



## Metropolitan Council Meeting

Wednesday, August 8, 2007

Council Chambers

4:00 P.M.

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**Metropolitan Council Meeting**  
Wednesday, August 8, 2007  
Council Chambers  
4:00 P.M.

**Part I - Narrative**

**Members present:**

Peter Bell, Chair; Roger Scherer, Tony Pistilli, Mary Hill Smith, Russ Susag, Peggy Leppik, Annette Meeks, Lynette Wittsack, Kris Sanda, Georgeanne Hilker, Rick Aguilar, Kirstin Sersland Beach, Daniel Wolter, Brian McDaniel

**Members absent:**

Natalie Steffen, Sherry Broecker , District 4 Vacant

**Call to Order and Approval of Agenda**

A quorum being present, the Chair called the regular meeting of the Metropolitan Council to order at 4:06 p.m. It was moved by McDaniel, seconded by Wolter to approve the agenda. Motion carried.

**Minutes**

It was moved by Smith, seconded by Sanda to approve the minutes of the Metropolitan Council Meeting of July 11, 2007. Motion carried.

**Public Invitation**

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

**Part II - Exhibits**

**Business**

*Joint Report of the Community Development, Environment, Management and Transportation Committee*

[2007-205 - 2007 Unified Operating Budget Amendment](#)

It was moved by Scherer and seconded by Pistilli

"That the Metropolitan Council amend the 2007 Unified Operating Budget in accordance with the attached table and as indicated."

Motion carried on the following roll call vote:

|              |          |          |                 |          | <b>Yes</b> | <b>No</b> | <b>Absent</b> |
|--------------|----------|----------|-----------------|----------|------------|-----------|---------------|
|              | Scherer  | Leppik   | Hilker          | Wolter   |            |           | Steffen       |
|              | Pistilli | Meeks    | Aguilar         | McDaniel |            |           | Broecker      |
|              | M. Smith | Wittsack | Stensland Beach | Bell     |            |           | Dist 4 vacant |
|              | Susag    | Sanda    |                 |          |            |           |               |
| <b>TOTAL</b> |          |          |                 |          | <b>14</b>  |           | <b>3</b>      |

2007-206 - 2007-2012 Capital Improvement Program and Capital Program and Budget Amendment

It was moved by Scherer and seconded by Pistilli

"That the Metropolitan Council:

1. amend the 2007 Authorized Capital Program (multi-year authorization) by adding or reducing authority as follows:
 

|                        |                |
|------------------------|----------------|
| Metro Transit          | (\$ 7,227,341) |
| Environmental Services | 5,600,000      |
| Parks and Open Space   | 2,848,825      |
| Total                  | \$ 1,221,484   |
2. amend the 2007 Capital Budget (annual appropriation) by adding appropriations as follows:
 

|                        |              |
|------------------------|--------------|
| Metro Transit Bus/Rail | \$ 128,610   |
| Environmental Services | 4,900,000    |
| Total                  | \$ 5,028,610 |
3. amend the 2007-2012 Capital Improvement Program by increasing the Environmental Services Capital Improvement Program by \$5,600,000.
4. approve transfers between capital projects as detailed in Attachment 1."

Motion carried on the following roll call vote:

|              |          |          |                 |          | Yes       | No | Absent        |
|--------------|----------|----------|-----------------|----------|-----------|----|---------------|
|              | Scherer  | Leppik   | Hilker          | Wolter   |           |    | Steffen       |
|              | Pistilli | Meeks    | Aguilar         | McDaniel |           |    | Broecker      |
|              | M. Smith | Wittsack | Stensland Beach | Bell     |           |    | Dist 4 vacant |
|              | Susag    | Sanda    |                 |          |           |    |               |
| <b>TOTAL</b> |          |          |                 |          | <b>14</b> |    | <b>3</b>      |

*Committee Consent List*

2007-226 - Authorization to Execute Contracts with South West Transit and MVTA for Expansion Vehicles.

It was moved by Wolter and seconded by Wittsack

"That the Metropolitan Council authorize the Regional Administrator to execute sub-grant agreements with SouthWest Transit and Minnesota Valley Transit Authority to pass through federal Congestion Mitigation Air Quality (CMAQ) funds. The sub-grant agreements shall not exceed \$7,160,303.

Motion carried.

2007-247 - Interagency Agreement with MnDOT for Corridor Modeling for the 2030 Transit Master Plan

It was moved by Wolter and seconded by Wittsack

"That the Metropolitan Council authorize the Regional Administrator to execute an interagency agreement with MnDOT for a \$25,000 contribution to the modeling for the 2030 Transit Master Plan."

Motion carried.

[2007-258](#) -Ratification of Declaration of Emergency to Remove and Dispose of Alkaline Stabilized Sludge

It was moved by Wolter and seconded by Wittsack

"That the Metropolitan Council ratify the attached *Justification for and Declaration of Emergency* for removal and disposal of Alkaline Stabilized Sludge."

[2007-259](#) - Award of and Authorization to Execute Contract 06P082B with SKB Environmental, Inc. for Transport and Disposal of Alkaline Stabilized Material

It was moved by Wolter and seconded by Wittsack

"That the Metropolitan Council award and authorize its Regional Administrator to execute Contract 06P082B with SKB Environmental, Inc. for transport and disposal of alkaline stabilized material in an amount not to exceed \$404,000."

[2007-260](#) - Authorization to Award and Execute a Contract for Construction of Blue Lake WWTP Bio-P Improvements, MCES Project No. 801820

It was moved by Wolter and seconded by Wittsack

"That the Metropolitan Council authorize its Regional Administrator to award and execute a construction contract with Madsen-Johnson Corp. for their lowest responsive, responsible bid of \$7,138,600, for the Blue Lake WWTP Bio-P Improvements, MCES Project No. 801820."

[2007-261](#) - Increase of Delegated Construction Change Order Authority for Security Improvements, MCES Project No. 801700, and Liquid Waste Discharge Site, MCES Project No. 803300

It was moved by Wolter and seconded by Wittsack

"That the Metropolitan Council increases the delegated construction contract change order authority of its General Manager, Environmental Services, from \$401,480 to \$601,480 for Contract No. 05P113, Security Improvements, MCES Project No. 801700 and Liquid Waste Discharge Site, Project No. 803300."

Motion carried.

[2007-262](#) - Transfer of Excess Environmental Services' Operating Reserve

It was moved by Wolter and seconded by Wittsack

"That the Metropolitan Council approve a transfer of \$2.3 million from the wastewater Reserve/Contingency Fund, \$1.15 million to the Retiree Health Fund for ES retirees and \$1.15 million to the Capital Fund for ES' Capital Project expenses."

Motion carried.

*Report of the Transportation Committee*

[2007-227](#) - Interagency Agreement with Hennepin County for Traffic Signal and Pedestrian Improvements

It was moved by Smith and seconded by Susag

"That the Metropolitan Council authorize the Regional Administrator to negotiate and execute an Interagency Agreement with Hennepin County for traffic signal and pedestrian improvements at the intersection of Lake Street and Hiawatha Avenue, Minneapolis."

Motion carried.

[2007-240](#) - Authorization to Execute Contracts with South West Transit for Station Debt and Trolley (Bus) Purchase and Minnesota Valley Transit Authority for Garage Facility Debt and Repairs

It was moved by Smith and seconded by Pistilli

"That the Metropolitan Council:

1. authorize the Regional Administrator to execute contracts with Southwest Transit for \$400,000 for the SW transit station debt service, and \$140,000 for the remaining balance of a trolley (bus) purchase;
2. authorize the Regional Administrator to execute contracts with Minnesota Valley Transit Authority for \$400,000 for the garage facility debt service, and \$207,000 for other facility repairs."

"Trolley" used in this context is a marketing term referring to a rubber tired bus. Smith amended the motion to include the word "bus" to clarify the meaning of trolley. Pistilli concurred.

Motion carried.

[2007-241](#) - Sale of Surplus Property at 24<sup>th</sup> Street and Hiawatha Avenue, Minneapolis

It was moved by Smith and seconded by Susag

"That the Metropolitan Council declare three remnant parcels at 24<sup>th</sup> Street and Hiawatha Avenue as surplus and authorize the Regional Administrator to dispose of such surplus properties through direct conveyance to the neighboring property owners and transfer the proceeds to Minnesota Department of Transportation (MnDOT)."

Motion carried.

*Report of the Environment Committee*

[2007-260](#) - Authorization to Award and Execute a Contract for Construction of Blue Lake WWTP Bio-P Improvements, MCES project No. 801820

It was moved by Leppik and seconded by Susag

"That the Metropolitan Council authorize its Regional Administrator to award and execute a construction contract with Madsen-Johnson Corp. for their lowest responsive, responsible bid of \$7,138,600, for the Blue Lake WWTP Bio-P Improvements, MCES Project No. 801820."

Motion carried.

*Report of the Community Development Committee*

Guy Peterson, Director of Community Development, noted the following seven items are coming forward without recommendation, due to a lack of quorum at the July 16 Community Development Committee meeting. All items would have been on the consent agenda at the Committee meeting.

[2007-188](#) - Request for Acquisition Opportunity Grant, Reimbursement Consideration in Future Parks CIP & Boundary Amendment for Lake Waconia Regional Park, Carver County

It was moved by Meeks and seconded by Pistilli

"That the Metropolitan Council:

1. authorize a grant of up to \$400,841 from the Park Acquisition Opportunity Fund to Carver County to partially fund the acquisition of the Park/highway parcel in Lake Waconia Regional Park;
2. allow up to \$601,263 of the acquisition costs of the Park/highway parcels to be eligible for reimbursement consideration in a future regional parks CIP. However, the Council does not under any circumstances represent or guarantee that reimbursement will be granted, and expenditure of local funds never entitles a park agency to reimbursement;
3. approve a modified park boundary for Lake Waconia Regional Park as shown in Attachment 2 as an amendment to the 2001 Council approved master plan for the park, and direct staff to modify any acreage data for the park."

Motion carried.

[2007-219](#) - City of Plymouth Comprehensive Plan Amendment, Trillium Woods, Review File 18208-30

It was moved by Meeks and seconded by Pistilli

"That the Metropolitan Council allow the City of Plymouth to put the comprehensive plan amendment into effect with no plan modifications."

Motion carried.

[2007-220](#) - Request for Reimbursement Consideration in Future Parks CIP for Development of Rice Creek North Regional Trail, Ramsey County

It was moved by Meeks and seconded by Sanda

"That the Metropolitan Council approve the request to consider reimbursing Ramsey County up to \$145,000 for constructing the TCAAP portion of the Rice Creek North Regional Trail as shown in Attachment 2 in a future regional parks capital improvement program. However, the Council does not under any circumstances represent or guarantee that reimbursement will be granted, and expenditure of local funds never entitles a park agency to reimbursement."

Motion carried.

[2007-223](#) - Request for North Mississippi Regional Park Development Grant, Minneapolis Park & Recreation Board

It was moved by Meeks and seconded by Leppik

"That the Metropolitan Council amend its 2007 Authorized Capital Program by adding a grant of \$348,825 to the Minneapolis Park and Recreation Board for North Mississippi Regional Park for the following purposes:

Replace the remaining former Lyndale Avenue North pavement and curbing, construct new parking, picnic facilities, lighting, utilities, and landscaping from 49<sup>th</sup> Avenue North to 51<sup>st</sup> Avenue North. In addition, as funds permit extend a separated bike path where it ends in the picnic shelter area and add open air picnic shelters.

Motion carried.

Funds for this grant came from an account established by Laws of Minnesota 1985, First Special Session, Chap. 15, Sec. 5, Subd. 2 (b), Laws of Minnesota 1987 Chapter 384, Article 3, Sec. 45 and Laws of Minnesota 1998, Special Session, Chapter 1, Article 3, Sec. 12 direct the Metropolitan Council to establish a separate account of interest it earns on park bonds and to grant funds from that account for the acquisition and development of North Mississippi Regional Park. Chair Bell asked staff to analyze the legislation and bring any recommendation for change to the Community Development Committee.

[2007-224 - Request for Reimbursement Consideration of MPRB Funding of Site and Building Improvements for Wabun Picnic Area in Minnehaha Regional Park](#)

It was moved by Meeks and seconded by Sanda

"That the Metropolitan Council approve the request to consider reimbursing the Minneapolis Park & Recreation Board up to \$1,059,000 in the 2008-09 regional parks capital improvement program for partially financing the renovation of the Wabun Picnic Area in Minnehaha Regional Park as described in Attachment 1. However, the Council does not under any circumstances represent or guarantee that reimbursement will be granted, and expenditure of local funds never entitles a park agency to reimbursement."

Motion carried.

[2007-225 - Review of Dakota Rail Regional Trail Master Plan in Carver County](#)

It was moved by Meeks and seconded by Hilker

"That the Metropolitan Council approve the Dakota Rail Regional Trail Master Plan ((Referral No. 20027-1))."

Motion carried.

[2007-236 - City of Hugo Comprehensive Plan Amendment, Service Area Staging, Review File 16294-13](#)

It was moved by Meeks and seconded by Hilker

"That the Metropolitan Council:

1. allow the City of Hugo to put the Service Area Staging Comprehensive Plan Amendment into effect with no required modifications, and
2. noted the City of Hugo's future planning and 2008 comprehensive plan update should reflect revisions of metropolitan systems statement employment forecasts contained in the Development Framework and



Water Resources Management sections of this report as the most current forecasts for the City.”

Motion carried.

### *Report of the Management Committee*

All Items were on the Joint Report.

## **Other Business**

### 2008 Unified Operating Budget Presentation

#### RA Unified Budget

Tom Weaver, Regional Administrator

Beth Widstrom Anderson, Chief Financial Officer

#### Transportation

Brian Lamb, Transit General Manager

Arlene McCarthy, Manager Transportation Services Planning

#### Environmental Services

Bill Moore, Environmental Services General Manager

#### Community Development

Guy Peterson, Community Development Director

The Council will adopt the preliminary operating budget and levies on August 22, with final adoption on December 12, 2007.

### Metro Transit Response to I-35W Bridge Collapse

Brian Lamb, General Manager of Metro Transit, reported on their response to the August 1 I-35W bridge collapse.

#### Immediate actions:

- Transit Police were moved from the Twins game to the scene
- Police day shift were called in
- 3 buses were used at the on-scene command post for briefings/shelter
- A shuttle service was established to transport Minneapolis police between downtown precinct and scene
- Steady demand for buses to transport officials between downtown and scene

#### Wednesday night

- 25 extra buses readied; 17 express; 8 local
- 8 park-rides with parking capacity selected
- Drivers identified
- Announcement to media of extra service

#### Friday

- Announced a week of free rides on express buses to Minneapolis from 12 locations with 1,500 open spaces.

Chair Bell and Council members expressed their appreciation to Mr. Lamb and Transit staff for their professional, dedicated and respectful job performance during this event.

## **Reports**

### *Chair*

Chair Bell reported he is meeting with Council staff regarding implications of the I-35W bridge collapse on the transit budget and a possible special Legislative Session

### *Council Members*

There is no report this week.

### *Regional Administrator*

Mr. Weaver reported Brian Lamb, Arlene McCarthy and MnDOT staff have been working with FTA on an application for an Urban Partnership Agreement Grant. The grant is one of the finalists with an award announcement expected next week.

### *General Counsel*

There is no report this week.

## **Adjournment**

Business completed, the meeting adjourned at 6:24 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 August 8, 2007.

Approved this 22nd day of August, 2007.

Respectfully submitted,

Pat Curtiss  
Recording Secretary