

This Document can be made available in alternative formats upon request

State of Minnesota
HOUSE OF REPRESENTATIVES

EIGHTY-SIXTH
SESSION

HOUSE FILE No. **3770**

April 13, 2010

Authored by Hausman, Wagenius, Hansen, Poppe, Brown and others
The bill was read for the first time and referred to the Committee on Finance

1.1 A bill for an act
1.2 relating to capital improvements; authorizing spending to acquire and better
1.3 public land and buildings and other improvements of a capital nature with
1.4 certain conditions; authorizing the sale of state bonds; modifying previous
1.5 appropriations; appropriating money.

1.6 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MINNESOTA:

1.7 Section 1. CAPITAL IMPROVEMENT APPROPRIATIONS.

1.8 The sums shown in the column under "Appropriations" are appropriated from the
1.9 bond proceeds fund, or another named fund, to the state agencies or officials indicated,
1.10 to be spent for public purposes. Appropriations of bond proceeds must be spent as
1.11 authorized by the Minnesota Constitution, article XI, section 5, paragraph (a), to acquire
1.12 and better public land and buildings and other public improvements of a capital nature, or
1.13 as authorized by the Minnesota Constitution, article XI, section 5, paragraphs (b) to (j),
1.14 or article XIV. Unless otherwise specified, money appropriated in this act for a capital
1.15 program or project may be used to pay state agency staff costs that are attributed directly
1.16 to the capital program or project in accordance with accounting policies adopted by the
1.17 commissioner of management and budget. Unless otherwise specified, the appropriations
1.18 in this act are available until the project is completed or abandoned subject to Minnesota
1.19 Statutes, section 16A.642.

1.20 SUMMARY

1.21	<u>Natural Resources</u>		<u>25,923,000</u>
1.22	<u>Board of Water and Soil Resources</u>		<u>25,000,000</u>
1.23	<u>Transportation</u>		<u>5,500,000</u>
1.24	<u>Metropolitan Council</u>		<u>43,500,000</u>
1.25	<u>TOTAL</u>	\$	<u>99,923,000</u>
1.26	<u>Bond Proceeds Fund (General Fund Debt Service)</u>		<u>99,923,000</u>

2.1

APPROPRIATIONS

2.2 **Sec. 2. NATURAL RESOURCES**

2.3 **Subdivision 1. Total Appropriation** **\$ 25,923,000**

2.4 To the commissioner of natural resources for
2.5 the purposes specified in this section.

2.6 The appropriations in this section are
2.7 subject to the requirements of the natural
2.8 resources capital improvement program
2.9 under Minnesota Statutes, section 86A.12,
2.10 unless this section or the statutes referred
2.11 to in this section provide more specific
2.12 standards, criteria, or priorities for projects
2.13 than Minnesota Statutes, section 86A.12.

2.14 **Subd. 2. Scientific and Natural Area**
2.15 **Acquisition and Development** **4,500,000**

2.16 To acquire in fee the Hastings Sand Coulee
2.17 in Dakota County, and other lands identified
2.18 by the commissioner as targeted sites for
2.19 potential acquisition for scientific and natural
2.20 areas under Minnesota Statutes, sections
2.21 84.033 and 86A.05, subdivision 5, and for
2.22 protection and improvements of a capital
2.23 nature in scientific and natural areas. Not
2.24 less than five percent of this appropriation
2.25 is for restoration.

2.26 **Subd. 3. State Trail Acquisition and**
2.27 **Development** **21,423,000**

2.28 To acquire land for and to construct and
2.29 renovate state trails under Minnesota
2.30 Statutes, section 85.015.

2.31 Up to \$1,000,000 is for the Blazing Star
2.32 Trail.

2.33 Up to \$1,000,000 is for the Browns Creek
2.34 Trail.

- 3.1 Up to \$2,000,000 is for the Casey Jones Trail.
- 3.2 Up to \$2,000,000 is to design, acquire land
3.3 for, and develop the Camp Ripley/Veterans
3.4 State Trail, established in Minnesota
3.5 Statutes, section 85.015, subdivision 28,
3.6 in conjunction with the United States
3.7 Department of Defense and the Minnesota
3.8 Department of Transportation.
- 3.9 Up to \$1,000,000 is for the Cuyuna Lakes
3.10 Trail.
- 3.11 Up to \$2,000,000 is for the Gateway Trail.
- 3.12 Up to \$1,000,000 is for the Gitchi-Gami
3.13 Trail.
- 3.14 Up to \$2,000,000 is to acquire and develop
3.15 a five-mile bituminous extension of the
3.16 Glacial Lakes State Trail in the city of New
3.17 London to Sibley State Park, in the CSAH 40
3.18 corridor, for bicycle and pedestrian use.
- 3.19 Up to \$1,300,000 is to acquire and develop
3.20 the segment of the Goodhue Pioneer Trail
3.21 between the cities of Zumbrota and Goodhue.
- 3.22 Up to \$1,500,000 is for the Heartland Trail
3.23 extension.
- 3.24 Up to \$2,373,000 is for paving the Luce
3.25 Line Trail and developing a parallel horse
3.26 trail between the city of Winsted and city
3.27 of Cedar Mills. The trail between the city
3.28 of Winsted and city of Cedar Mills must be
3.29 available for multiple uses, including hiking,
3.30 biking, horseback riding, snowmobiling,
3.31 cross-country skiing, and inline skating.
- 3.32 Notwithstanding Minnesota Statutes, section
3.33 84.8712, subdivision 1, snowmobiles with
3.34 metal traction devices may be used on the

4.1 portion of the Luce Line Trail paved with this
 4.2 appropriation. The commissioner of natural
 4.3 resources shall ensure that all drainage tile
 4.4 passing under the Luce Line Trail can be
 4.5 maintained and provide for adequate crossing
 4.6 locations for farmers with construction
 4.7 standards that allow for large machinery to
 4.8 cross the trail.

4.9 Up to \$550,000 is for the Mill Towns Trail.

4.10 Up to \$400,000 is for the Minnesota River
 4.11 Trail.

4.12 Up to \$1,800,000 is for the Paul Bunyan
 4.13 Trail.

4.14 Up to \$1,500,000 is for the Shooting Star
 4.15 Trail.

4.16 For any project listed in this subdivision that
 4.17 the commissioner determines is not ready to
 4.18 proceed, the commissioner may allocate that
 4.19 project's money to another state trail project.

4.20 The chairs of the house of representatives
 4.21 and senate committees with jurisdiction
 4.22 over environment and natural resources
 4.23 and legislators from the affected legislative
 4.24 districts must be notified of any changes.

4.25 **Sec. 3. BOARD OF WATER AND SOIL**
 4.26 **RESOURCES**

\$ 25,000,000

4.27 **RIM Conservation Reserve**

4.28 (a) To the Board of Water and Soil Resources
 4.29 to acquire conservation easements from
 4.30 landowners to preserve, restore, create,
 4.31 and enhance wetlands; restore and enhance
 4.32 rivers and streams, riparian lands, and
 4.33 associated uplands in order to protect soil
 4.34 and water quality; support fish and wildlife

5.1 habitat; reduce flood damage; and provide
5.2 other public benefits. The provisions of
5.3 Minnesota Statutes, section 103F.515, apply
5.4 to this appropriation, except that the board
5.5 may establish alternative payment rates for
5.6 easements and practices to establish restored
5.7 native prairies, as defined in Minnesota
5.8 Statutes, section 84.02, subdivision 7, and
5.9 to protect uplands. Of this appropriation, up
5.10 to ten percent may be used to implement the
5.11 program.

5.12 The board may give priority to the area
5.13 designated for relief and recovery from the
5.14 flooding that occurred on or after August
5.15 18, 2007, in the area of southeast Minnesota
5.16 designated under Presidential Declaration of
5.17 Major Disaster DR-1717.

5.18 At least \$2,000,000 of this amount is
5.19 available for use by the Cedar River and
5.20 Turtle Creek Watershed Districts in Freeborn,
5.21 Mower, Dodge, and Steele Counties to
5.22 restore wetlands and reduce flooding in the
5.23 Austin area.

5.24 Up to \$8,000,000 of this amount is available
5.25 for use in Minnesota counties in the Red
5.26 River Basin to restore wetlands and reduce
5.27 flooding.

5.28 Up to \$500,000 is for use in the Rum River
5.29 watershed.

5.30 Up to \$2,000,000 is for use in Area II.

5.31 \$7,500,000 is for use in the seven-county
5.32 metropolitan area.

5.33 Up to \$400,000 is for a grant to the Freeborn
5.34 County Soil and Water Conservation District

6.1 for use in the Minnesota portion of the Bear
6.2 Lake watershed.

6.3 (b) The board is authorized to enter into
6.4 new agreements and amend past agreements
6.5 with landowners as required by Minnesota
6.6 Statutes, section 103F.515, subdivision
6.7 5, to allow for restoration, including
6.8 overseeding and harvesting of native prairie
6.9 vegetation for use for energy production in
6.10 a manner that does not devalue the natural
6.11 habitat, water quality benefits, or carbon
6.12 sequestration functions of the area enrolled
6.13 in the easement. This shall occur after seed
6.14 production and minimize impacts on wildlife.

6.15 Of this appropriation, up to five percent
6.16 may be used for restoration, including
6.17 overseeding. The board must submit to the
6.18 legislative committees with jurisdiction over
6.19 environment finance and capital investment
6.20 an interim report on this program by October
6.21 1, 2010, and a final report by February 1,
6.22 2011.

6.23 **Sec. 4. TRANSPORTATION**

6.24 **Subdivision 1. Total Appropriation** **\$ 5,500,000**

6.25 To the commissioner of transportation for the
6.26 purposes specified in this section.

6.27 **Subd. 2. Greater Minnesota Transit** **2,500,000**

6.28 For capital assistance for greater Minnesota
6.29 transit systems to be used for transit capital
6.30 facilities under Minnesota Statutes, section
6.31 174.24, subdivision 3c. Money from this
6.32 appropriation may be used to pay up to 80
6.33 percent of the nonfederal share of these
6.34 facilities.

7.1 \$520,000 is for a grant to the city of
 7.2 Northfield to design, construct, furnish,
 7.3 and equip a multimodal hub to serve as a
 7.4 transfer station, park and ride, intercity hub
 7.5 and trailhead, providing connections to Mill
 7.6 Towns State Trail, bike paths, and sidewalks
 7.7 within the city of Northfield.

7.8 **Subd. 3. Port Development Assistance** 3,000,000

7.9 For grants under Minnesota Statutes, chapter
 7.10 457A. Any improvements made with the
 7.11 proceeds of these grants must be publicly
 7.12 owned.

7.13 **Sec. 5. METROPOLITAN COUNCIL** **\$ 43,500,000**

7.14 **Transit Capital Improvement Program**

7.15 (a) To the Metropolitan Council to
 7.16 advance transit in the metropolitan area,
 7.17 in consultation with the Counties Transit
 7.18 Improvement Board. Transit way corridors
 7.19 include the following: Bottineau Boulevard,
 7.20 Cedar Avenue, Central Corridor LRT, I-35W
 7.21 corridor, I-94 corridor, Red Rock corridor,
 7.22 Riverview corridor, Robert Street corridor,
 7.23 Rush Line, and Southwest corridor.

7.24 The appropriation must be used first to
 7.25 maximize federal money for all the following
 7.26 projects and to fund all projects in this
 7.27 paragraph as follows, but not listed in rank
 7.28 order of priority:

7.29 (1) preliminary engineering and
 7.30 environmental work for the Southwest
 7.31 Corridor light rail line from the Hiawatha
 7.32 light rail in downtown Minneapolis to Eden
 7.33 Prairie;

8.1 (2) environmental assessment, preliminary
8.2 engineering, design, right-of-way acquisition,
8.3 and construction of bus shoulders and transit
8.4 facilities all as part of the Cedar Avenue Bus
8.5 Rapid Transit Way from Lakeville in Dakota
8.6 County to Bloomington in Hennepin County;

8.7 (3) a grant to the Ramsey County Regional
8.8 Railroad Authority to acquire land and
8.9 structures, to renovate structures, and for
8.10 design, engineering, and environmental work
8.11 to complete revitalization of the Union Depot
8.12 for use as a multimodal transit center in St.
8.13 Paul. The center must be designed so that
8.14 it facilitates a potential future connection of
8.15 high-speed rail to Minneapolis;

8.16 (4) real property acquisition, environmental
8.17 analysis, and engineering for and construction
8.18 of a park and ride facility for the Red Rock
8.19 Corridor Transit Way;

8.20 (5) environmental work, engineering,
8.21 acquisition of real property or interests in real
8.22 property, and design and construction of a
8.23 park and ride facility in the city of Woodbury
8.24 for the I-94 Corridor Transit Way;

8.25 (6) a grant to the Hennepin County Regional
8.26 Rail Authority for environmental analysis,
8.27 engineering, design, acquisition of real
8.28 property or interests in real property,
8.29 and site preparation for the Minneapolis
8.30 Transportation Interchange Facility located
8.31 in the vicinity of the confluence of the
8.32 Hiawatha light rail line and the Northstar
8.33 commuter rail line. The interchange must
8.34 be designed so that it facilitates a potential
8.35 future connection of passenger or commuter

9.1 rail to the Union Depot in St. Paul. The
9.2 amount of the grant may not exceed the
9.3 amount spent under this appropriation for
9.4 park and ride facilities; and
9.5 (7) to design, construct, furnish, and equip
9.6 improvements to property along the Central
9.7 Corridor light rail tracks as they pass the
9.8 State Capitol on University Avenue in St.
9.9 Paul; money used for this purpose is not
9.10 part of the Central Corridor light rail transit
9.11 project budget.

9.12 (b) The remainder of the appropriation must
9.13 be used to implement any of the following
9.14 capital improvements, which are not listed in
9.15 rank order of priority, to be selected by the
9.16 Metropolitan Council after consultation with
9.17 the Counties Transit Improvement Board and
9.18 after consultation with other stakeholders
9.19 as appropriate. The council shall seek
9.20 geographic balance in the allocation of this
9.21 appropriation where possible. The remainder
9.22 of the appropriation is for:

9.23 (1) environmental studies, engineering, real
9.24 property acquisition, and construction of
9.25 passenger facilities for the Robert Street
9.26 Corridor Transit Way along a corridor on
9.27 or parallel to U.S. Highway 52 and Robert
9.28 Street from within the city of St. Paul to
9.29 Dakota County Road 42 in Rosemount;

9.30 (2) environmental analysis and project
9.31 development for the Bottineau Boulevard
9.32 Transit Way corridor from the Target
9.33 Ballpark station in downtown Minneapolis
9.34 to the vicinity of the Target development in

- 10.1 northern Brooklyn Park or the Arbor Lakes
10.2 retail area in Maple Grove;
10.3 (3) real property acquisition for and
10.4 construction of a park and ride facility in the
10.5 vicinity of the intersection of County Road
10.6 14 and Interstate Highway 35E for the Rush
10.7 Line Transit Way;
10.8 (4) a grant to the Anoka County Regional
10.9 Rail Authority for environmental analysis,
10.10 design, engineering, acquisition of real
10.11 property or interests in real property, and
10.12 construction of related infrastructure and
10.13 other improvements of a capital nature for
10.14 the Foley Boulevard Northstar commuter rail
10.15 station;
10.16 (5) a grant to Hennepin County for design
10.17 of a transit station in the Lake Street area at
10.18 marked Interstate Highway 35W in the city
10.19 of Minneapolis;
10.20 (6) to predesign, design, construct, furnish,
10.21 and equip a parking lot and transit station
10.22 shelter on land owned by the city of
10.23 Rosemount in the city's downtown area. The
10.24 parking lot will have approximately 100
10.25 spaces for vehicles; and
10.26 (7) a grant to the Ramsey County Regional
10.27 Railroad Authority for environmental work
10.28 and preliminary engineering for bus rapid
10.29 transit in the Riverview corridor between the
10.30 east side of St. Paul and the Minneapolis-St.
10.31 Paul International Airport and the Mall of
10.32 America.

10.33 Sec. 6. **BOND SALE AUTHORIZATION.**

11.1 To provide the money appropriated in this act from the bond proceeds fund, the
11.2 commissioner of management and budget shall sell and issue bonds of the state in an
11.3 amount up to \$99,923,000 in the manner, upon the terms, and with the effect prescribed by
11.4 Minnesota Statutes, sections 16A.631 to 16A.675, and by the Minnesota Constitution,
11.5 article XI, sections 4 to 7.

11.6 **Sec. 7. BOND SALE AUTHORIZATIONS REDUCED.**

11.7 (a) The bond sale authorization in Laws 2010, chapter 189, section 26, subdivision
11.8 1, is reduced by \$355,680,000.

11.9 (b) The bond sale authorization in Laws 2010, chapter 189, section 26, subdivision
11.10 2, is reduced by \$5,780,000.

11.11 (c) The bond sale authorization in Laws 2010, chapter 189, section 26, subdivision
11.12 4, is reduced by \$6,500,000.

11.13 **Sec. 8. EFFECTIVE DATE.**

11.14 This act is effective the day following final enactment.