

Intermunicipal Agreement
Town of Menasha – City of Menasha
Manitowoc Road Rehabilitation Project

AGREEMENT entered into between the Town of Menasha, a Wisconsin Municipal Corporation, located in Winnebago County, State of Wisconsin, hereinafter called the "Town"; and the City of Menasha, a Wisconsin Municipal Corporation, located in Winnebago County, State of Wisconsin, hereinafter called the "City".

1. The Town and City have agreed in year 2010 to pulverize and resurface Manitowoc Road from the approximate location of Oneida Street west to Melissa Street.

2. A portion of Manitowoc Road abuts the Town and a portion abuts the City.

3. This project has received American Recovery and Reinvestment Act (ARRA) funding in the amount of \$569,029. Additionally, the Town has submitted an ARRA Project Change Management Request for an increase in funding of \$70,831, for a potential total ARRA funding amount of \$639,860.

4. The Town and City agree the Town shall cause all engineering plans and specifications to be prepared in conformance with Wisconsin Department of Transportation (WisDOT) standards. This project will be bid and let by WisDOT. All costs of engineering shall be considered part of the total project costs.

5. The Town and City recognize there may be local non-participating costs for certain ineligible contract items and for project costs exceeding the total ARRA funding amount. Reference the total local project costs for the WisDOT project, the Town shall be responsible for 58.5% thereof and the City shall be responsible for 41.5% thereof. Owners of utility facilities for which work is being done on the WisDOT project shall be responsible for any non-participating costs involving such facilities.

6. Preliminary storm sewer improvements are necessary for the completion of the Manitowoc Road resurfacing project to WisDOT standards. The Town and City agree the Town shall prepare all engineering plans and specifications for this storm sewer work and enter into all contract documents to accomplish the storm sewer work. The storm sewer project costs shall include all engineering costs, bidding costs and construction costs. The City shall be responsible for the project costs for all storm sewer work in the City and the Town shall be responsible for the project costs for all storm sewer work in the Town.

7. The Town shall be the paying party for all local project costs for both the WisDOT project and the storm sewer work. The Town shall provide a tabulation and documentation of all costs to the City of Menasha. Costs shall be shared on the basis of the percentages provided in paragraph 5 for the WisDOT project. Costs shall be shared on the basis of Paragraph 6 for the advance storm sewer work. The City shall reimburse the Town within thirty (30) days of receipt of billing.

Dated this _____ of _____, 2010.

TOWN OF MENASHA

By: _____
Arden Tews, Town Chairman

Karen Backman, Town Clerk

APPROVED AS TO FORM:

Herrling & Clark Law Firm
Town of Menasha Attorney

Dated this _____ of _____, 2010.

CITY OF MENASHA

By: _____
Donald Merkes, Mayor

Deborah A. Galeazzi, City Clerk

APPROVED AS TO FORM:

Pamela Captain
City of Menasha Attorney