

# REPORT / RECOMMENDATION



**To:** MAYOR AND COUNCIL

**Agenda Item #:** IV. D

**From:** Mark K. Nolan, AICP, Transportation Planner

**Action**

**Discussion**

**Information**

**Date:** January 21, 2014

**Subject:** Resolution No. 2014-14 Cooperative Local Bike and Pedestrian Connection Agreement with Three Rivers Park District

## **Action Requested:**

Adopt Resolution No. 2014-14 authorizing the Mayor and City Manager to sign attached agreement with Three Rivers Park District for the Nine Mile Creek Regional Trail Cooperative Local Bike and Pedestrian Connection Agreement.

## **Information / Background:**

This agreement is for the 'On-Ramps' to the Regional Trail System Three Rivers Park District Transportation Alternatives Program (TAP) Funding for 2017. This agreement is needed for the Three Rivers Park District to coordinate and fund the TAP grant, and to design and construct the South Cornelia connection to the Nine Mile Creek Regional Trail if the TAP funds are received. The City is required to fund the required 20 percent local match in 2017.

Edina Transportation Commission (ETC): Because the Three Rivers Park District solicitation went out after the ETC's December 19 meeting and responses were due on January 3, time did not allow for the ETC to review the proposals.

## **ATTACHMENTS:**

- Resolution No. 2014-14
- Cooperative Local Bike and Pedestrian Connection Agreement
- Proposal for South Cornelia (Oaklawn Ave.) connection to future Nine Mile Creek Regional Trail



**RESOLUTION NO. 2014-14  
APPROVING CITY OF EDINA  
AND  
THREE RIVERS PARK DISTRICT  
NINE-MILE REGIONAL TRAIL COOPERATIVE LOCAL BIKE  
AND PEDESTRIAN CONNECTION AGREEMENT**

**WHEREAS**, the City of Edina and Three Rivers Park District approved a corridor route for the regional trail in 2010 and 2011, respectively; and

**WHEREAS**, federal Transportation Alternatives Program funds may be available to assist local communities with bike and pedestrian projects which provide direct, safe and multi-use access to the regional trail systems; and

**WHEREAS**, the City submitted a proposal to construct a new trail connection to the future Nine Mile Creek Regional Trail from Oaklawn Avenue to Parklawn Avenue;

**NOW THEREFORE, BE IT RESOLVED**, Mayor James B. Hovland and City Manager Scott H. Neal, are hereby authorized and directed for and on behalf of the City to execute and enter into a cooperative agreement with the Three Rivers Park District for local bike and pedestrian connections to the Nine Mile Creek Regional Trail, a copy of which said agreement was before the City Council and which is made a part hereof by reference.

Dated: January 21, 2014

Attest: \_\_\_\_\_  
Debra A. Mangen, City Clerk

\_\_\_\_\_  
James B. Hovland, Mayor

STATE OF MINNESOTA    )  
COUNTY OF HENNEPIN   )SS  
CITY OF EDINA            )

CERTIFICATE OF CITY CLERK

I, the undersigned duly appointed and acting City Clerk for the City of Edina do hereby certify that the attached and foregoing Resolution was duly adopted by the Edina City Council at its Regular Meeting of January 21, 2014, and as recorded in the Minutes of said Regular Meeting.

WITNESS my hand and seal of said City this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_.

\_\_\_\_\_  
City Clerk

## **COOPERATIVE LOCAL BIKE AND PEDESTRIAN CONNECTION AGREEMENT**

This cooperative agreement is between Three Rivers Park District, a Minnesota political subdivision ("Park District") and the City of Edina, a Minnesota municipal corporation ("City").

**WHEREAS**, federal Transportation Alternatives Program (TAP) funds may be available to assist local communities with bike and pedestrian projects which provide direct, safe, and multi-use access to the regional trail system, and

**WHEREAS**, Park District is coordinating a multi-jurisdictional application to utilize 2017 TAP funds, and

**WHEREAS**, Park District solicited and is bundling the most competitive proposals from interested cities/agencies into a single grant application, and

**WHEREAS**, City submitted a proposal to construct a new trail connection to the future Nine Mile Creek Regional Trail from Oaklawn Avenue to Parklawn Avenue, and

**WHEREAS**, Park District intends to include the City's proposal within the TAP grant application, and

**WHEREAS**, it is expected that the federal TAP grant would fund 80 percent but not more than one million dollars for construction and land acquisition costs of the bundled proposals, and

**WHEREAS**, Park District and City agree to cooperate to apply for these TAP funds and, if successful in their efforts, agree to cooperate on the funding, design, construction, and associated work items of the City's proposed project, and

**IT IS HEREBY AGREED**, by City and Park District as follows:

1. Park District will:
  - a. bundle the most competitive, feasible, and geographically dispersed proposals totaling up to \$1.25 million from interested cities/agencies into a single coordinated grant application, and
  - b. coordinate and fund the application for the TAP grant, and
  - c. design and construct the City proposed project and coordinate and fund reasonable non-grant eligible expenses including design and construction administration, if the TAP funds are received.
2. City will:
  - a. execute and forward this Agreement to the Park District by January 28, 2014, and
  - b. provide all necessary property rights to complete the project where the City has rights to do so, and

- c. approve necessary measures by the Park District to secure any additional property rights needed to complete the City proposed project, and
  - d. fund the required 20 percent local match in 2017, if the TAP funds are received.
3. Each party will:
- a. make staff and other resources available to meet project requirements and deadlines,
  - b. operate, maintain, and assume all liabilities of the portion of the project located on lands controlled by each respective party, and
  - c. enter into subsequent reasonable agreements as may be required to complete the project, and
  - d. terminate this Agreement if the TAP grant application is unsuccessful.
4. The Park District reserves the right to terminate this Agreement if factors outside the control of the Park District result in the reasonable feasibility of one or more of the bundled projects resulting in the loss of TAP funds.

**IN WITNESS WHEREOF**, City of \_\_\_\_\_ and Park District have entered into this cooperative agreement as of the date and year signed below.

**City of \_\_\_\_\_** a Minnesota municipal corporation

Date: \_\_\_\_\_

By: \_\_\_\_\_

Its Mayor

Date: \_\_\_\_\_

By: \_\_\_\_\_

Its City Administrator

**Three Rivers Park District**, a public corporation and political subdivision of the state of Minnesota

Date: \_\_\_\_\_

By: \_\_\_\_\_

Its Chair – Board of Commissioners

Date: \_\_\_\_\_

By: \_\_\_\_\_

Its Superintendent

And Secretary to the Board

## 'On Ramps' to the Regional Trail System Proposal Form



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### Proposal Forms are due by 5:00 PM on January 3, 2014.

Proposals may be emailed, mailed, faxed, or hand delivered to:

Kelly Grissman, Director of Planning  
Three Rivers Park District  
3000 Xenium Lane North  
Plymouth, MN 55441-1299  
763-559-3287 (fax)  
kgrissman@threeriversparkdistrict.org

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### Proposal Considerations

Project must meet TAP Criteria for Bicycle and Pedestrian Facilities.

<http://www.metrocouncil.org/Transportation/Planning/Regional-Solicitation.aspx>

Project must provide or improve a direct, safe, and multi-use access to Three Rivers' regional trail system.

Project must be part of approved local, regional, or state plan/policy/similar.

Project cannot be mitigation for another project.

Projects that 'score' well under the TAP Bicycle and Pedestrian Category and coincide with the TAP prioritization criteria, provide geographic balance, are cost effective, easy to implement, address a key safety concern, serve the greatest number of people, and demonstrate a greater level of 'maturity' may be prioritized.

There is no minimum/maximum project cost; however, the intent is to bundle several projects together for a total construction cost between \$100,000 and \$1,250,000.

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### Proposal Information

Please complete the following questions based off of the TAP application. Applicants are encouraged to keep answers concise. Bullets, paraphrasing, lists, etc. are acceptable as long as the response provides the requested information and is clearly understood. This form is intended to take two hours or less to complete.

#### 1. Project Description

Proposal Name: South Cornelia Connection  
Location: Oaklawn Ave and Parklawn Ave, Edina, Hennepin County  
Regional Trail connecting to: Nine Mile Creek Regional Trail

Briefly describe the project and intended user of the proposed facility. How does the project fill gaps, overcome barriers, connect system segments, or similar? What destinations does the proposal ultimately connect to? Are there safety implications of the project?

This proposal is for a new 250' long, 10' wide multi-use trail ("park pathway") connecting the Regional Trail to the South Cornelia neighborhood in southeast Edina. This project would serve as the only direct access to the regional trail from this neighborhood, whose border is located only 100' north

of the trail. Additionally, this connection would give access to Cornelia School to the north to project-area residents and trail users.

List or summarize the need/benefit/estimated use of the project.

- Recommended as a trail connection in Edina's Active (Safe) Routes to School Plan
- Provides a non-motorized connection for Parklawn neighborhood, higher-density residents to Cornelia School, located less than one-half mile to the north of the regional trail.

## 2. Challenges/Opportunities

List or briefly describe items that demonstrate the feasibility/complexity of the project and/or may result in a more/less complex project (right-of-way secured/not secured, steep grade/level, wetlands, cultural resources, ability to meet MN State Aid Standards, political/public support, etc.).

- Recommended as a trail connection in Edina's Active (Safe) Routes to School Plan
- 30' City-owned drainage easement currently exists at this location

## 3. Right-of-Way/Third Party Coordination

Is additional right-of-way or coordination with a railroad, MnDOT, county, watershed district, or similar required to complete the project?

Yes

No

If yes, describe extent and status.

[Click here to enter text.](#)

## 4. Estimated Project Cost

\$0	Right-of-way
\$53,000	Construction
\$0	Other (Describe: <a href="#">Click here to enter text.</a> )
\$53,000	Total

Describe accuracy of cost estimate (appraisal, ballpark, engineer's estimate, similar project, etc.).

- Engineer's estimate based on unit costs from similar projects. Includes mobilization, 20% contingency and 15% for engineering/clerical.

## 5. Consistency and Status

What approved plan(s), policy(ies) or similar include this project?

- Active (Safe) Routes to School Plan
- Living Streets Policy

What is the status of the project (e.g. shown on a plan, conceptual layout complete, preliminary engineering underway, etc.).

- For this segment, no work has been completed. The project is a primary recommendation in Edina's Active Routes to School Plan.

## 6. Competitiveness

Briefly describe the urgency/significance of the project.

Click here to enter text.

List specific multimodal transportation benefits of this project (*no need to describe 'typical' benefits of connectivity with the regional trail system and the destinations along regional trails*). For example, does this project directly connect to a mixed-use pedestrian-oriented district, transit route, park and ride, etc?

Click here to enter text.

Any other noteworthy information to share?

- The City of Edina recently implemented the Pedestrian and Cyclist Safety (PACS) Fund, which is funded by utility franchise fees. The PACS Fund budget is currently approximately \$1.1 million and is used exclusively for improvements to the City's non-monetized transportation system. This is an opportunity to leverage these funds.

#### 7. Cooperative Agreement

Is the applicant able to provide the required Cooperative Agreement by 5 p.m. January 28, 2014?

Yes

No

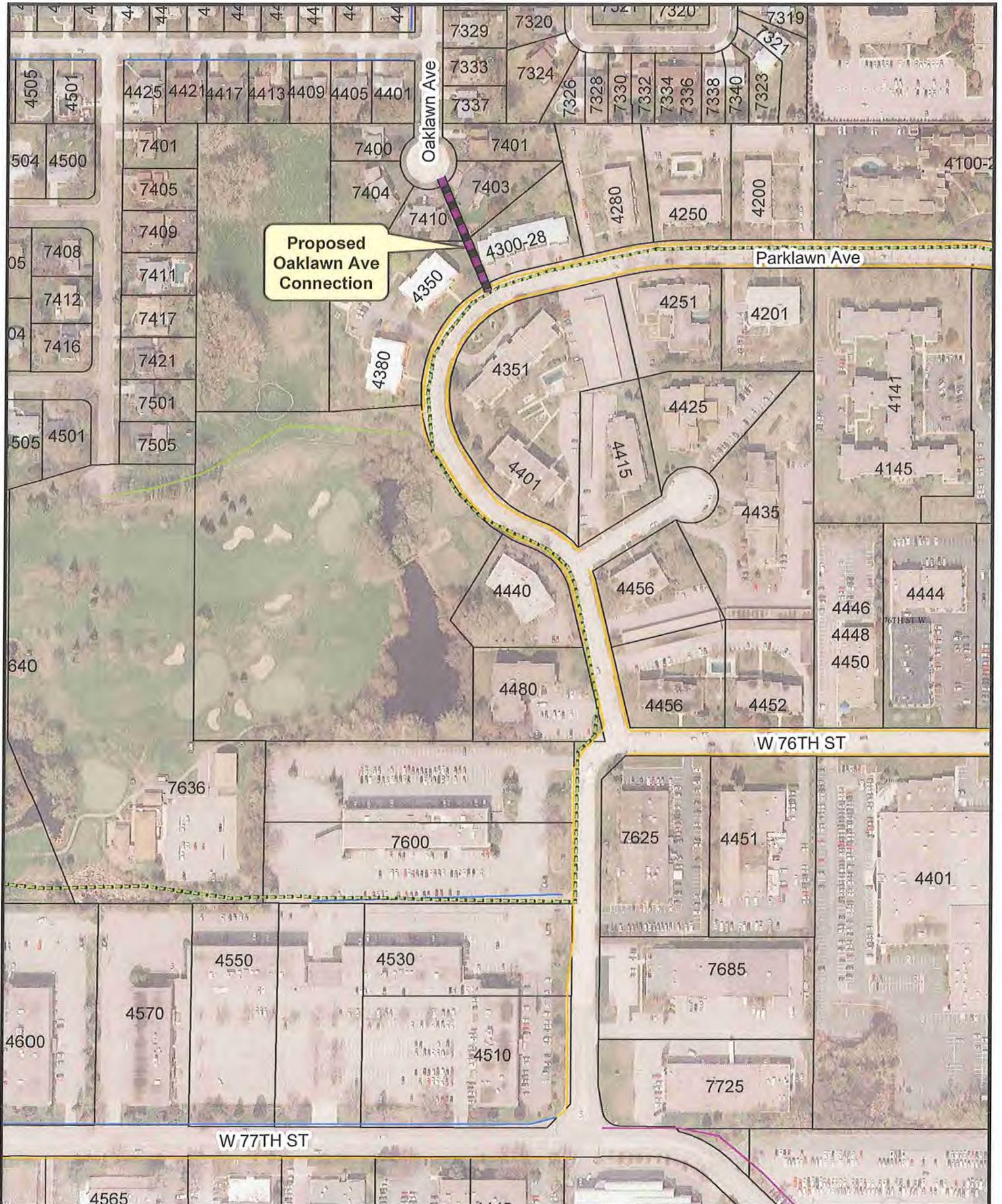
If no, please describe why and propose an alternative solution.

Click here to enter text.

#### 8. Map and Photos

Please attach a project map. Include/label scale bar, north arrow, regional trail, adjacent roads, property lines, and proposed connection. Map may be hand drawn as long as it clearly illustrates the proposed project.

Applicants may also attach photos.



**Oaklawn Avenue - Oaklawn Avenue to Parklawn Avenue**

- |   |                              |   |   |
|---|------------------------------|---|---|
|  | Existing Bituminous Sidewalk |  | Proposed Business/Park/School Sidewalk                  |
|  | Existing Concrete Sidewalk   |  | Proposed Sidewalk on Roads Classified Collector & Above |
|  | Existing Park Pathway        |  | Proposed State-Aid Sidewalk                             |
|  | Proposed Regional Trail      |   |   |



