

**E** Environment Committee  
Meeting date: December 13, 2011

For the Metropolitan Council Meeting of January 11, 2012

ADVISORY INFORMATION	
<b>Date:</b>	December 7, 2011
<b>Subject:</b>	Authorization to Negotiate and Execute an Amendment to the Construction Cooperation and Cost Sharing Agreement with the City of East Bethel, MCES Project Nos. 801620 and 801621, Contract No. 10I027
<b>District(s), Member(s):</b>	District 9, Edward Reynoso
<b>Policy/Legal Reference:</b>	MN Statutes 473.504 and 471.59 and Cost Sharing Policy
<b>Staff Prepared/Presented:</b>	Jim Roth 651-602-1123, Bryce Pickart 651-602-1091
<b>Division/Department:</b>	MCES c/o William G. Moore 651-602-1162

**Proposed Action**

That the Metropolitan Council authorize its Regional Administrator to negotiate and execute an amendment to the Construction and Cost Sharing Agreement with the City of East Bethel, MCES Project Nos. 801620 and 801621, Contract No. 10I027.

**Background**

In 2010, the Metropolitan Council entered into a construction cooperation and cost sharing agreement with the City of East Bethel to design, construct, and acquire easements for a gravity wastewater interceptor and treated water conveyance facilities in a joint project as part of the city's Phase I, Project Utility Improvement Project. The estimated cost for the Council was \$8.1 million based on preliminary engineering estimates prepared prior to completion of design and the receipt of bids.

Based on the low bid for construction and including a 5% change order allowance, it was determined that the Council's share for design, construction and land acquisition is estimated to be \$8.7 million. The increase resulted from the actual bids for construction being approximately ten percent above the preliminary engineering estimate.

**Rationale**

Construction cooperation agreements exceeding \$250,000 require Metropolitan Council Authorization. The original agreement amount was \$8.1 million. The proposed amendment will increase the amount to \$8.7 million.

**Funding**

Funding is provided in the MCES Capital Program, Project 801600.

Budget Information					
Annual or Capital	Project Nos.	Estimated Project Cost	Current Authorization	Unencumbered Funds	Requested Amount
Capital	801620 801621	\$28,000,000	\$28,000,000	\$16,400,000	\$600,000

**Known Support / Opposition**

The City of East Bethel supports this amendment.