



Resolution 2023-90

RESOLUTION APPROVING THE CONSTRUCTION COOPERATIVE AGREEMENT FOR A SEGMENT OF THE EAST BANK TRAIL BETWEEN HENNEPIN COUNTY AND THE MINNEAPOLIS PARK AND RECREATION BOARD ON MAIN STREET BETWEEN 1ST AVENUE NE AND HENNEPIN AVENUE NE, A PART OF THE CENTRAL MISSISSIPPI RIVERFRONT REGIONAL PARK AND FURTHER AMENDING THE 2023 CAPITAL IMPROVEMENT PROGRAM TO ALLOCATE \$199,958 FROM THE NICOLLET ISLAND-EAST BANK NEIGHBORHOOD PORTION OF THE DIBBLE-HORNSTEIN PARKLAND DEDICATION FUND TO COMPLETE THE PROPOSED PROJECT

Whereas, The Minneapolis Park and Recreation Board (MPRB) was created by the Minnesota Legislature in April 1883 and has authority to manage and operate park facilities;

Whereas, MPRB and the Metropolitan Council approved the master plan for the Central Mississippi Riverfront Regional Park which envisions a trail along the East Bank;

Whereas, Hennepin County is leading a project to design a new multi-use trail on the south side of County State Aid Highway (CSAH) 23 (Main Street Southeast) from 200 feet north of 1st Avenue Northeast to 200 feet south of Hennepin Avenue Northeast ("Trail Project"), under County Project (CP) 2182100;

Whereas, As part of CP 2182100, the County, in coordination with the City of Minneapolis, is leading a separate project to improve bikeway facilities along CSAH 52 (Hennepin Avenue) and CSAH 952 (1st Avenue) from CSAH 23 (Main Street Southeast) to 8th Street Southeast ("Bikeway Project"), within the corporate limits of the City of Minneapolis;

Whereas, MPRB and Hennepin County agreed to a Cooperative Agreement for Cost Participation in Design Engineering, which stated that when the design of the Trail Project is at or above 90% completion, the Parties will enter into a separate construction cooperative agreement to memorialize each party's financial and maintenance responsibilities and associated costs to construct the Trail Project;

Whereas, MPRB has approved a 4(f) determination of Temporary Occupancy for necessary work on parkland to complete the Trail Project;

Whereas, Hennepin County will be the lead agency in Project design, construction, and administration, and shall be responsible for acquiring all necessary right of way and/or other required permits needed for the Project;

Whereas, The design of the Trail Project is almost complete and the Parties have agreed to enter into this Hennepin County Agreement No. PW 41-23-22 (the "Agreement") to memorialize the



partnership and to outline each party's financial and maintenance responsibilities, and associated costs for the Project.

Whereas, MPRB previously allocated \$550,000 in the 2020 Capital Improvement Program from the Dibble-Parkland Dedication Fund to develop the Trail Project, also referred to as "The Seam," with support from the Nicollet Island-East Bank Neighborhood Association

Whereas, The estimated cost for the fully constructed trail improvements is \$749,958, which requires a CIP amendment to add \$199,958 from the Nicollet Island-East Bank Neighborhood portion of the Dibble-Hornstein Parkland Dedication Fund;

Whereas, Hennepin County and MPRB have been negotiating to enter into a separate temporary easement agreement under which the Park Board will grant a temporary easement/access to facilitate complete construction of the Trail Project and the Bikeway Project; and

Whereas, This resolution is supported by Parks for All, the MPRB Comprehensive Plan 2021-2036, under Goal 4: "Work from our strengths and determine our role in partnerships."

RESOLVED, That the Board of Commissioners approves the Construction Cooperative Agreement between Hennepin County and the Minneapolis Park and Recreation Board for a segment of the East Bank Trail on Main Street Between 1st Avenue NE and Hennepin Avenue NE, a part of the Central Mississippi Riverfront Regional Park;

RESOLVED, That the Board of Commissioners amends the 2023 Capital Improvement Program to allocate \$199,958 from the Nicollet Island-East Bank Neighborhood portion of the Dibble-Hornstein Parkland Dedication Fund to complete the proposed project; and

RESOLVED, That the President of the Board and Secretary to the Board are authorized to take all administrative actions to implement this resolution.



TO: Administration & Finance Committee

FROM: Michael Schroeder, Assistant Superintendent, Planning

DATE: 10 May 2023

SUBJECT: RESOLUTION APPROVING THE CONSTRUCTION COOPERATIVE AGREEMENT FOR A SEGMENT OF THE EAST BANK TRAIL BETWEEN HENNEPIN COUNTY AND THE MINNEAPOLIS PARK AND RECREATION BOARD ON MAIN STREET BETWEEN 1ST AVENUE NE AND HENNEPIN AVENUE NE, A PART OF THE CENTRAL MISSISSIPPI RIVERFRONT REGIONAL PARK AND FURTHER AMENDING THE 2023 CAPITAL IMPROVEMENT PROGRAM TO ALLOCATE \$199,958 FROM THE NICOLLET ISLAND-EAST BANK NEIGHBORHOOD PORTION OF THE DIBBLE-HORNSTEIN PARKLAND DEDICATION FUND TO COMPLETE THE PROPOSED PROJECT

BACKGROUND

This action authorizes a Construction Cooperative Agreement between Hennepin County and the Minneapolis Park and Recreation Board (MPRB) for a segment of the East Bank Trail on Main Street Between 1st Avenue NE and Hennepin Avenue NE, a Part of Central Mississippi Riverfront Regional Park (*Attachment A*). Design of this trail segment allows for the next step in the completion of a portion of the East Bank Trail.

This Project was originally initiated by Hennepin County as part of a larger bikeway project focused on improvements of Hennepin Avenue NE and 1st Avenue NE. In discussions with the County, project partners discovered and acted around a shared interest to expand the scope of the project to include an off-street trail on the west side of Main Street between Hennepin Avenue NE and 1st Avenue NE. This agreement is also the next step that will result in a fully constructed trail that will be operated by MPRB. In March 2023, the Board of Commissioners concurred with the 4(f) determination of Temporary Occupancy for this project.

MPRB's initial Capital Improvement Program (CIP) allocation to the project was \$550,000. That amount was authorized in the 2020 Capital Improvement Program and is directed toward the East Bank Trail. The remainder of the project costs are \$199,958 for a total estimated project cost of \$749,958, as noted in the Division of Cost Share (*Attachment B*). The CIP amendment will cover the full cost of the Seam construction based on 2024 cost estimates. The trail is slated to be constructed in 2024, at which point MPRB will operate the trail.

MPRB legal counsel and Hennepin County have reviewed the Agreement relative to form and legality.



This resolution is intended to move forward through Board adoption in tandem with the associated Temporary Easement for the Trail project.

PREVIOUS BOARD ACTIONS

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| March 1, 2023 | Resolution 2023-33: RESOLUTION APPROVING TEMPORARY OCCUPANCY UNDER SECTION 4(F) OF THE TRANSPORTATION ACT OF 1966 FOR HENNEPIN COUNTY'S HENNEPIN/1ST AVENUE ROADWAY IMPROVEMENTS WITHIN CENTRAL MISSISSIPPI RIVERFRONT REGIONAL PARK |
| November 17, 2021 | Resolution 2021-350: Resolution Authorizing a Cooperative Agreement Between Hennepin County and the Minneapolis Park and Recreation Board for Cost Participation in Design Engineering of a Segment of the East Bank Trail on Main Street Between 1st Avenue NE and Hennepin Avenue NE, a Part of the Central Mississippi Riverfront Regional Park |
| September 28, 2022 | Study Item 62-2022: DESIGN AND COORDINATION UPDATE ON HENNEPIN COUNTY'S HENNEPIN AND FIRST ROADWAY IMPROVEMENT PROJECT INCLUDING A SEGMENT OF THE EAST BANK TRAIL ON MAIN STREET BETWEEN 1ST AVENUE NE AND HENNEPIN AVENUE NE, A PART OF THE CENTRAL MISSISSIPPI RIVERFRONT REGIONAL PARK |

RECOMMENDATION

Staff recommends that the Board of Commissioners approve the Construction Cooperative Agreement between Hennepin County and the Minneapolis Park and Recreation Board for a segment of the East Bank Trail on Main Street Between 1st Avenue NE and Hennepin Avenue NE, a part of the Central Mississippi Riverfront Regional Park. Staff further recommends that the Board of Commissioners amend the 2023 Capital Improvement Program to allocate \$199,958 from the Nicollet Island-East Bank Neighborhood portion of the Dibble-Hornstein Parkland Dedication Fund to complete the proposed project.

This action is supported by the Central Mississippi Riverfront Regional Park Master Plan.

This action is supported by the following goals and strategies in Parks for All, the MPRB Comprehensive Plan 2021-2036.



Goal:

04. Work from our strengths and determine our role in partnerships

Strategy:

08. Create system-wide connections to and through parks for pedestrians, cyclists, and transit riders based on master plans and in collaboration with agency partners.

Attachments:

1. Attachment A – Construction Cooperative Agreement for the Seam
2. Attachment B - Division of Cost Summary

Jbr 5.24.2023