

Department of Public Works

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Richard M. Jones, P.E.
Commissioner of Public Works

Thomas M. Eeg, P.E.
Asst. Comm. of Public Works/Operations

John C. Rooney, P.E.
Asst. Comm. of Public Works/Engineering

April 26, 2011

Legistar Item: 11-6356

TO: Alderman Sandy Weidner, Chairman
Public Works and Services Committee

FROM: John Rooney *JR*
Interim Commissioner of Public Works/City Engineer

RE: State/Municipal Agreement - Lake Michigan Pathway Phase 3,
WisDOT ID: 1693-34-07/77

We are submitting a State/Municipal Agreement for Lake Michigan Pathway Phase 3, WisDOT ID: 1693-34-07/77. This agreement is for the north and south extensions of the Lake Michigan Pathway system which includes the off-street extensions from Augusta Street to Melvin Avenue, and from DeKoven Avenue to 24th Street. This project will include slope stabilization on the pathway between Augusta Street and Melvin Avenue, overlook/amenity areas, decorative street lighting, decorative benches, trash receptacles and trail signs.

The estimated cost for this project is \$1,295,138.00 with maximum federal funding of \$1,036,110.00. The local share of the City's cost will be \$259,028.00 and is included in the 2011 Capital Improvement Project budget.

Account 991.908.5610 – Lake Michigan Pathway – DeKoven South	\$ 45,000.00
Account 991.908.5620 – Lake Michigan Pathway – Zoo North	\$222,500.00

If the Committee agrees, the appropriate action would be to approve the City of Racine to enter into the agreement and to authorize the Interim Commissioner of Public Works/City Engineer to sign the agreement.



**STATE/MUNICIPAL AGREEMENT
FOR A LOCALLY LET CMAQ
PROJECT**

Program Name: Congestion Mitigation and
Air Quality Improvement (CMAQ)
Sub-program #: 211

Date: April 25, 2011

I.D.: 1693-34-07/77

Project Title: **Lake Michigan Phase 3**

Location/Limits (as applicable): **Augusta to
Melvin & Dekoven to 24th**

County: **Racine**

Project Length (if applicable): **0.85 Miles**

Counties Served: Racine

Project Sponsor: **City of Racine**

Sponsor County: **Racine**

MPO Area: **SEWRPC**

The signatory, City of Racine, hereinafter called the Project Sponsor, 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 transportation project hereinafter described.

23 U.S.C. 149 and Wis. Stat. 85.245 authorize the State to administer a program for the distribution of federal funds for congestion mitigation and air quality improvement projects.

The authority for the Project Sponsor to enter into this agreement with the State is provided by Sections 86.25(1), (2), and (3) and Section 66.0301 of the Statutes.

NEEDS AND ESTIMATE SUMMARY:

All components of the project must be defined in the environmental document if any portion of the project is federally funded. The Project Sponsor agrees to complete all participating and any non-participating work included in this improvement consistent with the environmental document. No work on final engineering and design may occur prior to approval of the environmental document.

Proposed Project - Nature of work: A pedestrian/bicycle path located in the City of Racine along the east side of Michigan Blvd between Augusta St and Melvin Ave and the East side of Wisconsin Ave/Roosevelt Park Dr between DeKoven Ave and 24th St. The path will be 12' wide and include lighting, slope stabilization, overlook/amenity areas, benches, trash receptacles and education trail signs.

Need for or Benefits of Project – summarize reasons for request: This project links the north and south sides of the City and neighboring towns to the downtown business area. The path will reduce vehicle trips, reducing emissions and improving air quality.

Describe non-participating work included in the project and other work necessary to completely finish the project that will be undertaken independently by the Project Sponsor. Please note that non-participating components of a project/contract are considered part of the overall project and will be subject to applicable federal and state requirements: **N/A**

The Project Sponsor agrees to the following Calendar Year 2009 [FY 2010-2013] CMAQ Program project funding conditions:

The subject project is funded with 80% federal funding up to a maximum of \$1,036,110 for all federal/state-funded project phases when the Project Sponsor agrees to provide the remaining 20% and all funds in excess of the \$1,036,110 federal funding maximum, in accordance with CMAQ program guidelines. Non-participating costs are 100% the responsibility of the Project Sponsor. Any work performed by the Project Sponsor prior to federal authorization is not eligible for federal funding. The Project Sponsor will be notified by the State when each project phase or ID is authorized and available for charging.

This project is subject to a DBE goal assessment of 10% of the construction project cost. The DBE goal is waived if the Project Sponsor constructs the project under an approved Local Force Account (LFA) Agreement. The Catalogue of Federal Domestic Assistance (CDFA) number for this project is 20.205 – Highway Planning and Construction.

In the summary funding table below, the federal share of the total estimated cost distribution indicates the maximum amount of federal funding available to the project, to be distributed across federally-funded project phases. The final Project Sponsor share is dependent on the final federal participation, and the actual costs will be used in the final division of costs for billing and reimbursement.

PHASE	SUMMARY OF COSTS				
	Total Est. Cost	Federal Funds	%	Project Sponsor Funds	%
ID 1693-34-07					
Design	\$186,000	\$148,800	80%*	\$37,200	20%*
Design Review #	\$39,638	\$31,710	80%*	\$7,928	20%*
ID 1693-34-77					
Participating Construction	\$930,000	\$744,000	80%*	\$186,000	20%*
Participating Construction Review #	\$139,500	\$111,600	80%*	\$27,900	20%*
Non-Participating Construction			0%		100%
Total Est. Cost Distribution	\$1,295,138	\$1,036,110	MAX	\$259,028	N/A

*This project has a CMAQ federal funding maximum of \$1,036,110. This maximum is cumulative for all federally funded project phases.

Review costs are administered and paid for by WisDOT. The Project Sponsor will be billed for any required local match and for costs beyond the cumulative federal or state funding.

This request is subject to the terms and conditions that follow (pages 3-9) and is made by the undersigned under proper authority to make such request for the designated Project Sponsor and upon signature by the State shall constitute agreement between the Project Sponsor and the State. No term or provision of neither this State/Municipal Agreement nor any of its attachments may be changed, waived or terminated orally but only by an instrument in writing duly executed by both parties to this State/Municipal Agreement.

Signed for and in behalf of: **City of Racine** (please sign in blue ink.)

Name	Title	Date
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Signed for and in behalf of the State:

Name	Title	Date
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