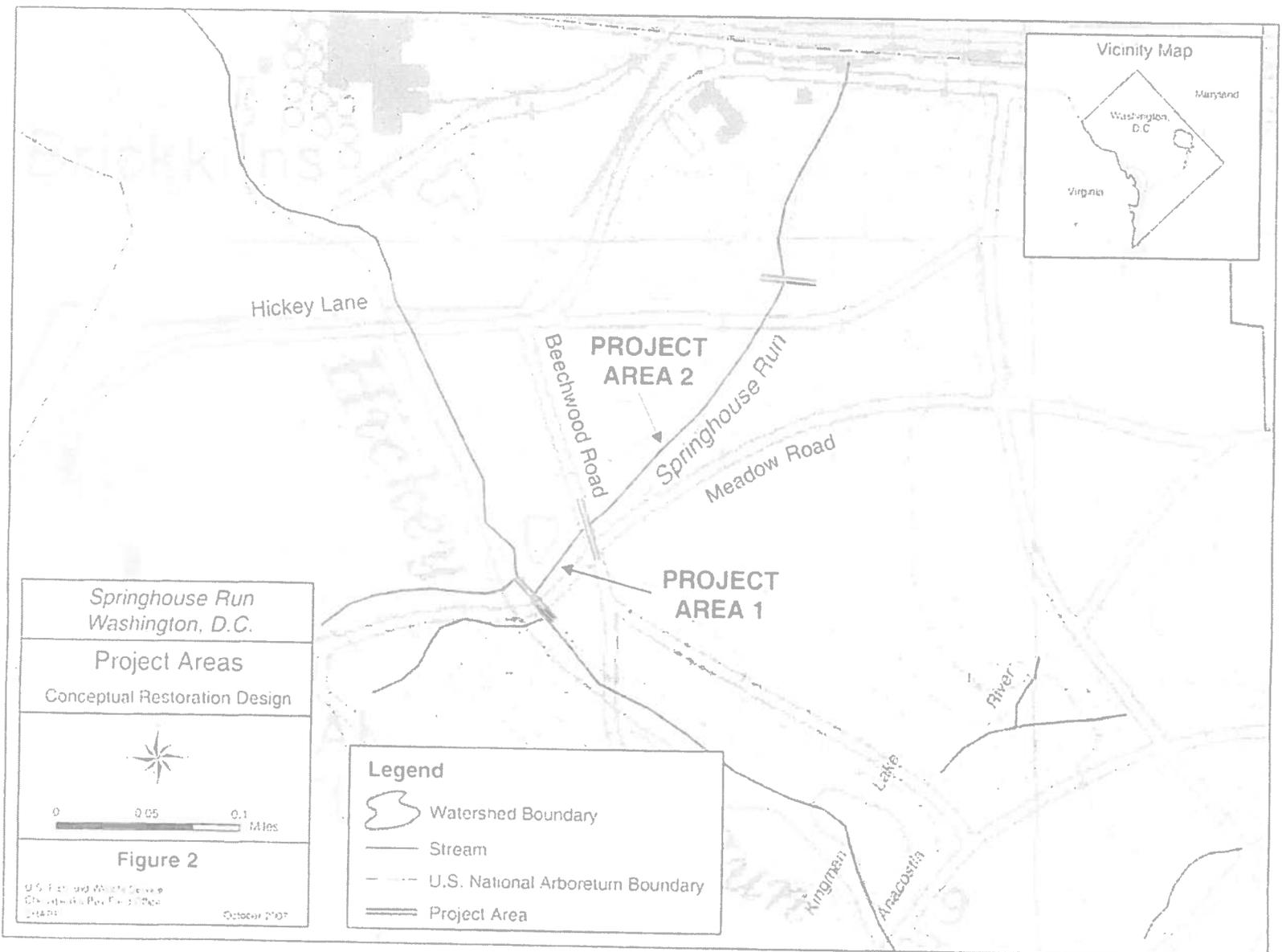
- Restore a natural, self-sustaining stream
- Apply natural channel design principles
- Improve instream habitat (i.e., diversity and quality)
- Maintain Arboretum landscape, aesthetics, and infrastructure
- Improve water quality (e.g., reduce temperatures and sediment)
- Require low maintenance
- Establish a native riparian buffer
- Address infrastructure (e.g., terracotta drainage) and contaminant constraints

3. Natural Channel Design for Springhouse Run

The Service divided the restoration area into two project areas (Figure 2). Project Area 1 is approximately 279 feet and is located between the confluence of Springhouse Run and Hickey Run, and Beechwood Road. Project Area 2 is approximately 989 feet and is located between Beechwood Road and Springhouse Pond.

a. Restoration Strategy

The Service proposes to use two restoration strategies for Springhouse Run (Table 1). Project Area 1 is a Priority 3 restoration and Project Area 2 is a Priority 2 restoration. For Project Area 1, the Service will create a moderately entrenched stream with an increased floodprone area, within or near the existing channel, because of site constraints (i.e., Heart Pond and Meadow Road). For Project Area 2, the Service will create a meandering stream with a wider floodplain, at the existing bankfull elevation.



Springhouse Run
Washington, D.C.
Project Areas
Conceptual Restoration Design

Figure 2

U.S. Fish and Wildlife Service
Chesapeake Bay Field Office
October 2007

Table 1. Restoration Strategy
Priority 2: Establishment of a Stream and Floodplain within the Existing Stream
This strategy establishes a new stream dimension, pattern, and longitudinal profile within the existing degraded stream. Excavation of the existing degraded stream may be required to create the proper meander pattern. The floodplain is either created at the existing grade or the elevation of the stream bed is raised to allow access to an abandoned floodplain. Although the floodplain is narrower than restoring the stream to the original floodplain, the presence of a reduced floodplain still attenuates flow velocities, and bank and bed shear stresses during higher flows. This alternative also relies more on bank vegetation to stabilize the stream but may require additional bank stabilization methods.
Priority 3: Establishment of a Stream with an Increased Floodprone Area within the Existing
This strategy stabilizes the stream within the existing degraded stream. While this option does not require the creation or establishment of a floodplain, it does require the creation of a floodprone area for energy dissipation. The new stream dimensions will decrease the width/depth ratio and increase the entrenchment of the stream. This alternative relies more on grade control structures to stabilize the stream and dissipate the energy of the stream than the previous alternative. This option reduces land required to establish a stable stream and reduces the need to relocate adjacent land uses encroaching on the floodplain. Additional material costs are required and this alternative does not create a diverse aquatic habitat. This alternative has a lower success rate than the first alternative and may require some maintenance.
Modified from Rosgen, 1996

Both restoration strategies will have similar channel cross section conversions that involve creating a low flow active channel bench, and increasing the width of the bankfull floodplain. The difference between the two strategies will be in the floodplain widths. The floodplain for Project Area 1 will be narrower and created, within the existing channel, by excavating the top of existing stream banks. Figure 3a illustrates the cross section conversion. For Project Area 2, fixed control points, such as the bed elevations at road crossings, prevented the Service from reconnecting the stream to its original floodplain. However, an adequate floodplain can be created, at the existing bankfull elevation, by excavating in the abandoned floodplain (Figure 3b).

b. Restoration Stream Type

The Service selected two Rosgen stream types (Rosgen, 1996) to develop the restoration design criteria for Springhouse Run, based on the valley type and site constraints (e.g., channel confinement and control elevations). The Service selected a B4 Rosgen stream type for Project Area 1 (see 10% design plans). Several factors influenced the decision to create a less sinuous, moderately entrenched stream with an increased floodprone area. First, the proximity of the existing stream to Heart Pond and Meadow Road limited the beltwidth required to designing a meandering stream. Second, creating a high sinuous channel for the highly incised stream would require significant excavation. Finally, creating a meandering stream between two fixed control points (i.e., culvert and confluence) over such a short distance is very difficult. For Project Area 2, a C4 or E4 Rosgen stream type typically exists in this valley type. These stream types are the most stable stream types in this landscape, and provide excellent habitat.

However, an E4 stream type would require significant floodplain excavation to create the proper sinuosity. Therefore, the Service selected a C4 stream, which requires a lower sinuosity and beltwidth, resulting in less earth work (see 10% design plans).

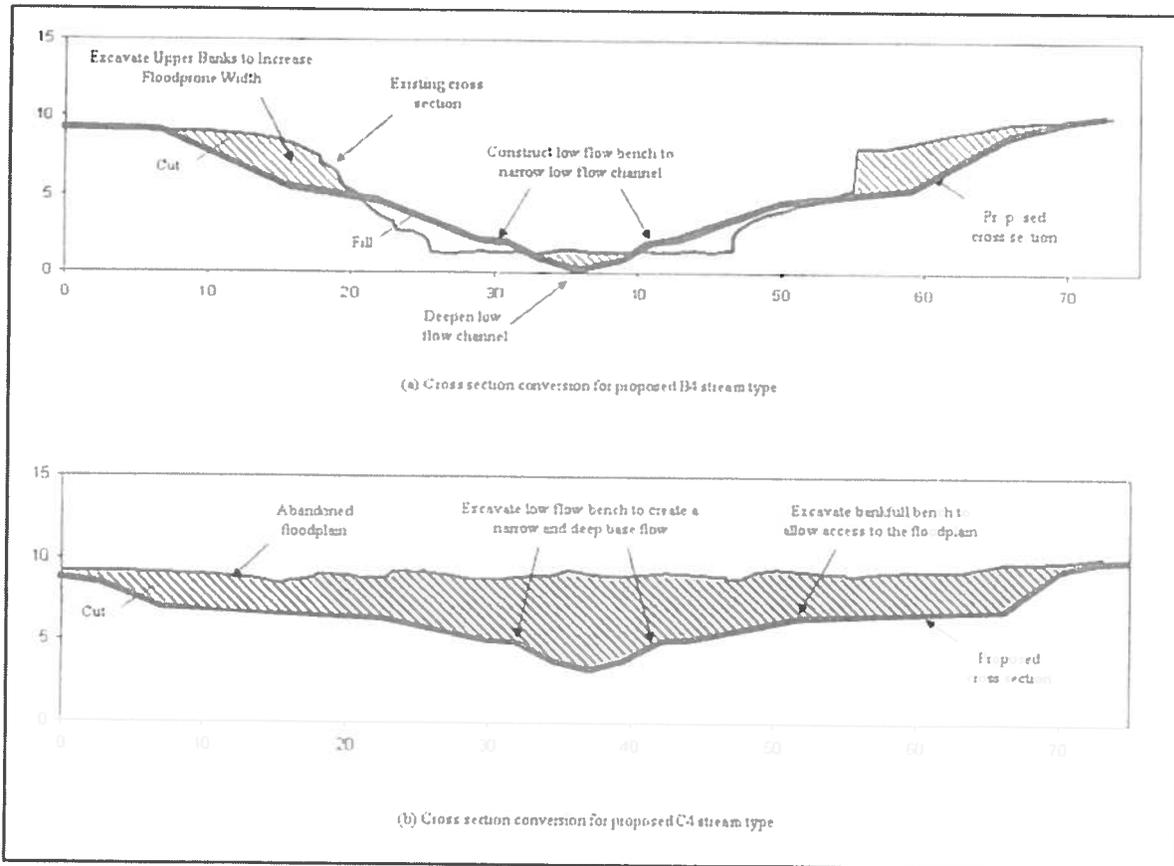


Figure 3. Illustration of Cross Section Conversions (modified from Shea et al., 2005)

c. Reference Reach

A suitable reference reach should possess similar hydrologic, geologic, and physiographic characteristics to the restoration reach. The shape of a particular stream represents the balance between erosive forces applied to a stream by water flowing down a slope and the resistive forces supplied by native stream substrate and streambanks. Streams formed in differing types of alluvium or rock respond differently to the same hydrology. Likewise, streams of the same lithology and geology exhibit differing forms if subjected to differing hydrologic regimes. For example, compare two streams within the same area, one of which possesses an undeveloped watershed and the other possessing an urbanized watershed.

Urbanization changes the timing and volume of stormflows causing urban streams to have an enlarged cross section. Because of differences in the response of streams to differences in boundary conditions (*i.e.*, stream flow, vegetation, geology, and lithology), it is important to select a reference reach with similar hydrophysiographic characteristics. Generally, this would

be a stream located in the same general area with similar land use, physiography, valley characteristics, and lithology.

Finding reference reaches for urban stream restoration is difficult. It is rare to locate a stream that possesses both an urban discharge regime and stable stream characteristics. If a suitable reference reach cannot be located, streams from remote locations may be used for reference reaches if there is close similarity in physiographic conditions (Hey, 2006). The Service was unable to locate a reference reach (*i.e.*, a stable stream) near Springhouse Run. Therefore, the Service compiled data for C4 reference reaches from streams with similar physiographic conditions in Washington, D.C., Maryland, and North Carolina. The B4 reference reaches were from streams in a different physiographic condition; however, the existing site conditions and constraints allow this to be appropriate.

Natural channel design methodology employs the characteristics of stable streams as a template for designing restored streams. Selection of a Rosgen stream type identifies the broad characteristics for the restored stream, but does not provide sufficient design parameters to develop stream restoration plans. Additional geomorphic measurements must be collected from stable streams that fully detail the characteristics of a stable stream's cross section, planform, and profile. A stream possessing stable characteristics is termed a "reference reach." The geomorphic characteristics of the reference reach are used as a template for designing stream restoration projects. The primary requirement of a reference reach is that the stream reach is stable. The reference reach is not required to be in a natural, undisturbed state. As in the case with Springhouse Run, the Service selected stable reference reaches with stream characteristics that are common to urban, coastal plain streams (e.g., less sinuous and narrower beltwidth).

d. Bankfull Determination

The bankfull discharge is the discharge (or range of discharges) which is responsible for the formation and maintenance of the stream channel dimensions, plan form, and longitudinal profile. The stream typically develops bankfull indicator(s), such as a significant slope break and floodplain feature, along the stream banks at the bankfull stage. An accurate determination of the bankfull indicator(s) is one of the most critical aspects of assessing and restoring a stream because surveyors will base the entire survey, assessment, and restoration on its determination.

The Service identified bankfull during the field assessment and surveyed a representative cross section (Table 2). The Service presents a more detailed discussion of the bankfull determination for Hickey Run and its tributaries in *Hickey Run, Washington, D.C.: Watershed and Stream Assessment* (Starr and McCandless, 2005). The process used by the Service to validate the bankfull determination is present in *Upper Watts Branch Stream Restoration - 30 Percent Concept Design* (Shea, 2006).

Bankfull Characteristics	Representative Cross Section
Area (ft ²)	17.1
Width (ft)	11.7
Mean Depth (ft)	1.5
Discharge (cfs)	31.6
* Determined by Manning's equation using Manning's n by stream type	

e. Restoration Techniques

The Service selected three stream restoration techniques based on the restoration objectives and the stability problems identified during the watershed and stream assessment. The Service only considered restoration alternatives based on natural channel design (NCD) principles. Therefore, such alternatives like riprap revetments, concrete channels, and bioengineering techniques were not included in the alternative analysis.

1) Soil Fabric Lifts

The Service proposes to use soil lifts in situations where fill is required to create the low flow, active channel and bankfull benches (Photographs 1 and 2). Soil fabric lifts are layers of soil held temporarily in-place with a bio-degradable fabric. The soil lifts are typically vegetated with a grass seed mix and live cuttings are placed in between the soil layers. Roots from the grass and live cutting establish and naturally maintain the soil layers, replacing the degrading fabric. Adjustments to the vegetation plan can be changed to accommodate Arboretum objectives.

2) Rock and Log Instream Structures

Rock and log structures are instream structures, made of rocks and logs, used to divert erosive stream flows away from streambanks and maintain streambed elevations. The most typical rock and log structures used from stream restoration are cross vanes, J-hook vanes, vanes, and step pools (Photographs 3, and 4). The instream structures are designed to redirect the flow through tight bends, dissipate energy through turbulence, and prevent high shear stress on streambanks. The rock and log structures provide streambed and bank stability and allow the streambed to naturally armor and the riparian vegetation to establish. In addition, provide excellent instream habitat and convey stream flows through constricted bridge crossings.

3) Riparian Buffer

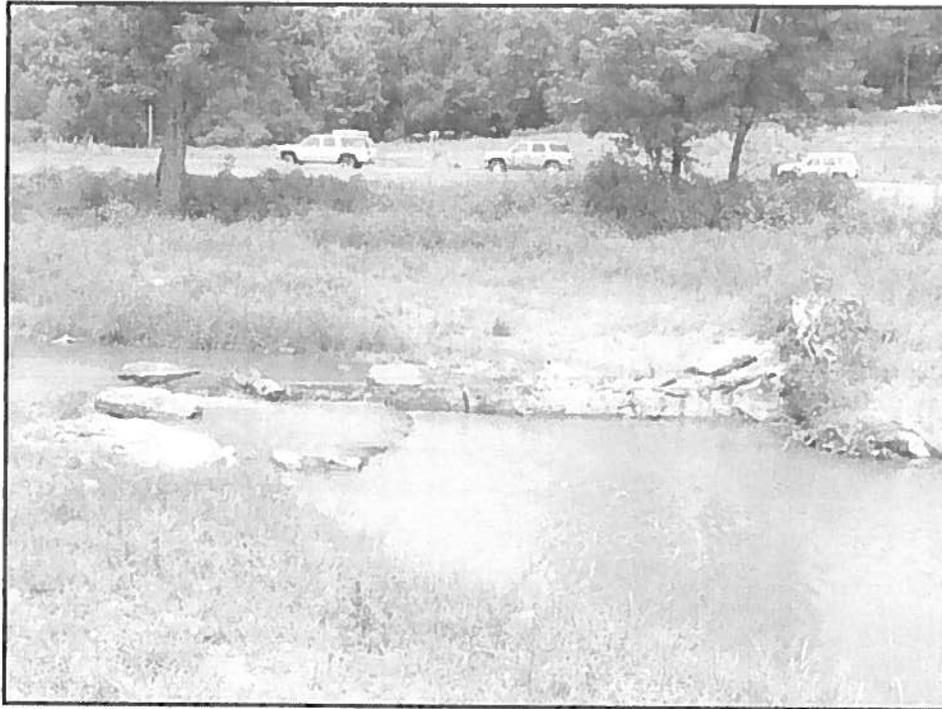
The instream structures and soil fabric lifts provide a skeleton for the stream, but in the long-term, the riparian plantings will maintain the stability of the stream (Figure 4). Riparian plantings will provide rooting to increase the strength of streambanks, riparian habitat, and increase stream roughness that will slow down stream stormflow velocities. No planting occurs within the low flow or active channel. The active channel area is where stream gravel transport occurs.



Photograph 1. Soil fabric lifts under construction.



Photograph 2. Soil fabric lifts 17 months after construction.



Photograph 3. Example of a log/rock j-hook.



Photograph 4. Example of a rock cross vane.

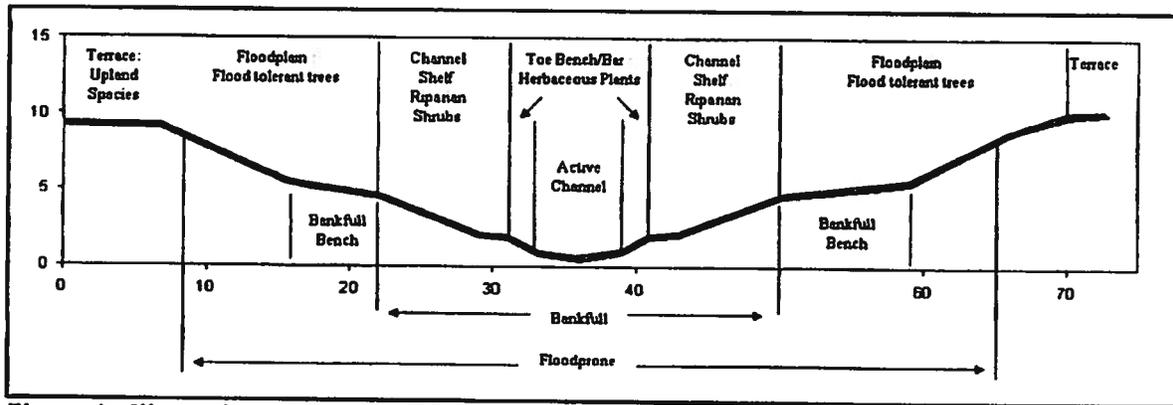


Figure 4. Illustration of Riparian Planting Zones (modified from Shea et al., 2005)

The low flow benches are located between the top of the active channel and bankfull depth. The top of the low flow benches is a frequently flooded area located below bankfull elevation

Riparian vegetation that can withstand frequent flooding and have a dense root system will be planted in this zone. The floodplain zone starts above bankfull. This area will contain riparian shrubs or trees that can withstand occasional inundation. The bankfull bench is a flat or shallowly sloped zone above bankfull that slows high velocity flows during flows above bankfull. Flow velocities at the outer edge of the bankfull bench will be too slow to erode the steeper banks connecting the bench to the flood-prone area.

C. CONCEPTUAL DESIGN SUMMARY

The development of a restoration design is an iterative process and the 10% design is the first step. The proposed stream alignment and riparian buffer is the Service's first attempt at developing a design that meets all the partners' objectives. As a partner in the restoration of Springhouse Run, the Service encourages the Arboretum and DOE to continue to provide suggestions and constructive critiques of the restoration project. It is the goal of the Service, to develop the best restoration design, which fulfills all the objectives of the Arboretum, DOE and the Service.

LITERATURE CITED

1. Hey, R.D. 2006. Fluvial Geomorphological Methodology for Natural Stable Channel Design. *Journal of American Water Resources Association*. April 2006. Vol. 42, No. 2. pp. 357-374. AWRA Paper No. 02094.
2. Rosgen, D.R. 1996. Applied River Morphology. Wildland Hydrology. Pagosa Springs, CO.
3. Shea, C. 2006. Upper Watts Branch Stream Restoration - 30 Percent Concept Design. U.S. Fish and Wildlife Service. Annapolis, MD. CBFO-S06-01
4. Starr, R.R. and T.L. McCandless. 2004. Hickey Run, Washington D.C.: Watershed and Stream Assessment. U.S. Fish and Wildlife Service. Annapolis, MD.

DATE: April 29, 2013

TO: Marina Dimitrijevic, Chairwoman, Milwaukee County Board of Supervisors

FROM: Héctor Colón, Director, Department of Health and Human Services
Prepared by James Mathy, Administrator, Housing Division

SUBJECT: Report from the Director, Department of Health and Human Services, requesting authorization to enter into a Purchase of Service contract with Our Space for \$52,500 to provide supportive services for the Farwell Studios Permanent Supportive Housing Development

Issue

Section 46.09 of the Milwaukee County Code of General Ordinances requires County Board approval for the purchase of human services from nongovernmental vendors. Per Section 46.09, the Director of the Department of Health and Human Services (DHHS) is requesting authorization for the Housing Division to enter into a purchase of service (POS) contract with Our Space for \$52,500 to provide supportive services for the Farwell Studios Permanent Supportive Housing Development. This contract will provide individuals with on-site supportive services necessary for consumers to succeed in permanent housing. Our Space will be taking over the contract on June 1, 2013 as a result of a competitive Request for Proposal (RFP) process.

Discussion

Farwell Studios is a Permanent Supportive Housing Development that has been in operation for two years. The Housing Division worked with Cardinal Capital Management and Stay In Balance to use Neighborhood Stabilization Funds to acquire the building in foreclosure. It is a 38 unit apartment building and 19 of those units are used for the purposes of providing supportive housing to consumers receiving services through the Behavioral Health Division (BHD).

Recently, Cardinal Capital Management has been awarded Low Income Housing Tax Credits to fund a major renovation of Farwell Studios. The financial closing has already occurred and these funds will be used to substantially renovate all the apartments, HVAC systems and place an elevator in the building. The complete rehabilitation of the building will be completed in the fall. Due to this substantial upgrade, the Housing Division decided to conduct a competitive RFP for on-site supportive services provided at this location.

The competitive RFP resulted in Our Space being chosen for this purchase of service contract. Our Space has been in existence since 1987 with a mission to empower adults who have experienced mental illness to attain a more meaningful life by offering quality programs and services, which promote recovery, rehabilitation and renewal. Our Space is based on a membership and peer support concept, which creates a circle of wellness that enhances connectivity, self-determination and reintegration. Our Space has been providing on-site services at several of Milwaukee County's permanent supportive housing locations since they opened.

At Farwell Studios, Our Space will be providing comprehensive services, which will assist Milwaukee County BHD consumers with maintaining their individual housing unit and coordinating services with case management. Professional staff will work with the individual's case manager, Certified Peer Support Specialists and the resident to offer recovery-oriented services.

Individual one-on-one activities with residents will include ongoing support, assistance in establishing personal goals, feedback on recovery, development of independent living skills, including cleaning, meal planning and preparation, laundry, budgeting, shopping and bill paying. Skill development is based on daily use of existing skills, developing new skills and learning how to problem solve.

Certified Peer Support Specialists will have daily contact with each resident and communicate issues or concerns to other Certified Peer Support Specialists and professional staff. Peer Support Specialists will conduct groups under the supervision of professional staff. These groups will include mental health education groups to offer improvements in the categories of self-stigma/insight, medication management, creation of Wellness Recovery Action Plans (WRAP) and community involvement activities.

Recommendation

It is recommended that the County Board of Supervisors authorize the Director, Department of Health and Human Services, or his designee, to enter into a purchase of service contract with Our Space for \$52,500 to provide supportive services for the Farwell Studios Permanent Supportive Housing Development for the time frame of June 1, 2013 through December 31, 2013.

Fiscal Effect

Funds for these services have already been identified in the 2013 budget. A fiscal note form is attached.

Respectfully Submitted,



Héctor Colón, Director
Department of Health and Human Services

cc: County Executive Chris Abele
Raisa Koltun, County Executive's Office
Kelly Bablich, Chief of Staff, County Board
Don Tyler, Director, DAS
Josh Fudge, Interim Fiscal & Budget Administrator, DAS
CJ Pahl, Assistant Fiscal & Budget Administrator, DAS
Matthew Fortman, Fiscal & Budget Analyst, DAS
Jennifer Collins, County Board Analyst

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(ITEM) From the Director, Department of Health and Human Services, requesting authorization to enter into a 2013 purchase of service contract to provide supportive services for the Farwell Studios Permanent Supportive Housing Development, by recommending adoption of the following:

A RESOLUTION

WHEREAS, Section 46.09 of the Milwaukee County Code of General Ordinances requires County Board approval for the purchase of human services from nongovernmental vendors; and

WHEREAS, per Section 46.09, the Director of the Department of Health and Human Services (DHHS) has requested authorization to enter into a 2013 purchase of service contract between the Housing Division and Our Space to provide contracted supportive services for the Farwell Studios Permanent Supportive Housing Development; and

WHEREAS, the contract recommendation of \$52,500 is within the funds available in the 2013 Budget; now, therefore,

BE IT RESOLVED, that the Milwaukee County Board of Supervisors does hereby authorize and direct the Director of the Department of Health and Human Services, or his designee, to enter into a 2013 purchase of service contract with Our Space for \$52,500 for the period June 1, 2013 to December 31, 2013.

MILWAUKEE COUNTY FISCAL NOTE FORM

DATE: 4/29/13

Original Fiscal Note

Substitute Fiscal Note

SUBJECT: Report from the Director, Department of Health and Human Services, requesting authorization to enter into a 2013 purchase of service contract to provide supportive services for the Farwell Studios Permanent Supportive Housing Development

FISCAL EFFECT:

- | | |
|--|--|
| <input type="checkbox"/> No Direct County Fiscal Impact
<input type="checkbox"/> Existing Staff Time Required
<input checked="" type="checkbox"/> Increase Operating Expenditures
(If checked, check one of two boxes below)
<input checked="" type="checkbox"/> Absorbed Within Agency's Budget
<input type="checkbox"/> Not Absorbed Within Agency's Budget

<input type="checkbox"/> Decrease Operating Expenditures

<input type="checkbox"/> Increase Operating Revenues

<input type="checkbox"/> Decrease Operating Revenues | <input type="checkbox"/> Increase Capital Expenditures

<input type="checkbox"/> Decrease Capital Expenditures

<input type="checkbox"/> Increase Capital Revenues

<input type="checkbox"/> Decrease Capital Revenues

<input type="checkbox"/> Use of contingent funds |
|--|--|

Indicate below the dollar change from budget for any submission that is projected to result in increased/decreased expenditures or revenues in the current year.

	Expenditure or Revenue Category	Current Year	Subsequent Year
Operating Budget	Expenditure	0	0
	Revenue	0	0
	Net Cost	0	0
Capital Improvement Budget	Expenditure		
	Revenue		
	Net Cost		

DESCRIPTION OF FISCAL EFFECT

In the space below, you must provide the following information. Attach additional pages if necessary.

- A. Briefly describe the nature of the action that is being requested or proposed, and the new or changed conditions that would occur if the request or proposal were adopted.
- B. State the direct costs, savings or anticipated revenues associated with the requested or proposed action in the current budget year and how those were calculated. ¹ If annualized or subsequent year fiscal impacts are substantially different from current year impacts, then those shall be stated as well. In addition, cite any one-time costs associated with the action, the source of any new or additional revenues (e.g. State, Federal, user fee or private donation), the use of contingent funds, and/or the use of budgeted appropriations due to surpluses or change in purpose required to fund the requested action.
- C. Discuss the budgetary impacts associated with the proposed action in the current year. A statement that sufficient funds are budgeted should be justified with information regarding the amount of budgeted appropriations in the relevant account and whether that amount is sufficient to offset the cost of the requested action. If relevant, discussion of budgetary impacts in subsequent years also shall be discussed. Subsequent year fiscal impacts shall be noted for the entire period in which the requested or proposed action would be implemented when it is reasonable to do so (i.e. a five-year lease agreement shall specify the costs/savings for each of the five years in question). Otherwise, impacts associated with the existing and subsequent budget years should be cited.
- D. Describe any assumptions or interpretations that were utilized to provide the information on this form.

A. The Director of the Department of Health and Human Services (DHHS) is requesting authorization to execute a 2013 Purchase of Service Contract between the Housing Division and Our Space to provide supportive services for the Farwell Studios Permanent Supportive Housing Development.

Approval of this request will allow the Housing Division to provide contracted supportive services for the period June 1, 2013 through December 31, 2013. These services involve individual one-on-one activities with residents including ongoing support, assistance in establishing personal goals, feedback on recovery and development of independent living skills (such as cleaning, meal planning & preparation, laundry, budgeting, shopping and bill paying). Skill development is based on daily use of existing skills, developing new skills and learning how to problem solve.

B. Total 2013 expenditures included in this request are \$52,500 for the time frame of June 1, 2013 through December 31, 2013. DHHS – Housing Division included these services as part of their purchase of service report to the Board in December 2012 but decided to put it out to bid mid-year due to a renovation of the facility.

C. There is no tax levy impact associated with approval of this request in 2013 as funds sufficient to cover associated expenditures are included as part of the Housing Division's 2013 Budget. The former vendor's contract will be pro-rated for partial year services and the remaining funds will be reallocated to the new vendor.

D. No assumptions are made.

¹ If it is assumed that there is no fiscal impact associated with the requested action, then an explanatory statement that justifies that conclusion shall be provided. If precise impacts cannot be calculated, then an estimate or range should be provided.

Department/Prepared By Thomas F. Lewandowski, Fiscal & Management Analyst

Authorized Signature 

Did DAS-Fiscal Staff Review? Yes No

Did CDPB Staff Review? Yes No Not Required

COUNTY OF MILWAUKEE
Department of Health and Human Services
INTER-OFFICE COMMUNICATION

DATE: April 29, 2013

TO: Supervisor Patricia Jursik, Chairperson, Economic & Community Development Committee

FROM: Hector Colon, Director, Department of Health and Human Services
Prepared by James Mathy, Housing Administrator, Housing Division

SUBJECT: An Informational Report from the Director, Department of Health and Human Services, presenting an update on permanent supportive housing in Milwaukee County

Issue

The Milwaukee County Housing Division was created in the 2008 budget with the charge of consolidating the County's housing resources to focus on improving housing conditions for individuals suffering from mental illness. Since that time, a major focus of the Division has been the creation of permanent supportive housing units. Permanent supportive housing is a cost-effective program that combines affordable housing with supportive services that help people live more stable, productive lives. Prior to the creation of the Division, Milwaukee County did not have any permanent supportive housing units with on-site services. Today, there are over 450 units, which have secured a total investment of \$92 million.

These newly constructed units compliment the Housing Division's Shelter Plus Care tenant-based program. The Division receives \$2.8 million from the U.S. Department of Housing and Urban Development (HUD) to provide rental assistance for those who meet the federal definition of homelessness and are disabled. Individuals must receive permanent case management services to be eligible. There are over 400 consumers participating in this program and a majority are receiving services through the Behavioral Health Division. It is the largest scattered-site rental assistance program designed for disabled individuals in the State of Wisconsin.

Discussion

Through the Housing Division, Milwaukee County has played a significant role in the development of supportive housing in a variety of ways:

Gap Financing for Construction

A majority of permanent supportive housing in Milwaukee County has been funded through the Wisconsin Housing and Economic Development Authority's (WHEDA) Low

Income Housing Tax Credit Program. This program provides a significant portion of construction financing for affordable housing projects. Due to the need for affordable rent amounts, there is typically a financial gap that developers need to fill to have a successful project. In an effort to assist with this issue, Milwaukee County established the Milwaukee County Special Needs Housing Trust Fund to assist developers in meeting financing gaps. Since its inception, the Special Needs Housing Trust Fund has contributed over \$3 million towards the construction of permanent supportive housing. The City of Milwaukee also created a Housing Trust Fund and they have funded many of the permanent supportive housing developments located in the City of Milwaukee. Smaller gap financing tools like these trust funds are a very important part of the financing package and they often can leverage other, much larger sources of funds.

The Housing Division also has used HOME funds for gap financing. This was done for the first time to assist in the construction of Bradley Crossing in Brown Deer. The Division gave Movin' Out \$500,000 who partnered with Jewish Family Services and General Capital to create 60 units of affordable housing, 30 of which are for people with disabilities.

Rental Subsidy

In order for permanent supportive housing to be successful, the rents need to be affordable. Many individuals who need supportive housing have very low income. To make rents affordable, individuals need access to rental assistance. The Housing Division has provided two types of federal rental assistance: project based housing choice vouchers (Section 8) and Shelter Plus Care. The goal of the assistance is to ensure that individuals do not pay more than 30% of their income towards rent, many of whom receive Supplemental Security Income (SSI).

Supportive Services

Milwaukee County provides service funding for most of the permanent supportive housing in Milwaukee in the form of tax levy. In the 2013 Housing Division budget, \$682,000 is allocated for on-site services for these developments. This is necessary as there are typically funding streams that assist with housing development and rent assistance, but not for supportive services. Permanent Supportive Housing is considered a best practice model because of the services that are attached. These services lead to better outcomes for individuals maintaining their housing unit and dramatically reduce the need for other costly public services such as hospitalizations, incarcerations, emergency room visits and other crisis services.

Permanent supportive housing services are comprehensive and assist individuals with maintaining their individual housing unit and coordinate services with case management. Professional staff will work with the individual's case manager, Certified Peer Support Specialists and the resident to offer recovery-oriented services. Individual

one-on-one activities with residents often include ongoing support, assistance in establishing personal goals, feedback on recovery, development of independent living skills, including cleaning, meal planning and preparation, laundry, budgeting, shopping and bill paying. Certified Peer Support Specialists are a very important part of the service model for permanent supportive housing.

City of Milwaukee Partnership

Throughout the process of developing supportive housing in Milwaukee County, a meaningful partnership between Milwaukee County and the City of Milwaukee has formed. In October 2007, at the request of Mayor Tom Barrett and then County Executive Scott Walker, the Milwaukee County Board and the Milwaukee Common Council both enacted legislation creating a City/County Commission on Supportive Housing. Its mission is to serve as a community infrastructure with the institutional commitment and the financial resources necessary for providing safe, affordable and accessible housing options with supportive services for persons with mental illness or other special needs. The commission establishes goals and benchmarks to address housing needs for persons with mental illness and other special needs in the community, and monitors progress and holds the community accountable for meeting those goals. The Commission remains active and tracks the progress and challenges of supportive housing.

To make supportive housing projects more feasible, the City of Milwaukee has also made zoning changes such as adjusting density and parking requirements, that in the past made these types of developments much more difficult.

Future of Supportive Housing

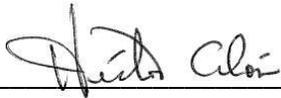
The Housing Division continues to see a significant need for more supportive housing units and increasing the supply of permanent supportive housing is a goal of the Mental Health Redesign Taskforce. Every development that the Division has partnered on has a waiting list. The success of consumers in this model continues to lead to additional referrals and also assists with BHD's goal of consumers moving into a least restrictive setting.

Developers continue to seek funding for projects to meet this demand. Several new projects are seeking Low Income Housing Tax Credits this spring with the hopes of building additional units. The challenge that Milwaukee County faces is the lack of rental assistance to meet the demand for supportive housing. The Housing Division has been successful in allocating project based rental assistance vouchers towards these developments, but HUD places a cap on the number of vouchers that can be project based. Estimates are that the County can project-base approximately 100 vouchers before the cap is reached. Without additional HUD funds or a new local source of funds, the future growth of supportive housing will be limited.

The Division has made efforts to expand supportive housing into all areas of Milwaukee County. This past year, the first two supportive housing developments opened outside the City of Milwaukee, Highland Commons in West Allis and Bradley Crossing in Brown Deer. The Housing Division will continue to reach out to other municipalities in hopes of expanding this model to other jurisdictions.

Recommendation

This is an informational report. No action is necessary.



Héctor Colón, Director
Department of Health and Human Services

- Cc: County Executive Chris Abele
Raisa Koltun, County Executive's Office
Kelly Bablich, Chief of Staff, County Board
Don Tyler, Director - DAS
Craig Kammholz, Fiscal & Budget Administrator, DAS
CJ Pahl, Assistant Fiscal & Budget Administrator, DAS
Matthew Fortman, DAS Analyst
Janelle Jensen, Committee Clerk

COUNTY OF MILWAUKEE
Department of Health and Human Services
INTER-OFFICE COMMUNICATION

DATE: April 29, 2013

TO: Supervisor Patricia Jursik, Chairperson, Economic & Community Development Committee

FROM: Hector Colon, Director, Department of Health and Human Services
Prepared by James Mathy, Housing Administrator, Housing Division

SUBJECT: **An Informational Report from the Director, Department of Health and Human Services, presenting the proposed timetable for the 2014 Milwaukee County Community Development Block Grant (CDBG) Program Year as well as the updated Consolidated Planning process**

Issue

As part of the annual Community Development Block Grant (CDBG) allocation process, Housing and Urban Development (HUD) requires the Department of Health and Human Services (DHHS) – Housing Division, as the Administrator of the Milwaukee County CDBG Program, to produce an Annual Action Plan. The Annual Action Plan for the 2014 Program year is due to HUD no later than November 15, 2013.

HUD requires that the process for creating the Annual Action Plan include the following:

- 1) A citizen participation component that has at least two public hearings to allow sufficient opportunity to comment on the housing and community development needs of the Milwaukee County CDBG jurisdiction
- 2) Approval by the Milwaukee County Board of Supervisors and the County Executive of eligible projects and funding amounts that are included in the 2014 Annual Action Plan
- 3) A 30-day period for the public to provide comment on the 2014 Annual Action Plan, which must begin after Board and County Executive approval
- 4) The 2014 Annual Action Plan must be submitted to HUD no later than 45 days prior to the start of the 2014 program year (Jan 1, 2014), which would be November 15, 2013

During this process, Housing Division staff will assist with soliciting proposals for eligible CDBG activities and will manage an objective and transparent process of reviewing and ranking proposals. Staff will ensure that all applications meet HUD national objectives and all eligible projects will then be ranked by a panel of CDBG experts that have no conflicts of interest. Staff will provide the panel with an objective scoring system, similar to the process from the 2013 allocation. Scores will be based on project

description, impact on the jurisdiction, experience, community need, past performance, budget and sources of funds, and benefits to low-to-moderate individuals. Funding recommendations to the Economic and Community Development Committee will be based on this review process.

Discussion

The County expects to receive approximately \$1.2 million in CDBG funds for the 2014 program year. Of this amount, approximately \$1 million will be available for projects that will serve people with low to moderate income residing in the Milwaukee County CDBG jurisdiction. The proposed schedule for approving CDBG funded activities for the 2014 Program Year and submitting the 2014 Annual Action Plan to HUD is as follows:

June 10, 2013	Public Hearing #1: Housing and Community Development General Needs (regularly scheduled committee meeting)
June 24, 2013	2014 Program Year Applications Available
July 26, 2013	Due Date for 2014 Applications
September 16, 2013	Public Hearing #2: Presentation of CDBG projects Community and Economic Development Committee meeting (regularly scheduled committee meeting)
*September 23, 2013 <small>*Proposed date – requires ECD Chairperson approval</small>	Community and Economic Development Committee approval of allocation recommendations of CDBG and HOME funds for 2014 program year activities (special committee meeting)
September 26, 2013	County Board of Supervisors approval of CDBG and HOME funds for 2014 program year activities (regularly scheduled full board meeting)
September 27 – October 31, 2013	Draft 2014 Annual Action Plan to be posted/available for 30-day public review and feedback period
November 4, 2013	Submit 2014 Annual Plan to HUD (due no later than November 15, 2013)

Consolidated Plan

The Consolidated Plan is designed to help states and local jurisdictions assess their affordable housing and community development needs and market conditions, and to make data-driven, place-based investment decisions. The consolidated planning process serves as the framework for a community-wide dialogue to identify housing and

community development priorities that align and focus funding from the four Community Planning and Development (CPD) formula block grant programs: the Community Development Block Grant (CDBG), the HOME Investment Partnership (HOME), the Emergency Solutions Grant (ESG) program, and the Housing Opportunities for Persons with AIDS (HOPWA) program. Key components of the Consolidated Plan include:

- **Consultation and Citizen Participation:** Through the Consolidated Plan, grantee jurisdictions engage the community, both in the process of developing and reviewing the proposed plan, and as partners and stakeholders in the implementation of CPD programs. By consulting and collaborating with other public and private entities, grantees can align and coordinate community development programs with a range of other plans, programs and resources to achieve greater impact.
- **The Consolidated Plan:** The three to five year Consolidated Plan describes the jurisdiction's community development priorities and multiyear goals based on an assessment of housing and community development needs, an analysis of housing and economic market conditions and available resources.
- **The Annual Action Plan:** The Consolidated Plan is carried out through Annual Action Plans, which provide a concise summary of the actions, activities, and the specific federal and non-federal resources that will be used each year to address the priorities, needs and specific goals identified by the Consolidated Plan.
- **Consolidated Annual Performance and Evaluation Report (CAPER):** In the CAPER, grantees report on accomplishments and progress toward Consolidated Plan goals in the prior year.

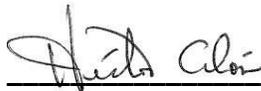
Milwaukee County currently has a Consolidated Plan that runs from 2010 through 2014. Housing Division staff has determined that the Plan should be more specific on the strategic goals of Milwaukee County and should also have more citizen participation to accurately reflect our community needs. Due to these issues, the Housing Division is proposing to update the Consolidated Plan a year early. The new Plan will assist in the review of CDBG applications that are submitted in 2014. The following is a timeline that would allow the Housing Division to submit a new Consolidated Plan in 2013:

April-May, 2013	Complete review of active Consolidated Plan and preparation of survey questions
June, 2013	<ul style="list-style-type: none"> - Compile focus group participant lists - Finalize and issue survey - Schedule meetings with County entities and Consortium members to discuss planning process

July, 2013	<ul style="list-style-type: none"> - Compile and analyze survey data - Send out invitations for focus group sessions - Compile data for needs and market analysis
August, 2013	<ul style="list-style-type: none"> - Hold focus groups and review information - Determine goals and objectives for the Plan
September, 2013	<ul style="list-style-type: none"> - Schedule and hold public meetings - Submit Plan to the Economic and Community Development Committee for approval
October – November 4, 2013	<ul style="list-style-type: none"> -Begin 30 day public comment period -Review citizen comments -Complete work on the Consolidated Plan
November 4, 2013	Submit 2014 Consolidated Plan to HUD

Recommendation

This is an informational report. No action is necessary.



Héctor Colón, Director
Department of Health and Human Services

Cc: County Executive Chris Abele
Raisa Koltun, County Executive's Office
Kelly Bablich, Chief of Staff, County Board
Don Tyler, Director, DAS
Josh Fudge, Interim Fiscal & Budget Administrator, DAS
CJ Pahl, Assistant Fiscal & Budget Administrator, DAS
Matthew Fortman, Fiscal & Budget Analyst, DAS
Jennifer Collins, County Board Analyst

A. Recruitment and Assessment

November								December									
Recruitment and Assessment Services								Recruitment and Assessment Services									
		Construction		Manufacturing		Other (please define)				Construction		Manufacturing		Other (please define)			
# of Participants Served	# of Participants placed into Career Pathways/ Training Services	# of Participants Placed in Seasonal or Part-Time Employment (2)	# of Participants Placed in Full-Time Employment (3)	# of Participants Placed in Seasonal or Part-Time Employment (2)	# of Participants Placed in Full-Time Employment (3)	# of Participants Placed in Seasonal or Part-Time Employment (2)	# of Participants Placed in Full-Time Employment (3)	# of Participants Served	# of Participants placed into Career Pathways/ Training Services	# of Participants Placed in Seasonal or Part-Time Employment (2)	# of Participants Placed in Full-Time Employment (3)	# of Participants Placed in Seasonal or Part-Time Employment (2)	# of Participants Placed in Full-Time Employment (3)	# of Participants Placed in Seasonal or Part-Time Employment (2)	# of Participants Placed in Full-Time Employment (3)		
111	24	0	3	0	8	0	0	80	45	0	2	0	7	0	0		
RECRUITMENT AND ASSESSMENT SUBTOTAL:		111	24	0	3	0	8	0	0	80	45	0	2	0	7	0	0

- 1.) Recruitment and Assessment:**
a.) General Orientation Sessions
b.) Assessment Sessions
c.) Resource Information Sessions
d.) Community Referral Networking

B. Career Pathway Service/Training

Industry Focus - CONSTRUCTION								Industry Focus - CONSTRUCTION									
# of Participants Served	# of Participants that Completed Training	# of Participants Successfully passing the ACCUPLACER Test	# of Employment Opportunities for Participants (1)	# of Participants Placed in Seasonal or Part-Time Employment (2)	# of Participants Placed in Full-Time Employment (3)	# of Participants that Received Retention Services and are still employed	# of Participants that Received Retention Services but are no longer employed	# of Participants Served	# of Participants that Completed Training	# of Participants Successfully passing the ACCUPLACER Test	# of Employment Opportunities for Participants (1)	# of Participants Placed in Seasonal or Part-Time Employment (2)	# of Participants Placed in Full-Time Employment (3)	# of Participants that Received Retention Services and are still employed	# of Participants that Received Retention Services but are no longer employed		
0	0							0	0								
0	0																
8	0	0						20	1	1							
3			3	0	3			2			2	0	2				
0						3	0	0					2	0			
CONSTRUCTION SUBTOTAL:		11	0	0	3	0	3	3	0	22	1	1	2	0	2	2	0

- 1.) Career Exploration:**
a.) Youth Apprenticeship
b.) Youth Internship
c.) Subsidized Work Experience
d.) Job Shadowing Opportunities
e.) Resume Development
f.) Career Planning Support
- 2.) Specialized Occupational Skills Training:**
a.) Short-Term/State-certified pre-employment training
b.) On the Job Training
c.) Customized Pre-Employment Training
d.) Incumbent and Workplace based Training
- 3.) Pre-Apprenticeship Tutoring**
- 4.) Placement Support**
- 5.) Retention Services**
ADJ for Participants receiving multiple services/training:

B. Career Pathway Service/Training

Industry Focus - MANUFACTURING								Industry Focus - MANUFACTURING									
# of Participants Served	# of Participants that Completed Training	# of Participants Successfully passing the ACCUPLACER Test	# of Employment Opportunities for Participants (1)	# of Participants Placed in Seasonal or Part-Time Employment (2)	# of Participants Placed in Full-Time Employment (3)	# of Participants that Received Retention Services and are still employed	# of Participants that Received Retention Services but are no longer employed	# of Participants Served	# of Participants that Completed Training	# of Participants Successfully passing the ACCUPLACER Test	# of Employment Opportunities for Participants (1)	# of Participants Placed in Seasonal or Part-Time Employment (2)	# of Participants Placed in Full-Time Employment (3)	# of Participants that Received Retention Services and are still employed	# of Participants that Received Retention Services but are no longer employed		
0	0							0	0								
0	0							16	15								
8			8	0	8			7			7	0	7				
0						8	0	0					7				
MANUFACTURING SUBTOTAL:		8	0	0	8	0	8	8	0	23	15	0	7	0	7	7	0

- 1.) Career Exploration:**
a.) Youth Apprenticeship
b.) Youth Internship
c.) Subsidized Work Experience
d.) Job Shadowing Opportunities
e.) Resume Development
f.) Career Planning Support
- 2.) Specialized Occupational Skills Training:**
a.) Short-Term/State-certified pre-employment training
b.) On the Job Training
c.) Customized Pre-Employment Training
d.) Incumbent and Workplace based Training
- 3.) Pre-Apprenticeship Tutoring**
- 4.) Placement Support**
- 5.) Retention Services**
ADJ for Participants receiving multiple services/training:

B. Career Pathway Service/Training

Industry Focus - OTHER (PLEASE DEFINE INDUSTRY)								Industry Focus - OTHER (PLEASE DEFINE INDUSTRY)								
# of Participants Served	# of Participants that Completed Training	# of Participants Successfully passing the ACCUPLACER Test	# of Employment Opportunities for Participants (1)	# of Participants Placed in Seasonal or Part-Time Employment (2)	# of Participants Placed in Full-Time Employment (3)	# of Participants that Received Retention Services and are still employed	# of Participants that Received Retention Services but are no longer employed	# of Participants Served	# of Participants that Completed Training	# of Participants Successfully passing the ACCUPLACER Test	# of Employment Opportunities for Participants (1)	# of Participants Placed in Seasonal or Part-Time Employment (2)	# of Participants Placed in Full-Time Employment (3)	# of Participants that Received Retention Services and are still employed	# of Participants that Received Retention Services but are no longer employed	
5	0							0	0							
0	0							0	0							
0			0	0	0											
0						0	0	0								
OTHER SUBTOTAL:		5	0	0	0	0	0	0	0	0	0	0	0	0	0	0

- 1.) Career Exploration:**
a.) Youth Apprenticeship
b.) Youth Internship
c.) Subsidized Work Experience
d.) Job Shadowing Opportunities
e.) Resume Development
f.) Career Planning Support
- 2.) Specialized Occupational Skills Training:**
a.) Short-Term/State-certified pre-employment training
b.) On the Job Training
c.) Customized Pre-Employment Training
d.) Incumbent and Workplace based Training
- 3.) Pre-Apprenticeship Tutoring**
- 4.) Placement Support**
- 5.) Retention Services**
ADJ for Participants receiving multiple services/training:

GRAND TOTAL:	see below	0	0	11	see below	11	0	see below	16	1	9	see below	see below	9	0
	111	0	0	11	11	11	0	80	16	1	9	0	9	9	0
	24			via Recrt/Assess: 0	0	11		45			via Recrt/Assess: 0	0	9		

Table 1

Quarter 2 - November 2012-January 2013

Milwaukee County Residents - Recruitment & Assessment:	340
**Milwaukee County Residents - Career Pathway:	106
<i>received the Ready-to-</i>	

Table 2

Quarter 2 - November 2012-January 2013

<u>Milwaukee County Residents Placed in Employment</u>				
sub-1		<u>Construction</u>	<u>Manufacturing</u>	<u>Other (please define)</u>
	*Full-Time:	6	25	0
	*Part-Time or Seasonal:	0	0	0
	TOTAL:	6	25	0
Construction				
sub-2		<u>Private</u>	<u>County</u>	
	*Full-Time:	6	0	
	*Part-Time or Seasonal:	0	0	
	TOTAL:	6	0	
Manufacturing				
sub-3		<u>Private</u>	<u>County</u>	
	*Full-Time:	25	0	
	*Part-Time or Seasonal:	0	0	
	TOTAL:	25	0	
Other (please define)				
sub-4		<u>Private</u>	<u>County</u>	
	*Full-Time:	0	0	
	*Part-Time or Seasonal:	0	0	
	TOTAL:	0	0	

Table 1

Quarterly Report 2

<u>Month</u>	<u>Direct</u>	<u>Indirect</u>	<u>Total</u>
NOV	\$ 41,099.49	\$ 11,627.35	\$ 52,726.84
DEC	\$ 37,498.45	\$ 8,705.71	\$ 46,204.16
JAN 2013	\$ 54,520.35	\$ 11,542.72	\$ 66,063.07
TOTAL	\$ 133,118.29	\$ 31,875.78	\$ 164,994.07

Table 2

Allowable Indirect Costs Per Agreement:	\$ 150,000
Allowable Indirect Costs prior to quarter:	\$ 32,591
Allowable Indirect Costs Incurred this Quarter:	\$ 31,875.78
Remaining Allowable Indirect Costs:	\$ 85,533

*NOTE: Per the agreement (p. 8, Section 28), the outside auditing costs of \$50k or less, are not applied to the 15% indirect cost provision noted in Section 4 (p.2) of the agreement.



**Wisconsin Regional Training Partnership (WRTP/BIG STEP)
Quarterly Narrative Report: November 1, 2012 to January 31, 2013
WRTP/BIG STEP-Milwaukee County Ready To Work Partnership**

OVERVIEW AND BACKGROUND

The **WRTP/BIG STEP** is an innovative and nationally recognized workforce development intermediary. A not for profit agency, **WRTP/BIG STEP** has developed comprehensive systems to align the needs of unemployed and underserved community residents seeking family supporting careers. As an intermediary, **WRTP/BIGSTEP** is an integrated funding model leveraging public and private investments and partnerships in meeting the needs of the economy and connecting people with careers.

By working with industries to close the skills gap in workforce development, **WRTP/BIG STEP's Industry led, Worker Centered and Community Focused** approach substantially improves the economic strength of the entire Milwaukee community. As an industry led organization, **WRTP/BIG STEP** works with industry to develop training and employment programs to connect Milwaukee County residents with employment and training opportunities in the local construction and manufacturing industries, and emerging sectors of the economy. Labor market data and recent news highlight the need to develop a skilled and qualified workforce in a coordinated manner.

WRTP/BIG STEP is a “high road” approach to put real people on real family supporting career pathways by facilitating recruitment, training, direct hire, placement and retention services for Milwaukee County Residents. Complimentary to traditional “jobs programs”, **WRTP/BIG STEP** has developed a flexible and industry responsive model that identifies construction and manufacturing workforce needs first, and then develops strategies and programs to connect Milwaukee County residents with those jobs. This ensures that the training we provide our participants prepares them for placement in pre-targeted jobs upon successful completion of the programs. Our participants are placed in employment through industry designed and credentialed on the job training programs where they learn and earn as they begin their new career pathways.

PROGRAM ACTIVITIES

The Ready To Work program was launched in August of 2012 with the goal of connecting Milwaukee County residents to career pathways and employment. This narrative report covers Quarter Two (Q2) of the partnership. The project is designed to engage industry and develop education and training programs and partnerships that lead to careers and meet the needs of public and private sector employers and emerging needs within Milwaukee County. The Narrative Report is complimentary to Data & Fiscal Reporting providing to Milwaukee County, and highlights work completed in the three

Prepared on March 26, 2013 By:

WRTP/BIG STEP, 3841 West Wisconsin Avenue, Milwaukee, WI 53208, 414-342-9787, www.wrtp.org

areas of the project design – working with industry and Milwaukee County to identify employment opportunities, expanding and enhancing community workforce partnerships, and implementing effective workforce strategies to connect individuals with education, training, and employment.

INDUSTRY & MILWAUKEE COUNTY PARTNERSHIP

Construction Program Highlights

In January, we doubled the numbers of participants entering our tutoring programs for those interested in careers in the construction and building trades. With major road building, deconstruction, demolition, and building projects planned within the county in the next three years, Milwaukee County's Ready to Work program in conjunction with **WRTP/BIG STEP** is well positioned and at the table during the planning phases to ensure that these major projects are creating opportunities for Milwaukee County residents to begin preparing for apprenticeship in the building trades immediately.

On Friday January 25, 2013, **WRTP/BIGSTEP**, in conjunction with our Milwaukee County Ready to Work partnership, the Milwaukee Building & Construction Trades Council, the Construction Advisory Board, local construction contractors and the Association of General Contractors, the State of Wisconsin Bureau of Apprenticeship Standards, and over a dozen building and construction trades, hosted the 2013 Apprenticeship Awareness Fair. The Fair was targeted to connect individuals interested in the building and construction trades with representatives from the various trades and contractors. Over 130 individuals gathered information and registered for the **WRTP/BIGSTEP** construction apprenticeship tutoring and career pathway preparation assistance.



Dan Large, Training Director from International Brotherhood of Electrical Workers (IBEW), explains the apprenticeship process to participants interested in entering the electrical trade at the WRTP/BIG STEP Apprenticeship Awareness Fair, January 25th.

With several major building and construction projects scheduled for 2013 through 2015, the event represents the first of several efforts to ensure Milwaukee County residents are able to access new careers and employment opportunities in the construction industry. As the construction industry begins to recover, the Ready to Work effort will provide individuals with the training and preparation needed to access apprenticeship and other employment opportunities throughout the industry.

Our **WRTP/BIG STEP** Construction program met regularly with the Joint Apprenticeship Committees and the Construction Labor Management Council to assess the construction needs of the community at large and identify trends in construction employment in the next year. This allows **WRTP/BIG STEP** to target its apprenticeship training programs to fields in the construction trades that will be hiring in the near future. Through these partnerships in Q2, we have identified several trades actively recruiting for new apprentices. Our increased tutoring is in direct response to the projected rise in demand from industry as we develop the pipeline for these family supporting careers.

In addition to our work in identifying private workforce development needs through our work with employers and labor, **WRTP/BIG STEP** has also begun the process of identifying public workforce needs under the Ready to Work program. In the first quarter, **WRTP/BIG STEP** met with the Milwaukee County Department of Public Works, the Milwaukee County Department of Health and Human Services and the Milwaukee County Parks Department to preliminarily assess their department workforce development needs, establish a communication channel, and begin a working relationship with the heads of those departments for future workforce training partnerships. The results of these meetings in the second quarter are plans in development to train all 800+ of Milwaukee's incoming seasonal workforce in job readiness, essential job skills, and Milwaukee County Workforce Rules, Regulations and Requirements. These trainings are designed to ensure that the county's seasonal workforce is well prepared to work, new entrants are aware of county work requirements, that the transition into specific jobs is done with a base knowledge of the working environment, and that Milwaukee County residents are well prepared to transition to work.

Manufacturing Program Highlights

Our partnerships with local industry employers including Harley Davidson, OilGear, and Masterson continue to grow under the Ready to Work partnership. In partnership with MATC, WCTC, industry, and our Manufacturing Advisory Council, two manufacturing classes trained during the second quarter including a class sponsored by GE Energy of 18 people and another class of 17 sponsored by HB Performance Systems that began in December 2012. Many of the people trained in these specialized industry driven programs make up the placements noted in January and February. We are anticipating continued strong demand in Manufacturing through the spring, and are ramping up our training programs with more frequent Entry Level Manufacturing Skills (ELMS) trainings that will include MSSC-Green Production Module training and certification in our Center of Excellence.

Our outreach continues to local industry employers including Harley Davidson, OilGear, and Masterson under the Ready to Work partnership. Placement of our manufacturing trainees has been a top priority. The results of the manufacturing needs assessments of 300 employers in Wisconsin completed in the second quarter shows that manufacturing demand is on a steep rise. As a result of the survey, **WRTP/BIG STEP** is significantly increasing ELMS trainings with MSSC-Green Production Module to meet the anticipated rise in demand.

Mr. Edmund Northern was in post correctional transitional living when he attended a WRTP/BIG STEP manufacturing orientation on 12/5/2012. Our intake staff identified that Mr. Northern had a pressing issue, find a job or enter a training program by December 31, 2012 or he would be homeless. Either

would buy him another month of housing and stability. Mr. Northern impressed the interviewers from the company and after our discussions with HB, the company decided to give him a chance. Mr. Northern excelled in Entry Level Manufacturing Skills training both in the classroom at **WRTP/BIG STEP**, and in On The Job (OJT) trainings held at HB's plant. He began working for HB on 1/7/2013 and graduated from **WRTP/BIG STEP's** programming on 01/18/2013. In five weeks, he went from potential homelessness to a career pathway and personal stability. HB hired 16 of the 17 trainees and also hired trainees from other training programs through **WRTP/BIG STEP** as a result of this success.



Picture of Mr. Edmund Northern and other graduates at the HB Performance Systems graduation on January 18, 2013.

COMMUNITY WORKFORCE PARTNERSHIP

WRTP/BIG STEP facilitates monthly Community Workforce Partnership meetings held in December 2012 and January 2013. Community based organizations attending these meetings include the Northcott Neighborhood House, the Milwaukee Community Service Corps, the Milwaukee Christian Center, Legal Action of Milwaukee, Wisconsin Community Services, Interfaith Coalition of Milwaukee, Center for Self Sufficiency and the Wisconsin Seasonal Workforce Coalition. The Community Workforce Partnership's goals are to coordinate, expand and enhance, **WRTP/BIG STEP's** community outreach efforts by coordinating our programming with existing community based activities. By coordinating referrals between agencies to ensure that underprivileged community residents find our programs, are prepared to enter them and have access to the full breath of community support available we ensure they are successful while training and transitioning into their new career pathways.

In Q2, we expanded the Resource Information Sessions to include CWP partners from several agencies who work one on one with participants to identify barriers to employment they are facing and enroll them onsite into community based programs to remove those barriers. Participants are encouraged to return to **WRTP/BIG STEP** once they are career ready. **WRTP/BIG STEP** is currently running these sessions twice monthly and anticipates some results of it by Quarter 5 of the partnership. Since the program began in August 2012 under the Ready to Work partnership, 71 people have attended an RIS, 17% of them did not have the degree or certificate required to enter our programs and 81% of them did not have a valid and current WI State Driver's License. We are continuing to build the CWP through outreach that includes regular emails to over 80 community groups we work with regularly on coordination of services for our participants.

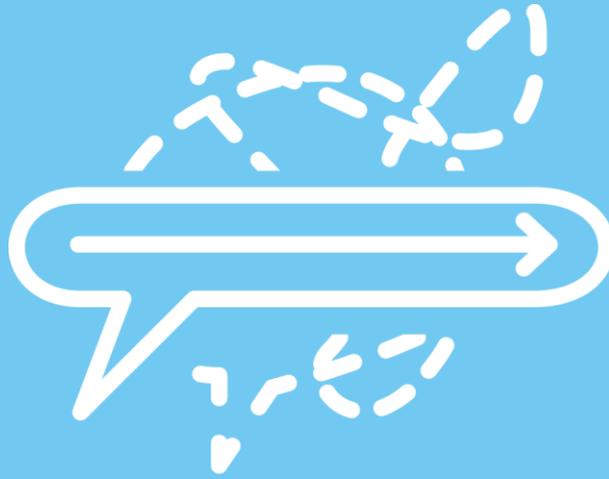
CAREER PATHWAYS & PLACEMENT ACTIVITIES

The **WRTP/BIG STEP-Milwaukee County Ready to Work Partnership** is off to a fast start. Under the program we have doubled the number of General Information Sessions (GIS), implemented bi-monthly Resource Information Sessions (RIS) sessions and related career pathway workshops, and ramped up

significant field work within our targeted employment sectors. In the second quarter according to our third party verified reports, we saw 340 individuals come through the COE eligible for services through the R2W program, we placed 106 individuals into a career pathways program; began to identify the future private and public industry workforce development needs; addressed the needs of industry partners to begin to close the skills gap that hampers the progress of their businesses; expanded and are seeing the results of our new forum for community based organizations to coordinate referral and support services to ensure the success of the participants as they transition to family supporting careers and out of poverty; and finally our most important accomplishment is that we have placed 31 individuals in employment that will lift their families out of poverty and provide them with the economic stability to strengthen the economic success of Milwaukee County. The following list of construction and manufacturing companies hired **WRTP/BIG STEP** participants in Q2:

Asig	Hartland Lab Products	Regency Janitorial Service
Butters-Fetting Company	Heating & Cooling Solutions	Rock Room Shoes
C & D Technologies	HB Performance Systems	Rodney's General Repair
Current Electric Co.	Nelco Electric	Uihlein Electric Co., Inc
Eckert Door	Oilgear	Wellenstein & Sons, Inc.
Harley Davidson	Onsite Staffing	White Construction

The initial successes of Milwaukee County Ready to Work in the early phase of the program are due to **WRTP/BIG STEP's** well developed formula. The Milwaukee County Ready to Work partnership enables us to identify and plan for a major scaling of programming to meet the industry demands forecasted in manufacturing and construction. **WRTP/BIG STEP** is on track to meet and exceed the goals of the program to serve 1,000 new participants and place 500 Milwaukee County residents in family supporting careers.



Get the straight story.

WRTP/BIG STEP

Quarterly Reporting Framework for the Ready to Work Program

March 8, 2013

Prepared By:
Christine Smith, Principal
Baker Tilly Virchow Krause, LLP
Ten Terrace Court
P.O. Box 7398
Madison, WI 53707



Candor. Insight. Results.



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March 8, 2013

Mr. Earl Buford
President/CEO
3841 W Wisconsin Avenue
Milwaukee, WI 53208

Dear Mr. Buford:

On December 12, 2012, Baker Tilly Virchow Krause, LLP ("Baker Tilly") was contracted to establish and execute a quarterly reporting framework for the Ready to Work Workforce program. The purpose of the project was to establish a reporting framework to verify the accuracy of quarterly program outcomes and expenditures, and to provide an independent review of the quarterly reports on the Ready to Work Workforce Development program.

Baker Tilly is pleased to present our review of the program's 2nd Quarter expenditures and participation. Please do not hesitate to contact us with any questions you might have regarding the information contained in this report or the work completed to reach the conclusions set forth.

We are pleased to be working with you throughout this project and appreciate the cooperation of the managers and staff with whom we have worked.

Sincerely,

BAKER TILLY VIRCHOW KRAUSE, LLP

Christine Smith, Principal

Background and Summary

We have completed our review of the Wisconsin Regional Training Partnership/Building Industry Group Skilled Trades Employment Program’s (“WRTP/ BIG STEP”) Quarter 2 Report of its administration of the Ready to Work Workforce Development program. Consistent with its prior report, the Quarter 2 Report contained both monthly snapshots of financial and program information from November 2012 through January 2013, and a summary of the entire three month period.

Under its contract with Milwaukee County, WRTP/BIG STEP is required to complete quarterly reports throughout the duration of this 18 month program that contain information on the number of people served by the program, the types of services individuals received, and program expenditures, including personnel and program costs. Milwaukee County and WRTP/BIG STEP have jointly created a format for the quarterly reports. WRTP/BIG STEP has contracted with Baker Tilly Virchow Krause, LLP (“Baker Tilly”, “we”, “our”, “us”) as the outside agency to determine whether the quarterly reports are reasonable and accurately reflect the program activities and expenditures.

Based on our review, the Quarter 2 Report contains reasonable and accurate information regarding program expenditures. Regarding program participation, the Quarter 2 Report indicated that a participant was placed into a construction job in January 2013, whereas we determined that the participant was placed into a job in the “Other” category. It should be noted that the calculations of the total number of individuals who received recruitment and assessment, career pathway and training services, and were placed into employment were accurately reported based on the information we reviewed.

Review of Program Expenditures

Our financial review confirmed that the direct and indirect expenditures were calculated accurately and are reasonable and tied out to WRTP/BIG STEP’s financial statements. As shown in the table below, from November 2012 through January 2013, WRTP/BIG STEP spent a total of \$164,994, including \$133,118 in direct expenditures and \$31,876 in indirect expenditures, to provide career pathway and training services and provide job placement assistance. Expenditures increased during the three month period as program participation increased.

Expenditures for the Ready to Work Workforce Development Program ¹			
	Direct Expenditures	Indirect Expenditures	Total
November 2012	\$ 41,099	\$11,627	\$ 52,727
December 2012	37,498	8,706	46,204
January 2013	54,520	11,543	66,063
Total	\$133,118	\$31,876	\$164,994

Review of Program Participation

WRTP/BIG STEP uses Efforts to Outcomes (ETO)—a system that is used by many non-profits and governments—to record and analyze program participants’ progression through the program. To complete our review and verify the program outcomes reported by WRTP/BIG STEP, we obtained an unmodified extract of the information maintained in ETO for each of the months in the quarter under review. We independently analyzed the unmodified data to verify the accuracy of the program information contained in the monthly detail contained in the Quarter 2 Report, as well as the quarterly summary information.

As shown in the table below, our review confirmed that 340 individuals received recruitment and assessment services from November 2012 through January 2013. We also confirmed that 106 participants were placed in career pathway and training programs during the same period.

¹ Analyses performed using data provided by WRTP/BIG STEP.

WRTP Quarterly Reporting Framework for the Ready to Work Program

Assessment and Training Services Provided to Milwaukee County Residents November 2012 through January 2013 ²		
	Quarter 2 Report	Baker Tilly Calculation
Received Recruitment and Assessment	340	340
Career Pathway and Training Services	106	106

A total of 31 participants were placed into employment from November 2012 through January 2013. As noted, our findings differ from the Quarter 2 Report only in the type of job a participant was placed. The total number of job placements was accurately reported. As shown in the table below, we found:

- 5 individuals were placed into construction jobs;
- 25 individuals were placed into manufacturing jobs; and
- 1 individual was placed into a general labor position.

Number of Milwaukee County Resident Placed into Employment November 2012 through January 2013 ³						
	Construction		Manufacturing		Other	
	Quarter 2 Report	Baker Tilly Calculation	Quarter 2 Report	Baker Tilly Calculation	Quarter 2 Report	Baker Tilly Calculation
Full-Time	6	5	25	25	0	1
Part-time or Seasonal	0	0	0	0	0	0
Total	6	5	25	25	0	1

² Analyses performed using data provided by WRTP/BIG STEP.

³ Analyses performed using data provided by WRTP/BIG STEP.

Appendix A – Baker Tilly Review of Monthly Snapshots

November 2012		
Number Placed in Recruitment and Assessment or Career Pathways/Training Services	Quarter 2 Report	Baker Tilly Calculation
Recruitment and Assessment Participants	111	111
Career Pathways/Training Service	24	24
Number Placed in Employment		
Construction		
Full-time Employment	3	3
Part-time Employment	0	0
Manufacturing		
Full-time Employment	8	8
Part-time Employment	0	0
Other		
Full-time Employment	0	0
Part-time Employment	0	0
December 2012		
Number Placed in Recruitment and Assessment or Career Pathways/Training Services	Quarter 2 Report	Baker Tilly Calculation
Recruitment and Assessment Participants	80	80
Career Pathways/Training Service	45	45
Number Placed in Employment		
Construction		
Full-time Employment	2	2
Part-time Employment	0	0
Manufacturing		
Full-time Employment	7	7
Part-time Employment	0	0
Other		
Full-time Employment	0	0
Part-time Employment	0	0
January 2013		
Number Placed in Recruitment and Assessment or Career Pathways/Training Services	Quarter 2 Report	Baker Tilly Calculation
Recruitment and Assessment Participants	149	149
Career Pathways/Training Service	37	37
Number Placed in Employment		
Construction		
Full-time Employment	1	0
Part-time Employment	0	0
Manufacturing		
Full-time Employment	10	10
Part-time Employment	0	0
Other		
Full-time Employment	0	1
Part-time Employment	0	0

COUNTY OF MILWAUKEE
INTEROFFICE COMMUNICATION

DATE: April 29, 2013

TO: Supervisor Marina Dimitrijevic, Chairwoman, Board of Supervisors

FROM: Teig Whaley-Smith, Economic Development Director, Department of Administrative Services

SUBJECT: Second Amendment to Development Agreement for UWM Innovation Park

REQUEST

Pursuant to Resolution 11-14(a)(a) (“Resolution”), approval is requested to enter into a Second Amendment to Development Agreement with UWM Innovation Park, LLC and The UWM Real Estate Foundation, Inc. (together “Developer”) regarding the development of an extended stay hotel

BACKGROUND

The County and the Developer are parties to a Development Agreement dated February 15, 2011 (the “Agreement”), wherein the parties set forth certain terms and conditions under which certain property purchased by the Developer from the County may be developed.

The County first amended the Agreement on December 21, 2011 to allow for the Industry Accelerator Facility.

The Developer is requesting of the County that the Agreement be amended to provide for a narrow and limited expansion of the uses permitted under the Agreement. Specifically, paragraph 1(e) of the Agreement will be modified to provide that an extended stay hotel containing up to 128 rooms may be developed in the northernmost portion of the northeast corner of Lot 3 of Certified Survey Map No. 8523, within the area north and east of Discovery Parkway, on a site not to exceed 3.5 acres.

RECOMMENDATION

Approval is recommended to allow the Department of Administrative Services – Economic Development division to enter into a Second Amendment to Development Agreement between the County and Developer to allow for an extended stay hotel, contingent upon a review of Risk Management and Corporation Counsel.

Teig Whaley-Smith
Economic Development Director, Department of Administrative Services

Attachments: Second Amendment to Development Agreement
CSM

cc: Supervisor Patricia Jursik, Chair, Economic & Community Development
Committee (ECD)
Supervisor David Bowen, Vice Chair, ECD Committee
Supervisor Willie Johnson, Jr., ECD Committee
Supervisor Michael Mayo, Sr., ECD Committee
Supervisor James (Luigi) Schmitt, ECD Committee
Supervisor Steve F. Taylor, ECD Committee
Supervisor John F. Weishan, Jr., ECD Committee
Don Tyler, Director, Department of Administrative Services
Julie Esch, Director of Operations, Department of Administrative Services
Amber Moreen, Chief of Staff, Office of the County Executive
Raisa Koltun, Director of Legislative Affairs, Office of the County Executive
Paul Kuglitsch, Corporation Counsel

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(ITEM NO.) From the Director, Department of Administrative Services – Economic Development Division, requesting authorization to enter into a Second Amendment to Development Agreement with UWM Innovation Park, LLC and The UWM Real Estate Foundation, Inc. to provide for the development of an extended stay hotel at Innovation Park.

A RESOLUTION

WHEREAS, Milwaukee County (the “County”) and UWM Innovation Park, LLC and The UWM Real Estate Foundation, Inc. (together “Developer”) are parties to a Development Agreement dated February 15, 2011 (the “Agreement”), wherein the parties set forth certain terms and conditions under which certain property purchased by the Developer from the County may be developed; and

WHEREAS, the Agreement was previously amended on December 21, 2011 to provide for the Industry Accelerator Facility; and

WHEREAS, the Developer is now requesting of the County that the Agreement again be amended to provide for a narrow and limited expansion of the uses permitted under the Agreement; and

WHEREAS, this expansion of the permitted uses is the development of an extended stay hotel containing up to 128 rooms and located in the northernmost portion of the northeast corner of Lot 3 of Certified Survey Map No. 8523, within the area north and east of Discovery Parkway, on a site not to exceed 3.5 acres; and

BE IT RESOLVED, that the Director, Department of Administrative Services – Economic Development Division, is hereby authorized to enter into a Second Amendment to Development Agreement between the County and the Developer to provide for the development of an extended stay hotel at Innovation Park, contingent upon a review of Risk Management and Corporation Counsel.

MILWAUKEE COUNTY FISCAL NOTE FORM

DATE: 4/24/13

Original Fiscal Note

Substitute Fiscal Note

SUBJECT: Second Amendment to Development Agreement for UWM Innovation Park

FISCAL EFFECT:

- No Direct County Fiscal Impact
 - Existing Staff Time Required
- Increase Operating Expenditures
(If checked, check one of two boxes below)
 - Absorbed Within Agency's Budget
 - Not Absorbed Within Agency's Budget
- Decrease Operating Expenditures
- Increase Operating Revenues
- Decrease Operating Revenues
- Increase Capital Expenditures
- Decrease Capital Expenditures
- Increase Capital Revenues
- Decrease Capital Revenues
- Use of contingent funds

Indicate below the dollar change from budget for any submission that is projected to result in increased/decreased expenditures or revenues in the current year.

	Expenditure or Revenue Category	Current Year	Subsequent Year
Operating Budget	Expenditure	\$0	\$0
	Revenue	\$0	\$0
	Net Cost	\$0	\$0
Capital Improvement Budget	Expenditure	\$0	\$0
	Revenue	\$0	\$0
	Net Cost	\$0	\$0

DESCRIPTION OF FISCAL EFFECT

In the space below, you must provide the following information. Attach additional pages if necessary.

- A. Briefly describe the nature of the action that is being requested or proposed, and the new or changed conditions that would occur if the request or proposal were adopted.
- B. State the direct costs, savings or anticipated revenues associated with the requested or proposed action in the current budget year and how those were calculated. ¹ If annualized or subsequent year fiscal impacts are substantially different from current year impacts, then those shall be stated as well. In addition, cite any one-time costs associated with the action, the source of any new or additional revenues (e.g. State, Federal, user fee or private donation), the use of contingent funds, and/or the use of budgeted appropriations due to surpluses or change in purpose required to fund the requested action.
- C. Discuss the budgetary impacts associated with the proposed action in the current year. A statement that sufficient funds are budgeted should be justified with information regarding the amount of budgeted appropriations in the relevant account and whether that amount is sufficient to offset the cost of the requested action. If relevant, discussion of budgetary impacts in subsequent years also shall be discussed. Subsequent year fiscal impacts shall be noted for the entire period in which the requested or proposed action would be implemented when it is reasonable to do so (i.e. a five-year lease agreement shall specify the costs/savings for each of the five years in question). Otherwise, impacts associated with the existing and subsequent budget years should be cited.
- D. Describe any assumptions or interpretations that were utilized to provide the information on this form.
 - A. Approval of the resolution will allow County to enter into a Second Amendment to Development Agreement with UWM Innovation Park, LLC and The UWM Real Estate Foundation, Inc. (together "Developer") regarding the development of an extended stay hotel.
 - B. Although there is no immediate costs or savings, if the affected parcel is sold the County would receive 75% of the land sale.
 - C. There are no budgetary impacts at this time.
 - D. There are no assumptions or interpretations used at this time.

Department/Prepared By Economic Development, Department of Administrative Services

Authorized Signature _____
Teig Whaley-Smith

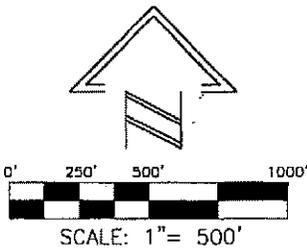
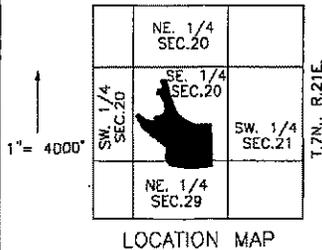
Did DAS-Fiscal Staff Review? Yes No

Did CDBP Review?² Yes No Not Required

¹ If it is assumed that there is no fiscal impact associated with the requested action, then an explanatory statement that justifies that conclusion shall be provided. If precise impacts cannot be calculated, then an estimate or range should be provided.
² Community Business Development Partners' review is required on all professional service and public work construction contracts.

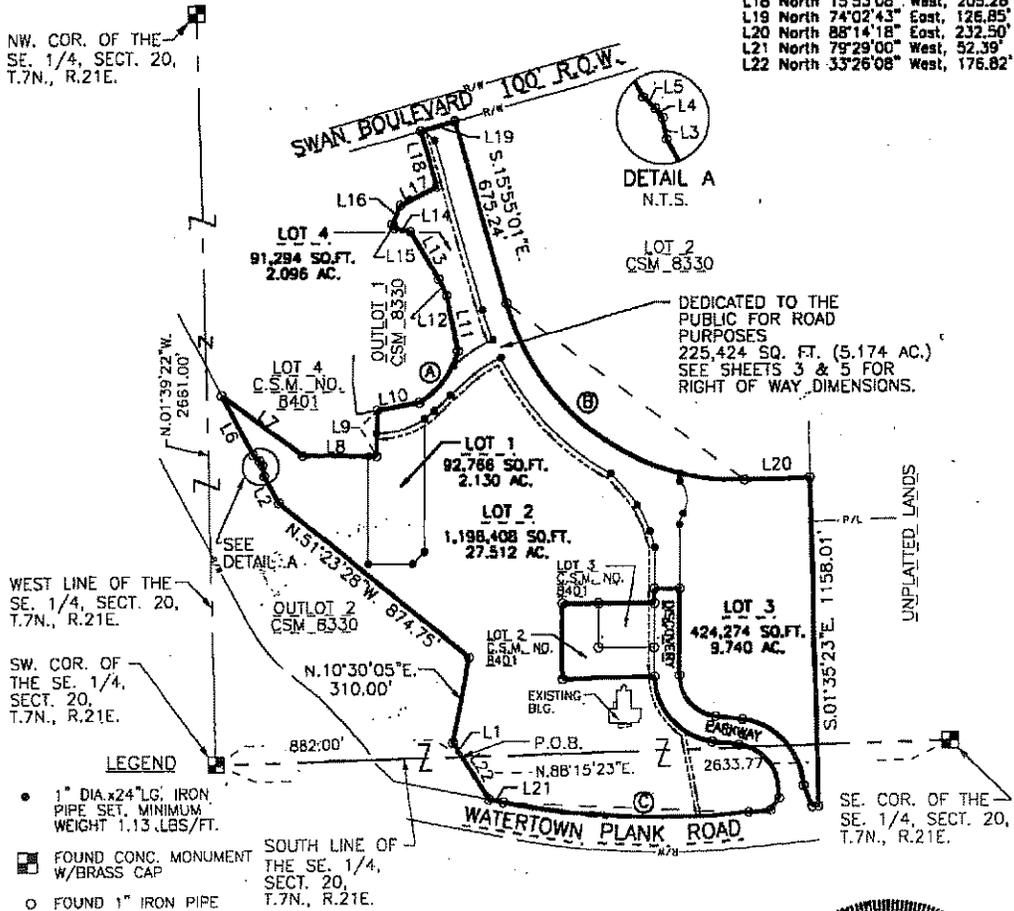
CERTIFIED SURVEY MAP NO. 8523

Being a division of Lot 1 of Certified Survey Map No. 8401 in the Northwest 1/4, Southeast 1/4, and the Southwest 1/4 of the Southeast 1/4 of Section 20 and the Northeast 1/4 and the Northwest 1/4 of the Northeast 1/4 of Section 29 in the Township 7 North, Range 21 East, in the City of Wauwatosa, Milwaukee County, Wisconsin.



LINE TABLE

L1	North	33°26'08"	West	57.68'
L2	North	28°29'22"	West	109.67'
L3	North	09°02'58"	West	38.81'
L4	North	34°18'22"	West	20.13'
L5	North	49°10'23"	West	30.80'
L6	North	28°29'22"	West	233.86'
L7	South	54°14'37"	East	356.08'
L8	North	69°11'42"	West	265.49'
L9	North	00°48'25"	East	160.83'
L10	North	80°00'16"	East	153.37'
L11	North	11°55'15"	West	203.18'
L12	North	25°29'54"	West	67.42'
L13	North	30°33'36"	West	197.94'
L14	North	78°18'30"	West	60.47'
L15	North	24°44'55"	West	15.71'
L16	North	23°31'53"	East	71.75'
L17	North	63°08'26"	East	146.23'
L18	North	15°53'08"	West	205.28'
L19	North	74°02'43"	East	126.85'
L20	North	88°14'18"	East	232.50'
L21	North	79°29'00"	West	52.39'
L22	North	33°26'08"	West	176.82'



THIS INSTRUMENT WAS DRAFTED BY: MICHAEL J. RATZBURG JOB NO. 20090184 SHEET 1 OF 15

SECOND AMENDMENT TO DEVELOPMENT AGREEMENT

UW-MILWAUKEE INNOVATION PARK

THIS SECOND AMENDMENT to Development Agreement (this "Amendment") is made as of the ___ day of _____, 2013 (the "Effective Date"), by and between MILWAUKEE COUNTY (the "County"), and UWM INNOVATION PARK, LLC, a Wisconsin limited liability company, and THE UWM REAL ESTATE FOUNDATION, INC., a Wisconsin non-stock corporation (together, hereinafter "Developer").

RECITALS:

WHEREAS, the County and the Developer are parties to that certain Development Agreement dated February 15, 2011 (the "Agreement"), wherein the parties set forth certain terms and conditions under which certain property purchased by the Developer from the County may be developed; and

WHEREAS, the Developer is requesting of the County that the Agreement be amended to provide for a narrow and limited expansion of the uses permitted under the Agreement.

NOW THEREFORE, in consideration of the foregoing recitals, the mutual covenants contained herein, and for other good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged by the parties hereto, it is agreed as follows:

PROVISIONS:

1. **PERMITTED USES.** Paragraph 1(e) of the Agreement is hereby modified to provide that an extended stay hotel containing up to 128 rooms may be developed in the northernmost portion of the northeast corner of Lot 3 of Certified Survey Map No. 8523, within the area north and east of Discovery Parkway, on a site not to exceed 3.5 acres.
2. **CONFLICT.** In the event of any conflict between the terms and provisions of this Amendment and the terms and provisions of the Agreement, the terms and provisions of this Amendment shall govern, control and prevail. Except as specifically provided herein, the terms and provisions of the Agreement shall remain in force and effect.
3. **COUNTERPARTS.** This Amendment may be executed in counterpart originals, each of which shall constitute an original of this Amendment and that, collectively, shall constitute one and the same agreement.
4. **AUTHORIZATION.** The County has executed this Amendment pursuant to action taken by its Board of Supervisors on _____, Resolution File No. _____.

SIGNATURE PAGE FOLLOWS:

IN WITNESS WHEREOF, the parties have executed this Amendment as of the Effective Date.

MILWAUKEE COUNTY

By: _____ Date: _____
Chris Abele, County Executive

UWM INNOVATION PARK, LLC

By: _____ Date: _____
Name:
Title:

THE UWM REAL ESTATE FOUNDATION, INC.

By: _____ Date: _____
Name:
Title:

Approved as to form and independent status:

Reviewed as to insurance requirements:

By: _____ Date: _____
Corporation Counsel

By: _____ Date: _____
Risk Management

COUNTY OF MILWAUKEE
INTEROFFICE COMMUNICATION

DATE: April 24, 2013

TO: Supervisor Patricia Jursik, Chair, Economic Development
Committee

FROM: Teig Whaley-Smith, Director, Economic Development

SUBJECT: Downtown Transit Center Update

REQUEST

There is no request at this time, this report is for informational purposes only.

BACKGROUND

At the April 15, 2013 ECD Committee meeting a request was made that Economic Development staff ("ED Staff") prepare a monthly written report on the Status of Negotiations with Barrett Visionary Development ("BVD"), using resolution 12-633 as a guidepost ("Resolution"). The text of the resolution is repeated below in italics, with the respective update below.

1. *Develop a plan to incorporate the components of the Park East Redevelopment Compact (PERC) into the development agreement in order to provide additional sustainable community benefits that includes disadvantaged business opportunities and verified best faith efforts to employ Milwaukee County racial minorities and women in the project.*

ED Staff met with BVD on 4/17/13. Meetings have been scheduled for every other week in order to move negotiations forward.

2. *Identify or develop an element of public attraction within the proposed development and ensure the project does not compete with public use facilities near the site.*

Current plans include public access across Lincoln Memorial Drive, public parking and other public attractions that do not compete with public use facilities near the site.

3. *Advise the Committee on Economic and Community Development on the appraised value of the site with the understanding that the County Board expects to receive fair market value for the property.*

ED staff has received an appraisal. The appraisal together with demolition, environmental remediation, other cost estimates and public benefits negotiated will be used to establish a purchase price.

4. *Work with the Parks Director and the Wisconsin Department of Natural Resources to determine if any portion of the development site is in conflict with the lakebed public trust doctrine.*

This issue is currently the subject of pending litigation.

5. *Prepare written reports for each monthly meeting of the Committee on Economic and Community Development on the status of the negotiations with Barrett Visionary Development with the understanding that the committee may, at its discretion, direct that a Request for Proposal (RFP) process be initiated if negotiations do not progress.*

This report is designed to meet this requirement.

RECOMMENDATION

There is no recommendation at this time. This report is for informational purposes only.

Teig Whaley-Smith
Director, Economic Development

cc: Supervisor David Bowen, Vice Chair, ECD Committee
Supervisor Willie Johnson, Jr. , ECD Committee
Supervisor Michael Mayo, Sr., ECD Committee
Supervisor Luigi Schmitt, ECD Committee
Supervisor Steve Taylor, ECD Committee
Supervisor John Weishan, Jr., ECD Committee
Don Tyler, Director, Dept of Administrative Services
Julie Esch, Director of Operations, DAS
Amber Moreen, Chief of Staff, Office of the County Executive
Raisa Koltun, Director of Legislative Affairs, County Executive's Office

COUNTY OF MILWAUKEE
INTEROFFICE COMMUNICATION

DATE: April 29, 2013

TO: Supervisor Patricia Jursik, Chair, Economic & Community
Development Committee

FROM: Teig Whaley-Smith, Economic Development Director, Department of
Administrative Services

SUBJECT: Status of Excess Property Sales (Informational Only)

The Real Estate Services Section of the Economic Development Division reports, on a monthly basis, the status of excess property sales. Attached is the report for period beginning April 1, 2013 and ending April 30, 2013.

cc: Chris Abele, County Executive
Marina Dimitrijevic, County Board Chairwoman
Supervisor David Bowen, Vice Chair, ECD Committee
Supervisor Willie Johnson, Jr., ECD Committee
Supervisor Michael Mayo, Sr., ECD Committee
Supervisor Luigi Schmitt, ECD Committee
Supervisor Steve Taylor, ECD Committee
Supervisor John Weishan, Jr., ECD Committee
Don Tyler, Director, Dept. of Administrative Services
Julie Esch, Director of Operations, DAS
Amber Moreen, Chief of Staff, Office of the County Executive
Raisa Koltun, Director of Legislative Affairs, County Executive's Office
David Cialdini, Economic Development, DAS

REAL ESTATE SERVICES SECTION

REVENUE STATUS REPORT
Period ending April 30, 2013

CLOSED PROPERTIES

Property	Committee Date	Closed	Gross Sale Proceeds
North of 8310 South 100 th Street, Franklin		January 2013	\$ 3,750.00
2254 South 75 th Street, West Allis		January 2013	\$ 26,900.00
UWM Innovation Park – Release of Mortgage for ABB		March 29, 2013	\$ 225,000.00
		TOTAL	\$ 255,650.00
		2013 Budget	\$ 400,000.00

PENDING PROPERTY CLOSINGS

Property	Committee Date	Pending Closing	Gross Sale Proceeds
Block 6E, Park East Development	April 3, 2006	2013	\$ 406,000.00 ¹
		TOTAL	\$ 406,000.00

GENERAL PROPERTY STATUS

Property	Committee Date	Status	Asking Price
5414-22 South Packard Avenue, Cudahy		Available for sale	\$ 35,000.00
3618 East Grange, Cudahy		Available for sale	\$ 4,900.00
3749 East Squire, Cudahy		Available for sale	\$ 16,900.00
8450 West Beatrice Ct., Milwaukee		Available for sale	\$ 375,000.00 ²
3802 East Cudahy Avenue, Cudahy		Available for sale	\$ 18,900.00
9074 S 5 th Ave, Oak Creek		Available for sale	\$ 28,900.00

1. County's share of \$700,000 sales price
2. Net proceeds to Federal Transit Administration or Future Transit Capital Project

SUMMARY DETAIL OF PENDING PROPERTY CLOSINGS

PROPERTY	BUYER	CLOSING	COMMENTS
Block 6E, Park East	Rainier Properties II, LLC	2013	Option granted until December 30, 2012 with an extension to June 30, 2013 if needed. If Buyer exercises option, closing will occur within 30 days

SUMMARY DETAIL OF UWM, INNOVATION PARK, LLC SALE

PROPERTY	BUYER	CLOSING	COMMENTS
NE Quadrant County Grounds	UWM, Innovation Park, LLC	February 15 2011	<p>Initial \$5 million paid February 15, 2011.</p> <p>County Board extended each of the purchase price installment payment dates after closing by twenty-four (24) months as follows:</p> <ul style="list-style-type: none"> • Second \$5 million payable on February 15, 2014 • \$887,500 payable on February 15, 2015 • \$887,500 payable on February 15, 2016 • \$887,500 payable on February 15, 2017 • \$887,500 payable on February 15, 2018



Community Business Development Partners

MILWAUKEE COUNTY

MARINA DIMITRIJEVIC • Chairwoman, Milwaukee County Board of Supervisors
NELSON SOLER • Interim Director, Community Business Development Partners

INTER-OFFICE COMMUNICATION

DATE: February 25, 2013

TO: Supervisor Marina Dimitrijevic, Chair, County Board of Supervisors
Supervisor Patricia Jursik, Chair, Economic & Community Development Committee
Supervisor Michael Mayo, Sr., Chair, Transportation, Public Works & Transit Committee

FROM: Nelson Soler, Interim Director, Community Business Development Partners (CBDP)

SUBJECT: From the Interim Director, Community Business Development Partners (CBDP), requesting adoption of the proposed amendment to section 42.02(1)(k) of the Milwaukee County Code of General Ordinances necessary to align the definition of small business enterprise (SBE) with the small business opportunity initiative approved in the 2013 Milwaukee County Adopted Operating Budget

DIRECTIVE

At the direction of the Milwaukee County Board of Supervisors, through the 2013 Adopted Operating Budget, the Community Business Development Partners Department (CBDP) has been charged with the implementation of the County's Small Business Opportunity Initiative.

RECOMMENDATION

CBDP is recommending that the current definition of Small Business Enterprise (SBE) as codified in the Milwaukee County Code of General Ordinances be updated to be in closer alignment with the design of the Small Business Opportunity Initiative adopted by the Board. The vision of the Board in extending the availability of potential gap financing options to small businesses will assist in the sustainable growth of these enterprises. Updating this definition will allow for the convergence of these resources on the local economy's small, micro and first-stage businesses as a means of immediate economic impact. This concentration will complement various County small business development activities.

This recommendation of CDBP includes the recommendations of representatives of partner municipalities, various ethnic chambers, small business advocacy organizations, and numerous small businesses currently known to the County that resulted from extensive dialogue, exchange and feedback in this Milwaukee County Code of General Ordinances modification recommendation.

Sincerely,

Nelson Soler, Interim Director
Community Business Development Partners

Cc: Chris Abele, County Executive

MILWAUKEE COUNTY - CITY CAMPUS • 2711 WEST WELLS STREET, 8TH FLOOR, ROOM 830 • MILWAUKEE, WI 53208
TELEPHONE (414) 278-4747 • FAX (414) 223-1958

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(ITEM) From the Interim Director, Community Business Development Partners (CBDP), requesting adoption of the proposed amendment to section 42.02(1)(k) of the Milwaukee County Code of General Ordinances necessary to align the definition of small business enterprise (SBE) with the small business opportunity initiative approved in the 2013 Milwaukee County Adopted Operating Budget, by recommending adoption of the following:

A RESOLUTION/ORDINANCE

WHEREAS, on April 22, 1999, following the direction of the United States Department of Transportation (USDOT), the Milwaukee County Board of Supervisors adopted File No. 99-216(b), which adopted the definitions of 49 CFR Part 26 replacing those of the deleted 49 CFR Part 23; and

WHEREAS, on March 15, 2012, the Milwaukee County Board of Supervisors adopted File No. 12-210, which established a definition of a small business enterprise; and

WHEREAS, on November 14, 2012, the Milwaukee County Board of Supervisors adopted the 2013 Milwaukee County Operating Budget, which formalized a small business opportunity initiative within the Community Business Development Partners (CBDP) office; and

WHEREAS, the Milwaukee County Code of General Ordinances directs that CBDP “will be the enforcing office” of the DBE Program responsible for DBE Program updates; and

WHEREAS, CDBP has established a small business enterprise utilization element to the County’s DBE Program that will afford increased opportunities for, and participation of, small businesses seeking and conducting business with the County; and

WHEREAS, CDBP has included the recommendations of representatives of partner municipalities, various ethnic chambers, small business advocacy organizations, and numerous small businesses currently known to the County that resulted from extensive dialogue, exchange and feedback in this Milwaukee County Code of General Ordinances modification; now, therefore,

BE IT RESOLVED, that, as requested by CBDP, the Milwaukee County Code of General Ordinances, as it relates to the definition of a small business enterprise, be hereby amended to align itself to the small business opportunity initiative formalized by the 2013 Milwaukee County Adopted Operating Budget.

44 BE IT FURTHER RESOLVED, that to ensure the above-noted revision is properly
45 codified, the County Board of Supervisors does hereby adopt the following:

46

47 **An Ordinance**

48

49 To amend Section 42.02(1)(k) of the General Ordinances of Milwaukee County as
50 appropriate to align itself to the small business opportunity initiative formalized by the
51 2013 Milwaukee County Adopted Operating Budget.

52

53 The County Board of Supervisors of the County of Milwaukee does ordain as
54 follows:

55

56 **SECTION 1.** Section 42.02(1)(k) of the General Ordinances of Milwaukee County is
57 hereby amended as follows:

58 **42.02. - Definitions.**

59 (1) For all projects subject to this chapter funded with federal and county
60 money and those funded only by county money, the following definitions shall
61 apply;

62 (k) *Small business enterprise (SBE)* means an organized, for-profit business that
63 is independently owned and operated and not dominant in its field.
64 Depending on the industry, size standard eligibility is based on the average
65 number of employees for the preceding twelve months or on sales volume
66 average over a three-year period. In no case will a firm be an eligible SBE in
67 any Federal fiscal year if the firm (including its affiliates) has had average
68 annual gross receipts, as defined by United States Small Business
69 Administration (SBA) regulations (see 13 CFR 121.402), over the firm's
70 previous three fiscal years in excess of ~~\$22.41~~ \$4 million, or if the owner(s) of
71 the firm exceed the personal net worth (PNW) described in 49 CFR Part 26.

72

73 **SECTION 2.** This ordinance shall become effective upon publication.

MILWAUKEE COUNTY FISCAL NOTE FORM

DATE: 02/25/13

Original Fiscal Note

Substitute Fiscal Note

SUBJECT: Fiscal impact of County Ordinance modification to Chapter 42.02(1)(k), definition of Small Business Enterprise (SBE), to align itself with the small business opportunity initiative approved in the 2013 Budget.

FISCAL EFFECT:

- | | |
|--|--|
| <input checked="" type="checkbox"/> No Direct County Fiscal Impact | <input type="checkbox"/> Increase Capital Expenditures |
| <input checked="" type="checkbox"/> Existing Staff Time Required | <input type="checkbox"/> Decrease Capital Expenditures |
| <input type="checkbox"/> Increase Operating Expenditures
(If checked, check one of two boxes below) | <input type="checkbox"/> Increase Capital Revenues |
| <input type="checkbox"/> Absorbed Within Agency's Budget | <input type="checkbox"/> Decrease Capital Revenues |
| <input type="checkbox"/> Not Absorbed Within Agency's Budget | |
| <input type="checkbox"/> Decrease Operating Expenditures | <input type="checkbox"/> Use of contingent funds |
| <input type="checkbox"/> Increase Operating Revenues | |
| <input type="checkbox"/> Decrease Operating Revenues | |

Indicate below the dollar change from budget for any submission that is projected to result in increased/decreased expenditures or revenues in the current year.

	Expenditure or Revenue Category	Current Year	Subsequent Year
Operating Budget	Expenditure		
	Revenue		
	Net Cost		
Capital Improvement Budget	Expenditure	\$0	\$0
	Revenue	\$0	\$0
	Net Cost	\$0	\$0

DESCRIPTION OF FISCAL EFFECT

In the space below, you must provide the following information. Attach additional pages if necessary.

- A. Briefly describe the nature of the action that is being requested or proposed, and the new or changed conditions that would occur if the request or proposal were adopted.
- B. State the direct costs, savings or anticipated revenues associated with the requested or proposed action in the current budget year and how those were calculated. ¹ If annualized or subsequent year fiscal impacts are substantially different from current year impacts, then those shall be stated as well. In addition, cite any one-time costs associated with the action, the source of any new or additional revenues (e.g. State, Federal, user fee or private donation), the use of contingent funds, and/or the use of budgeted appropriations due to surpluses or change in purpose required to fund the requested action.
- C. Discuss the budgetary impacts associated with the proposed action in the current year. A statement that sufficient funds are budgeted should be justified with information regarding the amount of budgeted appropriations in the relevant account and whether that amount is sufficient to offset the cost of the requested action. If relevant, discussion of budgetary impacts in subsequent years also shall be discussed. Subsequent year fiscal impacts shall be noted for the entire period in which the requested or proposed action would be implemented when it is reasonable to do so (i.e. a five-year lease agreement shall specify the costs/savings for each of the five years in question). Otherwise, impacts associated with the existing and subsequent budget years should be cited.
- D. Describe any assumptions or interpretations that were utilized to provide the information on this form.

A. This Ordinance change will align the qualifications of a small business enterprise (SBE) with the small business opportunity initiative approved in the 2013 Budget.

B. There are no additional direct costs related to this County Ordinance change.

Department/Prepared By CBSP / Mark Phillips
Authorized Signature 

Did DAS-Fiscal Staff Review? Yes No
Did CDBP Review?² Yes No Not Required

¹ If it is assumed that there is no fiscal impact associated with the requested action, then an explanatory statement that justifies that conclusion shall be provided. If precise impacts cannot be calculated, then an estimate or range should be provided.
² Community Business Development Partners' review is required on all professional service and public work construction contracts.

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(ITEM) From the Interim Director, Community Business Development Partners (CBDP), requesting authorization to amend Section 42.02(1)(k) of the Milwaukee County Code of General Ordinances as necessary to align the definition of Small Business Enterprise (SBE) with the Small Business Opportunity Initiative approved in the 2013 Milwaukee County Adopted Operating Budget, by recommending adoption of the following:

A RESOLUTION/ORDINANCE

WHEREAS, on April 22, 1999, following the direction of the United States Department of Transportation (USDOT), the Milwaukee County Board of Supervisors adopted File No. 99-216(b), which adopted the definitions of 49 CFR Part 26 replacing those of the deleted 49 CFR Part 23; and

WHEREAS, on March 15, 2012, the Milwaukee County Board of Supervisors adopted File No. 12-210, which established a definition of a Small Business Enterprise; and

WHEREAS, on November 14, 2012, the Milwaukee County Board of Supervisors adopted the 2013 Milwaukee County Operating Budget, which formalized a Small Business Opportunity Initiative within the Community Business Development Partners (CBDP) office; and

WHEREAS, the Milwaukee County Code of General Ordinances directs that CBDP “will be the enforcing office” of the Disadvantaged Business Enterprise (DBE) Program responsible for DBE Program updates; and

WHEREAS, CBDP has established a Small Business Enterprise utilization element to the County’s DBE Program that will afford increased opportunities for and participation of, small businesses seeking and conducting business with the County; and

35 WHEREAS, CBDP has included the recommendations of representatives of
36 partner municipalities, various ethnic chambers, small business advocacy
37 organizations and numerous small businesses currently known to the County
38 that resulted from extensive dialogue, exchange and feedback in this
39 Milwaukee County Code of General Ordinances modification; now, therefore,
40

41 BE IT RESOLVED, that, as requested by CBDP, the Milwaukee County Code
42 of General Ordinances as it relates to the definition of a Small Business
43 Enterprise, be hereby amended to align itself to the Small Business Opportunity
44 Initiative formalized by the 2013 Milwaukee County Adopted Operating Budget;
45 and
46

47 BE IT FURTHER RESOLVED, that to ensure the above-noted revision is
48 properly codified, the Milwaukee County Board of Supervisors does hereby
49 amend Chapter 42.02(1)(k) of the Milwaukee County Code of General
50 Ordinances by adopting the following:
51

52 **AN ORDINANCE**

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The County Board of Supervisors of the County of Milwaukee does ordain
as follows:

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SECTION 1. Section 42.02(1)(k) of the General Ordinances of Milwaukee
County is hereby amended as follows:

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42.02. – Definitions.

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(1) For all projects subject to this chapter funded with federal and
county money and those funded only by county money, the following
definitions shall apply;

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69

(k) *Small Business Enterprise (SBE)* means an organized, for-profit
business that is independently owned and operated and not dominant in its
field. Depending on the industry, size standard eligibility is based on the

70 average number of employees for the preceding twelve months or on sales
71 volume average over a three-year period. In no case will a firm be an eligible
72 SBE in any Federal fiscal year if the firm (including its affiliates) has had average
73 annual gross receipts, as defined by United States Small Business
74 Administration (SBA) regulations (see 13 CFR 121.402), over the firm's previous
75 three fiscal years in excess of ~~\$22.41~~ \$4 million, or if the owner(s) of the firm
76 exceed the personal net worth (PNW) described in 49 CFR Part 26.

77

78 **SECTION 2.** This ordinance shall become effective upon publication.

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81 jmj

82 02/27/13

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*Hispanic Chamber
of Commerce*
WISCONSIN

April 23, 2013

Chris Abele, Milwaukee County Executive
901 North 9 Street #306
Milwaukee, Wisconsin 53233

Urgent Attention: Raisa.Koltun@milwcnty.com

Dear County Executive Abele:

On behalf of the Hispanic Chamber of Commerce of Wisconsin (HCCW) please be advised that we **adamantly oppose** the changes to the SBE Resolution Ordinance.

We strongly encourage that you veto this Resolution without hesitation. These actions are a substantial departure from the Federal Guidelines in similar programs. The HCCW is stunned at this drastic change; one which will negatively impact and inhibit many of our HCCW members from natural progression and growth. To add insult to injury, the HCCW was not contacted for input to this resolution prior to its approval by the county supervisors.

While a \$4.0 million dollar threshold may appear to be a high limit when construction projects are being produced, a small business can easily exceed this limit, thus causing small businesses from quickly being disallowed to participate in the Milwaukee County's stellar programs. Be rest assured, the livelihood of Hispanic contractors are in jeopardy with the enactment of the Resolution Ordinance; an ordinance that would adversely affect the upward mobility of the Hispanic contractor community; an ordinance that would cause severe and irreparable harm to Hispanic contractors and to a great extent the greater Milwaukee economy.

Although other cities may have SBE programs with thresholds below the federal standards, many of those cities do not have high goals set for SBE participation similar to Milwaukee County's 25% goal.

Approving this resolution will encourage the unfortunate process of "fronting" as proven in many other minority and race neutral programs. The HCCW will staunchly stand at your side should you receive any opposition to your veto on this poorly thought-out resolution.

On behalf of our membership and thousands who look to the HCCW for leadership, please weigh heavily the negative impact that would occur. **Please exert your veto power on behalf of your hardworking Hispanic constituency.**

As always your attention and support are sincerely appreciated, as is the opportunity to comment.

Adelante Juntos / Forward Together

Maria Monreal-Cameron, President & CEO
Hispanic Chamber of Commerce of Wisconsin

Cc: HCCW Exec Committee

Funded in part by
Community Development Block Grant



Recipients: Hispanic Chamber of the Year 1988
Hispanic Chamber of the Year ~ Region IV 1994, 1996 through 2009
~ National 2005/2006

Member United States Hispanic
Chamber of Commerce



OFFICE OF THE COUNTY EXECUTIVE
Milwaukee County

CHRIS ABELE • COUNTY EXECUTIVE

DATE: April 23, 2013

TO: The Honorable Milwaukee Board of Supervisors

FROM: Chris Abele, Milwaukee County Executive

A handwritten signature in black ink, appearing to read "Chris Abele", written over a horizontal line.

RE: Veto of County Board File No. 13-221 on the change of definition of Small Business Enterprise

I am vetoing County Board File No. 13-221 pursuant to the authority granted to me by Article IV, Section 23(a) of the Wisconsin Constitution and Section 59.17(6) of the Wisconsin Statutes.

The County Board adopted an ordinance change on March 21, 2013 changing the definition of Small Business Enterprise (SBE) to a cap of \$4 million in average annual gross receipts over the firm's previous three years.

In meeting with the Director of Community Business Development Partners (CBDP), my office heard that a workgroup was convened – comprised of various Chambers of Commerce around Milwaukee County – to discuss the definition of SBE. However, when my office talked to some of the leaders at the major Chambers of Commerce in Milwaukee County, we learned that they were not contacted about this change in definition and had concerns about it. Furthermore, nobody within the County - outside of CBDP – was included in this discussion. It is inappropriate that the Procurement Office was not consulted about this change or its implications for the County.

Also, I reached out to the federal Small Business Administration (SBA) and learned that they define small business differently by industry and by average number of employees or sales volume. This ordinance change would create a uniform single definition over all industries – which is inconsistent with SBA's definition.

Because this is such an important function, we need to make sure we get it right. Based on the evidence presented above, I am concerned about the decision making process.

I urge the Board to sustain my veto so we can get input from critical stakeholders on the implications for the County prior to an ordinance change.



OFFICE OF THE COUNTY CLERK

JOSEPH J. CZARNEZKI • COUNTY CLERK

MEMO

DATE: April 24, 2013
TO: The Honorable County Board of Supervisors
FROM: Joseph J. Czarnezki, County Clerk
SUBJECT: Vetoed File Returned

The County Executive has returned to my office the following file:

File No. 13-221 – From the Interim Director, Community Business Development Partners (CBDP), requesting authorization to amend Section 42.02(1)(k) of the Milwaukee County Code of General Ordinances as necessary to align the definition of Small Business Enterprise (SBE) with the Small Business Opportunity Initiative approved in the 2013 Milwaukee County Adopted Operating Budget.

This resolution was adopted by a vote of 16 ayes – 0 noes at your meeting of March 21, 2013.

The County Executive has vetoed this resolution and attached is a copy of his veto message wherein he states his objection.

This matter is now before your honorable body.

Joseph J. Czarnezki, County Clerk



OFFICE OF THE COUNTY EXECUTIVE
Milwaukee County

CHRIS ABELE • COUNTY EXECUTIVE

DATE: April 23, 2013

TO: The Honorable Milwaukee Board of Supervisors

FROM: Chris Abele, Milwaukee County Executive

A handwritten signature in black ink, appearing to read "Chris Abele", written over a horizontal line.

RE: Veto of County Board File No. 13-221 on the change of definition of Small Business Enterprise

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I urge the Board to sustain my veto so we can get input from critical stakeholders on the implications for the County prior to an ordinance change.



Community Business Development Partners

MILWAUKEE COUNTY

NELSON SOLER • Director, DBE Liaison Officer, ACDBE Liaison Officer

INTER-OFFICE COMMUNICATION

DATE: April 22, 2013

TO: Supervisor Marina Dimitrijevic, Chair, County Board of Supervisors
Supervisor Patricia Jursik, Chair, Economic & Community Development Committee
Supervisor Michael Mayo, Sr., Chair, Transportation, Public Works & Transit Committee

FROM: Nelson Soler, Director, Community Business Development Partners

SUBJECT: **DBE WAIVER REPORT FOR FEBRUARY & MARCH 2013**

DIRECTIVE

At the request of the Committee on Economic and Community Development, the Community Business Development Partners Department (CBDP) provides a monthly update on the Disadvantaged Business Enterprise (DBE) utilization waivers requested by, and granted to, Milwaukee County departments/divisions.

BACKGROUND

CBDP is responsible for designing, implementing, monitoring and enforcing Milwaukee County's DBE Program in order to maintain compliance with Federal Regulations and Milwaukee County Ordinances. Implementation of the Program includes establishing participation goals on, both, Federal and County funded contracts, as well as monitoring and enforcing compliance of these contracts. Participation goals may only be established on contracts where opportunities exist for ready, willing and able certified firms to perform commercially useful functions related to the satisfaction of those contracts.

In 1999, the United States Department of Transportation (USDOT) implemented DBE Program rules with seven (7) key objectives directed at creating a level playing field on which certified firms could compete fairly for USDOT-assisted contracts. This legislation, 49 CFR Part 26, requires all recipients of USDOT funds to establish and maintain a DBE program that, not only, complies with the intent and language of the legislation, but that has also been reviewed and approved by USDOT. As a result of public and private stakeholder input, Milwaukee County determined and approved, by action of the County Board, to establish and maintain a program based upon the Federal DBE Program rules and standards for all of its contracts. This action of the County Board and County Executive established, and adopted, rules and regulations of USDOT Office of the Secretary, per the Federal Register (49 CFR Parts 23 and 26), over Milwaukee County's Federally, and County, funded projects.

Milwaukee County, as a Federal funding recipient, is required to provide and establish contract opportunities for certified firms on its projects based upon the number of ready, willing and able firms certified to perform within the scope(s) of each of these projects. Only firms certified through Wisconsin's Unified Certification Program (UCP), a consortium of 24 municipalities and agencies throughout the State, count as ready, willing and able firms for this purpose. Four of the UCP members serve as certifying partners for the consortium, Milwaukee County, WisDOT, Dane County, and the City of Madison. As a certifying partner, Milwaukee County has the responsibility of verifying and maintaining the status of 411 of the 919 currently certified firms throughout the State, while processing all new applications.

MILWAUKEE COUNTY - CITY CAMPUS • 2711 WEST WELLS STREET, 8TH FLOOR, ROOM 830 • MILWAUKEE, WI 53208
EMAIL cbdp@milwcnty.com • TELEPHONE (414) 278-5248 • FAX (414) 223-1958

WAIVER REQUESTS

When CBDP receives a waiver request from a department/division, staff thoroughly reviews it and available supporting documentation before forwarding the request on to the Director for determination. The Director may require staff to gather more comprehensive information or to provide more detailed clarification regarding any identified issues prior to issuing a determination.

WAIVER REPORT SUMMARY

The figures below include Professional & Management Service and Capital Improvement/Maintenance contracts awarded during February and March. This report does not include contracts awarded by Procurement Division processes under Chapter 32, as CBDP is not authorized access to this information. Please see the attachment for waivers requested as broken out by owner department, contractor/consultant awarded, scope of services rendered, total contract amounts, and reason for approval, or lack thereof.

Total Contracted Dollars for Period	\$ 46,100,856.34
Total Contracted Dollars w/ Waiver Approval	\$ 4,453,807.76
Total Contracted Dollars w/o Waiver Approval	\$ 186,889.00
Percentage of Contracts Waived for Period	10.07%

RECOMMENDATION

CBDP prepared this informational report, and humbly proposes that it be received and filed, as such.

Approved by:

Nelson Soler
Director, CBDP

CC: Chris Abele, Milwaukee County Executive

Milwaukee County Community Business Development Partners Department (CBDP) DBE Waiver Report February 2013

DEPARTMENT	CONSULTANT/CONTRACTOR	SCOPE OF SERVICES	CONTRACT AMOUNT	APPROVAL REASON
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CBDP Approved Waivers ¹

Milwaukee County Zoo	Oceans of Fun	Marine mammal show, animal training & consultation / Sea Lion Show	176,700.00	Specialized Service
Parks	Wheel & Sprocket, Inc.	To provide rentals of skis & other winter equipment in Whitnall Park	500.00	Under \$2,000.00
DHHS-BHD	Laurens D. Young MD	Inpatient Psychiatric Services	140,400.00	Provide professional service
Human Resources	Mary J. Mountin	Provide legal service for the Civil Service Commission	400.00	Provide professional service
Human Resources	TALX Corporation	Assist in complying with Immigration Reform & Control Act of 1986	19,000.00	Specialized Service
Dept. on Aging	Jennifer Lefeber	To provide consulting services for the elderly	17,500.00	Specialized Service
District Attorney	Dr. Anthony Jurek	Legal services	4,000.00	Provide professional service
MCSO	Wisconsin Renal Care Group, LLC	Inmate hemodialysis services related to their medical care	113,910.00	Specialized Service
Combined Court Related	Legal Aid Society of Milwaukee	Legal services	1,814,400.00	Provide professional service
Ethics Board	Gonzalez, Saggio & Harlan, LLP	Legal services	17,700.00	Provide professional service
Economic Development	Milwaukee Economic Development Corp	DAS - ED Economic Development Fund	1,000,000.00	County Board File No. 12.985
Economic Development	Bluecoat Configuration	DAS - ED - MCLIO - Validation of Bluecoat Website Security	2,000.00	Proprietary Software Testing and Validation

Contracts Issued Without CBDP Review ²

Comptroller	Public Financial Management, Inc.	Professional services rendered in connection with the 2012A General Oblig	39,640.00	No CBDP Review
Comptroller	Baker Tilly Virchow Krause & Company	For the issuance of the 2012A refunding bonds	3,000.00	No CBDP Review

Total Contract \$ Amount for Month ³	\$5,035,649.00
Total Approved Waiver \$ Amount	\$3,306,510.00
Total Unapproved Waiver \$ Amount	\$42,640.00
Percentage Waived	66.51%

¹ Waivers approved by CBDP; within guidelines of Code of General Ordinances

² Contracts issued by Departments in violation of the Code of General Ordinances;
CBDP is made aware of these projects when Accounts Payable forwards new contract information

³ Total does not include Procurement Division Figures

Milwaukee County Community Business Development Partners Department (CBDP) DBE Waiver Report March 2013

DEPARTMENT	CONSULTANT/CONTRACTOR	SCOPE OF SERVICES	CONTRACT AMOUNT	APPROVAL REASON
<u>CBDP Approved Waivers ¹</u>				
Zoo	Mary Kazmierczak	Professional Zoo library services	21,500.00	No DBE's available for service
Parks	Stantek	For swimming pool engineering consultation & expert witness testimony	20,000.00	Specialized service
DHHS-BHD	Hochstatter, McCarthy, Rival & Runde, S.C.	Legal services	95,000.00	Provide professional services
DTPW-Airport	Schoencker & Associates	Reports establishing current market value lease rates 4900 S. Howell Ave.	1,250.00	Under \$2,000.00
DTPW-Airport	Institute for Human Factors	Conduct four session classes on "Overcoming Your Fear of Flying"	1,500.00	Under \$2,000.00
District Attorney	Sojourner Family Peace Center, Inc.	Investigation & prosecution of domestic violence in Milwaukee	63,000.00	Provide professional counseling
District Attorney	Christopher Tyre, Ph.D	To conduct an evaluation of L.C. Streeter whether	2,500.00	Provide professional counseling
District Attorney	Melissa J. Westendorf, Ph.D	State v. Jerome O'Dell	3,000.00	Provide professional counseling
District Attorney	Christopher Tyre, Ph.D-Randy Purifoy	To determine whether Randy Purifoy continues to be a "sexually violent pe	2,500.00	Provide professional counseling
District Attorney	Anthony M. Jurek, Ph.D	To conduct an evaluation of Matthew Tyler	3,000.00	Provide professional counseling
MCSO	Whitcomb, Michael A.I., Law Office	Legal matters Sheriff David A. Clarke, Jr. v. Milwaukee County	49,999.99	Provide professional services
MCSO	ACL Services, Inc.	Pre and post employment alcohol and drug testing	74,610.90	Specialized service
MCSO	Veterinary Medical Associates, Inc.	Veterinary Services	15,500.00	Provide professional counseling
MCSO	Mobile Medical Specialists, LLC	Inmate dental services related to their medical care	585,936.37	Medical services
MC Ethics Board	Pleas Williams	Legal services	7,099.00	Provide professional services
UW Extension	Board of Regents of the University of WI Sys	Salaries of professional staff members	157,614.00	Provide professional services
DAS - MCAMLIS	Latitude Geographics	DAS - ED - MCAMLIS - Essentials Silverlight Migration	14,500.00	Specialized service
Economic Development	Public Policy Forum	DAS - FM - Comprehensive Facilities Plan Report and Analysis	5,087.50	Specialized service
DOT - GMIA	Mead & Hunt	GMIA - Noise Study Presentation to ANAC	19,200.00	Specific Consultant Expertise and Experience
MCTS	Graef	MCTS - Façade Repairs	4,500.00	Project Scope provides nominal subcontracting opportunity

Contracts Issued Without CBDP Review ²

Comptroller	Standard and Poor's	Analytical services rendered in connection with the \$138,730,000.00 taxat	46,250.00	No CBDP Review
Comptroller	Moodys Investors Service	Professional services regarding the \$138,730,000.00 taxable general oblig	48,000.00	No CBDP Review
DOT - GMIA	Unison Consulting	GMIA - Perform CIP & PFC Tasks	49,999.00	No CBDP Review

Total Contract \$ Amount for Month ³	\$41,065,207.34
Total Approved Waiver \$ Amount	\$1,147,297.76
Total Unapproved Waiver \$ Amount	\$144,249.00
Percentage Waived	3.15%

¹ Waivers approved by CBDP; within guidelines of Code of General Ordinances

² Contracts issued by Departments in violation of the Code of General Ordinances;
CBDP is made aware of these projects when Accounts Payable forwards new contract information

³ Total does not include Procurement Division Figures