

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 27 September 2010
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State Register

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

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

- Proposed Rules
- Adopted Rules
- Exempt Rules
- Expedited Rules
- Withdrawn Rules
- Vetoed Rules
- Executive Orders of the Governor
- Appointments
- 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

Printing Schedule and Submission Deadlines

Vol. 35 Issue Number	PUBLISH DATE (BOLDFACE shows altered publish date)	Deadline for: Emergency Rules, Executive and Commissioner's Orders, Revenue and Official Notices, State Grants, Professional-Technical-Consulting Contracts, Non-State Bids and Public Contracts	Deadline for Proposed, Adopted and Exempt RULES
# 13	Monday 27 September	Noon Tuesday 21 September	Noon Wednesday 15 September
# 14	Monday 4 October	Noon Tuesday 28 September	Noon Wednesday 22 September
# 15	Monday 11 October	Noon Tuesday 5 October	Noon Wednesday 29 September
# 16	Monday 18 October	Noon Tuesday 12 October	Noon Wednesday 6 October

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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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Adopted Rules

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 Game and Fish: State Game Refuges and Taking Big and Small Game

The rules proposed and published at *State Register*, Volume 34, Number 41, pages 1359-1365, April 12, 2010 (34 SR 1359), are adopted as proposed.

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 Wages and Labor; Apprenticeship Programs and Agreements

5200.0320 MINNESOTA MINIMUM STANDARDS.

Subpart 1. **Definitions.** When used in parts 5200.0290 to 5200.0420 the terms defined in this subpart have the meanings given them.

[For text of items A to C, see M.R.]

Exempt Rules

D. "Apprentice" means a person at least 16 years of age who has entered into an apprenticeship agreement with an employer, which apprenticeship agreement provides for:

(1) a time-based approach involving not less than 2,000 hours of reasonably continuous employment for the apprentice and for his or her participation in an approved program of training on-the-job learning through employment and through education in related and supplemental subjects;

(2) a competency-based approach involving successful demonstration of acquired skills and knowledge by an apprentice plus on-the-job learning; or

(3) a hybrid approach involving the completion of a specified minimum number of hours plus the successful demonstration of competency.

[For text of items E and F, see M.R.]

[For text of subps 2 to 5, see M.R.]

Subp. 6. **Credit for previous experience.** Credit may be awarded for previous experience and/or training which is applicable to training learning program requirements. If credit is awarded, the apprentice shall be advanced in the graduated wage schedule accordingly.

[For text of subps 7 and 8, see M.R.]

Subp. 9. **Supervision of apprentices.** The employer shall designate a qualified individual as supervisor of apprentices who shall:

A. maintain an adequate record of progress in training each apprentice;

B. be responsible for assuring that the requirements of the applicable training learning program are met during the prescribed training term; and

C. perform other duties as may be assigned by the employer relative to the development and operation of an effective program of apprenticeship.

[For text of subps 10 to 15, see M.R.]

Official Notices

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

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

Key Announcements

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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Minnesota Comprehensive Health Association (MCHA) Notice of Board of Director’s Meeting October 7, 2010

NOTICE IS HEREBY GIVEN that a meeting of the Minnesota Comprehensive Health Association’s (MCHA) Board of Directors will be held at 1:00 p.m. on Thursday, October 7, 2010, at the MCHA Executive Office, 5775 Wayzata Blvd., Suite 910, St. Louis Park, MN.

For additional information, please call Lynn Gruber or Mary McCaffrey at (952) 593-9609.

Minnesota Comprehensive Health Association (MCHA) Notice of Meeting of the Finance Committee October 4, 2010

NOTICE IS HEREBY GIVEN that a meeting of the Minnesota Comprehensive Health Association’s (MCHA), Finance Committee will be held at 1:00 p.m. on Monday, October 4, 2010. The meeting will take place at the MCHA executive office located at 5775 Wayzata Blvd., Suite 910, St. Louis Park, MN.

For additional information, please call Lynn Gruber at (952) 593-9609.

Official Notices

Minnesota Department of Health (MDH)

Division of Health Policy

Notice of Intent to Adopt Rules for Minnesota Uniform, Standard Companion Guides for the Implementation of the Following Electronic Transactions, Pursuant to *Minnesota Statutes*, Section 62J.536 as Amended by *Minnesota Laws 2010*, Chapter 243: ASC X12C/005010X231 Implementation Acknowledgment for Health Care Insurance (999); Appendix C.1 of the ASC X12C/005010X231 Implementation Acknowledgment For Health Care Insurance (999) for the TA1, Interchange Acknowledgment Segment; and ASC X12N/005010X214 Health Care Claim Acknowledgment (277)

Introduction. Notice is hereby given that the Minnesota Department of Health (MDH) is proposing rules pursuant to *Minnesota Statutes*, section 62J.536 as amended by *Minnesota Laws 2010*, Chapter 243, for Minnesota Uniform Companion Guides for the implementation of the following electronic transactions: ASC X12C/005010X231 Implementation Acknowledgment For Health Care Insurance (999); Appendix C.1 of the ASC X12C/005010X231 Implementation Acknowledgment For Health Care Insurance (999) for the TA1, Interchange Acknowledgment Segment; and ASC X12N/005010X214 Health Care Claim Acknowledgment (277).

These transactions provide acknowledgement of receipt of health care administrative exchanges. MDH is also seeking information or opinions on the proposed rules. The above referenced Companion Guides were developed by the Commissioner of Health in consultation with the Minnesota Administrative Uniformity Committee (AUC), and its Acknowledgment Technical Advisory Group.

Description of the Rules. *Minnesota Statutes*, section 62J.536, requires the Minnesota Commissioner of Health, in consultation with the Minnesota Administrative Uniformity Committee (AUC), to promulgate rules pursuant to section 62J.61 establishing and requiring health care providers, clearinghouses, and group purchasers to use specified electronic transactions with a single, uniform companion guide to the implementation guides described under *Code of Federal Regulations*, title 45, part 162. The above referenced Minnesota Uniform Companion Guides, when adopted, will be required for use no later than January 1, 2012. The Guides may be used prior to January 1, 2012 by mutual trading partner agreement.

Because the Commissioner of Health has determined that it is unduly cumbersome to publish the entire text of the proposed rules, the Commissioner is publishing this notice of intent to adopt the proposed rules. This notice also provides information directing users how to obtain free copies of the proposed rules as well as how to submit comments.

Obtaining free copies of the proposed Companion Guides. MDH will provide free copies of the above referenced Minnesota Uniform Companion Guides in paper or electronic format, to persons and organizations interested in reviewing them. The proposed Companion Guides are available on the World Wide Web at <http://www.health.state.mn.us/asa/rules.html>. Copies may also be obtained by contacting Mayumi Reuvers via e-mail (**preferred**) at mayumi.reuvers@state.mn.us, or at MDH, P.O. Box 64882, St. Paul, MN 55164, or via fax at: (651) 201-5179.

Public review process. Interested persons or groups may submit data or views regarding the proposed Companion Guides in writing. Submit comments and suggestions for improvements of the proposed Guides to Mayumi Reuvers via e-mail (**preferred**) at mayumi.reuvers@state.mn.us, or at MDH, P.O. Box 64882, St. Paul, MN 55164, or via fax at: (651) 201-5179. **Comments will be accepted at the above address until 4 P.M., October 26, 2010.** It is preferred that written statements submitted electronically be provided in MS Word format.

Adoption of final rules. After the Commissioner of Health has considered all comments received, the Commissioner will publish a notice of adoption of the rules in the State Register. The rules will take effect 30 days subsequent to that notice.

Dated: September 27, 2010

Sanne Magnan, M.D., Ph.D., Commissioner
Minnesota Department of Health
P.O. Box 64975
St. Paul, MN 55164-0975

**Department of Human Services (DHS)
Health Care Purchasing and Delivery Systems Division
Health Care Administration
Public Notice of Maximum Allowable Costs of Medical Assistance Outpatient
Prescribed Drugs**

NOTICE IS HEREBY GIVEN to recipients, providers of services, and to the public of additions to the state Medical Assistance maximum allowable cost (state MAC) list for certain outpatient prescribed drugs.

At least once each calendar year, the United States Department of Health and Human Services, Centers for Medicare & Medicaid Services, publishes a federal upper limit (FUL) payment schedule for many commonly prescribed multiple-source drugs. The federal upper limit is set at a rate equal to 150 percent of the published price for the least costly therapeutic equivalent that can be purchased by pharmacists. This FUL payment schedule constitutes the federal MAC list. For many multiple-source drugs that are not on the federal MAC list, the Department establishes a state MAC list. Additionally, the Department imposes a state MAC for many multiple-source drugs that are on the federal MAC list, as long as the savings are at least as much as the savings would be using the federal MAC list.

The Department requires Medical Assistance pharmacy providers to submit their usual and customary costs. Pharmacy providers are reimbursed at the lower of: 1) the federal or state MAC, plus a dispensing fee; 2) the submitted usual and customary charge to the general public; or 3) a discount off of average wholesale price, plus a dispensing fee.

No earlier than September 28, 2010 the Department may add the following outpatient prescribed drugs to the state MAC list:

Drug Name

Adapalene

These additions are made to bring Medical Assistance reimbursement to pharmacists more closely in line with the actual acquisition cost of the drugs listed above. The Department estimates that there will be a state savings of \$15,000.00 for State Fiscal Year 2009 (July 1, 2010 through June 30, 2011).

This notice is published pursuant to *Code of Federal Regulations*, Title 42, section 447.205, which requires publication of a notice when there is a rate change in the methods and standards for setting payment rates for Medical Assistance services.

Written comments and requests for information may be sent to Pharmacy Program Manager Sara Drake R.Ph., Health Services and Medical Management Division, Health Care Administration, Minnesota Department of Human Services, P.O. Box 64984, St. Paul, Minnesota 55164-0984.

**Metropolitan Council
Public Hearing on Affordable and Life-Cycle Housing Goals for Communities
Electing to Participate in the Livable Communities Housing Incentives Account
Program for 2011 Through 2020**

The Metropolitan Council will hold a public hearing to receive public comment on affordable and life-cycle housing goals with the municipalities electing to participate in the Metropolitan Livable Communities Housing Incentives Account Program for the period 2011 through 2020.

The public hearing will be held at 4:00 p.m., Monday, November 15, 2010 as part of the Community Development Committee meeting in the Metropolitan Council Chambers at 390 North Robert Street, St. Paul, Minnesota. All interested persons are encouraged to attend the hearing and offer comments. People may register in advance to speak by calling Jan Bourgoin (651) 602-1633 or (651) 291-0904 (TTY). Upon request, the Council will provide reasonable accommodations to persons with disabilities

Official Notices

In addition to speaking at the hearing, comments may be made in the following ways:

- Mail comments to: Metropolitan Council Data Center, 390 Robert Street North, St. Paul, MN 55101
- Fax comments to: (651) 602-1464
- Record comments on the Public Comment Line: (651) 602-1500
- Send comments electronically to: data.center@metc.state.mn.us
- TTY: (651) 291-0904
- Comments must be received by 4 p.m. Monday, November 29, 2010

A copy of the affordable and life-cycle housing goals for communities choosing to participate in the Livable Communities Housing Incentive Account will be available on the Metropolitan Council's website at www.metrocouncil.org/ on October 1, 2010 or by calling the Council's Data Center at (651) 602-1140 or (651) 291-0904 (TTY).

Metropolitan Council Environmental Services (MCES) Notice of Public Meeting on Recommendations made by the Reserve Capacity/ Sewer Availability Charge Task Force

Metropolitan Council Environmental Services (MCES) will conduct a public meeting to provide information and receive public comment on the key recommendations made by the Reserve Capacity/Sewer Availability Charge (SAC) Task Force (including SAC criteria changes to Restaurant Criteria and Growth Cost legislation).

Background

Due to declining SAC revenues and some controversy about how to keep the SAC program financially viable, a Task Force of stakeholders was appointed and asked to review and propose changes to SAC related policies and procedures.

Recommendations

The following are the salient recommendations of the Reserve Capacity/Sewer Availability Charge Task Force:

1. *Minnesota Statutes* Section 473.517, Subdivision 3, should be amended to clearly state that the capital costs to provide additional capacity in the regional wastewater system should be paid by Sewer Availability Charges, based on the principle that growth should pay for growth. If the statute is not so amended during the 2011-2012 Legislature, the Council should adopt a reserve capacity determination method that reasonably matches the intent of Recommendation 1. For 2011, the Council should use its current reserve capacity determination method.
2. A new charge for the temporary rental of capacity should be developed in lieu of charging SAC for permanent capacity.
3. SAC for restaurants should be based on a single criterion (based on technical analysis, set at 10 seats per SAC regardless of the restaurant business model).
4. SAC should be based on the square footage for all daycare determinations, but the square footage per SAC should be increased to reflect the average reduction in demand due to state licensing being less than the square footage implies.

Additional detail on the recommendations will be provided upon request. Also, the full Reserve Capacity/Sewer Availability Charge Task Force report is expected to be available at the public meeting.

Meeting Details:

- Tuesday, October 12, 2010, 11:00 a.m.
- Metropolitan Council, Council Chambers Room
- 390 N. Robert St. (SE corner of Robert and 6th Street), St. Paul, MN 55101

All interested people are encouraged to attend the meeting and/or submit written comments. Upon request, the Council will provide a reasonable accommodation to people with disabilities.

Comments may also be submitted:

- By mail: Kelly Barnebey, 390 N. Robert St., St. Paul, MN 55101
- By fax: Kelly Barnebey at (651) 602-1030
- Electronically: data.center@metc.state.mn.us
- On the Council's Public Comment Line: (651) 602-1500; TTY: (651) 291-0904

To be included in the record, comments must be received by 4:00 p.m., Friday, October 22, 2010.

Minnesota Pollution Control Agency (MPCA) Regional Division

Public Notice of Availability of Draft Lake Nokomis, Parley Lake, Lake Virginia and Wassermann Lake Excess Nutrient TMDL Report; Proposal for Site-Specific Water Quality Standard for Lake Nokomis and Request for Comment

Public Comment Period Begins:

September 27, 2010

Public Comment Period Ends:

October 27, 2010

The Minnesota Pollution Control Agency (MPCA) is requesting comments on a draft Total Maximum Daily Load (TMDL) excess nutrient report for Lake Nokomis, Parley Lake, Lake Virginia and Wassermann Lake. In addition, the MPCA is requesting comments on a proposal contained within this report for use of a site-specific water quality standard for the Lake Nokomis TMDL. The draft TMDL report is available for review at: <http://www.pca.state.mn.us/water/tmdl/tmdl-draft.html>. Following the comments, the MPCA will revise the draft TMDL Report and submit it to the U.S. Environmental Protection Agency (EPA) for approval. Comments must be sent to the MPCA contact person listed below by 4:30 p.m. on October 27, 2010.

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 allowable loads among those sources. 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. All of the lakes and their watersheds are located within the Minnehaha Creek Watershed District jurisdiction in the Twin Cities Metropolitan area. Lake Nokomis is located in Hennepin County and Parley Lake, Lake Virginia, and Wassermann Lake are in Carver County. The lakes have been placed on the state's impaired waters list because of excess nutrient (phosphorus) levels. While phosphorus is an essential nutrient for algae and plants, it is considered a pollutant when it stimulates excessive growth of algae.

The study includes a proposal to use a "site-specific" water quality standard for Lake Nokomis rather than the State water quality standard for deep lakes. The Clean Water Act, federal regulations, Minnesota's State Water Pollution Control Act and Minnesota's water quality rules establish opportunities to use site-specific approaches. Site-specific options allow the MPCA to consider data on local lake characteristics to apply more precise numeric standards to protect the beneficial uses of an individual lake. Such a proposal is subject to public comment and requires EPA approval. This proposal specifically calls for total phosphorus and chlorophyll-a in-lake concentrations of 50 micrograms per liter ($\mu\text{g/L}$) and 20 $\mu\text{g/L}$, respectively, be used to develop the Lake Nokomis TMDL rather than deep lake standards of 40 $\mu\text{g/L}$ and 14 $\mu\text{g/L}$. (A Secchi disk standard of 1.4 meters is also proposed, but this is identical to the deep lake standard.) The site-specific standard is based on a detailed analysis of the lake's characteristics (e.g., depth properties being close to a "shallow" lake, which have less stringent standards than deep lakes), the long-term response to phosphorus loading and other factors. The proposal is predicated on the site-specific standard achieving the desired beneficial aquatic recreational uses of the lake. Appendix C of the TMDL report provides more information and justification for the proposal. The TMDL for Lake Nokomis provides allocations for both the state standard and the site-specific standard. The allocations corresponding to the state standard will apply to the lake until the point that the EPA approves the site-specific standard, should they do so.

The amount of pollutant reduction needed to meet the TMDL and state water quality standard varies from lake to lake. The Carver County lakes' reductions range from 20 to 62 percent below current phosphorus loading levels. For Nokomis the needed reduction to meet the State water quality standards is 57 percent and the needed reduction to meet the site-specific standard is 35 percent.

Official Notices

Process for submitting comments and requests: Written comments and requests 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.

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.

The administrative procedures vary somewhat for the TMDL and the site-specific standard proposal and are described separately below.

I. Procedures for Submitting Comments and Requests – Draft TMDL

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.

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

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.

II. Procedures for Submitting Comments and Requests — Site-Specific Standard Proposal

Preliminary Determination on the Proposed Site-Specific Standard: The MPCA Commissioner has made a preliminary determination to submit this site-specific standard for Lake Nokomis to the EPA for final approval.

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

Written comments must include the following:

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

In addition to submitting comments, a request may be made for either a public informational meeting and/or a MPCA Citizens' Board Information Item.

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

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

Request for a MPCA Citizens' Board Information Item request: A request for a MPCA Citizens' Board Information Item must include the following:

1. A statement identifying the matter of concern;
2. A statement of the reasons the MPCA should hold a Citizens' Board Information Item; and
3. The issues that you would like the MPCA to address at the Citizens' Board Information Item.

The need for a Public Meeting or a MPCA Citizens' Board Information Item will be considered by the Commissioner. Should the Commissioner determine that a Public Meeting or MPCA Citizens' Board Information is not warranted the requesting party will receive written notification of such.

Dated: September 2010

Official Notices

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

NOTICE OF SUSPENSION

NOTICE IS HEREBY GIVEN that the Department of Transportation (Mn/DOT) has ordered that the following vendors be suspended effective December 28, 2009, until final disposition of the hearing or hearing appeal:

Riley Bros. Companies Inc. and its affiliates, Morris MN
Riley Bros. Construction Inc. and its affiliates, Morris MN
Riley Bros. Properties, LLC, and its affiliates, Morris MN
Riley Bros. Utilities, Inc. dba/Chris Riley Utilities, 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 for a period of three (3) years effective February 24, 2010 until February 24, 2013:

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

Minnesota Statutes, Section 161.315, prohibits the Commissioner, counties, towns or home rule or statutory cities from awarding or approving the award of a contract for goods or services to a person who is suspended or debarred; including

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

State Contracts

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

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

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

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

Business Expansion Opportunities

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**
- **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**

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 Loretta J. Diaz, our subscriptions manager, at (651) 297-8777, or **Fax:** (651) 297-8260, or **E-mail:** loretta.diaz@state.mn.us

Department of Administration (Admin) Minnesota Multistate Contracting Alliance Program Notice of Availability of Contracts for Pharmaceutical and Medical Supply Industry Consultants

The Minnesota Department of Administration, MMCAP Program, is requesting proposals for the purpose of strategic planning services and consulting regarding the pharmaceutical group purchasing and medical supply industries and best practices.

The Request for Proposal can be obtained on the MMCAP web page: www.mmcap.org, click on "Vendors & RFPs," then on "Open RFPs"

Requests for paper copies of the RFP may be sent to: mn.multistate@state.mn.us or call (651) 201-2420.

Proposals submitted in response to the Request for Proposals in this advertisement must be received at the address above no later than **October 18, 2010. Late proposals will not be considered.**

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

State Contracts

Department of Administration (Admin) State Designer Selection Board

Notice of Availability of Request for Proposal (RFP) for Designer Selection for New Ski Chalet, Event Center, & Rental Shop, Iron Range Resources, Giants Ridge, Biwabik, Minnesota – RECS# 43055GRX (State Designer Selection Board Project No. 10-07)

The Department of Administration, Real Estate and Construction Services (“State”), through the State Designer Selection Board, is soliciting proposals from interested, qualified consultants for architectural and engineering design services for the above referenced project.

A full Request for Proposal is available on the Department of Administration, Real Estate and Construction Services website:

www.admin.state.mn.us/recs

Click on “Construction Services” and then “Solicitations and Announcements.” A mandatory informational meeting is scheduled for 11:00 a.m. C.T., October 19, 2010 at the Gold Room, Chalet, Giants Ridge, Biwabik, MN. Project questions shall be referred to the appropriate person(s) as listed in the Request for Proposal.

Proposals Must be delivered to Sherry Van Horn, Executive Secretary, State Designer Selection Board, 309 Administration Building, 50 Sherburne Ave., St. Paul, MN 55155, **phone:** (651) 201-2376, not later than 12:00 noon C.T., Monday, November 1, 2010. Late responses will not be considered.

The Department of Administration, Real Estate Construction Services Division is not obligated to complete the proposed project and reserves the right to cancel the solicitation if it is considered to be in its best interest.

Minnesota State Colleges and Universities (MnSCU)

Anoka-Ramsey Community College

Request Proposals for Printing and Mail Preparation for the Mass Mailed Newsletter

NOTICE IS HEARBY GIVEN that Anoka-Ramsey Community College will receive proposals for printing and preparing for mail its mass mailed newsletter. Specifications are available on the Web site <http://www.anokaramsey.edu/IT/proposal.cfm>. Copies of the specifications can also be obtained from Mirela Gluhic at (763) 433-1338, or e-mail: mirela.gluhic@anokaramsey.edu. Sealed proposals must be received by the Business Office of Anoka-Ramsey Community College, 11200 Mississippi Blvd., Coon Rapids, MN 55433 by 3:30 p.m. on Oct. 1, 2010. Bid openings will be in the Mississippi Room of Anoka-Ramsey Community College at 4 p.m. on Oct. 1, 2010. Anoka-Ramsey Community College reserves the right to reject any or all proposals, or portions thereof, or to waive any irregularities or informalities, in proposals received.

Request for Proposals

Request proposals for printing and mail preparation for the bi-annual, mass mailed, college newsletter.

Anoka-Ramsey Community College is asking proposals for printing and preparing for mail two issues of its bi-annual newsletter; one October 28, 2010 and the second in June 24, 2011.

Specifications are below. Copies of the specifications can also be obtained from Mirela Gluhic at (763) 433-1338 or:

mirela.gluhic@anokaramsey.edu.

Sealed proposals must be received by the Business Office of Anoka-Ramsey Community College, 11200 Mississippi Blvd. Coon Rapids, MN 55433 by 3:30 p.m. on Oct. 1, 2010.

Bid openings will be in the Mississippi Room of Anoka-Ramsey Community College at 4 p.m. on Oct. 1, 2010. Anoka-Ramsey Community College reserves the right to reject any or all proposals, or portions thereof, or to waive any irregularities or informalities, in proposals received.

Specifications

NAME: Anoka-Ramsey Community College bi-annual mass mailer
QUANTITY: 300M
PRODUCT: 32-Pages
FINISHED SIZE: 6" wide x 10.25" high
IMAGEAREA: 6.5" wide x 9.75" high
PAPER: Cover 50# Vellum Offset (or better); Text 35# bright newsprint **AND** Cover – 70# Enamel; Text – 50# Offset.
COLOR: 4 color on all pages with medium ink coverage. Bleeds
PREPARATION: Customer to furnish final, composed, complete, single page, digital files for direct output with all final images and fonts based on Vertis specifications.
PROCESS: Product will be produced using non-heat web offset lithography.
FINISHING: Saddle stitch and trim to finished size.
SCHEDULE: A mutually agreeable schedule to be determined at a later date. Run and distribution information to be supplied no later than three (3) working days prior to press date.
SKIDDING / PACKING: Bulk packed and packaged onto skids.
Mailing: Compile Bulk Mail Lists; tabbing as required by postal regulations
Deliver: majority to MPLS post office; remainder to Coon Rapids Campus dock
MISC: Printer primary location must be within 40 miles of the Anoka-Ramsey Community College Coon Rapids Campus.

Colleges and Universities, Minnesota State (MnSCU)

Bemidji State University

Notice of Request for Proposals for Professional Business Consulting Services for Northwest Regional Small Business Development Center Clients in Beltrami, Clearwater and Hubbard Counties

NOTICE IS HEREBY GIVEN that Bemidji State University will receive sealed proposals for professional business consulting services for Northwest Regional Small Business Development Center clients in Beltrami, Clearwater and Hubbard Counties. Specifications will be available September 27, 2010, at the following Bemidji State University website:

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

Sealed proposals must be received by Belinda Lindell, Director of Procurement & Logistics, Bemidji State University, Deputy 204, Box 8, 1500 Birchmont Drive NE, Bemidji, MN 56601, by 2:00 PM, October 8, 2010.

Bemidji State University reserves the right to reject any or all proposals and to waive any irregularities or informalities in proposals received. This Request for Proposal does not obligate the University to complete a proposed contract, and the University reserves the right to cancel the solicitation if it is considered to be in its best interest.

State Contracts

Minnesota State Colleges and Universities (MnSCU) Dakota County Technical College Request for Bids for Printing: Real Magazine – Spring 2011

NOTICE IS HEREBY GIVEN that Dakota County Technical College will receive bids for Printing of Real Magazine – Spring 2011. Bid documents are available at: <http://www.dctc.edu/go/rfb-print>.

Sealed bids must be received by 2 p.m. Monday, Oct. 4, 2010, at the following location:

Attn: Pat Adams
Dakota County Technical College
1300 - 145th St. East
Rosemount, MN 55068

Dakota County Technical College reserves the right to reject any or all bids and to waive any irregularities or informalities in bids received. The College further reserves the right to cancel the solicitation if it is considered to be in its best interest.

Department of Natural Resources (DNR) Division of Forestry Notice of Request for Proposal (RFP) for the Operation and Maintenance Services for Two (2) State-owned CL-215 Multi Engine Amphibious Water Scooping Aircraft

NOTICE IS HEREBY GIVEN that the DNR is requesting proposals for operation and maintenance services for two (2) State-owned CL-215 multi-engine amphibious water scooping aircraft. The successful responder must provide specialized personnel, facilities, training, tools, equipment and experience needed to perform CL-215 tactical firefighting missions and FAA required maintenance. Responders must be qualified to do business in Minnesota.

The Term of the contract shall be for a period of approximately 2 years and 3 months, commencing at contract signature and ending February 28, 2013. This contract may be extended on a year-by-year basis with the approval of both parties up to a total of 5 years for the original contract and amendments combined.

Proposals shall be based on the RFP requirements and delivered to the Department of Natural Resources by **2:00 p.m., November 15, 2010**.

To obtain complete RFP requirements, please contact:

Sheldon Mack
Minnesota Dept. of Natural Resources – MIFC
402 SE 11th Street
Grand Rapids MN 55744
Telephone: (218) 327-4530 or 4436
Fax: (218) 327-4527
E-mail: Sheldon.mack@state.mn.us

Department of Natural Resources (DNR)

Notice of Availability of Contract for Market-testing New License Structures

The Minnesota Department of Natural Resources is requesting proposals for the purpose of giving Minnesota residents the opportunity to give input on a new angling and hunting license structure (types and price of angling and hunting licenses sold), including their ideal choices. This input will be considered by the Department; along with objectives to meet revenue needs, federal revenue matches and marketable options for customers. It is the Department's intent to allow citizens to participate in informed discussions about the recommendations that will be presented to the governor. This project must produce outputs by mid December 2010 for recommendations to the legislature.

Work is proposed to start October 2010.

A Request for Proposals will be available by email or mail from this office through Sept 27, 2010. **A written request (by direct mail, email or fax) is required to receive the Request for Proposal.** After Sept 27, 2010, the Request for Proposal must be picked up in person.

The Request for Proposal can be obtained from:

Jenifer Matthees
Department of Natural Resources
500 Lafayette Road, St Paul, MN 55155-4020
Phone: (651) 259-5217
E-mail: *Jenifer.Matthees@state.mn.us*

Proposals submitted in response to the Request for Proposals in this advertisement must be received at the address above no later than October 4, 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.

Office of Administrative Hearings (OAH)

Notice of Availability for Contract Workers' Compensation Judges

The Minnesota Office of Administrative Hearings (OAH) is seeking qualified attorneys to serve as part-time contract workers' compensation judges for a two-year period from December 15, 2010, through December 14, 2012. Contractors will have the opportunity to be offered work from the workers' compensation division. Proposed hourly compensation must be specified in the proposal. **A written request (by direct mail, electronic or fax) is required to receive the Request for Proposal.** The Request for Proposal can be obtained in written or alternate form by contacting the Court Administrator:

AnnMarie S. O'Neill
Office of Administrative Hearings
P.O. Box 64620
St. Paul, MN 55164-0620
Telephone: (651) 361-7942
Fax: (651) 361-7935
E-mail: *annmarie.oneill@state.mn.us*

Proposals submitted in response to the Request for Proposals in this advertisement must be received at the address above no later than 3:30 p.m. Central Daylight Time on Wednesday, October 20, 2010. **E-mailed or late proposals will not be considered.**

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

State Contracts

Minnesota Teachers Retirement Association (TRA) Request for Proposal for Board of Trustee Election and Voting Services

Minnesota Statutes, Section 354.06, subd. 1 provides that the election of active members of the TRA Board of Trustees must be chosen by ballot in a manner fixed by the Board of Trustees. The main duty under the proposed contract is provide election administration services in the conducting of the active member election for the TRA Board of Trustees. Two active member representatives will be elected by the active members of the Association. The newly elected members will begin four-year terms on July 1, 2011.

Detailed requirements for responding to this Request for Proposal (RFP) are posted on the TRA web site (www.tra.state.mn.us) or may be requested by calling, emailing or writing:

John Wicklund, Assistant Executive Director-Administration
Minnesota Teachers Retirement Association
60 Empire Drive, Suite 400
Saint Paul, MN 55103-4000
Phone: (651) 296-8051
E-mail: john.wicklund@state.mn.us

The cost of the preparation and presentation associated with the response to this "Request for Proposal" is the responsibility of the responding firm.

All proposals must be received by Wednesday, October 20, 2010 by 3:00 p.m. Central Daylight Time by:

Carol Sellner, Executive Assistant
Minnesota Teachers Retirement Association
60 Empire Drive, Suite 400
Saint Paul, MN 55103-4000

Staff of the Minnesota Teachers Retirement Association will evaluate all proposals received by the deadline. Action on this RFP is expected to be completed by November 10, 2010.

Department of Transportation (Mn/DOT) Engineering Services Division Notice of Potential Availability of Contracting Opportunities for a Variety of General Organizational Related Activities

This document is available in alternative formats for persons with disabilities by calling Melissa McGinnis at (651) 366-4644; for persons who are hearing or speech impaired by calling the Minnesota Relay Service at 1-800-627-3529.

Mn/DOT, in conjunction with the Department of Administration, have developed a streamlined approach for fast-tracking select general organization service projects. These general organizational projects may include, but are not limited to, work in the following categories: 1) Develop, implement and summarize internal and external surveys; 2) Recommend best practices in an organizational structure; 3) Assist with organizational health structure; 4) Provide marketing support; 5) Develop, implement and provide support of ad hoc forums; 6) Establish and facilitate collaborative groups, including cross-organization and public-private teams; 7) Provide project management for non-technical initiatives; and 8) Facilitate non-technical activities and events.

This streamlined approach includes developing an email list of firms that are interested in receiving direct notification of general organizational projects. Firms will be added on an on-going basis. Fast-tracked projects will have a shorter advertising period and turn-around time. Firms will be asked to submit responses within 5 business days and will be required to work diligently with Mn/DOT toward establishing a contract upon selection. All projects will be advertised to the public. Your firm will be directly notified that there is a project posted on the Consultant Services Website (www.dot.state.mn.us/consult) that requires general organizational skills. Please note that this notice is not a solicitation or request for proposals of any kind. Being placed on the list does not guarantee work nor does it obligate Mn/DOT to provide any contracting opportunities under this program

Interested firms should send the following information to the email address below: Firm name, firm contact person, phone number, and email address.

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:

Kelly Arneson
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.

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.

Local Business Opportunities

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."

Metropolitan Airports Commission (MAC) Terminal 1-Lindbergh/Minneapolis-Saint Paul International Airport Project Name: NOTICE OF CALL FOR BIDS for Emergency Power Upgrades - Phase 2

MAC Contract No.:	106-2-617
Bids Close At:	2:00 p.m. October 12, 2010

Notice to Contractors: Sealed Bid Proposals for the project listed above will be received by the MAC, a public corporation, at the office thereof located at 6040-28th Avenue South, Minneapolis, Minnesota, 55450, until the date and hour indicated. The work includes upgrading the existing emergency power transfer switch monitoring/control system and replacement of existing open transition transfer switches with new closed transition switches.

Targeted Group Businesses (TGBs): The goal of the MAC for the utilization of TGBs on this project is 4%.

Bid Security: Each Bid shall be accompanied by a "Bid Security" in the form of a certified check made payable to the MAC in the amount of not less than five percent (5%) of the total bid, or a surety bond in the same amount, running to the MAC, with the surety company thereon duly authorized to do business in the State of Minnesota.

Availability of Bidding Documents: Bidding Documents are on file for inspection at the office of Architectural Alliance; at the Minneapolis and Saint Paul Builders Exchanges; McGraw Hill Construction Plan Room; and NAMC-UM Plan Room. Bidders desiring bidding documents may secure a complete set from Franz Reprographics; 2781 Freeway Boulevard, Suite 100; Brooklyn Center, MN 55430; phone: (763) 503-3401; fax: (763) 503-3409. Make checks payable to: Architectural Alliance. Deposit per set (refundable): \$150. Requests for mailing sets will be invoiced for mailing charges. Deposit will be refunded upon return of drawings, specifications, and addenda in good condition within (10) days of opening of bids.

MAC Internet Access of Additional Information: A comprehensive Notice of Call for Bids (Document 00020) for this project will be available on September 20, 2010, at MAC's web address of www.metroairports.org/business/solicitations (construction bids).

Non-State Bids, Contracts & Grants

Metropolitan Airports Commission (MAC)

Terminal 1-Lindbergh/Minneapolis-Saint Paul International Airport NOTICE OF CALL FOR BIDS for 2010 Open Architecture Building Automation (OABA) Phase 3

MAC Contract No.: 106-2-618
Bids Close At: 2:00 p.m. October 12, 2010

Notice to Contractors: Sealed Bid Proposals for the project listed above will be received by the MAC, a public corporation, at the office thereof located at 6040-28th Avenue South, Minneapolis, Minnesota, 55450, until the date and hour indicated. Work in OABA Phase 3 will extend the MAC's existing Open Architecture Building Automation (OABA) system to replace existing Siemens building automation system control panels in the Energy Management Center, the B Concourse, the Main Terminal, GTC and Valet Parking.

Targeted Group Businesses (TGBs): The goal of the MAC for the utilization of TGBs on this project is 2%.

Bid Security: Each Bid shall be accompanied by a "Bid Security" in the form of a certified check made payable to the MAC in the amount of not less than five percent (5%) of the total bid, or a surety bond in the same amount, running to the MAC, with the surety company thereon duly authorized to do business in the State of Minnesota.

Availability of Bidding Documents: Bidding documents are on file for inspection at the office of Architectural Alliance; at the Minneapolis and Saint Paul Builders Exchanges; McGraw Hill Construction Dodge; and NAMC-UM Plan Room. Bidders desiring bidding documents may secure a complete set from Franz Reprographics; 2781 Freeway Boulevard, Suite 100; Brooklyn Center, MN 55430; **phone:** (763) 503-3401; **fax:** (763) 503-3409. Make checks payable to Architectural Alliance. Deposit per set (refundable): \$150.00. Requests for mailing sets will be invoiced for mailing charges. Deposit will be refunded upon return of drawings, specifications, and addenda in good condition within (10) days of opening of bids.

MAC Internet Access of Additional Information: A comprehensive Notice of Call for Bids (Document 00020) for this project will be available on September 20, 2010, at MAC's web address of www.metroairports.org/business/solicitations (construction bids).

Minnehaha Creek Watershed District

Advertisement for Bids for Channel Repair at Minnehaha Falls Park

Minnehaha Creek Channel Repair at Minnehaha Falls Park

Owner: Minnehaha Creek Watershed District
Class of Work: Excavation; Riprap; Stone and Masonry; and Bituminous Paving
Project Location: Hennepin County, Minnesota
Pre-Bid Meeting: 1:00 PM, October 1, 2010
Bids Close at: 1:00 PM, October 6, 2010

1.1 NOTICE TO CONTRACTORS

Sealed Bid Proposals for the furnishing of all labor, materials and all other items necessary to complete the work described herewith, will be received by Minnehaha Creek Watershed District at its office located at 18202 Minnetonka Blvd., Deephaven, MN, until 1:00 PM, October 6, 2010, at which time such bids will be opened and read aloud. The work, in accordance with drawings and specifications prepared by Wenck Associates, Inc. consists of the following major items of work:

- Excavation and Disposal of Material from the Creek Channel
- Construction of In-Channel Grade Control Structures
- Riprap
- Bituminous Paving
- Stone Walkway and Stone Channel Bank Protection

Contractors desiring a copy of the bid package, plans, specifications and proposal forms may obtain them from the offices of
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Non-State Bids, Contracts & Grants

Minnehaha Creek Watershed District, the payment of a \$65.00 **non-refundable** fee for each bid package. Bid packages are also available for examination at the District office. All communications relative to this project should be addressed to the ENGINEER prior to opening of the Bid.

Wenck Associates, Inc.
1800 Pioneer Creek Center
Maple Plain, Minnesota 55359
Attn: Mike Panzer
Project Engineer
E-mail: *mike.panzer@wenck.com*
Phone: (763) 479-4200

Bid Proposals shall be submitted on forms furnished for that purpose.

Each bid proposal shall be accompanied by a "Bid Security" in the form of a certified or cashier's check made payable to Minnehaha Creek Watershed District ("OWNER") in an amount not less than five percent (5%) of the total bid, or a surety bond in the same amount, running to the OWNER, with a surety company duly authorized to do business in the state of Minnesota, such Bid Security to be a guarantee that the bidder, if awarded a contract, will enter into a contract with Minnehaha Creek Watershed District; and the amount of the certified check will be retained or the bond enforced by the OWNER in case the bidder fails to do so. The OWNER will retain the deposits for the three lowest bidders until the contract has been awarded and executed but not longer than sixty (60) days. No bid may be withdrawn for a period of sixty (60) days following the bid opening.

A mandatory PRE-BID meeting will be held at the Minnehaha Creek Watershed District office at 1:00 PM on October 1, 2010.

The bid of the lowest responsible bidder is intended to be accepted on or before the expiration of sixty (60) days after the date of the opening of bids. The OWNER, however, reserves the right to reject any or all bids and to waive any minor irregularities, informalities or discrepancies, and further reserves the right to award the contract in the best interest of Minnehaha Creek Watershed District.

Dated: August 26, 2010

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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 Contact Person: **Robin Paulencer**
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10. Owner (Do not leave blank. If the publication is owned by a corporation, give the name and address of the corporation immediately followed by the names and addresses of all stockholders owning or holding 1 percent or more of the total amount of stock. If not owned by a corporation, give the names and addresses of all individual owners. If owned by a partnership or other unincorporated firm, give its name and address as well as those of each individual owner. If the publication is published by a nonprofit organization, give its name and address.)

Full Name: **State of Minnesota** Complete Mailing Address: **660 Olive St.**
Department of Administration **St. Paul, MN 55155**
Plant Management Division

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PS Form 3526, September 2007 (Page 1 of 3 (Instructions Page 3)) PSN 7530-01-000-9931 PRIVACY NOTICE See our privacy policy on www.usps.com

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(2) Mailed In-County Paid Subscriptions Stated on PS Form 3541 (include paid distribution above nominal rate, advertiser's proof copies, and exchange copies)	75	75
(3) Paid Distribution Outside the Mails, including Sales Through Dealers and Carriers, Street Vendors, Counter Sales, and Other Paid Distribution Outside USPS®		
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17. Signature and Title of Editor, Publisher, Business Manager, or Owner

Robin Paulencer Date: **9-27-2010**

18. I certify that all information furnished on this form is true and complete. I understand that anyone who furnishes false or misleading information on this form or who omits material or information requested on the form may be subject to criminal sanctions (including fines and imprisonment) and/or civil sanctions (including civil penalties).

PS Form 3526, September 2007 (Page 2 of 3)



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- ♦ **On-line orders:** www.minnesotasbookstore.com
- ♦ **Minnesota Relay Service:** 8 a.m. - 5 p.m. Monday - Friday, 1.800.627.3529 (nationwide toll-free)
- ♦ **Fax** (credit cards): 651.215.5733 (fax line available 24 hours/day)
- ♦ **Mail orders:** Orders can be sent to Minnesota's Bookstore, 660 Olive Street, St. Paul, MN 55155

PREPAYMENT REQUIRED. Prices and availability subject to change.

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.

Stock No.	Title	Quantity	Unit Price	Total

Send my order to:

Company _____

Name _____

Street Address (Not deliverable to P.O. boxes) _____

City () State Zip _____

Daytime phone (In case we have a question about your order) _____

Credit card number: _____

Expiration date: _____ Signature: _____

Shipping Charges

<i>If Product</i>	<i>Please</i>
<i>Subtotal is:</i>	<i>Add:</i>
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*
*\$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.	
More than \$1,000	Call

Product Subtotal _____

Shipping _____

Subtotal _____

Sales tax _____

(6.875% sales tax if shipped to MN address, 7.625% if shipped to St. Paul address. 7.125% MN transit tax or other local sales tax if applicable)

TOTAL _____

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