



CITY OF MARSHALL AGENDA ITEM REPORT

Meeting Date:	Tuesday, June 28, 2022
Category:	NEW BUSINESS
Type:	ACTION
Subject:	Renewal of Limited Use Permit #4203-0010 for Non-Motorized Trail along T.H. 23.
Background Information:	<p>Attached is Limited Use Permit #4203-0010 for Non-Motorized Trail provided by Mn/DOT for execution by the City.</p> <p>The Limited Use Permit (“LUP”) by and between MnDOT and the City for the trail known as the North Bike and Pedestrian Trail Improvements Project is scheduled for review and possible ten (10) year extension of the term. Per MnDOT, the attached existing LUP #4203-0002 (executed in 2009) does not have a natural expiration date; however, MnDOT is updating its Limited Use Permit form and the new form includes an expiration date.</p> <p>If the City desires to continue the use of the permitted area of MnDOT Right of Way, MnDOT may consider a ten (10) year renewal of the LUP upon the City’s request as outlined in the attached letter dated 06/21/2022 and adoption and provision of a certified resolution authorizing execution of said LUP.</p>
Fiscal Impact:	None.
Alternative/ Variations:	No alternative actions recommended.
Recommendation:	that the Council adopt Resolution Number 22-064, which is Resolution Allowing Authorization to Execute Limited Use Permit #4203-0010 to continue use of the permitted area of MnDOT right-of-way as defined in said permit for a 10-year renewal period to expire 10/15/2032.

RESOLUTION NUMBER 22-064

**RESOLUTION ALLOWING AUTHORIZATION
TO EXECUTE LIMITED USE PERMIT #4203-0010**

BE IT RESOLVED BY THE CITY COUNCIL OF MARSHALL, MINNESOTA, that the City of Marshall enter into Limited Use Permit No. 4203-0010 with the State of Minnesota, Department of Transportation for the following purposes:

- To provide for maintenance and use by the City of Marshall upon, along and adjacent to Trunk Highway No. 23 and the limits of which are defined in said Limited Use Permit.

BE IT FURTHER RESOLVED by the City of Marshall, Minnesota that the Mayor and the City Council are authorized to execute the Limited Use Permit No. 4203-0010.

Passed and adopted by the Council this 28th day of June, 2022.

Mayor

ATTEST:

City Clerk