



## Legislation Text

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**File #:** 19-0783R, **Version:** 1

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RESOLUTION RESCINDING RESOLUTION 19-0015R AND WORK ORDER 1, AND AUTHORIZING WORK ORDERS 2 AND 4 WITH MNDOT TO COOPERATIVELY PROVIDE DESIGN SERVICES TO THE DULUTH METRO AREA EVP SIGNAL SYSTEM PROJECT.

### CITY PROPOSAL:

RESOLVED, that the city hereby rescinds Work Order 1, approved by the city council on January 14, 2019 by Resolution 19-0015, and hereby authorizes the proper city officials to execute Work Order 2 (a payment to MnDOT in the amount of \$29,763) and Work Order 4 (a credit from MnDOT in the amount of \$7,826.17), substantially in the form of the attached Exhibit A and Exhibit B, with the Minnesota Department of Transportation. Work Orders 2 and 4 allow for design services for the Duluth Metro Area Emergency Vehicle Preemption (EVP) signal system project. This work is payable from and receivable to Street Lighting Fund 550, Department 500 (Public Works & Utilities), Object 5533 (Capital Improvements), city project no. 1732.

STATEMENT OF PURPOSE: In accordance with the state of Minnesota and the city of Duluth master partnership agreement, MnDOT contract no. 1028697, city agreement no. 23224, each individual project is covered by a "work order" which defines the work and which party performs the work, and establishes the amount to be paid for the work by each party.

The state and the city intended to enter into Work Order 1, to provide that the city would reimburse the state for the city's share of the design engineering costs for the city legs of the signalized intersections in the project. This work order combined both a payment from the city to the state, and a credit from the state to the city, to arrive at a final work order amount of \$21,936.83.

MnDOT's central office determined that a payment and a credit could not be combined into a single work order. As a result, Work Order 1 must be rescinded, and Work Order 2 (a payment to MnDOT in the amount of \$29,763) and Work Order 4 (a credit from MnDOT in the amount of \$7,826.17) are necessary. The final cost to the city remains the same at \$21,936.83. This work is payable from and receivable to Street Lighting Fund 550, Department 500 (Public Works & Utilities), Object 5533 (Capital Improvements), city project no. 1732.