



**MINNESOTA SPORTS FACILITIES AUTHORITY REGULAR MEETING MINUTES**

**Friday, December 19, 2014, 9:00 A.M.**

**1010 Metrodome Square Building, Lower Level Conference Room**

**1010 South 7<sup>th</sup> Street, Minneapolis, MN 55415**

**1. CALL TO ORDER**

Chair Kelm-Helgen called the meeting of the Minnesota Sports Facilities Authority to order at 9:30 AM.

**2. ROLL CALL**

Commissioners Present: Chair Kelm-Helgen, Commissioner Butts Williams, Commissioner Benson and Commissioner Griffith.

Commissioners Absent: Commissioner McCarthy

**3. ADOPTION OF AGENDA**

Chair Kelm-Helgen presented the agenda. Commissioner Butts Williams moved approval of the agenda, seconded by Commissioner Griffith and approved unanimously – 4 YEAS, 0 NAYS.

**APPROVED**

**4. APPROVAL OF AUTHORITY MEETING MINUTES**

Commissioner Benson moved approval of the November 21, 2014 Regular Meeting Minutes, seconded by Commissioner Griffith and approved unanimously – 4 YEAS, 0 NAYS.

**APPROVED**

**5. CHAIR'S REPORT**

Chair Kelm-Helgen apologized for the late start to the board meeting. The special closed MSFA board meeting resulted in a productive discussion where the board discussed where they are at related to a number of claims issues. Because of attorney-client privileges, Chair Kelm-Helgen stated that she could not comment further.

Chair Kelm-Helgen highlighted the construction progress, noting that another big steel pick would be coming up here fairly soon. Significant progress continues on-site.



Chair Kelm-Helgen commented on the work that is occurring with the Audubon Society. The MSFA is in the process of working with the Audubon Society and 3M to discuss potential products that could be used on the glass to discourage birds from flying into it. The product is a film that is both energy efficient and invisible to the human eye. The MSFA is continuing to work with the Audubon Society and 3M to look at a potential test that would start in 2015 during the migratory season on existing buildings. The new stadium opens in 2016 and could then become part of the test. There is nothing specific to talk about at this point, as there have only been preliminary discussions.

Chair Kelm-Helgen offered a reflection on 2014. She thanked the project team and staff for everyone's hard work. It is amazing to realize that over a year ago on December 29, 2013, the last football game was being played in the Metrodome. It is a good reminder that this construction has only been underway in earnest for around eight months. It is amazing to see how much work has been accomplished. Chair Kelm-Helgen believes that they're building a great stadium.

## **6. BUSINESS**

### **a. Action Items**

#### **i. Approve Project Budget Amendments**

Two items have been identified that require adjustments to the Master Project Budget as summarized below:

- A) LED Sports Lights - Issue 211
- B) Correction to August 22, 2014 Budget Adjustment

Additional detail on the above is outlined below along with corresponding recommendations.

#### **A) LED Sports Lights - Issue 211:**

Mortenson Construction has submitted a Cost Issue to perform additional work as a result of requested changes to the Construction Documents. The following Issue is funded as noted below by the Team and requires an increase in the Stadium Capital Budget to account for the additional Team Funding.

The Team has elected to proceed with LED sports lighting fixtures in lieu of the traditional metal halide design, also known as Issue 211. This modification will decrease electrical consumption and reduce electrical costs for the Stadium. The Team has agreed to fund the entire Total Cost for Issue 211, which is \$1,249,635.00 and will be included in CSA Revision No. 20. This will also require an increase in the Stadium Capital Budget.



**Recommendation:** The MSFA approves an increase of \$1,249,635.00 to the Additional Team Contribution Source of Funding within the Stadium Capital Budget. The Construction Contract within the Uses section of the Stadium Master Project Budget would be increased by the same amount. This increase is the Team's agreed upon contribution for Mortenson Issue 211. The MSFA authorizes the Chair and CEO/Executive Director to execute CSA Revision No. 20, inclusive of the aforementioned Issue. This adjustment would become effective after Master Application for Payment No. 26 is finalized. Commissioner Benson moved to approve the recommendation. Commissioner Butts Williams seconded the motion.

**APPROVED**

**B) August 22, 2014 Budget Adjustment Correction:**

During the August 22, 2014 MSFA Board Meeting, a Budget Adjustment was approved by the Board that facilitated Mortenson Contract Revision No. 16 and HKS Contract Revision No. 8. It has been determined that the Budget Adjustment presented and approved, incorrectly allocated \$.69 to the Construction Costs line item and incorrectly subtracted \$.35 from the Owner's Contingency and \$.34 from Other Project Costs. This error needs to be corrected in order to align the overall reduction in the Owner's Contingency Budget with actual costs to date.

**Recommendation:** The MSFA approves a reduction of \$.69 from the Construction Costs line item and increases of \$.35 to the Owner Contingency and \$.34 to Other Project Costs. This does not affect the funding sources. Commissioner Benson moved to approve the recommendation. Commissioner Butts Williams seconded the motion.

**APPROVED**

**Summary:**

The proposed budget adjustments outlined in this memorandum would modify the Stadium Master Project Budget as outlined in Table 1 - Stadium Master Project Budget.



Table 1 - Stadium Master Project Budget Summary

Division	Description	Final Projected Cost	Proposed Adjustment	Adjusted Budget
<b>SOURCES OF FUNDS</b>				
00-25-005	Team Contribution	\$377,000,000.00		\$377,000,000.00
00-25-010	Private Contribution	\$100,000,000.00		\$100,000,000.00
00-26-015	Additional Team Contribution	\$49,815,815.50	\$1,249,635.00	\$51,065,450.50
00-30-005	State of Minnesota Contribution	\$498,000,000.00		\$498,000,000.00
	<b>Total Sources of Funds</b>	<b>\$1,024,815,815.50</b>	<b>\$1,249,635.00</b>	<b>\$1,026,065,450.50</b>
<b>USES OF FUNDS</b>				
10-00-000	Site Acquisition & Improvements	\$51,225,678.10		\$51,225,678.10
20-00-000	Construction Costs	\$803,796,950.19	\$1,249,634.31	\$805,046,584.50
30-00-000	Furnishings, Fixtures & Equip.	\$54,350,000.00		\$54,350,000.00
40-00-000	Development Costs	\$87,139,364.70		\$87,139,364.70
50-00-000	Financing Costs	\$0.00		\$0.00
60-00-000	Other Project Costs	\$7,997,454.66	\$0.34	\$7,997,455.00
90-00-000	Project Contingency	\$20,306,367.85	\$0.35	\$20,306,368.20
	<b>Total Uses of Funds</b>	<b>\$1,024,815,815.50</b>	<b>\$1,249,635.00</b>	<b>\$1,026,065,450.50</b>

**ii. Approve Construction Services Agreement Amendments**

Two contract revisions have been prepared and are ready for execution with Mortenson Construction. In each case, the total value of the Contract Revision exceeds the staff approval level and therefore requires approval from the MSFA Board to execute.

**A) CONTRACT REVISION 18:**

Proposed Contract Revision 18 totals \$354,428 and includes the cost issues identified on the attached Table 1. Team Financed Budget increases have previously been considered and approved by the MSFA.

**Recommendation: The MSFA approves an increase of \$354,428.00 to the Construction Services Agreement. The MSFA authorizes the Chair and CEO/Executive Director to execute CSA Revision No. 18, inclusive of the aforementioned Issue. Commissioner Griffith moved to approve the recommendation. Commissioner Butts Williams seconded the motion.**

**APPROVED**



**B) CONTRACT REVISION NO. 19:**

Proposed Contract Revision 19 totals \$961,183.00 and includes costs related to finalization of the Long Span Structural Steel Roof design that includes all LeJeune "Notice of Changes" (NOC) through 12/22/14, all LeJeune "Change Estimates" (CE) through 12/22/14, Project Requests For Information - (RFIs) 00001-1802, and Construction Change Directives & Architectural Supplemental Information - (CCDs, ASIs) 001-162. This contract revision also includes a credit related to savings achieved by a fireproofing product substitution. Lastly, Mortenson has agreed to fund to be determined costs related to CCD 86, CCD 91, CCD 97 and ASI 154 from their Construction Contingency. The overall costs for this Contract Revision are identified on the attached Table 2.

**Recommendation: The MSFA approves an increase of \$961,183.00 to the Construction Services Agreement. The MSFA authorizes the Chair and CEO/Executive Director to execute CSA Revision No. 19, inclusive of the aforementioned Issue. Commissioner Griffith moved to approve the recommendation. Commissioner Butts Williams seconded the motion.**

**APPROVED**

Table 1 – CSA Contract Revision 18

Mort Issue #	Cost Description	Construction Contingency	Owner Contingency	Team Financed
821	T2/T3 Mortenson Authorized Overtime	\$ -		
853	Harris Rebar Freight Costs for June	\$ -		
916	E&J Rebar - Premium Time July 2014	\$ -		
926	Non-Long Span Reconciliation Quad A Embeds		\$ -	
928	CCD 94 Usher's Locker Room Relocation		\$ 67,484.50	\$ 67,484.50
956	OCIP Reconciliation - Yaw Construction	\$ -		
965	S.S. Food Service Floor Troughs		\$ 11,290.00	
990	Caisson # 1261 Replace	\$ -		
999	Line drill for grease interceptor	\$ -		
1012	Loading Dock Equipment Enhancements		\$ 28,333.00	
1069	RFI 904 Upper Suite R2-5.4/5.6 Column Alignment	\$ -		
1100	Pedestrian Ramp Concrete Finish		\$ (40,939.00)	
1172	CCD 120 East Clerestory Fans			\$ (573,726.00)
1198	Alternate 9 Concourse Bars			\$ 183,380.00
1199	Alternates 1a Chairman's Lounge			\$ 245,458.00
1237	Alternate 1C Suite Corridor Upgrades			\$ 234,809.00
1276	South Fire Department Connection Revision - Global Settlement True-Up		\$ 130,854.00	
1286	Harris Rebar July Freight Costs	\$ -		
1344	E&J Rebar - September 2014 Premium Time	\$ 2,235.00		
1438	E&J Rebar - Accessory installation tythrough 9/30/14	\$ -		
	SUBTOTAL	\$ 2,235.00	\$ 197,022.50	\$ 157,405.50
	<b>TOTAL VALUE OF CONTRACT REVISION 18</b>		<b>\$354,428.00</b>	



### **iii. Authorize Negotiations/Selection for Partial Food Service Equipment Package**

The Minnesota Sports Facilities Authority (Authority) in collaboration with the Minnesota Vikings (Team) and Mortenson Construction solicited proposals for food service equipment. Two proposals were received and reviewed by the representatives of the Authority, the Team and Mortenson. Both proposers were interviewed to clarify points that were contained in the proposals; final contract negotiations with these firms will be completed within a few weeks.

Integration of the food service equipment provider within the construction team is a critical path element as there is extensive coordination involved with other subcontractors. Mortenson has submitted a Change Order Request to award a portion of the work that is most critical to the project schedule and includes the exhaust hoods, coolers and pizza ovens.

Execution of a Contract Revision with Mortenson to include this work within the Construction Services Agreement will be required prior to the January 16, 2015 board meeting in order to meet the demands of the construction schedule. Available funds for Food Service Equipment total \$13.25 Million and are currently uncommitted within the FF&E Section of the Master Project Budget.

**Recommendation: That the Authority authorizes the Chair and CEO/Executive Director to enter into a Contract Revision with Mortenson for critical components of the Food Service Equipment package. Funding would be transferred from the FF&E line item to the Construction Costs line item. A complete update on the status of the Food Service Equipment scope and award can be presented at the next board meeting. Commissioner Butts Williams moved to approve the recommendation. Commissioner Benson seconded the motion.**

**APPROVED**

### **iv. Approve Agreements related to Downtown East Block 1 Parking Ramp**

The Authority has previously entered into a number of documents that relate to construction of the parking ramp and further development of portions of the parcel of land on which the parking ramp will be located. These documents include:

- Development Agreement among the City of Minneapolis, Ryan Companies US, Inc. and the Authority,
- Construction Services Agreements between Ryan and the Authority for the ramp and stadium skyway, and
- Parking Agreement among the City, Ryan and the Authority

(together the “Documents”).



The Documents currently govern the development and construction of the parking ramp, as well as the City's right to select a developer for the developable parcels that will be created when the ramp is constructed ("Liner Parcel" and "Air Rights Parcel"). The City previously selected Ryan to be developer of the Liner Parcel and the Air Rights Parcel. In September 2014, the City and Ryan agreed on the proposed development. Among other things, the Air Rights Parcel is proposed to be developed to include 200 parking stalls and an amenity deck to support residential development on the Liner Parcel. This approved development may require certain amendments to the Documents, as well as additional real estate transactional documents that will (1) govern the development on the Liner Parcel and the Air Rights Parcel and (2) coordinate the operation of the parking ramp to meet both the new development and Stadium events. These additional documents may include, but not be limited to, the following:

- Purchase Option Development Agreement,
- Escrow Agreement,
- Indemnity Agreement,
- Reciprocal Easement Agreement, and
- Real Estate Closing Agreements

(together, the "Real Estate Documents").

The primary terms of the Real Estate Documents are included within the Documents as originally approved by the Authority. Staff is currently finalizing a term sheet with the City and Ryan regarding the content of amendments to the Documents and the Real Estate Documents. Staff seeks approval to finalize the terms of the documents consistent with this report so that the schedule for the parking ramp and the additional City-approved development may occur in a timely fashion.

**Recommendation: The Authority authorizes the Chair and the CEO/Executive Director to finalize and execute amendments to the Documents and to finalize and execute the Real Estate Documents. Commissioner Butts Williams moved to approve the recommendation. Commissioner Benson seconded the motion.**

**APPROVED**

#### **v. Adopt 2015 Operating Budget**

Attached is the 2015 Operating Budget for the Minnesota Sports Facilities Authority for the period from January 1, 2015 through December 31, 2015. Highlights of the 2015 budget and a budget summary are included.

**Recommendation: The Authority approves and adopts the Year 2015 Operating Budget. Commissioner Benson moved to approve the recommendation. Commissioner Butts Williams seconded the motion.**

**APPROVED**



## MINNESOTA SPORTS FACILITIES AUTHORITY

# 2015 OPERATING BUDGET

## SUMMARY

### Highlights of the 2015 Budget

#### Revenues

The operating revenue budget for 2015 consists of two revenue sources: Downtown East Parking Ramp of \$308,000 and an allocation from the stadium project for operations for \$2,000,000, for a combined total of \$2,308,000.

The stadium project budget allocated \$4,500,000 to the Authority to fund operating and/or capital needs of the Authority. This was initially included in the 2014 budget, however it has been determined that this funding should be delayed and that \$2,000,000 should be allocated to the 2015 budget and \$2,500,000 should be allocated to the 2016 budget.

#### Expenses

The operating expense budget for 2015 is \$5,065,977 and includes personal services, professional services, audio-visual costs, travel and meetings, supplies, rent, insurance, communication, and miscellaneous costs. The personal services budget of \$1,531,000 includes salaries and benefits for 12 full-time positions. Professional services includes consulting services of \$375,000, legal and legislative representation services of \$358,000 and other expenses of \$80,000. Rent expense includes costs related to Authority offices and parking at the 511 building. Operating expenses also include costs for operating the Downtown East Parking Ramp of \$277,000 and pre-opening stadium management operator costs of \$1,637,477.

Non-Operating revenues include investment earnings of \$50,000 and taxes from the State of Minnesota of \$800,000. Non-operating expenses include stadium project expenses of \$1,473,433.

#### Account Balances

Ending account balance is proposed to decrease by \$3,381,410, from \$9,460,186 to \$6,078,776.





**vi. Approve SMG Pre-Opening Budget**

On August 22, 2014, the Minnesota Sports Facilities Authority (Authority) entered into a Management and Pre-Opening Services Agreement with SMG for the management, operation, maintenance and marketing of the new Minnesota Multi-Purpose Stadium and Urban Park. The agreement requires that SMG submit a Pre-Opening Consulting Budget to the Authority for approval in order for expenses to be approved for payment by the Authority during the pre-opening period.

Since August 2014, SMG has been actively involved in planning and marketing efforts for the new stadium and they have been working with Hammes Company, HKS, Mortenson/Thor, Minnesota Vikings, and Authority staff on various construction related projects and issues.

SMG prepared the Attached Pre-Opening Consulting Budget for the period from August 22, 2014 to July 1, 2016, the estimated date of the opening of the new Minnesota Multi-Purpose Stadium.

Following is a summary of the Pre-Opening Consulting Budget:

**Expense Categories:**

Personnel	\$2,807,241
Advertising and Grand Opening	625,009
Corporate/regional support	129,696
Other and Staffing Support	<u>550,395</u>
Total	<u>\$4,112,341</u>

**Budget Allocation by Year:**

2014	\$193,457
2015	\$1,637,477
2016	<u>\$2,281,407</u>
Total	<u>\$4,112,341</u>

SMG may revise and update the Pre-Opening Consulting Budget to reflect changed circumstances provided that all changes and revisions to the budget are approved in writing by the Authority. If SMG believes that it is likely to exceed the budget amount of \$4,112,341, then SMG shall immediately provide notice to the Authority.

**Recommendation: The Authority approves the SMG Pre-Opening Consulting Budget of \$4,112,341. Commissioner Griffith moved to approve the recommendation. Commissioner Butts Williams seconded the motion.**

**APPROVED**



## **b. Report Items**

### **i. Third Quarter Budget Report**

Attached is the third quarter budget report for the Minnesota Sports Facilities Authority (Authority) for the period from January 1, 2014 through September 30, 2014.

The budgetary comparison report for the operating account includes the Authority's adopted 2014 annual budget, actual revenues and expenses through the end of the third quarter 2014, the change in account balance, and the ending account balance as of September 30, 2014.

The Authority's operating revenues at the end of the third quarter totaled \$895,713. The two major revenue sources were miscellaneous revenues of \$581,241 and Downtown East Parking Ramp revenues of \$270,019. The miscellaneous revenues are primarily from sales of assets from the Hubert H. Humphrey Metrodome. At September 30, 2014, operating expenses totaled \$4,414,874. The two major expense categories were personal services which includes salaries and benefits of \$1,563,398, professional services of \$1,334,927 which includes consulting services, legal and legislative representation services, and audit services. Operating expenses also included Downtown East Parking Ramp expenses of \$344,149 and McClellan Block 1 Parking Lot expenses of \$219,854. It is important to note that in the fourth quarter of 2014 some of the operating expenses will be reimbursed by the construction project and the expenses will be reclassified as a project expense. As of September 30, 2014, the account balance decreased by \$3,865,823, and the ending account balance was \$8,774,025.

The budgetary comparison report for the stadium project trust account includes the project budget, actual revenues and expenses for 2012, 2013, and 2014, and a project-to-date column. For the period from January 1, 2014 through September 30, 2014 the stadium project trust account non-operating (non-capital) revenues totaled \$5,864,730, project expenses were \$188,866,621, capital contributions were \$183,001,891, and the ending account balance was \$0. Project-to-date non-operating (non-capital) revenues totaled \$7,286,257, project-to-date expenses totaled \$245,348,921; project-to-date capital contributions were \$238,062,664 for a net account balance of \$0.

Design services for the Block 1 Parking Ramp began in the first quarter of 2014 and demolition began in the third quarter of 2014. Expenses through September 30, 2014 for this project were \$2,325,760, capital contributions were \$2,325,760, and the account balance was \$0.

Also attached is the September 30, 2014 cash and investment summary.

Minnesota Sports Facilities Authority  
Cash and Investment Summary  
September 30, 2014



Cash and Cash Equivalent Account as of September 30, 2014:

SUMMARY OF INVESTMENTS	
<b>Cash and Cash Equivalents:</b>	
U. S. Bank - operating account	\$59,550.21
U.S. Bank - payroll account	\$1,000.08
U.S. Bank - commercial paper account	\$569,075.60
<b>Investments:</b>	
U.S. Bank investment account	\$8,360,850.97
Total Cash and Investments	\$8,990,476.86

**Recommendation: None. This is for informational purposes only. No action is required at this time.**

**ii. Equity Program Update**

During the past two months, the Equity Program continues to exceed expectation. Since the October meeting, the Equity Program has seen its eighth and ninth month and was highlighted during the following events:

- Mortenson/Thor: Package 12, WMBE Meet & Greet
- MN Dept. of Human Rights Symposium – MMPS project Panel w/Ryan Companies

The project reports were assessed as of October 2014. These reports are posted on the MSFA website for transparency purposes. *The next Stadium Equity Oversight Committee will be in January 2015.*

- The **EAF** is currently conducting outreach and training for resource efforts in support of the project. *64 Trained and 47 Placements*
  - Outreach: 748 Workers identified; 138 available for hire
  - Training: 119 Minorities; 15 Women; 21 Veterans (Total: 155)
- Mortenson/Thor Construction provided a **WORKFORCE** report, *as of November 30, 2014.*
  - Exceeding both minority (32%) and women (6%) goals at;
  - 38% minority, 10% women and 5% veteran; 707,130 hours total



- 130 Workers from the TARGETED ZIP CODES in the metro area
- Ryan Companies provided a **WORKFORCE** report, *as of November 30, 2014*.
  - 26% minority, 9% women and 0% veteran; 1949 hours total
  - 5 Workers from the TARGETED ZIP CODES in the metro area
- HKS provided a TARGETED BUSINESS report on **DESIGN** activity, *as of November 30, 2014*.
  - Goals MBE (8%) and WBE (11%) goals at;
  - 15 MBE: 7% (\$2,852,690)
  - 17 WBE: 11% (\$3,869,030)
- Ryan Companies provided a TARGETED BUSINESS report on **DESIGN** activity, *as of November 30, 2014*.
  - MBE: 8% (\$164,400)
  - WBE: 9% (\$196,495)
- Mortenson/Thor Construction provided a targeted business report, *as of November 30, 2014*. MBE (9%) and WBE (11%) goals at; **(\*Received on 12/18/14, no analysis conducted)**
  - 49 MBE Contracts totaling 11%; (\$72,201,645)
  - 64 WBE Contracts totaling 17% (\$108,964,548)
  - 7 VBE firms totaling 2% (\$10,678,151)
  - Total Targeted Business: \$646,480,040
- Ryan Companies provided a targeted business report, *as of November 30, 2014*.
  - 8 MBE Contracts totaling 18%; (\$2,004,573)
  - 13 WBE Contracts totaling 12% (\$1,359,591)
  - 2 VBE firms totaling 1% (\$129,080)
  - Total Targeted Business: \$284,455

**Recommendation: None. This report is for informational purposes only. No action is required at this time.**

## ii. Construction Project Update

Allen Troshinsky offered an update on behalf of Mortenson/Thor. He began with notes about the structure. The concrete work is progressing well and is 70% complete. Mechanical and electrical rough-in activities are occurring on all lower levels. There are heated areas on the lower levels that allow work to continue in the winter. Masonry and metal stud activities continue. Mortenson/Thor are moving in major pieces of equipment. All equipment is protected and shrouded to ensure that it's not damaged. Precast concrete continues to be set and is progressing down the sideline. Slab on grade activities are occurring as well. Progress continues on the primary truss. Secondary pieces of the truss are being set. Metal frames are being installed that will serve as backup for metal panels that will occur in the spring. Metal panel mock-ups are visible at the northeast corner of the site. Work will begin in earnest in April 2015. Additional concrete deck elevations will be added in February 2015. In March and April 2015, enclosure activities will begin. Decking and roofing activities will occur in April and May 2015.



At this time, there are 700 people on site and that number will continue to increase as it peaks to over 1000 in the first quarter of 2015. The project is 31% complete. In November 2014, \$37 million of work was in place with \$10 million of work occurring per week. This number will rise modestly in the coming months. Work has focused on safety and quality. Mortenson/Thor is proud of their workforce.

Mortenson/Thor has undertaken a community outreach project and has partnered with People Serving People, a local homeless shelter. There are many families and children who reside in that building. Mortenson/Thor has organized a toy drive specifically targeted for them. The entire project team contributed items. An extended pickup truck delivered over \$2000 in cash and gift cards in addition to toys. They sought to make the residents holidays a little brighter.

Commissioner Griffith asked about the safety record. Mr. Troshinsky responded that safety is a constant challenge. Mortenson/Thor has a strategy to pepper the workforce with expertise from the construction management team. Foremans provide resources for tradespeople. Last month, the project was plagued with slips, trips and falls on access ways from floor to floor. Mortenson/Thor is making sure they have the proper sand and equipment. Snow buildup can be a potential issue. Commissioner Griffith also commended the Vikings Worker Lunch that taken place. He was struck by the youth of the workers. This is an encouraging sign for the trades. There were also many minorities and women. Commissioner Griffith reiterated that safety is a personal issue to him and that workers need to be protected. Mr. Troshinsky assured the board that safety is a top priority for Mortenson/Thor.

## 7. **PUBLIC COMMENT**

Eight individuals came forward to address the MSFA Board.

1. Wendy Haan, MN Citizens Concerned for the Protection of Migratory Birds: Ms. Haan praised the addition of LED lights to the stadium but questioned the viability of the potential 3M product. Written questions were also submitted to the board to be addressed during the discussion period.
2. Ann Laughlin, MN Citizens Concerned for the Protection of Migratory Birds: Ms. Laughlin also questioned the viability of the potential 3M product and urged the MSFA to use the bird-safe glass.
3. Elise Morton, Audubon Society – Minneapolis Chapter: Ms. Morton commented on the diversity and wonder of birds, raising concerns about their possible extinction and questioned how board members can have so much power when they are not elected.



4. Cathy Bailey (written statement that was read on her behalf): Ms. Bailey questioned why the MSFA and Vikings are not taking advantage of available solutions and also criticized the news media for playing along.
5. Brad Bourn, Minneapolis Park Board: Mr. Bourn raised his concerns about the Park Board's recent vote regarding the Downtown East Park (The Commons) and announced that he would be introducing a resolution to change the membership structure of the MSFA to include a park board commissioner.
6. Jerry Bahls, Audubon Society – Minneapolis Chapter: Mr. Bahls asked that the MSFA properly refer to the various chapters of the Audubon Society (state vs. local chapters) and questioned the viability of the 3M product and testing protocol.
7. Ruth Jones, Audubon Society – Minneapolis Chapter: Ms. Jones noted that there are seven Audubon chapters in Minneapolis and criticized the MSFA for not consulting with any of these groups.
8. Constance Pepin: Ms. Pepin derided the fact that this small group of individuals (MSFA Board) gets to make this decision that goes against public concerns.

## 8. **DISCUSSION**

Commissioner Griffith acknowledged the concerns on the bird issue. He stated that board hasn't had a public discussion on this issue as of yet. While the MSFA certainly can't satisfy the entire state of Minnesota's desire about how the stadium looks and how it's being used, the bird issue has shown a large contingency. He appreciates their frustration. He stated that the board needs to give a tighter response showing that they have considered and weighed the issue. He would appreciate a more thoughtful discussion.

Chair Kelm-Helgen appreciated what everyone has said. She stated that typically in these public comment periods, they don't enter into debates. They follow up with meetings and discussion. They are always willing to meet. She agrees that this discussion has taken a lot of forms. Chair Kelm-Helgen clarified that 3M does indeed have a product that could be a potential solution but that she can't speak to specifics as it is 3M's product and discussions are in development. The stadium itself will not be built until 2016 but tests will begin in 2015 with existing buildings. The MSFA is not ready to talk about it, as agreements are not finalized.



Chair Kelm-Helgen then responded to some of the public's written questions. In regards to the glass and where it is in fabrication and production, she said that fabrication is underway but that she would have to look at a schedule to give more exact information. She said that yes she would be willing to visit the Javits Center in New York. She clarified that the board and project team has looked at this issue in length and that the glass decision is final. The transparency of the building was a design decision resulting from a process that included representatives from the city, neighborhood associations, businesses and other various stakeholder groups. She would glad to talk further and answer any other questions.

**9. ANNOUNCE FUTURE MEETINGS**

Friday, January 16, 2014 at 9:00 A.M MSFA Board Meeting, 1010 Metrodome Square Building

**10. ADJOURNMENT**

There being no further business to come before the Authority, Commissioner Benson moved to adjourn the meeting, seconded by Commissioner Butts Williams and approved unanimously – 4 YEAS, 0 NAYS.

**APPROVED**

The meeting was adjourned at 10:45 am.

ADOPTED this 16<sup>th</sup> day of January 2015 by the Minnesota Sports Facilities Authority

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Duane Benson, Secretary

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Ted Mondale, CEO/Executive Director