Transportation Committee Meeting date: May 10, 2010

Metropolitan Council Meeting of May 26, 2010

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| Date: | April 29, 2010 |
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| Subject: | Central Corridor Light Rail Transit: Cooperative |
| | Construction and Utility Relocation Agreement with |
| | District Energy and District Cooling |
| District(s), Member(s): | All |
| Policy/Legal Reference: | MN Statutes 473.3999 and 473.405 |
| Staff Prepared/Presented: | Brian J. Lamb, General Manager, 612-349-7510 |
| | Mark W. Fuhrmann, Deputy Gen. Manager, |
| | 651-602-1942 |
| | Rich Rovang, CCLRT Project Director 651-602-1941 |
| | Jim Alexander, Assistant Director Transit Systems |
| | Dev. 651-602-1937 |
| Division/Department: | Metro Transit / Central Corridor Project Office |

Proposed Action

That the Metropolitan Council authorize the Regional Administrator to negotiate and execute a Cooperative Construction and Utility Relocation Agreement with District Energy St. Paul and District Cooling St. Paul relative to Civil East Construction in Saint Paul in an amount of \$4,500,000.

Background

The Metropolitan Council and District Energy St. Paul and District Cooling St. Paul signed a Cooperative Construction and Utility Relocation Agreement August, 2009 for the utility work on 4th Street in downtown St. Paul.

The Metropolitan Council and District Energy St. Paul and District Cooling St. Paul will need a Cooperative Construction and Utility Relocation to permit District Energy St. Paul and District Cooling St. Paul to reimburse the Council for District Energy work as part of the Civil East Construction contract. This Agreement will include Cedar Street, 12th Street, Robert Street, and University Avenue between Robert and Rice Streets.

Rationale

The Metropolitan Council and District Energy St. Paul and District Cooling St. Paul wish to work cooperatively on the utility relocations to minimize impacts to District Energy St. Paul and District Cooling St. Paul facilities, to save costs, and to meet the CCLRT Project schedule.

This Cooperative Agreement reduces schedule risk for CCLRT Civil East Construction by allowing a single contractor to coordinate CCLRT work with District Energy and District Cooling work.

Agreements over \$250,000 require Metropolitan Council authorization.

Funding

District Energy St. Paul and District Cooling St. Paul will reimburse the Metropolitan Council for the construction costs related to their utility relocation work.

Known Support / Opposition

The District Energy Board of Directors supports this cooperative agreement. No known opposition.