

**FIFTH AMENDMENT  
TO SERVICES AGREEMENT**

THIS FIFTH AMENDMENT TO SERVICES AGREEMENT is made effective January 1, 2024, between City of Manitowoc, a municipal corporation, 900 Quay Street, Manitowoc, WI 54220-4543; the City of Kiel, a municipal corporation, 621 Sixth Street, Kiel, WI 53042; the Village of Mishicot, a municipal corporation, 511 East Main Street, Mishicot, WI 54228; the Village of Cleveland, a municipal corporation, 1150 West Washington Avenue, Cleveland, WI 53015 (each referred to herein individually as a "**Municipality**" and collectively as the "**Municipalities**"), and Progress Lakeshore, Inc., a Wisconsin non-stock corporation, with its principal office at 202 North 8th Street, Suite 101, Manitowoc, WI 54220.

**RECITALS**

WHEREAS, the Municipalities and Progress Lakeshore entered into a Services Agreement for a term from January 1, 2011 to December 31, 2013, and the parties extended the terms and conditions of the Services Agreement for additional three (3) year periods in the First Amendment, commencing January 1, 2014 to December 31, 2016, the Second Amendment, commencing January 1, 2017 to December 31, 2019, the Third Amendment, commencing January 1, 2020 to December 31, 2023; and

WHEREAS, City of Two Rivers, Wisconsin, terminated its participation in the Services Agreement on December 31, 2021; and

WHEREAS, the parties extended the terms and conditions of the Services Agreement for an additional two (2) year period in the Fourth Amendment, commencing January 1, 2022 to December 31, 2023, (collectively the "Services Agreement"); and

WHEREAS, the parties wish to extend the terms and conditions of the Services Agreement for a three (3) year period commencing January 1, 2024 to December 31, 2027 (the "Extended Term");

WHEREAS, the Village of Cleveland, Wisconsin, requests economic development services and support from Progress Lakeshore, Inc as outlined in the Services Agreement.

NOW, THEREFORE, in consideration of the mutual covenants contained herein, the Services Agreement is hereby amended and extended as follows:

1. Any capitalized terms not defined herein shall have the meaning set forth in the Services Agreement.

2. Section 1(C), Municipal Contributions is deleted in its entirety and replaced as follows: The annual contribution shall be \$82,234 provided by the Municipalities in the following allocation:

City of Manitowoc	\$69,252
City of Kiel	\$7,170

Village of Mishicot	\$2,654
<u>Village of Cleveland</u>	<u>\$3,158</u>
<u>TOTAL</u>	<u>\$82,234</u>


3. Allocation calculations are determined by the most recent decennial census conducted by the United States Census Bureau; specifically, the populations listed within the DEC Demographic Profile. The calculated rate is \$2.00 per person and the 2020 U.S. Census reports the populations as:

- City of Manitowoc: 34,626
- City of Kiel: 3,585
- Village of Mishicot: 1,327
- Village of Cleveland: 1579

4. The term of the Services Agreement is hereby extended for the Extended Term. All such dates, deadlines and notices in the Services Agreement are hereby amended to properly effectuate such extension. All financial obligations of the parties including without limited the Progress Lakeshores' obligation to raise at least \$82,234 for each year of the Extended Term and the Municipalities' obligations to contribute, in the aggregate, an equal amount, shall remain unchanged. Should Progress Lakeshore wish to obtain Future Contributions beyond 2027, Progress Lakeshore shall provide the notice contemplated in Section 2 of the Services Agreement on or before November 30, 2027.

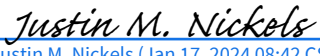
5. In all other respects, the terms and conditions of the original Services Agreement shall remain in full force and effect.

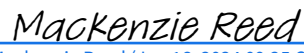
PROGRESS LAKESHORE, INC.

By:  \_\_\_\_\_  
Eric Sitkiewitz, President Date

By:  \_\_\_\_\_  
Jamie Zastrow, Executive Director Date

CITY OF MANITOWOC

By:  \_\_\_\_\_  
Justin Nickels, Mayor Date

By:  \_\_\_\_\_  
Mackenzie Reed-Kadow, City Clerk Date

CITY OF KIEL

By: Mike Steinhardt  
[Mike Steinhardt \(Jan 11, 2024 08:36 CST\)](#) \_\_\_\_\_  
Mike Steinhardt, Mayor Date

By: Casey Witterholt  
[Casey Witterholt \(Jan 2, 2024 14:42 CST\)](#) \_\_\_\_\_  
Casey Witterholt, City Administrator Date

VILLAGE OF MISHICOT

By: Bernie J Samz  
[Bernie J Samz \(Jan 2, 2024 15:13 CST\)](#) \_\_\_\_\_  
Bernie J. Samz, President Date

By: Kathy Reissmann  
[Kathy Reissmann \(Jan 2, 2024 15:11 CST\)](#) \_\_\_\_\_  
Kathy Reissmann, Village Clerk-Treasurer Date

VILLAGE OF CLEVELAND

By: JH  
[Jake Holzwart \(Jan 8, 2024 15:08 CST\)](#) \_\_\_\_\_  
Jake Holzwart, President Date

By: Stacy Grunwald  
\_\_\_\_\_ Date  
Stacy Grunwald, Village Clerk-Treasurer











# FiNAL\_Services Agreement FIFTH Amendment - Progress Lakeshore-Municipalities\_


Final Audit Report

2024-01-17

Created:	2024-01-02
By:	Jamie Zastrow (jamie@progresslakeshore.org)
Status:	Signed
Transaction ID:	CBJCHBCAABAApCb_WsfwKITV_Y-uNsBfwPVXhyEBOS07

## "FiNAL\_Services Agreement FIFTH Amendment - Progress Lakeshore-Municipalities\_" History

-  Document created by Jamie Zastrow (jamie@progresslakeshore.org)  
2024-01-02 - 8:21:49 PM GMT
-  Document emailed to Eric Sitkiewitz (ericstitkiewitz@msn.com) for signature  
2024-01-02 - 8:22:01 PM GMT
-  Document emailed to Jamie Zastrow (jamie@progresslakeshore.org) for signature  
2024-01-02 - 8:22:01 PM GMT
-  Document emailed to Justin Nickels (jnickels@manitowoc.org) for signature  
2024-01-02 - 8:22:01 PM GMT
-  Document emailed to Mackenzie Reed-Kadow (mreedkadow@manitowoc.org) for signature  
2024-01-02 - 8:22:01 PM GMT
-  Document emailed to Casey Witterholt (casey.witterholt@kielwi.gov) for signature  
2024-01-02 - 8:22:01 PM GMT
-  Document emailed to Mike Steinhardt (mike.steinhardt@kielwi.gov) for signature  
2024-01-02 - 8:22:02 PM GMT
-  Document emailed to Bernie Samz (bsamz@vi.mishicot.wi.gov) for signature  
2024-01-02 - 8:22:02 PM GMT
-  Document emailed to Kathy Reissmann (clerk@vi.mishicot.wi.gov) for signature  
2024-01-02 - 8:22:02 PM GMT
-  Document emailed to Jake Holzwart (jholzward@clevelandwi.gov) for signature  
2024-01-02 - 8:22:02 PM GMT

 Document emailed to Stacy Grunwald (sgrunwald@clevelandwi.gov) for signature

2024-01-02 - 8:22:03 PM GMT

 Document e-signed by Jamie Zastrow (jamie@progresslakeshore.org)

Signature Date: 2024-01-02 - 8:25:03 PM GMT - Time Source: server

 Email viewed by Eric Sitkiewitz (ericstitkiewitz@msn.com)

2024-01-02 - 8:28:35 PM GMT

 Document e-signed by Eric Sitkiewitz (ericstitkiewitz@msn.com)

Signature Date: 2024-01-02 - 8:29:29 PM GMT - Time Source: server

 Email viewed by Casey Witterholt (casey.witterholt@kielwi.gov)

2024-01-02 - 8:42:25 PM GMT

 Document e-signed by Casey Witterholt (casey.witterholt@kielwi.gov)

Signature Date: 2024-01-02 - 8:42:49 PM GMT - Time Source: server

 Email viewed by Mike Steinhardt (mike.steinhardt@kielwi.gov)

2024-01-02 - 8:47:05 PM GMT

 Document e-signed by Stacy Grunwald (sgrunwald@clevelandwi.gov)

E-signature obtained using URL retrieved through the Adobe Acrobat Sign API

Signature Date: 2024-01-02 - 9:02:56 PM GMT - Time Source: server

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2024-01-02 - 9:07:38 PM GMT

 Email viewed by Kathy Reissmann (clerk@vi.mishicot.wi.gov)

2024-01-02 - 9:10:47 PM GMT

 Document e-signed by Kathy Reissmann (clerk@vi.mishicot.wi.gov)

Signature Date: 2024-01-02 - 9:11:18 PM GMT - Time Source: server

 Signer Bernie Samz (bsamz@vi.mishicot.wi.gov) entered name at signing as Bernie J Samz

2024-01-02 - 9:13:32 PM GMT

 Document e-signed by Bernie J Samz (bsamz@vi.mishicot.wi.gov)

Signature Date: 2024-01-02 - 9:13:34 PM GMT - Time Source: server

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2024-01-08 - 9:07:14 PM GMT

 Document e-signed by Jake Holzwart (jholzwart@clevelandwi.gov)

Signature Date: 2024-01-08 - 9:08:00 PM GMT - Time Source: server

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2024-01-11 - 2:34:57 PM GMT

 Document e-signed by Mike Steinhardt (mike.steinhardt@kielwi.gov)

Signature Date: 2024-01-11 - 2:36:14 PM GMT - Time Source: server

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2024-01-11 - 5:42:15 PM GMT

 Signer Mackenzie Reed-Kadow (mreedkadow@manitowoc.org) entered name at signing as Mackenzie Reed

2024-01-16 - 3:25:30 PM GMT

 Document e-signed by Mackenzie Reed (mreedkadow@manitowoc.org)


Signature Date: 2024-01-16 - 3:25:32 PM GMT - Time Source: server

 Email viewed by Justin Nickels (jnickels@manitowoc.org)

2024-01-17 - 2:42:20 PM GMT

 Signer Justin Nickels (jnickels@manitowoc.org) entered name at signing as Justin M. Nickels

2024-01-17 - 2:42:45 PM GMT

 Document e-signed by Justin M. Nickels (jnickels@manitowoc.org)

Signature Date: 2024-01-17 - 2:42:47 PM GMT - Time Source: server

 Agreement completed.

2024-01-17 - 2:42:47 PM GMT