



MINNESOTA SPORTS FACILITIES AUTHORITY MEETING AGENDA

January 30, 2020, 3:00 P.M.

U.S. Bank Stadium – Medtronic Club  
401 Chicago Ave, Minneapolis, MN 55415

**A portion of the meeting will be closed, pursuant to Minnesota Statutes, Section 13D.05, subd. 3(b), to discuss attorney-client privileged matters regarding potential claims related to a demand filed by M.A. Mortenson Company.**

1. CALL TO ORDER
2. APPROVAL OF PRIOR MEETING MINUTES –December 20, 2019
3. BUSINESS
  - a. **Action Items**
    - i. **Election of Officers**
  - b. Reports
    - i. ASM Global Event Update
    - ii. Executive Director Report
4. PUBLIC COMMENTS
5. DISCUSSION
6. ANNOUNCEMENT OF NEXT MEETING
7. **CLOSED SESSION**
8. **ACTION ITEMS REGARDING MATTERS DISCUSSED DURING CLOSED SESSION**
9. ADJOURNMENT

**\*Items in bold require action**



MINNESOTA SPORTS FACILITIES AUTHORITY  
Meeting Minutes – December 20, 2019 at 9:00 A.M.  
U.S. Bank Stadium – Medtronic Club  
401 Chicago Ave  
Minneapolis, MN 55415

1. CALL TO ORDER

Chair Vekich called the meeting of the Minnesota Sports Facilities Authority (“MSFA” or “Authority”) to order at 9:00 A.M.

2. ROLL CALL

Commissioners present: Chair Michael Vekich, Bill McCarthy, Barbara Butts Williams, Tony Sertich, and Angela Burns Finney.

3. APPROVAL OF MEETING MINUTES – November 15, 2019. *See, Exhibit A.*

4. BUSINESS

a. Action Items

i. Stadium Project Labor Agreement (PLA) Addendum

James Farstad, Executive Director of the MSFA, stated that in November 2015, ASM Global (ASM) entered into a Project Labor Agreement with the Minneapolis Building and Construction Trades Council, which was a requirement of the MSFA’s contract with ASM. However, the MSFA believes that it would be a more effective procurement process for construction contracts to be entered into with the MSFA directly. *See, Exhibit B.*

Commissioner McCarthy moved and Commissioner Butts Williams seconded the motion to approve the following recommended motion, which was unanimously adopted:

*The MSFA Board authorizes the Chair and the Executive Director to finalize and execute an Addendum to the referenced Project Labor Agreement.*

**ii. Approve ASM Contract**

Mr. Farstad stated that the MSFA would like to consolidate communications efforts with ASM at U.S. Bank Stadium, as ASM's leadership team and staff have been very effective in supporting MSFA since September 2019. ASM will serve as the source of communications representation for both the MSFA and ASM at U.S. Bank Stadium. See, Exhibit C.

Commissioner Sertich moved and Commissioner Finney seconded the motion to approve the following recommended motion, which was unanimously adopted:

*The MSFA authorizes the Chair and Executive Director to negotiate and execute a contract agreement with ASM Global in an amount not to exceed \$120,000.*

**b. Report Items**

**i. MSFA 2019 Comprehensive Annual Financial Report**

Mary Fox-Stroman, Director of Finance of the MSFA, presented the MSFA's Comprehensive Annual Financial Report for the fiscal year ended June 30, 2019. See, Exhibit D.

Christopher Knopik, Principal at Clifton Larson Allen, presented the Independent Auditors' Report on Internal Control over Financial Reporting and on Compliance and Other Matters Based on an Audit of Financial Statements Performed in Accordance with Government Auditing Standards, and their governance letter. See, Exhibit E.

ii. **4<sup>th</sup> Quarter Budget Report – June 30, 2019**

Ms. Fox-Stroman presented the MSFA's 4<sup>th</sup> quarter budget report for the fiscal year ended June 30, 2019, to the MSFA board. See, Exhibit F.

iii. **ASM Global Stadium Events Update**

John Drum, Interim General Manager of ASM, gave a presentation to the MSFA board to update them on current and upcoming events. See, Exhibit G.

iv. **Executive Director Report**

Mr. Farstad stated that the MSFA hired a company, Grafe Auction, to auction off the excess concession equipment. The bidding process was very effective, and the gross total sales of the auction were \$45,815.60.

Mr. Farstad announced that the MSFA and Aramark are working together with House of Charity to find a solution to prevent the roughly 100,000 pounds of food waste each year, which is disposed after events at the stadium. One of the suggestions is to donate the food to local homeless shelters and to charities who would benefit from meals.

Lastly, Mr. Farstad stated that the MSFA staff continues to work closely with the equity advisors to complete a finalized version of the equity plan. The advisors have put together opportunities, suggestions, and plans for the future MSFA equity program at U.S. Bank Stadium, which includes workforce development, procurement plans, and community-based volunteer work.

5. **PUBLIC COMMENTS**

1. Constance Pepin: Ms. Pepin stated that based on the Audubon of Minnesota's study, it is estimated that at least 111 birds die each year after colliding with the stadium. However, she and Dr. Daniel Klem believe that birds can collide with the stadium, sustain intracranial hemorrhaging, fly away, and die at

another location not on the stadium grounds. Therefore, some deaths are not accounted for, and the reported numbers are not fully accurate. Ms. Pepin also addressed the misunderstanding regarding vegetation at the stadium. The Audubon Minneapolis is not suggesting the removal or replacing of trees is necessary, as birds need these trees as a home. Therefore, she suggests that the glass be retrofitted, not the vegetation. Ms. Pepin also believes that the retrofitting of the glass should not be treated to only 36 feet as Audubon Minnesota's study suggests. She noted that in Toronto Canada, the requirement is 52 feet, and in New York City, an ordinance now requires the first 75 feet be retrofitted. Lastly, Ms. Pepin wanted to address the misconception that treated glass looks frosty or murky. There are many options to retrofit the glass, and many can look transparent.

2. Jerry Bahls: Mr. Bahls stated that the Audubon Minnesota's study states that a major reduction in collisions can be achieved in many ways. One suggestion listed within the report states that turning off building lights at night is not only beneficial for birds but is also great for the ecosystem. Mr. Bahls read from the Audubon Minnesota's study, which states: "...the study team recommends the stadium continue to follow this lighting scheme year-round and also reduce lighting earlier in the evenings when compatible with building use. Targeting additional Lights Out efforts during the first few hours after sunset would benefit collision reduction, as this time period is generally the peak of nightly bird migration volume." Lastly, Mr. Bahls highly encourages the MSFA to follow the "lights out" policy, and although important, he noted that it does not reduce the need for retrofitting the glass.

## 6. DISCUSSION

There was no discussion

## 7. MOTION TO CLOSE MEETING

Commissioner Sertich moved to close the meeting pursuant to Minnesota Statutes, Section 13D.05, subd. 3(b), to discuss attorney-client privileged matters regarding claims related to the heating, ventilation and cooling system. Commissioner Butts Williams seconded the motion.

The meeting was closed at 9:50 A.M.

Commissioners present at the closed meeting: Chair Michael Vekich, Bill McCarthy, Barbara Butts Williams, Tony Sertich, and Angela Burns Finney.

8. MOTION TO OPEN MEETING

Chair Vekich moved to open the meeting and Commissioner Butts Williams seconded the motion.

The meeting was opened at 10:26 A.M

9. ANNOUNCEMENT OF NEXT MEETING

Chair Vekich announced that the next MSFA meeting will be held on January 30, 2019, at U.S. Bank Stadium in the Medtronic Club at 3:00 P.M.

10. ADJOURNMENT

There being no further business to come before the MSFA, the meeting was adjourned at 10:30 A.M.

*Approved and adopted the 30<sup>th</sup> day of January 2019, by the Minnesota Sports Facilities Authority.*

---

Tony Sertich, Secretary/Treasurer

---

James Farstad, Executive Director