

Contract Routing Form

ROUTING: Routine

printed on: 06/14/2012

Contract between: MMSD, WDNR & Dane County  
 and Dept. or Division: Engineering Division  
 Name/Phone Number:

Project: Memorandum of Understanding to participate in/evaluate effectiveness of using adaptive mngmt as a means to meet P & TSS mandated by Ro

Contract No.: 6928  
 Enactment No.: RES-12-00083  
 Dollar Amount: 408,000.00

File No.: 24466  
 Enactment Date: 02/10/2012

(Please DATE before routing)

Signatures Required	Date Received	Date Signed
City Clerk	6/14/12	6/14/12
Director of Civil Rights	6/14/12	6/21/12 MDD
Risk Manager	6-22-12	6/22/12 RSU
Finance Director	6-22-12	6-25-12 R
City Attorney	804   6-25-12	6-26-12
Mayor	6.26.12	6.26.12

Please return signed Contracts to the City Clerk's Office  
 Room 103, City-County Building for filing.

Original + 1 Copies

06/14/2012 09:31:16 enjap - G Fries - 7-1199

*OK*  
*M. My*  
*Only Mayor to Sign*

Dis Rights: OK / N/A / Problem - Hold  
 Prev Wage: AA / Agency / No  
 Contract Value: See Above  
 AA Plan: N/A  
 Amendment / Addendum # \_\_\_\_\_  
 Type: POS / Dvip / Sbdv / Govt + MOU  
 Grant / PW / Loan / Agrmt

## **Memorandum of Understanding for an Adaptive Management Pilot Project in the Yahara Watershed**

### **1. Background**

The Wisconsin Department of Natural Resources (WDNR or the department) has developed numeric water quality criteria for phosphorus. These criteria were used as the basis for developing a total maximum daily load (TMDL) for the Rock River Basin. The TMDL was approved by EPA in September, 2011. The TMDL assigns phosphorus and total suspended solids (TSS) allocations for point sources and nonpoint sources within the Rock River Basin. Point sources include 1) general permit (GP) sources, 2) wastewater treatment facilities (WWTFs), and 3) Municipal Separate Storm Sewer Systems (MS4s). In most, but not all cases, point sources will have specific requirements incorporated into their permit conditions to reduce phosphorus and TSS loads to comply with the TMDL as their permits are renewed.

Chapter NR 217 of the Wisconsin Administrative Code identifies the implementation framework for establishing effluent standards and limitations, including water quality based effluent limitations, for phosphorus in effluent discharged to surface waters of the state. NR 217.18 allows a point source regulated under NR 217 to use a watershed adaptive management option to comply with water quality criterion, subject to WDNR approval. WDNR may approve and authorize the adaptive management option if the point source demonstrates and the department concurs that all of the following conditions are met:

- (a) The exceedance of the applicable phosphorus criterion in s. NR 102.06 is caused by phosphorus contributions from both point sources and nonpoint sources.
- (b) Either the sum of the nonpoint sources and the permitted municipal separate storm sewer system contribution of phosphorus to the receiving water is at least 50 percent of the total contribution within the watershed of the receiving water where the applicable phosphorus criterion in s. NR 102.06 is exceeded; or the permittee demonstrates that the applicable phosphorus criterion cannot be met in the watershed without the control of phosphorus from nonpoint sources.
- (c) Documentation that the proposed water quality based effluent limit in the applicant's permit will require filtration or other equivalent treatment technology to achieve compliance.
- (d) The point source has submitted an adaptive management plan that identifies specific actions to be implemented that will achieve compliance with the applicable phosphorus criterion in s. NR 102.06 through verifiable reductions of phosphorus from point and nonpoint sources in the watershed.

Adaptive management may represent a cost effective option for point sources to meet phosphorus and TSS load reductions required in the Rock River TMDL. Madison Metropolitan Sewerage District is initiating an adaptive management pilot project in the Yahara Watershed, in partnership with the parties to this Memorandum of Understanding (MOU). The purpose of the pilot project is to provide information that will be used by parties to determine whether, and under what conditions they would participate in a full scale adaptive management project in the Yahara Watershed. Participation in the pilot does not commit any party to participating in a full scale adaptive management project in the Yahara Watershed. The Wisconsin Department of Natural Resources and USEPA Region 5 will participate in the pilot project as a means of gaining experience with the watershed adaptive management option, which may be used to inform future projects at the state and/or national level.

## **2. Parties**

The parties to this MOU are those parties listed below, their successors and assigns.

Madison Metropolitan Sewerage District (MMSD or the District); City of Fitchburg; City of Madison; City of Monona; City of Stoughton; Dane County; Town of Blooming Grove; Town of Bristol; Town of Burke; Town of Cottage Grove; Town of Dunn; Town of Westport; Town of Windsor; Village of Arlington; Village of Cottage Grove; Village of DeForest; Village of Maple Bluff; Village of McFarland; Village of Oregon; Village of Shorewood Hills; Stoughton Utilities; Wisconsin Department of Natural Resources (WDNR); Sand County Foundation; Madison Gas and Electric; Clean Wisconsin.

Other parties may be added as may be approved by the District and comply with Section 11d.

## **3. Purpose**

The purpose of this Memorandum of Understanding is to lay out a framework for implementing an adaptive management pilot project in the Yahara Watershed.

## **4. General Areas of Agreement**

- a. The Rock River TMDL will be used to determine phosphorus and TSS allocations for nonpoint, MS4's and other point sources with contributions to reaches located within the Yahara Watershed.
- b. A monitoring strategy will be developed and implemented to assess phosphorus loads and load reductions, and to document progress toward applicable water quality criteria. The monitoring will include water quality monitoring and edge of field monitoring.
- c. The phosphorus baseline for nonpoint sources in the Yahara Watershed will be based on the most recent information available. Specifically, baseline for nonpoint sources will be determined using results from the Yahara Clean SWAT model, with an adjustment made to account for agricultural best management practices (BMPs) put in place during the period of 2009-2011. Other adjustments may be made as necessary if supported by sound technical or scientific data.

- d. Compliance with required phosphorus load reductions, and by extension, compliance with applicable water quality criteria or targets for phosphorus and TSS will be determined by calculation using the best available modeling tools. In general, agricultural BMPs characterized as soft practices will be modeled at the field scale using SNAP-Plus and at the watershed level (when appropriate) using SWAT. Urban BMPs will generally be modeled using SLAMM or the P8 Urban Catchment Model. These models may not be appropriate for the full range of agricultural and urban BMPs or engineered treatment systems. Other models or methods may be substituted as deemed appropriate, subject to agreement by the parties to this MOU.
- e. Phosphorus mass limitations placed in the permit of any participant in a full scale adaptive management project in the Yahara Watershed will be derived from the relevant load or wasteload allocation in the Rock River TMDL. The limitation will be placed in permits at the time of permit reissuance.
- f. Phosphorus concentration limitations placed in the permits of wastewater treatment plants at the time of permit reissuance will be consistent with applicable sections of NR 217.
- g. Activities supported by pilot project funds include, but are not limited to the installation, maintenance and verification of phosphorus control practices; installation and maintenance of water quality monitoring systems; data evaluation; report development; development and implementation of a strategic communications program; and other support related functions.
- h. If a best management practice (BMP) funded under an adaptive management pilot or a full scale adaptive management project subsequently becomes mandated by local, state or federal law, the phosphorus and TSS reduction associated with that BMP will continue to be credited against the total reduction required. However, phosphorus reduction credits cannot be double counted (i.e. multiple parties cannot use the same credit to offset their required reductions).
- i. Adaptive management language in NR 217 relates to phosphorus. However, it is acknowledged that best management practices put in place to address phosphorus will also generally be effective in reducing TSS, and may be effective in addressing other pollutants such as nitrogen. Where applicable, phosphorus will be used as a surrogate for TSS, based on the relationship used in the Rock River TMDL. Phosphorus and TSS reductions will be fully credited toward reductions needed to comply with TMDL requirements. The monitoring strategy put in place to support the pilot project will produce data that can be used to evaluate of effectiveness of best management practices to control nitrogen.
- j. All parties will explore the possibility of developing a watershed based permit for the Yahara Watershed or an alternate mechanism that facilitates coordinated decision making within the Yahara Watershed.
- k. All parties will track staff hours and associated costs, and other expenditures (including the value of in-kind contributions) associated with the development and implementation of the adaptive management pilot.

## **5. Adaptive Management Pilot Project Objectives**

The parties agree to work cooperatively to develop and implement an adaptive management pilot project within the Yahara Watershed. The pilot project will be conducted in the Six Mile Creek subwatershed (see Figure 1). The pilot project will begin in 2012 and end on December 31, 2015. Objectives of the pilot project include, but are not limited to the following:

- a. Engaging customers and the community when developing the framework for the pilot.
- b. Clearly defining and communicating expectations regarding a full scale adaptive management project.
- c. Assessing the level of community support and acceptance for a full scale adaptive management project.
- d. Evaluating the cost, performance and the ability to implement specific BMPs.
- e. Evaluating the administrative aspects of working with brokers, farmers and others who may be responsible for identifying, installing or maintaining BMPs.
- f. Evaluating the amount of staff time each participant dedicates to support participation in the pilot project.
- g. Collecting monitoring and modeling data to assess water quality impacts associated with phosphorus, nitrogen, total suspended solids, and other parameters that may be of interest.
- h. Developing partnerships needed to support implementation of a full scale adaptive management project, with roles and responsibilities clearly defined.
- i. Identifying ancillary benefits that may be derived from installing BMPs.
- j. Developing a strategic communication approach.

## **6. Evaluation of Pilot Project**

The parties to this MOU will use information gathered during the pilot project to determine if they will move to full scale implementation of adaptive management in the Yahara Watershed. Each party will independently assess whether they will participate in a full scale project. The determination will consider such factors as:

- a. Cost and Affordability:
  - i. Whether adaptive management represents a cost effective option based on experience gained during the pilot.
  - ii. Whether a sufficient level of local, state, federal, foundation and other funds have been committed to, or can be reasonably expected to be committed to the Yahara Watershed to support nonpoint BMPs.
- b. Technical feasibility:
  - i. Whether the pilot demonstrated from a practical standpoint sufficient BMP capacity exists to support the required phosphorus and total suspended solids reductions.
  - ii. Whether the monitoring and modeling results demonstrate reasonable potential for water quality improvements and eventual attainment of water quality standards.

- c. Administration:
  - i. Whether the county and/or another entity can effectively fill the role of broker.
  - ii. Are contracts or other legal tools used in the pilot effective in maintaining adherence to BMPs on the part of the credit generator?
- d. Partnerships:
  - i. Whether a sufficient number of partners have agreed to participate in a full scale project and whether the level of participation is sufficient to reasonably expect that a full scale project would be successful.
- e. Regulatory:
  - i. Whether regulatory barriers have been removed (e.g. has a site specific phosphorus criterion for Badfish Creek been developed and implemented).
  - ii. Whether additional regulations that have been developed or are anticipated are a deterrent to pursuing a full scale adaptive management project.
  - iii. Whether DNR and EPA still support the adaptive management concept.
- f. Community acceptance:
  - i. Whether the strategic communication plan has been effective in reaching out to the community as a whole.
  - ii. Whether broad based community support exists for moving forward with a full scale adaptive management project.
  - iii. Whether agricultural producers in the Yahara watershed support the adaptive management project.
- g. Net environmental benefit:
  - i. Whether the pilot project resulted in a net environmental benefit in the target watershed. Examples of factors that could be considered as part of a net environmental benefit evaluation include habitat improvement; reductions in phosphorus, nitrogen, and TSS loads; and reduction in carbon footprint.

## 7. Pilot Project Administration

### A) Executive Committee

An executive committee will be responsible for the overall administration of the pilot project, including, but not limited to approving expenditures, coordinating informational meetings and report preparation, and implementing a strategic communication plan. The executive committee will be comprised of one representative from each of the following:

- Madison Metropolitan Sewerage District
- Dane County
- City of Madison
- One member from the strategic planning workgroup selected by the strategic planning workgroup

The executive committee will be chaired by Madison Metropolitan Sewerage District and will meet a minimum of four times per year.

#### B) Strategic Planning Workgroup

A strategic planning workgroup will be formed that is advisory to the executive committee, and will be comprised of one representative from each of the following:

- Madison Metropolitan Sewerage District
- Dane County
- City of Madison
- A participating city other than the City of Madison
- A participating village
- A participating town
- Madison Gas and Electric
- Wisconsin Department of Natural Resources
- Sand County Foundation
- Clean Wisconsin
- Clean Lakes Alliance
- Yahara Pride Farm Group

The Strategic Planning Workgroup will meet a minimum of three times per year.

#### C) Broker

Dane County Land and Water Resources Department will serve as the primary broker for the pilot project. The role of the broker includes identifying specific phosphorus reduction opportunities within the pilot project area, facilitating the installation of phosphorus reduction practices, verifying that practices have been installed and maintained, quantifying phosphorus and TSS load reductions, and other related activities.

#### D Miscellaneous

The Executive Committee may form other workgroups on an as needed basis. The parties to this MOU agree that the Executive Committee, the Strategic Planning Workgroup and any other workgroups formed under this MOU shall comply with the Wisconsin Open Meetings Law to the extent that Law is applicable. Notice of these meetings will be provided to MOU participants.

### 8. Pilot Project Financing

Funds to support pilot project work will be obtained from multiple sources, including USGS cost sharing; governmental and non-governmental grants/funding; and assessments made to Dane County, and to point sources having discharges to the Yahara Watershed identified in the Rock River TMDL and that are participating in the pilot project.

Participating point sources will fund the balance of the pilot project costs after deducting all USGS cost sharing, grants, contributions from other sources (e.g. the Sand County Foundation, Clean Lakes Alliance, Clean Wisconsin), and Dane County funding. Remaining costs will be allocated to each point source in proportion to the percentage of the cumulative phosphorus

reduction required in the Yahara Watershed using information from the Rock River TMDL. Maximum annual allocations for participating point sources are shown in Table 1.

Participating point sources will be invoiced annually by MMSD. Invoices will be sent out in January 2013; January 2014; and January 2015. Payments will be made directly to MMSD, with payments due within 45 days of receipt of invoice. Pilot project funds will be held in a separate account by MMSD, for the sole purpose of funding pilot project activities. MMSD will make disbursements from this account to support pilot project activities, with disbursements being subject to approval by the executive committee.

Any funds remaining in the account at the end of the pilot project will be refunded to the parties in proportion to the assessment. Semi-annual and annual reports referenced in Section 9 below will include financial statements.

#### **9. Progress Reports and Informational Meetings**

Progress reports will be prepared under the direction of the executive committee and provided to pilot project participants on an annual basis. Annual progress reports will include a financial section containing information on revenue and expenditures. A final project report will be prepared and sent to all pilot project participants by July 1, 2016. Interim progress reports will be prepared at a minimum frequency of six months. Informational meetings will be held at a minimum on a semi-annual basis. Informational meetings may be held independently or in conjunction with other relevant meetings (e.g. MAMSWaP meetings). A project website will be developed and maintained as a means of conveying important project information. Other communication tools will be used as appropriate.

#### **10. Phosphorus Reduction Credits**

Phosphorus reduction credits generated through activities funded during the pilot project will be allocated to point source pilot project participants in direct proportion to their overall financial contribution to the pilot project.

#### **11. General Conditions**

- a. EPA Region 5 will be invited to participate in the adaptive management pilot as an "interested party" and shall designate a representative to participate in pilot project discussions.
- b. The effective date of this MOU is the date of the latest signature below.
- c. This MOU will remain in effect until December 31, 2015 unless otherwise agree to in writing by all parties.
- d. Other parties may be added to this MOU as participants in the pilot project, subject to approval by the District, by affixing their signature to the signature block. If the additional parties are governmental units that have baseline loads and allocated loads of phosphorus and total suspended solids in the Yahara watershed, as identified in the Rock River TMDL, the parties will be required to fund the pilot project in the same manner as identified in Section 8.



- e. It is anticipated that this effort will result in other partnerships and the need for additional MOUs.
- f. The parties agree that this MOU can be amended if amendments are agreed to in writing by all parties.

## **12. Signatures for Parties to the MOU**

**(Note-each participant has a separate signature page)**

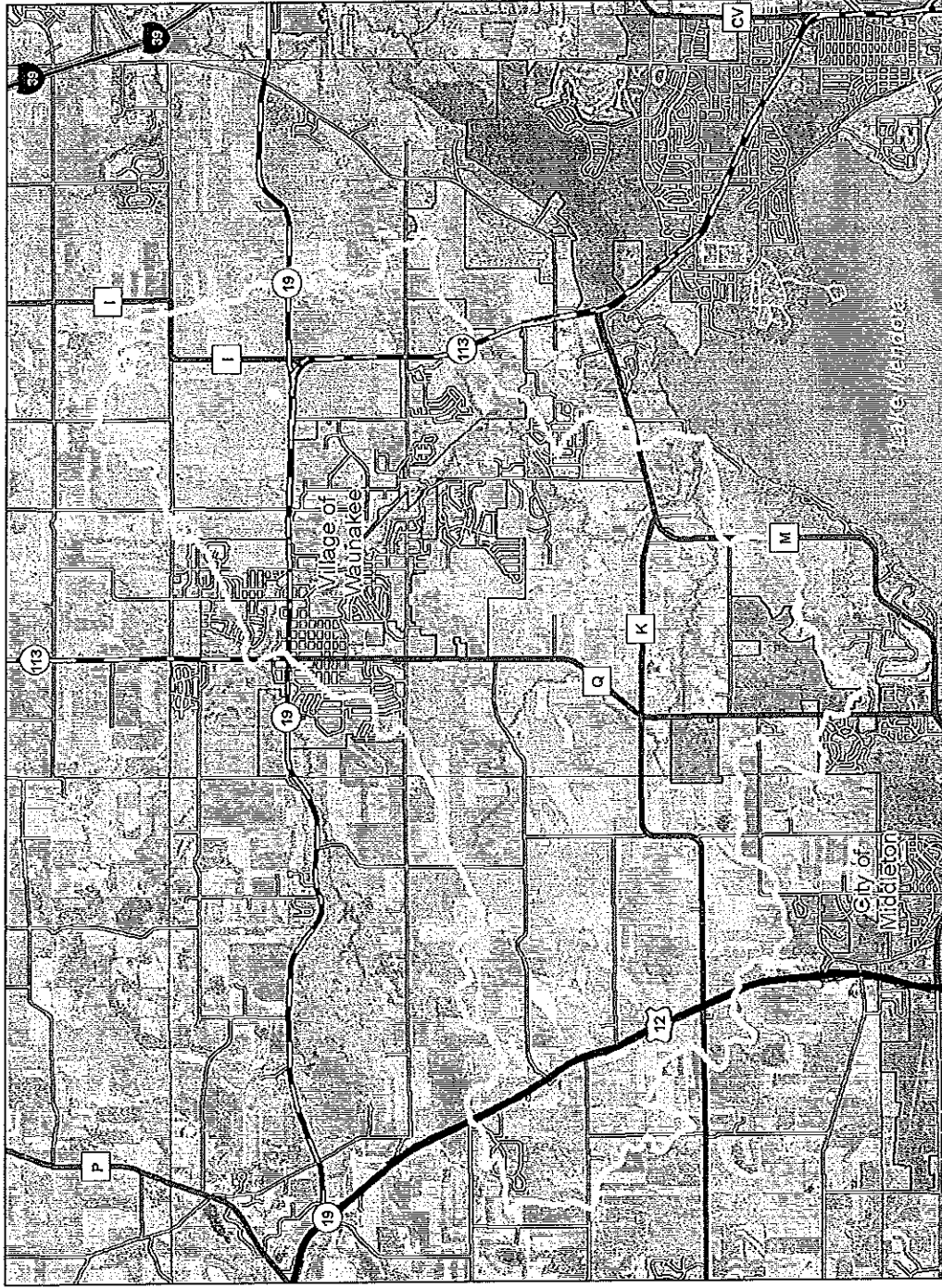
**Table 1: Yahara Watershed Adaptive Management Pilot Project Annual Assessments for the Period of 2013 Through 2015<sup>(1)</sup>**

<b>Entity</b>	<b>Annual Assessment</b>
City of Fitchburg	\$17,900
City of Madison	\$135,800
City of Middleton	\$19,800
City of Middleton-Tiedemann	\$4,100
City of Monona	\$7,200
Madison Gas and Electric	\$1,200
Madison Metropolitan Sewerage District	\$126,600
Stoughton Utilities	\$4,700
Town of Blooming Grove	\$3,800
Town of Bristol	\$3,400
Town of Burke	\$9,500
Town of Cottage Grove	\$5,300
Town of Dunn	\$5,300
Town of Westport	\$7,800
Town of Windsor	\$11,300
Village of Arlington	\$300
Village of Cottage Grove	\$2,000
Village of DeForest	\$7,000
Village of Maple Bluff	\$1,500
Village of McFarland	\$6,200
Village of Oregon	\$18,900
Village of Shorewood Hills	\$1,800
Wisconsin Department of Natural Resources	\$900
Clean Lakes Alliance	\$15,000
Clean Wisconsin	\$500
Sand County Foundation <sup>(2)</sup>	\$159,000

(1) Does not include direct or indirect contributions from Dane County (e.g. DATCP pass through funds, Mississippi River Basin Initiative funds) or USGS cost sharing.

(2) In a letter dated April 20, 2012 the Sand County Foundation committed to make a voluntary contribution to the pilot project in an amount not to exceed \$159,000 to support water quality monitoring efforts. The District will invoice the Sand County Foundation in a manner consistent with the schedule specified in the April 20, 2012 letter.

Figure 1-Location of the Adaptive Management Pilot Project



Adaptive Management MOU  
Signature page for the City of Madison



---

Paul R. Soglin  
City of Madison Mayor

6-26-17

---

Date



# City of Madison

City of Madison  
Madison, WI 53703  
www.cityofmadison.com

## Master

File Number: 24466

<b>File ID:</b> 24466	<b>File Type:</b> Resolution	<b>Status:</b> Passed
<b>Version:</b> 2	<b>Reference:</b>	<b>Controlling Body:</b> BOARD OF PUBLIC WORKS
<b>Lead Referral:</b> BOARD OF PUBLIC WORKS	<b>Cost:</b>	<b>File Created Date :</b> 11/07/2011

**File Name:** SUBSTITUTE MOU with MMSD, WDNR & Dane County to participate in & evaluate the effectiveness of using adaptive management as a means to meeting the Phosphorous (P) & Total Suspended Solids (TSS) reductions mandated by the Rock River Total Maximum Daily Loa

**Final Action:** 02/07/2012

**Title:** SUBSTITUTE Authorizing the Mayor to enter into a Memorandum of Understanding with the Madison Metropolitan Sewerage District (MMSD), Wisconsin Department of Natural Resources (WDNR) and Dane County to participate in and evaluate the effectiveness of using adaptive management as a means to meeting the Phosphorous (P) and Total Suspended Solids (TSS) reductions mandated by the Rock River Total Maximum Daily Load (TMDL).

**Notes:** Greg Fries

**CC Agenda Date:** 02/07/2012

**Sponsors:** Paul R. Soglin

**Effective Date:** 02/10/2012

**Attachments:** MOU for adaptive management MMSD DNR EPA-draft 11032011.pdf, 24466-version1.pdf

**Enactment Number:** RES-12-00083

**Author:** Rob Phillips, City Engineer

**Hearing Date:**

**Entered by:** mhacker@cityofmadison.com

**Published Date:**

### Approval History

Version	Date	Approver	Action
1	11/07/2011	Craig Franklin	Approve
2	01/19/2012	Randy Whitehead	Approve

### History of Legislative File

Version:	Acting Body:	Date:	Action:	Sent To:	Due Date:	Return Date:	Result:
1	Engineering Division	11/07/2011	Referred for Introduction				

---

1	BOARD OF PUBLIC WORKS	01/18/2012	RECOMMEND TO COUNCIL TO ADOPT - REPORT OF OFFICER	Pass
	<b>Action Text:</b>	Greg Fries, City Engineering, presented the Memorandum of Understanding.		
	<b>Notes:</b>	A motion was made by Fix, seconded by Weier, to RECOMMEND TO COUNCIL TO ADOPT - REPORT OF OFFICER. The motion passed by voice vote/other.		
2	COMMON COUNCIL	02/07/2012	Adopt	Pass
	<b>Action Text:</b>	A motion was made by Cnare, seconded by Bidar-Sielaff, to Adopt. The motion passed by voice vote/other.		
	<b>Notes:</b>			

---

**Text of Legislative File 24466**

**Title**

SUBSTITUTE Authorizing the Mayor to enter into a Memorandum of Understanding with the Madison Metropolitan Sewerage District (MMSD), Wisconsin Department of Natural Resources (WDNR) and Dane County to participate in and evaluate the effectiveness of using adaptive management as a means to meeting the Phosphorous (P) and Total Suspended Solids (TSS) reductions mandated by the Rock River Total Maximum Daily Load (TMDL).

**Body**

WHEREAS, Section 66.0301 (formerly section 66.30) Wisconsin Statutes, authorizes cities, villages, towns, counties, and other public agencies to enter into agreements for the receipt and furnishing of services; and,

WHEREAS, the City of Madison is considered a point source in the Rock River TMDL (Total Maximum Daily Load) as adopted by the Wisconsin Department of Natural Resources (WDNR) and the Environmental Protection Agency (EPA); and

WHEREAS, the City of Madison has a stormwater discharge permit under the Clean Water Act from the EPA and WDNR; and

WHEREAS, that permit provides the WDNR a means to automatically enforce the reductions in Phosphorous (P) and Total Suspended Solids (TSS) allocated to the City of Madison by the TMDL; and

WHEREAS, the P reduction allocated to the City of Madison by the TMDL are approximately 16,000 pounds; and

WHEREAS, traditional stormwater management techniques (ponds, catchbasins, street sweeping) have limited effectiveness at removing P (a pond treating 350 residential acres will remove approximately 100 lbs of P at a capital cost of approximately 1,000,000.00); and

WHEREAS, MMSD has the ability under their permit to work toward compliance with the TMDL using an approach call adaptive management; and

WHEREAS, adaptive management may have the ability to significantly reduce the cost to the residents of the City of Madison to meet the requirements placed upon us by the WDNR;

NOW, THEREFORE, BE IT RESOLVED, that the Mayor is authorized to enter into a Memorandum

## **Fries, Greg**

---

**From:** Viste, Doran  
**Sent:** Monday, June 04, 2012 9:00 AM  
**To:** Fries, Greg  
**Subject:** RE: Draft MOU with MMSD

Greg—the MOU looks fine to me. And yes—the only signature necessary is the Mayor's. You can always route to include all of them, but pursuant to the ordinance only the Mayor need sign this one.

Doran

---

**From:** Fries, Greg  
**Sent:** Monday, June 04, 2012 8:56 AM  
**To:** Viste, Doran  
**Subject:** FW: Draft MOU with MMSD  
**Importance:** High

Doran Please confirm that for the agreement I sent you on Friday only the Mayor needs to sign consistent with your prior comment below.

THANKS!

---

**From:** Dave Taylor [<mailto:davet@madsewer.org>]  
**Sent:** Monday, June 04, 2012 7:14 AM  
**To:** Fries, Greg  
**Cc:** Kathy Lake  
**Subject:** FW: Draft MOU  
**Importance:** High

Greg:

I will send you a pdf of the MOU, along with a word version of the signature page. Regarding the latter, you had advised that I include signature lines for the city attorney and others. However, I came across the email below indicating that we just need the mayor's signature. Please advise regarding the signature page before I send it to you.

Dave

David S. Taylor  
Director of Special Projects  
Madison Metropolitan Sewerage District  
1610 Moorland Road  
Madison, WI 53713  
Phone: 608-222-1201, ext. 276  
Fax: 608-222-2703  
Email: [davet@madsewer.org](mailto:davet@madsewer.org)

---

**From:** Fries, Greg [<mailto:GFries@cityofmadison.com>]  
**Sent:** Friday, February 10, 2012 3:26 PM  
**To:** Dave Taylor  
**Subject:** FW: Draft MOU

Dave,

I will finish my review over the weekend but here is the Legal staff comment.

Have a good weekend.

Greg

---

**From:** Viste, Doran  
**Sent:** Thursday, February 09, 2012 9:55 AM  
**To:** Fries, Greg  
**Cc:** Dailey, Mike  
**Subject:** RE: Draft MOU

Greg,

No issues for this one. Whoever has the draft should just fill in the Mayor's name-no other City signatures are necessary given the authorizing resolution.

Doran

---

**From:** Fries, Greg  
**Sent:** Wednesday, February 08, 2012 1:34 PM  
**To:** Viste, Doran  
**Cc:** Dailey, Mike  
**Subject:** FW: Draft MOU

Doran,

Signing an agreement with MMSD was approved by the CC last night. I am going to review this from our perspective but if you could give this the legal once over for comment it would be appreciated.

Thanks

Greg

---

**From:** Dave Taylor [<mailto:davet@madsewer.org>]  
**Sent:** Wednesday, February 08, 2012 12:11 PM  
**To:** Fries, Greg  
**Subject:** Draft MOU

Greg:

I've attached both a pdf and word version of the draft MOU that has been circulating. I am getting some comments back from different folks and will try to address them in one fell swoop. Please note that there are two dates that will be changed-the date of EPA approving the TMDL will change to September, 2011; and the date the MOU ends will be December, 2015.

When you are reviewing this, the best thing to do is write any comments or suggested changes directly in the word version using the track changes option. Please identify how critical the comments are-i.e. the change must be made in order for the City to sign vs. changes that might be more editorial, etc.

Dave



David S. Taylor  
Director of Special Projects  
Madison Metropolitan Sewerage District  
1610 Moorland Road  
Madison, WI 53713  
Phone: 608-222-1201, ext. 276  
Fax: 608-222-2703  
Email: [davet@madsewer.org](mailto:davet@madsewer.org)