

HENNEPIN COUNTY

MINNESOTA

300 South Sixth Street
Minneapolis, MN
55487-0240

RESOLUTION

Board of Hennepin County Commissioners

RESOLUTION: 24-0197

At a meeting of the Board of Hennepin County Commissioners on 5/14/2024, a motion was made by Marion Greene, seconded by Kevin Anderson, that this Resolution be adopted. The motion passed.

BE IT RESOLVED, that the County Engineer is hereby authorized to submit a formal variance request to the Commissioner of the Minnesota Department of Transportation according to Minnesota Administrative Rules for State Aid Operations Chapter 8820, part 8820.9956 (Minimum Vertical Clearances for Underpasses) for State Project 027-753-021, County Project 2140800, to keep the existing Burlington Northern Santa Fe Railway (BNSF) railroad bridge underpass with a vertical clearance of 13 feet 6 inches in lieu of the required 14 feet 6 inches minimum for Urban Design vertical clearance, as stipulated, following the roadway reconstruction project; and

BE IT FURTHER RESOLVED, that upon approval of the requested variance by the Commissioner of the Minnesota Department of Transportation, the Hennepin County Board of Commissioners hereby indemnifies, saves, and holds harmless the State of Minnesota and its agents and employees of and from claims, demands, actions, or causes of action arising out of or by reason of the granting of the variance, and further agrees to defend at its sole cost and expense any action or proceeding commenced for the purpose of asserting any claim arising as a result of the granting of this variance.

RESOLUTION ADOPTED ON 5/14/2024

The question was on the adoption of the resolution with the votes as follows:

Aye: 6 Commissioner Fernando, Commissioner Greene, Commissioner Lunde, Commissioner Conley, Commissioner Goettel, and Commissioner Anderson

Maria Rose



Maria Rose