

**AGREEMENT BETWEEN
THE WISCONSIN DEPARTMENT OF TRANSPORTATION
DIVISION OF HIGHWAYS AND TRANSPORTATION SERVICES
AND
THE CITY OF MILWAUKEE**

PROJECT I.D. 0093-03-12

This Agreement made and entered into by and between the Wisconsin Department of Transportation, hereinafter called the DEPARTMENT, and the City of Milwaukee, Department of Public Works, hereinafter called the CITY, provides for those services described in detail below.

To meet the travel monitoring requirements included in the Federal Clean Air Act Amendments (CAAA) of 1990, the DEPARTMENT, the Wisconsin Department of Natural Resources (DNR), the Federal Highway Administration (FHWA), and the Federal Environmental Protection Agency (EPA), noticed in 1993 that actual vehicle miles of travel (VMT) would be determined in the Southeastern Wisconsin Air Quality Non-Attainment Area, using the Department's established coverage traffic count program, enhanced with a sample of local function roads and an expanded control count program. This resulted in a 50% increase in counting effort by the DEPARTMENT's District 2, not including any counts within the City of Milwaukee.

Because the CITY had a long established traffic count program, the DEPARTMENT deemed it advisable to have the CITY expand its existing program to the enhanced program standards, rather than have the DEPARTMENT duplicate or replace the CITY's efforts.

It is the intent of this Agreement that the CITY provide the enhanced traffic counting services for roadways within jurisdictional boundaries of the City of Milwaukee. The scope of the 2009-10 enhanced traffic counting work to be performed by the CITY is indicated by the following estimates of traffic counting services and costs:

The City of Milwaukee, Department of Public Works, Infrastructure Services Division shall:

1. Perform 48-hour weekday traffic volume counts on all links of routes in the City of Milwaukee functionally classified as arterials and collectors. For purposes of this agreement, a link is defined as a segment of a functionally classified route between intersections with two other routes classified as arterials or collectors.
2. Perform 48-hour weekday traffic counts on a randomly selected sample of local function routes in the City of Milwaukee, with specific count locations to be defined by the DEPARTMENT.

3. Counts to be taken during calendar year 2009 will be in the central, and counts to be taken during calendar year 2010 will be in the northern portions of the City of Milwaukee.
4. Provide 7-day control counts during the four seasonal quarters of the year. Nine counts will be required for each functional classification of roadway (arterial, collector, and local). The City's "Key Count" program will be used as part of this control count program.
5. Provide the necessary vehicle for the transportation of personnel and equipment assigned to the 2009 count program.
6. Provide the DEPARTMENT, within 2 weeks of count completion, one copy of all count data on 3.5" .2DD Diskettes, together with copies of Traffic COMP III Field Reports, for all counts.
7. The counts defined in items 1 and 2 above will be distributed over a 3-year cycle. This agreement is intended to cover work completed during the period October, 2009 through September 30, 2010.

The cost of these services, by billing period, are summarized as follows:

October 1 through December 31, 2009	\$23,088
January 1 through March 31, 2010	\$12,000
April 1 through June 30, 2010	\$23,088
July 1 through September 30, 2010	\$23,087

Work specified and eligible for reimbursement under this Agreement will commence on October 1, 2009. It is expected that all 2009 field data collection covered under this contract will be completed by November 30, 2009, with all data collected to be delivered to the District office by December 31, 2009. All 2010 field data collection covered under this contract will be completed by September 30, 2010 with all data collected to be delivered to the district office by October 31, 2010.

The DEPARTMENT will provide reimbursement of actual costs for services and items provided by the City for the enhanced traffic count program. However, total reimbursement to the CITY shall not exceed \$81,263 without prior agreement and approval of both parties for any additional services provided. Cost reimbursement shall be full compensation for all wages, fringe benefits, proratables and incidentals included in the work, and shall include training and training related travel for a maximum of 4 CITY workers in traffic data collection policies, procedures and recommended practices of the DEPARTMENT as necessary for successful project completion. The costs included in this contract reflect costs that exceed the CITY's normal traffic count program.

The DEPARTMENT will supplement, on a loan basis, the CITY's present 13 portable traffic count machines, to a combined total of 30 to 34 machines. The DEPARTMENT will be responsible for the repair of the supplemental machines. The DEPARTMENT will provide the peripheral equipment, hardware and software needed to operate the machines, and a compatible lap-top personal computer for the downloading of data.

The use of CITY forces is considered to be in the public interest because the CITY currently operates a traffic count program, is familiar with the conditions and characteristics of the area to be counted, and have trained staff available to perform all necessary work.

The City will charge actual costs incurred and attributable to the aforementioned services as follows:

October 1 through December 31, 2009	I.D. 0093-03-12
January 1 through March 31, 2010	I.D. 0093-03-12
April 1 through June 30, 2010	I.D. 0093-03-12
July 1 through September 30, 2010	I.D. 0093-03-12

Billings to the DEPARTMENT shall consist of a statement of charges, supported by a description of items and services provided. Bills will be submitted quarterly, beginning December 31, 2009, within 14 calendar days of the end of the periods described above.

APPROVED _____
Commissioner of Public Works, City of Milwaukee Date

APPROVED _____
Comptroller, City of Milwaukee Date

APPROVED _____
Wisconsin Department of Transportation Date

APPROVED _____
Audit Supervisor, BFS/DBM Date

APPROVED _____
Governor, State of Wisconsin Date

KMW
6/21/09