

Jim  
11-24-16

16-1030

## RESOLUTION

A RESOLUTION authorizing the Community Development Department to prepare a Request For Qualifications or Proposals (RFQ/RFP) to select a Qualified Environmental Consultant (QEC); said QEC will be hired to submit, on behalf of the City, an application with the United States Environmental Protection Agency ("US EPA") Brownfields Assessment Grant Program ("Program") pursuant to the Small Business Liability Relief and Brownfields Revitalization Act - P.L. 107-118 ("Act") for site specific and/or community-wide services for brownfield site assessments and associated activities in the City of Manitowoc ("City").

WHEREAS, the City recognizes that the remediation and redevelopment of brownfields is an important part of protecting Wisconsin's resources and sustaining attractive, livable cities; and

WHEREAS, the Program is intended to assist the City to identify, inventory and prioritize brownfields that exist in the community that are impacted by hazardous substances and/or petroleum, and to perform environmental assessment, investigation and remedial action planning for select priority sites; and

WHEREAS, in this action the Common Council of the City has declared its intent to file one or more applications with the US EPA for fiscal year 2017 assistance under the Program, and for Program activities including, but not limited to: (i) identifying, inventorying and prioritizing brownfields in the community; (ii) performing environmental assessment, investigation and remedial planning for select priority sites; (iii) comprehensive planning and data inventory integration; (iv) conducting community outreach and education activities; (v) managing the grant Program(s), including performance reporting and environmental oversight; and (vi) performing other related Program development and implementation activities such as obtaining environmental insurance, and

WHEREAS, the City will fulfill any responsibilities as may be required by the US EPA to implement the Program.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Common Council of the City that the City herein authorizes the Community Development Department to prepare a Request For Qualifications or Proposals to solicit QEC's who will author on behalf of the City applications for one or both of the US EPA's Brownfield grant programs (Community Wide Assessment Grant or the Site Specific Assessment Grant); and

BE IT FURTHER RESOLVED, that authority is hereby granted to the Community

Development Director or his designee to act on behalf of the City to solicit the services of a QEC who will, on behalf of the City file any and all necessary documents, applications, eligibility determinations and the like, in support of the request for EPA Brownfield funds; and

BE IT FURTHER RESOLVED that the Community Development Director and his staff: (i) be authorized to take any and all necessary steps to assist and oversee the preparation of the Request For Qualifications or Proposals and the filing of the above referenced application(s) for the EPA Brownfield Grants in accordance with this Resolution; (ii) be authorized to serve as the City’s agent responsible to coordinate the RFQ/RFP for a QEC and subsequent EPA Brownfield applications, to negotiate the terms and conditions of any required cooperation agreements or contracts, to negotiate and finalizing the terms and conditions for all other documents and cooperation agreements related to the RFQ/RFP and EPA applications, to fulfill consultant procurement procedures as required and to enter into agreements and contracts with other third parties for the delivery of services related to the Program, and to disburse monies necessary to implement the Program; and

BE IT FURTHER RESOLVED that the Common Council authorizes the Mayor and other City Officials to act on behalf of the City to:

- 1. Sign any and all documents, communications, applications, contracts and the like as required by the Community Development Director; and
- 2. Take any and all steps necessary to undertake, direct and complete the RFQ/RFP and EPA application submittals.

INTRODUCED \_\_\_\_\_

ADOPTED \_\_\_\_\_

APPROVED \_\_\_\_\_

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JUSTIN M. NICKELS, MAYOR

Fiscal Impact: \$10,000 - \$12,000  
Funding Source: 1100-61100-521600 Consulting Contracts  
Finance Director Approval: / sac  
Approved as to form: /