



# City of Madison

City of Madison  
Madison, WI 53703  
www.cityofmadison.com

## Master

**File Number: 41516**

**File ID:** 41516

**File Type:** Resolution

**Status:** Passed

**Version:** 1

**Reference:**

**Controlling Body:** BOARD OF  
PUBLIC WORKS

**File Created Date :** 01/22/2016

**File Name:** Authorizing the Mayor and City Clerk to execute an Intergovernmental Agreement with the Madison Metropolitan Sewerage District (MMSD) and other partners in Adaptive Management for the time period of 1/1/2017 thru 12/31/2021.

**Final Action:** 03/01/2016

**Title:** Authorizing the Mayor and City Clerk to execute an Intergovernmental Agreement with the Madison Metropolitan Sewerage District (MMSD) and other partners in Adaptive Management for the time period of 1/1/2017 thru 12/31/2021.

**Notes:** Greg F.

**CC Agenda Date:** 03/01/2016

**Agenda Number:** 31.

**Sponsors:** Paul E. Skidmore, Larry Palm and Sara Eskrich

**Effective Date:**

**Attachments:** SUBSTITUTE 41516 V 2.pdf, Adaptive Management IGA revised final version.pdf, IGA memorandum 01212016.pdf

**Enactment Number:** RES-16-00171

**Author:** Rob Phillips, City Engineer

**Hearing Date:**

**Entered by:** lveldran@cityofmadison.com

**Published Date:**

### History of Legislative File

Ver- sion:	Acting Body:	Date:	Action:	Sent To:	Due Date:	Return Date:	Result:
1	Engineering Division	01/22/2016	Referred for Introduction				
	<b>Action Text:</b>		This Resolution was Referred for Introduction				
	<b>Notes:</b>		Board of Public Works, Board of Estimates				
1	COMMON COUNCIL	02/02/2016	Refer	BOARD OF PUBLIC WORKS		02/17/2016	Pass
	<b>Action Text:</b>		A motion was made by Skidmore, seconded by Cheeks, to Refer to the BOARD OF PUBLIC WORKS. The motion passed by voice vote/other.				
	<b>Notes:</b>		Additional referral to Board of Estimates				
1	BOARD OF PUBLIC WORKS	02/02/2016	Refer	BOARD OF ESTIMATES		02/15/2016	
	<b>Action Text:</b>		This Resolution was Refer to the BOARD OF ESTIMATES				
	<b>Notes:</b>						

1	BOARD OF ESTIMATES	02/15/2016	Return to Lead with the Recommendation for Approval	BOARD OF PUBLIC WORKS	02/17/2016	Pass
	<b>Action Text:</b>	A motion was made by DeMarb, seconded by Cheeks, to Return to Lead with the Recommendation for Approval to the BOARD OF PUBLIC WORKS. The motion passed by voice vote/other.				
	<b>Notes:</b>					
1	BOARD OF PUBLIC WORKS	02/17/2016	RECOMMEND TO COUNCIL TO ADOPT UNDER SUSPENSION OF RULES 2.04, 2.05, 2.24, & 2.25 - REPORT OF OFFICER			
	<b>Action Text:</b>	Greg Fries, City Engineering Division, presented details of the Intergovernmental Agreement. Motion made by Ald. Skidmore, seconded by Dahl to RECOMMEND TO COUNCIL TO ADOPT UNDER SUSPENSION OF RULES 2.04, 2.05, 2.24, & 2.25 - REPORT OF OFFICER. Motion passed by voice vote/other.				
	<b>Notes:</b>					
1	COMMON COUNCIL	02/23/2016				
1	COMMON COUNCIL	03/01/2016	Adopt As Substituted			Pass
	<b>Action Text:</b>	A motion was made by DeMarb, seconded by Cheeks, to Adopt As Substituted. The motion passed by voice vote/other.				
	<b>Notes:</b>					

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**Text of Legislative File 41516**

**Fiscal Note**

Estimated maximum annual costs as listed in the agreement are \$779,000 and funds will be provided in the Engineering Division 2017 Budget under 11069-84-200: 54810 (96330). Engineering staff is waiting for approval of calculations by the WDNR that will reduce this number substantially to \$641,141.75

**Title**

Authorizing the Mayor and City Clerk to execute an Intergovernmental Agreement with the Madison Metropolitan Sewerage District (MMSD) and other partners in Adaptive Management for the time period of 1/1/2017 thru 12/31/2021.

**Body**

WHEREAS, The City of Madison as a permitted municipal separate storm sewer system (MS4) by the WDNR and EPA is mandated by the Rock River TMDL, adopted and approved by those same agencies, to reduce phosphorous and sediment discharges to the Waters of the State; and

WHEREAS, the use of adaptive management represents the lowest total cost (sanitary and storm sewer) method for MMSD and the City to reach the phosphorous reductions required by the EPA and WDNR under the Rock River TMDL; and

WHEREAS, City Engineering, via the Storm Water Utility, has partnered with MMSD and multiple other groups and municipalities as part of a group known as Yahara Wins for the last four (4) years to complete a pilot of an adaptive management project; and

WHEREAS, Yahara Wins was begun by MMSD as a means to allow groups to meet the phosphorous reduction requirements mandated by the Rock River Total Maximum Daily Load

(TMDL) enforced by the WDNR and EPA; and

WHEREAS, the pilot project has been sufficiently successful that the MMSD Board of Commissioners has authorized proceeding with full implementation of adaptive management as the primary means for MMSD to meet their TMDL phosphorus reductions ;

NOW, THEREFORE, BE IT RESOLVED THAT:

The Mayor and City Clerk are hereby authorized to execute a Intergovernmental agreement with MMSD and other Adaptive Management Partners for the calendar years 2017 through 2021 with the level of funding noted above.

BE IT FURTHER RESOLVED, that the City Comptroller be authorized to make payment to MMSD in accordance with the Cooperative Agreement. Said payment to be made from 11069-84-200: 54810 (96330).