



CITY OF MARSHALL AGENDA ITEM REPORT

Presenter:	Jason Anderson
Meeting Date:	Tuesday, May 9, 2023
Category:	NEW BUSINESS
Type:	ACTION
Subject:	Project ST-009: W Lyon St. / N 3rd St. Reconstruction Project – Consider MnDOT Contract No. 90606A01 (Amendment No. 1 to 2007 MnDOT Cooperative Construction Agreement No. 90606-R) for Signal located at TH59 (W Main Street) & N 3rd Street
Background Information:	<p>Attached is MnDOT Contract No. 90606A01 for Signal located at TH59 (W Main Street) & N 3rd Street. This is Amendment No. 1 to 2007 MnDOT Cooperative Construction Agreement No. 90606-R for S.P. 4210-38 (T.H. 68=68) / Fed. Proj. STPX 4207(027) / City Project Y03: 2007 Main Street Project.</p> <p>In this Amendment, deleted contract terms are struck out and the added contract terms are <u>underlined</u>.</p> <p>The agreement revises the original Agreement No. 90606-R as follows:</p> <ul style="list-style-type: none"> - Amends Article VI, Section E-Signal Maintenance (page 16 of original agreement) removing Signal System “A” from signal maintenance - Adds Article VI, Section M-Signal System “A” (page 2 of Amendment No. 1) <p>Also attached for reference are the following:</p> <ul style="list-style-type: none"> - Resolution Number 2929, Second Series dated 02/12/2007, which is the resolution authorizing execution of original 2007 agreement - 2007 MnDOT Cooperative Construction Agreement No. 90606-R <p>To summarize the amendment, MnDOT is turning the traffic signal at the intersection of N 3rd Street and US 59/W Main Street over to the City. Mn Dot is eliminating all of their responsibility for this traffic signal, with exception to their right to adjust and hold final approval for traffic signal timing changes.</p> <p>As a reminder for Council, this arrangement was identified early in the ST-009: N 3rd/Lyon Street Reconstruction Project scoping process with MnDOT. With the traffic signal no longer being necessary for vehicle traffic control operations at the intersection, and instead operating solely as a pedestrian crossing signal for US 59/W Main Street, MnDOT will no longer hold any responsibility for the operations and maintenance of the traffic signal.</p> <p>A new resolution is not required per MnDOT and attached Resolution Number 2929, Second Series, authorizing the Mayor and the City Clerk to execute the original agreement and any amendments to the said original agreement.</p> <p>This agreement has been reviewed by the City Attorney.</p>
Fiscal Impact:	Please see “Section M. Signal System “A”, City Responsibilities” (page 2 of Amendment No. 1). The City will be responsible for all costs associated with the traffic signal, including operation, maintenance, and capital replacement costs.

Alternative/ Variations:	No alternative actions recommended.
Recommendations:	that the Council authorize execution of MnDOT Contract No. 90606A01 (Amendment No. 1 to 2007 MnDOT Cooperative Construction Agreement No. 90606-R).