

State of Minnesota

State Register



**Proposed, Adopted, & Expedited Rules; Executive Orders; Appointments;
Commissioners' Orders; Revenue Notices; Official Notices;
State Grants & Loans; State Contracts; Non-State Public Bids, Contracts & Grants**
Published every Monday (Tuesday when Monday is a holiday)

**Monday 4 February 2013
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State Register

Judicial Notice Shall Be Taken of Material Published in the *State Register*

The *State Register* is the official publication of the State of Minnesota's Executive Branch of government, published weekly to fulfill the legislative mandate set forth in *Minnesota Statutes*, Chapter 14, and *Minnesota Rules*, Chapter 1400. The *State Register* contains:

- Proposed Rules
- Adopted Rules
- Exempt Rules
- Expedited Rules
- Withdrawn Rules
- Vetoed Rules
- Executive Orders of the Governor
- Appointments
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- Revenue Notices
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- Contracts for Professional, Technical and Consulting Services
- Non-state Public Bids, Contracts and Grants

Printing Schedule and Submission Deadlines

Vol. 37 Issue Number	PUBLISH DATE (BOLDFACE shows altered publish date)	Deadline for: Emergency Rules, Executive and Commissioner's Orders, Revenue and Official Notices, State Grants, Professional-Technical-Consulting Contracts, Non-State Bids and Public Contracts	Deadline for Proposed, Adopted and Exempt RULES
# 33	Monday 11 February	Noon Tuesday 5 February	Noon Wednesday 30 January
# 34	TUESDAY 19 February	Noon Tuesday 12 February	Noon Wednesday 6 February
# 35	Monday 25 February	Noon Tuesday 19 February	Noon Wednesday 13 February
# 36	Monday 4 March	Noon Tuesday 26 February	Noon Wednesday 20 February

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State Capitol, Room 231, St. Paul, MN 55155
Website: www.senate.mn

House Public Information Services (651) 296-2146
State Office Building, Room 175,
100 Rev. Dr. Martin Luther King Jr Blvd., St. Paul, MN 55155
Website: www.house.leg.state.mn.us/hinfo/hinfo.htm

Minnesota State Court System

Court Information Office (651) 296-6043
MN Judicial Center, Rm. 135,
25 Rev. Dr. Martin Luther King Jr Blvd.,
St. Paul, MN 55155 **Website:** www.mncourts.gov

Federal Register

Office of the Federal Register (202) 512-1530; or (888) 293-6498
U.S. Government Printing Office – Fax: (202) 512-1262
Website: http://www.access.gpo.gov/su_docs/aces/aces140.html

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Minnesota Rules: Amendments and Additions

NOTICE: How to Follow State Agency Rulemaking in the State Register

The *State Register* is the official source, and only complete listing, for all state agency rulemaking in its various stages. State agencies are required to publish notice of their rulemaking action in the *State Register*. Published every Monday, the *State Register* makes it easy to follow and participate in the important rulemaking process. Approximately 80 state agencies have the authority to issue rules. Each agency is assigned specific **Minnesota Rule** chapter numbers. Every odd-numbered year the **Minnesota Rules** are published. Supplements are published to update this set of rules. Generally speaking, proposed and adopted exempt rules do not appear in this set because of their short-term nature, but are published in the *State Register*.

An agency must first solicit **Comments on Planned Rules** or **Comments on Planned Rule Amendments** from the public on the subject matter of a possible rulemaking proposal under active consideration within the agency (*Minnesota Statutes* §§ 14.101). It does this by publishing a notice in the *State Register* at least 60 days before publication of a notice to adopt or a notice of hearing, or within 60 days of the effective date of any new statutory grant of required rulemaking.

When rules are first drafted, state agencies publish them as **Proposed Rules**, along with a notice of hearing, or a notice of intent to adopt rules without a hearing in the case of noncontroversial rules. This notice asks for comment on the rules as proposed. Proposed emergency rules, and withdrawn proposed rules, are also published in the *State Register*. After proposed rules have gone through the comment period, and have been rewritten into their final form, they again appear in the *State Register* as **Adopted Rules**. These final adopted rules are not printed in their entirety, but only the changes made since their publication as Proposed Rules. To see the full rule, as adopted and in effect, a person simply needs two issues of the *State Register*, the issue the rule appeared in as proposed, and later as adopted.

The *State Register* features partial and cumulative listings of rules in this section on the following schedule: issues #1-13 inclusive; issues #14-25 inclusive (issue #26 cumulative for issues #1-26); issues #27-38 inclusive (issue #39, cumulative for issues #1-39); issues #40-52 inclusive, with final index (#1-52, or 53 in some years). An annual subject matter index for rules was separately printed usually in August, but starting with Volume 19 now appears in the final issue of each volume. For copies or subscriptions to the *State Register*, contact Minnesota's Bookstore, 660 Olive Street (one block east of I-35E and one block north of University Ave), St. Paul, MN 55155, phone: (612) 297-3000, or toll-free 1-800-657-3757. TTY relay service phone number: (800) 627-3529.

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Various agency commissioners are authorized to issue "commissioner's orders" on specified activities governed by their agency's enabling laws. See the *Minnesota Statutes* governing each agency to determine the specific applicable statutes. Commissioners' orders are approved by assistant attorneys general as to form and execution and published in the *State Register*. These commissioners orders are compiled in the year-end subject matter index for each volume of the *State Register*.

Office of the Governor

Executive Order 13-01: Supporting Freedom of Choice and Opportunity to Live, Work, and Participate in the Most Inclusive Setting for Individuals with Disabilities through the Creation of Minnesota's Olmstead Plan

I, MARK DAYTON, GOVERNOR OF THE STATE OF MINNESOTA, by virtue of the power invested in me by the Constitution and applicable statutes, do hereby issue this Executive Order:

WHEREAS, the State of Minnesota is committed to ensuring that inclusive, community-based services are available to individuals with disabilities of all ages;

WHEREAS, the State of Minnesota recognizes that such services advance the best interests of all Minnesotans by fostering independence, freedom of choice, productivity, and participation in community life of Minnesotans with disabilities;

WHEREAS, the unnecessary and unjustified segregation of individuals with disabilities through institutionalization is a form of disability-based discrimination prohibited by Title II of the American with Disabilities Act of 1990 (the ADA), 42 U.S.C. §§ 12101 *et seq.*, which requires that states and localities administer their programs, services, and activities, in the most integrated setting appropriate to meet the needs of individuals with disabilities;

WHEREAS, in *Olmstead v. L.C.*, 527 U.S. 581 (1999), the United States Supreme Court interpreted Title II of the ADA to require states to place individuals with disabilities in community settings, rather than institutions, whenever treatment professionals determine that such placement is appropriate, the affected persons do not oppose such placement, and the state can reasonably accommodate the placement, taking into account the resources available to the state and the needs of others with disabilities;

WHEREAS, the State of Minnesota has taken steps in response to the *Olmstead* decision through the past and current efforts of State agencies and the establishment and work of the Minnesota *Olmstead* Planning Committee, whose recommendations to the Commissioner of the Minnesota Department of Human Services are hereby acknowledged;

WHEREAS, barriers to affording opportunities within the most integrated setting to persons with disabilities still exist in Minnesota; and

WHEREAS, the State of Minnesota must continue to move more purposefully and swiftly to implement the standards set forth in the *Olmstead* decision and the mandates of Title II of the ADA through coordinated efforts of designated State agencies so as to help ensure that all Minnesotans have the opportunity, both now and in the future, to live close to their families and friends, to live more independently, to engage in productive employment, and to participate in community life.

NOW, THEREFORE, I hereby order that:

1. A Sub-Cabinet, appointed by the Governor, consisting of the Commissioner, or Commissioner's designees, of the following State agencies, shall develop and implement a comprehensive Minnesota *Olmstead* Plan: (i) that uses measurable goals to increase the number of people with disabilities receiving services that best meet their individual needs and in the most integrated setting, and (ii) that is consistent and in accord with the U.S. Supreme Court's decision in *Olmstead v. L.C.*, 527 U.S. 581 (1999):

- a) Department of Human Services;
- b) Minnesota Housing Finance Agency;
- c) Department of Employment and Economic Development;
- d) Department of Transportation;
- e) Department of Corrections;
- f) Department of Health;

Executive Orders

- g) Department of Human Rights; and
- h) Department of Education.

The Sub-Cabinet shall be chaired by Lieutenant Governor Yvonne Prettner Solon.

The Ombudsman for the State of Minnesota Office of the Ombudsman for Mental Health and Developmental Disabilities and the Executive Director of the Minnesota Governor's Council on Developmental Disabilities shall be *ex officio* members of the Sub-Cabinet.

The Sub-Cabinet shall allocate such resources as are reasonably necessary, including retention of expert consultant(s), and consult with other entities and State agencies, when appropriate, to carry out its work.

2. Each Commissioner, or Commissioner's designee, shall evaluate policies, programs, statutes, and regulations of his/her respective agency against the standards set forth in the *Olmstead* decision to determine whether any should be revised or modified to improve the availability of community-based services for individuals with disabilities, together with the administrative and/or legislative action and resource allocation that may be required to achieve such results.

3. The Sub-Cabinet shall work together and with the Governor's Office to seek input from consumers, families of consumers, advocacy organizations, service providers, and relevant agency representatives.

4. The Sub-Cabinet shall promptly develop and implement a comprehensive Minnesota *Olmstead* Plan.

This Executive Order shall remain in effect until rescinded by proper authority or until it expires in accordance with *Minnesota Statutes*, section 4.035, subdivision 3.

IN TESTIMONY WHEREOF, I have set my hand on this 28th day of January, 2013.

Signed: **Mark Dayton**
Governor

Filed According to Law:

Signed: **Mark Ritchie**
Secretary of State

Official Notices

Pursuant to *Minnesota Statutes* §§ 14.101, an agency must first solicit comments from the public on the subject matter of a possible rulemaking proposal under active consideration within the agency by publishing a notice in the *State Register* at least 60 days before publication of a notice to adopt or a notice of hearing, and within 60 days of the effective date of any new statutory grant of required rulemaking.

The *State Register* also publishes other official notices of state agencies and non-state agencies, including notices of meetings and matters of public interest.

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Department of Health (MDH)

Public Hearing Regarding the Minnesota Department of Health Application to the Federal Department of Health and Human Services for Federal Fiscal Year 2013 Preventive Health and Health Services Block Grant Funding

The Minnesota Department of Health will sponsor a public hearing to obtain comments on the proposed uses of the Preventive Health and Health Services Block Grant funds during federal fiscal year 2013. The draft application for those funds is available for inspection upon request.

The public hearing will be conducted as part of a meeting of the State Preventive Health Advisory Committee held Wednesday, February 6, 2013 at the Minnesota Department of Health, Golden Rule Building, Room 226, 85 East 7th Place, St. Paul, MN 55101. The meeting and public hearing will begin at 10 a.m. Any person or group may submit either written or oral comments at the meeting. Written comments must be submitted by noon Tuesday, February 5, 2013 to the address below.

For further information contact: Debra Burns, Director
Office of Performance Improvement
Minnesota Department of Health
P.O. Box 64975
St. Paul, Minnesota 55164-0975
Phone: (651) 201-3873
E-mail: debra.burns@state.mn.us

Minnesota Higher Education Facilities Authority (MHEFA)

Notice of Public Hearing on Revenue Obligations on behalf of the University of St. Thomas

NOTICE IS HEREBY GIVEN that a public hearing will be held by the Minnesota Higher Education Facilities Authority (the "Authority") with respect to a proposal to issue revenue bonds or other obligations on behalf of the University of St. Thomas (the "University"), as owner and operator of the University of St. Thomas, at the Authority's offices at 380 Jackson Street, Suite 450, Saint

Official Notices

Paul, Minnesota on Wednesday, February 20, 2013 at 2:00 p.m. Under the proposal, the Authority would issue its revenue bonds or other obligations in the maximum principal amount of \$35,000,000 to finance a project (the "Project") consisting of (a) the refunding of the Authority's outstanding Variable Rate Demand Revenue Bonds, Series Five-L (University of St. Thomas), dated April 25, 2002, which were issued in the original principal amount of \$25,845,000 (the "Series Five-L Bonds"), and (b) the refunding of the Authority's outstanding Variable Rate Demand Revenue Bonds, Series Five-Z (University of St. Thomas), dated August 19, 2004, which were issued in the original principal amount of \$20,000,000 (the "Series Five-Z Bonds").

The Series Five-L Bonds were issued to provide funds to finance (a) the acquisition, construction, furnishing and equipping of a multi-story education building to house the University's School of Law, and (b) the refunding of a portion of the Authority's outstanding Mortgage Revenue Bonds, Series Three-C (University of St. Thomas), dated March 1, 1991, which were issued in the original principal amount of \$24,405,000 to finance the acquisition, construction, furnishing and equipping of Terrence Murphy Hall, a multi-story education building; both owned and operated by the University and located on the University's Minneapolis campus, the principal street address of which is 1000 LaSalle Avenue, Minneapolis, Minnesota.

The Series Five-Z Bonds were issued to provide funds to finance the acquisition, construction, furnishing and equipping of Schulze Hall, a multi-story education building used by the University's College of Business and housing the Schulze School of Entrepreneurship, owned and operated by the University and located on the University's Minneapolis campus.

At said time and place the Authority shall give all parties who appear or have submitted written comments an opportunity to express their views with respect to the proposal to undertake and finance the Project.

Dated: February 4, 2013

By Order of the Minnesota Higher Education
Facilities Authority
Marianne Remedios, Executive Director

Minnesota Housing Finance Agency (MHFA) Notice of Public Hearing on 2014 and 2015 Housing Tax Credit Allocation Plan

The Minnesota Housing Finance Agency (Minnesota Housing) will hold a public hearing pursuant to Section 42 of the Internal Revenue Code of 1986, as amended. The public hearing will be held at the time and place listed below:

Wednesday February 20, 2013
1:00 P.M. to 3:00 P.M. – Jelatis Conference Room, Third Floor
Minnesota Housing Finance Agency
400 Sibley Street, Suite 300
St. Paul, MN

The Omnibus Budget Reconciliation Act of 1989 (OBRA) requires that Housing Tax Credit Allocating Agencies develop a plan for allocating tax credits within their jurisdiction, setting forth criteria to determine priorities for selection of developments to receive tax credits. The OBRA also requires Tax Credit Agencies to hold a public hearing to receive public comment on the Allocation Plan.

The above public hearing is for the 2014 and 2015 Allocation Plan developed by Minnesota Housing, in cooperation with local government representatives, for use within the Tax Credit Allocation jurisdiction of Minnesota Housing. Other Tax Credit Suballocating Agencies in Minnesota will be holding public hearings for their areas of jurisdiction. Currently, the following cities and counties are eligible to be Suballocating Agencies in Minnesota: Duluth, St. Cloud, Rochester, Minneapolis, St. Paul, Washington County and Dakota County.

All persons interested will be given an opportunity to express their views. In order to more effectively plan for the conduct of the hearings, persons desiring to speak at the hearing must so request in writing at least 24 hours before the hearing. Oral remarks by any person will be limited to 10 minutes. Written comments may also be submitted to the undersigned, and will be considered at the hearing. Note that this public hearing is not a workshop or training session, but is intended to solicit the comments of the public.

Copies of summaries of the proposed changes to the Housing Tax Credit Procedural Manual and Qualified Allocation Plan are available

at the address listed below, by written or phone request or by checking the Minnesota Housing web site.

Minnesota Housing Finance Agency
Multifamily Underwriting
Housing Tax Credit Program
400 Sibley Street, Suite 300
St. Paul, MN 55101-1998
Phone: (651) 296-4451
E-mail: www.mnhousing.gov

Metropolitan Council

Notice of Public Hearing on Amendment to the 2030 Transportation Policy Plan to:

- 1. Include Light Rail as the Locally Preferred Alternative (LPA) on the Bottineau Corridor in Hennepin County Found in Chapters 1 and 7**
- 2. Include Additional Corridors for Arterial Bus Rapid Transit (BRT) Found in Chapter 7**

A public meeting and a public hearing will be held on an amendment to the 2030 Transportation Policy Plan regarding: (1) inclusion of light rail on the West Broadway in Brooklyn Park – Burlington Northern Santa Fe Railroad Corridor – Olson Memorial Highway/Trunk Highway 55 alignment as the Locally Preferred Alternative (LPA) for the Bottineau Transitway in Hennepin County found in Chapters 1 and 7, and (2) inclusion of additional corridors for arterial Bus Rapid Transit (BRT) found in Chapter 7.

The meeting is scheduled for:

5 - 7 p.m., Thursday, March 7, 2013
Robbinsdale City Hall,
4100 Lakeview Ave. North, Robbinsdale, MN

The hearing is scheduled for:

5 p.m., Monday, March 11, 2013
Metro Transit, F.T. Heywood Office Building Chambers,
570 - 6th Ave. North, Minneapolis, MN

All interested persons are encouraged to attend the public meeting or hearing and offer comments. People may register in advance to speak by calling Allen Sommerfeld at (651) 602-1338 or (651) 291-0904 (TTY). Upon request, the Council will provide reasonable accommodations to person with disabilities.

In addition to the public meeting and public hearing, you may also provide oral or written comments as follows:

- Written comments to: Metropolitan Council Public Information
390 North Robert St.
St. Paul, MN 55101-1805
ATTN: 2030 Transportation Policy Plan Amendments
- Fax comments to Public Information at (651) 602-1464
- Record comments on the Metropolitan Council's Public Comment Line at (651) 602-1500
- Send TTY comments to: (651) 291-0904
- E-mail comments to: public.info@metc.state.mn.us

Comments will be accepted until 5 p.m., March 21, 2013.

Copies of the public hearing document containing the proposed amendments to the 2030 Transportation Policy Plan are available on

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the Council's website at <http://www.metrocouncil.org/planning/transportation/TPP/2010/TPPProposedAmendmentJan2013.htm> or by contacting the Council's Public Information at (651) 602-1140 or (651) 291-0904 (TTY).

Minnesota Pollution Control Agency (MPCA)

Municipal Division

Public Notice for the National Pollutant Discharge Elimination System/State Disposal System General Permit for Stormwater Associated with Construction Activity

NOTICE IS HEREBY GIVEN that the Minnesota Pollution Control Agency (MPCA) intends to reissue the National Pollutant Discharge Elimination System/State Disposal System (NPDES/SDS) Construction Stormwater (CSW) General Permit No. MNR100001, under the provisions of *Minnesota Rules* 7001.0210 for persons conducting construction activity and for discharges of stormwater affected from construction activity, to the waters of the state of Minnesota (State). Comments on the proposed permit are requested from affected or interested parties. Comments should be submitted in writing in accordance with the provisions of this notice. This notice and permit are issued under the following authorities: Section 402, Clean Water Act, as amended, *Minnesota Statutes* Chapters 115 and 116, as amended, and *Minnesota Rules* Chapters 7001 and 7090.

NOTICE IS ALSO HEREBY GIVEN that the MPCA will host a public information meeting to discuss the draft CSW permit. The meeting will be held on Friday, March 8, 2013, at the MPCA St. Paul office located at 520 Lafayette Road North, St. Paul, Minnesota 55155. The meeting will be held from 9:00 a.m. to 3:00 p.m. or until all attendees have had an opportunity to participate, whichever occurs first.

Notice

The MPCA proposes to reissue NPDES/SDS General Permit No. MNR100001, with modifications. Consistent with federal requirements, and *Minnesota Rules* Chapter 7090, construction activity disturbing one acre or more, including construction that is part of a common plan of development or sale disturbing one acre or more, must obtain permit coverage. This general permit covers categories with operations, emissions, activities, discharges, or facilities that are the same or substantially similar. The duration of this permit is five years.

Background

The authority to develop and issue a general permit is based in part on the 1979 United States Environmental Protection Agency (USEPA) promulgated revisions to the NPDES Program regulations, *40 Code of Federal Regulations* 122.28 (CFR), which created a class of permits called general permits. General permits are also issued by the MPCA under *Minnesota Statutes* Chapters 115 and 116, and *Minnesota Rules* 7001.0210. General NPDES permits can be issued in states with NPDES authority if the state program includes general permit authority. The MPCA's general NPDES permit program was approved by the USEPA on December 15, 1987. This general permit is based in part on federal requirements in *40 Code of Federal Regulations* 122.26, and State requirements in *Minnesota Rules* Chapters 7001.0210 and 7090.

The NPDES/SDS General Permit No. MNR100001, regulating construction activity was first issued on September 3, 1993, and was reissued September 4, 1998, and August 1, 2003. The general permit was last reissued for the period August 1, 2008 to August 1, 2013.

This draft permit is proposed to replace the existing NPDES/SDS General Permit No. MNR100001 and provides a mechanism to regulate construction activity and the discharges of stormwater pollutants associated with construction activity. Like the previous permit, this permit will require permittees to develop and implement a Stormwater Pollution Prevention Plan (SWPPP) prior to conducting construction activity to address the potential for discharge of sediment and/or other potential pollutants from the construction site. The SWPPP must be developed prior to application submittal. This general permit will provide coverage for all construction activity including clearing, grading and excavation, which disturb land of equal to or greater than one acre.

The MPCA intends to reissue NPDES/SDS General Permit No. MNR100001, proposed in this notice before the existing general permit expires on August 1, 2013. The draft permit identifies how permittees covered under the existing permit, which will not complete their ongoing construction activities prior to re-issuance of the general permit, can comply with the reissued permit. Certain permittees will need

to update their SWPPPs to conform to the requirements of the reissued permit no later than 18 months after the permit issuance date, if the requirements for termination of permit coverage under the existing general permit (expiration date of August 1, 2013) have not been met.

Subject of Permit Revisions

The MPCA has modified the existing NPDES/SDS General Permit No. MNR100001, to meet new federal requirements promulgated in the (2009) Effluent Limitations Guidelines and Standards for the Construction and Development (C&D) Point Source Category Rule at 40 Code of Federal Regulations pt. 450 (available at: www.ecfr.gov/cgi-bin/ECFR?page=browse) and to address key issues the MPCA identified as needing revision and/or clarification in this permit reissuance. The draft permit also includes numerous updates, permit language reorganization, clarifications and minor language changes to make the permit more concise, cut duplicative or unneeded language and to improve permit readability and understanding. A stakeholder input and participation group meeting was held by the MPCA on December 17, 2012, to introduce these issues into this permit revision process. A handout provided at the stakeholder meeting and viewable on the MPCA Construction Stormwater website offers additional description of the proposed revisions to the permit.

The draft permit and fact sheet are available for review at the MPCA office located at 520 Lafayette Road North, St. Paul, Minnesota 55155, during regular business hours of 8:00 a.m. to 4:30 p.m., Monday through Friday, and at the MPCA Regional Offices. Location information for the regional offices is available on the MPCA website at: www.pca.state.mn.us/about/regions/index.html. You may also view a copy of the draft permit and fact sheet at the MPCA Construction Stormwater website at:

www.pca.state.mn.us/water/stormwater/stormwater-c.html.

A free copy of the draft permit and fact sheet is also available upon request by calling (651) 296-3890 or 1-800-657-3864, or for users of Telecommunications Device for the Deaf call (651) 297-5353. Only one copy will be sent per request.

Public Participation

There are four formal procedures for public participation in the MPCA's consideration of the permit reissuance. Interested persons may (1) submit written comments on the draft permit; (2) request that the MPCA hold a public informational meeting; (3) request that the MPCA hold a contested case hearing; and (4) submit a petition to the Commissioner requesting that the MPCA Citizens' Board consider the permit matter.

The public comment period begins: February 4, 2013

The public comment period ends: March 20, 2013

(1) Interested persons are invited to submit written comments on this draft permit. Any comments received before 4:30 p.m. on the last day of the comment period (see above) will be considered before the draft permit is finalized. Comments on the draft permit should include the following information, pursuant to *Minnesota Rules* 7001.0110:

1. A statement of your interest in the draft permit;
2. A statement of the action you wish the MPCA to take, including specific references to sections in the draft permit that you believe should be changed; and
3. The reasons supporting your position, stated with sufficient specificity as to allow the Commissioner to investigate the merits of your position.

(2) The MPCA will hold a public information meeting on the draft permit at the MPCA office at: 520 Lafayette Road North, St Paul, Minnesota 55155 on March 8, 2013, from 9:00 a.m. to 3:00 p.m., or until all attendees have had an opportunity to ask questions and get clarification on any permit requirement intent, whichever occurs first.

Access to the MPCA is controlled, and to attend a meeting you will be asked to sign in at the security desk and provide photo identification, such as a Minnesota driver's license. In order to help the MPCA better plan for space and seating, please RSVP by calling (651) 296-3890 or 800-657-3864, and let us know if you are planning to attend this meeting.

The public information meeting will also be webcast; the link to the webcast will be provided on the MPCA Construction Stormwater webpage at: <http://www.pca.state.mn.us/wfhtya5b>. Please note that the webcast is not interactive; you will be able to view the meeting only. The meeting will not be rescheduled in the event that the webcast video fails.

(3) Any person may submit a petition for a contested case hearing before the end of the public comment period. A contested case hearing is a formal evidentiary hearing before an administrative law judge. In accordance with *Minnesota Rules* 7000.1900, the MPCA will

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grant a petition to hold a contested case hearing if it finds that:

1. There is a material issue of fact in dispute concerning the draft permit;
2. The MPCA has the jurisdiction to make a determination on the disputed material issue of fact and
3. There is a reasonable basis underlying the disputed material issue of fact or facts such that the holding of the contested case hearing would allow the introduction of information that would aid the MPCA in resolving the disputed facts in making a final decision on the draft permit.

A material issue of fact means a fact question, as distinguished from a policy question, whose resolution could have a direct bearing on a final MPCA decision. A petition for a contested case hearing must include the following information:

1. A statement of reasons or proposed findings supporting the MPCA decision to hold a contested case hearing according to the criteria in *Minnesota Rules* 7000.1900, as discussed above, and
2. A statement of the issues proposed to be addressed by a contested case hearing and the specific relief requested or resolution of the matter.

In addition and to the extent known, a petition for a contested case hearing should also include the following information:

1. A proposed list of prospective witnesses to be called, including experts, with a brief description of proposed testimony or summary of evidence to be presented at a contested case hearing.
2. A proposed list of publications, references, or studies to be introduced and relied upon at a contested case hearing.
3. An estimate of time required for you to present the matter at a contested case hearing.

(4) In the absence of any requests for additional public information meetings or a contested case hearing, the final decision to issue the permit will be made by the MPCA Commissioner. Any person may request that this permit be considered by the MPCA Citizens' Board prior to final permit action; in accordance with *Minnesota Statutes* 116.02, subd. 6 and *Minnesota Rules* 7000.0650. The public is entitled, and welcome, to participate in the activities of the MPCA Citizens' Board and MPCA staff.

Name, address, and telephone number of contact person for more information:

Comments on the draft permit must be received **in writing** during the public comment period identified above. Comments, petitions, and/or requests should be mailed or e-mailed to:

Lawrence S. Zdon
Minnesota Pollution Control Agency
Municipal Division
Stormwater Policy and Technical Assistance Unit
520 Lafayette Road North
St. Paul, Minnesota 55155-4194
Phone: (651) 757-2839 or 1-800-657-3864
E-mail: lawrence.zdon@state.mn.us

All written comments, requests, and petitions received during the public comment period will be considered in the final decisions regarding the permit. The MPCA may revise the draft permit to reflect any comments received during the public comment period.

Minnesota Pollution Control Agency (MPCA)

Watershed Division

Notice of Availability of the Draft Lake Hiawatha Site-Specific Standard and Request for Comment

Public Comment Period Begins:

February 4, 2013

Public Comment Period Ends:

March 6, 2013

The Minnesota Pollution Control Agency (MPCA) is requesting comments on a proposed site-specific water quality standard for Lake Hiawatha in Hennepin County. Information pertaining to the site-specific standard is available for review at:

<http://www.pca.state.mn.us/84rqh8k>

Written comments on the proposed site-specific standard must be sent to the MPCA contact person listed below by 4:30 P.M., on **March 6, 2013**

Procedural Background

MPCA staff is in the process of completing a Total Maximum Daily Load (TMDL) study for Lake Hiawatha. As part of the TMDL development process, MPCA staff developed a draft site-specific eutrophication standard for the lake. Before the TMDL can be finalized, the site-specific standard for the lake must be public noticed and approved by the MPCA and the Environmental Protection Agency (EPA).

Lake Hiawatha Background

Lake Hiawatha (Lake ID 27-0018-00) is located in the lower end of the Minnehaha Creek watershed within Minneapolis. Sixty-two percent of the lake is less than 15 feet deep and it has a maximum depth of 33 feet. The lake is 55 acres and receives drainage via Minnehaha Creek from a very large area—over 170 square miles. This means that the water in the lake has a relatively short residence time before outflowing back into Minnehaha Creek. This is actually advantageous in terms of water quality because a short residence time limits the amount of algae that can grow. This means that it takes a greater concentration of phosphorus to produce a given amount of algae, as compared to more typical residence time conditions.

Site-Specific Standard Background

Minnesota Rule Chapter 7050 provides water quality standards for waterbodies as well as the legal basis for consideration and adoption of site-specific water quality standards (<https://www.revisor.leg.state.mn.us/rules/?id=7050.0222>). Per this rule lakes are assigned eutrophication standards for three parameters: total phosphorus, chlorophyll-a (the main pigment in algae) and Secchi disk depth (a measure of water clarity). The MPCA proposes changing only the total phosphorus portion of the eutrophication standard for Lake Hiawatha, specifically from 40 micrograms per liter to 50 micrograms per liter (June through September average). The rationale for this proposal is that monitoring data indicate a total phosphorus level of 50 micrograms per liter will result in the lake's meeting the existing standards for the response variables, chlorophyll-a and Secchi disk depth, and thereby producing minimal nuisance algal blooms and exhibiting desirable water clarity, meaning that the lake will achieve its designated beneficial uses.

For further detail and explanation regarding this proposal, see the supporting technical document entitled "Lake Hiawatha Site-Specific Eutrophication Criteria Justification" at: <http://www.pca.state.mn.us/84rqh8k>

This document is also available at the MPCA office at the address listed below.

Preliminary Determination on the draft Site-Specific Standard:

The MPCA Commissioner has made a preliminary determination to submit this site-specific standard to the EPA for final approval. Comments to the proposed site-specific eutrophication standard will be considered before is sent to the EPA for approval.

Written Comments: You may submit written comments on the proposed site-specific eutrophication standard for Lake Hiawatha or on the Commissioner's preliminary determination.

Written comments must include the following:

1. A statement of your interest in the proposed site-specific standard;
2. A statement of the action you wish the MPCA to take, including specific references to sections of the proposed site-specific standard that you believe should be changed; and
3. The reasons supporting your position, stated with sufficient specificity as to allow the Commissioner to investigate the merits of your position.

In addition to submitting comments, a request may be made for a public informational meeting.

Request for Public Informational Meeting: A public informational meeting is an informal meeting that the MPCA may hold to solicit public comment and statements on matters before the MPCA, and to help clarify and resolve issues.

A request for a public informational meeting must include the following:

1. A statement identifying the matter of concern;

Official Notices

2. A statement of the reasons the MPCA should hold a public informational meeting; and
3. The issues that you would like the MPCA to address at the public informational meeting.

Agency Contact Person: Written comments and requests for more information should be directed to:

Chris Zadak
Minnesota Pollution Control Agency
Watershed Division - Watershed Section
520 Lafayette Rd. N.
St. Paul, MN 55155
Phone: (651) 757-2837
Toll free: 800-657-3864
Fax: (651) 297-8676
E-mail: chris.zadak@state.mn.us
TTY users may call the MPCA teletypewriter at (651) 282-5332 or 1-800-657-3864.

Dated: February 2013

Minnesota Pollution Control Agency (MPCA)

Watershed Division

Public Notice of Availability of the Draft Little Rock Creek Dissolved Oxygen, Nitrate, Temperature & Fish Bioassessment TMDL Study Report and Request for Comment

Public Comment Period Begins:

February 4, 2013

Public Comment Period Ends:

March 6, 2013

The Minnesota Pollution Control Agency (MPCA) is requesting comments on the draft Report for the Little Rock Creek Dissolved Oxygen, Nitrate, Temperature & Fish Bioassessment Total Maximum Daily Load (TMDL). The draft TMDL Report for Little Rock Creek is available for review at <http://www.pca.state.mn.us/water/tmdl/tmdl-draft.html>. Following the comments, the MPCA will revise the draft TMDL Report and submit it to the U.S. Environmental Protection Agency (EPA) for approval. Comments must be received by the MPCA contact person by the public comment period end date shown above.

Required by the federal Clean Water Act, a TMDL is a scientific study that calculates the maximum amount of a pollutant that a waterbody can receive and still meet water quality standards for that pollutant. It is a process that identifies all the sources of the pollutant causing an impairment and allocates necessary reductions among them. This multi-year effort results in a pollution reduction plan and engages stakeholders and the general public. An approved TMDL is followed by implementation activities for achieving the necessary reductions.

Little Rock Creek is a designated trout stream and drinking water source that begins in Morrison County and flows south west through Little Rock Lake in Benton County. The Creek ultimately discharges to the Mississippi River via the Harris Channel upstream of St Cloud in the Mississippi River Basin. The cities of St Cloud, Minneapolis and St Paul all withdraw drinking water from the Mississippi River downstream of the Little Rock Creek discharge point.

Little Rock Creek failed to attain the designated use for aquatic life due to lack of a coldwater assemblage and was placed on the 303(d) list in 2002. During the course of the TMDL study, additional impairments for dissolved oxygen (DO), temperature and nitrates were discovered. The Creek was listed for these additional impairments in 2010. Bunker Hill Creek, a tributary to Little Rock Creek, was also discovered to be impaired for nitrates and was placed on the 2010 303(d) list as well.

Overall, a 52% reduction in total oxygen demand is necessary to ensure that the DO standard is met throughout Little Rock Creek under the critical flow conditions. Reductions in nitrate load of 47% and 29% are necessary to ensure that the standard is met in Little Rock Creek under the dry and low flow conditions, respectively. Reductions in nitrate load of 33% and 19% are necessary to ensure that the standard

is met in Bunker Hill Creek under the moist and mid-range flow conditions, respectively. Overall, a 1% reduction in thermal loading across all thermal sources is needed in Little Rock Creek to meet the Maximum Weekly Average Temperature (MWAT) criteria.

Agency Contact Person: Written or oral comments, petitions, questions, or requests to receive a draft of the TMDL Reports, and requests for more information should be directed to:

Maggie Leach
Minnesota Pollution Control Agency
7678 College Road, Suite 105
Baxter, MN 56425
Phone: (218) 316-3895
Minnesota Toll Free: 1-800-657-3864
Fax: (218) 828-2594
E-mail: margaret.leach@state.mn.us
TTY users may call the MPCA teletypewriter at (651) 282-5332 or 1-800-657-3864.

Preliminary determination on the draft TMDL Report: The MPCA Commissioner has made a preliminary determination to submit this TMDL Report to the EPA for final approval. A draft TMDL Report is available for review at the MPCA office at the address listed above, and at the MPCA Web site: <http://www.pca.state.mn.us/water/tmdl>

Suggested changes will be considered before the final TMDL Report is sent to the EPA for approval.

Written Comments: You may submit written comments on the conditions of the draft TMDL Report or on the Commissioner's preliminary determination. Written comments must include the following:

1. A statement of your interest in the draft TMDL Report;
2. A statement of the action you wish the MPCA to take, including specific references to sections of the draft TMDL that you believe should be changed; and
3. The reasons supporting your position, stated with sufficient specificity as to allow the Commissioner to investigate the merits of your position.

Petition for Public Informational Meeting: You also may request that the MPCA Commissioner hold a public informational meeting. A public informational meeting is an informal meeting that the MPCA may hold to solicit public comment and statements on matters before the MPCA, and to help clarify and resolve issues.

A petition requesting a public informational meeting must include the following information:

1. A statement identifying the matter of concern;
2. The information required under items 1 through 3 of "Written Comments," identified above;
3. A statement of the reasons the MPCA should hold a public informational meeting; and
4. The issues that you would like the MPCA to address at the public informational meeting.

Petition for Contested Case Hearing: You also may submit a petition for a contested case hearing. A contested case hearing is a formal evidentiary hearing before an administrative law judge. In accordance with *Minnesota Rules* 7000.1900, the MPCA will grant a petition to hold a contested case hearing if it finds that:

1. There is a material issue of fact in dispute concerning the application or draft TMDL Report;
2. The MPCA has the jurisdiction to make a determination on the disputed material issue of fact; and
3. There is a reasonable basis underlying the disputed material issue of fact or facts such that the holding of the contested case hearing would allow the introduction of information that would aid the MPCA in resolving the disputed facts in making a final decision on the draft TMDL Report. A material issue of fact means a fact question, as distinguished from a policy question, whose resolution could have a direct bearing on a final MPCA decision.

A petition for a contested case hearing must include the following information:

1. A statement of reasons or proposed findings supporting the MPCA decision to hold a contested case hearing according to the criteria in *Minnesota Rules* 7000.1900, as discussed above; and
2. A statement of the issues proposed to be addressed by a contested case hearing and the specific relief requested or resolution of the matter.

Official Notices

In addition and to the extent known, a petition for a contested case hearing should also include the following information:

1. A proposed list of prospective witnesses to be called, including experts, with a brief description of proposed testimony or summary of evidence to be presented at a contested case hearing;
2. A proposed list of publications, references, or studies to be introduced and relied upon at a contested case hearing; and
3. An estimate of time required for you to present the matter at a contested case hearing.

MPCA Decision: You may submit a petition to the Commissioner requesting that the MPCA Citizens' Board (Board) consider the TMDL Report approval. To be considered timely, the petition must be received by the MPCA by 4:30 p.m. on the date the public comment period ends, identified on page 1 of this notice. Under the provisions of *Minnesota Statutes* § 116.02, subd 6(4), the decision whether to submit the TMDL Report and, if so, under what terms will be presented to the Board for decision if:

1. The Commissioner grants the petition requesting the matter be presented to the Board;
2. One or more Board members request to hear the matter before the time the Commissioner makes a final decision on the TMDL Report; or
3. A timely request for a contested case hearing is pending. You may participate in the activities of the MPCA Board as provided in *Minnesota Rules* 7000.0650.

The written comments, requests, and petitions submitted on or before the last day of the public comment period will be considered in the final decision on this TMDL Report. If the MPCA does not receive written comments, requests, or petitions during the public comment period, MPCA staff as authorized by the Board, will make the final decision on the draft TMDL Report.

Dated: February 2013

Minnesota Department of Transportation (Mn/DOT) Engineering Services Division, Office of Construction and Innovative Contracting: Notices of Suspension and Debarment

NOTICE OF SUSPENSION

NOTICE IS HEREBY GIVEN that the Department of Transportation ("MnDOT") has ordered that the following vendors be suspended for a period of sixty (60) days, effective January 30, 2013 until March 31, 2013:

- Marlon Louis Danner and his affiliates, South St. Paul, MN
- Danner, Inc. and its affiliates, South St. Paul, MN
- Bull Dog Leasing, Inc. and its affiliates, Inver Grove Heights, MN
- Danner Family Limited Partnership and its affiliates, South St. Paul, MN
- Ell-Z Trucking, Inc. and its affiliates, South St. Paul, MN
- Danner Environmental, Inc. and its affiliates, South St. Paul, MN

NOTICE OF DEBARMENT

NOTICE IS HEREBY GIVEN that the Department of Transportation ("MnDOT") has ordered that the following vendors be debarred for a period of three (3) years, effective February 24, 2010 until February 24, 2013:

- Joseph Edward Riley, Morris, MN
- John Thomas Riley, Morris, MN

NOTICE IS HEREBY GIVEN that the Department of Transportation ("MnDOT") has ordered that the following vendors be debarred for a period of three (3) years, effective March 25, 2011 until March 25, 2014:

- Philip Joseph Franklin, Leesburg, VA
- Franklin Drywall, Inc. and its affiliates, Little Canada, MN
- Master Drywall, Inc. and its affiliates, Little Canada, MN

Minnesota Statute section 161.315 prohibits the Commissioner, counties, towns, or home rule or statutory cities from awarding or

approving the award of a contract for goods or services to a person who is suspended or debarred, including:

- 1) any contract under which a debarred or suspended person will serve as a subcontractor or material supplier,
- 2) any business or affiliate which the debarred or suspended person exercises substantial influence or control, and
- 3) any business or entity, which is sold or transferred by a debarred person to a relative or any other party over whose actions the debarred person exercises substantial influence or control, remains ineligible during the duration of the seller's or transfer's debarment.

State Grants & Loans

In addition to requests by state agencies for technical/professional services (published in the State Contracts Section), the *State Register* also publishes notices about grants and loans available through any agency or branch of state government. Although some grant and loan programs specifically require printing in a statewide publication such as the *State Register*, there is no requirement for publication in the *State Register* itself. Agencies are encouraged to publish grant and loan notices, and to provide financial estimates as well as sufficient time for interested parties to respond.

Additional Funding Sources

Check up on all the "active" state grants in the "Contracts & Grants" section, available only to *State Register* subscribers. Open the *State Register* and click on Bookmarks on the left. You will also see a list of all the current rules, a growing index, and previous years' indices. Subscribers also receive LINKS to the *State Register*. Subscriptions cost \$180 a year (an \$80 savings). Here's what you receive via e-mail:

- **Word Search Capability**
- **Updates to Index to Vol. 37**
- **E-mailed to you on Friday**
- **LINKS, LINKS, LINKS**
- **"Contracts & Grants" Open for Bid**
- **Easy Access to *State Register* Archives**

It's all E-mailed to you, at end-of-day on Friday, instead of waiting for the non-subscriber's issue released on Monday. Contact Loretta J. Diaz, our subscriptions manager, at **phone:** (651) 297-8777, or **fax:** (651) 297-8260, or **e-mail:** loretta.diaz@state.mn.us

The *State Register* is one of the best ways to advertise your grants - it's a required read for public works projects. And it's cost is one of the least expensive legal advertising rates in Minnesota. At \$10.20 per 1/10 of a page you cannot go wrong.

Minnesota Department of Commerce (DOC)

Division of Insurance Fraud Prevention

Request for Proposals for the Minnesota Automobile Theft Prevention Program Grants

The Minnesota Department of Commerce, Division of Insurance Fraud Prevention, is requesting proposals for grants from eligible applicants to obtain monetary grants from the Minnesota Automobile Theft Prevention Grant Program. Eligible applicants consist of Minnesota State and local law enforcement agencies, county attorney's offices, the judiciary, community-based organizations and business organizations.

State Grants & Loans

A Request for Proposals will be available by email from this office through February 27, 2013. **A written request (by e-mail) is required to receive the Request for Proposal.**

The Request for Proposal can be obtained from:

Brandon Johnson
Minnesota Department of Commerce
Division of Insurance Fraud Prevention
85 - 7th Place East, Suite 500
St. Paul, MN 55101-2198
E-mail: brandon.johnson@state.mn.us

Proposals submitted in response to the Request for Proposals in this advertisement must be received at the address above no later than 3:00 p.m. Central Time on March 4, 2013. **Late proposals will NOT be considered.** Proposals submitted by fax or e-mail will **NOT** be considered.

This request does not obligate the Department of Commerce to complete the work contemplated in this notice. The Department of Commerce reserves the right to cancel this solicitation. All expenses incurred in responding to this notice are solely the responsibility of the responder.

Minnesota Department of Transportation (Mn/DOT) Office of Transit Notice of Intent to Solicit Intercity Bus Grant Proposals

NOTICE IS HEREBY GIVEN that the Minnesota Department of Transportation (MnDOT) Office of Transit is currently soliciting grant applications through its Intercity Bus Program. Intercity Bus is a grant program funded through the United States Department of Transportation, Federal Transit Administration (FTA) Section 5311(f). Grants are for operating, capital, and marketing assistance for services between regional trade centers in Greater Minnesota. The application period will be open until March 15, 2013, and contracts will be effective from July 1, 2013 until June 30, 2014.

Pursuant to FTA guidance and State priorities, the objectives of the Minnesota Intercity Bus Program are:

- To support the connection between non-urbanized areas and the larger regional or national system of intercity bus service
- To support services to meet the intercity travel needs of residents in non-urbanized areas
- To support the infrastructure of the intercity bus network through planning and marketing assistance and capital investment in facilities
- To promote the maximum feasible coordination of intercity bus service with local public transit and other modes to provide intermodal mobility throughout the State

This program is funded by State and Federal funds. Successful applicants will be required to abide by all pertinent rules and regulations related to State and Federal grants.

Instructions and application forms are available for download at the Office of Transit's Intercity Bus Program home page:

www.dot.state.mn.us/transit/grants/5311f.html

All inquiries should be directed to:

Shaun Morrell, AICP
Intercity Bus and Urban Transit Program Coordinator
MnDOT Office of Transit
395 John Ireland Boulevard, MS 430
Saint Paul, Minnesota 55155
E-mail: shaun.morrell@state.mn.us
Phone: (651) 366-4183

State Grants & Loans

FURTHER, there will be an application workshop conducted by the Office of Transit on February 27, 2013, from 1:00 p.m. to 3:00 p.m. at the MnDOT Training Center in Arden Hills, 1900 West County Road I, Shoreview, MN 55126. RSVP to Shaun Morrell if you will be attending the workshop.

Applications submitted in response to this announcement must be received by **3:00 p.m., Central Time, on Friday March 15, 2013 at the above address. Late proposals will NOT be considered.**

This request does not obligate the State to complete the work contemplated in this notice. The State reserves the right to cancel this solicitation. All expenses incurred in responding to this notice are solely the responsibility of the applicant.

State Contracts

Informal Solicitations: Informal solicitations for professional/technical (consultant) contracts valued at over \$5,000 through \$50,000, may either be published in the *State Register* or posted on the Department of Administration, Materials Management Division's (MMD) Web site. Interested vendors are encouraged to monitor the P/T Contract Section of the MMD Web site at: www.mmd.admin.state.mn.us for informal solicitation announcements.

Formal Solicitations: Department of Administration procedures require that formal solicitations (announcements for contracts with an estimated value over \$50,000) for professional/technical contracts must be published in the *State Register*. Certain quasi-state agency and Minnesota State College and University institutions are exempt from these requirements.

Requirements: There are no statutes or rules requiring contracts to be advertised for any specific length of time, but the Materials Management Division strongly recommends meeting the following requirements:

- \$0 - \$5000 does not need to be advertised. Contact the Materials Management Division: (651) 296-2600
- \$5,000 - \$25,000 should be advertised in the *State Register* for a period of at least seven calendar days;
- \$25,000 - \$50,000 should be advertised in the *State Register* for a period of at least 14 calendar days; and
- anything above \$50,000 should be advertised in the *State Register* for a minimum of at least 21 calendar days.

Find and Follow Past Contracts and RFPs

State Register subscribers receive a list of **all current contracts and grants**, as well as LINKS to the *State Register*, Bookmarks, and a growing INDEX to each volume, including the current issue, and previous volumes. To view, open the *State Register* and click on BOOKMARKS in the left hand corner. Here's what you receive via e-mail:

- **Word Search Capability**
- **Updates to Index to Vol. 37**
- **E-mailed to you, on Friday**
- **LINKS, LINKS, LINKS**
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The state spends \$2-3 billion a year on contracts. The *State Register* is one of the best ways to advertise your contracts - it's a required read for public works projects. And it's cost is one of the least expensive legal advertising rates in Minnesota. At \$10.20 each 1/10 of a page, you cannot go wrong.

State Contracts

Department of Administration (Admin)

Plant Management Division

Notice of Availability of Contract for Alternative Transportation to Visitors of the Capitol Complex by Means of Bicycle Rental

The Minnesota Department of Administration is requesting proposals from vendors who are able to provide bicycle kiosks that allow for bicycle rental.

Work is proposed to start after April 15, 2013.

A Request for Proposals will be available by mail from this office through February 8, 2013. **A written request (by direct mail, e-mail or fax) is required to receive the Request for Proposal.** After February 8, 2013, the Request for Proposal must be picked up in person.

The Request for Proposal can be obtained from:

Anne Johnson
Department of Administration, PMD
50 Sherburne Avenue, G-10
Fax: (651) 297-5158
E-mail: *Anne.johnson@state.mn.us*

Proposals submitted in response to the Request for Proposals in this advertisement must be received at the address above no later than February 19, 2013. **Late proposals will NOT be considered.** Fax or emailed proposals will **NOT** be considered.

This request does not obligate the State to complete the work contemplated in this notice. The State reserves the right to cancel this solicitation. All expenses incurred in responding to this notice are solely the responsibility of the responder.

Department of Administration (Admin)

Real Estate and Construction Services

Notice of Availability of Request for Proposal (RFP) for Hazardous Material Consultant Services for Repairs, Restoration and Preservation to the Minnesota State Capitol Building

NOTICE IS HEREBY GIVEN that the State of Minnesota, Department of Administration, Real Estate and Construction Services, is in need of a qualified consultant to provide services for hazardous material and lead paint surveys, sampling and analysis of suspect materials, preparation of Construction Documents for the removal of identified hazardous materials, assistance with bidding and award of the abatement work, and sampling and analysis services during construction. On-site monitoring during abatement activities is not to be included in these services. They will be part of a separate, future request for proposal.

A full Request for Proposals is available on the Department of Administration, Real Estate and Construction Services website: www.admin.state.mn.us/recs/cs/cs-sa.html.

Project questions will be taken by Talia Landucci Owen at talia.landucci-owen@state.mn.us. Questions regarding this RFP must be received by Friday, February 8, 2013 at 3:30 p.m. CT.

Proposals must be received by the Real Estate and Construction Services, Department of Administration, 309 Administration Building, 50 Sherburne Ave., St. Paul, MN 55155, Attn.: Talia Landucci Owen, no later than Tuesday, February 19, 2013 by 12:00 noon CT. Late responses will not be considered. ***Note, State offices will be closed on Monday, February 18, 2013, in observance of Presidents' Day; therefore, deliveries cannot be accepted on that date.**

The Department of Administration, Real Estate and Construction Services Division is not obligated to complete the proposed project and reserves the right to cancel the solicitation if it is considered to be in its best interest. All expenses incurred in responding to this notice are solely the responsibility of the responder.

Department of Administration (Admin) University of Minnesota (U of M) State Designer Selection Board Project #13-01 Notice of Availability of Request for Proposal (RFP) for Designer Selection for University of Minnesota – Lysaker Wellness / Recreation Center Addition and Remodel

The State of Minnesota, acting through its Board of Regents for the University of Minnesota, through the State Designer Selection Board, is soliciting proposals from interested, qualified consultants for architectural and engineering design services for the above referenced project.

A full Request for Proposals is available on the University of Minnesota Capital Planning and Project Management website
http://www.uservices.umn.edu/purchasing/ae_services.html,

click on “Crookston Campus Advertisements” and then “Lysaker Wellness / Recreation Center Addition and Remodel.”

A **non-mandatory** informational meeting is scheduled for **February 13, 2013 at 1:00 pm Lysaker Gymnasium Main Lobby (2900 University Avenue Crookston, MN 56716)**. All firms interested in this project should attend this meeting. Project questions will also be taken at this meeting.

Proposals must be delivered to Kathy Grochowski, Executive Secretary, State Designer Selection Board, Real Estate and Construction Services Administration Building, Room 309, 50 Sherburne Ave., St. Paul, MN 55155 (651.201.2389) no later than **12:00 Noon, Central Time, February 25, 2013**. Late responses will NOT be considered.

The University of Minnesota is not obligated to complete the proposed project and reserves the right to cancel the solicitation if it is considered to be in its best interest.

Minnesota State Colleges and Universities (MnSCU) Bemidji State University Chet Anderson Stadium Notice of Request for Proposals for Designer Selection for Installation of Artificial Turf

NOTICE IS HEREBY GIVEN that Bemidji State University is requesting proposals for Designer Selection (RFP) for the above mentioned Bemidji State University project. To receive a copy of the full RFP, please go to the following Bemidji State University website:

http://www.bemidjistate.edu/offices/procurement_logistics/rfps_bids/

Proposals are due by 2:00 p.m. CST, Tuesday, February 19, 2013 and are to be addressed to Jeff Sande, Director of Facilities, Bemidji State University, Deputy Hall 347, 1500 Birchmont Drive NE, Bemidji, MN 56601-2699.

Any questions should be in the form of an RFI and directed to Jeff Sande at e-mail: jsande@bemidjistate.edu

State Contracts

Late responses will not be considered.

Minnesota State Colleges and Universities is not obligated to complete the proposed project and reserves the right to cancel the solicitation.

Minnesota State Colleges and Universities (MnSCU) Board of Trustees

Notice of Request for Information (RFI) for Architectural, Owner's Representative, Real Estate and Other Related Professional and Technical Services for a Master List of Consultants

The State of Minnesota, acting through its Board of Trustees of the Minnesota State Colleges and Universities ("MnSCU"), requests information of Minnesota registered consultants, as appropriate, to assist MnSCU in providing Architectural/Engineering, Owner Representative, Real Estate and other related Professional and Technical services as needed for up to a five-year period. Projects will vary in scope and may involve professional services for new construction, remodeling, commissioning, site and utility work, facilities, roads and grounds, and land development.

The Request for Information (RFI) documents can be found online at:

<http://www.finance.mnscu.edu/facilities/design-construction/index.html> under Announcements.

This RFI is to permit a consultant to be included on the new MnSCU Master List of Consultants (2013 - 2018). The consultants currently on the Master List DO need to respond to this RFI, since the current list will expire in June 2013. The current Master List can be viewed at *www.finance.mnscu.edu/facilities/design-construction/pm_emanual/index.html* and click on "#38 - Facilities P/T Consultants Master List".

If unable to access the RFI electronically, copies of the RFI may also be requested from:

Nancy Marandola - Minnesota State Colleges & Universities
Phone (651) 201-1780 or E-mail: Nancy.marandola@so.mnscu.edu

Proposals must be delivered to: Minnesota State Colleges & Universities
ATTN: Facilities Design and Construction
Wells Fargo Place
30 Seventh Street East, Suite 350
St. Paul, Minnesota 55101-7804

Proposals must be received NOT later than March 1, 2013 at 12:00 P.M. CST; late responses will not be considered.

MnSCU reserves the right to cancel this solicitation if it is considered to be in MnSCU's best interest. The RFI is not a guarantee of work and does not obligate MnSCU to award any contracts. MnSCU reserves the right to discontinue the use or cancel all or any part of this Master List of Consultants program if it is determined to be in its best interest. All expenses incurred in responding to this notice are solely the responsibility of the responder.

Minnesota Department of Commerce (DOC) Division of Insurance Fraud Prevention Request for Proposals for the MN Automobile Theft Prevention Program Grants

The Minnesota Department of Commerce, Division of Insurance Fraud Prevention, is requesting proposals for grants from eligible applicants to obtain monetary grants from the Minnesota Automobile Theft Prevention Grant Program. Eligible applicants consist of Minnesota State and local law enforcement agencies, county attorney's offices, the judiciary, community-based organizations and business organizations.

A Request for Proposals will be available by email from this office through February 27, 2013. **A written request (by e-mail) is required to receive the Request for Proposal.**

The Request for Proposal can be obtained from:

Brandon Johnson
Minnesota Department of Commerce
Division of Insurance Fraud Prevention
85 - 7th Place East, Suite 500
St. Paul, MN 55101-2198
E-mail: *brandon.johnson@state.mn.us*

Proposals submitted in response to the Request for Proposals in this advertisement must be received at the address above no later than 3:00 p.m. Central Time on March 4, 2013. **Late proposals will NOT be considered.** Proposals submitted by fax or e-mail will **NOT** be considered.

This request does not obligate the Department of Commerce to complete the work contemplated in this notice. The Department of Commerce reserves the right to cancel this solicitation. All expenses incurred in responding to this notice are solely the responsibility of the responder.

Department of Commerce (DOC) Notice of Availability of Contract for Insurance-related Consulting Services to the Department of Commerce, Including Financial Examinations, Insurance Market Conduct Examinations, Insurance Policy Rate and Form Filing Reviews, and Other Insurance-related Consultant Services

The Minnesota Department of Commerce is requesting proposals for the purpose of establishing Master Contracts with several qualified consultants that have financial examination expertise, insurance regulatory expertise, knowledge of financial standards, examination requirements and standards, the insurance market and Minnesota insurance laws.

A Request for Proposals will be available by email from this office through March 1, 2013.

A written request (by e-mail) is required to receive the Request for Proposal.

The Request for Proposal can be obtained from:

Emily Kelnberger
Minnesota Department of Commerce
85 East Seventh Place, Suite 500
St. Paul, MN 55101
E-mail: *emily.kelnberger@state.mn.us*

State Contracts

Proposals submitted in response to the Request for Proposals in this advertisement must be received at the address above not later than Wednesday, March 6, 2013, at 3:00 p.m., Central Time. **Late proposals will NOT be considered.** Proposals submitted by fax or e-mail will **NOT** be considered.

This request does not obligate the State to complete the work contemplated in this notice. The State reserves the right to cancel this solicitation. All expenses incurred in responding to this notice are solely the responsibility of the responder.

Minnesota Department of Human Services (DHS) Health Care Eligibility and Access Division Notice of Request for Proposals to Provide Services for Verifying Income of Public Assistance and Child Support Participants Using Payroll Data

NOTICE IS HEREBY GIVEN that the Minnesota Department of Human Services is requesting proposals to provide services for verifying income of public assistance and child support participants using payroll data.

Work is proposed to start April 1, 2013. For more information, or to obtain a copy of the Request for Proposal, contact:

Kassie Church
Department of Human Services
Health Care Eligibility and Access Division
E-mail: *kasandra.church@state.mn.us*

This is the only person designated to answer questions by potential responders regarding this request.

Proposals submitted in response to this Request for Proposals must be received at the email address above no later than **2:30 p.m., Central Time, February 25, 2013. Late proposals will NOT be considered.** Faxed or mailed proposals will **NOT** be considered.

This request does not obligate the State to complete the work contemplated in this notice. The State reserves the right to cancel this solicitation. All expenses incurred in responding to this notice are solely the responsibility of the responder.

Minnesota State Lottery Request for Proposals for Sponsorship Agreements

Description of Opportunity

The Minnesota State Lottery develops sponsorship agreements throughout the year with organizations, events, and sports teams to create excitement for lottery players, to interest new players and increase the visibility of lottery games. The Lottery encourages and continually seeks new sponsorship agreements to help achieve current Lottery marketing goals.

Proposal Content

A sponsorship proposal presented to the Lottery should meet the following three criteria:

1. Maximize Lottery Visibility – the event, sports or tie-in proposal should draw a large number of desired participants (typically 50,000 or more) whose demographics match the Lottery player profile. The Lottery is interested in effectively delivering its message of fun and entertainment to Minnesota adults whose demographics skew primarily towards those aged 25-64, with a household income of \$35,000-\$75,000, and having an educational background of some college or higher. The Lottery does not market to those under the age of 18, and family events with high levels of children present are generally not accepted. Attendance, on-site signage visibility and paid media exposure will be critical components that will be evaluated.

2. Enhance Lottery Image- – the event, sports or tie-in proposal should inherently project the attitude that the Lottery is a fun and

socially acceptable part of the community. The Lottery's presence should fit well within the lineup of other sponsors. The Lottery is interested in creating opportunities whereby the sponsorship can translate into sales revenue, either via on-site sales from a Lottery booth, from sales-generating promotions with Lottery retailers or from joint programs with the sponsor's media partners.

3. Provide Promotional Extensions – the event, sports or tie-in proposal should offer exciting, value-added ways to interact with our players and have opportunities to motivate attendees, listeners and viewers to participate in and purchase Lottery games. The proposal must include proper staffing availability or other considerations to help the Lottery implement any appropriate promotional extension ideas.

Proposals should address all pertinent elements of the sponsorship and how the Lottery criteria as stated above and on the Evaluation Form are to be met. To view or print copies of the Request for Proposal go to: <http://www.mnlottery.com/vendors.html>

This Solicitation does not obligate the state to award a contract or pursue a proposed sponsorship opportunity, and the state reserves the right to cancel the solicitation if it is considered to be in its best interest.

Questions

Questions concerning this Solicitation should be directed to:

John Mellein, Marketing Director
Minnesota State Lottery
2645 Long Lake Road
Roseville, MN 55113
Telephone: (651) 635-8230
Toll-free: (888) 568-8379 ext. 230
Fax: (651) 297-7496
TTY: (651) 635-8268
E-mail: johnm@mnlottery.com

Other personnel are not authorized to answer questions regarding this Solicitation.

Response Delivery

All responses must be in writing and delivered to the contact noted above. Proposals will be accepted on an ongoing basis.

State Court Administrator's Office Notice of Request for Proposals for Providing a Portfolio Management Tool and Service for the Minnesota Judicial Branch

The State of Minnesota, State Court Administrator's Office ("STATE") is using a competitive selection process (referred to herein as the "Request for Proposals" or "RFP") to select the vendor responsible for providing a Portfolio Management Tool and services to implement the tool and support for the State Court Administrator's Office. The RFP is posted on the main state court web page (www.mncourts.gov) under the "News & Announcement" section titled "Public Notices". This document is not the actual RFP.

The RFP is not a bid but a request for a proposal that could become the basis for negotiations leading to a contract with a designated vendor to provide the tool and services as described in the RFP.

The STATE reserves the right to accept or reject any and all proposals, waive defects in any proposal and to accept the proposal or any part thereof that appears in the opinion of the STATE, most advantageous to the objectives of the project.

Inquiries.

Questions about the RFP must be directed in writing to:

Tammy Bjork, Senior Project Manager
Minnesota Judicial Center
Information Technology Division

State Contracts

25 Rev. Dr. Martin Luther King Jr. Blvd.
St. Paul, MN 55155
E-mail: Tammy.Bjork@courts.state.us

Except as expressly provided in this RFP, other court personnel are not allowed to discuss the Request for Proposal with anyone, including responders, before the proposal submission deadline. Questions and answers to questions will be made available to the public.

DEADLINE.

Final written proposals must be received by Tammy Bjork at the above address no later than 4:00 p.m. (CST) on Wednesday, February 20, 2013.

Minnesota Department of Transportation (Mn/DOT) Engineering Services Division Notice of Potential Availability of Contracting Opportunities for a Variety of Highway Related Technical Activities (“Consultant Pre-Qualification Program”)

This document is available in alternative formats for persons with disabilities by calling Kelly Arneson at (651) 366-4774; for persons who are hearing or speech impaired by calling Minnesota Relay Service at (800) 627-3529.

Mn/DOT, worked in conjunction with the Consultant Reform Committee, the American Council of Engineering Companies of Minnesota (ACEC/MN), and the Department of Administration, to develop the Consultant Pre-Qualification Program as a new method of consultant selection. The ultimate goal of the Pre-Qualification Program is to streamline the process of contracting for highway related professional/technical services. Mn/DOT awards most of its consultant contracts for highway-related technical activities using this method, however, Mn/DOT also reserves the right to use Request for Proposal (RFP) or other selection processes for particular projects.

Nothing in this solicitation requires Mn/DOT to use the Consultant Pre-Qualification Program.

Mn/DOT is currently requesting applications from consultants. Refer to Mn/DOT’s Consultant Services web site, indicated below, to see which highway related professional/technical services are available for application. Applications are accepted on a continual basis. All expenses are incurred in responding to this notice will be borne by the responder. Response to this notice becomes public information under the Minnesota Government Data Practices.

Consultant Pre-Qualification Program information, application requirements and applications forms are available on Mn/DOT’s Consultant Services web site at: <http://www.dot.state.mn.us/consult>.

Send completed application material to:

Kelly Arneson
Consultant Services
Office of Technical Support
Minnesota Department of Transportation
395 John Ireland Blvd. Mail Stop 680
St. Paul, MN 55155

Minnesota Department of Transportation (Mn/DOT)

Engineering Services Division

Notice Concerning Professional/Technical Contract Opportunities and Taxpayers' Transportation Accountability Act Notices

NOTICE TO ALL: The Minnesota Department of Transportation (Mn/DOT) is now placing additional public notices for professional/technical contract opportunities on Mn/DOT's Consultant Services **website** at: www.dot.state.mn.us/consult

New Public notices may be added to the website on a daily basis and be available for the time period as indicated within the public notice. Mn/DOT is also posting notices as required by the Taxpayers' Transportation Accountability Act on the above referenced website.

Non-State Public Bids, Contracts & Grants

The *State Register* also serves as a central marketplace for contracts let out on bid by the public sector. The *State Register* meets state and federal guidelines for statewide circulation of public notices. Any tax-supported institution or government jurisdiction may advertise contracts and requests for proposals from the private sector. It is recommended that contracts and RFPs include the following: 1) name of contact person; 2) institution name, address, and telephone number; 3) brief description of commodity, project or tasks; 4) cost estimate; and 5) final submission date of completed contract proposal. Allow at least three weeks from publication date (four weeks from the date article is submitted for publication). Surveys show that subscribers are interested in hearing about contracts for estimates as low as \$1,000. Contact editor for further details.

Vendors Sought for these Projects

Check up on all the "active" state grants in the "Contracts & Grants" section, available only to *State Register* subscribers. Subscribers can view these by opening the *State Register* and clicking on Bookmarks on the left. (Non subscribers are not able to do this.) You will also see a list of all the current rules, a growing index, and previous years' indices. Subscribers also receive LINKS to the *State Register*. Subscriptions cost \$180 a year (an \$80 savings).

Dakota County Transportation Department

REQUEST FOR PROPOSAL for Construction Engineering Services for the TH 13 and CSAH 5 Interchange Project, Burnsville, Minnesota

NOTICE IS HEREBY GIVEN that Dakota County Transportation Department as the lead agency on Trunk Highway 13 and County State Aid Highway Interchange Project, is seeking qualified firms for the construction engineering consultant contract to provide assistance to the County by providing Critical Path Method (CPM) schedule review of Ames Construction, Inc. submitted schedules, local business construction staging and detour plans; contamination removal monitoring and testing inspection; review shop drawings of retaining walls, noise wall and Bridge No. 19036, and soil density monitoring of city watermain, sanitary sewer, and storm sewer.

Non-State Public Bids, Contracts & Grants

The project work will commence immediately upon selection of the consultant. The consultant will prepare a project schedule based on the County Board award date of March 12, 2013.

The full Request for Proposal can be obtained from:

John Sass, Transportation Project Manager
Dakota County Transportation Department
14955 Galaxie Avenue, 3rd Floor
Apple Valley, MN 55124
Telephone: (952) 891-7130
E-mail: *John.Sass@co.dakota.mn.us*

Proposals due: Tuesday, February 26, 2013 at 2:00 p.m. at the Dakota County Transportation Department 14955 Galaxie Avenue, 3rd Floor Apple Valley, MN 55124

Hennepin County Notice of Request for Proposals for Fort Snelling Upper Post

Hennepin County Housing, Community Works and Transit (HCWT) is issuing a Request for Proposals (RFP), on behalf of the owner, State of Minnesota Department of Natural Resources (DNR), for adaptive re-use of historic properties at the Fort Snelling Upper Post, Fort Snelling State Park in Minnesota. All properties and buildings are located within unincorporated Hennepin County.

The Upper Post consists of 141 acres with historic buildings that were constructed from about 1872 to 1907. The Upper Post area was transferred to the DNR in 1971 under the Land to Parks Program with the stipulation that it could only be used for nonprofit recreational purposes. To encourage broader utilization, including for-profit enterprises, the Upper Post will be transferred to the Department of Interior's Historic Monument Program.

The DNR is soliciting proposals to rehabilitate several historic buildings consistent with the DNR Conservation Agenda to provide outdoor education and connect people to the outdoors. This would include activities and programs related to energy and the environment, or development of institutions that focus on environmental education, sustainable agriculture; food supply; science, as it relates to the environment, water quality, climate change, and sustainable energy; or uses that support historic preservation and interpretation, outdoor recreation, cultural resources, tribal relationships, natural resource management and environmental research.

The proposals for this RFP are due on April 1, 2013 by 4:00 p.m. Written Questions will be accepted until February 22, 2013 at 4:00 pm. For the RFP and additional information, please go to www.hennepin.mn.us/fortsnelling

Written questions and proposals should be submitted to:

Hennepin County
Department of Housing, Community Works and Transit
Attn: Patrick Connoy
701 - 4th Avenue South, Suite 400
Minneapolis, MN 55415
E-mail: *Patrick.Connoy@co.hennepin.mn.us*

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