Intergovernmental Cooperation Agreement
between the
Milwaukee Metropolitan Sewerage District and the
City of South Milwaukee for the
Incorporation of South Milwaukee’s Biosolids into Milorganite® Fertilizer

1. Parties

This Intergovernmental Cooperation Agreement (Agreement) is between the Milwaukee Metropolitan Sewerage District (District), with its principle place of business at 260 West Seeboth Street, Milwaukee, Wisconsin 53204, and the City of South Milwaukee (South Milwaukee), with its principle place of business at 2424 15th Avenue, South Milwaukee, Wisconsin 53172.

2. Purpose

In a spirit of cooperation and in an effort to reduce the burden on respective rate-payers while improving the level of service to customers, the parties are constantly exploring partnerships and opportunities for shared services. This Agreement will permit South Milwaukee to supply biosolids from South Milwaukee’s water reclamation facility to the District’s South Shore Water Reclamation Facility for incorporation into Milorganite® fertilizer (hereinafter “Project”) in an effort to reduce costs and improve efficiencies to South Milwaukee while assisting the District to meet production quotas for its increasingly popular Milorganite® fertilizer.

3. Basis for this Agreement

A. WHEREAS, Wisconsin law authorizes any municipality to establish an intergovernmental cooperation agreement with another municipality for the furnishing of services (Wis. Stat. sec. 66.0301); and

B. WHEREAS, through the sewage treatment process, the District produces desirable waste-heat, as well as the well-known Milorganite® fertilizer from biosolids flowing into its treatment facilities, the treatment process for which is rigid with a high-degree of quality control, ensuring only product that meets precise specifications may be distributed nationwide for sale; and

C. WHEREAS, in recent years the District has recorded record-breaking sales, but because the District can only produce a finite amount of Milorganite®, the need has arisen for the District to secure additional biosolids to meet production quotas; and

D. WHEREAS South Milwaukee operates its own water reclamation facility that produces an average of 1.6 million gallons of biosolids per year, which has historically been distributed for land application to agricultural users. The cost of shipping and land-
applying these biosolids, estimated at $60,000 annually, has been borne by the ratepayers of South Milwaukee; and

E. THEREFORE, the parties enter into this Agreement for the District to accept biosolids from South Milwaukee in order to reduce the cost to South Milwaukee ratepayers and increase the production capacity of District’s Milorganite®.

4. Effective Dates

This Agreement becomes effective on March 1, 2019, and terminates on, February 28, 2022.

5. Notices

(A) The District will provide notices to:

City Administrator Tamara Mayzik/Facility Superintendent Andrew Bakalarski
City of South Milwaukee
2424 15th Avenue
South Milwaukee, Wisconsin 53172
Email: mayzik@smwi.org
bakalarski@smwi.org
Phone: 414/768-8047
414/768-8180

(B) South Milwaukee will provide notices to:

Kevin Shafer/Jeff Spence/Mike Martin
Milwaukee Metropolitan Sewerage District
260 West Seeboth Street
Milwaukee, Wisconsin 53204-1446
_____@mmsd.com
414-225-____

6. Terms

South Milwaukee shall notify the District when it is prepared to ship biosolids to the District’s South Shore Water Reclamation Facility. The District shall not unreasonably delay the acceptance of the shipment. The cost of the biosolids shipment shall be borne by South Milwaukee, the cost of the biosolids treatment shall be borne by the District.

7. Termination

Either Party may terminate this Agreement at any time and without cause. To terminate this Agreement, a Party will provide written notice to the other Party. This notice will indicate the effective date of termination and the reasons for termination.
MILWAUKEE METROPOLITAN SEWERAGE DISTRICT

By: ____________________________________________
    Kevin L. Shafer, P.E.
    Executive Director

Date: _________________________________

Approved as to form

Attorney for the District

______________________________________

CITY OF SOUTH MILWAUKEE

By: _________________________________
    Erik Brooks
    Mayor

Date: _________________________________

Approved as to form

Christopher R. Smith
South Milwaukee City Attorney

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