

ENROLLED ORDINANCE 178-52

MODIFY THE 2023 DEPARTMENT OF PARKS AND LAND USE GENERAL FUND BUDGET TO AUTHORIZE THE WAUKESHA COUNTY DEPARTMENT OF PARKS AND LAND USE TO ACCEPT COMMUNITY DEVELOPMENT BLOCK GRANT FUNDING AND TO APPROPRIATE ADDITIONAL EXPENDITURES

WHEREAS, Waukesha County is interested in developing lands for public outdoor recreation purposes as described in Appendix A of the Comprehensive Development Plan of Waukesha County; and

WHEREAS, design and construction of an ADA-compliant restroom building in Mukwonago Park (the "project") was approved as part of the Department of Parks and Land Use General Fund 2022 budget with a total anticipated budget of \$57,250; and

WHEREAS, in 2022, the Department of Parks and Land Use was awarded Community Development Block Grant funds in the amount of \$57,250 to cover the costs associated with the project; and

WHEREAS, after completion of the project design, remaining budgeted funds of \$49,000 were carried over to the 2023 budget pursuant to Enrolled Ordinance #177-95 because 2022 construction bids for the project were over the available budget; and

WHEREAS, the project was rebid in 2023, but the bids were again over the available budget primarily due to increased material and labor costs; and

WHEREAS, in 2023, the Department of Parks and Land Use was awarded an additional \$75,000 in Community Development Block Grant funds for the project; and

WHEREAS, the additional grant funds of \$75,000 will be used to cover the higher-than-anticipated costs for the project; and

WHEREAS, the receipt and expenditure of the additional grant funds was not known or contemplated in the Waukesha County Department of Parks and Land Use 2023 budget.

THE COUNTY BOARD OF SUPERVISORS OF THE COUNTY OF WAUKESHA ORDAINS that the Waukesha County Department of Parks and Land Use, through its Director or his designee, is authorized to accept the Community Development Block Grant funds in the amount of \$75,000.

BE IT FURTHER ORDAINED that the Waukesha County Department of Parks and Land Use 2023 General Fund budget be modified by increasing general government revenues by \$75,000 and by appropriating \$75,000 in additional fixed asset expenditure authority for the Mukwonago Park restroom building project.

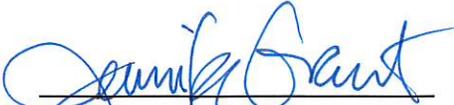
MODIFY THE 2023 DEPARTMENT OF PARKS AND LAND USE GENERAL FUND BUDGET TO AUTHORIZE THE WAUKESHA COUNTY DEPARTMENT OF PARKS AND LAND USE TO ACCEPT COMMUNITY DEVELOPMENT BLOCK GRANT FUNDING AND TO APPROPRIATE ADDITIONAL EXPENDITURES

Presented by: Land Use, Parks and Environment Committee

Approved by: Finance Committee

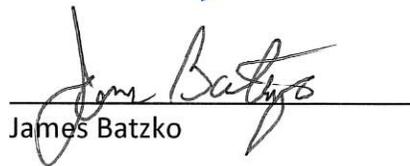

Tyler J. Foti, Chair


James A. Heinrich, Chair


Jennifer Grant

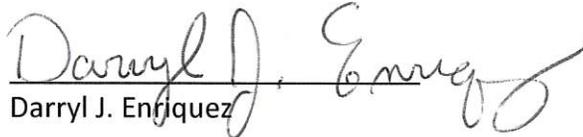

Larry Bangs


Christine M. Howard


James Batzko

Absent

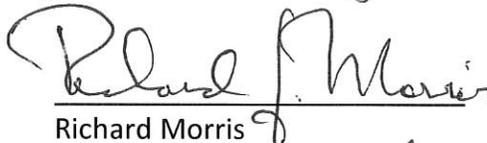
Robert L. Kolb

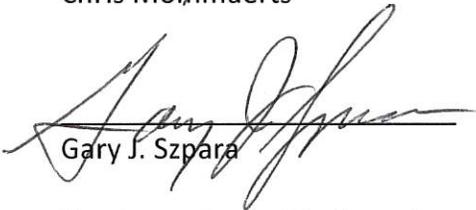

Darryl J. Enriquez

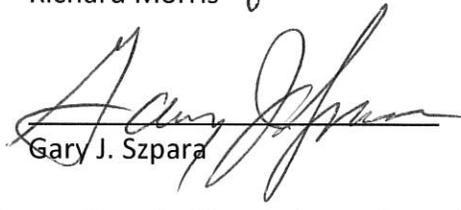

Brian Meier


Joel R. Gaughan


Chris Mommaerts


Richard Morris


Gary J. Szpara


Gary J. Szpara

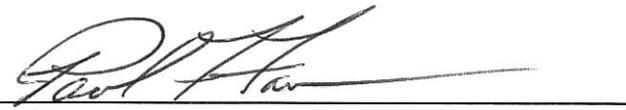
The foregoing legislation adopted by the County Board of Supervisors of Waukesha County, Wisconsin, was presented to the County Executive on:

Date: 10/27/23, 
Margaret Wartman, County Clerk

The foregoing legislation adopted by the County Board of Supervisors of Waukesha County, Wisconsin, is hereby:

Approved: X

Vetoed: _____

Date: 10/27/2023, 
Paul Farrow, County Executive

SECOND AMENDMENT TO 2022 CDBG SUBGRANTEE AGREEMENT NO. PF22041
BETWEEN WAUKESHA COUNTY AND
WAUKESHA COUNTY DEPARTMENT OF PARKS & LAND USE
FOR FUNDING UNDER TITLE I OF THE HOUSING AND COMMUNITY
DEVELOPMENT ACT OF 1974 (PUBLIC LAW 93-383, AS AMENDED)

This SECOND AMENDMENT is entered into by and between WAUKESHA COUNTY, Wisconsin (hereinafter called "COUNTY"), and Waukesha County – Department of Parks and Land Use (hereinafter called "SUBGRANTEE"), a municipal corporation and operating under the laws of the state of Wisconsin, having a principal place of business at 515 W. Moreland Blvd., AC230, Waukesha, WI 53188.

I. RECITALS

WHEREAS, on or about **February 16, 2022**, COUNTY and SUBGRANTEE entered into 2022 CDBG Subgrantee Agreement No. **PF22041** (hereinafter called "AGREEMENT") for SUBGRANTEE to provide **Mukwonago Park ADA Restroom** (hereinafter called the "PROJECT").

WHEREAS, the AGREEMENT provided that the COUNTY would distribute to SUBGRANTEE a maximum of **\$57,250.00** for undertaking the PROJECT.

WHEREAS, the term of the AGREEMENT was for a twelve-month period commencing January 1, 2022, and ending December 31, 2022.

WHEREAS, at its meeting held on **December 14, 2022**, the CDBG Board voted and approved the **FIRST AMENDMENT** to extend the term and provisions of the AGREEMENT through **December 31, 2023**.

WHEREAS, at its meeting held on **April 12, 2023**, the CDBG Board voted and approved this **SECOND Amendment** to increase the maximum amount of the **PROJECT** by \$75,000.00. With the additional \$75,000.00 the maximum amount for undertaking the **PROJECT** is now **\$132,250.00**.

NOW, THEREFORE, in consideration of the mutual covenants and conditions contained herein, the receipt and sufficiency of which are acknowledged, the COUNTY and the SUBGRANTEE agree to amend the AGREEMENT as follows:

II. AMOUNT OF GRANT

- A. COUNTY shall distribute to SUBGRANTEE, in consideration of SUBGRANTEE's undertaking to perform the PROJECT, a maximum of **\$132,250.00** in GRANT FUNDS, to be paid in the manner set forth herein in this AGREEMENT and Exhibit A.

EXHIBIT A, PROJECT OVERVIEW shall be partially amended to state:

SUBGRANTEE: Waukesha County – Department of Parks and Land Use
CONTRACT NO.: PF22041
PROJECT TITLE: Mukwonago Park ADA Restroom
GRANT: \$132,250.00

EXHIBIT A, PROJECT OVERVIEW, D. Project Budget, shall be amended to state:

D. PROJECT BUDGET

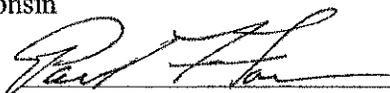
| <u>ACTIVITY</u> | <u>GRANT FUNDS</u> |
|-----------------|---------------------|
| CAPITAL EXPENSE | <u>\$132,250.00</u> |
| TOTAL | \$132,250.00 |

The parties mutually agree that the modified terms are necessary to meet federal eligibility regulations.

All terms and provisions of the AGREEMENT not modified by this SECOND AMENDMENT shall remain in full force and effect for the duration of the term of this SECOND AMENDMENT.

IN WITNESS WHEREOF, the parties hereto have executed this SECOND AMENDMENT on the dates recited below to be included as a part of the AGREEMENT.

COUNTY OF WAUKESHA, a body politic in the State of Wisconsin

BY: 
Paul F. Farrow, County Executive

DATE: 8/28/23

SUBGRANTEE: **Waukesha County – Department of Parks and Land Use**

BY: Dale R. Shaver

TITLE: Director

DATE: 8-24-23

The AMENDMENT must be executed by an Officer of the Board of Directors of the SUBGRANTEE (President, Vice-President, Secretary or Treasurer) unless the Executive Director or other party is authorized to execute agreements on behalf of the SUBGRANTEE.

FISCAL NOTE

MODIFY THE 2023 DEPARTMENT OF PARKS AND LAND USE GENERAL FUND
BUDGET TO AUTHORIZE THE WAUKESHA COUNTY DEPARTMENT OF PARKS AND
LAND USE TO ACCEPT COMMUNITY DEVELOPMENT BLOCK GRANT FUNDING
AND TO APPROPRIATE ADDITIONAL EXPENDITURES

This ordinance authorizes the Director of the Waukesha County Department of Parks and Land Use to accept Community Development Block Grant (CDBG) subgrantee funds as approved by the CDBG Board. In addition, this ordinance appropriates \$75,000 in fixed asset expenditure authority in the Department of Parks and Land Use General Fund Budget for the construction of an ADA-compliant restroom at Mukwonago Park. This project was originally budgeted at \$57,250 to be completed in 2022. After two unsuccessful bids to complete the project within budget due to increases in the cost of labor and materials, the department requested the original subgrantee award be modified by an additional \$75,000 for a total of \$132,250. Sufficient expenditure authority is available in the CDBG budget to accommodate this award increase.

This ordinance results in no direct tax levy impact.



Danielle Igielski
Accounting Services Manager
10/3/2023
JE 2023-00010805

VOTE RESULTS >

25

YES

0

NO

0

ABSTAIN

0

ABSENT

Ordinance 178-O-052

Ordinance 178-O-052: Modify the 2023 Department of Parks and Land Use General Fund Budget to Authorize Land Use to Accept Community Development Block Grant Funding and to Appropriate Additional Expenditures



Passed With 17 Yes Votes Needed

| | | | | | |
|----------------|-----|-----------------|-----|-------------------|-----|
| D1 - Foti | AYE | D10 - Thieme | AYE | D19 - Enriquez | AYE |
| D2 - Weil | AYE | D11 - Howard | AYE | D20 - Schellinger | AYE |
| D3 - Morris | AYE | D12 - Wolff | AYE | D21 - Gaughan | AYE |
| D4 - Batzko | AYE | D13 - Decker | AYE | D22 - Szpara | AYE |
| D5 - Grant | AYE | D14 - Mommaerts | AYE | D23 - Hammitt | AYE |
| D6 - Walz | AYE | D15 - Kolb | AYE | D24 - Bangs | AYE |
| D7 - LaFontain | AYE | D16 - Crowley | AYE | D25 - Johnson | AYE |
| D8 - Koremenos | AYE | D17 - Meier | AYE | | |
| D9 - Heinrich | AYE | D18 - Nelson | AYE | | |

7th Meeting, 178th Year of the County Board of Supervisors - October 24 2023 07:09:26 PM

October 24, 2023

