



Metropolitan Council Meeting

Wednesday, December 13, 2006

Council Chambers

4:00 P.M.

Table of Contents

Part I - Narrative	1
Call to Order and Approval of Agenda.....	1
Minutes.....	1
Presentation of Regional Leadership Award (Resolution 2006-54)	1
Part II - Exhibits	1
Business	1
2006-393 - Adoption of the 2006, Payable 2007, Tax Levies for General Purposes, (Res 2006-37), Adopting a 2007 Tax Levy for the Livable Communities Demonstration Account in the Metropolitan Livable Communities Fund (Res 2006-38), Livable Communities Tax Base Revitalization Account (Res 2006-39), Metropolitan Right of Way Acquisition Loan Fund (Res 2006-40), and Transit and Parks Debt Anticipation (Res 2006-41) and the 2007 Unified Operating Budget (Res 2006-42)	1
Amendments to 2006-393	2
2006-393 - Adoption of the 2006, Payable 2007, Tax Levies for General Purposes, (Res 2006-37), Livable Communities Tax Base Revitalization Account (Res 2006-39), Metropolitan Right of Way Acquisition Loan Fund (Res 2006-40), and Transit and Parks Debt Anticipation (Res 2006-41)	2
2006-393 Resolution 2006-38 - Adopting a 2007 Tax Levy for the Livable Communities Demonstration Account in the Metropolitan Livable Communities Fund	3
2006-393 Resolution 2006-42 - Adopting the Metropolitan Council's 2007 Unified Operating Budget	4
2006-394 - Approval of 2007-2012 Capital Improvement Program and 2007 Capital Program and Budget Resolution 2006-43	4
Committee Consent List.....	4
2006-332 - Carver County/Watertown Twp. Comprehensive Plan Amendment, High Amenity Change, Review File 18979-2	4
2006-334 - Carver County Southwest Trail Connection Master Plan Review	4
2006-335 - Amendment and Extension of Funding Assistance Agreement – <i>HousingLink</i>	5
2006-343 - Change in Scope for Battle Creek Regional Park Development Grant SG-2006-107 to Ramsey County and Related Amendment to 2006-07 Regional Parks CIP	5
2006-352 - Authorization to Negotiate and Execute Engineering Design Services Agreement for Blaine Relief Interceptor, MCES Project No. 805300	6
2006-358 - 28 th Avenue Parking Structure Project 63612, Resolution 2006-53	6
2006-363 - City of Bloomington Comprehensive Plan Amendment, Walser Automotive, Review File 18103-15	6
2006-364 - City of Bloomington Comprehensive Plan Amendment, Portland Mobile Home Park/Portland Commons, Review File 18103-16	6
2006-365 - City of Bloomington Comprehensive Plan Amendment, Surmodics/Laukka Jarvis, II Inc., Review File 18103-17	6

2006-367 - Contract Amendment with DARTS to operate Route 417	7
2006-370 - Amendments to the Subgrant Agreements with Regional Transportation Management Organizations (TMOs)	7
2006-371 - Interdivisional Transfer of Vehicles	7
2006-372 - Amendment to Interagency Cooperative Agreement with Northstar Corridor Development Authority for Staff Resources	7
2006-377 - Authorization to Acquire Fee Title Property, Permanent and Temporary Easements and to File Condemnation Petitions, Chaska West Interceptor Phase II, MCES Project 803800, Resolution No. 2006-44	8
2006-378 - Authorization to Acquire Permanent and Temporary Easements and to File Condemnation Petitions, Rosemount Interceptor-Akron Avenue Leg, MCES Project 920850, Resolution No. 2006-45	8
2006-385 - City of Chaska Comprehensive Plan Amendment, Shepherd's Cove, Review File 18105-6	8
Report of the Community Development Committee	8
2006-242 - City of Oak Grove Comprehensive Plan Amendment, Delong Family, Review File 17096-22	8
2006-320 - LCDA Funding Recommendations	9
2006-320 - LCDA Funding Recommendations (B.8 Maplewood)	10
2006-321 - LCA Local Housing Incentives Account Funding Recommendations	10
2006-346 - Rural Area Issues Work Group Report	10
Report of the Management Committee	11
2006-402 SW - Resolution setting Council and Committee dates and delegating to Committees the authority to close Committee meetings; Metropolitan Council (Res 2006-46), Committee of the Whole (Res 2006-47), Management Committee (Res 2006-48), Environment Committee (Res 2006-49), Community Development Committee (Res 2006-50), Transportation Committee (2006-51), and the Litigation Review Special Committee (Res 2006-52)	11
2006-404 SW - Authorization to Enter into a Labor Agreement with the International Association of Machinists and Aerospace Workers, District Lodge No. 77, AFL-CIO	11
2006-405 SW - Authorization to Enter into a Labor Agreement with the International Union of Painters and Allied Trades, District Council 82 and Local No. 61 AFL-CIO	11
2006-406 SW - Authorization to Issue General Obligation Bonds, Resolutions 2006-55, 2006-56, 2006-57, 206-58)	11
2006-407 SW Authorization to renew the Council's Commercial Property Insurance	12
Report of the Environment Committee	12
2006-374 - Authorization to Award Contract for Waste Incinerator Ash Disposal Services at the Metro and Seneca Wastewater Treatment Plants	12
2006-375 - Authorization to Negotiate and Execute Engineering Design Services Agreement for CAB/ECI Relief Interceptor West Project, MCES Project No. 803210	12
2006-376 - Authorization to Negotiate and Execute Engineering Design Services Agreement for CAB/ECI River and East Project, MCES Project No. 803220	12
2006-379 - Authorization to Negotiate and Execute Engineering Services Agreement for Wayzata Area Interceptor Improvements	13
2006-380 - Authorization to Negotiate and Execute Engineering Services Agreement for Mound Area Interceptor Improvements	13
2006-381 - Authorization to Negotiate and Execute Engineering Services Agreement for Hopkins System Improvements	13
2006-391 - Authorization to Negotiation and Execute Engineering Design Services Agreement for Excelsior Area Interceptor Improvements	13
2006-390 - Approval of Water Supply Report to the Legislature	13

2006-392 SW - Amendment to 2006 Environmental Services Capital Budget	14
Report of the Transportation Committee	14
2006-356 - Route 219 Contract Extension	14
2006-383 - Northwest Restructuring Study – Recommended Plan	14
2006-384 - Maple Grove Opt-Out Service Agreement	14
2006-386 - Authorization to Award Contract for Ten Articulated Transit Buses	15
2006-387 - Authorization to Purchase Rail Tire Kits	15
2006-398 - Purchase Fare Collection Spare Parts	15
2006-382 - Transit Advertising Sales Contract	15
Joint Report of the Community Development and Environment Committees	15
2006-389 - Adoption of Amendment to <i>2030 Regional Development Framework & Water Resources Management Policy Plan</i> - East Bethel	15
Other Business.....	15
Reports.....	15
Chair.....	15
Council Members.....	16
Regional Administrator.....	16
General Counsel.....	16
Adjournment.....	16

Metropolitan Council Meeting

Wednesday, December 13, 2006

Council Chambers

4:00 P.M.

Part I - Narrative

Members present:

Peter Bell, Chair; Roger Scherer, Jules Smith, Mary Hill Smith, Russ Susag, Peggy Leppik, Annette Meeks, Lynette Wittsack, Natalie Steffen, Kris Sanda, Georgeanne Hilker, Chris Georgacas, Rick Aguilar, Song Lo Fawcett, Daniel Wolter

Members absent: Tony Pistilli, Brian McDaniel

Call to Order and Approval of Agenda

A quorum being present, the Chair called the regular meeting of the Metropolitan Council to order at 4:03 p.m. It was moved by Leppik seconded by Steffen to approve the amended agenda. Motion carried.

Minutes

It was moved by Susag seconded by Steffen to approve the minutes of the Metropolitan Council Meeting of November 8, 2006 and the minutes of the 2007 Unified Operating Budget Public Hearing, Proposed 2007-2012 Capital Improvement Program and the 2007 Capital Program and Budget Public Hearing of November 8, 2006. Motion carried.

Public Invitation

No one asked to address the Council regarding matters not on today's agenda.

Presentation of Regional Leadership Award ([Resolution 2006-54](#))

Council member M. Smith and Chair Bell presented an award to Minnesota Chamber of Commerce President David Olson, for the Chamber's leadership role in the legislative approval (on November 7, 2006) of a proposed constitutional amendment dedicating 100 percent of the revenues from the Motor Vehicle Sales Tax (MVST) to transportation and for their contribution to improved transportation systems in our region and state.

Part II - Exhibits

Business

Beth Widstrom Anderson, Chief Financial Officer, noted the public hearings on the operating and capital budgets closed on December 12, 2006 and a balanced budget is being submitted for Council approval.

[2006-393](#) - Adoption of the 2006, Payable 2007, Tax Levies for General Purposes, ([Res 2006-37](#)), Adopting a 2007 Tax Levy for the Livable Communities Demonstration Account in the Metropolitan Livable Communities Fund ([Res 2006-38](#)), Livable Communities Tax Base

Revitalization Account (Res 2006-39), Metropolitan Right of Way Acquisition Loan Fund (Res 2006-40), and Transit and Parks Debt Anticipation (Res 2006-41) and the 2007 Unified Operating Budget (Res 2006-42)

It was moved by Georgacas, seconded by Meeks

"That the Metropolitan Council adopt the following resolutions:

1. **2006-37:** Adopting the Council's 2006 Tax Levy for General Purposes for Certification to the County Auditors;
2. **2006-38:** Adopting the Council's 2006 Tax Levy for the Livable Communities Demonstration Account in the Metropolitan Livable Communities Fund;
3. **2006-39:** Adopting the Council's 2006 Tax Levy for the Tax Base Revitalization Account of the Livable Communities Act;
4. **2006-40:** Adopting the Council's 2006 Tax Levy for the Metropolitan Right-Of-Way Acquisition Loan Fund for the Purposes of Minnesota Statutes Section 473.167;
5. **2006-41:** Certifying the Council's 2006 Tax Levy for Debt Service on Future Transit and Park Bonds;
6. **2006-42:** Adopting the Metropolitan Council's 2007 Unified Operating Budget"

Amendments to 2006-393

Scherer offered the following amendment, seconded by M. Smith

"That the Metropolitan Council consider Resolution 2006-42, Adopting the Metropolitan Council's 2007 Unified Operating Budget separately and lastly because State Statute requires adoption of the final property tax levy prior to adopting the final budget."

Georgacas offered the following amendment, seconded by M. Smith

"That the Metropolitan Council consider Resolution 2006-38, Adopting a 2007 Tax Levy for the Livable Communities Demonstration Account in the Metropolitan Livable Communities Fund separately."

Motions passed

2006-393 - Adoption of the 2006, Payable 2007, Tax Levies for General Purposes, (Res 2006-37), Livable Communities Tax Base Revitalization Account (Res 2006-39), Metropolitan Right of Way Acquisition Loan Fund (Res 2006-40), and Transit and Parks Debt Anticipation (Res 2006-41)

It was moved by Scherer and seconded by M. Smith

"That the Metropolitan Council adopt the following resolutions:

1. **2006-37:** Adopting the Council's 2006 Tax Levy for General Purposes for Certification to the County Auditors;
2. ~~**2006-38:** Adopting the Council's 2006 Tax Levy for the Livable Communities Demonstration Account in the Metropolitan Livable Communities Fund;~~
3. **2006-39:** Adopting the Council's 2006 Tax Levy for the Tax Base Revitalization Account of the Livable Communities Act;
4. **2006-40:** Adopting the Council's 2006 Tax Levy for the Metropolitan Right-Of-Way Acquisition Loan Fund for the Purposes of Minnesota Statutes Section 473.167;
5. **2006-41:** Certifying the Council's 2006 Tax Levy for Debt Service on Future

Transit and Park Bonds.”

~~6. 2006-42: Adopting the Metropolitan Council's 2007 Unified Operating Budget~~

Motion carried on the following roll call vote:

	Yes				No	Absent
	Scherer	Leppik	Sanda	Fawcett		Pistilli
	M. Smith	Meeks	Hilker	Wolter		McDaniel
	J. Smith	Wittsack	Georgacas	Bell		
	Susag	Steffen	Aguilar			
TOTAL	15					2

2006-393 Resolution 2006-38 - Adopting a 2007 Tax Levy for the Livable Communities Demonstration Account in the Metropolitan Livable Communities Fund

It was moved by Scherer and seconded by M. Smith

"That the Metropolitan Council adopt the Council's 2006 Tax Levy for the Livable Communities Demonstration Account in the Metropolitan Livable Communities Fund (Resolution 2006-38)."

Amendment to Resolution 2006-38

It was moved by Georgacas and seconded by Scherer

To amend Resolution 2006-38 as follows:

"Now, Therefore, be it resolved:

That the amount to be raised from ad valorem taxes levied in 2006 for collection during 2007 for the Livable Communities Demonstration Account in the Metropolitan Livable Communities Fund is ~~\$8,184,070.~~ \$7,184,070."

Georgacas and Scherer noted this amendment to reduce the levy amount by \$1M in the Livable Communities Demonstration Account was discussed in a joint meeting of the Community Development and Management Committees.

Chair Bell noted this one year modest reduction could allow time to seek legislative authority, providing the Council flexibility to transfer funds where needed and assist small communities in preparing their 2008 comp plan amendments.

Amendment to the motion to reduce the levy amount carried, with Sanda dissenting.

The motion to approve amended Resolution 2006-38 carried on the following roll call vote:

	Yes				No	Absent
	Scherer	Leppik	Hilker	Fawcett	Sanda	Pistilli
	M. Smith	Meeks	Georgacas	Wolter		McDaniel
	J. Smith	Wittsack	Aguilar	Bell		
	Susag	Steffen				
TOTAL	14				1	2

[2006-393 Resolution 2006-42 - Adopting the Metropolitan Council's 2007 Unified Operating Budget](#)

It was moved by Scherer and seconded by Steffen

"That the Metropolitan Council adopt the Metropolitan Council's 2007 Unified Operating Budget, (Resolution 2006-42)."

Motion carried on the following roll call vote:

	Yes				No	Absent
	Scherer	Leppik	Sanda	Fawcett		Pistilli
	M. Smith	Meeks	Hilker	Wolter		McDaniel
	J. Smith	Wittsack	Georgacas	Bell		
	Susag	Steffen	Aguilar			
TOTAL	15					2

[2006-394 - Approval of 2007-2012 Capital Improvement Program and 2007 Capital Program and Budget Resolution 2006-43](#)

It was moved by Scherer and seconded by Steffen

"That the Metropolitan Council approve Resolution 2006-43 adopting the 2007-2012 Capital Improvement Program and 2007 Authorized Capital Program and Budget."

Motion carried on the following roll call vote:

	Yes				No	Absent
	Scherer	Leppik	Sanda	Fawcett		Pistilli
	M. Smith	Meeks	Hilker	Wolter		McDaniel
	J. Smith	Wittsack	Georgacas	Bell		
	Susag	Steffen	Aguilar			
TOTAL	15					2

Committee Consent List

[2006-332 - Carver County/Watertown Twp. Comprehensive Plan Amendment, High Amenity Change, Review File 18979-2](#)

It was moved by Susag and seconded by Fawcett

"That the Metropolitan Council:

1. allow Watertown Township to put the comprehensive plan amendment into effect;
2. acknowledge that the proposed amendment does not change the 2005 System Statement forecasts."

Motion carried.

[2006-334 - Carver County Southwest Trail Connection Master Plan Review](#)

It was moved by Susag and seconded by Fawcett

"That the Metropolitan Council:

1. Approve the Carver County Southwest Regional Trail Connection master plan (Referral No. 19816-1);
2. Require that prior to development, final plans be sent to Metropolitan Council Environmental Services for review and comment to insure the integrity of the interceptor system;
3. Inform Carver County that approval of this master plan does not commit the Council to any funding at this time. Future development funding based on this master plan would be done through the Regional Parks Capital Improvement Program (CIP). Council action is required to approve the CIP and to approve specific grants.”

Motion carried.

2006-335 - Amendment and Extension of Funding Assistance Agreement – HousingLink

It was moved by Susag and seconded by Fawcett

"That the Metropolitan Council its Regional Administrator to execute an amendment to its existing funding assistance agreement with the HousingLink to: (1) extend the agreement for an additional year; and (2) provide \$50,000 from its Section 8 program administrative fee reserve fund to support the nonprofit organization’s regional affordable housing information and referral services in calendar year 2007.”

Motion carried.

2006-343 - Change in Scope for Battle Creek Regional Park Development Grant SG-2006-107 to Ramsey County and Related Amendment to 2006-07 Regional Parks CIP

It was moved by Susag and seconded by Fawcett

"That the Metropolitan Council:

1. Authorize an amendment to the 2006-07 regional parks CIP and to grant SG2006-107, that changes the scope of the grant to be used to reimburse Ramsey County for acquisition and demolition costs associated with inholding Parcel 5 and for partial acquisition of inholding Parcel 6 in Battle Creek Regional Park.
2. Amend the 2006-07 regional parks CIP as follows:
 - A. Change the project description for project 06R-10 for \$75,000 to Ramsey County as follows: “Reimburse Ramsey County for assessments to reconstruct Winthrop Street that benefit the park. Reimbursement of \$62,000 for the balance of acquisition costs for acquiring inholding parcel 5 plus \$10,520 to demolish buildings on parcel 5 and \$2,480 to partially finance the acquisition of inholding parcel 6.”
 - B. Change the project description for project 06A-12 – an as yet unfunded acquisition grant of \$375,000 to Ramsey County as follows: “Reimbursement of \$62,000 for balance of acquisition costs for acquiring in holding parcel 5. The remainder of \$313,000 i-ntended to acquire either parcel 6 or 8 or both for the park.”

Motion carried.

[2006-352](#) - Authorization to Negotiate and Execute Engineering Design Services Agreement for Blaine Relief Interceptor, MCES Project No. 805300

It was moved by Susag and seconded by Fawcett

"That the Metropolitan Council authorize its Regional Administrator to negotiate and execute an engineering design services agreement with TKDA for the Blaine Relief Interceptor, MCES Project No. 8053, in an amount not to exceed \$2,203,971, subject to Council adoption of the 2007 Capital Program."

Motion carried.

[2006-358](#) - 28th Avenue Parking Structure Project 63612, [Resolution 2006-53](#)

It was moved by Susag and seconded by Fawcett

"That the Metropolitan Council authorize the Regional Administrator to negotiate and execute agreements with the Bloomington Port Authority, and with the Metropolitan Airports Commission (MAC), and approve the attached resolution to obtain an easement from Polar Semiconductor, Inc., all leading to the construction of a five level parking structure at the 28th Avenue Light Rail Transit Station."

Motion carried.

[2006-363](#) - City of Bloomington Comprehensive Plan Amendment, Walser Automotive, Review File 18103-15

It was moved by Susag and seconded by Fawcett

"That the Metropolitan Council:

1. Allow the City of Bloomington to put the *Walser Automotive* comprehensive plan amendment into effect;
2. Remind the City that, pursuant to the Land Planning Act, comprehensive plans and plan amendments must be reviewed by the Metropolitan Council before final development approvals may be granted."

Motion carried.

[2006-364](#) - City of Bloomington Comprehensive Plan Amendment, Portland Mobile Home Park/Portland Commons, Review File 18103-16

It was moved by Susag and seconded by Fawcett

"That the Metropolitan Council:

1. Allow the City of Bloomington to put the *Portland Mobile Home Park/Portland Commons* comprehensive plan amendment into effect;
2. Remind the City that, pursuant to the Land Planning Act, comprehensive plans and plan amendments must be reviewed by the Metropolitan Council before final development approvals may be granted."

Motion carried.

[2006-365](#) - City of Bloomington Comprehensive Plan Amendment, Surmodics/Laukka Jarvis, Inc., Review File 18103-17

It was moved by Susag and seconded by Fawcett

"That the Metropolitan Council:

1. Allow the City of Bloomington to put the *Surmodics/Laukka Jarvis Inc.* comprehensive plan amendment into effect;
2. Strongly encourage the City to adhere to its existing Bluff Protection Overlay District requirements in this area, in order to minimize the potential for damage to the bluff habitat and lands at the base of the bluff within the Minnesota Valley National Wildlife Refuge;
3. Remind the City that, pursuant to the Land Planning Act, comprehensive plans and plan amendments must be reviewed by the Metropolitan Council before final development approvals may be granted."

Motion carried.

2006-367 - Contract Amendment with DARTS to operate Route 417

It was moved by Susag and seconded by Fawcett

"That the Metropolitan Council authorize the Regional Administrator to execute a contract amendment with Dakota Area Resources and Transportation for Seniors (DARTS) to provide services in the West St. Paul and Mendota Heights area from January 1st 2007 to September 30th, 2007, in an amount not to exceed \$29,386.00 for the term."

Motion carried.

2006-370 - Amendments to the Subgrant Agreements with Regional Transportation Management Organizations (TMOs)

It was moved by Susag and seconded by Fawcett

"That the Metropolitan Council authorize the Regional Administrator to approve an amendment to extend the 2005-2006 subgrant agreements with the five regional Transportation Management Organizations (TMOs) for pass-through of federal CMAQ funds for Travel Demand Management (TDM) activities for the period of January 1 - March 31, 2007."

Motion carried.

2006-371 - Interdivisional Transfer of Vehicles

It was moved by Susag and seconded by Fawcett

"That the Metropolitan Council approve the interdivisional transfer of five (5) 40-foot buses from Metro Transit to Metropolitan Transportation Services."

Motion carried.

2006-372 - Amendment to Interagency Cooperative Agreement with Northstar Corridor Development Authority for Staff Resources

It was moved by Susag and seconded by Fawcett

"That the Metropolitan Council execute amendment #3 to the interagency cooperative agreement with the Northstar Corridor Development Authority to enable Metro Council to provide staff resources valued at \$1,248,921 during 2007 to be reimbursed in support of the Northstar Corridor Rail Project."

Motion carried.

[2006-377 - Authorization to Acquire Fee Title Property, Permanent and Temporary Easements and to File Condemnation Petitions, Chaska West Interceptor Phase II, MCES Project 803800, Resolution No. 2006-44](#)

It was moved by Susag and seconded by Fawcett

"That the Metropolitan Council pass Resolution 2006-44 which authorizes acquisition of fee title property, permanent and temporary easements necessary for the Chaska West Interceptor Phase II, MCES Project 803800 and which authorizes the Council's legal staff to initiate condemnation proceedings for those parcels which staff cannot acquire by negotiation."

Motion carried.

[2006-378 - Authorization to Acquire Permanent and Temporary Easements and to File Condemnation Petitions, Rosemount Interceptor-Akron Avenue Leg, MCES Project 920850, Resolution No. 2006-45](#)

It was moved by Susag and seconded by Fawcett

"That the Metropolitan Council pass Resolution 2006-45 which authorizes acquisition of the permanent and temporary easements necessary for the Rosemount Interceptor-Akron Avenue Leg, MCES Project 920850 and which authorizes the Council's legal staff to initiate condemnation proceedings for those parcels which staff cannot acquire by negotiation."

Motion carried.

[2006-385 - City of Chaska Comprehensive Plan Amendment, Shepherd's Cove, Review File 18105-6](#)

It was moved by Susag and seconded by Fawcett

"That the Metropolitan Council allow the City of Chaska to put the comprehensive plan amendment into effect."

Motion carried.

Report of the Community Development Committee

[2006-242 - City of Oak Grove Comprehensive Plan Amendment, Delong Family, Review File 17096-22](#)

It was moved by Georgacas and seconded by Meeks

"That the Metropolitan Council:

1. Allow the City of Oak Grove to put the comprehensive plan amendment into effect;
2. Advise the City of Oak Grove that prior to submitting future CPA's for single-site residential development, the City must submit a CPA addressing the land use areas for the remaining 372 units based on the Metropolitan Council and the City staff meeting on June 9, 2006."

Steffen introduced and welcomed Oak Grove City Administrator Ed Treska.

Motion carried.

2006-320 – LCDA Funding Recommendations

Georgacas announced that B.8 Maplewood Gladstone Neighborhood of item 2006-320 will be voted on separately.

Georgacas and Chair Bell thanked Committee Chair Ruth Grendal and members of the Livable Communities Advisory Committee for their dedication and commitment to their work.

It was moved by Georgacas and seconded by Fawcett

"That the Metropolitan Council award grants from the Livable Communities Demonstration Account to the ten projects listed, as amended, totaling ~~\$8.8~~ 7 million, subject to the ~~two~~ listed conditions:

ID #, Applicant City	Project Name	Recommended Amount
A.1 Minneapolis	Currie Park Lofts and Station Place	\$341,341
A.3 Minneapolis	Longfellow Station	\$934,523
A.5 Minneapolis	Van Cleve Court	\$1,334,523
A.8 St. Paul	Fillmore Street/West Side Flats	\$750,000
A.10 St. Paul	Temperance Street/North Quadrant	\$235,060
B.4 Columbia Heights	Grand Central Lofts	\$974,369
B.7 Long Lake	Downtown Master Plan/Stormwater Mgmt.*	\$575,000
B.8 Maplewood	Gladstone Neighborhood**	\$1,800,000
B.14 St. Louis Park	Hoigaard Village	\$1,505,184
C.2 Norwood Young America	Oak Grove Dairy Redevelopment	\$350,000
Applicant cities are listed in alphabetical order by geographic category: A – Center Cities, B – Developed Cities, C – Developing Cities		Total \$8,800,000 <u>7,000,000</u>

* The recommendation for Long Lake, Downtown Master Plan/Stormwater Management, includes the following condition to be reflected in the grant agreement: Receipt of grant funds is conditioned on the City of Long Lake’s agreement to incorporate Low Impact Development (LID) best management practices on individual development sites upstream of the funded treatment basin, consistent with the Minnehaha Creek Watershed District (MCWD) report. The expected level of incorporation of LID practices should result in the additional necessary level of nutrient reduction in storm water flows to Long Lake, in order to achieve MCWD’s established District-wide runoff and pollutant loading goals.

~~** The recommendation for Gladstone Neighborhood, Maplewood, includes the following condition to be reflected in the grant agreement: receipt of grant award for construction of a roundabout (\$600,000) and construction/rehabilitation of Frost Avenue, including parking bays, curb removal, sidewalk/trail connections (\$600,000), is conditioned on Frost Avenue, a county road, being redesignated a Maplewood street.~~

M Smith acknowledged former Mayor Janet Schaefer of Long Lake and Mayor-elect Jim White of Orono.

Motion carried.

[2006-320 - LCDA Funding Recommendation \(B.8 Maplewood\)](#)

Council member Fawcett recused herself from all discussion and vote on Item 2006-320.

It was moved by Georgacas and seconded by M. Smith

"That the Metropolitan Council aware a grant for \$1,800,000 from the Livable communities Account to the Gladstone Neighborhood** project in Maplewood."

** The recommendation for Gladstone Neighborhood, Maplewood, includes the following condition to be reflected in the grant agreement: receipt of grant award for construction of a roundabout (\$600,000) and construction/rehabilitation of Frost Avenue, including parking bays, curb removal, sidewalk/trail connections (\$600,000), is conditioned on Frost Avenue, a county road, being redesignated a Maplewood street.

Motion carried, with Fawcett abstaining.

[2006-321 - LCA Local Housing Incentives Account Funding Recommendations](#)

It was moved by Georgacas and seconded by Meeks

"That the Metropolitan Council award Local Housing Incentives Account (LHIA) grants totaling \$1,560,000 as follows:

Project	City	Number of New Units	Number of Units to be Rehabilitated	LHIA Funding Recommendation
Ownership Housing Proposals				
Clover Field	Chaska	3		\$75,000
City of Lakes Community Land Trust	Minneapolis	6		\$100,000
RONDO Land Trust	Ramsey County communities		6	\$100,000
Tanner's Lake Housing Rehabilitation Loan Program	Oakdale		15	\$50,000
Rental Housing Proposals				
Rosemount Family Townhomes	Rosemount	30		\$145,000
Blooming Glen	Bloomington		50	\$290,000
Jordan Valley Townhomes	Jordan	46		\$400,000
Willow Ridge Apartments	Vadnais Heights	46		\$400,000
	Total:	131	71	\$1,560,000

Motion carried.

[2006-346 - Rural Area Issues Work Group Report](#)

Blair Tremere presented a summary of the Report, including revised language for Findings and Recommendation Item No. 7 offered by Council member J. Smith. The Work Group, chaired by Mr. Bell, included Council members Steffen, J. Smith and Sanda.

It was moved by Georgacas and seconded by Meeks

"That the Metropolitan Council accept the report of the Rural Area Issues Work Group, including the revised language for Item No. 7."

Motion carried

Report of the Management Committee

[2006-402 SW](#) - Resolution setting Council and Committee dates and delegating to Committees the authority to close Committee meetings; Metropolitan Council ([Res 2006-46](#)), Committee of the Whole ([Res 2006-47](#)), Management Committee ([Res 2006-48](#)), Environment Committee ([Res 2006-49](#)), Community Development Committee ([Res 2006-50](#)), Transportation Committee ([2006-51](#)), and the Litigation Review Special Committee ([Res 2006-52](#))

It was moved by Scherer and seconded by J. Smith

"That the Metropolitan Council adopt Resolutions 2006-46, 2006-47, 2006-48, 2006-49, 2006-50, and 2006-52, setting regular meeting dates for the Council and its Committees and authorizing closed Committee meetings."

Motion carried.

[2006-404 SW](#) - Authorization to Enter into a Labor Agreement with the International Association of Machinists and Aerospace Workers, District Lodge No. 77, AFL-CIO

It was moved by Scherer and seconded by J. Smith

"That the Metropolitan Council authorize the Regional Administrator to enter into a labor agreement with the International Association of Machinists and Aerospace Workers, District Lodge No. 77, AFL-CIO, effective August 1, 2006 – July 31, 2008."

Motion carried.

[2006-405 SW](#) - Authorization to Enter into a Labor Agreement with the International Union of Painters and Allied Trades, District Council 82 and Local No. 61 AFL-CIO

It was moved by Scherer and seconded by J. Smith

"That the Metropolitan Council authorize the Regional Administrator to enter into two labor agreements with the International Union of Painters and Allied Trades, District Council 82 and Local No. 61 AFL-CIO, effective May 1, 2004 – April 30, 2007 and May 1, 2007 – April 30, 2010."

Motion carried.

[2006-406 SW](#) - Authorization to Issue General Obligation Bonds, Resolutions 2006-55, 2006-56, 2006-57, 206-58)

It was moved by Scherer and seconded by M. Smith

"That the Metropolitan Council authorize the Chief Financial Officer and her designee(s) to proceed with the public sale of:

- General Obligation Transit Bonds, Series 2007A, ([Res 2006-55](#))
- General Obligation Wastewater Revenue Bonds, Series 2007B ([Res 2006-56](#))
- General Obligation Parks Bonds, Series 2007C ([Res 2006-57](#))

- General Obligation Refunding Bonds, Series, 2007D ([Res 2006-58](#))”

Motion carried

[2006-407 SW](#) Authorization to renew the Council’s Commercial Property Insurance

It was moved by Scherer and seconded by J. Smith

“That the Metropolitan Council authorize renewal of the Property Insurance with the current carrier, FM Global, effective 1/1/07-12/31/07, in an amount not to exceed \$1,110,000.”

Motion carried.

Report of the Environment Committee

[2006-374](#) - Authorization to Award Contract for Waste Incinerator Ash Disposal Services at the Metro and Seneca Wastewater Treatment Plants

It was moved by Leppik and seconded by Wittsack

“That the Metropolitan Council authorize its Regional Administrator to execute a contract with SKB Environmental to provide waste incinerator ash disposal services at the Metro and Seneca Wastewater Treatment Plants for the period January 1, 2007 through December 31, 2008.”

Motion carried

It was moved by Leppik and seconded to Wolter

“That the Metropolitan Council approve the following six items as a group, 2006-375, 2006-376, 2006-379, 2006-380, 2006-381 and 2006-39, representing the next round of major projects in the Capital improvement program.”

Motion carried.

[2006-375](#) - Authorization to Negotiate and Execute Engineering Design Services Agreement for CAB/ECI Relief Interceptor West Project, MCES Project No. 803210

It was moved by Leppik and seconded by Wolter

“That the Metropolitan Council authorize its Regional Administrator to negotiate and execute an engineering planning, design and construction related services agreement with CH2M Hill for the CAB/ECI Relief Interceptor, West Project, MCES Project No. 803200, in an amount not to exceed \$6,999,162, subject to Council adoption of the proposed 2007 Capital Program.”

Motion carried.

[2006-376](#) - Authorization to Negotiate and Execute Engineering Design Services Agreement for CAB/ECI River and East Project, MCES Project No. 803220

It was moved by Leppik and seconded by Wolter

“That the Metropolitan Council authorize its Regional Administrator to negotiate and execute an engineering planning design and construction related services agreement with Camp Dresser & McKee for the CAB/ECI Relief Interceptor, River and East Project, MCES Project No. 803200, in an amount not to exceed \$5,704,238, subject to Council adoption of the proposed 2007 Capital Program.”

Motion carried.

[2006-379 - Authorization to Negotiate and Execute Engineering Services Agreement for Wayzata Area Interceptor Improvements](#)

It was moved by Leppik and seconded by Wolter

"That the Metropolitan Council authorize its Regional Administrator to negotiate and execute an engineering design services agreement with Brown & Caldwell for the Wayzata Area Interceptor Improvements, MCES Project No. 802840, in an amount not to exceed \$3,646,385, subject to Council adoption of the proposed 2007 Capital Program."

Motion carried.

[2006-380 - Authorization to Negotiate and Execute Engineering Services Agreement for Mound Area Interceptor Improvements](#)

It was moved by Leppik and seconded by Wolter

"That the Metropolitan Council authorize its Regional Administrator to negotiate and execute an engineering design services agreement with Howard R. Green for the Mound Area Interceptor Improvements, MCES Project No. 802820, in an amount not to exceed \$4,643,932, subject to Council adoption of the proposed 2007 Capital Program."

Motion carried.

[2006-381 - Authorization to Negotiate and Execute Engineering Services Agreement for Hopkins System Improvements](#)

It was moved by Leppik and seconded by Wolter

"That the Metropolitan Council authorize its Regional Administrator to negotiate and execute an engineering design services agreement with Camp, Dresser & McKee for the Hopkins System Improvements, MCES Project No. 804100, in an amount not to exceed \$5,228,963, subject to Council adoption of the proposed 2007 Capital Program."

[2006-391 - Authorization to Negotiation and Execute Engineering Design Services Agreement for Excelsior Area Interceptor Improvements](#)

It was moved by Leppik and seconded by Wolter

"That the Metropolitan Council authorize its Regional Administrator to negotiate and execute an engineering design services agreement with Bonestroo, Rosene, Anderlik and Associates for the Excelsior Area Interceptor Improvements, MCES Project No. 802850, in an amount not to exceed \$4,762,035, subject to Council adoption of the proposed 2007 Capital Program."

Motion carried.

[2006-390 - Approval of Water Supply Report to the Legislature](#)

It was moved by Leppik and seconded by Susag

"That the Metropolitan Council approve the Report to the 2007 Minnesota State Legislature on Water Supply Planning in the Twin Cities Metropolitan Area.

Motion carried.

2006-392 SW - Amendment to 2006 Environmental Services Capital Budget

It was moved by Leppik and seconded by Wittsack

"That the Metropolitan Council amend the MCES 2006 Capital Budget (annual appropriation) by increasing it from \$106,824,000 to \$113,000,000."

Motion carried on the following roll call:

	Yes				No	Absent
	Scherer	Leppik	Hilker	Wolter		Pistilli
	M. Smith	Meeks	Georgacas	Bell		Sanda
	J. Smith	Wittsack	Aguilar			Fawcett
	Susag	Steffen				McDaniel
TOTAL	13					4

Report of the Transportation Committee

It was moved by M. Smith and seconded to Susag

"That the Metropolitan Council approve the following five items as a group, 2006-356, 2006-383, 2006-384, 2006-386, and 2006-387 and 2006-398."

Motion carried.

2006-356 - Route 219 Contract Extension

It was moved by M. Smith and seconded by Susag

"That the Metropolitan Council authorize the Regional Administrator to execute a contract amendment with Northeast Suburban Transit (a Minnesota joint powers commission) to provide regular route transit services in the Maplewood, White Bear, Mahtomedi, Oakdale and Landfall areas from January 1 to September 30, 2007 in an amount not to exceed \$260,968.00 for the term."

Motion carried.

2006-383 - Northwest Restructuring Study – Recommended Plan

It was moved by M. Smith and seconded by Susag

"That the Metropolitan Council Approve the Northwest Metro Transit Study’s Recommended Plan for implementation."

Motion carried.

2006-384 - Maple Grove Opt-Out Service Agreement

It was moved by M. Smith and seconded by Susag

"That the Metropolitan Council authorize the Regional Administrator to execute a service agreement renewal with the City of Maple Grove for the service period January 1, 2007 to December 31, 2009."

Motion carried.

[2006-386 - Authorization to Award Contract for Ten Articulated Transit Buses](#)

It was moved by M. Smith and seconded by Susag

"That the Metropolitan Council authorize the Regional Administrator to execute a service agreement renewal with the City of Maple Grove for the service period January 1, 2007 to December 31, 2009."

Motion carried.

[2006-387 - Authorization to Purchase Rail Tire Kits](#)

It was moved by M. Smith and seconded by Susag

"That the Metropolitan Council authorize the Regional Administrator to execute a purchase order with Penn Machinery Company for 164 motor drive truck tire kits and 88 center idler truck tire kits in the amount of \$393,880."

Motion carried.

[2006-398 - SW Purchase Fare Collection Spare Parts](#)

It was moved by M. Smith and seconded by Susag

"That the Metropolitan Council authorize the Regional Administrator to purchase specific fare collection equipment as spares to accommodate anticipated fleet growth."

Motion carried.

[2006-382 - Transit Advertising Sales Contract](#)

It was moved by M. Smith and seconded by Leppik

"That the Metropolitan Council authorize the Regional Administrator to negotiate and enter into a contract with Titan Worldwide for the purpose of selling advertising on Metro Transit buses, trains, platform kiosks and other properties for a term of five years at a minimum guarantee of \$20,000,000; provided however, that the terms of the contract to be entered into shall explicitly allow the Council, at its discretion, to modify its advertising policy and standards at any time during the contract term."

Motion carried.

Joint Report of the Community Development and Environment Committees

[2006-389 - Adoption of Amendment to 2030 Regional Development Framework & Water Resources Management Policy Plan - East Bethel](#)

It was moved by Leppik and seconded by Georgacas

"That the Metropolitan Council adopt the attached amendments to the *2030 Regional Development Framework* and *2030 Water Resources Management Policy Plan*."

Motion carried.

Other Business

Reports

Chair

Chair Bell reported

- he is scheduled to meet with the Governor on January 8, 2007 to discuss the Council's agenda for the next term. All Council positions are up and candidates will go through the statutory selection process. Council members are encouraged to submit applications to the Secretary of State's office.
- he is working with staff and administration regarding the MVST short fall.

Council Members

M. Smith reported the SW Corridor Policy Advisory Group was briefed on alternative routes.

Regional Administrator

Regional Administrator Weaver reported

- the Council accepted the invitation to participate as a partner with the Metropolitan County Energy Task Force and will be represented by Council member Leppik.
- *Making a Difference, Council Accomplishments 2003-06* is available in the Data Center.
- the Council wide charitable giving campaign is up 7.5% from last year's giving.

General Counsel

Nils Grossman reported the Council's agreement with Cubic has been forwarded to the FTA for their formal concurrence.

Adjournment

Business completed, the meeting adjourned at 5:35 p.m.

Part III – Certification

I hereby certify that the foregoing narrative and exhibits constitute a true and accurate record of the Metropolitan Council Meeting of December 13, 2006.

Approved this ___th day of January 2007.

Respectfully submitted.

Pat Curtiss
Recording Secretary