

COMMISSION FILE NO: 24-113-9 **DATE INTRODUCED:** September 9, 2024

INTRODUCED BY: Executive Director (Signature on File in the Office of the Commission)

REFERRED BY COMMISSION CHAIRPERSON TO: Operations Committee

RELATING TO: Change Order Request, Funding Agreement M10005GE05 Under Project M10005, 2023 Village of Germantown Private Property Infiltration and Inflow Reduction Project

SUMMARY:

The Commission is requested to authorize the Executive Director to execute a change order to Funding Agreement M10005GE05 in the amount of \$772,810 for work outlined in Work Plan M10005GE05 as submitted by the Village of Germantown (Village) under Project M10005, Private Property Infiltration and Inflow (PPII) Reduction Program, for a revised total funding agreement value of \$1,017,006. Including this change order request, the Village has obligated 65% of the funding available to the Village through 2024 in the PPII Program.

In June 2023, Funding Agreement M10005GE05 was authorized by the Executive Director allowing the Village to proceed with replacement of 49 residential sanitary laterals. The Village is requesting additional funds for reimbursement of actual costs incurred for the completed project.

The primary objective of the project is to reduce wet weather sanitary flows by reducing infiltration and inflow from private property sources.

ATTACHMENTS: **BACKGROUND** ☒ **KEY ISSUES** ☐ **RESOLUTION** ☒
FISCAL NOTE ☒ **S/W/MBE** ☐ **OTHER** ☐ _____

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COMMITTEE ACTION: _____ **DATE:** _____

COMMISSION ACTION: _____ **DATE:** _____

BACKGROUND

Change Order Request, Funding Agreement M10005GE05 Under Project M10005, 2023 Village of Germantown Private Property Infiltration and Inflow Reduction Project

In 2021, the Village identified approximately 80 sanitary laterals that required full replacement.

Phase 1 of construction work was completed in 2022 with District funding, as authorized by the Commission in September 2022. This phase was part of a larger Village street and public utility reconstruction project and addressed 37 of the 80 properties identified during the closed circuit televising inspections. Despite a 10-year delay, the Village achieved 100% participation and successfully completed the project, which the Village deemed an overwhelming success.

Following the success of Phase 1 and the continued resident interest, the Village requested that the District approve Phase 2 of construction. This phase includes street reconstruction, public utility replacement, and lateral replacement in the remaining part of the subdivision.

The Village did not have a sufficient PPII account balance to fund the Phase 2 PPII work fully. The Village elected to utilize the provision in the *Statement of Policy, MMSD PPII Reduction Program*, whereby the District and the municipality may enter into an agreement with a not-to-exceed value greater than the municipality's uncommitted PPII account balance at the time of agreement execution that includes terms to facilitate the reimbursement of additional program-eligible costs incurred if future funding becomes available through subsequent District budgets. This agreement does not obligate the District to provide funding if it is unavailable. At the time of agreement execution, the Village had a PPII balance of \$244,196. The estimated total PPII project cost was \$986,616.

In April 2023, the Village received three bids for the Phase 2 construction contract. The lowest responsive bid and the final construction cost were within the engineer's estimate. Engineering costs exceeded estimates by 62%. Overall, the total completed project cost exceeds the estimated total project cost by three percent. The change order will be funded through residual funding from Phase 1 and the 2024 Village PPII allocation.

This work is funded through the accumulated annual allocations to the PPII Program, Project M10005, and does not represent an increase in total project cost.

The project is proposed to be 100% funded through the District PPII Program. There is no cost share requirement for participating property owners. Including this change order, the Village has obligated 65% (\$772,810/\$1,197,542) of the PPII Program funding available to the Village through the end of 2024.

RESOLUTION

Change Order Request, Funding Agreement M10005GE05 Under Project M10005,
2023 Village of Germantown Private Property Infiltration and Inflow Reduction Project

RESOLVED, by the Milwaukee Metropolitan Sewerage Commission, that the Executive Director is authorized to execute a change order to Funding Agreement M10005GE05 in the amount of \$772,810 for work outlined in Work Plan M10005GE05 as submitted by the Village of Germantown under Project M10005, Private Property Infiltration and Inflow Reduction Program, for a revised total funding agreement value of \$1,017,006.