

INTERGOVERNMENTAL COOPERATION AGREEMENT

THIS INTERGOVERNMENTAL COOPERATION AGREEMENT, Made this _____ day of _____, A.D. 20__ between the City of Milwaukee, a municipal corporation of the State of Wisconsin hereinafter referred to as "City" and Milwaukee Metropolitan Sewerage District, a municipal body corporate, (MMSD), hereinafter referred to as "District", concerning the sanitary sewer facility improvements located in South Sixth Street.

WITNESSETH

WHEREAS, The Wisconsin Department of Transportation (WISDOT), in conjunction with Milwaukee County and the City has currently contracted with a Design-Build Organization (DBO) to replace the Sixth Street Viaduct over the Menomonee Valley; and

WHEREAS, The District owns and maintains a 54" diameter sanitary sewer which extends under the existing Viaduct structure; and

WHEREAS, The south cable-stay pylon footing for the new Viaduct structure is proposed to be built immediately adjacent to the District's 54" diameter sanitary sewer; and

WHEREAS, The District has determined that the sanitary sewer needs to be relined in the area of the pylon footing (approximately 570' in length) prior to the bridge footing construction; and

WHEREAS, The DBO will design and prepare the contract plan and specifications, subject to District approval; and

WHEREAS, The WISDOT is agreeable to directing the DBO to undertake the work to reline MMSD sanitary sewer and to bill the City for the cost of the construction work; and

WHEREAS, The District agrees to reimburse the City for the work; and

NOW, THEREFORE, In consideration of these premises and the mutual benefits herein accruing and for other good and valuable considerations;

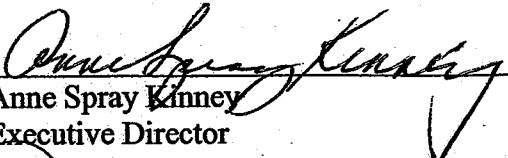
IT IS AGREED, By and between the parties hereto that:

1. The City will pay the costs to the WISDOT to reline the District's 54 inch diameter sewer located under the existing Sixth Street Viaduct from approximately West Oregon Street to West Florida Street (approximately 570 feet in length).
2. The District, upon the City being billed by the WISDOT, will reimburse the City for the construction work up to an amount not to exceed \$600,000.

CITY OF MILWAUKEE


MILWAUKEE METROPOLITAN
SEWERAGE DISTRICT

Mariano A. Schifalacqua
Commissioner of Public Works



Anne Spray Kinney
Executive Director

CITY ATTORNEY



Richard W. Sporn
ATTORNEY FOR THE DISTRICT

This instrument was drafted by the City of Milwaukee.