

**AMENDMENT 1 (No Cost)**

**TO**

**GRANT AGREEMENT NO. 0495-18-05 (GO Bond Funding)**

**BY AND BETWEEN**

**LAKE MICHIGAN CARFERRY SERVICE/SS BADGER, MANITOWOC, MANITOWOC COUNTY, WI**

**AND**

**CITY OF MANITOWOC, MANITOWOC COUNTY, WI**

**AND**

**THE WISCONSIN DEPARTMENT OF TRANSPORTATION**

**DATED THE 3<sup>rd</sup> DAY OF December, 2018**

This Amendment 2 to Harbor Assistance Program Grant Agreement No. 0495-18-05 dated the 17<sup>th</sup> day of September, 2018 is made and entered into this 3<sup>rd</sup> day of December, 2018, by Lake Michigan Carferry Service/ SS Badger ("Company"), the City of Manitowoc (CITY) and the Wisconsin Department of Transportation (WisDOT).

**WHEREAS**, COMPANY and WisDOT entered into a Grant Agreement dated September 17th, 2018 ("Original Grant Agreement") concerning a new steel sheet-pile bulkhead and fender system for the SS Badger ferry docking facility in Manitowoc, as described in Original Grant Agreement; and

**WHEREAS**, the CITY has incurred costs and will incur future costs related to the bulkhead and fender system design and reconstruction and the CITY has asked that WisDOT reimbursement the CITY directly.

**WHEREAS**, the cost eligible for reimbursement under the original Grant Agreement as described in Section 3.3 Eligible Costs are costs incurred by COMPANY in the completion of any work under Section 2.2(a), (b), or (c) and Attachment II, however the actual costs are incurred by the CITY directly under this work as agreed to separately by the CITY and COMPANY; and

**NOW THEREFORE**, the parties do hereby mutually agree as follows: WisDOT will reimburse the CITY directly for costs incurred by the CITY as agreed to by these parties on the condition that the CITY agrees to the requirements for reimbursement outlined in the original agreement. This change in reimbursement procedures does not change any of the other obligations or requirements of the original Grant Agreement.

**IN WITNESS WHEREOF**, the parties have caused this Amendment 1 to Grant Agreement No. 0495-18-05 to be executed by their duly authorized officers.

Witness:

S. Vanderwe

**LAKE MICHIGAN CARFERRY SERVICE/ SS BADGER**

By: Pat McLaughlin

Title: Vice President

Date: 11/30/2018

Witness:

[Signature]

**WISCONSIN DEPARTMENT OF TRANSPORTATION**

By: Lisa A. Stern

Title: Chief of Railroads & Harbors

Date: 12-3-2018

Witness:

Debra Mauer

**CITY OF MANITOWOC**

By: Jim M. Antkowiak

Title: Mayor

Date: 11/28/18