

COMMISSION FILE NO: 25-086-6 **DATE INTRODUCED:** June 9, 2025

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

REFERRED BY COMMISSION CHAIRPERSON TO: Policy, Finance, and Personnel Committee

RELATING TO: Intergovernmental Cooperation Agreement between the Milwaukee Metropolitan Sewerage District and the City of Brookfield for Rehabilitation of Sanitary Sewer Laterals

SUMMARY:

The Commission is requested to authorize the Executive Director to execute an intergovernmental cooperation agreement (ICA) between the Milwaukee Metropolitan Sewerage District (District) and the City of Brookfield (City) for the District to contract and manage construction for the rehabilitation of 33 residential sanitary laterals within the District service area of the City for a cost not to exceed \$1,213,000.

In 2020 and 2021, the City received \$144,957 for private property infiltration and inflow investigative work on approximately 450 properties through the District Private Property Infiltration and Inflow (PPII) Reduction Program (Program). The investigative work was initiated as a continuation of the work by the City to reduce wet weather sanitary flows in response to a now resolved Environmental Protection Agency stipulation order. Seventy-five properties were identified as candidates for rehabilitation work. In 2022, the City publicly bid a construction contract to rehabilitate 20 of the identified laterals. The City declined to award the contract due to the bids being nearly double the engineer's estimate. Considering the looming District deadline for the City to utilize their Program allocated funds, the City elected to surrender its funds as outlined in Section 5.1.4 of the Program Statement of Policy (Policy). As outlined in the Policy, the District may return municipality surrendered funds to the District's Capital Budget, utilize the funds for District let PPII contracts, or add the funds to the competitive application process to fund PPII work elsewhere in the District service area. Typically, District staff recommends utilizing surrendered funds to complete PPII rehabilitation work where the need has been identified through investigative work that has already been completed, as is the case for the City.

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

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COMMITTEE ACTION: _____ **DATE:** _____

COMMISSION ACTION: _____ **DATE:** _____

SUMMARY (Cont'd)

Intergovernmental Cooperation Agreement between the Milwaukee Metropolitan Sewerage District and the City of Brookfield for Rehabilitation of Sanitary Sewer Laterals

In 2024, the District and the City executed a memorandum of understanding stating that the intent of the District is to utilize PPII surrendered funds to complete rehabilitation work in the City and initiate design work through a District master contract. The City sent letters to all eligible property owners to determine the level of interest in the proposed work. Right of entry agreements have been secured by the District for 33 properties to complete full lateral replacement. A construction contract award request is anticipated to be presented to Commission in July.

Through this ICA, the City is responsible for:

- Staff costs for public outreach and City project administration through design and construction.
- Administration, accounting, and management to collect the property owner cost share through special assessments.
- Waiving right-of-way construction permit and bond fees.
- Reimbursement of the property owner share of construction cost to the District.

Through this ICA, the District is responsible for:

- Design costs.
- Construction costs.
- Inspection costs.
- District administration of the design and construction.

The District will fund the project through the following sources in order as listed:

- \$656,950 of surrendered Program funds.
- \$161,975 of Program funds currently allocated to the City.
- \$136,690 reimbursement from the City from property owner assessments.
- Any 2026 Program allocation to the City contingent on the 2026 District budget approval.
- At the discretion of the District, an amount not to exceed \$257,385 from the District Program surrendered funds account only after all other sources listed have been exhausted.

Construction is anticipated to start in September with completion by the end of 2025.

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

RESOLUTION

Intergovernmental Cooperation Agreement between the Milwaukee Metropolitan
Sewerage District and the City of Brookfield for Rehabilitation of Sanitary Sewer
Laterals

RESOLVED, by the Milwaukee Metropolitan Sewerage Commission, that the Executive Director is authorized and directed to execute an intergovernmental cooperation agreement with the City of Brookfield for contracting and managing construction for the rehabilitation of 33 residential sanitary laterals within the Milwaukee Metropolitan Sewerage District service area of the City of Brookfield for a cost not to exceed \$1,213,000.