

  
Res. No. 28 - 22 - 23. By Alderpersons Dekker and Perrella. June 6, 2022.

A RESOLUTION authorizing the appropriate City officials to enter into an Addendum dated April 18, 2022 to the contract with Foth Infrastructure and Environment, LLC for design services related to the South Side Interceptor System (SIS) Rehab/Access Road/Shoreline Protection Program.

WHEREAS, in February 2020, the City hired Foth Infrastructure and Environment, LLC ("Foth") to analyze the existing 1936 sanitary interceptor sewer ("sewer") located along the south side Lake Michigan shoreline via Res. No. 163-19-20; and

WHEREAS, Foth's study indicated that significant rehabilitation was necessary to maintain functionality of the sewer; and

WHEREAS, in January 2021, the City authorized Foth to begin designing the sewer rehabilitation plan via Res. No. 152-20-21; and

WHEREAS, in July 2021, the City authorized Foth to conduct title research related to easements needed to proceed with the sewer rehabilitation plan and to acquire all necessary easements on the City's behalf via Res. No. 39-21-22; and

WHEREAS, Foth is now ready to complete the final stage of design for the sewer project, which will allow the City to commence bidding for the project; and

WHEREAS, the costs associated with this final stage were not previously anticipated because of the need for additional design work.

NOW, THEREFORE BE IT RESOLVED: That the appropriate City officials are hereby authorized to enter into an Addendum with Foth Infrastructure and Environment, LLC in substantially similar form to that attached, for the design and bidding of the South Side Interceptor System (SIS) Rehab/Access Road/Shoreline Protection Program.

BE IT FURTHER RESOLVED: That the appropriate City officials may draw funds, not to exceed \$64,500.00 from Account No. 60138300-631100 in payment of this Addendum.

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I HEREBY CERTIFY that the foregoing Resolution was duly passed by the Common Council of the City of Sheboygan, Wisconsin, on the \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_.

Dated \_\_\_\_\_ 20\_\_\_\_. \_\_\_\_\_, City Clerk

Approved \_\_\_\_\_ 20\_\_\_\_. \_\_\_\_\_, Mayor

<b>Project Title:</b>	SIS Rehab Access Rd/Shoreline Design	<b>FOTH Project Number:</b>	21S042.00
		<b>CLIENT Purchase Order#:</b> (If applicable)	310090

This Addendum (in addition to and subject to the conditions contained in the Agreement for Services dated May 28, 2021), (hereinafter "Addendum"), is made and entered into 18th day of April, 2022 by and between **FOTH INFRASTRUCTURE & ENVIRONMENT, LLC**, (hereinafter "Consultant") and **City of Sheboygan**, (hereinafter "Client"), for the services described under the Scope of Services (the "Services").

<b>CLIENT:</b>	City of Sheboygan – Department of Public Works		
<b>Address:</b>	2026 New Jersey Avenue Sheboygan, WI 53081-4714		
<b>Phone No:</b>	920-459-3368	<b>Email Address:</b>	Ryan.Sazama@sheboyganwi.gov

#### Scope of Services:

Client hereby agrees to retain Consultant to perform additional as-requested services as part of the original access road/revetment and sewer rehabilitation design project, summarized as follows:

- Soil borings for the Lakeview Park access road
- Kentucky Avenue Pumping Station rehabilitation/upgrade review and design scoping recommendations
- High Avenue Parking Lot design
- Lakeview Park survey and design
- Clara and Broadway Avenues survey and storm sewer design
- All associated additional agency permitting with the above
- Funding opportunities and administration
- Town of Sheboygan cost sharing methodology recommendations
- Addition of the access road and revetment south to the Alliant Energy site survey, design, plans, and permitting
- Estimated efforts to assist FEMA with the NEPA environmental process (This assumes FEMA will be completing in-house and Foth will provide information/documentation.) Allowance of \$7,000
- Preparation of a plat encompassing the temporary and permanent easements required from private property owners, and coordination with the City's appraiser
- Update construction cost estimate

**Schedule:** Services shall be performed according to the following schedule:

Above services to be performed to allow preparation of the final plans and bidding documents anticipated to be completed pending the FEMA NEPA process and WDNR and ACOE agency approvals.

**Compensation:** In consideration of these Services, the Client agrees to pay Consultant compensation as follows:

- ☐ Lump-Sum in the amount of \$ .00
- ☒ Unit Cost/Time Charges (Standard Rates) with a total amount estimated at \$64,500.
- ☐ Other as stated here:

#### Special Conditions (if any):

Assumes FEMA will be completing the NEPA process.

**Entire Agreement:** This Addendum, along with other approved Addendums, together with and subject to the Agreement for Services referenced above, constitutes the entire understanding between the parties with respect to the subject matter hereof. This Addendum may be modified by subsequent written addenda mutually agreeable by both parties.

IN WITNESS WHEREOF, this Agreement is accepted on the date last written below, subject to the terms and conditions above stated and the provisions set forth herein.

**CLIENT**

**FOTH INFRASTRUCTURE & ENVIRONMENT, LLC**

Signed: \_\_\_\_\_

Name (printed): \_\_\_\_\_

Title: \_\_\_\_\_

Date: \_\_\_\_\_

Signed: \_\_\_\_\_

Name (printed): Thomas J. Ludwig, PE

Title: State Operations Director

Date: 4/18/2022

Signed: \_\_\_\_\_

Name (printed): Dale R. Broeckert, PE

Title: Senior Project Manager

Date: 4/18/2022