



AGENDA OF THE IMPROVEMENT AND SERVICES COMMITTEE

WEDNESDAY, MARCH 24, 2021, 6:00 PM

Immediately following Park Committee which begins at 5 P.M.

Virtual Meeting. Public may join via Zoom.

A. Zoom Meeting Information.

- I. This item contains documents which provide call in information and instructions for the Zoom meeting.

B. Roll Call.

C. Approval of the Agenda.

D. Approval of Minutes.

E. Regular Business.

- I. Consideration with possible action on a constituent idea about improving fall loose leaf collection. (Ald. Brunette)
2. Consideration with possible action on request by Department of Public Works to enter into a Professional Services Contract with McMahon Associates, Inc. to continue vegetative maintenance associated with a select grouping of City owned storm water facilities.
3. Consideration with possible action on request by Department of Public Works to enter into a Professional Services Contract with NES Ecological Services – A Division of Robert E. Lee & Associates to continue vegetative maintenance associated with a select grouping of City owned storm water facilities.
4. Consideration with possible action on review and approval of the 2020 Annual Wisconsin Department of Natural Resources Storm Water Report.

5. Consideration with possible action on the review and award of the following contracts:

- A. PAVEMENT REPAIR - 2021
- B. SEWERS 1-21 (INCLUDING WATER MAIN)
- C. SIDEWALKS 2021

6. Consideration with possible action on request by Green Bay Metropolitan Sewerage District, operating under the brand NEW Water, for a Revocable Occupancy Permit to place a real-time High Resolution Phosphorus Sensor and Weather Station on City of Green Bay personal property formerly known as Dolphin A of the Renard Isle Confined Disposal Facility in the Fox River.

7. Report of actions taken by Department of Public Works

- A. Granting of Licenses

- I. Sidewalk Builder

- a. Christensen Concrete
 - b. De Leers Construction, Inc.
 - c. Helmle Construction & Concrete
 - d. J.C. Santy Construction, LLC
 - e. Josh Bailey Concrete Construction
 - f. KPS Concrete Contractor LLC
 - g. Tim Verheyen Construction

- F. **Informational.**

1. Director's Report on recent activities of the Public Works Department.
2. The next Improvement and Services Committee meeting is scheduled for April 14, 2021.

- G. **Public Hearings.**

- H. **Adjournment.**

- 1) THIS MEETING IS RECORDED: THE VIDEO OF THIS MEETING AND MINUTES ARE AVAILABLE ONLINE AT www.greenbaywi.gov
- 2) ACCESSIBILITY: Any person wishing to attend who requires special accommodation because of a disability, should contact the City Safety Manager at 920-448-3125 at least 48 hours before the scheduled meeting time so that arrangements can be made.
- 3) QUORUM: Please take notice that a majority or quorum of the Common Council will attend this Improvement and Services Committee meeting and will constitute a meeting of the Common Council for purposes of discussion and information gathering relative to this agenda.
- 4) REPRESENTATION: The party requesting the communication, or their representative, should be present at this meeting.

Virtual Meeting Instructions



Improvement & Services Committee

Zoom Meeting Information

Join Zoom Meeting

<https://us02web.zoom.us/j/82206544400?pwd=NDd1bmszNUhBWW9XRUVU5ck1zMjZ2QT09>

Meeting ID: 822 0654 4400

Passcode: 635662

One tap mobile

+13126266799,,82206544400#,,,,*635662# US (Chicago)

+19292056099,,82206544400#,,,,*635662# US (New York)

Dial by your location

+1 312 626 6799 US (Chicago)

+1 929 205 6099 US (New York)

+1 301 715 8592 US (Washington D.C)

+1 346 248 7799 US (Houston)

+1 669 900 6833 US (San Jose)

+1 253 215 8782 US (Tacoma)

Meeting ID: 822 0654 4400

Passcode: 635662

Find your local number: <https://us02web.zoom.us/j/kc7RtLdfPZ>

Additional Information

1. Wisconsin Open Meetings Law still applies
 - a. Persons interested in speaking to an item must give their name and address
 - b. Committee/Commission/Board members will still follow *Roberts Rules of Order*
2. All zoom meetings will have a password in the instructions. Please enter when prompted.
3. Please log into the Zoom meeting 10 minutes before the meeting starts to ensure proper technology is working.
 - a. If you are a Board Member, please log into [CivicClerk](#) with a computer, laptop, or tablet device.
4. Once you are in the meeting please mute yourselves.
 - a. You may unmute yourself when you are called upon to speak.
5. Waiting room
 - a. When you call in, all callers/participants will be placed in a “waiting room.”
 - b. Persons on the agenda will be admitted to the meeting, and then once the item is concluded, the host will permanently mute you from the meeting (you can still hear the meeting).
6. Using Zoom with a tablet or computer
 - a. Tablet—you will be asked to sign in. Download the app either with the Apple Store or the Play Store
 - b. Computer—you will be asked to sign in. You may download the app or click on the link to open Zoom in your browser.
7. Registering
 - a. The host may ask you to register for the meeting. A registration link will be sent to you along with the invite. You’ll receive another email confirming that you’re registered for the meeting.
 - b. If you’re using a phone, your registration will still be tied to an email.
8. Raising your hand
 - a. Committee members—you can either use CivicClerk and request to speak or you can “raise your hand” in the zoom meeting (you’d need to use a computer or tablet) to let the host know you’d like to speak. You can also un-mute yourselves and start speaking.
 - b. Persons on the agenda—you can “raise your hand” but you’d need to use a computer. You will be allowed to speak, per Wisconsin Open Meetings Rules, once the committee has “opened the floor for interested parties to speak.” Once the committee is finished with your agenda item, the host will mute you permanently, unless the committee opens the floor again.
9. What devices should I use?
 - a. Smart phone (please see more detailed instructions on page 3)
 - b. Land line
 - c. Tablet—well in advance of the meeting, please download the Zoom Meeting app before you join a meeting by using either the Apple Store or the Play Store. You will be asked to input your name, thus identifying you for the meeting. You’ll also be asked to verify your email.
 - d. Computer—well in advance of the meeting, please download the Zoom Meeting app, but you can also click on a link to open the Zoom Meeting in your browser. You will be asked to input your name, thus identifying you for the meeting.
 - e. For tablet and computer users—if you download the app you will be asked to verify your email.
10. Zoom etiquette
 - a. Muting yourselves when you’re not talking will prevent your background noise from interfering with others’ ability to listen to and participate in the meeting.
 - b. If you’re using a telephone, please identify yourself with your phone number and name before you speak. Zoom meeting hosts can see only your telephone number and will ask you to identify yourselves.
11. Closed session
 - a. Persons in the Zoom meeting will be put into a waiting room while the committee meets in Closed Session. Participants will be admitted back into the Zoom meeting once the committee reconvenes in Open Session.
 - b. Persons watching live on YouTube will see a gray screen with the City logo during closed session.
12. Persons interested in attending anonymously or listening to the meeting may call in by dialing *67 followed by the phone number above.

Calling into the Zoom meeting using a smartphone

1. Dial the phone number listed at the beginning of this document.
2. When prompted, enter the Meeting ID number followed by #
 - a. If you're using a smartphone, you can access the keypad by clicking "Keypad" on your screen



3. Once you are in the meeting, notify the meeting host that you are in and state your name.
4. If you do not need to talk, please make sure your phone is on **Mute**
 - a. If you're using a smartphone, look at your screen and click the Mute button



- b. If you're using a computer, you should see a Mute button in the Zoom application





Report to the
Improvement and Service Committee
of the City of Green Bay

MEETING DATE

March 24, 2021

PREPARED BY

AGENDA ITEM # E.I

Consideration with possible action on a constituent idea about improving fall loose leaf collection. (Ald. Brunette)

BACKGROUND

RECOMMENDATION

FISCAL IMPACT

ATTACHMENTS

None



Report to the
Improvement and Service Committee
of the City of Green Bay

MEETING DATE

March 24, 2021

PREPARED BY

AGENDA ITEM # E.2

Consideration with possible action on request by Department of Public Works to enter into a Professional Services Contract with McMahon Associates, Inc. to continue vegetative maintenance associated with a select grouping of City owned storm water facilities.

BACKGROUND

RECOMMENDATION

FISCAL IMPACT

ATTACHMENTS

None



Report to the
Improvement and Service Committee
of the City of Green Bay

MEETING DATE

March 24, 2021

PREPARED BY

AGENDA ITEM # E.3

Consideration with possible action on request by Department of Public Works to enter into a Professional Services Contract with NES Ecological Services – A Division of Robert E. Lee & Associates to continue vegetative maintenance associated with a select grouping of City owned storm water facilities.

BACKGROUND

RECOMMENDATION

FISCAL IMPACT

ATTACHMENTS

None



Report to the
Improvement and Service Committee
of the City of Green Bay

MEETING DATE

March 24, 2021

PREPARED BY

AGENDA ITEM # E.4

Consideration with possible action on review and approval of the 2020 Annual Wisconsin Department of Natural Resources Storm Water Report.

BACKGROUND

RECOMMENDATION

FISCAL IMPACT

ATTACHMENTS

- I. 01_2020 Storm Water Highlights



DEPARTMENT OF PUBLIC WORKS ENGINEERING DIVISION

100 N. Jefferson Street, Room 300
Green Bay, WI 54301
Tel (920) 448-3100
Fax (920) 448-3102

INTER-OFFICE MEMO

TO: Steven Grenier, P.E. - Director of Public Works

FROM: Matthew Heckenlaible, P.E – Utility Manager

SUBJECT: 2020 Storm Water Program Highlights

DATE: March 17, 2021

C:

Comments:

- There were permitted and numerous unpermitted construction and utility projects that were going on at some point or another within 2020. 254, (21 DPW and 233 other) projects required storm water permits and numerous smaller projects that did not require erosion control permits.
- In 2020, the City added three (3) positions to the Utility Sections table of organization; a Sewer Maintenance Worker, a Utility Engineer and a F.O.G. (Fats, Oils and Grease) Inspector. All three positions were successfully filled.
- The City of Green Bay has a total of 357 outfalls. “Outfalls” are the point at which storm water is discharged to waters of the state or to a storm sewer. The Storm Water Technician completed the eleventh year of the On-Going Outfall Field Screening / Inspections of all scheduled major/minor outfalls. There were two positive hits of Detergent in the 83 outfalls sampled during the 2020 screening cycle. Both of these outfalls are located where there was currently construction going on. After completing the sampling of the outfall, a storm drain marker was also placed at the first upstream inlet. Just a friendly reminder to the residents that “NO DUMPING – DRAINS TO WATERWAYS”. The MS4 Permit requires the City of Green Bay to continue implementing and enforcing the IDDE Ongoing Outfall Field Screening Annual Program, which includes programs and practices designed to reduce storm water runoff and pollution. Continuing the “Public Education and Outreach” efforts will only increase the public’s awareness of the BMPs (Best Management Practices), which reduce or eliminate discharge of pollutants to the “Waters of the State”. During this years’ outfall inspections, due to the Covid 19 pandemic and people working from home, there were more interaction with the public while doing the outfall sampling. (5-Year Cycle Outfall Inspection Map at the end).
- The storm water GIS maps were updated and the On-Going Field Screening Program Report was completed for the year and can be found in the DPW-Engineering Office.
- The City completes bi-annual inspections of all thirty-four (34) of our storm water quality ponds to look for significant deficiencies such as plugged outfalls, excessive animal burrows

within the pond berms, and whether there is any notable decrease in pond life expectancy. The water quality ponds are of such an age that to date we have yet completed surveys of the sedimentation depositions and the need to remove excess sediment. The City performs garbage and debris clean up from around the facilities on an as needed basis and cuts some of the vegetation on an as needed basis.

- DPW-Operations completed another successful year of street sweeping and fall leaf collection. An estimated quantity of 4,100 tons was collected with twenty (20) street sweeping rotations and over nine (9) leaf collection rotations being completed, four (4) spring collections and five (5) fall collections.
- DPW-Operations completed the Greenway Outfall Maintenance Inspections for the Community Rating System from February 3 through December 3, 2020 for flood insurance rate assistance. These inspections insure that the greenways which drain under roadways or into storm sewers are free of debris to help prevent backing up of runoff.
- Constructed the Basin 110 Lift Station within the Shipyard development north of the Tillman Bridge on the west shore of the Fox River. This new storm lift station increased the pumping capacity from approximately 10cfs to 100 cfs. This lift station will benefit the Clinton Street corridor which also includes Oneida Street near W Mason Street, from the Fox River to Ridge Rd, and South Broadway, from W Mason Street and Arndt Street.
- Replaced the Howard-Pearl Storm Lift Station (Basin 106) with a larger lift station and storm sewer piping. The new storm lift station increased the pumping capacity over the existing lift station from approximately 10 cfs to 66 cfs. The lift station and storm sewer improvements will benefit the Howard Street corridor. With other planned improvements should significantly reduce high water issues around Seymour Park, Shawano near West High School and other areas near there.
- South Bay Shore Dike Reinforcement project added rip rap to reinforce the existing dike from just east of Bay Beach Amusement Park to Nevada Avenue. Phase II of the Dike Reinforcement will continue in 2021 from Nevada to Mahon Creek.
- Designed storm water management features for Navarino Park, saving the City consulting fees by doing the design in house.
- Designed the Museum Place lift station that is currently being constructed and anticipated to be operational in late April or early May of 2021.
- The City contracted the services of a trapper to continue to reduce the muskrat population at twenty (20) of our wet storm water facilities during the 2020 winter season. One hundred forty-five (145) muskrats had been trapped. The Suburban Wildlife Solutions trapping report is shown below.



KEEPING THE WILD OUT OF YOUR LIFE

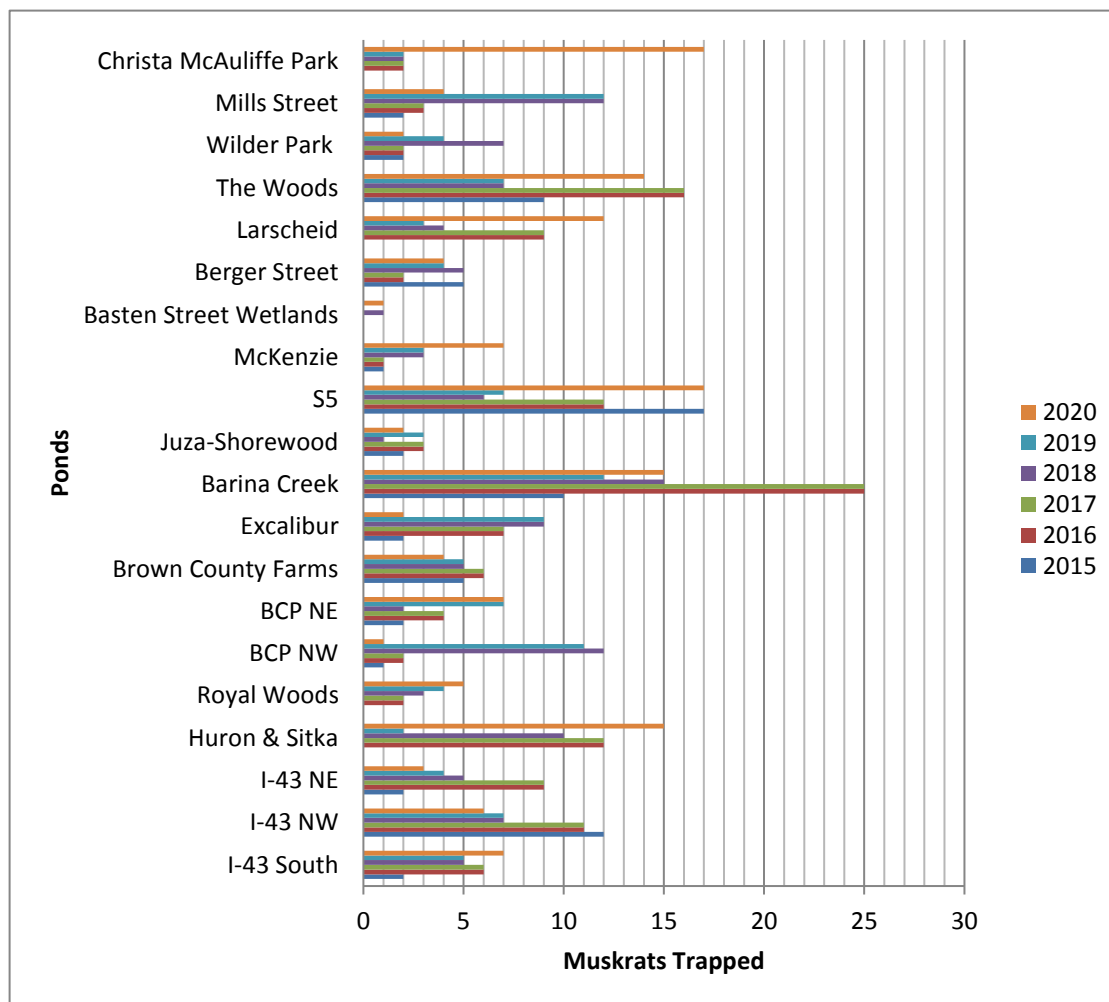
PROVIDING PROFESSIONAL WILDLIFE SOLUTIONS, MANAGEMENT, REMOVAL AND RELOCATION FOR ALL YOUR WILDLIFE NEEDS IN NORTHWEST WISCONSIN

920.229.1032 SuburbanWS@gmail.com

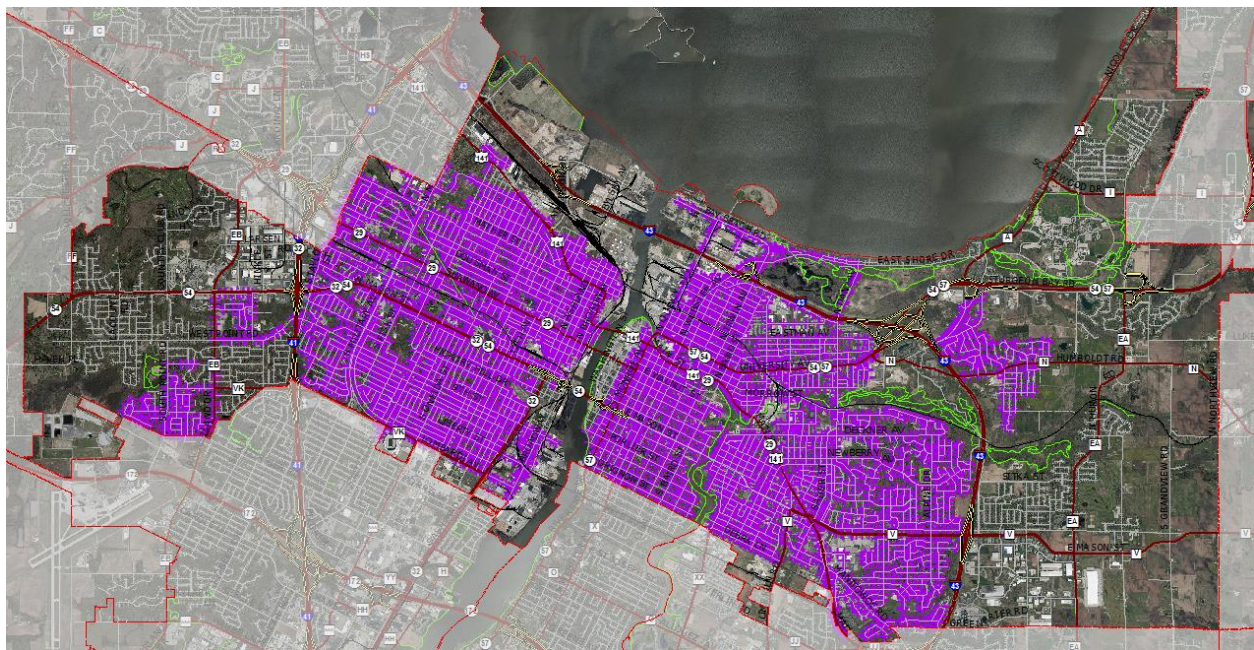
20XX Trapping Report City of Green Bay

No.	FID	Facility Name	Location	Number of Traps Set	Check Days							Total	Notes
					Day 1	Day 2	Day 3	Day 4	Day 5	Day 6	Day 7		
1	P01	I-43 South Pond	1000 Kaplan Drive	11	4	0	2	0	1	0	0	7	
2	P02	I-43 NorthWest Pond	1000 Kaplan Drive	8	3	0	2	0	1	0	0	6	
3	P03	I-43 NorthEast Pond	1000 Kaplan Drive	7	2	0	1	0	0	0	0	3	
4	P07	Huron & Sitka Pond	1279 Sitka Street	13	0	12	0	0	0	0	3	15	
5	P08	Royal Woods Pond	102 Abigail Court	9	0	0	0	4	0	0	1	5	
6	P09	Baird Creek Preserves NE	1515 Peppergrass Court	6	1	0	0	0	0	0	0	1	
7	P011	Baird Creek Preserves NW	1425 Peppergrass Court	13	0	0	5	1	0	0	1	7	
8	P018	Brown County Farm Pond	1311 Lake Largo Drive	10	0	0	3	0	0	1	0	4	
9	P021	Excalibur Pond	2670-2672 Kathy Drive	5	0	0	2	0	0	0	0	2	
10	P022	Barina Creek	2335 Durham Road	12	0	0	10	0	4	1	0	15	
11	P023	Juza-Shorewood Heights Pond	2976 Sussex Road	8	0	0	1	0	0	1	0	2	
12	P024	S5 Pond	4330 College Park Drive	16	0	0	12	0	0	4	1	17	
13	P031	McKenzie Pond	109 McKenzie Lane	9	0	0	0	3	3	1	0	7	
14	P033	Basten Street Wetlands	2130 Basten Street	2	0	1	0	0	0	0	0	1	
15	P034	Berger Street Pond	1500 Morrow Street	9	0	0	3	0	1	0	0	4	
16	P035	Larscheid Pond	1211 Wolverine Court	10	0	0	7	0	4	0	1	12	
17	P036	The Woods	530 Erie Road	13	0	9	0	3	0	2	0	14	
18	P037	Wilder Park Pond	2590 Robinson Avenue	5	0	0	1	0	0	1	0	2	
19	P039	Mills Street Pond	1700 Mills Street	11	0	0	1	2	0	1	0	4	
20	P042	Christa McAuliffe Park	1100 Sitka Street	12	0	0	16	0	1	0	0	17	
												145	

The chart below shows the trapping activity completed by Suburban Wildlife Solutions from 2015-2020.



- City Staff participated in a three (3) day virtual conference presented by Fox-Wolf Watershed Alliance March 2-4, 2020 where various storm water management, green infrastructure, sustainability, permitting and legislative topics were discussed.
- Staff created a “Leaves and Storm Water Don’t Mix” brochure. The City has nine (9) storm water program brochures that are displayed at City Hall in the DPW-Engineering Office.
- Did a public service announcement on WBAY this fall with the Director of Operations, regarding putting leaves and yard waste on the terraces instead of the roads. Explaining what “Leaf Tea” is all about.
- This fall the City addressed the issue with the yard waste and leaves in the roads by creating a Leaf/Yard Waste Collection Notification letter to residents that do not comply with this ordinance. (Chapter 9, Sections 9.06 and 9.07 in the Green Bay City Municipal Code). Several mailed notifications of violation were sent to thousands of residents for improper placement of leaves and yard waste due to the 2020 Spring and Fall collections in anticipation of further compliance efforts.
- Modified a map to be more user-friendly to identify businesses that hold WPDES permits.
- Operations cleaned 10,598 catch basins and inlets throughout the City primarily during the summer and fall months in 2020, an estimated quantity of 215.38 tons of debris were collected.



● Storm Inlets / catch basins cleaned in 2020

6-Year Cycle Outfall Inspection Map

Hobart Outfall Inspection Region
 West Bay Outfall Inspection Region
 Fox River North Outfall Inspection Region
 Fox River South Outfall Inspection Region
 East River South Outfall Inspection Region
 East Bay Outfall Inspection Region

Legend

Outfall Type
 Major (triangle) Minor (circle)
 2010 Sample Testing (red)
 2011 Sample Testing (orange)
 2012 Sample Testing (yellow)
 2013 Sample Testing (light green)
 2014 Sample Testing (green)
 2015 Sample Testing (dark green)
 2016 Sample Testing (blue-green)
 2017 Sample Testing (blue)
 2018 Sample Testing (purple)
 2019 Sample Testing (pink)
 2020 Sample Testing (light purple)
 2021 Sample Testing (lavender)
 2022 Sample Testing (violet)
 2023 Sample Testing (indigo)
 2024 Sample Testing (dark blue)
 2025 Sample Testing (navy blue)

Outfall Inspection Region
 Park (yellow outline)
 Lakes, Ponds, Rivers (blue outline)

Scale: 0 to 20,000 feet
 North Arrow

Last Updated: P. Freeman - September 11, 2020
 Last Printed: P. Freeman - September 11, 2020



Report to the
Improvement and Service Committee
of the City of Green Bay

MEETING DATE

March 24, 2021

PREPARED BY

AGENDA ITEM # E.5

Consideration with possible action on the review and award of the following contracts:

- A. PAVEMENT REPAIR - 2021
- B. SEWERS I-21 (INCLUDING WATER MAIN)
- C. SIDEWALKS 2021

BACKGROUND

RECOMMENDATION

FISCAL IMPACT

ATTACHMENTS

- 1. Bid Summary - Public PAVEMENT REPAIR - 2021
- 2. Bid Summary - Public SEWERS I-21 (INCLUDING WATER MAIN)

CITY OF GREEN BAY, WISCONSIN
SUMMARY OF BIDS FOR CONTRACT

PAVEMENT REPAIR - 2021

Tuesday, March 16, 2021

Contractor	Bid	Bid Bond
FISCHER-ULMAN CONSTRUCTION, INC.	\$951,965.50	5%
Any questions, call 920-448-3100		

CITY OF GREEN BAY, WISCONSIN

SUMMARY OF BIDS FOR CONTRACT

SEWERS 1-21 (INCLUDING WATER MAIN)

Tuesday, March 16, 2021

Contractor	Part A	Part B	Part C	Bid Bond
PTS CONTRACTORS, INC.	\$694,000.00	\$1,120,000.00	\$730,000.00	5%
JOSSART BROTHERS, INC.	\$808,512.12	\$1,227,402.85	\$851,110.55	5%
DORNER, INC.	\$810,382.40	\$1,176,037.62	\$812,136.20	5%
PETERS CONCRETE CO.	\$823,391.85	NO BID	\$812,971.90	5%
ADVANCE CONSTRUCTION, INC.	\$841,494.30	\$1,313,314.85	\$852,572.14	5%
SOPER SEWER & WATER LLC	\$845,820.40	\$1,346,118.00	\$866,707.40	5%
DEGROOT, INC.	NO BID	\$1,451,370.82	\$1,027,414.31	5%
Any questions, call 920-448-3100				



Report to the
Improvement and Service Committee
of the City of Green Bay

MEETING DATE

March 24, 2021

PREPARED BY

AGENDA ITEM # E.6

Consideration with possible action on request by Green Bay Metropolitan Sewerage District, operating under the brand NEW Water, for a Revocable Occupancy Permit to place a real-time High Resolution Phosphorus Sensor and Weather Station on City of Green Bay personal property formerly known as Dolphin A of the Renard Isle Confined Disposal Facility in the Fox River.

BACKGROUND

RECOMMENDATION

FISCAL IMPACT

ATTACHMENTS

- I. NEW Water ROP

**APPLICATION FOR REVOCABLE PERMIT TO
ATTACH OBJECTS TO PERSONAL PROPERTY OF
THE CITY OF GREEN BAY, WISCONSIN**

*The original of this document will be kept
of file in the office of the City of Green
Bay Clerk.*

1 APPLICANT

OWNER NAME: GREEN BAY METROPOLITAN SEWERAGE
DISTRICT, A Wisconsin Municipal Corporation, operating under the brand
NEW WATER
OWNER MAILING ADDRESS: 2231 N Quincy St., Green Bay, WI 54302
PERMIT ADDRESS: Fox River Northwesterly of Bay Beach Road
PERMIT OBJECT(S): Phosphorus Sensor and Weather Station
CONTACT PERSON: Angela Kowalzek-Adrians
PHONE: 920-438-1072

Return to:
City of Green Bay - Clerk
100 N. Jefferson Street
Green Bay, WI 54301-5026

3 LEGAL DESCRIPTION:

This Revocable Occupancy Permit with Hold Harmless Agreement will not be recorded with the Brown County Register of Deeds therefore a legal description is not required.

2 INSTRUCTIONS:

1. Complete and submit this application along with additional information required to:

Department of Public Works, Room 300
100 N. Jefferson Street
Green Bay, WI 54301-5026

Additional information required:
 - a. Execute Hold Harmless Agreement.
 - b. Provide Insurance Certificate Naming the City of Green Bay as Additionally Insured.
2. Obtain all other permits and approvals prior to commencing construction.

4 APPROVALS:

Plans Reviewed by: _____
Print or type name: Thomas H. Giese _____ Date
For the Department of Public Works.

Insurance Approved by: _____
Print or type name: Nate Froemming _____ Date

Indemnification and Hold Harmless Agreement Executed:

By Applicant: _____
Date

By City of Green Bay: _____
Date

Approved by the Department of Public Works:

Steven M. Grenier – Director of Public Works

Date Permit Issued: _____

5

SIGNATURE OF APPLICANT:

X _____

Date
Print or type name and title above.

State of Wisconsin)
)ss.

County)

On the above date, this instrument was acknowledged before me by the person named above.

X _____

Date
Print or type name of Notary Public above
Notary Public, _____ County, Wisconsin
My Commission Expires: _____

THIS PERMIT IS REVOCABLE



Location: Fox River – Dolphin A
Object: Phosphorus Sensor and
Weather Station

HOLD HARMLESS AGREEMENT – OBJECTS PLACED ON
CITY OF GREEN BAY PERSONAL PROPERTY

THIS AGREEMENT is made in the City of Green Bay, Brown County, Wisconsin, by and between the CITY OF GREEN BAY, WISCONSIN, a Wisconsin Municipal corporation ("CITY"), and GREEN BAY METROPOLITAN SEWERAGE DISTRICT, a Wisconsin Municipal Corporation, operating under the brand NEW WATER ("NEW WATER").

WHEREAS, NEW WATER desires to place a real-time High Resolution Phosphorus Sensor and Weather Station ("OBJECT(S)") on CITY personal property formerly known as Dolphin A of the Renard Isle Confined Disposal Facility ("Dolphin A"); and

WHEREAS, the Common Council of the City of Green Bay granted to NEW WATER permission to allow placement of OBJECT(S) on Dolphin A subject to the provision of insurance, execution of a Hold Harmless Agreement and the City of Green Bay Department of Public Works approval as to the placement of OBJECT(S) on Dolphin A.

NOW, THEREFORE, in consideration of the covenants and promises hereinafter set forth and other good and valuable consideration acknowledged by the parties herein, it is agreed as follows:

1. NEW WATER shall own the OBJECT(S).
2. CITY grants to NEW WATER, a Revocable Occupancy Permit ("ROP") with permission to construct, maintain and repair their OBJECT(S) on DOLPHIN A as shown on attached Exhibit A. The final location of the OBJECT(S) shall be approved by the Department of Public Works Director, or his/her designee.

3. NEW WATER shall be responsible for all costs and expense related to the construction, maintenance, repair, and removal of the OBJECT(S).

4. NEW WATER shall ensure that the placement of the OBJECT(S) does not unreasonably impair or impede the use and flow of the Fox River.

5. NEW WATER hereby agrees to indemnify, defend and hold harmless the CITY, its elected and appointed officials, officers, employees, agents, representatives and volunteers, and each of them, from and against any and all suits, actions, legal or administrative proceedings, claims, demands, damages, liabilities, interest, attorneys' fees, costs and expenses of whatsoever kind or nature in any manner directly or indirectly caused, occasioned, or contributed to in whole or in part or claimed to be caused, occasioned, or contributed to in whole or in part, by reason of any act, omission, fault, or negligence, whether active or passive, of NEW WATER or of anyone acting under its direction or control or on its behalf, even if liability is also sought to be imposed on CITY, its elected and appointed officials, officers, employees, agents, representatives and volunteers. The obligation to indemnify, defend and hold harmless the CITY, its elected and appointed officials, officers, employees, agents, representatives and volunteers, and each of them, shall be applicable unless liability results from the sole negligence of the CITY, its elected and appointed officials, officers, employees, agents, representatives and volunteers.

NEW WATER shall reimburse the CITY, its elected and appointed officials, officers, employees, agent or authorized representatives or volunteers for any and all legal expenses and costs incurred by each of them in connection therewith or in enforcing the indemnity herein provided.

In the event that NEW WATER employs other persons, firms, corporations or entities (sub-contractor) as part of the work covered by this Agreement, it shall be NEW WATER'S responsibility to require and confirm that each sub-contractor enters into an Indemnity

Agreement in favor of the CITY, its elected and appointed officials, officers, employees, agents, representatives and volunteers, which is identical to this Indemnity Agreement.

This indemnity provision shall survive the termination or expiration of this Agreement.

6. NEW WATER shall provide the City of Green Bay with a certificate of insurance on a form approved by the City of Green Bay showing that NEW WATER has adequate liability insurance as required by City of Green Bay. The certificate of insurance shall give evidence of liability insurance with bodily injury limits of at least \$1,000,000 per occurrence and \$1,000,000 aggregate, and the \$500,000 property damage each occurrence and \$500,000 aggregate. Such insurance shall name the City of Green Bay as additionally insured, and shall not be cancelled or reduced without 30 days prior written notice thereof to the City Clerk. Such notice shall suspend the ROP issued under the terms of this Agreement until a new certificate complying with this subsection has been filed with the City Clerk.” The insurance limits stated herein may be updated from time to time by the City of Green Bay Common Council without approval of the NEW WATER. Cancellation or reduction of insurance shall automatically terminate the ROP.

7. CITY or NEW WATER may terminate this Agreement for any reason upon written notice to the other party. Upon termination of this agreement for any reason, NEW WATER shall at their sole cost and expense, remove the OBJECT(S) and restore Dolphin A to the satisfaction of the Department of Public Works Director or his/her designee.

SIGNATURES TO FOLLOW

IN WITNESS WHEREOF, that NEW WATER has executed this agreement this _____ day of _____ 20__, and hereby agrees to become bound by all provisions hereof.

NEW WATER

Print or type name and title above

Print or type name and title above

STATE OF WISCONSIN)
) SS.
_____) COUNTY)

Personally came before me this ____ day of _____, 20____ the above named _____
_____, to me known to be the
person who executed the forgoing instrument and acknowledge the same.

X

(Print or Type name of notary above)

Notary Public, _____ County, Wisconsin

My Commission Expires: _____

CITY OF GREEN BAY

Eric Genrich - Mayor

Celestine Jefferys – City Clerk

STATE OF WISCONSIN)
) SS.
BROWN COUNTY)

Personally came before me this _____ day of _____, 20____the above named Eric Genrich – Mayor and Celestine Jefferys – City Clerk, to me known to be the person who executed the forgoing instrument and acknowledge the same.

X

(Print or Type name of notary above)

Notary Public, Brown County, Wisconsin

My Commission Expires: _____

This instrument drafted by:
Thomas H. Giese - R/W Specialist

EXHIBIT A



EXHIBIT A CONTINUED

Phosphate Sensor

Specs for the Physical Unit are for a (two channel unit, add 50% for additional channel). Proposed unit is a one channel.- Analyzer: 39 cm x 34 cm x 20 cm (H x W x D) - Weight: 6 kg plus reagents.



NuLab monitoring nutrients in a waterproof enclosure on a Florida bay



Report to the
Improvement and Service Committee
of the City of Green Bay

MEETING DATE

March 24, 2021

PREPARED BY

AGENDA ITEM # E.7

Report of actions taken by Department of Public Works

A. Granting of Licenses

I. Sidewalk Builder

- a. Christensen Concrete
- b. De Leers Construction, Inc.
- c. Helmle Construction & Concrete
- d. J.C. Santy Construction, LLC
- e. Josh Bailey Concrete Construction
- f. KPS Concrete Contractor LLC
- g. Tim Verheyen Construction

BACKGROUND

RECOMMENDATION

FISCAL IMPACT

ATTACHMENTS

None



Report to the
Improvement and Service Committee
of the City of Green Bay

MEETING DATE

March 24, 2021

PREPARED BY

AGENDA ITEM # F.I

Director's Report on recent activities of the Public Works Department.

BACKGROUND

RECOMMENDATION

FISCAL IMPACT

ATTACHMENTS

None



Report to the
Improvement and Service Committee
of the City of Green Bay

MEETING DATE

March 24, 2021

PREPARED BY

AGENDA ITEM # F.2

The next Improvement and Services Committee meeting is scheduled for April 14, 2021.

BACKGROUND

RECOMMENDATION

FISCAL IMPACT

ATTACHMENTS

None