

<b>Presenter:</b>	Jason Anderson
<b>Meeting Date:</b>	Tuesday, November 12, 2024
<b>Category:</b>	PUBLIC HEARING
<b>Type:</b>	ACTION
<b>Subject:</b>	Project ST-015 / SP 4204-40: 2025 MnDOT College Drive Improvement Project - 1) Improvement Hearing; 2) Consider Resolution Ordering Improvement & Ordering Preparation of Plans; 3) Consider Resolution Approving Plans and Specifications and Ordering Advertisement for Bids
<b>Background Information:</b>	<p>Property owners affected by the above-referenced project have been notified, according to law, that a hearing would be held on November 12, 2024, as ordered per Resolution 24-093 on 10/22/2024 . A public presentation will be made followed by any discussion.</p> <p>This Minnesota Department of Transportation (MnDOT)/City of Marshall project consists of: reconstruction and utility replacement on Trunk Highway 19 (TH19)/College Drive starting 700' west of Marlene Street and ending at the intersection of Bruce Street, and Bruce Street starting 150' south of TH19 and ending 350' north of TH19. The Minnesota Department of Transportation (MnDOT) initiated this reconstruction project and as part of the project the City will be replacing the underground utilities in the areas outlined above.</p> <p>With this being a MnDOT project, MnDOT is taking the lead role in the project, including preparation of plans, advertisement for bids, and awarding the construction contract. The bid opening is scheduled for 12/06/2024.</p> <p>Prior City action relating to the project is as follows:</p> <p>12/12/2023 Resolution 23-077 "Resolution for Municipal Consent and Layout Approval"</p> <p>10/22/2024 Resolution 24-092 "Resolution Ordering Preparation of Report on Improvement" Resolution 24-093 "Resolution Receiving Feasibility Report and Calling for Hearing on Improvement" Resolution 24-091 "Resolution Authorizing Execution of MnDOT Cooperative Construction Agreement No. 1056297"</p> <p>Included in the packet is a resolution to order the improvement and the preparation of plans, as well as a resolution to approve the plans and specifications, acknowledge MnDOT's advertisement for bids, and acknowledge that MnDOT will award the contract and provide the City with an updated "Schedule I". The updated Schedule I will provide the City with updated, as-bid costs that reflect the City's portion of the project costs. The amended Schedule I will replace the Schedule I cost estimate pages that were approved by the City Council on 10/22/2024 with execution of the Cooperative Agreement.</p> <p>To proceed with special assessments for this project, adoption of the resolution ordering improvement requires a "super-majority" vote, meaning the Council must adopt the resolution by a four-fifths vote of all members of the Council.</p>
<b>Fiscal Impact:</b>	Local costs on the 2025-2026 project are estimated at roughly \$8.2M. Costs will be shared by Marshall Municipal Utilities, Wastewater Department, Surface Water Management Utility, and Marshall Municipal State Aid funds. In addition, City staff has secured Local Road and Bridge Program grant funding in the amount of roughly \$1.3M, and MnDOT is sharing nearly \$2M in RAISE grant funds for this project. Costs to be assessed is estimated at \$197,300 for the sanitary sewer service lines on the project.

<b>Alternative/ Variations:</b>	No alternative actions recommended.
<b>Recommendations:</b>	<p>Recommendation No. 1: that the Council close the public hearing on improvement for the project.</p> <p>Recommendation No. 2: that the Council adopt RESOLUTION NUMBER 24-095, which is the “Resolution Ordering Improvement and Ordering Preparation of Plans” for the project.</p> <p>Recommendation No. 3: that the Council adopt the Resolution 24-098, which is the “Resolution Approving Plans and Specifications and Ordering Advertisement for Bids” for the project.</p>

**RESOLUTION 24-095**

**RESOLUTION ORDERING IMPROVEMENT  
AND ORDERING PREPARATION OF PLANS**

WHEREAS, a resolution of the City Council adopted the 22<sup>nd</sup> day of October, 2024, fixed a date for a Council hearing for proposed improvements under the following project:

**PROJECT ST-015 / SP 4204-40  
2025 MnDOT COLLEGE DRIVE IMPROVEMENT PROJECT**

AND WHEREAS, ten days' mailed notice and two weeks' published notice of the hearing was given, and the hearing was held thereon on the 12<sup>th</sup> day of November, 2024, at which all persons desiring to be heard were given an opportunity to be heard thereon.

NOW THEREFORE BE IT RESOLVED BY THE COUNCIL OF MARSHALL, MINNESOTA:

1. Such improvement is necessary, cost-effective, and feasible as detailed in the feasibility report.
2. Such improvement is hereby ordered as proposed in the Council resolution receiving the Feasibility Report adopted the 22<sup>nd</sup> day of October, 2024.
3. Jason R. Anderson, P.E. is hereby designated as the engineer representing the City of Marshall for this improvement. MnDOT has prepared plans and specifications for the making of such improvement, and the City's engineer has reviewed and approved the plans and specifications.

Passed and adopted by the Council this 12<sup>th</sup> day of November, 2024.

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Mayor

ATTEST:

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City Clerk

This Instrument Drafted by:  
Jason R. Anderson, P.E.  
Director of Public Works/City Engineer

**RESOLUTION NUMBER 24-098**

**RESOLUTION APPROVING PLANS AND SPECIFICATIONS  
AND ORDERING ADVERTISEMENT FOR BIDS**

WHEREAS, pursuant to a resolution passed by the council on November 12, 2024, the City acknowledges MnDOT has prepared plans and specifications under the following project in the following location and has presented such plans and specifications to the Council for approval.

**PROJECT ST-015 / SP 4204-40  
2025 MnDOT COLLEGE DRIVE IMPROVEMENT PROJECT**

NOW THEREFORE BE IT RESOLVED BY THE CITY COUNCIL OF MARSHALL,  
MINNESOTA:

1. Such plans and specifications, a copy of which is attached hereto and made a part hereof, are hereby approved.
2. MnDOT shall advertise the project in accordance with Minnesota Statute 429.041 Subdivision 1 and shall conform with the Uniform Municipal Contracting Law.
3. It is acknowledged that MnDOT will be responsible for awarding the construction contract to the lowest responsible bidder. It is further acknowledged that MnDOT will provide the City of Marshall with an amended "Schedule I" upon receipt of bids. The amended "Schedule I" will reflect expected City costs for the project, and these costs will be used in the determination of special assessments for sanitary sewer service lines.

Passed and adopted by the Council this 12<sup>th</sup> day of November, 2024.

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Mayor

ATTEST:

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City Clerk

This Instrument Drafted by: Director of Public Works/City Jason R. Anderson, P.E.