

December 20, 2004

To the Honorable, The Common Council

Subject: Common Council Resolution File Number 041083

Dear Honorable Members:

At the December 8, 2004 meeting of the Public Improvement Committee, the subject file was approved as amended on the floor. The amendment removed Lone Star Industries from the Stipulation Agreement associated with construction of a freeway overpass over an industrial railroad spur being constructed in conjunction with the Canal Street Reconstruction project. Final negotiations of the Industry Track Agreement for the rail spur resulted in Lone Star Industries not owning any of the rail spur under the freeway overpass and, as such, Lone Star Industries is no longer a party to the Stipulation Agreement.

Attached please find Substitute No. 2 Common Council File Number 041083 and the corresponding revised Stipulation Agreement reflecting this change.

We recommend adoption of the subject file.

Very truly yours,

Jeffrey S. Polenske, P.E.
City Engineer

Jeffrey J. Mantes
Commissioner of Public Works

MDL:amh

Attachment

c: Mr. Grant F. Langley