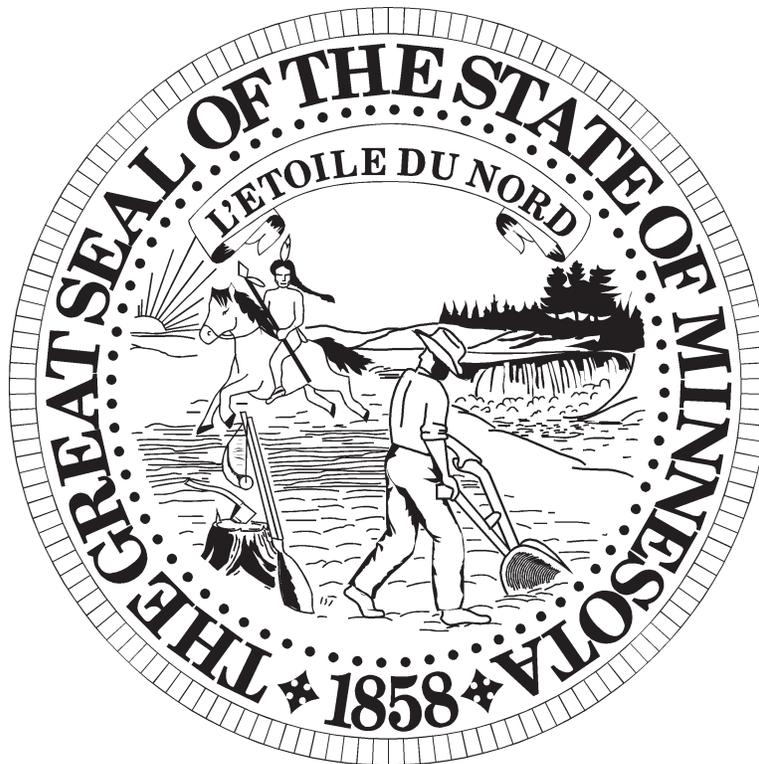


State of Minnesota

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 8 March 2010
Volume 34, Number 36
Pages 1201 - 1228**

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, published weekly to fulfill the legislative mandate set forth in *Minnesota Statutes* § 14.46. The *State Register* contains:

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- Withdrawn Rules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

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# 37	Monday 15 March	Noon Tuesday 9 March	Noon Wednesday 3 March
# 38	Monday 22 March	Noon Tuesday 16 March	Noon Wednesday 10 March
# 39	Monday 29 March	Noon Tuesday 23 March	Noon Wednesday 17 March

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Minnesota Legislative Information

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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
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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.

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A rule becomes effective after the requirements of *Minnesota Statutes* §§ 14.05-14.28 have been met and five working days after the rule is published in the *State Register*, unless a later date is required by statutes or specified in the rule. If an adopted rule is identical to its proposed form as previously published, a notice of adoption and a citation to its previous *State Register* publication will be printed. If an adopted rule differs from its proposed form, language which has been deleted will be printed with strikeouts and new language will be underlined. The rule's previous *State Register* publication will be cited.

KEY: Proposed Rules - Underlining indicates additions to existing rule language. ~~Strikeouts~~ indicate deletions from existing rule language. If a proposed rule is totally new, it is designated "all new material." **Adopted Rules** - Underlining indicates additions to proposed rule language. ~~Strikeout~~ indicates deletions from proposed rule language.

Department of Natural Resources (DNR) Adopted Permanent Rules Relating to Electronic Licensing

The rules proposed and published at *State Register*, Volume 34, Number 20, pages 681-686, November 16, 2009 (34 SR 681), are adopted as proposed.

Board of Pharmacy Adopted Permanent Rules Relating to Controlled Substances

The rules proposed and published at *State Register*, Volume 34, Number 21, pages 753-761, November 23, 2009 (34 SR 753), are adopted as proposed.

Pollution Control Agency Adopted Permanent Rules Relating to Permit Fees

The rules proposed and published at *State Register*, Volume 33, Number 51, pages 2086-2095, June 22, 2009 (33 SR 2086), are adopted with the following modifications:

7002.0016 AIR QUALITY PERMIT APPLICATION FEES AND ADDITIONAL FEES.

Subpart 1. **Fee required.** A person who applies for an air quality permit or permit amendment under chapter 7007, excluding reissuance of individual state or Part 70 operating permits, or who submits an applicability request shall submit with the application or applicability request the appropriate application fee. Failure to submit the fee as specified in part 7002.0019, subpart 1, renders the application incomplete and the agency shall suspend processing of the application until the fee is received. Fees are nonrefundable.

7002.0019 AIR QUALITY PERMIT APPLICATION FEES AND ADDITIONAL FEES.

Subp. 2. **Additional points.** The points assessed for activities designated in this subpart shall be multiplied by the dollar per point value as determined in part 7002.0018 to calculate the additional fee.

Activity	Points
A. Modeling review	15
The points for modeling review shall not be assessed for screening modeling or CAPS modeling.	
B. Best available control technology (BACT) review	15
BACT points shall be applied for each prevention of significant deterioration (PSD) pollutant analyzed.	
C. Lowest achievable emission rate (LAER) review	15
LAER points shall be applied for each nonattainment new source review (NSR) pollutant analyzed.	
D. Clean Air Interstate Rule (CAIR)/Part 75 continuous emission monitoring analysis	10
E. New source performance standard (NSPS) review	10
Points shall be applied for each applicable standard but do not apply to registration or capped, or general permit applications.	

Adopted Rules

F.	National emission standards for hazardous air pollutants (NESHAP) review Points shall be applied for each applicable standard but do not apply to registration or capped, or general permit applications.	10
G.	Case-by-case maximum achievable control technology (MACT) review Points shall be applied for each applicable source category reviewed.	20
H.	Netting Points shall be applied for each prevention of significant deterioration (PSD) pollutant for which a netting analysis is performed.	10
I.	Limit to remain below programmatic regulatory threshold Points shall be applied, if applicable, to each of the following regulatory programs: Part 70, NESHAP, EAW, AERA, NSPS, PSD, and nonattainment NSR.	10
J.	Plantwide applicability limit (PAL) Points shall be applied for each prevention of significant deterioration (PSD) pollutant for which a plantwide applicability limit is established.	20
K.	Air emission risk analysis (AERA) review	15
L.	Variance request under part 7000.7000	35
M.	Confidentiality request under part 7000.1300	2
N.	Environmental assessment worksheet (EAW) review Points shall be assigned as follows: Part 4410.4300, subparts 18, item A; and 29 Part 4410.4300, subparts 8, items A and B; 10, items A to C; 16, items A and D; 17, items A to C and E to G; and 18, items B and C Part 4410.4300, subparts 4; 5, items A and B; 13; 15; 16, items B and C; and 17, item D	15 35 70

A fee for EAW review shall be charged only if the project falls into a mandatory category specified in part 4410.4300, the agency is the designated responsible governmental unit (RGU), and an air or water permit is required for the project. If a facility requires both an air and water permit, the points for an EAW review shall be charged only once and multiplied by the lower of the dollar per point value for an air or water permit.

7002.0022 PAYMENT OF APPLICATION AND ADDITIONAL FEES.

Application fees assessed under part 7002.0019, subpart 1, shall be submitted with the application and made payable to the Minnesota Pollution Control Agency. Additional fees assessed under part 7002.0019, subpart 2, shall be paid within 30 days of receipt of any invoices ~~the invoice date~~ from the agency. The person submitting the fee shall make the payment as directed in the invoice. Final action on the permit shall not be taken until all invoices are paid.

7002.0023 NOTIFICATION OF ERROR OF ADDITIONAL FEE.

A person who believes that the assessed additional fee under part 7002.0019, subpart 2, is in error shall provide a written explanation of the person's position to the commissioner within 60 days of receipt of the invoice ~~date~~. The assessed fee shall be paid in the time frame required in part 7002.0022. The commissioner shall, within 60 days of the timely receipt of the person's written explanation:

7002.0065 PAYMENT OF ANNUAL FEES.

Fees assessed under part 7002.0025 shall be paid within 30 days of receipt of ~~an~~ the invoice ~~date~~. The person submitting the fee shall make the payment as directed in the invoice.

7002.0075 NOTIFICATION OF ERROR OF ANNUAL FEE.

A person who believes that the assessed annual emission fee is in error shall provide a written explanation of the person's position to the commissioner within 60 days of receipt of the invoice ~~date~~. A person who believes that an error exists in emissions inventory data shall submit an explanation in accordance with part 7019.3000, subpart 2. The assessed fee shall be paid in the time frame required in part 7002.0065. The commissioner shall, within 60 days of the timely receipt of the person's written explanation:

7002.0085 LATE PAYMENT FEE.

A permittee subject to one or more fees under parts 7002.0005 to 7002.0045 shall pay a late payment fee of ten percent of the payment due for failure to pay an assessed fee within 60 days of receipt of ~~an~~ the invoice ~~date~~. At 30-day intervals thereafter, the permittee shall

be assessed an additional ten percent of the original payment for failure to pay the assessed fee within that 30-day period. All late fees are due upon receipt of an invoice.

7002.0250 WATER QUALITY PERMIT APPLICATION FEE.

Subpart 1. **Fee required.** A person who applies for a water quality permit to construct, install, modify, or operate a facility, as described in parts 7001.0020, subpart 2, items C to F, and 7090.0030, excluding changes in ownership or control, name or address changes other than changes in facility location, and interim and construction short-form permits issued under chapter 7020, shall submit with the application the appropriate application fee. Failure to submit the fee as specified in part 7002.0253, subpart 1, renders the application incomplete and the agency shall suspend processing of the application until the fee is received. Application fees are nonrefundable.

7002.0258 NOTIFICATION OF ERROR.

A person who believes that the assessed additional fee under part 7002.0253, subpart 2, is in error shall provide a written explanation of the person's position to the commissioner within 60 days of ~~receipt of~~ the invoice date. The assessed fee shall be paid in the time frame required in part 7002.0240. The commissioner shall, within 60 days of the timely receipt of the person's written explanation:

7002.0270 ANNUAL FEE.

All persons required to obtain a permit listed in part 7002.0310, subparts 1, 2, and 3, shall pay an annual fee for processing of the permit and enforcement of applicable statutes and rules as described in items A to D. The annual fee shall be paid within 30 days of ~~receipt of an~~ the invoice date from the agency.

7002.0290 LATE PAYMENT FEE.

A permittee subject to one or more fees under parts 7002.0210 to 7002.0310 shall pay a late payment fee of ten percent of the payment due for failure to pay an assessed fee within 60 days of ~~receipt of an~~ the invoice date. At 30-day intervals thereafter, the permittee shall be assessed an additional ten percent of the original payment for failure to pay the assessed fee within that 30-day period. All late fees are due upon receipt of an invoice.

EFFECTIVE DATE. The amendments to *Minnesota Rules*, chapter 7002, and the repealer are effective retroactively from July 1, 2009. Applications received before July 1, 2009, will not be charged the increase to the base application fee. However, all applications are subject to the additional fees for work done after July 1, 2009.

Exempt Rules

Exempt rules are excluded from the normal rulemaking procedures (*Minnesota Statutes* §§ 14.386 and 14.388). They are most often of two kinds. One kind is specifically exempted by the Legislature from rulemaking procedures, but approved for form by the Revisor of Statutes, reviewed for legality by the Office of Administrative Hearings, and then published in the *State Register*. These exempt rules are effective for two years only.

The second kind of exempt rule is one adopted where an agency for good cause finds that the rulemaking provisions of *Minnesota Statutes*, Chapter 14 are unnecessary, impracticable, or contrary to the public interest. This exemption can be used only where the rules:

- (1) address a serious and immediate threat to the public health, safety, or welfare, or
- (2) comply with a court order or a requirement in federal law in a manner that does not allow for compliance with *Minnesota Statutes* Sections 14.14-14.28, or

- (3) incorporate specific changes set forth in applicable statutes when no interpretation of law is required, or
- (4) make changes that do not alter the sense, meaning, or effect of the rules.

These exempt rules are also reviewed for form by the Revisor of Statutes, for legality by the Office of Administrative Hearings and then published in the *State Register*. In addition, the Office of Administrative Hearings must determine whether the agency has provided adequate justification for the use of this exemption. Rules adopted under clauses (1) or (2) above are effective for two years only. The Legislature may also exempt an agency from the normal rulemaking procedures and establish other procedural and substantive requirements unique to that exemption.

KEY: Proposed Rules - Underlining indicates additions to existing rule language. ~~Strikeouts~~ indicate deletions from existing rule language. If a proposed rule is totally new, it is designated "all new material." **Adopted Rules** - Underlining indicates additions to proposed rule language. ~~Strikeout~~ indicates deletions from proposed rule language.

Department of Labor and Industry (DLI)

Adopted Exempt Permanent Rules Relating to Occupational Safety and Health: Adoption of Federal Standards by Reference; Technical Changes

The rules proposed and published at *State Register*, Volume 34, Number 28, pages 957-959, January 11, 2010 (34 SR 957), are adopted as proposed.

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 meeting and matters of public interest.

Important Notices for You

The Official Notices section gives you a “heads up” on important state meetings and announcements. The *State Register* reaches a huge audience of interested “eyes” every week. Remember to publish your notices here - it only costs \$13.60 per 1/10 of a page used in the *State Register* - it’s the least expensive legal advertising in the state.

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Department of Employment and Economic Development (DEED) Rehabilitation Services and Disability Determination Services Fee Schedule for Medical Consultative Examinations and Ancillary Testing Effective March 1, 2010

Fee Schedule Remains the Same as 2009 Other than Mileage Which Is Based on Current IRS Rate.

TRANSPORTATIONTRANSPORTATION

VR and DDS Consultative Examination (CE) Providers

The current mileage rates for clinicians performing consultative examinations who must travel to perform a consultative examination, taken from the Commissioners Plan, are:

Private Car	\$.50 per mile
Specially Equipped Van	.59 per mile
Motorcycle	.15 per mile

Official Notices

State Board of Investment

Notice to Retain Institutional Investment Management Firms to Manage a Portion of Assets

The Minnesota State Board of Investment (MSBI) retains institutional investment management firms to manage a portion of the pension assets and other accounts under its control. Periodically, the MSBI will conduct a search for institutional investment management firms on an as needed basis. For additional information on the domestic stock, international stock, or domestic bond portfolio programs for the MSBI, firms are asked to write to the following address for additional information:

External Manager Program
Minnesota State Board of Investment
60 Empire Drive, Suite 355
St. Paul, MN 55103-3555
Telephone: (651) 296-3328
Fax: (651) 296-9572
E-mail: minn.sbi@state.mn.us

Please refer to this notice in your written request.

Metropolitan Council

Notice of Public Hearing on Adoption of Amendments to the 2030 Transportation Policy Plan for the Twin Cities Metropolitan Area

The Metropolitan Council will hold a public hearing on April 12, 2010, to accept comments on the adoption of proposed amendments to the 2030 Transportation Policy Plan for the Twin Cities Metropolitan Area. The proposed amendments include:

- The selection of Light Rail Transit (LRT) on the Kenilworth-Opus-Golden Triangle alignment (Alternative 3A) as the locally preferred alternative for the Southwest Transitway; and
- Modification to I-94 from St. Paul/5th Street to the Lowry Tunnel, which will add capacity for more than a mile from the conversion of the shoulder lane to permanent general traffic use, following temporary changes made in response to the I-35W bridge collapse.

The Metropolitan Council is required by federal and state law to prepare a long-range transportation plan for the seven-county metropolitan area. The 2030 Transportation Policy Plan adopted in January 2009 meets that requirement and supports the Regional Development Framework, the development plan for the region. The Transportation Policy Plan includes sections on transit, highways, aviation, freight, pedestrian and bicycle movement.

The proposed amendments to the 2030 Transportation Policy Plan are available on the Council's Web site at:

<http://www.metrocouncil.org/planning/transportation/TPP/2008/amendments.htm>.

Printed copies will be available at no charge beginning March 8, 2010, by calling the Council's Data Center at 651-602-1140 or 651-291-0904 (TTY). Other background materials describing the Council's transportation planning and programming efforts are also available. The Transportation Committee of the Metropolitan Council will hold the **public hearing**:

- Monday, April 12, 5 p.m.
390 Robert Street North, St. Paul

Upon request, the Council will provide reasonable accommodations to persons with disabilities. Please call the Data Center, 651-602-1140, with your request at least five working days before the hearing.

The procedure for the hearing will be as follows:

- Persons will be called to speak in order in which they have registered. Individuals may register to speak in advance by calling (651) 602-1140.
- Individuals will have 3 minutes each and designated representatives of groups will have 5 minutes. Once all speakers have presented, speakers may request additional time to make further comments.
- The chair of the hearing shall have discretion in limiting or extending testimony by any person.

Comments may also be submitted to the Council as follows:

- Mail: Metropolitan Council Data Center, 390 Robert Street North, St. Paul, MN 55101-1805
- E-mail: data.center@metc.state.mn.us
- Fax: (651) 602-1464
- Public Comment Line: (651) 602-1500.

Comments will be accepted until 5 p.m., April 22, 2010. At the close of the public comment period, the Council will prepare a hearing summary. To request a copy of the hearing summary call the Data Center at (651) 602-1140 or (651) 291-0904 (TTY). The Council plans to adopt the amendments to the 2030 Transportation Policy Plan on May 12, 2010.

Minnesota Pollution Control Agency (MPCA) Municipal Division

Public Notice for the National Pollutant Discharge Elimination System/State Disposal System General Permit for Facilities with Stabilization Pond Systems

NOTICE IS HEREBY GIVEN that the Minnesota Pollution Control Agency (Agency) intends to reissue National Pollutant Discharge Elimination System (NPDES)/State Disposal System (SDS) General Permit MNG580000, under the provisions of *Minnesota Rules* 7001.0210, for facilities with stabilization pond systems. 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.

Public Notice Issued On:	March 8, 2010
Last Day to Submit Comments:	April 7, 2010

NOTICE: The Agency proposes to reissue NPDES/SDS General Permit MNG58000 (Permit). Coverage under this Permit is limited to Publicly Owned Treatment Works and Sewage Treatment Plants that have existing stabilization and/or aerated pond systems with a controlled discharge; predominantly treat domestic sewage; discharge during predefined, allowed discharge windows; meet predetermined effluent limitations; and is Agency-classified as a Class D facility. This Permit would be for facilities with a design flow of less than one million gallons per day and meet all other specified conditions for coverage.

The duration of this Permit is five years. The facilities that the Agency intends to issue notices of coverage to immediately upon issuance are listed in Attachment 1 to this Notice. Facilities that could qualify for coverage within the five-year permit cycle and could be issued notices of coverage prior to the expiration date of the permit are listed in Attachment 2 to this Notice. Please contact the Agency staff person listed in this Notice for copies of Attachments 1 and 2.

Facilities that do not meet all specific requirements for this Permit and facilities that fail or have failed to comply with a regulation, permit schedule, or compliance order issued by the Agency are excluded from coverage under this Permit. They will be required to apply for coverage under an individual NPDES/SDS permit.

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

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Interested persons are invited to submit written comments on this proposed draft general permit. Any comments received before close of business on the last day of the comment period (see above) will be considered before the draft general permit is finalized.

Comments on the draft general permit should include the following information, pursuant to *Minnesota Rules* 7001.0110:

1. A statement of the person's interest in the permit application or the draft permit.
2. A statement of the action the person would like the Agency to take, including specific references to sections in the draft permit.
3. Reasons supporting the person's position, stated with sufficient specificity as to allow the Commissioner to investigate the merits of the person's position.

Any person may request a public informational meeting on the draft general permit before the end of the public comment period. Any request for a public informational meeting must include the information in items 1 through 3 listed above.

Any person may submit a petition for a contested case hearing on the draft general permit 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 Agency 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 draft permit; (2) the Agency 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 Agency 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 Agency decision.

A petition for a contested case hearing must include the following information: (1) a statement of reasons or proposed findings supporting the Agency 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; and (3) An estimate of time required for you to present the matter at a contested case hearing.

Any person may submit a petition to the Commissioner requesting that the Agency Citizens' Board (Board) consider the permit issuance. To be considered timely, the petition must be received by the Agency by 4:30 p.m. on the date the public comment period ends, identified in this Notice. Under the provisions of *Minnesota Statutes* § 116.02, Subdivision 6(4), the decision whether to issue the permit 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 permit; or (3) a timely request for a contested case hearing is pending. Any person may participate in the activities of the Board as provided in *Minnesota Rules* 7000.0650.

The draft general permit and fact sheet are available for review at the Minnesota Pollution Control Agency 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. A copy of the draft permit and fact sheet will be mailed to you if the Agency receives your written or oral request.

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 Permit. If the Agency does not receive written comments, requests, or petitions during the public comment period, Agency staff as authorized by the Board, will make the final decision on the draft permit.

Comments, petitions, and/or requests must be submitted in writing on or before the end date of the public comment period identified in this Notice to: Denise Oakes, Minnesota Pollution Control Agency, 714 Lake Avenue, Suite 220, Detroit Lakes, Minnesota 56501; or Susan Mahowald, Minnesota Pollution Control Agency, 18 Wood Lake Drive Southeast, Rochester, Minnesota 55904.

Minnesota Pollution Control Agency (MPCA)**Regional Division****Notice of Availability of Draft Revisions to the Mustinka River Turbidity TMDL
Report and Request for Comments****Public Notice Period Begins: March 8, 2010****Public Notice Period Ends: April 7, 2010**

The Minnesota Pollution Control Agency (MPCA) is requesting comments revisions to the draft report for the Mustinka River Turbidity Total Maximum Daily Load (TMDL). The draft report originally public noticed from May 18, 2009 to June 17, 2009, now includes a newly calculated TSS target of 47 mg/l (based on an ecoregion based dataset) and additional information on the SWAT modeling used for the report, as requested by the U.S. Environmental Protection Agency (EPA). The draft TMDL report for the Mustinka River is available for review at <http://www.pca.state.mn.us/water/tmdl.html#drafttmdl>. Following the comments, the MPCA will revise the draft TMDL report and submit it to the EPA for approval. Comments must be sent to the MPCA contact person listed below by 4:30 p.m. on the date the public comment period ends.

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.

Two reaches of the Mustinka River in Traverse County are impaired because they do not meet the turbidity water quality standard. Turbidity is a measure of the water's clarity and is caused by the amount of particles in the water, such as sediment. Higher turbidities reduce the penetration of sunlight in the water and can harm aquatic life.

The impairments are located along a 4.7-mile segment or "reach" running from the Grant/Traverse County line to Five Mile Creek and a reach starting at an unnamed creek running to Lake Traverse (8.3 miles) as impaired for exceeding the turbidity standard for aquatic life, which is currently set at 25 Nephelometric Turbidity Units (NTUs). All of the turbidity readings taken during the open water season were 25 NTUs or higher. The primary cause of turbidity in the Mustinka is suspended sediment. The primary contributing sources of the turbidity impairment appear to be upland soil erosion and stream-bank erosion. The impairment can also be directly correlated with higher flows, with sediment reductions near 90 percent needed to achieve the turbidity water quality standard during wet conditions and high flows.

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:

Jack Frederick

Minnesota Pollution Control Agency

714 Lake Avenue Suite 220

Detroit Lakes, MN 56501

Phone: (218) 846-8110 (direct)**Minnesota Toll Free:** 1-800-657-3864**Fax:** (218) 846-0719**E-mail:** john.frederick@pca.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 and fact sheet are available for review at the MPCA office at the address listed below, and at the MPCA Web site: <http://www.pca.state.mn.us/water/tmdl.html#drafttmdl>. 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:

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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.
4. Comments will be confined to the revised TSS target of 47 mg/l for the river and the additional SWAT modeling information in the revised report, as requested by EPA.

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.

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 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.

**Minnesota Pollution Control Agency (MPCA)
Regional Division****Notice of Availability of Draft Reitz Lake Excess Nutrients Total Maximum Daily
Load Report and Request for Comment**

Public Comment Period Begins: March 8, 2010
Public Comment Period Ends: April 7, 2010

The Minnesota Pollution Control Agency (MPCA) is requesting comments on the draft report for the Reitz Lake Total Maximum Daily Load (TMDL). The draft TMDL report for Reitz Lake 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.

A TMDL is a scientific study, conducted on waters designated as impaired, required by the federal Clean Water Act. A TMDL study calculates the maximum amount of a pollutant that a water body can receive and continue to meet water quality standards for designated beneficial uses. It is a process that identifies all the sources of the pollutant causing the 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.

Reitz Lake is a 90-acre lake located east of Waconia in Carver County, Minnesota (about 25 miles southwest of Minneapolis). Agriculture is currently the dominant land use in the lake's 3,621-acre watershed (including Reitz Lake), with increasing transition to urban use. Part of the City of Waconia lies within the Reitz Lake watershed.

Reitz Lake has been found to be impaired for aquatic recreation because of excess nutrient levels, particularly phosphorus and violates Minnesota water quality standards based on water quality monitoring conducted during the last several years. The excess phosphorus makes the water unsuitable for aquatic recreation (swimming). As a result, it was placed on Minnesota's list of impaired waters. Because of the exceedance, Carver County was mandated to conduct a TMDL study. The TMDL study assessed the phosphorus concentration in Reitz Lake and determined the amount of phosphorus the lake could receive and still meet water quality standards. Sources of phosphorus were evaluated, including watershed runoff, internal loading, and atmospheric load.

The draft TMDL report indicated that a phosphorus reduction of 68 percent will be needed to meet the water quality standard during summer growing season conditions, corresponding to the time when violations of the aquatic recreation standard were likely to occur. Implementation strategies in the draft TMDL report will be used to generally guide future phosphorus reduction efforts. A more detailed implementation plan is being developed to identify specific measures needed to achieve the desired reductions.

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 and fact sheet are available for review at the MPCA office at the address listed below, and at the MPCA Web site: <http://www.pca.state.mn.us/water/tmdl/tmdl-draft.html>

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 MPCA Commissioner to investigate the merits of your position.

Written comments on the draft TMDL report must be sent to the MPCA contact person listed below and received by 4:30 p.m. on the date the public comment period ends, identified on page 1 of this notice. Suggested changes will be considered before the final TMDL report is sent to the EPA for approval.

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

Official Notices

Chris Zadak
Minnesota Pollution Control Agency
520 Lafayette Road North
St. Paul, MN 55155-4194
Phone: (651) 757-2837 (direct)
Minnesota Toll Free: 1-800-657-3864
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.

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 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.

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 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.

**Department of Public Safety (DPS)
Bureau of Criminal Apprehension (BCA)
Notice of Information Meeting April 21, 2010**

The Minnesota Bureau of Criminal Apprehension will hold a meeting from 9 a.m. to 11:30am on Wednesday, April 21, 2010 to discuss progress on several BCA initiatives regarding criminal justice information sharing in the state of Minnesota. Information on project architecture, the new Notification Project and a status update on eCitations will be provided. And guidance for vendors working with Minnesota courts will also be presented. The meeting will take place at the Bureau of Criminal Apprehension offices at 1430 Maryland Ave. E. in St. Paul. In addition, limited participation may take place via web conference. (To make arrangements to participate remotely, please contact Jill Oliveira at the information listed below.)

Vendors, particularly those working with local agencies to manage records, as well as agency information technology staff are encouraged to attend this meeting. Please RSVP. For more information or to RSVP contact Jill Oliveira, Public Information Officer, at (651) 793-2726 or jill.oliveira@state.mn.us

**Department of Transportation (Mn/DOT)
Engineering Services Division
Office of Construction
Notice of Suspension**

NOTICE IS HEREBY GIVEN that the Department of Transportation (Mn/DOT) has ordered that the following vendors be suspended effective December 28, 2009, until final disposition of the Hearing scheduled for March 15, 2010:

- Riley Bros. Companies Inc. and its affiliates, Morris MN
- Riley Bros. Construction Inc. and its affiliates, Morris MN

Notice of Debarment

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

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

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.

Great Business Opportunities

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 \$13.60 per 1/10 of a page you cannot go wrong.

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**
- **LINKS, LINKS, LINKS**
- **Easy Access to *State Register* Archives**
- **Updates to Index to Vol. 31**
- **"Contracts & Grants" Open for Bid**
- **Early delivery, on Friday**
- **E-mailed to you . . . its so easy**
- **Indexes to Vols. 31, 30, 29, 28 and 27**

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 Cathy Hoekstra, our subscriptions manager, at (651) 297-8777, or **Fax:** (651) 297-8260, or **E-mail:** cathy.hoekstra@state.mn.us

Minnesota Department of Corrections Notice of Request for Proposals for Culturally-Specific Post-Release Services to African American Offenders

The Minnesota Department of Corrections, Community Services Division, is seeking proposals to provide post-release services to African American adult males on supervised release and work release under the authority of the commissioner of corrections and residing in the twin cities metro area to aid them in a smooth transition into the community.

This contract, in the amount of \$54,516 per year, covers the 12-month period of July 1, 2010, through June 30, 2011, with the possibility of up to four one-year extensions. These funds are available to private, for-profit, and non-profit 501(c)(3) organizations. 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.

The deadline for proposal submission is 2:30 p.m. April 5, 2010. The full request for proposals will be sent free-of-charge in response to requests to the contact person listed below.

Lynda Davis
Minnesota Department of Corrections
Community Services Division
1450 Energy Park Drive, Suite 200
St. Paul, MN 55108-5219
Telephone: (651) 361-7166
Fax: (651) 642-0292
E-mail: Lynda.davis@state.mn.us

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 day.

Business Needing Your Bid

The state spends about \$2 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 \$13.60 per 1/10 of a page you cannot go wrong.

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**
- **LINKS, LINKS, LINKS**
- **Easy Access to *State Register* Archives**
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Subscriptions cost \$180 a year (an \$80 savings). 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 Cathy Hoekstra, our subscriptions manager, at (651) 297-8777, or **Fax:** (651) 297-8260, or **E-mail:** cathy.hoekstra@state.mn.us

Minnesota State Colleges and Universities (MnSCU)

Hennepin Technical College, Brooklyn Park Campus

Notice of Availability of Request for Bid (RFB) for Oil Tank Replacement Project

The State of Minnesota, acting through its Board of Trustees of the Minnesota State Colleges and Universities, on behalf of Hennepin Technical College, is soliciting bids for interested, qualified vendors to remove two 25,000 gallon steel underground fuel oil storage tanks and related exterior piping, installation of a new 30,000 gallon double walled fiberglass tank with all appurtenances, installation of new exterior double walled pipe and new wall penetrations to the boiler building as well as connection of the new double-walled exterior piping to the existing single wall piping system inside the boiler building. The project also includes providing interface of leak detection and level controls on the new tank to the existing control panel in the boiler building control room.

The work includes, but is not limited to demolition of the existing tank and piping, storing excavated soils in roll-off containers for subsequent backfill, installation of new tank and appurtenances, and connection of tank and associated controls to the piping and control system inside the adjacent boiler building. Site restoration of disturbed areas is also included.

A **Pre-Bid Meeting will be held at 10:00 AM, Tuesday, March 16 in Room C103** at Hennepin Technical College, Brooklyn Park Campus. The Engineer and/or College/University Representatives will review the bidding procedures, bidding documents and other conditions with interested Bidders and answer questions.

Bid Opening will be held **March 19, 2010 at 2:00 PM in Room C103** at Hennepin Technical College, Brooklyn Park College.

Bidding Documents as prepared by the Project Engineer; Wenck Associates, are on file at the office.

State Contracts

Complete sets only of Bidding Documents on compact disc (CD) in Adobe Acrobat PDF for use by Bidders in submitting a bid may be obtained at the following address:

Wenck Associates
1800 Pioneer Creek Center
Maple Plain, MN 55359
Phone: (763) 479-4232

A deposit of 25.00 is required for each CD.

Each bid which totals over \$15,000.00 shall be accompanied by a certified check, payable to **Minnesota State Colleges and Universities**, in the sum of not less than 5% of the total base bid; or a corporate surety bond of a surety company duly authorized to do business in the state of Minnesota in the same amount; which is submitted as bid security, conditioned upon the Bidder entering into a contract with Minnesota State Colleges and Universities in accordance with the terms of the bid.

Minnesota State Colleges and Universities (MnSCU) Lake Superior College Request for Proposal for Desktop Computers

Lake Superior College is requesting proposals for desktop computers.

A copy of the Request For Proposal may be obtained by contacting:

Dave Olson
MnSCU - Lake Superior College
2101 Trinity Road
Duluth, MN 55811
Phone: (218) 733-5976
E-mail: *d.olson@lsc.edu*

Proposals must be received no later than **March 23, 2009, 3:00 P.M. CT**. All proposals must be sealed and marked "RFP for Desktop Computers", 2101 Trinity Rd, Duluth, MN 55811.

The college reserves the right to reject any or all proposals, to waive any information or irregularities in the bidding and to make the award serving the best interest of the college.

Minnesota State Colleges and Universities (MnSCU) Lake Superior College Sealed Bids Sought for Emergency Generator Project

Sealed Bids for: **Emergency Generator Project**
 Lake Superior College
 Duluth, Minnesota

will be received by: **Gary Adams, Physical Plant Director**
 Room W2580
 Lake Superior College
 2101 Trinity Road
 Duluth, MN 55811

Until **12:01 PM, local time, Thursday, March 25, 2010**, at which time the sealed bids will be opened and publicly read aloud.

Project Scope: Provide, install and test a generator and all necessary components in compliance with the specifications.

Bidding Documents as prepared by the Project Engineer, **Barr Engineering**, are on file at the offices of **Barr Engineering**. Complete sets only of Bidding Documents for use by Bidders in submitting a bid may be obtained at the following address:

Barr Engineering
Attention: Nate Kukowski
332 West Superior Street, Suite 600
Duluth, MN 55810
Phone: (218) 529-8235

A non-refundable payment of **\$15.00** is required for each set.

Prospective Bidders requesting that Bidding Documents (complete sets only) be mailed to them, may send a separate non-refundable payment (check made out to the Engineer) for **\$15.00** per set for shipping & handling (in addition to the **\$15.00** deposit) to the Engineer. Such deposits and payments must be sent prior to March 18th, 2010. Documents will be sent to street addresses only (P.O. Boxes not acceptable).

Each bid which totals over \$15,000.00 shall be accompanied by a certified check, payable to **Minnesota State Colleges and Universities**, in the sum of not less than 5% of the total base bid; or a corporate surety bond of a surety company duly authorized to do business in the state of Minnesota in the same amount; which is submitted as bid security, conditioned upon the Bidder entering into a contract with Minnesota State Colleges and Universities in accordance with the terms of the bid.

Minnesota State Colleges and Universities (MnSCU) Metropolitan State University Request for Proposals for University Dining Services

NOTICE IS HEREBY GIVEN that proposals will be received by the Director of Purchasing, Metropolitan State University, until 3:00 pm, Central Time on April 14th, for the purpose of providing dining services for the Minnesota State Colleges and Universities, Metropolitan State University located at the Saint Paul Campus at 700 East Seventh Street, Saint Paul, MN according to the specifications on file at Metropolitan State University 700 East 7th Street, Saint Paul, MN 55106.

A complete copy of the Request for Proposal can be found on the Metropolitan State University web site,
http://www.metrostate.edu/msweb/resources/depts_services/bldg_services/RFP.html

Institution: Metropolitan State University
Name: Dave Peasley
Title: Purchasing Coordinator/Buyer
Mailing Address: 700 East 7th Street
Founders Hall, Room 329
Saint Paul, MN 55106

Sealed proposals can be hand delivered to the cashiers' window at Founders Hall, Room 327 on the Saint Paul Campus or mailed at the above address. Proposals received after this date and time will be rejected and returned unopened.

Faxed or electronic proposals are not accepted. This request for proposal does not obligate the State to complete the proposal project and the state reserves the right to cancel the solicitation process if it is considered to be in its best interest.

There will be a pre-award vendors conference scheduled for Tuesday, March 23, 2010 from 1:00 – 3:00 pm CT in Room Founders Hall 301 on the Saint Paul campus.

State Contracts

Minnesota State Colleges and Universities (MnSCU) Minneapolis Community and Technical College Request for Proposal (RFP) for Construction Manager as Constructor (CMc) for Minneapolis Community and Technical College Workforce Program and Infrastructure Renovation Project and Helland Student Center Addition and Renovation Project

The selected Vendor shall account for the two projects separately, including, but not limited to the following: schedules, budgets, bidding, CMc fees, CMc reimbursable expenses, subcontractor contracts, permits, invoices, reporting and General Conditions.

The construction work shall be performed under subcontracts or by other appropriate agreements with the CMc and none of the work shall be performed by the CMc's own personnel.

The CMc shall include General Condition costs in their Construction Phase reimbursable expenses, please see CMc Fee Structure in Section V of RFP.

The State of Minnesota, acting through its Board of Trustees of the Minnesota State Colleges and Universities, on behalf of Minneapolis Community and Technical College, is soliciting proposals from interested, qualified consultants for Construction Manager as Constructor services for the above referenced projects.

A full Request for Proposals is available on the Minnesota State Colleges and Universities Facilities website:
<http://www.finance.mnscu.edu/facilities/design-construction/announcements/index>.

An informational meeting is tentatively scheduled for **1:00 AM**, March 9, 2010 in Technology Building, Room #2100, Minneapolis Community and Technical College, 1501 Hennepin Avenue, Minneapolis, MN 55403. All firms interested in this meeting should contact Roger T Broz at (612) 659-6805 or roger.broz@minneapolis.edu to sign up to attend the meeting.

Proposals must be delivered to Roger Broz, Minneapolis Community and Technical College, T-Building, Room #T0600, 1501 Hennepin Avenue, Minneapolis, MN 55403 not later than **2:00 P.M., Tuesday, March 23, 2010**. Late responses will not be considered.

Minnesota State Colleges and Universities are not obligated to complete the proposed project and reserve the right to cancel the solicitation if it is considered to be in its best interest.

Minnesota State Colleges and Universities (MnSCU) South Central College Request for Bids for Audiovisual Systems for Classroom Renovations

NOTICE IS HEREBY GIVEN that sealed bids will be received by South Central College, North Mankato, Minnesota until 1:00 p.m., Tuesday, March 23, 2010, at which time they will be publicly opened and read aloud in the President's Conference Room, and will be considered for award by the college.

The scope of the work includes the provision and installation of audiovisual and systems and cabling for a new nursing simulation laboratory and classroom on the North Mankato campus.

Bids shall be on the forms provided for that purpose as prepared by Elert & Associates for South Central College, dated March 8, 2010.

Potential bidders desiring a copy of the Bid Forms and Technology Program may obtain them by contacting Will Craig with Elert & Associates at: will.craig@elert.com. All communication with the consultant relating to the bid, such as questions and requests, shall be made in writing.

There will be a mandatory pre-bid meeting held on March 12, 2010 at 11:00 a.m. via a WebEx conference. Contact Will Craig at: will.craig@elert.com to register for the conference and to receive an electronic invitation with the log-in and call-in information.

Bids must be made on the basis of cash payment for the work accompanied by a bid security in the amount of 5% of the bid in the form of a cash deposit, certified check (on a responsible bank in the State of Minnesota), or a bidders's bond, and made payable without condition to South Central College.

Bids shall be directed to Wes Taylor, South Central College, 1920 Lee Boulevard, North Mankato, MN 56003, securely sealed and endorsed upon the outside wrapper, "BID FOR AUDIOVISUAL SYSTEMS FOR SIMULATION CENTER". One original and two minor informalities or irregularities in bidding without explanation.

No bid may be withdrawn for a period of thirty (30) days after the actual date of the bid opening

Minnesota Historical Society (MHS) Notice of Request for Bids for Computer Grade Air Conditioner and Dry Cooler for the Minnesota History Center's Server Room

The Minnesota Historical Society is seeking bids from a qualified vendor to provide and deliver a 10-ton server room air conditioner, dry cooler, and selected accessories at the Minnesota History Center, 345 Kellogg Boulevard West, Saint Paul, Minnesota 55102.

The selected vendor must submit shop drawings for the equipment according to the specifications contained in this request for bids (RFB). The project schedule requires that the supplier guarantee delivery of the equipment on the job site by Wednesday, April 28, 2010.

The RFB, project specifications, and project blue-prints are available from Mary Green-Toussaint, the Society's Purchasing Coordinator, via e-mail: mary.green-toussaint@mhhs.org.

All bids must be received by Kathryn Ludwig, Contracting Officer, Minnesota Historical Society, 345 Kellogg Boulevard West, St. Paul, Minnesota 55102, or her authorized agent, by 2:00 P.M. Local Time, Wednesday, March 24, 2010. Late bids will not be accepted.

Dated: 8 March 2010

Department of Natural Resources (DNR) Notice of Availability of Contract for Development and Installation of Multi-lingual Touch-screen Kiosks

The Minnesota Department of Natural Resources is requesting proposals for the purpose of reaching new and underserved audiences with information about outdoor recreation opportunities at Minnesota state parks and trails by placing multi-lingual, touch-screen kiosks in areas frequented by young families.

Work is proposed to start after April 1, 2010.

A Request for Proposals will be available by mail from this office through Monday, March 22, 2010. **A written request (by direct mail or fax) is required to receive the Request for Proposal.** After Monday, March 22, 2010, the Request for Proposal must be picked up in person.

The Request for Proposal can be obtained from:

Amy Barrett
Minnesota Department of Natural Resources

State Contracts

Division of Parks and Trails
500 Lafayette Rd.
St. Paul, MN 55155-4039
Phone: (651) 297-1157

Proposals submitted in response to the Request for Proposals in this advertisement must be received at the address above no later than **2:30 pm, Monday, March 29, 2010. 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 Natural Resources (DNR)

Division of Parks and Trails

Notice of Availability of Contract for the Creation and Implementation of an Informative Interactive Web Page Geared toward Children Aged Five to Eleven

The Minnesota Department of Natural Resources is requesting proposals for the purpose of creating and assisting in implementing an interactive web page that will draw users to the Minnesota State Parks and Trails web site. Ideally create a desire to get away from the computer and experience the outdoors first hand.

Work is proposed to start after April 1, 2010.

A Request for Proposals will be available by mail from this office through Monday, March 22, 2010. **A written request (by direct mail or fax) is required to receive the Request for Proposal.** After Monday, March 22, 2010, the Request for Proposal must be picked up in person.

The Request for Proposal can be obtained from:

Stefanie Otterson
Minnesota Department of Natural Resources
Division of Parks and Trails
500 Lafayette Rd.
St. Paul, MN 55155-4039
Fax: (651) 297-1157

Proposals submitted in response to the Request for Proposals in this advertisement must be received at the address above no later than **2:30 pm, Tuesday, March 30, 2010. 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 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 Juanita Voigt 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:

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

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.

Department of Transportation (Mn/DOT) Metro Division Request for Proposals for Design Verification and Contract Administration for Trunk Highway 61 Hastings Bridge

The Minnesota Department of Transportation (Mn/DOT) requests proposals for design verification and contract administration for the Trunk Highway (T.H.) 61 Hastings Bridge Design-Build Project. Work is proposed to start by May 1, 2010.

The Request for Proposal may be requested by e-mail from the Contract Administrator at mark.hagen@state.mn.us or obtained from the Mn/DOT Consultant Services website at: <http://www.dot.state.mn.us/consult/files/notices/notices.html> under "Notices Open to All Consultants".

State Contracts

Proposals submitted in response to this Request for Proposals must be received no later than 2:00 P.M. Central Daylight Time on **Wednesday April 7, 2010**. **Late proposals will NOT be considered.** No time extensions will be granted.

Note that any questions regarding this RFP must be received by the Contract Administrator no later than **Monday March 22, 2010**. See the RFP for more information.

This request does not obligate the State of Minnesota Department of Transportation to complete the work contemplated in this notice, and the Department reserves the right to cancel this solicitation. All expenses incurred in responding to this notice will be borne by the responder.

Department of Transportation (Mn/DOT) Office of Traffic, Safety and Technology Request for Proposal (RFP) for Intelligent Transportation Systems Support Services

NOTICE OF AVAILABILITY of Contract for Mn/DOT's Intelligent Transportation Systems Innovative Idea Program. Responses to this advertisement become public information under the Minnesota Government Data Practices Act. This request does not obligate the State of Minnesota Department of Transportation to complete the work contemplated in this notice, and the department reserves the right to cancel this request for proposal. All expenses incurred in responding to this notice shall be borne by the responder.

The Minnesota Department of Transportation is requesting proposals to provide Innovative Ideas to its Intelligent Transportation Systems Program. The Innovative Idea Program intends to build on the vision of various partners and participants involved in ITS efforts in Minnesota. To that end, respondents are encouraged to develop their response to this solicitation.

RFP's are available online at Mn/DOT's Consultant Services Website located at:

<http://www.dot.state.mn.us/consult/files/notices/notices.html>

All proposals must be mailed or delivered to:

Ron Bisek, Contracts Administrator
Minnesota Department of Transportation
Office of Traffic, Safety and Technology
RTMC Building, **Mailstop 725**
1500 West County Road B2
Roseville, MN 55113

Fax and e-mail responses will not be considered

NOTE: PROPOSALS WILL BE DUE ON Thursday, April 1, 2010 no later than 2:00 pm CENTRAL DAYLIGHT TIME.

Non-State 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.

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The *State Register* offers one of the cheapest, yet far reaching methods, of notifying the public about your agency's bids, contracts and grants. It is available to any government, non-profit, or private agency. Space is charged at the current rate of \$13.60 per each 1/10th of a page used in the *State Register*. Agencies are only billed for the space used in the *State Register*.

Agencies wishing to take advantage of this offer should submit what you want printed in the *State Register* via e-mail to: robin.panlener@state.mn.us. Attach to your entry a short note indicating when you wish the notice to be published (one, or many dates), if you want a copy of the issue your notice appears in (a TEAR SHEET will be sent free with your bill), and whether you want an "Affidavit of Publication."

University of Minnesota (U of M) Subscribe to Bid Information Service (BIS)

The University of Minnesota offers 24-hour/day, 7-day/week access to all Request for Bids/Proposals through its web-based Bid Information Service (BIS). Subscriptions to BIS are free. Visit our website at bidinfo.umn.edu or call the BIS Coordinator at (612) 625-5534.

Request for Bids/Proposals are also available to the public each business day from 8:00 a.m. to 4:30 p.m. in the Purchasing Services lobby, Suite 560, 1300 S. 2nd Street, Minneapolis, Minnesota 55454.

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660 Olive Street (Williams Hill Business Development), St. Paul, MN 55155

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Fax and phone orders: Credit card purchases ONLY (American Express/Discover/MasterCard/VISA). Please allow 1-2 weeks for delivery. **Mail orders:** Complete order blank and send to address above. Enclose check or include credit card information. Please allow 4-6 weeks for delivery. Please make checks payable to "Minnesota's Bookstore." A \$20.00 fee will be charged for returned checks.

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Up to \$15.00	\$ 5.00
\$15.01-\$25.00	\$ 6.00
\$25.01-\$50.00	\$ 9.00
\$50.01-\$100.00	\$ 14.00
\$100.01-\$1,000	\$ 17.00*
<small>*\$17 to an address in MN, WI, SD, ND, IA. If delivered to an address in other states, Canada or internationally, we will contact you if there are additional charges.</small>	
More than \$1,000	Call

Product Subtotal _____

Shipping _____

Subtotal _____

Sales tax _____

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TOTAL _____

If tax exempt, please provide ES number or completed exemption form.
ES# _____