

1 By Supervisors Logsdon, Martin, Weishan, Jr., Czarnezki, Staskunas, Johnson, Jr.,
2 Rolland, and Clancy

3 File No. 22-400
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6 **A RESOLUTION**
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8 requesting the Department of Administrative Services-Procurement Division award a
9 contract to RSG, Inc. to effectuate a sound study at the Rock Sports Complex and
10 authorizing an administrative transfer of \$200,000 from Org Unit 1940-1945
11 Appropriation for Contingencies to cover the contract cost
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14 WHEREAS, The Rock Sports Complex is an athletic, entertainment, and
15 recreation center located in Franklin, Wisconsin; and
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17 WHEREAS, the Milwaukee County Board of Supervisors adopted File No. 17-
18 598, entering into an agreement with BPC County Land, LLC, for the sale of the Crystal
19 Ridge landfill, and entering into a Lease Agreement with The Rock Sports Complex,
20 LLC for land zoned as parkland for the construction of the Rock Sports Complex; and
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22 WHEREAS, the County has received numerous complaints related to the Rock
23 Sports Complex; and
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25 WHEREAS, per Milwaukee County File Nos. 20-510 and 20-872, and the 2021
26 Adopted Budget, the Milwaukee County Board requested that Department of
27 Administrative Services – Procurement Division (“Procurement”) conduct a Request for
28 Proposals (“RFP”) for a comprehensive sound study at the Rock Sports Complex to
29 ensure that the operator of the facility, BPC County Land, LLC (the “Developer”), is
30 complying with contractual noise requirements; and
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32 WHEREAS, the Interim Director of the Procurement Division provided an
33 informational report in File No. 21-940 to the Committee on Parks, Energy and
34 Environment regarding the RFP process for a comprehensive sound study at the Rock
35 Sports Complex; and
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37 WHEREAS, an RFP was issued by Procurement on April 9, 2021 seeking to
38 obtain the services of a qualified contractor to perform a comprehensive sound study at
39 the Rock Sports Complex (Reference No. 98210006) and subsequently filed an
40 addendum to extend the deadline for submission of the RFP from May 10 to May 17,
41 2021; and
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43 WHEREAS, the County issued an intent to award to Resource Systems Group,
44 Inc. (“RSG”) pursuant to the RFP; however, RSG’s proposal costs \$309,900 while the
45 County had only allocated \$50,000 toward the comprehensive sound study in 2021; and
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47 WHEREAS, the total cost of RSG's proposal appears consistent with fair market
48 rates, however, in order to enable the County Board to remove any tasks from the
49 sound study deemed unnecessary or cost prohibitive, the fees proposed in the RFP
50 response are on a "line-item" basis and could be adjusted; and

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52 WHEREAS, the 2022 Adopted Budget included the following language:

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54 *Any monies collected by Milwaukee County related to past agreements with the*
55 *Rock Sports Complex, as outlined in attachments to File No. 21-760, will be*
56 *placed into an allocated contingency account within Economic Development/Real*
57 *Estate Services Division (DAS-ED). Once \$309,900 is accumulated within the*
58 *account, DAS-ED, working in conjunction with DAS – Procurement Division and*
59 *any other relevant parties, will use the funds to perform a comprehensive sound*
60 *study at the Rock Sports Complex. A report in File No. 21-940 found that*
61 *\$309,900 is needed to hire a contractor for this purpose. A report will be provided*
62 *to the Milwaukee County Board of Supervisors in advance of the April 2022*
63 *standing committee cycle providing an update as to the amount of funding in the*
64 *allocated contingency account and, if sufficient funds have been received, an*
65 *appropriation transfer to recognize the additional revenue and establish*
66 *expenditure authority to perform the sound study.*

67 ; and

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69 WHEREAS, as it is unlikely that adequate monies will be collected anytime soon
70 from past agreements with the Rock Sports Complex as it is likely to be disputed, it is
71 important to move forward now with a sound study that can be done this year; and

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73 WHEREAS, the Committee on Finance, at its meeting of March 17, 2022,
74 recommended adoption of File No. 22-400 (vote 7-0); now, therefore,

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76 BE IT RESOLVED, the Milwaukee County Board of Supervisors hereby
77 authorizes and requests the Department of Administrative Services, Procurement
78 Division award a contract based on its intent to award in Reference No. 98210006 to
79 effectuate a sound study at the Rock Sports Complex; and

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81 BE IT FURTHER RESOLVED, the Department of Administrative Services –
82 Procurement Division is authorized and requested to use its best judgment, in
83 consultation with the vendor, to narrow the scope of services to achieve a valid sound
84 study for a cost of no more than \$200,000; and

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86 BE IT FURTHER RESOLVED, the Milwaukee County Board of Supervisors
87 hereby authorizes and requests the Office of Strategy, Budget and Performance and
88 Office of the Comptroller to process an administrative transfer of \$200,000 from Org.
89 Unit 1940-1945 Appropriation for Contingencies to an appropriate account in Org. Unit
90 1151 – Department of Administrative Services, Procurement Division to initiate the

91 contract with RSG Consultants for a comprehensive sound study at the Rock Sports
92 Complex.
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