File No. 17-372

(Journal, )

(ITEM NO. ) A resolution to approve the second amendment to the Contract for Legal Services related to the Zoo Interchange Freeway Reconstruction Project between Milwaukee County and the law firm of von Briesen & Roper, S.C., by recommending adoption of the following:

**A RESOLUTION**

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

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

WHEREAS, this second amendment 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 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 Milwaukee County from the State of Wisconsin are not only maximized but represent fair compensation for its property interests and replacement values of facilities; and

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

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

BE IT RESOLVED, that the Milwaukee County Board of Supervisors hereby authorizes the second amendment to the Contract for Legal Services related to the Zoo Interchange Freeway Reconstruction Project between Milwaukee County and the law firm of von Briesen & Roper, S.C.