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From the Deputy Director, Department of Administrative Services, requesting authorization to execute Amendment No. 2 to an existing Professional Services Contract with von Briesen & Roper S.C., increasing the contract by \$150,000, from \$248,000 to \$398,000, for legal services related to the Zoo Interchange Freeway Reconstruction Project, by recommending adoption of the following:

A RESOLUTION

WHEREAS, the interests of Milwaukee County (the County) in the Zoo Interchange Freeway Reconstruction Project (Zoo Interchange Project) have been represented by Attorney Alan Marcuvitz since February 2012 (Adopted File No. 12-186); and

WHEREAS, the original contract was executed in the amount of \$99,999 and Amendment No. 1 to the contract (Adopted File No. 14-842) increased the total contract amount to \$248,000, which was submitted to the Milwaukee County Board of Supervisors for passive review; and

WHEREAS, Amendment No. 2 will increase the contract by \$150,000, from \$248,000 to \$398,000, which is based upon discussions with Attorney Marcuvitz to complete the last two County projects (Zoo Entrance Improvement and Honey Creek Storm Water Management) related to the State of Wisconsin's (the State) land takings for the Zoo Interchange Project; and

WHEREAS, the amendment to increase the contract takes into account the estimated work effort of the firm to occur between now and the conclusion of the multi-year Zoo Interchange Project, as well as legal work that may need to occur related to settlements and/or litigation to ensure the sums received by the County from the State are not only maximized but represent fair compensation for its property interests and replacement values of facilities; and

WHEREAS, in March of 2017, the County received \$4.2 million in settlement proceeds from the State for the Zoo Entrance Improvement Project and for legal services; and

WHEREAS, the Department of Administrative Services is requesting an appropriation transfer for May 2017, to recognize \$3,325,000 of aforementioned proceeds of which \$150,000 will be used for legal service fees; and

WHEREAS, the Committee on Finance and Audit, at its meeting of May 18, 2017, recommended adoption of File No. 17-372 (vote 7-0); now, therefore,

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BE IT RESOLVED, the Milwaukee County Board of Supervisors hereby authorizes Amendment No. 2 to the Professional Services Contract with the law firm of von Briesen & Roper, S.C., for legal services related to the Zoo Interchange Freeway Reconstruction Project.

jmj
05/18/17
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