

**BOARD OF WATER COMMISSIONERS  
RESOLUTION**

PRESENTED BY  
COMMISSIONER \_\_\_\_\_

**No. 22-563**  
DATE April 12, 2022

**WHEREAS**, the Metropolitan Council intends to award a contract for the construction of its Gold Line Bus Rapid Transit Project (the “Project”), a new transit line connecting the east metropolitan area along a ten-mile route with service between Saint Paul and Woodbury; and

**WHEREAS**, the Board of Water Commissioners of the City of Saint Paul (the “Board”) owns and operates certain water facilities presently located within the limits of the Project; and

**WHEREAS**, the Board has identified portions of its water facilities within the project area in need of upgrade and wishes the construction of such upgrades be performed as part of the Project; and

**WHEREAS**, on February 11, 2020, the Board approved a Master Funding Agreement with the Metropolitan Council to provide for reimbursement of water facility work within the Project; and

**WHEREAS**, said Master Funding Agreement specified that the parties intend to address the exact amount of said reimbursements by execution of future Subordinate Funding Agreements; and

**WHEREAS**, on February 11, 2020, the Board approved Subordinate Funding Agreement No. 1 with Metropolitan Council to provide for the Board to reimburse the Metropolitan Council for a portion of the costs of providing project management, private utility coordination, design plans, specifications, and construction cost estimates; and

**WHEREAS**, Metropolitan Council and Board staff have prepared Subordinate Funding Agreement No. 2 to provide reimbursement by the Board to the Metropolitan Council for costs incurred in the construction of requested upgrades to the Board’s water system generally located under Hudson Road, starting at the Plum Street/Bates Avenue intersection, and continuing eastward to a point approximately 185 feet east of Frank Street in an amount not to exceed \$958,609.16; and

**WHEREAS**, the assistant city attorney has reviewed and approved said Subordinate Funding Agreement No. 2 as to form; now, therefore, be it

**RESOLVED**, that Subordinate Funding Agreement No. 2 between the Board of Water Commissioners of the City of Saint Paul and the Metropolitan Council pertaining to reimbursement by the Board to the Metropolitan Council for costs incurred in the construction of requested upgrades to the Board’s water system in an amount not to exceed \$958,609.16 is hereby approved and that the proper officers are hereby authorized and directed to execute said agreement on behalf of the Board.

**Water Commissioners**

**Adopted by the Board of Water Commissioners**

**Yeas**

**Nays**

**April 12, 2022**

**In favor**

**Opposed**

\_\_\_\_\_  
Secretary

ORIGINAL