



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

Date: June 8, 2010

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

Referral to: Honorable Betsy Hodges, Chair Ways & Means/Budget Committee

Subject: **State of Minnesota, Department of Transportation (Mn/DOT) and the City of Minneapolis Routine Maintenance Agreement No. 94689**

Recommendation:

That the City Council pass a resolution authorizing the proper City Officials to execute Agreement No. 94689 for the Biennial Routine Maintenance Agreement between the State of Minnesota, Department of Transportation and the City of Minneapolis, effective, July 1, 2009 through June 30, 2011.

Previous Directives:

- December 12, 2008: Resolution 2008R-573; City Council authorized the proper City Officials to sign and execute a Biennial Routine Maintenance Agreement (No. 91446) between the State of Minnesota, Department of Transportation and the City of Minneapolis, effective July 1, 2007 through June 30, 2009.

Prepared by: Michael D. Kennedy, (612) 673-3759

Approved by:

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

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

Reviews

Permanent Review Committee (PRC):	Approval	NA	Date
Civil Rights Affirmative Action Plan	Approval	NA	Date
Policy Review Group (PRG):	Approval	NA	Date

Financial Impact

Action is within current department budget

Background/Supporting Information

As afforded the opportunity by State Statute Section 471.59, Mn/DOT is given the authority to enter into agreements with the Cities of the First Class for the routine maintenance of the State Trunk Highways (STH) within the City limits of these specific cities. The Cities of the First Class are Duluth, St. Paul, and Minneapolis.

Historically, the State of Minnesota and the City of Minneapolis have entered into Biennial Routine Maintenance Agreements in regard to the routine maintenance of certain portions of State Trunk Highways and bridges within the corporate limits of the City of Minneapolis. As dictated by these agreements, the State of Minnesota is responsible for any extraordinary maintenance, betterments, construction, or reconstruction of the state trunk highways.

The previous agreement expired on June 30, 2009. Prior to this date, the City of Minneapolis, in concert with the City of St. Paul, continued to negotiate with Mn/DOT for an agreement that establishes more details related to level of service expectations and ensures compensation is actually covering the city's costs to provide the defined level of service. It is apparent to all the parties that there has been a gap between what the two cities expend performing routine maintenance on State Trunk Highways, and what the State has historically been paying for those services.

From our negotiation with Mn/DOT, the following changes have been made to the agreement regarding services to be performed by each party given the defined service levels and Mn/DOT funding limitations.

- The State has assumed responsibility for all turf maintenance including mowing and litter control on their right-of-way.
- The State has assumed responsibility for all lane line markings.
- The State has assumed responsibility for snow and ice control on all of State Trunk Highway 55 (Olson Memorial Highway and Hiawatha Avenue.)
- The State agreed to reimburse the City for turf maintenance services performed in calendar year 2009 because final agreement had not been worked out regarding mowing responsibilities until the end of the mowing season (beyond June 30, 2009).
- Significant increase in reimbursement relative to previous agreements (past years shown below for reference) have been achieved for the activities still performed by City forces under the Agreement:
 - 2003 – 2004 = \$425,753
 - 2004 – 2005 = \$425,753
 - 2005 – 2006 = \$362,055
 - 2006 – 2007 = \$362,055
 - 2007 – 2008 = \$624,000
 - 2008 – 2009 = \$702,000
 - 2009 – 2010 = \$1,050,650
 - 2010 – 2011 = \$817,270

Public Works recommends that Mn/DOT Agreement Number 94689, be executed in order for the city forces to be paid for work to date and allow the city to continue to provide routine maintenance services on State Trunks Highways in Minneapolis in accordance with the terms of the 2009-2011 Agreement. This Agreement shall remain in effect until it expires on June 30, 2011.

Cc: Steve Kotke Heidi Hamilton
Sue Hartman Mike Kennedy
Jon Wertjes Lynn Gustafson
Scott Wellan

Colvin Roy and Hodges

Resolved by the City Council of the City of Minneapolis:

That the City of Minneapolis enters into MnDOT Agreement No. 94689 with the State of Minnesota, Department of Transportation to provide routine maintenance by the City on State Trunk Highways, Bridges, and the Hiawatha Tunnel, as defined in said Agreement.

Be it Further Resolved that the Director of Public Works/City Engineer and the Finance Officer are authorized to execute the Agreement.