Legislation Details (With Text)

File #:	RES 19-595 **Version:** 1		
Type:	Resolution	**Status:**	Passed
		In control:	City Council
		Final action:	4/24/2019
Title:	Authorizing the City to enter into Agreement No.1033859 with the Minnesota Department of Transportation for federal participation in a force account for the Downtown Traffic Signal Enhancements Project.		
Sponsors:	Rebecca Noecker		
Indexes:			
Code sections:			
Attachments:	1. RES 19-595 Financial Analysis, 2. Force Account Agreement 1033859		

Date	Ver.	Action By	Action	Result
5/2/2019	1	Mayor's Office	Signed	
4/24/2019	1	City Council	Adopted	Pass

Authorizing the City to enter into Agreement No.1033859 with the Minnesota Department of Transportation for federal participation in a force account for the Downtown Traffic Signal Enhancements Project.

WHEREAS, the City is implementing a federal aid project to improve traffic operations in the Downtown Saint Paul area; and

WHEREAS, the Minnesota Department of Transportation (MnDOT) is the City's agent to accept and disburse federal funds for construction, improvement, or enhancement of transportation finance in whole or in part by federal funds as per the Delegate Contract Agency Agreement No. 1030098 entered into between the City of Saint Paul and MnDOT in February of 2018; and

WHEREAS, a public interest finding has determined that construction of portions of the traffic signal interconnect work and the acquisition and implementation of improvements to the City's central traffic signal system can be completed more economically as a Force Account; and

WHEREAS, the Force Account is eligible for the expenditure of federal aid funds, and is identified in MnDOT records as State Project 164-030-012, and in Federal Highway Administration records as Minnesota Project CMAQ 6219 (176); and

WHEREAS, the estimated cost of the Force Account is $256,000.00 and it is anticipated that 80% of the cost of the Force Account, up to a total of $204,800.00, is to be paid from federal funds and the remainder will be paid for by the City; and

WHEREAS, MNDOT is acting only as the agent for the acceptance and disbursement of federal funds, and not as a principal, or co-principal with respect for the project; and

WHEREAS, one of the terms of the agreement is an indemnification clause which requires the City to "indemnify, defend (to the extent permitted by the Minnesota Attorney General), and hold MnDOT harmless from any claims or costs arising out of or incidental to the Project, including reasonable attorney fees incurred by MnDOT"; and

WHEREAS, the Department of Public Work wishes to enter into this agreement; and

WHEREAS, the City Council finds that the promise of indemnification is appropriate; now, therefore, be it

RESOLVED, that the Mayor and the proper City Officials are hereby authorized and directed for and on behalf of the City to enter into MnDOT Agreement No. 1033859, a copy of which is before Council and is made a part hereof; and

FURTHER RESOLVED, that the Mayor and the proper City Officials are authorized to execute the Agreement and any amendments to the Agreement.

See Attachment.

powered by Legistar™