

REGULAR MEETING – JANUARY 27, 2015

The regular meeting of the Common Council of the City of Marshall was held January 27, 2015 in the Professional Development Room at the Marshall Middle School, 401 South Saratoga Street. The meeting was called to order at 5:30 P.M. by Mayor Byrnes. In addition to Byrnes the following members were in attendance: Larry Doom, David Sturrock, John DeCramer and Ellayne Conyers. Absent: Glenn Bayerkohler and Craig Schafer. Staff present included: Ben Martig, City Administrator; Dennis Simpson, City Attorney; Glenn Olson, Director of Public Works/City Engineer; Harry Weilage, Director of Community Services; Rob Yant, Director of Public Safety; Preston Stensrud, Parks Supervisor; Cal Brink, CEO Marshall Area Chamber of Commerce; Jane DeVries, Deputy City Clerk; and Thomas M. Meulebroeck, Finance Director/City Clerk.

The Pledge of Allegiance was recited at this time.

APPROVAL OF AGENDA:

It was the general consensus of the council that the agenda be approved as presented.

CONSIDER APPROVAL OF THE MINUTES OF THE REGULAR MEETING HELD ON JANUARY 13, 2015:

Member (Larry Doom) moved, Member (David Sturrock) seconded to approve the ORIGINAL motion 'that the minutes of the regular meeting held on January 13, 2015 be approved as filed with each member and that the reading of the same be waived'. Upon a roll call vote being taken, the vote was: Aye: 5 Nay: 0. The motion Carried 5 - 0

AWARD OF BIDS - PROJECT Z29: DIVERSION CHANNEL/MAIN LIFT SANITARY SEWER INTERCEPTOR PROJECT – 1. CONSIDER RESOLUTION DECLARING OFFICIAL INTENT REGARDING THE REIMBURSEMENT OF EXPENDITURES WITH THE PROCEEDS OF TAX-EXEMPT BONDS; 2. RESOLUTION ACCEPTING BID (AWARDING CONTRACT):

Glenn Olson, Director of Public Works/City Engineer, indicated that this project consists of the reconstruction of the Diversion Channel / Main Lift interceptor sewer line. This project begins at the Main Lift Station on Kossuth Avenue, thence northwesterly to the intersection of North 7th Street and Kossuth Avenue; thence to the west along the southerly Diversion Channel right-of-way to the west right-of-way of the Burlington Northern Railroad. Included in the sanitary sewer replacement is the reconstruction of sanitary sewer from the intersection of North 7th Street and Kossuth Avenue to the intersection of North 7th Street and Fairview Street. Also included in this project is the replacement of the 16" loop feeder watermain from North 7th Street to T.H. 59 along the south side of the Diversion Channel requested by Marshall Municipal Utilities. This is a rebid of the project. Bids were initially received for the project on July 15, 2014. After an analysis of the bids and discussions with MMU, staff recommended the rejection of all bids at that time with bids to be received at a later date and proposed construction in 2015. The project was rebid and bids were received on January 20, 2014. Bids were received, from:

H & W Contracting LLC
Sioux Falls, South Dakota
\$982,955.20

Duininck, Inc.
Prinsburg, Minnesota
\$1,117,435.50

Kuechle Underground Inc.
Kimball, Minnesota
\$1,226,802.54

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RL Larson Excavating, Inc.
St. Cloud, Minnesota
\$1,373,535.50

Quam Construction Co., Inc.
Willmar, Minnesota
\$1,439,220.95

Member (**Larry Doom**) moved, Member (**John DeCramer**) seconded to approve the **ORIGINAL** motion 'that the Council adopt RESOLUTION NUMBER 4121, SECOND SERIES, which provides for Declaring Official Intent Regarding the Reimbursement of Expenditures with the Proceeds of Tax-Exempt Bonds for Project Z29: Diversion Channel/Main Lift Sanitary Sewer Interceptor Project'. Upon a roll call vote being taken, the vote was: Aye: **5** Nay: **0**. The motion **Carried 5 - 0**

Member (**Larry Doom**) moved, Member (**Ellayne Conyers**) seconded to approve the **NEW** motion 'that the Council adopt RESOLUTION NUMBER 4122, SECOND SERIES, which provides for the Resolution Accepting Bid (Awarding Contract) authorizing entering into an agreement with H&W Contracting LLC of Sioux Falls, South Dakota, in the amount of \$982,955.20 for Project Z29: Diversion Channel/Main Lift Sanitary Sewer Interceptor Project'. Upon a roll call vote being taken, the vote was: Aye: **5** Nay: **0**. The motion **Carried 5 - 0**

AWARD OF BIDS FOR SOUTHWEST MINNESOTA REGIONAL AMATEUR SPORTS CENTER:

Dave Maroney with ATS&R; and Mark Hovelson from Bossardt Corporation, were in attendance at the meeting to review the bids that were received for the SMASC on January 22, 2015. There were 32 possible contract bid packages. Bids were received for 31 of them. (There were no bids submitted for Contract #0710-Dampproofing/Waterproofing/Air & Vapor Barriers.) There were also several Alternates to be considered prior to award of the total project. The total estimated cost of the base bids in the construction contracts is \$13,524,284.00. The total of the apparent low base bids for those construction contracts was \$13,294,902.00. (This amount also includes the estimated construction cost of the contract that did not receive any bids, but does include the estimate for owner purchased exterior light fixtures. This amount does not include any Alternates to be selected.) After review with SMASC Sports Commission, staff believes the contracts bid to be reasonably within the estimated construction costs and recommend proceeding with the project. The City's consultant, Bossardt Corporation, reviewed the bids and are recommending that the time critical prime contracts and associated alternates be awarded. Portions of these contracts and alternates will be funded from Account Number 456-70579-5520 (Amateur Sports Center Fund-Buildings and Structures), and portions of these contracts and alternates may be funded from additional sources (Alternate A1-Storage Room).

The bids received for Contract #0341, Precast Concrete Plant and Stadia were received from:

Molin Concrete Products
Lino Lakes, Minnesota
\$264,294.00
Alt. A1 \$7,799.00

Gage Brothers, Inc.
Sioux Falls, South Dakota
\$280,545.00
Alt. A1 \$5,000.00

Wells Concrete Products
Wells, Minnesota
\$370,815.00
Alt. A1 \$10,111.00

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The bids received for Contract #0345, Precast Concrete Wall Panels were received from:

Fabcon Precast, LLC Savage, Minnesota \$1,344,141.00 Alt. A1 \$56,999.00 Alt. A6a.1 \$94,872.00 Alt. A6a.2 No bid Alt. A6b.1 \$266,462.00 Alt. A6b.2 No bid	Wells Concrete Products Wells, Minnesota \$1,430,000.00 Alt. A1 \$58,000.00 Alt. A6a.1 \$175,100.00 Alt. A6a.2 \$175,000.00 Alt. A6b.1 \$285,000.00 Alt. A6b.2 \$280,000.00	Gage Brothers, Inc. Sioux Falls, South Dakota \$1,435,516.00 Alt. A1 \$37,700.00 Alt. A6a.1 \$58,840.00 Alt. A6a.2 \$67,030.00 Alt. A6b.1 \$172,872.00 Alt. A6b.2 \$180,072.00
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The bids received for Contract #0512, Steel Supply were received from:

Thurnbeck Steel Fabrication, Inc. Forest Lake, Minnesota \$914,610.00 Alt. A1 \$4,900.00	K & K Fabrication, Inc. Austin, Minnesota \$1,064,518.00 Alt. A1 \$13,032.00
American Structural Metals Inc. Somerset, Wisconsin \$1,120,350.00 Alt. A1 \$7,500.00	D & M Iron Works, Inc. Minneapolis, Minnesota \$1,177,395.00 Alt. A1 \$13,706.00

The bids received for Contract #0840, Aluminum Entrances / Storefronts / Windows / Curtainwall / Glazing were received from:

Southwest Glass Center, Inc. Marshall, Minnesota \$268,940.00	Envision Glass, Inc. Roseville, Minnesota \$278,900.00	Northern Glass & Glazing, Inc. Bloomington, Minnesota \$324,600.00
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Member (**David Sturrock**) moved, Member (**Larry Doom**) seconded to approve the **ORIGINAL** motion 'that the Council award the time critical prime contracts with associated alternates as recommendation from Bossardt Corporation dated January 27, 2015'. Upon a roll call vote being taken, the vote was: Aye: **5** Nay: **0**. The motion **Carried 5 - 0**

These contracts were awarded as follows:

Contract #0341, Precast Concrete Plant and Stadia was awarded to Molin Concrete Products, Lino Lakes, Minnesota base bid in the amount of \$264,294.00 and Alt. A1 in the amount of \$7,799.00 for a total of \$272,093.00.

Contract #0345, Precast Concrete Wall Panels was awarded to Fabcon Precast, LLC, Savage, Minnesota base bid in the amount of \$1,344,141.00, Alt. A1 in the amount of \$56,999.00 and Alt. A6a.1 in the amount of \$94,872.00 for a total of \$1,496,012.00.

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Contract #0512, Steel Supply was awarded to Thurnbeck Steel Fabrication, Inc., Forest Lake, Minnesota base bid in the amount of \$914,461.00 and Alt. A1 in the amount of \$4,900.00 for a total of \$919,510.00.

Contract #0840, Aluminum Entrances / Storefronts / Windows / Curtainwall / Glazing was awarded to Southwest Glass Center, Inc., Marshall, Minnesota in the amount of \$268,940.00.

CONSIDER APPROVAL OF CONSENT AGENDA

Member (Larry Doom) moved, Member (John DeCramer) seconded to approve the ORIGINAL motion 'that the following consent agenda items be approved as presented'. Upon a roll call vote being taken, the vote was: Aye: 5 Nay: 0. The motion **Carried 5 - 0**

BE IT RESOLVED, that the City Council hereby (1) grants local unit of government approval to the Rocky Mountain Elk Foundation Southwest Great Divide Chapter to hold a raffle on March 28, 2015, at the Ramada, 1500 E. College Drive, Marshall, Minnesota, (2) acknowledges the receipt of LG220 Application of Exempt Permit, (3) waives the 30-day waiting period, and (4) authorizes and directs the appropriate city personnel to complete and sign the LG220 Application for Exempt Permit on behalf of the City of Marshall.

Approval for the Marshall Police Department to purchase a RICOH MP C5503 from A & B Business, Inc., in the amount of \$10,541.00.

Approval for the City of Marshall City Hall to purchase a RICOH MP C5503 from A & B Business Solutions in the amount of \$12,235.00.

That the following bills be authorized for payment: ACCOUNTS PAYABLE, Voucher No. 92186 through 92428.

CONSIDER APPROVAL OF TUNHEIM CONTRACT:

Ben Martig, City Administrator, indicated that the Southwest Amateur Sports Commission has recommended approval of the contract for services with Tunheim Partners. Their services will provide two main services: a) a clear brand and market strategy in selling Marshall as a community of destination and b) to guide the City in maximizing private sponsorship dollars to the project. Tunheim has partnered with Ignite on this project to bring full value to the team. Ignite specializes in the sponsorships while Tunheim are marketing experts. The City has planned a fundraising goal in the project budget at \$750,000. The City will need their expertise and guidance. The marketing benefits will extend well beyond the sports as the focus is really branding and marketing the community and not specific to amateur sports. Darin Rahm, Marshall Area Convention and Visitors Bureau Director; Patrick Milan from Tunheim Partners and Carl Levi from Ignite were in attendance at the meeting. They reviewed the scope of services, background and expertise they bring. The City Attorney is currently reviewing the contract in detail and may have suggested revisions coming forward.

Council Member Sturrock questioned on how Tunheim was selected because there were not RFP's requested. Harry Weilage, Director of Community Services, indicated that they were recommended by the Schwan Food Company. Tunheim has worked with Schwan's in the past.

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Member (**Larry Doom**) moved, Member (**Ellayne Conyers**) seconded to approve the **ORIGINAL** motion 'that the proper city personnel be authorized to enter into an agreement with Tunheim contingent upon any technical corrections as recommended by the City Attorney prior to final execution'. This contract provides for the services to cost \$93,000.00. Upon a roll call vote being taken, the vote was: Aye: **5** Nay: **0**. The motion **Carried 5 - 0**

CONSIDER RESOLUTION OF SUPPORT FOR MARKET STREET MALL DEED REDEVELOPMENT GRANT APPLICATION AND RESOLUTION AUTHORIZING CALL FOR PUBLIC HEARING ON TIF DISTRICT:

Ben Martig, City Administrator, reviewed this resolution and indicated that EDA and the Marshall Housing and Redevelopment Authority have also approved their support for the Market Street Mall Deed Redevelopment Grant Application.

Member (**John DeCramer**) moved, Member (**Larry Doom**) seconded to approve the **ORIGINAL** motion 'that the Council adopt RESOLUTION NUMBER 4123, SECOND SERIES, which is a Resolution Supporting Market Street Mall DEED Redevelopment Grant and TIF'. Upon a roll call vote being taken, the vote was: Aye: **5** Nay: **0**. The motion **Carried 5 - 0**

Member (**Larry Doom**) moved, Member (**David Sturrock**) seconded to approve the **NEW** motion 'that the Council adopt RESOLUTION NUMBER 4124, SECOND SERIES, which is a Resolution calling for a public hearing on the proposed TIF District for the Market Street Mall Redevelopment'. This public hearing will be held at 5:30 P.M. on March 10, 2015 in the Professional Room at Marshall Middle School, 401 South Saratoga Street, Marshall, Minnesota. Upon a roll call vote being taken, the vote was: Aye: **5** Nay: **0**. The motion **Carried 5 - 0**

CONSIDER LIQUOR STORE BOND RESOLUTION:

Terri Heaton, Springsted Inc., reviewed the Lease Revenue Bonds, Series 2015 that are being issued to finance a new constructed 11,880 square foot Municipal Liquor Store (the Project). These Bonds will be special, limited obligations of the Economic Development Authority (Authority) payable from lease payments to be received by the Authority from the City pursuant to a Lease Agreement between the Authority and the City whereby the Authority will Lease the Project to the City. The City's obligation under the Lease is subject to annual appropriation.

The City Council is being requested to approve the Liquor Store Resolution Authorizing the Execution and Delivery of a Ground lease and a lease-purchase agreement; approving and authorizing the issuance of lease revenue bonds, Series 2015, By The Economic Development Authority In and For the City of Marshall, Minnesota; and Authorizing the Execution and Delivery of Related Documents.

Member (**Larry Doom**) moved, Member (**John DeCramer**) seconded to approve the **ORIGINAL** motion 'that the Council adopt RESOLUTION NUMBER 4125, SECOND SERIES, which is a Resolution Authorizing the Execution and Delivery of a Ground lease and a lease-purchase agreement; approving and authorizing the issuance of lease revenue bonds, Series 2015, By The Economic Development Authority In and For the City of Marshall, Minnesota; and Authorizing the Execution and Delivery of Related Documents'. Upon a roll call vote being taken, the vote was: Aye: **5** Nay: **0**. The motion **Carried 5 - 0**

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Member (**Larry Doom**) moved, Member (**Ellayne Conyers**) seconded to approve the **ORIGINAL** motion 'that the proper city personnel be authorized to enter into an agreement with Tunheim contingent upon any technical corrections as recommended by the City Attorney prior to final execution'. This contract provides for services to cost \$93,000.00. Upon a roll call vote being taken, the vote was: Aye: **5** Nay: **0**. The motion **Carried 5 - 0**

CONSIDER RESOLUTION OF SUPPORT FOR MARKET STREET MALL DEED REDEVELOPMENT GRANT APPLICATION AND RESOLUTION AUTHORIZING CALL FOR PUBLIC HEARING ON TIF DISTRICT:

Ben Martig, City Administrator, reviewed this resolution and indicated that EDA and the Marshall Housing and Redevelopment Authority have also approved their support for the Market Street Mall Deed Redevelopment Grant Application.

Member (**John DeCramer**) moved, Member (**Larry Doom**) seconded to approve the **ORIGINAL** motion 'that the Council adopt RESOLUTION NUMBER 4123, SECOND SERIES, which is a Resolution Supporting Market Street Mall DEED Redevelopment Grant and TIF'. Upon a roll call vote being taken, the vote was: Aye: **5** Nay: **0**. The motion **Carried 5 - 0**

Member (**Larry Doom**) moved, Member (**David Sturrock**) seconded to approve the **NEW** motion 'that the Council adopt RESOLUTION NUMBER 4124, SECOND SERIES, which is a Resolution calling for a public hearing on the proposed TIF District for the Market Street Mall Redevelopment'. This public hearing will be held at 5:30 P.M. on March 10, 2015 in the Professional Room at Marshall Middle School, 401 South Saratoga Street, Marshall, Minnesota. Upon a roll call vote being taken, the vote was: Aye: **5** Nay: **0**. The motion **Carried 5 - 0**

CONSIDER LIQUOR STORE BOND RESOLUTION:

Terri Heaton, Springsted Inc., reviewed the Lease Revenue Bonds, Series 2015 that are being issued to finance a new constructed 11,880 square foot Municipal Liquor Store (the Project). These Bonds will be special, limited obligations of the Economic Development Authority (Authority) payable from lease payments to be received by the Authority from the City pursuant to a Lease Agreement between the Authority and the City whereby the Authority will Lease the Project to the City. The City's obligation under the Lease is subject to annual appropriation.

The City Council is being requested to approve the Liquor Store Resolution Authorizing the Execution and Delivery of a Ground lease and a lease-purchase agreement; approving and authorizing the issuance of lease revenue bonds, Series 2015, By The Economic Development Authority In and For the City of Marshall, Minnesota; and Authorizing the Execution and Delivery of Related Documents.

Member (**Larry Doom**) moved, Member (**John DeCramer**) seconded to approve the **ORIGINAL** motion 'that the Council adopt RESOLUTION NUMBER 4125, SECOND SERIES, which is a Resolution Authorizing the Execution and Delivery of a Ground lease and a lease-purchase agreement; approving and authorizing the issuance of lease revenue bonds, Series 2015, By The Economic Development Authority In and For the City of Marshall, Minnesota; and Authorizing the Execution and Delivery of Related Documents'. Upon a roll call vote being taken, the vote was: Aye: **5** Nay: **0**. The motion **Carried 5 - 0**

CONSIDER AIA DOCUMENT A101 - 2007 CITY OF MARSHALL MUNICIPAL LIQUOR STORE AGREEMENT WITH SALONEK CONCRETE & CONSTRUCTION, INC. OF SPRINGFIELD, MINNESOTA:

Ben Martig, City Administrator, reviewed the AIA Document A101-2007 Construction Agreement as drafted by the City architect TSP and reviewed by the City Attorney. Substantial completion is scheduled for October 16, 2015. This will allow for completion of furniture, fixtures, equipment, decorating, and addition of product thereafter in preparation of an early November 2015 open date. The City Council has previously authorized award of bids for the project on December 23, 2014. Therefore, the City is already legally obligated to the project and the contract provides additional protections and clarifications on payments.

Member (**John DeCramer**) moved, Member (**David Sturrock**) seconded to approve the **ORIGINAL** motion 'to approve AIA Document A101 - 2007 City of Marshall Municipal Liquor Store Agreement with Salonek Concrete & Construction, Inc. of Springfield, Minnesota in the amount of \$1,821,477.00'. Upon a roll call vote being taken, the vote was: Aye: **5** Nay: **0**. The motion **Carried 5 - 0**

CONSIDER ADOPTION OF RESOLUTION ACCEPTING THE DONATION OF PERSONAL PROPERTY:

Dale R. and Deborah L. Bisbee have donated \$500 for the Marshall Volunteer Fire Department to use towards the purchase of equipment for the department. In the past, Council has asked that these items be placed under New Business to allow for recognition of the donation. Additionally, staff will prepare a thank you letter for signature by the Mayor to the donors.

Member (**Larry Doom**) moved, Member (**David Sturrock**) seconded to approve the **ORIGINAL** motion 'the adoption of RESOLUTION NUMBER 4126, SECOND SERIES, Accepting the Donation of Personal Property from Dale R. and Deborah L. Bisbee in the amount of \$500 for the Marshall Volunteer Fire Department to use towards the purchase of equipment'. Upon a roll call vote being taken, the vote was: Aye: **5** Nay: **0**. The motion **Carried 5 - 0**

PROJECT Y62 / S.A.P. 139-111-005: T.H. 23 / SOUTH SARATOGA STREET REDUCED CONFLICT INTERSECTION AND PEDESTRIAN OVERPASS PROJECT -- AMENDMENT PROPOSAL NO. 1 TO PROFESSIONAL SERVICES AGREEMENT FOR PRELIMINARY DESIGN ENGINEERING, FINAL DESIGN & BIDDING, AND CONSTRUCTION ENGINEERING SERVICES WITH SHORT ELLIOTT HENDRICKSON, INC:

Glenn Olson, Director of Public Works/City Engineer, indicated that at the October 22, 2013 meeting, the Council authorized entering into an Agreement for Professional Services for Preliminary Design Engineering, Final Design & Bidding, and Construction Engineering Services associated with the TH 23/South Saratoga Pedestrian Overpass and Safety Improvements Project to Short Elliott Hendrickson, Inc. of Mankato, Minnesota, in the amount of \$467,000, on an hourly, not to exceed basis. This project will provide a pedestrian/bike grade separation, prevent traffic from crossing T.H. 23, and provide J turn access from T.H. 23 to northbound and southbound Saratoga Street. During the design of the facility, it was decided to proceed with the reconstruction of South Saratoga Street from Southview Drive to T.H. 23. This reconstruction was not included in the original project description and requires an amendment to

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the agreement to accommodate that work. The cost would be billed on an hourly, not-to-exceed basis, similar to their existing agreement. The estimated cost of the construction for this section of roadway is \$675,000. Additional professional services costs for this estimated construction amount is \$95,000 or approximately 14%. This is well within the normal range for engineering services.

Member (**David Sturrock**) moved, Member (**Larry Doom**) seconded to approve the **ORIGINAL** motion 'that the Council award the Amendment Proposal No. 1 to the Professional Services Agreement for Preliminary Design Engineering, Final Design & Bidding, and Construction Engineering Services associated with the TH 23/South Saratoga Pedestrian Overpass and Safety Improvements Project to Short Elliott Hendrickson, Inc. of Mankato, Minnesota, in the amount of \$95,000, on an hourly, not to exceed basis'. Upon a roll call vote being taken, the vote was: Aye: **5** Nay: **0**. The motion **Carried 5 - 0**

CONSIDER ACKNOWLEDGMENT OF A LG220 APPLICATION FOR EXEMPT PERMIT FOR SOUTHWEST MINNESOTA STATE UNIVERSITY FOUNDATION:

Member (**John DeCramer**) moved, Member (**Larry Doom**) seconded to approve the **ORIGINAL** motion 'BE IT RESOLVED that the City Council hereby (1) grants local unit of government approval to the Southwest Minnesota State University Foundation to hold a raffle on April 10, 2015, at SMSU, 1501 State Street, Marshall, Minnesota, (2) acknowledges the receipt of LG220 Application of Exempt Permit, (3) waives the 30-day waiting period, and (4) authorizes and directs the appropriate city personnel to complete and sign the LG220 Application for Exempt Permit on behalf of the City of Marshall'. Upon a roll call vote being taken, the vote was: Aye: **4** Nay: **0** Abstain: **1**. The motion **Passed 4 - 0 - 1**, with Sturrock abstaining

CONSIDER ACKNOWLEDGMENT OF A LG220 APPLICATION FOR EXEMPT PERMIT FOR SOUTHWEST MINNESOTA STATE UNIVERSITY FOUNDATION:

Member (**Larry Doom**) moved, Member (**John DeCramer**) seconded to approve the **ORIGINAL** motion 'BE IT RESOLVED that the City Council hereby (1) grants local unit of government approval to the Southwest Minnesota State University Foundation to hold a raffle on May 1, 2015, at SMSU, 1501 State Street, Marshall, Minnesota, (2) acknowledges the receipt of LG220 Application of Exempt Permit, (3) waives the 30-day waiting period, and (4) authorizes and directs the appropriate city personnel to complete and sign the LG220 Application for Exempt Permit on behalf of the City of Marshall'. Upon a roll call vote being taken, the vote was: Aye: **4** Nay: **0** Abstain: **1**. The motion **Passed 4 - 0 - 1**, with Sturrock abstaining

CONSIDER RESOLUTION FOR MUNICIPAL STATE AID STREET FUNDS ADVANCE:

Glenn Olson, Director of Public Safety, indicated that the City of Marshall is planning to implement Municipal State Aid Street Project(s) in 2015 that will require State Aid funds in excess of those available in its State Aid Construction Account. This safety improvement project will provide a pedestrian/bicycle grade separation over T.H. 23, prevent vehicle traffic from a direct crossing of T.H. 23, and provide J turn access on T.H. 23 for northbound and southbound Saratoga Street traffic. The intent of the project is to reduce the conflicts that presently exist between through traffic on T.H. 23 and cross traffic on Saratoga Street and to improve safety at the intersection. This intersection is a significant safety concern for the State, the Minnesota

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Department of Transportation (Mn/DOT) District, and the local community. The pedestrian overpass and trail portion of the project will construct a pedestrian and bicycle overpass of T.H. 23. A trail leading up to the overpass will also need to be constructed from Southview Drive to Genesis Avenue. Lastly, Saratoga from the MnDOT right-of-way to Southview Drive will be reconstructed. The estimated cost of the improvement is \$6,075,181. The City has completed various construction projects utilizing Municipal State Aid funding. Applications have been submitted for reimbursement for those project costs to State Aid. There is a positive balance of approximately \$4,295.42, including the 2015 construction allotment. The City is reviewing various options for repayment of project expenses related to the T.H. 23 / South Saratoga Street Reduced Conflict Intersection and Pedestrian Overpass Project. The City's portion of this project includes State Corridor Investment Management Strategy (CIMS) funding, MSAS funding, and City funding. The estimated MSAS eligible project costs for the overpass project is \$1,360,145, plus CIMS funding of \$3,500,000, plus estimated project delivery costs of \$1,215,036, for a total estimated cost of \$6,075,181. In addition, the T.H. Pedestrian Underpass located between SMSU and the Marshall High School area needs up to \$250,000.00 of additional funding for the expenses associated with the final costs of the construction of that facility. Staff recommends application for additional MSAS funding for these additional expenses. The current MSAS account balance as of January 22, 2015 is \$(694,074.58). The anticipated 2015 Construction Allotment is \$698,370, bringing our 2015 balance to \$4,295.42. The maximum MSAS advance, set by Minnesota Commissioner of Transportation is five (5) times the City annual apportionment. The 2015 City of Marshall annual apportionment is \$698,370.00, resulting in an available MSAS advance of \$3,491,850.00. This resolution is required in order to allow MSAS advance funding.

Member (**David Sturrock**) moved, Member (**John DeCramer**) seconded to approve the **ORIGINAL** motion 'that the Council adopt RESOLUTION NUMBER 4127, SECOND SERIES, which is the "Resolution for Municipal State Aid Street Funds Advance" requesting an advance of Municipal State Aid System (MSAS) funding in the amount of up to \$1,570,704.58'. Upon a roll call vote being taken, the vote was: Aye: **5** Nay: **0**. The motion **Carried 5 - 0**

COMMISSION/BOARD LIAISON REPORTS:

Byrnes No report.

Doom Convention and Visitors Bureau finalized their Mission Statement; EDA items were acted on earlier in the meeting; Legislative and Ordinance Committee reviewed the Animal Ordinance proposed amendment.

DeCramer Utilities Commission completed their 2015 budget; MERIT Center Board made changes to their meeting schedule.

Sturrock Police Advisory Board met on January 14th; Ways and Means Committee reviewed copiers for City Hall and the Police Department.

Conyers No report.

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COUNCILMEMBER INDIVIDUAL ITEMS:

Staff has scheduled a meeting with MN/DOT District 8 on January 30th. Sturrock indicated that a business owner has requested that MN/DOT hold a town hall meeting to provide information on the East Main Street project. Council Member DeCramer thanked city staff for the Employee Appreciation Event. The new council members need to be provided information on purchase limits.

CITY ADMINISTRATOR:

Ben Martig, City Administrator, thanked everyone who attended the Employee Appreciation Event. Jason Buysse was awarded Employee of the Year. The Council Commission/Boards are in the process of holding their first meeting of the year. The 2015 budget book will be printed and distributed next week. There is a Council Work Session on February 23, 2015 to review the Building Inspection Report. EDA has authorized a housing study. Maxfield Research completed the last housing study. Staff has met with the County Engineer to discuss the Camden Regional Trail Project.

DIRECTOR OF PUBLIC WORKS:

Glenn Olson, Director of Public Works/City Engineer, indicated that the trail project plans have been completed and are being submitted for approval. Staff is working with the Corp of Engineers on this project. The City's Special Assessment Policy is being reviewed.

CITY ATTORNEY:

Dennis Simpson, City Attorney, continues to review contracts for the City.

PENDING ITEMS:

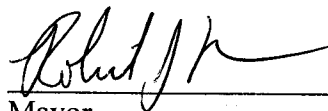
There were no questions on the pending items.

INFORMATION ONLY:

There were no questions on the information items.

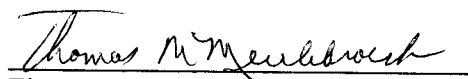
UPCOMING MEETINGS:

There were no questions on the upcoming meeting list.
Member (**Larry Doom**) moved, Member (**John DeCramer**) seconded to approve the **ORIGINAL** motion 'that the meeting be adjourned'. Upon a roll call vote being taken, the vote was: Aye: 5 Nay: 0. The motion **Carried 5 - 0**



Mayor

ATTEST:



Finance Director/City Clerk