

Colvin Roy
Resolution No. _____

Holding harmless the State of Minnesota from actions that may arise from the reconstruction of MSA 166 Como Avenue from 22nd Avenue Southeast to 33rd Avenue Southeast at less than State Aid Standards.

Whereas, the City Engineer has been directed to request a variance from Minnesota Rules, Chapter 8820.9956 for the reconstruction of Como Avenue from 22nd Avenue Southeast to 33rd Avenue Southeast, for vertical clearance from station 52+06.00 to station 52+84.50 of 13'-6" rather than the 14'-6" required by the Rules,
and

Whereas, the Commissioner of Transportation may grant said variance;

Now, Therefore, Be It Resolved by The City of Minneapolis:

That it indemnifies, saves and holds harmless the State of Minnesota and all its agents and employees of and from any and all claims, demands, actions, or causes of action arising out of or by reason of granting this variance, the reconstruction of MSA 141-166-08 manner than in accordance with Minnesota Rule 8820.9956 and further agrees to defend at their sole cost and expense any action or proceeding commenced for the purpose of asserting any claim of whatsoever character arising as a result of the granting of this variance, contingent upon approval of the variance by the Commissioner of Transportation.