



Legislation Details (With Text)

File #:	75905	Version:	1	Name:	A Resolution to authorize the City of Madison to enter into an agreement with Sugar River Wetland Mitigation Bank for the purchase of wetland mitigation credits and approve the non-competitive purchase from Sugar River Wetland Mitigation Bank as a sole so
Type:	Resolution	Status:	Passed		
File created:	1/31/2023	In control:	BOARD OF PUBLIC WORKS		
On agenda:	2/7/2023	Final action:	2/28/2023		
Enactment date:	3/6/2023	Enactment #:	RES-23-00154		
Title:	A Resolution to authorize the City of Madison to enter into an agreement with Sugar River Wetland Mitigation Bank for the purchase of wetland mitigation credits and approve the non-competitive purchase from Sugar River Wetland Mitigation Bank as a sole source provider of these credits, as part of the Lower Badger Mill Creek Flood Mitigation project. (1st Alder District)				
Sponsors:	Grant Foster				
Indexes:					
Code sections:					

Attachments: 1. Wetland Mitigation Credit Purchase SRWMB Agreement.pdf, 2. Sugar River Wetland Mitigation Bank - Non-Competitive Selection Request - CC Approval Required January 2023.pdf

Date	Ver.	Action By	Action	Result
2/28/2023	1	COMMON COUNCIL	Adopt	Pass
2/13/2023	1	FINANCE COMMITTEE	Return to Lead with the Recommendation for Common Council to Adopt	Pass
2/8/2023	1	BOARD OF PUBLIC WORKS	RECOMMEND TO COUNCIL TO ADOPT - REPORT OF OFFICER	Pass
2/8/2023	1	COMMON COUNCIL	Refer	
2/7/2023	1	COMMON COUNCIL	Add Referral(s)	Pass
1/31/2023	1	Engineering Division	Referred for Introduction	

Fiscal Note

The proposed resolution authorizes a sole source purchasing agreement for wetland mitigation credits from the Sugar River Wetland Mitigation Bank at an estimated cost of \$139,520. Sugar River Wetland Mitigation Bank is the only vendor that can provide the specific needs of the City of Madison and the permitting requirements of the Wisconsin Department of Natural Resources. Funding is available in the Adopted Stormwater Utility Capital Budget (MUNIS Project 11063).

Title

A Resolution to authorize the City of Madison to enter into an agreement with Sugar River Wetland Mitigation Bank for the purchase of wetland mitigation credits and approve the non-competitive purchase from Sugar River Wetland Mitigation Bank as a sole source provider of these credits, as part of the Lower Badger Mill Creek Flood Mitigation project. (1st Alder District)

Body

WHEREAS, the Lower Badger Mill Creek Flood Mitigation project on the City's westside includes the property located at 1524 Feather Edge Drive and 1661 Meadow Road; and

WHEREAS, a pond and roadway embankment to be constructed with the stated project crosses a drainage way that contributes to Badger Mill Creek and a delineated wetland, requiring a Wisconsin Department of Natural Resources (WDNR) and U.S. Army Corps of Engineers (USACE) permit to proceed with construction; and

WHEREAS, the WDNR has set a wetland mitigation credit purchase requirement of 1.28 wet meadow or sedge meadow credits to compensate for the impact of the proposed Lower Badger Mill Creek Flood Mitigation project; and

WHEREAS, the stated wetland mitigation credit purchase is a condition of wetland permit approval; and

WHEREAS, Sugar River Wetland Mitigation Bank is the only bank in the Rock Service Area with the required credit type currently available for purchase; and

WHEREAS, Sugar River Wetland Mitigation Bank has wet meadow and sedge meadow credits available at a price of \$109,000 per credit, for a total cost of \$139,520; and

WHEREAS, upon receipt of payment in full, an Affidavit of Bank Credit Transfer from both wetland mitigation banks will be forwarded to the USACE, WDNR, and the City of Madison; and

WHEREAS, for the reasons explained above and in the attached Noncompetitive Selection Request Form, Sugar River Wetland Mitigation Bank is the only vendor that can provide for the specific needs of the City of Madison and permitting requirements of the Wisconsin Department of Natural Resources; and

WHEREAS, MGO 4.26(2) requires goods to be purchased using a competitive process approved by the Finance Director, and under the Finance Director's Purchasing Guidelines, Common Council approval is required to purchase goods of \$50,000 or more without a competitive process.

NOW, THEREFORE, BE IT RESOLVED, the Common Council authorizes the Finance Director or City Engineer (designee) to enter into the Wetland Mitigation Credit Purchase Agreement with Sugar River Wetland Mitigation Bank for the purchase of 1.28 wet meadow or sedge meadow credits.