

***Public Works Committee Meeting Agenda
Monday, March 11, 2024, 5:30 p.m.
Fillmore Conference Room – Thurber Building***

1. Public Works Committee Meeting Agenda, March 11, 2024, at 5:30 p.m.
 - A. Meeting Notes from February 12, 2024
 - B. City Engineer – Craig Britton:
 1. Burr Oak Extension
 - C. Public Works Director – Brian Burkholder
 1. Crosswalk Signs
 2. John Deere Loader Replacement / HLA Snow Pusher Replacement
 3. Street Sweeper Replacement
 - D. Other:
 1. MNDOT LUP for ATV Trail
 2. Work in the Right of Way Application

Public Works Committee Meeting Notes

February 12, 2024

Members Present: Councilors Mike Urban and Paul Novotny.

Members Absent: None.

Others Present: Brian Burkholder, Steven Schlichter, Desiree Schlichter, Shane Fox, Craig Britton, Mitch Irish, Chris Geisen, Beth Carlson, and Michele Peterson.

A. Meeting Notes from January 8, 2024: Meeting notes were reviewed.

B. City Engineer – Craig Britton:

- a. Curb/Driveway Installation Winona Street:** The estimated cost to switch to a drive over curb is \$1,500. The contractor is aware that there may be a change and would like for a decision to be made as soon as possible, so that work can begin as soon as weather allows. Britton will reach out to the registered owners of the property for verification.
- b. Burr Oak Extension:** Britton reviewed possible site plans, as well as the request for more parking for the school. An alignment will be presented at next month's meeting.

C. Public Works:

- a. Street Sweeper Replacement:** No additional information has been received; however, a review of the capital equipment replacement plans should be completed.
- b. Drying Beds:** Due to the fact that a new species of reeds have not been identified, as well that we do not currently have a timeline to remove the existing reeds, the plan is to clean out the beds and allow the plant to regrow.
- c. John Deere Loader Replacement / HLA Snow Pusher Replacement:** Members reviewed to options for replacement equipment. It was suggested to look at one other option as well. Additionally, a review of the capital equipment replacement plan will be completed.

D. Other:

- a. Amco III Subdivision Plat Submission:** Chris Geisen provided an overview of the development agreement noting a provision had been added to allow for assessment should sides need to be put in in the future. Discussion was also had regarding the alignment of water and sewer infrastructure; notes will be amended to request movement of a portion of the infrastructure. Members also requested that the plat remove the private drive and out lot A. Planning & Zoning will also review the documentation and make a recommendation to Council from there.
- b. Mountain Bike Skills Course:** It was noted that the design presented is overlaid onto the current dog park location. Discussion was had that a committee will need to be formed to bring this project forward. Given the Cities current capital improvement plan, staff are only able to help in small portions. There currently are no funds dedicated to this project.

MEMORANDUM

TO: CHATFIELD PUBLIC WORKS COMMITTEE
FROM: CRAIG BRITTON
SUBJECT: BURR OAK AVENUE NE EXTENSION
DATE: MARCH 6, 2024
CC: CITY ADMINISTRATOR, MICHELE PETERSON
SUPERINTENDENT OF CITY SERVICES, BRIAN BURKHOLDER

Action Requested: Staff is seeking input from the Public Works Committee members on the alignment for the extension of Burr Oak Avenue NE.

Background: The extension of Burr Oak Avenue NE would provide a secondary access for nearly 96 homes on James and Margaret Streets along with 36 units in the Chatfield Mobile Village. There were various options for the extension studied back in the early 2000's and attached is a sketch of the possible alignments. Staff has been researching property ownerships and existing easements and the exhibits showing possible alignments includes the current ownership of the surrounding parcels. At the February Public Works committee meeting we discussed looking at different alignment options across the school property and on the west side of the Chatfield Mobile Village property. Attached to the memo are four separate alignments for consideration. Each of the options show an intersection of Burr Oak and County Road 136 at the midpoint of the horizontal curve, as was originally planned. It may be possible to move the intersection west, to better line up with the Gartner property, however, the County would need to approve the location.

There are a few items to review with these alignments such as existing grades, extension of the existing culvert to replace the waterway, alignment of the street to see if there's an option of intersecting at James Street along with other potential impacts to the school districts property (ie the existing softball field). The school would also like to review the potential of adding some parking on the north side of the property.

Please let me know if you have any questions.

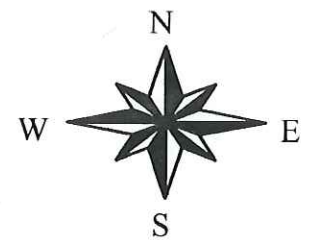
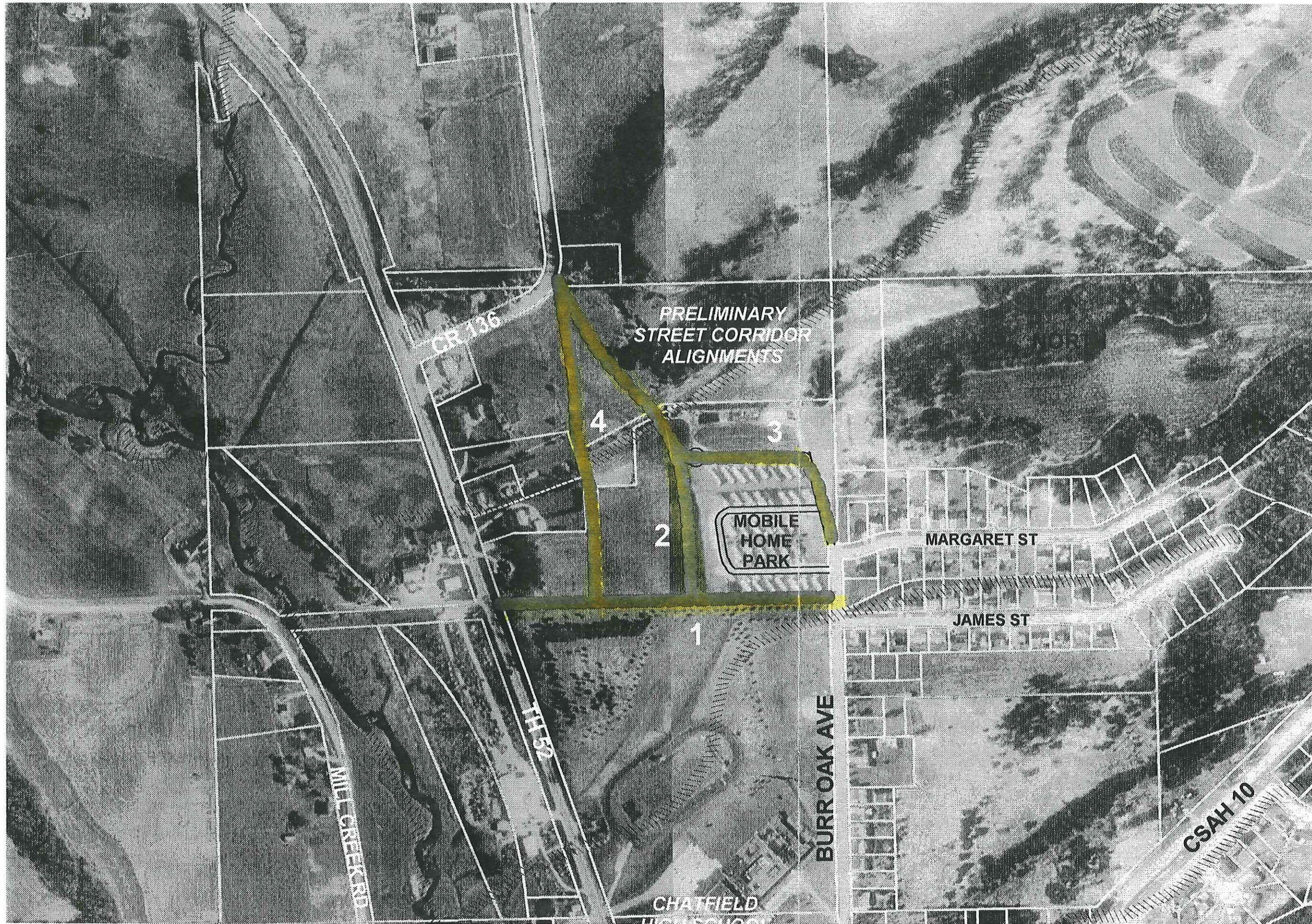
Craig Britton

NORTH CHATFIELD RESIDENTIAL ACCESS STUDY

PRELIMINARY CORRIDOR ALIGNMENTS

Prepared by

*Rochester-Olmsted
Planning Dept.*



1:400

091131

CITY OF CHATFIELD / OLMSTED COUNTY

CONSTRUCTION PLANS FOR GRADING, UTILITIES, AGGREGATE BASE, BITUMINOUS SURFACING

BURR OAK AVENUE AND COUNTY ROAD 136
(OLMSTED COUNTY, ELMIRA TOWNSHIP, SECTION 31, T105N R11W)

GEOGRAPHIC DESCRIPTION

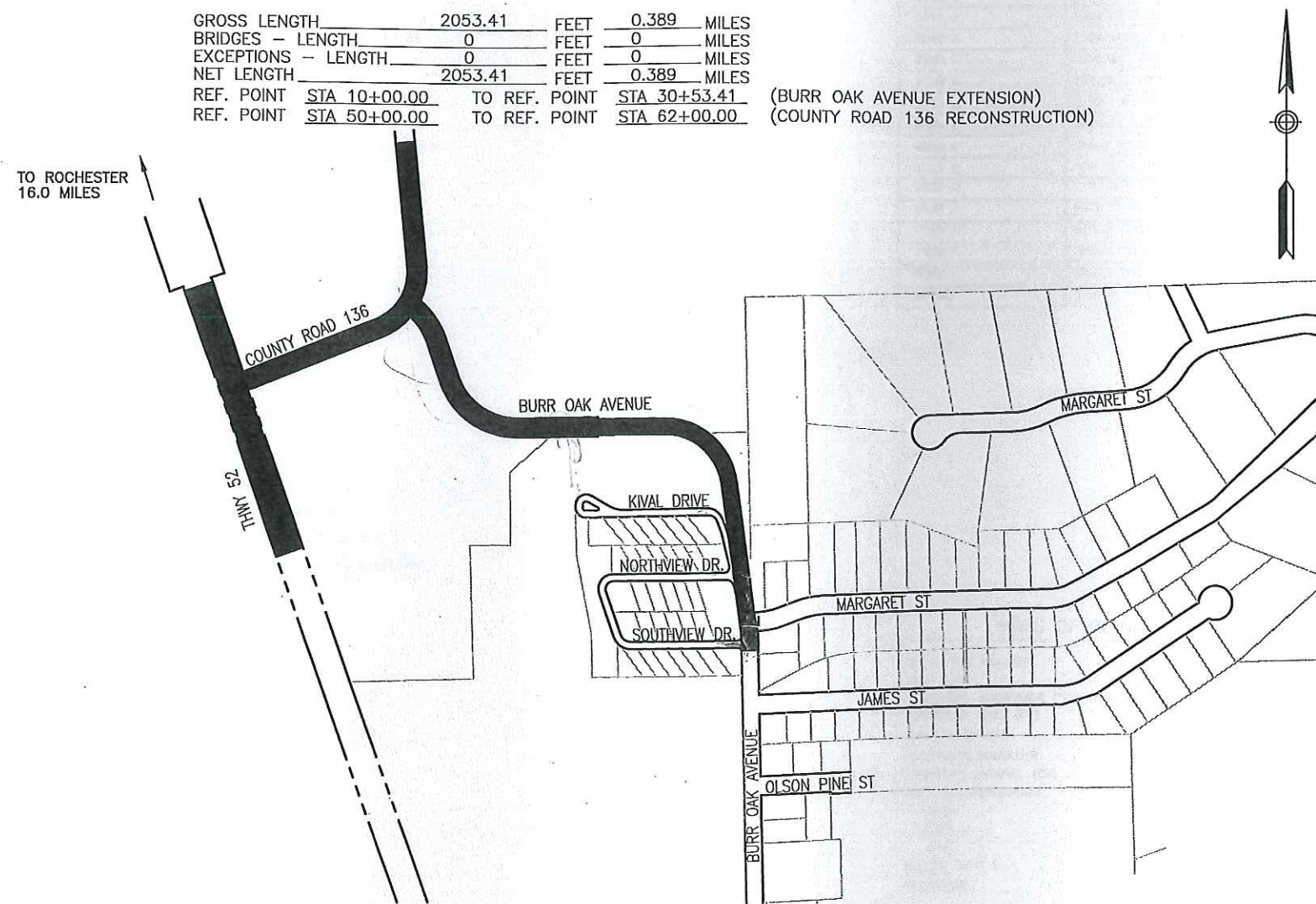
LOCATED BETWEEN TRUNK HIGHWAY NO. 52 AND THE
INTERSECTION OF BURR OAK AVENUE AND MARGARET
STREET IN CHATFIELD, OLMSTED COUNTY, MINNESOTA

LEGAL DESCRIPTION

XX
XX

GROSS LENGTH	2053.41	FEET	0.389	MILES
BRIDGES - LENGTH	0	FEET	0	MILES
EXCEPTIONS - LENGTH	0	FEET	0	MILES
NET LENGTH	2053.41	FEET	0.389	MILES
REF. POINT	STA 10+00.00	TO REF. POINT	STA 30+53.41	(BURR OAK AVENUE EXTENSION)
REF. POINT	STA 50+00.00	TO REF. POINT	STA 62+00.00	(COUNTY ROAD 136 RECONSTRUCTION)

PLAN SYMBOLS	
STATE LINE	----
COUNTY LINE	----
TOWNSHIP OR RANGE LINE	----
SECTION LINE	----
QUARTER LINE	----
SIXTEENTH LINE	----
RIGHT-OF-WAY LINE	----
PRESENT RIGHT-OF-WAY LINE	----
CONTROL OF ACCESS LINE	----
PROPERTY LINES (Except Land Lines)	----
VACATED PLATTED PROPERTY	----
CORPORATE OR CITY LIMITS	----
CENTER LINE	----
RETAINING WALL	----
RAILROAD	----
RAILROAD RIGHT-OF-WAY	----
RIVER OR CREEK	----
CONTOUR	----
DRAINAGE DITCH	----
DRAIN TILE	----
CULVERT	----
DROP INLET	----
GUARD RAIL	----
BARBED WIRE FENCE	----
WOVEN WIRE FENCE	----
CHAIN LINK FENCE	----
RAILROAD SNOW FENCE	----
STONE WALL OR FENCE	----
HEDGE	----
RAILROAD CROSSING SIGN	----
RAILROAD CROSSING BELL	----
ELECTRIC WARNING SIGN	----
CROSSING GATE	----
MEANDER CORNER	----
SPRINGS	----
SOIL BORING	----
MARSH	----
TIMBER	----
ORCHARD	----
BRUSH	----
NURSERY	----
CATCH BASIN	----
FIRE HYDRANT	----
CATTLE GUARD	----
OVERPASS (Highway Over)	----
UNDERPASS (Highway Under)	----
BRIDGE	----
BUILDING (One Story Frame)	----
F-FRAME	----
C-CONCRETE	----
S-STONE	----
T-TILE	----
B-BRICK	----
ST-STUCCO	----
IRON PIPE OR ROD	----
MONUMENT (STONE, CONCRETE, OR METAL)	----
WOODEN HUB	----
GRAVEL PIT	----
SANDPIT	----
BORROW PIT	----
ROCK QUARRY	----
EASEMENT	----
TEMPORARY CONSTRUCTION EASEMENT	----
INPLACE UTILITIES SYMBOLS	
POWER POLE LINE	----
TELEPHONE OR TELEGRAPH POLE LINE	----
JOINT TELEPHONE AND POWER ON POWER POLES	----
ON TELEPHONE POLES	----
ANCHOR	----
STEEL TOWER	----
STREET LIGHT	----
PEDESTAL (TELEPHONE CABLE TERMINAL)	----
GAS MAIN	----
WATERMAIN	----
CONDUIT	----
TELEPHONE CABLE IN CONDUIT	----
ELECTRIC CABLE IN CONDUIT	----
TELEPHONE MANHOLE	----
ELECTRIC MANHOLE	----
BURIED TELEPHONE CABLE	----
BURIED ELECTRIC CABLE	----
AERIAL TELEPHONE CABLE	----
SANITARY SEWER	----
SEWER MANHOLES	----
STORM SEWER	----



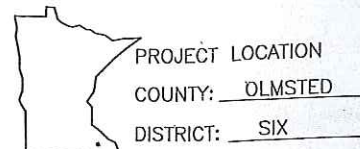
DESIGN DESIGNATION

	Current ADT (2006)	Projected ADT (2024)
BURR OAK AVENUE	N/A	2250
COUNTY ROAD 136	135	210
TON DESIGN = 10.0		
Functional Classification - COLLECTOR		
No. Traffic Lanes	2	
No. Parking Lanes	0	
R-Value 15 Σ N/18 ₂₀	1,000,000	
HCA DT - N/A		
Design Speed	30 mph	
Based on STOPPING Sight Distance		
Height of Eye	3.50 FEET	Height of Object 2.0 FEET

MINNESOTA DEPARTMENT OF HEALTH
Division of Environmental Health

This is to certify that this is a copy of the
plan referred to in approval letter on water
improvements, dated

MAY 26 2009



GOVERNING SPECIFICATIONS

THE 2005 EDITION OF THE MINNESOTA DEPARTMENT OF TRANSPORTATION
"STANDARD SPECIFICATIONS FOR CONSTRUCTION" SHALL GOVERN.

INDEX

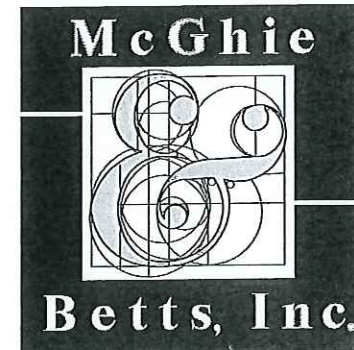
SHEET NO.	DESCRIPTION
1	TITLE SHEET
2	GENERAL NOTES & STANDARD PLATES
3-4	TYPICAL SECTIONS
5	STATEMENT OF ESTIMATED QUANTITIES
6-8	DETOUR/TRAFFIC CONTROL PLAN
9-12	EXISTING TOPOGRAPHY & REMOVALS
13	GRADING & EROSION CONTROL NOTES & DETAILS
14-20	GRADING AND EROSION CONTROL PLAN
21	POND LAYOUT
22	STREET & UTILITY NOTES & DETAILS
23-31	STREET & UTILITY PLAN AND PROFILES
32-34	STRIPING & SIGNAGE PLANS
35-46	CROSS SECTIONS

THIS PLAN CONTAINS 46 SHEETS

I HEREBY CERTIFY THAT THIS PLAN WAS PREPARED BY ME OR
UNDER MY DIRECT SUPERVISION AND THAT I AM A DULY REGISTERED
PROFESSIONAL ENGINEER UNDER THE LAWS OF THE STATE OF MINNESOTA.

Lindsey MEEK
DATE 5/1/09 REG. NO. 45832 ENGR. LINDSEY E. MEEK

APPROVED	OLMSTED COUNTY ENGINEER	DATE
APPROVED	CITY ENGINEER	DATE
APPROVED	MINNESOTA DEPT. OF TRANSPORTATION	DATE
APPROVED	MAYOR	DATE



- Land Surveying
- Urban-Land Planning
- Consulting - Civil Engineering
- Geotechnical Engineering
- Construction Material Testing
- Landscape Architecture

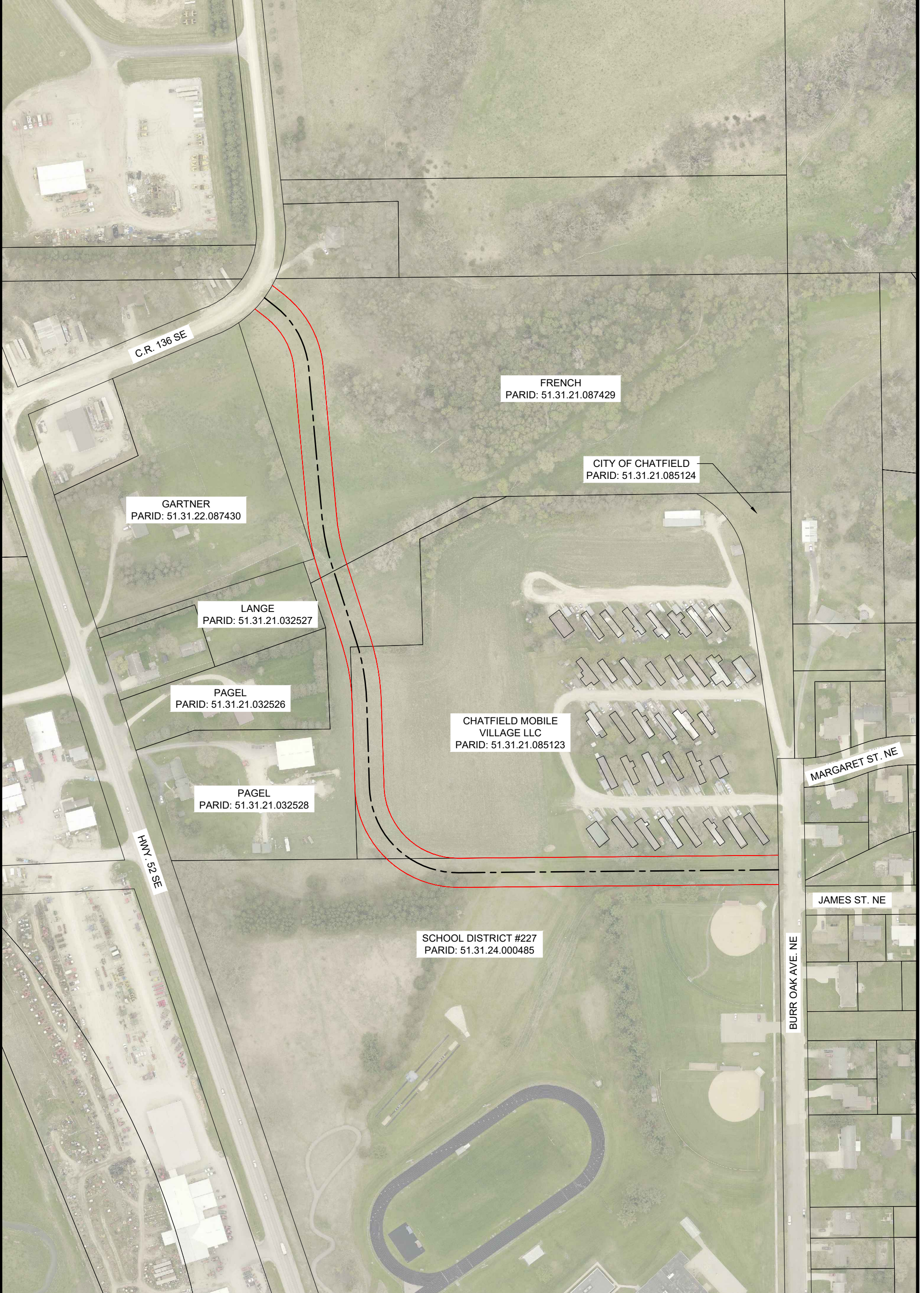
1648 Third Ave. S.E.
Rochester, MN 55904

Tel. 507.289.3919
Fax. 507.289.7333
email: mbi@mcghiebetts.com

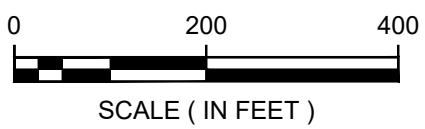
Date	Revisions	Initial
9/5/08	REVISIONS PER OLM. CO. COMMENTS: MODIFY GRADING LIMITS TO STAY WITHIN TEMP EASE. OR R/W; ADD T.E. LIMITS TO CROSS-SECTIONS	LEM
10/13/08	REVISIONS PER OLM. CO. COMMENTS: ADD RETAINING WALL DETAIL. COST SHARING EDITS IN QTY TAB.	LEM
10/27/08	REVISIONS PER MNDOT 10/10/08 COMMENT LETTER: TURN/BYPASS LANES, CO RD 136 CURB, SIGNING, STRIPING, TRAFFIC CONTROL	LEM
11/4/08	ISSUED FOR BIDDING	LEM
12/8/08	ADDENDUM #2 - MNDOT AND OLMSTED COUNTY COMMENTS CR 136 TO RURAL SECT E. OF 52+05	LEM
5/1/09	REVISIONS PER MNDOT COMMENTS (COMMENTS DATED 3/9/09)	LEM

Designed By: LEM\SRM
 Drawn By: LEM\SRM
 Checked By: LEM\DLM
 Scale: NO SCALE Cadd No. 0102\5548
 Date: 5/1/09 File No. 5548BASE

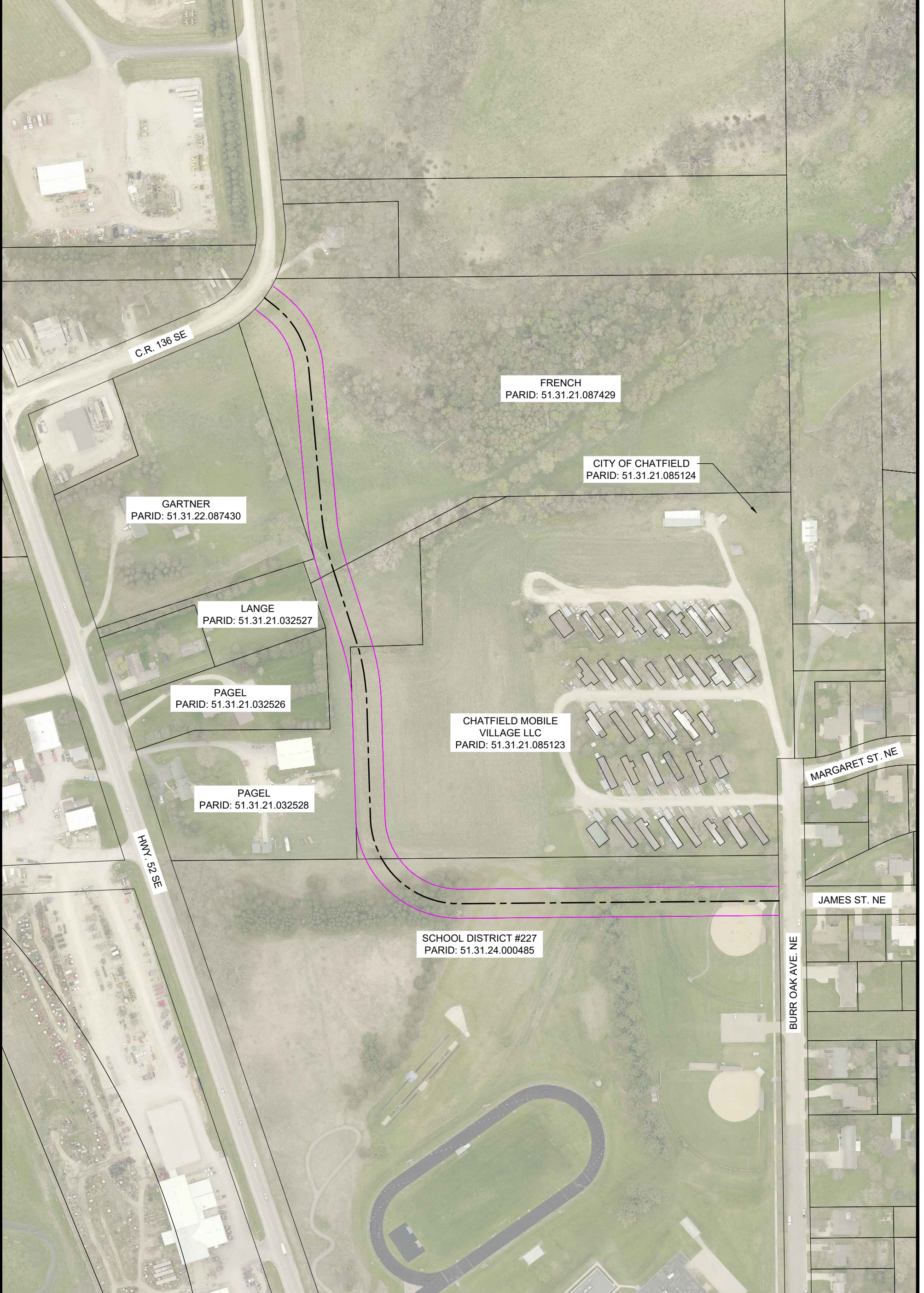
BURR OAK - OPTION 1



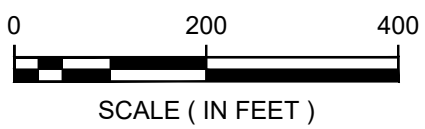
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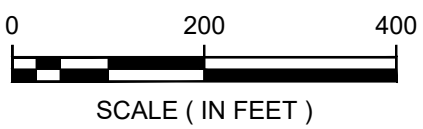
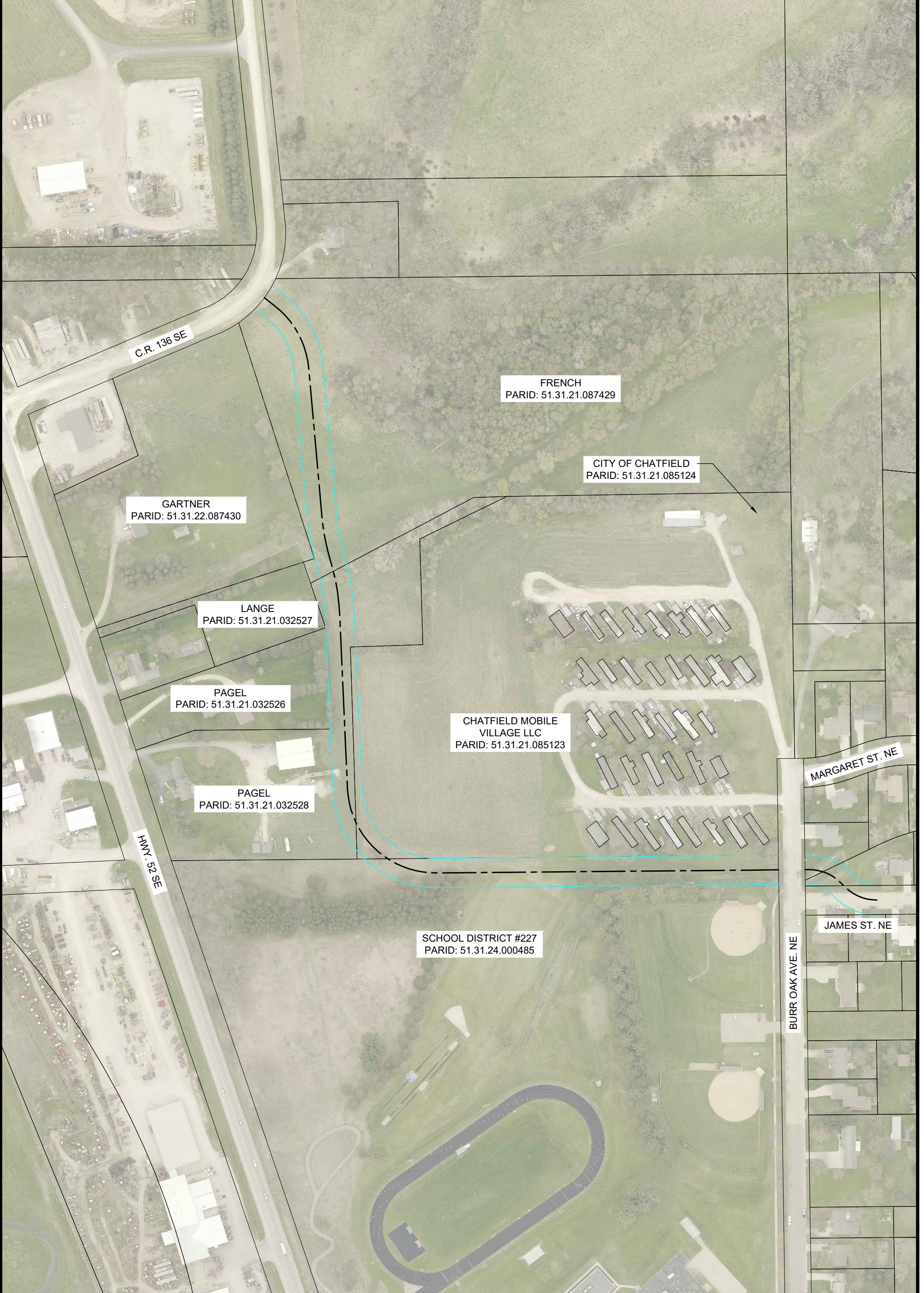
BURR OAK - OPTION 2



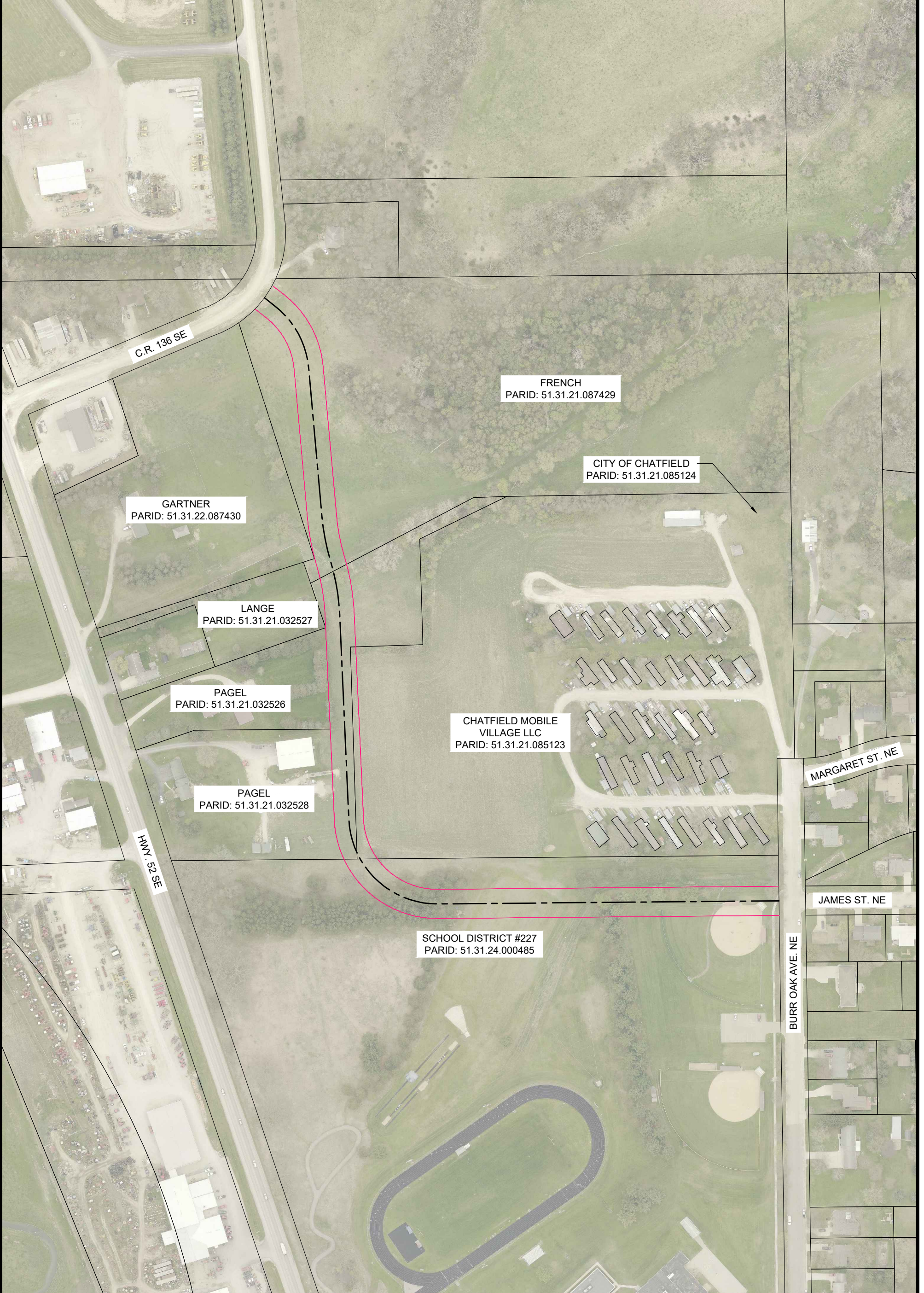
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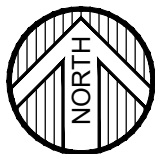
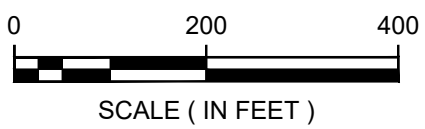
BURR OAK - OPTION 3



BURR OAK - OPTION 4



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LED Lighting Solutions
 42410 Winchester Rd
 Temecula, CA, 92590
 Phone: 888-925-1966
 Web: www.ledlighting-solutions.com

Quote

Order No.: EST11359
Order Date: 1/17/2024
Expiration Date: 1/17/2024
Customer ID: C014488

BILL TO: City of Chatfield, MN 21 2nd St SE Chatfield MN 55923-1204 United States of America	SHIP TO: City of Chatfield, MN 21 2nd St SE Chatfield MN 55923-1204 United States of America bburkholder@ci.chatfield.mn.us 507.867.1511
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CUSTOMER P.O. NO.	TERMS	CONTACT	SHIP VIA
	Due Upon Receipt		UPS® Ground
NO.	ITEM	QTY. UOM	PRICE DISC. DISC. PRICE EXTENDED PRICE
1	RFB-001-PB-SS-SLV: Solar LED Rapid Flashing Beacon System (Amber) Single Sided with Aluminum Silver Push Buttons - Includes 2 Silver Aluminum Push Buttons, 2 Solar Panels, 2 RFBs, 2 Junction Boxes, 2 Sets of Hardware (Signs not Included)	1.0000 EACH	2,499.9900 0% 2,499.9900 2,499.99
2	W112X-0030-EGR-YEL: MUTCD W11-2 30" Crosswalk Sign - Engineer Grade Reflective Sheeting - UV Protected	2.0000 EACH	85.9900 0% 85.9900 171.98
3	W167L-1830-EGR-YEL: MUTCD W16-7PL 18 x 30" Pedestrian Crossing Left Arrow Sign - Engineer Grade Yellow Reflective Sheeting - UV Protected	2.0000 EACH	43.9900 0% 43.9900 87.98

NOTE: 1-2 week lead time from order date (subject to change)
 Net30 terms with formal PO
 UPS shipping quoted
 Sales tax not applicable
 Estimate good for 30 days

Sales Total: 2,759.95
Freight & Misc.: 44.82
Less Discount: 0.00
Tax Total: 0.00
Total (USD): 2,804.77

Michele Peterson

From: Tony Cocchiarella <tony.cocchiarella@macqueengroup.com>
Sent: Thursday, February 29, 2024 8:50 AM
To: Brian Burkholder; Mitch Irish
Subject: Pelican Options
Attachments: 2012 ELGIN PELICAN NP-City of Chatfield- 2.29.24.pdf

CAUTION: This email originated from outside of the organization. Do not click links or open attachments unless you recognize the sender and know the content is safe.

Brian,

We are starting to get some of the trade-ins to our shop in St. Paul. I do have some other options that will be closer to your budget number with trade-in as well. I have a 2012 coming to us sometime in April with lower miles & hours. I know it doesn't seem like a large jump in age, but they made a lot of changes from 2008 to 2012, as you will see in the photos.

We do still have the other 2017 available, that I sent to you as well. In addition, we took in another 2017 Pelican on Monday, that is in St. Paul. I will be sending over some updated photos to you shortly.

Any option that you go with, I will make sure we go through it and repair/replace any mechanical items that are in question OR common wear items.

2012 Elgin Pelican NP (April 2024)

<https://www.macqueeneq.com/used-equipment/2012-elgin-pelican-np>

Quote attached to email

Thanks!

Tony Cocchiarella

Equipment Sales | St. Paul, MN

www.macqueengroup.com

D.612.328.9174 | E. Tony@macqueengroup.com













2012 Elgin Pelican NP

SKU: C045699

- SERIAL #: NP2563D
- ENGINE: JOHN DEERE DIESEL-JD4045
- HOURS:3080
- MILES:13300
- DUAL GUTTER BROOMS
- RH GUTTER BROOM TILT
- RH HI-BACK AIR RIDE SEAT
- DUAL STROBE LIGHTS WITH GUARDS
- (4) CORNER ROOF MOUNTED SWEEP FLASHERS
- HEATED/MOTORIZED POWER MIRRORS
- BACKUP CAMERA
- SWEEP FLASHERS IN BATTERY COVER
- GREASABLE DIRT SHOES
- REAR ARROW STICK

**STATE OF MINNESOTA
DEPARTMENT OF TRANSPORTATION**

LIMITED USE PERMIT

C.S. 5511 (T.H. 74)
County of Olmsted
LUP # 5511-0053
Permittee: City of Chatfield
Expiration Date: 04/01/2034

In accordance with Minnesota Statutes Section 161.434, the State of Minnesota, through its Commissioner of Transportation, (“MnDOT”), hereby grants a Limited Use Permit (the “LUP”) to City of Chatfield, (“Permittee”), to use the area within the right of way of Trunk Highway No. 74 as shown in red on Exhibit "A", (the “Area”) attached hereto and incorporated herein by reference. This Limited Use Permit is executed by the Permittee pursuant to resolution, a certified copy of which is attached hereto as Exhibit B.

All Terrain Vehicle Trail

The Permittee's use of the Area is limited to only the constructing, maintaining and operating an all-terrain vehicle trail ("Facility"). Such use and operation will be in accordance with Minnesota Statutes §84.92 and §84.928. Approved regulatory signs must be in accordance with Minnesota Rules for the Department of Natural Resources §6100.5300 and §6102.0060 and also in accordance with "Minnesota Off-Highway Vehicle Safety, Laws, Rules and Regulations".

The permittee agrees that this permit totally replaces and supersedes the previously issued permit affecting the Area, specifically: The permit, #5511-022, was issued on 8/23/2007 on CS 5511 (TH 74). Upon issuance of this permit this earlier issued permit is cancelled.

In addition, the following special provisions shall apply:

SPECIAL PROVISIONS

1. **TERM.** This LUP terminates at 11:59PM on 04/01/2034 (“Expiration Date”) subject to the right of cancellation by MnDOT, with or without cause, by giving the Permittee ninety (90) days written notice of such cancellation. This LUP will not be renewed except as provided below.

Provided this LUP has not expired or terminated, MnDOT may renew this LUP for a period of up to ten (10) years, provided Permittee delivers to MnDOT, not later than ninety (90) days prior to the Expiration Date, a written request to extend the term. Any extension of the LUP term will be under the same terms and conditions in this LUP, provided:

- (a) At the time of renewal, MnDOT will review the Facility and Area to ensure the Facility and Area are compatible with the safe and efficient operation of the highway and the Facility and Area are in good condition and repair. If, in MnDOT's sole determination, modifications and repairs to the Facility and Area are needed, Permittee will perform such work as outlined in writing in an amendment of this LUP; and
- (b) Permittee will provide to MnDOT a certified copy of the resolution from the applicable governmental body authorizing the Permittee's use of the Facility and Area for the additional term.

If Permittee's written request to extend the term is not timely given, the LUP will expire on the Expiration Date.

Permittee hereby voluntarily releases and waives any and all claims and causes of action for damages, costs, expenses, losses, fees and compensation arising from or related to any cancellation or termination of this LUP by MnDOT. Permittee agrees that it will not make or assert any claims for damages, costs, expenses, losses, fees and compensation based upon the existence, cancellation or termination of the LUP. Permittee agrees not to sue or institute any legal action against MnDOT based upon any of the claims released in this paragraph.

2. **REMOVAL.** Upon the Expiration Date or earlier termination, at the Permittee's sole cost and expense Permittee will:

- (a) Remove the Facility and restore the Area to a condition satisfactory to the MnDOT District Engineer; and
- (b) Surrender possession of the Area to MnDOT.

If, without MnDOT's written consent, Permittee continues to occupy the Area after the Expiration Date or earlier termination, Permittee will remain subject to all conditions, provisions, and obligations of this LUP, and further, Permittee will pay all costs and expenses, including attorney's fees, in any action brought by MnDOT to remove the Facility and the Permittee from the Area.

3. **CONSTRUCTION.** (This facility was constructed under the previous permit). The construction, maintenance, and supervision of the Facility shall be at no cost or expense to MnDOT.

Before construction of any kind, the plans for such construction shall be approved in writing by the MnDOT's District Engineer. Approval in writing from MnDOT District Engineer shall be required for any changes from the approved plan.

The Permittee will construct the Facility at the location shown in the attached Exhibit "A", and in accordance with MnDOT-approved plans and specifications. Further, Permittee will construct the Facility using construction procedures compatible with the safe and efficient operation of the highway.

Upon completion of the construction of the Facility, the Permittee shall restore all disturbed slopes and ditches in such manner that drainage, erosion control and aesthetics are perpetuated.

The Permittee shall preserve and protect all utilities located on the lands covered by this LUP at no expense to MnDOT and it shall be the responsibility of the Permittee to call the Gopher State One Call System at 1-800-252-1166 at least 48 hours prior to performing any excavation.

Any crossings of the Facility over the trunk highway shall be perpendicular to the centerline of the highway and shall provide and ensure reasonable and adequate stopping sight distance.

4. MAINTENANCE. Any and all maintenance of the Facility shall be provided by the Permittee at its sole cost and expense, including, but not limited to, plowing and removal of snow and installation and removal of regulatory signs. No signs shall be placed on any MnDOT or other governmental agency sign post within the Area. MnDOT will not mark obstacles for users on trunk highway right of way.
5. USE. Other than as identified and approved by MnDOT, no permanent structures or no advertising devices in any manner, form or size shall be allowed on the Area. No commercial activities shall be allowed to operate upon the Area.

Any use permitted by this LUP shall remain subordinate to the right of MnDOT to use the property for highway and transportation purposes. This LUP does not grant any interest whatsoever in land, nor does it establish a permanent park, recreation area or wildlife or waterfowl refuge. No rights to relocation benefits are established by this LUP.

This LUP is non-exclusive and is granted subject to the rights of others, including, but not limited to public utilities which may occupy the Area.

6. APPLICABLE LAWS. This LUP does not release the Permittee from any liability or obligation imposed by federal law, Minnesota Statutes, local ordinances, or other agency regulations relating thereto and any necessary permits relating thereto shall be applied for and obtained by the Permittee.

Permittee at its sole cost and expense, agrees to comply with, and provide and maintain the Area, Facilities in compliance with all applicable laws, rules, ordinances and regulations issued by any federal, state or local political subdivision having jurisdiction and authority in connection with said Area including the Americans with Disabilities Act ("ADA"). If the Area and Facilities are not in compliance with the ADA or other applicable laws MnDOT may enter the Area and

perform such obligation without liability to Permittee for any loss or damage to Permittee thereby incurred, and Permittee shall reimburse MnDOT for the cost thereof, plus 10% of such cost for overhead and supervision within 30 days of receipt of MnDOT's invoice.

7. **CIVIL RIGHTS.** The Permittee for itself, successors in interest, and assigns, as a part of the consideration hereof, does hereby covenant and agree that in the event improvements are constructed, maintained, or otherwise operated on the Property described in this Limited Use Permit for a purpose for which a MnDOT activity, facility, or program is extended or for another purpose involving the provision of similar services or benefits, the Permittee will maintain and operate such improvements and services in compliance with all requirements imposed by the Acts and Regulations relative to nondiscrimination in federally-assisted programs of the United States Department of Transportation, Federal Highway Administration, (as may be amended) such that no person on the grounds of race, color, national origin, sex, age, disability, income-level, or limited English proficiency will be excluded from participation in, denied the benefits of, or be otherwise subjected to discrimination in the use of said improvements.
8. **SAFETY.** MnDOT shall retain the right to limit and/or restrict any activity, including the parking of vehicles and assemblage of Facility users, on the highway right of way over which this LUP is granted, so as to maintain the safety of both the motoring public and Facility users.
9. **ASSIGNMENT.** No assignment of this LUP is allowed.
10. **IN WRITING.** Except for those which are set forth in this LUP, no representations, warranties, or agreements have been made by MnDOT or Permittee to one another with respect to this LUP.
11. **ENVIRONMENTAL.** The Permittee shall not dispose of any materials regulated by any governmental or regulatory agency onto the ground, or into any body of water, or into any container on the State's right of way. In the event of spillage of regulated materials, the Permittee shall notify in writing MnDOT's District Engineer and shall provide for cleanup of the spilled material and of materials contaminated by the spillage in accordance with all applicable federal, state and local laws and regulations, at the sole expense of the Permittee.
12. **MECHANIC'S LIENS.** The Permittee (for itself, its contractors, subcontractors, its materialmen, and all other persons acting for, through or under it or any of them), covenants that no laborers', mechanics', or materialmen's liens or other liens or claims of any kind whatsoever shall be filed or maintained by it or by any subcontractor, materialmen or other person or persons acting for, through or under it or any of them against the work and/or against said lands, for or on account of any work done or materials furnished by it or any of them under any agreement or any amendment or supplement thereto.
13. **NOTICES.** All notices which may be given, by either party to the other, will be deemed to have been fully given when served personally on MnDOT or Permittee or when made in writing addressed as follows: to Permittee at:

21 SE Second Street
Chatfield, MN 55923

and to MnDOT at:

State of Minnesota
Department of Transportation
District 6 Right of Way
2900 48th Street NW
Rochester, MN 55901-5848

The address to which notices are mailed may be changed by written notice given by either party to the other.

14. INDEMNITY. Permittee shall indemnify, defend to the extent authorized by the Minnesota Attorney General's Office, hold harmless and release the State of Minnesota, its Commissioner of Transportation and employees and any successors and assigns of the foregoing, from and against:
- (a) all claims, demands, and causes of action for injury to or death of persons or loss of or damages to property (including Permittee's property) occurring on the Facility or connected with Permittee's use and occupancy of the Area, except when such injury, death, loss or damage is caused solely by the negligence of State of Minnesota, but including those instances where the State of Minnesota is deemed to be negligent because of its failure to supervise, inspect or control the operations of Permittee or otherwise discover or prevent actions or operations of Permittee giving rise to liability to any person;
 - (b) claims arising or resulting from the temporary or permanent termination of Facility user rights on any portion of highway right of way over which this LUP is granted;
 - (c) claims resulting from temporary or permanent changes in drainage patterns resulting in flood damages;
 - (d) any laborers', mechanics', or materialmens' liens or other liens or claims of any kind whatsoever filed or maintained for or on account of any work done or materials furnished; and
 - (e) any damages, testing costs and clean-up costs arising from spillage of regulated materials attributable to the construction, maintenance or operation of the Facility.

MINNESOTA DEPARTMENT

OF TRANSPORTATION

RECOMMENDED FOR APPROVAL

By: _____
District Engineer

Date _____

CITY OF CHATFIELD

By _____

Its _____

And _____

Its _____

APPROVED BY:

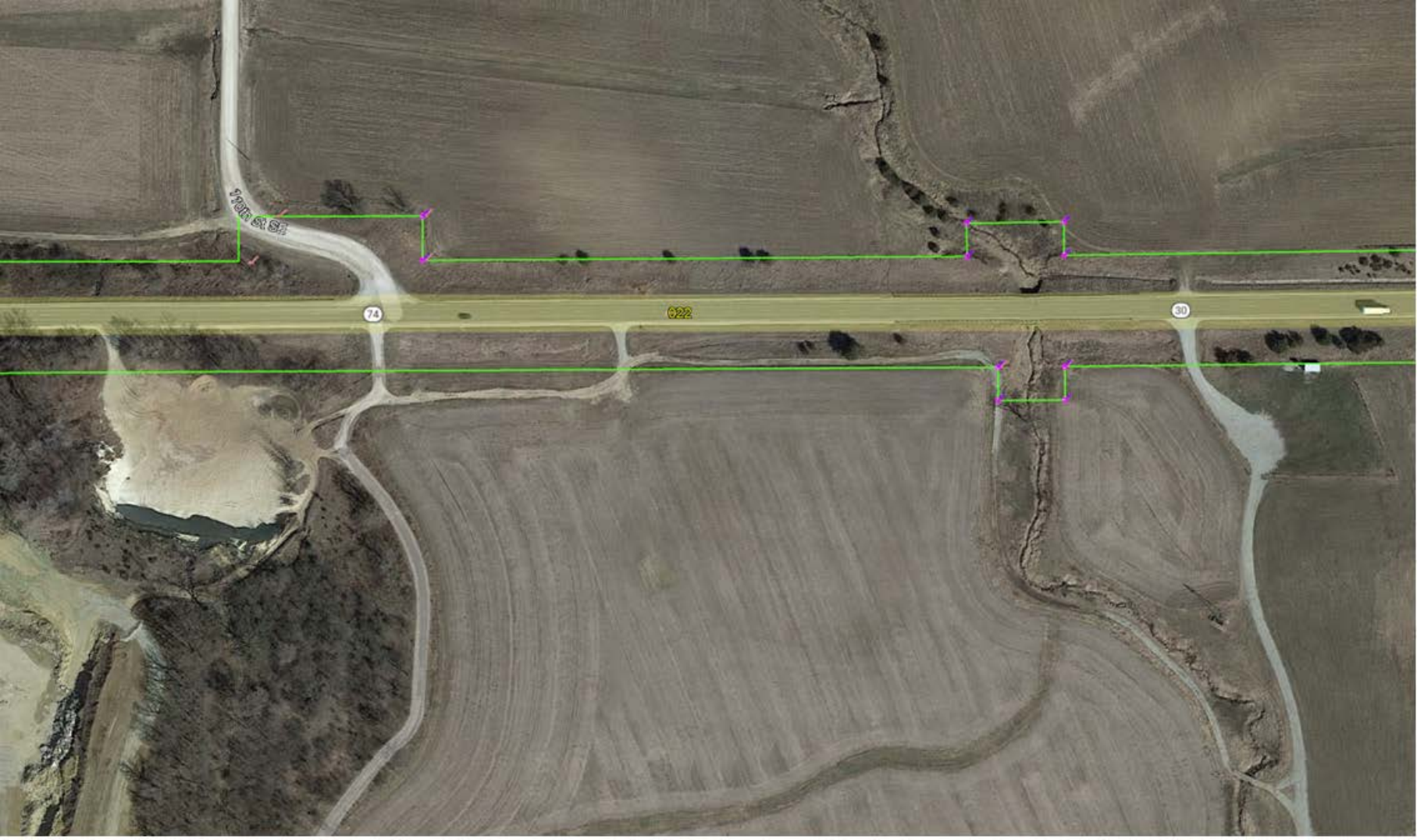
COMMISSIONER OF TRANSPORTATION

By: _____
Director, Office of Land Management

Date _____

The Commissioner of Transportation
by the execution of this permit
certifies that this permit is
necessary in the public interest
and that the use intended is for
public purposes.





DNR ATV Trail

Write a description for your map.

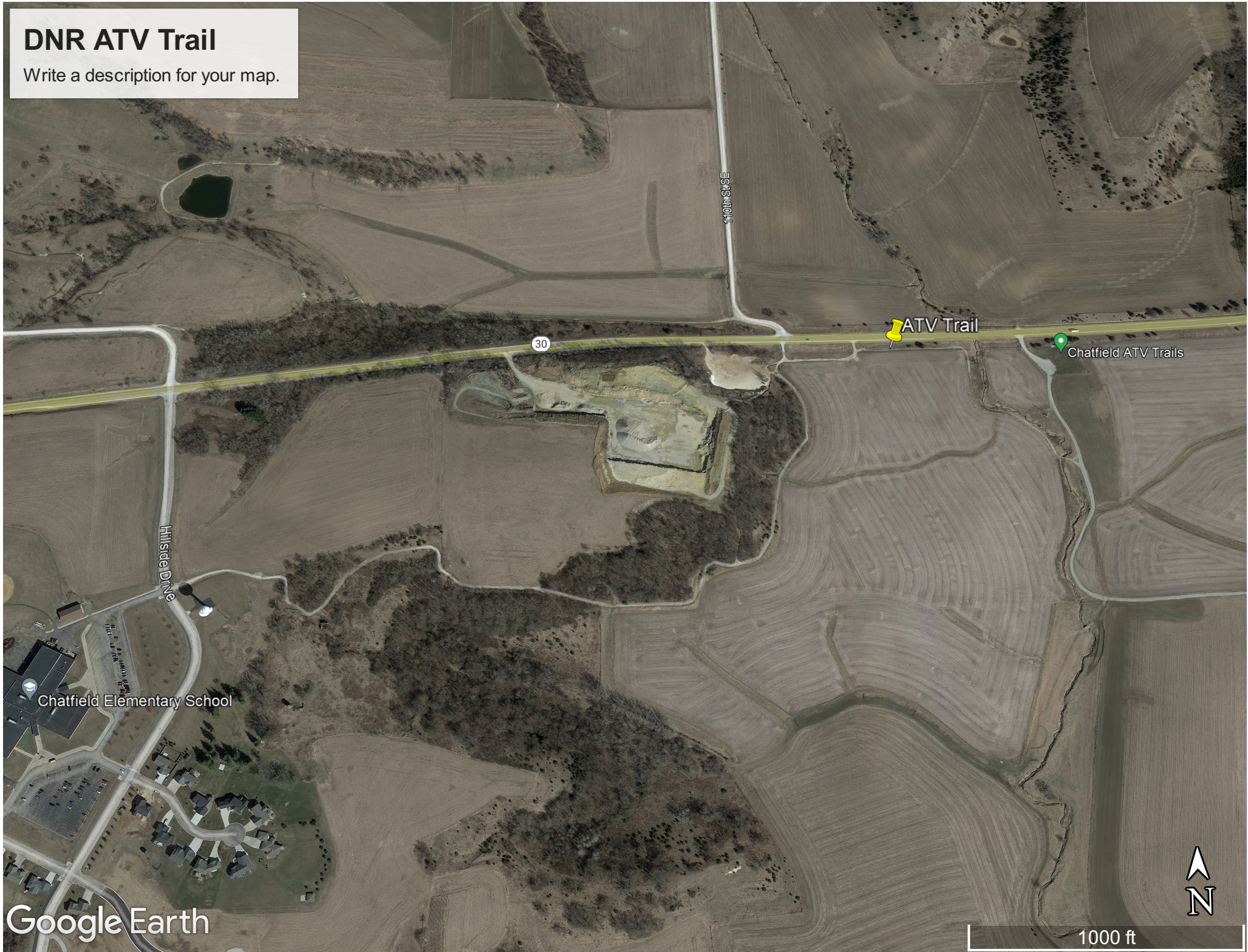


EXHIBIT B

CITY OF CHATFIELD

RESOLUTION

IT IS RESOLVED that the City of Chatfield enter into Limited Use Permit No. 5511-0053 with the State of Minnesota, Department of Transportation for the following purposes:

To provide for maintenance and use by the City of Chatfield upon, along and adjacent to Trunk Highway No. 74 and the limits of which are defined in said Limited Use Permit.

IT IS FURTHER RESOLVED by the _____ of the City of Chatfield, Minnesota that the Mayor and the City Council are authorized to execute the Limited Use Permit.

CERTIFICATION

I certify that the above Resolution is an accurate copy of the Resolution adopted by the City Council of the City of Chatfield, Minnesota at an authorized meeting held on the _____ day of _____, 2024, as shown by the minutes of the meeting in my possession.

Subscribed and sworn to before me this _____ day of _____, 2024

Notary Public _____

My Commission Expires _____

**NOTARY
STAMP**

(Signature)

(Type or Print Name)

(Title)

(Signature)

(Type or Print Name)

(Title)

C.S. 5511 (T.H. 74)
LUP # 5511-0053

City of Chatfield
Permit Application
Curb Cut/Sidewalk/Street Excavation or Water & Sanitary Sewer Service

Name _____ Date _____

Address _____ Phone _____

Address of Proposed Work _____

Excavation Site _____

Purpose of Excavation:

____ Install Utility Service ____ Repair Utility Service ____ Install Driveway
____ Replace Driveway ____ Install Walk ____ Replace Walk

Curb Cut:

Single _____ Double _____ Width of Curb Cut _____

Expected Date of Work Completion: _____

Street Cut – Dimensions of Excavation in Street Surface: Length _____ Width _____

The Applicant must have a Gopher State One Call (GSOC) ticket number assigned before work can begin. The GSOC phone # is 1-800-252-1166. GSOC will notify only utilities in the area of the project. The GSOC call must be made at least 48 hours (excluding weekends, holidays, and emergencies) prior to the start of digging.

Your Gopher One Call Ticket Number is: _____

Special Provisions

1. A fee in the amount of \$150 is required before work can begin.
2. The street surfacing will be cut prior to excavation.
3. The excavation will be backfilled with dry material capable of being compacted, fully tamped, for the depth and length of the trench, up to one foot of the top of the excavation.
4. Fill shall be compacted with lifts not to exceed 6-12 inches.
5. Crushed gravel will be placed and fully tamped to match the top of the existing base.
6. Surface material will be replaced to match existing material.
7. The contractor shall provide all barricades, flashers, etc., which may be required to protect the public.
8. The contractor will hold harmless the City of Chatfield from all claims of personal injury liability, death liability, or property damage liability which might arise during the execution of the above-stated work.
9. Installation of new, or repair of existing, driveway must not change the previously established flow line of gutter.
10. Applicant must notify City Hall when work is completed and ready for inspection.

Applicant Signature

Date

Pre-Approval:

Public Works Director Signature

Date

Final Approval:

Public Works Director Signature

Date

City Administrator Signature

Date