

Revised
 STATE/MUNICIPAL AGREEMENT
 FOR A
 HIGHWAY IMPROVEMENT PROJECT

DATE: June 1, 2004
 PROJECT DESIGN ID: 2410-00-03
 CONSTRUCTION PROJECT ID: 2410-00-73, 2410-00-74, 2410-00-75
 HIGHWAY: Non-Hwy LENGTH:
 PROJECT TITLE: National Avenue Landscaping/Beautification
 LIMITS: 1st Street to 12th St, including 5th St from Virginia St South to Washington St and 6th St from Virginia St South to National Avenue
 COUNTY: Milwaukee

The signatory city, village, town or county, hereinafter called the Municipality, through its undersigned duly authorized officers or officials, hereby requests the State of Wisconsin Department of Transportation, hereinafter called the State, to initiate and effect the highway or street improvement hereinafter described.

The authority for the Municipality to enter into this agreement with the State is provided by Section 86.25(1), (2), and (3) of the Statutes.

Reason for the Revision – *The project will be accomplished in various phases. The Project Agreement dated May 2, 2000 is hereby revised to include additional project ID's. Project estimate and state/federal cap remains the same.*

NEEDS AND ESTIMATE SUMMARY:

Existing Facility - Describe and give reason for request : Streetscape enhancements will promote increased pedestrian traffic and continued viability for local businesses by drawing traffic from the downtown and other adjacent areas.

Proposed Improvement - Nature of work: Installation of pedestrian level harp lights and high level lanterns, trees, trash receptacles and planters.

Describe non-participating work included in the project and other work necessary to finish the project completely which will be undertaken independently by the municipality:

PHASE	ESTIMATED COST					
	Total Est. Cost	Federal/ State Funds	%	Municipal Funds	%	
Preliminary Engineering:						
Plan Development	\$ 80,000	\$ 64,000	80%	\$ 16,000	20%	
State Review	\$ 5,000	\$ 4,000	80%	\$ 1,000	20%	
Real Estate Acquisition:						
Acquisition						
State Review	\$ -	\$ -		\$ -		
Construction:						
Participating	\$ 650,000	\$ 520,000	80%	\$ 130,000	20%	
	\$ -	\$ -		\$ -		
Non-Participating		\$ -		\$ -		
Total Cost Distribution	\$ 735,000	\$ 588,000 *		\$ 147,000		

***Maximum federal/state participation**

This request is subject to the terms and conditions that follow (pages 2 and 3) and is made by the undersigned under proper authority to make such request for the designated Municipality and upon acceptance by the State shall constitute agreement between the Municipality and the State.

Signed for and in behalf of the City of Milwaukee:

 Name Title Date

TERMS AND CONDITIONS:

1. The initiation and accomplishment of the improvement will be subject to the applicable Federal and State regulations.
2. The Municipality shall pay to the State all costs incurred by the State in connection with the improvement which exceed Federal/State financing commitments or are ineligible for Federal/State financing.
3. Funding of each project phase (preliminary engineering, real estate, construction, and other) is subject to inclusion in an approved program. Federal aid and/or State transportation fund financing will be limited to 80% participation in the costs of the following items as specified in the estimate summary:
 - (a) The grading, base, pavement, and curb and gutter.
 - (b) Catch basins and inlets for surface water drainage of the improvement, with connections to the storm sewer main.
 - (c) Construction engineering incident to inspection and supervision of actual construction work.
 - (d) Signing and pavement marking, including detour routes.
 - (e) Storm sewer mains necessary for the surface water drainage.
 - (f) Construction of new sidewalks and driveways, replacement of sidewalks and private driveways resulting from roadway construction.
 - (g) New installations or alteration resulting from roadway construction of standard State street lighting and traffic signals or devices.
 - (h) Preliminary engineering and state review services.
 - (i) Landscaping for the improvement.
 - (j) Lighting for the improvement.
4. Work necessary to complete the improvement to be financed entirely by the Municipality or other utility or facility owner includes the following items:
 - (a) New installations of or alteration of sanitary sewers and connections, water, gas, electric, telephone, telegraph, fire or police alarm facilities, parking meters, and similar utilities.
 - (b) Damages to abutting property due to change in street or sidewalk widths, grades or drainage.
 - (c) Conditioning, if required and maintenance of detour routes.
 - (d) Repair of damages to roads or streets caused by reason of their use in hauling materials incident to the improvement.
5. As the work progresses, the Municipality will be billed for work completed which is not chargeable to Federal/State funds. Upon completion of the project, a final audit will be made to determine the final division of costs.
6. If the Municipality should withdraw the project, it shall reimburse the State for any costs incurred by the State in behalf of the project.
7. The work will be administered by the State and may include items not eligible for Federal/State participation.
8. The Municipality shall at its own cost and expense:
 - (a) Maintain all portions of the project that lie within its jurisdiction for such maintenance through statutory requirements, in a manner satisfactory to the State and shall make ample provision for such maintenance each year.
 - (b) Provide maintenance and energy for lighting.

- (c) Provide proper care and maintenance of all landscaping elements of the project including replacement of any plant materials damaged by disease, drought, vandalism, or other cause.
 - (d) Regulate or prohibit all parking at locations where and when the pavement area usually occupied by parked vehicles will be needed to carry active traffic in the street.
 - (e) Assume general responsibility for all public information and public relations for the project and to make fitting announcement to the press and such outlets as would generally alert the affected property owners and the community of the nature, extent, and timing of the project and arrangements for handling traffic within an around the projects.
 - (f) Provide complete plans, specifications, appraisals, acquisition, relocation order, real estate plat, and estimates.
 - (g) Use the WisDOT Utility Accommodation Policy unless it adopts a policy which has equal or more restrictive controls.
9. Basis for local participation: State Transportation Enhancement Program, 80% federal, 20% local. All costs incurred over the approved maximum federal share are the responsibility of the project sponsor.