



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

Date: February 3, 2004
To: Honorable Sandra Colvin Roy, Chair Transportation & Public Works Committee
Referral to: none

Subject: Agreement relating to bridges across Midtown Greenway.

Recommendation:

Approve entering into agreement with the Federal Highway Administration and the Minnesota State Historic Preservation Office to perform a planning study for grade separation bridges across the Midtown Greenway.

Previous Directives:

- July 7, 2003. Presentation to T&PW for approval of design of one single span bridge with limited amenities for the Chicago Ave Bridge.
- January 7, 2003. Presentation of conceptual design study to T&PW, authorization to proceed with this concept.
- June 1999. Resolution 99R-204. Amending Resolution 97-R117. City determined that the bridges (including Chicago Ave Bridge) are a high priority and require replacement or rehabilitation within the next five years.
- May 1997. Resolution 97R-117. Chicago Ave Bridge included in the Five-Year Bridge Replacement/Rehabilitation Program.

Prepared by: Mitchell Sawh, P.E, Engineer II, 673-2360

Approved by:

Klara A. Fabry, P.E., City Engineer, Director of Public Works

Presenter: Jon Wertjes, P.E., Assistant Director, Transportation and Parking Services

Financial Impact (Check those that apply)

No financial impact - or - Action is within current department budget.
(If checked, go directly to Background/Supporting Information)

Action requires an appropriation increase to the Capital Budget

Action requires an appropriation increase to the Operating Budget

Action provides increased revenue for appropriation increase

Action requires use of contingency or reserves

Other financial impact (Explain):

Greenway Bridge Study estimated cost \$25,000, funding unknown at this time,

Request provided to the Budget Office when provided to the Committee Coordinator

Background/Supporting Information:

The Chicago Ave Bridge is scheduled for removal and reconstruction in 2004. A location map is presented in Attachment A. Design of bridge is completed, and plans prepared. Project Memorandum and 4(f) Evaluation report have been submitted to MnDOT, but the final review of those documents will not be done until this Memorandum of Agreement with Cultural Resources and SHPO is approved by City Council and signed by city officials.

The Memorandum of Agreement is written for both the Chicago Ave Bridge and the Park Ave Bridge which is scheduled for reconstruction in 2005. The Park Ave Bridge is owned by Hennepin County, and they are in agreement to be included in this Memorandum of Agreement, and will partake in the cost of the study required for the Memorandum of Agreement.

This Memorandum of Agreement (see Attachment B for copy) has certain stipulations for the City of Minneapolis, namely:

1. The final design for Chicago Ave Bridge will be reviewed by MnDOT Cultural Resources and SHPO for concurrence before construction can start.
2. The City of Minneapolis will record the Chicago Ave Bridge to Minnesota Historic Property Record (MHPR) standards.
3. The City of Minneapolis will complete a planning study for the grade separation bridges across the Midtown Greenway. This would include an analysis of each bridge's condition, potential for rehabilitation, and any proposed schedule for removal and replacement. The study to include an analysis of the effects of additional bridge removal on the historic district. And the study to be completed in approximately 18 months.

Attachment A: Project Location Map.

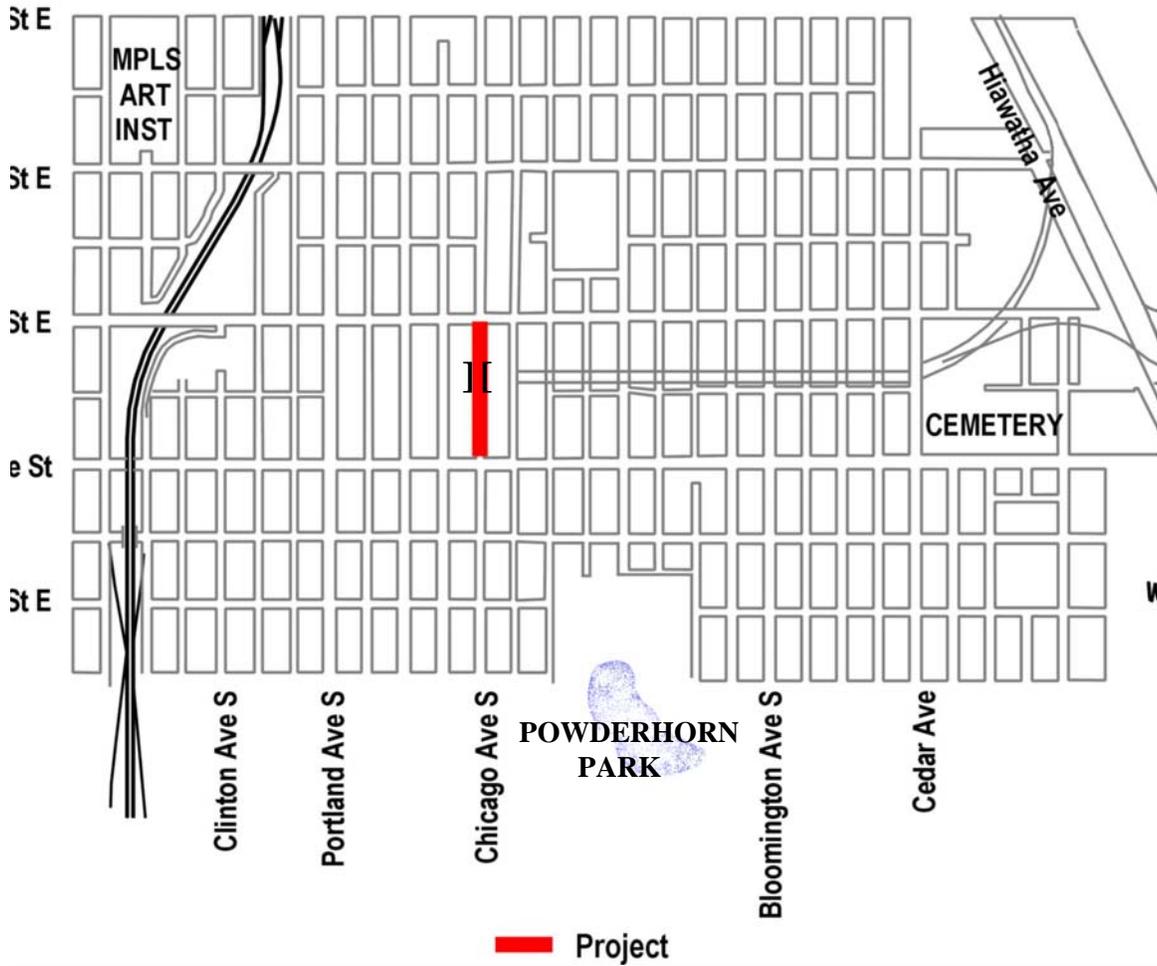
Attachment B: Memorandum of Agreement.

T&PW - Your Committee recommends acceptance of the Memorandum of Agreement between the Federal Highway Administration and the Minnesota State Historic Preservation Office related to the Chicago Ave Bridge over the Midtown Greenway and implementation of its stipulations.

Project Map

SP 141-165-15

Chicago Ave S Bridge from E 28th St to Lake St



] [= Remove & Replace Bridge
Old Bridge No. 92349
New Bridge No. 27A94
SP 141-165-15

**SECTION 106 MEMORANDUM OF AGREEMENT
BETWEEN
THE FEDERAL HIGHWAY ADMINISTRATION
AND THE
MINNESOTA STATE HISTORIC PRESERVATION OFFICE
RELATED TO BRIDGE REPLACEMENT PROJECT S.P. 141-165-15
IN MINNEAPOLIS, HENNEPIN COUNTY, MINNESOTA**

WHEREAS, the Federal Highway Administration (FHWA) is proposing to provide funding to the Minnesota Department of Transportation (Mn/DOT) for the reconstruction of the Chicago Avenue Bridge No. 92349 over the Midtown Greenway (located between 28th Street and Lake Street) in Minneapolis, Hennepin County; and

WHEREAS, the Chicago Avenue Bridge No. 92349 has been determined to be both individually eligible for listing in the National Register of Historic Places, and is a contributing element in the National Register eligible Chicago Milwaukee and St. Paul Railroad Grade Separation Historic District and will be adversely affected by this project; and

WHEREAS, on behalf of FHWA, Mn/DOT Cultural Resource Unit has consulted with the Minnesota State Historic Preservation Office pursuant to 36CFR 800; and

WHEREAS, Hennepin County is also proposing a non-federally funded replacement of the eligible Park Avenue Bridge No. 90491, also within the eligible Chicago Milwaukee and St. Paul Railroad Grade Separation Historic District, and has agreed to partially fund a portion of the bridge study stipulated within this MOA; and

WHEREAS, MnDOT, the City of Minneapolis Public Works, and Hennepin County Public Works have responsibilities under this MOA, and have been invited to be a signatories to the MOA; and

WHEREAS, the Hennepin County Regional Rail Authority, the Midtown Greenway Coalition and the Minneapolis Heritage Preservation Commission have been invited to concur with the MOA;

NOW, THEREFORE, FHWA and the Minnesota SHPO agree that, upon execution of the MOA, the FHWA shall ensure that the following stipulations are implemented in order to take into account the effect of the undertaking on historic properties.

STIPULATIONS

The FHWA will ensure that the following measures are carried out:

1. The final design for the replacement structures for the Chicago Avenue and Park Avenue bridges will be reviewed and approved by the Mn/DOT CRU and submitted to MnSHPO for concurrence before construction.
2. The City of Minneapolis Department of Public Works and Hennepin County Public Works will record the Chicago Avenue and Park Avenue bridges to

Minnesota Historic Property Record (MHPR) standards. The documentation will be submitted to Mn/DOT CRU for review and approval and submitted to SHPO for concurrence.

3. The City of Minneapolis Department of Public Works and Hennepin County Public Works will complete a planning study for the bridges within the Chicago Milwaukee and St. Paul Railroad Grade Separation Historic District. The document should include an organized analysis of each bridge's condition, potential for rehabilitation and any proposed schedule for removal and replacement. The analysis of bridge condition should include a narrative discussing the original construction method of the bridges as well as repair or rehabilitation limitations peculiar to the bridge type and the most current practices in the repair of this type of bridge and its materials. The study should also contain an analysis of the foreseeable effects of additional bridge removals/change of use to the historic district. That analysis should include a reiteration of the historic characteristics of the district, the significance of the bridges to the district, an analysis of the most coherent sections of the historic corridor, and a studied opinion of how bridge replacement will affect the National Register eligibility of the grade separation district as a whole. The document will be completed in consultation with the Mn/DOT CRU and the Minnesota SHPO and will apply the Secretary of Interior's National Register Criteria for Evaluation and the Secretary of Interior's Standards for the Treatment of Historic Properties. The study will be complete 18 months after finalization of this MOA.
4. Disputes regarding the completion of the terms of this agreement shall be resolved by the signatories. If the signatories cannot agree regarding a dispute, any one of the signatories may request the participation of the Advisory Council on Historic Preservation to assist in the dispute.
5. Any signatory to this MOA may terminate the agreement by providing thirty (30) days written notice to the other parties, provided the parties consult during the period prior to termination to agree on amendments or other actions that would avoid termination.
6. If the terms of this agreement have not been implemented 3 years after signature, this agreement should be null and void. In such an event, FHWA shall notify the parties of this agreement of the expiration, and if appropriate, shall re-initiate review of the undertaking in accordance with 36CFR 800.7(c)(4) and Section 110(l) of NHPA.

Execution of this agreement and implementation of its terms evidence that FHWA has taken into account the effects of the undertaking on historic properties.

FEDERAL HIGHWAY ADMINISTRATION

By: _____

Date: _____

Name and Title of
signer: _____

MINNESOTA STATE HISTORIC PRESERVATION OFFICE

By: _____

Date: _____

Name and Title of
signer: _____

Invited Signatories:

MINNESOTA DEPARTMENT OF TRANSPORTATION

By: _____ Date: _____

Name and Title of
signer: _____

CITY OF MINNEAPOLIS DEPARTMENT OF PUBLIC WORKS

By: _____ Date: _____

Name and Title of
signer: _____

HENNEPIN COUNTY DEPARTMENT OF PUBLIC WORKS

By: _____ Date: _____

Name and Title of
signer: _____

Concurring Signatories:

HENNEPIN COUNTY REGIONAL RAIL AUTHORITY

By: _____ Date: _____

Name and Title of
signer: _____

MIDTOWN GREENWAY COALITION

By: _____ Date: _____

Name and Title of
signer:_____

MINNEAPOLIS HERITAGE PRESERVATION COMMISSION

By:_____ Date:

Name and Title of
signer:_____