

MAY 12, 2014
CITY PLANNING COMMISSION
MANITOWOC, WI

United States Treasury 15-51
000

USACE FINANCE CENTER
MEMPHIS, TN

8736-01727730

Check No.



07-MAY-2014

RETNAVY 109059
Pay to the order of PAY EXACTLY \$*****884544AND360TS
\$*****88454.36*

CITY OF MANITOWOC
ATTN WILLIAM G HANDLOS
900 QUAY STREET
MANITOWOC WI 54220-4543



H7

Kevin J. Hunt

VOID AFTER ONE YEAR

⑈ 8 7 3 6 2 ⑈

⑆ 000000518⑆ 01727730⑆ ⑈

Standard Form 1034
Revised October 1987
Department of the Treasury
1 TFM 4-2000

PUBLIC VOUCHER FOR PURCHASES AND SERVICES OTHER THAN PERSONAL

VOUCHER NO. **CERTIFIED**
5-7-14

U.S. DEPARTMENT, BUREAU, OR ESTABLISHMENT AND LOCATION
USACE FINANCE CENTER
5722 INTEGRITY DRIVE
MILLINGTON TN 38054-5005

H7

DATE VOUCHER PREPARED
05/MAY/2014

CONTRACT NUMBER AND DATE

REQUISITION NUMBER AND DATE

SCHEDULE NO. **8**

PAID BY

TCHECK

10909

PAYEE'S NAME AND ADDRESS

CITY OF MANITOWOC
ATTN: WILLIAM G HANDLOS
900 QUAY STREET
MANITOWOC WI 54220-4543
WPNGT8

DATE INVOICE RECEIVED

DISCOUNT TERMS

PAYEE'S ACCOUNT NUMBER

SHIPPED FROM TO WEIGHT

NUMBER AND DATE OF ORDER	DATE OF DELIVERY OR SERVICE	ARTICLES OR SERVICES <i>(Enter description, item number of contract or Federal supply schedule, and other information deemed necessary)</i>	QUAN-TITY	UNIT PRICE		AMOUNT (1)
				COST	PER	
		RETURN PAYMENT ISSUED TO THE CITY OF MANITOWOC AA#354 POC: CAMERON NORRIS PH# 313-226-2245	1	88,454.36		88,454.36

(Use continuation sheet(s) if necessary) (Payee must NOT use the space below) **TOTAL** \$88,454.36

- PAYMENT:
- PROVISIONAL
 - COMPLETE
 - PARTIAL
 - FINAL
 - PROGRESS
 - ADVANCE

APPROVED FOR BY 2
EXCHANGE RATE = \$1.00
TITLE

DIFFERENCES

Amount verified; correct for 88,454.36
(Signature or initials) **JA 5/6/14**

Pursuant to authority vested in me, I certify that this voucher is correct and proper for payment.

KEVIN HEATH
(Date) *(Authorized Certifying Officer) 2*

DISBURSING OFFICER
(Title)

United States Treasury 15-51
000

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MEMPHIS, TN

8736-01727730

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07-MAY-2014

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in order of PAY EXACTLY \$*****88454AND36CTS
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ATTN WILLIAM G HANDLOS
900 QUAY STREET
MANITOWOC WI 54220-4543

VOID AFTER ONE YEAR

Kevin J Heath

00-900-2234
APD PE v4.05

H7



DEPARTMENT OF THE ARMY
DETROIT DISTRICT, CORPS OF ENGINEERS
477 MICHIGAN AVE.
DETROIT, MICHIGAN 48226-2550

IN REPLY REFER TO:

Technical Services Branch
Operations Office

30 April 2014

Paul Braun
900 Quay Street
Manitowoc, Wisconsin 54220-4543

Dear Mr. Braun:

This letter is in response to your letter dated April 11, 2014 in which the City of Manitowoc reaffirms its position stated in a letter from the City of Manitowoc dated March 3, 2005. The March 3, 2005 letter requested that the City of Manitowoc be relieved of the obligation to pay a 50 percent share of the dredging costs of the Manitowoc Channel Extension. Citing paragraph 1.a. of the 1982 Local Cooperation Agreement (LCA) between the United States and the City of Manitowoc, the City asserted that its obligation to cost share the dredging of the channel extension expired when a second business, Boatworx, began using the channel in 2003.

The LCA for the Manitowoc River Channel Extension at Manitowoc, Wisconsin, dated August 20, 1982, paragraph 1.a. states specifically: "The City agrees [to] a. Make an annual cash contribution equivalent to 50 percent of the annual costs associated with the construction and maintenance of the channel extension until such time a second user utilizes the channel extension." Based upon the plain language of paragraph 1.a of the LCA, and the evidence provided by the City that a second user of the channel extension existed, the city is no longer required by the LCA to provide a 50 percent cash contribution for maintenance of the channel extension.

In addition, all remaining unused maintenance funds previously collected from the City under the terms of the LCA are being returned. A refund payment will be issued to the City of Manitowoc in the amount of \$88,454.36 which represents the remaining balance of funds available under the LCA funding Advance Account 354, Customer Order MANITOWOC-354. As discussed above, the payment is being returned to you because the City's obligation to provide a 50 percent cost share for maintenance of the channel extension has expired. All future operation and maintenance will be at federal expense as funding becomes available through the budgetary process.

Please contact Mr. Jim Tapp of my staff at (313) 226-2384 if you have any questions.

David L. Wright
David L. Wright, P.E.
Chief, Operations Office

USA Corps of Engineers
Finance Center
5722 Integrity Drive
Millington TN 38054-5005

Obli No 10909
Delivery order
Inv Ref No
Payment Date 5/7/2014
Pmt Method TCHEC

CITY OF MANITOWOC
ATTN WILLIAM G HANDLOS
900 QUAY STREET
MANITOWOC WI 54220-4543

H7

Pmt Amt 88454.36
Discount Amt
Interest Amt
Check/EFT no 1727730
Disb Station Symbol 8736