



Request for City Council Committee Action From the Department of Public Works

Date: March 20, 2012

To: Honorable Sandra Colvin Roy, Chair Transportation and Public Works
Committee

Subject: **Settlement Agreement for 4th Avenue North Work by Knutson Construction**

Recommendation:

Accept payment and recommend proper officers be authorized and directed to execute this settlement agreement for deferred street maintenance work on 4th Avenue North.

Previous Directives:

none

Prepared by: Larry Matsumoto, Principal Professional Engineer, 612-919-1148
Michael D. Kennedy, P.E, Director, Transportation, Maintenance & Repair

Approved:

Steven A. Kotke, P. E., City Engineer, Director of Public Works

Presenters: Michael D. Kennedy, P.E, Director, Transportation, Maintenance & Repair

Reviews

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| Permanent Review Committee (PRC) | NA |
| Civil Rights Group | NA |
| Policy review Group (PRG) | NA |

Financial Impact

Deferred revenue of \$11,000 received for future street maintenance work

Community Impact

None

Background/Supporting Information:

Historical Narrative.

In April, 2011 Minneapolis Public Housing and their contractor, Knutson Construction, requested the opportunity to construct 4th Avenue North between Dupont Avenue North and Bryant Avenue North as a part of their Memory Care Facility and Elder's Care Community Center Project. In this meeting Public Works staff was present and it was agreed that the work in 4th Avenue North would meet city requirements. Further, it was agreed that City of Minneapolis, Public Works personnel would be performing quality assurance testing. Tests which were performed showed that portions of this new roadway did not meet the specifications.

Settlement

The portion of the roadway which did not meet the specifications was the asphalt pavement section. The deficient pavement section was addressed by the Developer providing Public Works with an up-front payment of \$11,000 dollars to be used for deferred maintenance of this roadway in future years. This amount will be dedicated to the 4100-9010937-9373 street construction fund/org for this deferred maintenance.

Attachment 1 – Settlement Agreement

Cc: William Schroder, Finance
Robin Hennessy, City Attorney