



## Metropolitan Council Meeting

Wednesday, December 12, 2007

Robert Street Council Chambers

4:00 P.M.

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## **Metropolitan Council Meeting**

Wednesday, December 12, 2007

Council Chambers

4:00 P.M.

### **Part I - Narrative**

#### **Attendance:**

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

#### **Members absent:**

Peggy Leppik, 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 4:12 p.m.

Chair Bell revised the agenda by moving V1-B Consent List business item 2007-319 to V1-E Transportation Committee Report and moving Transportation Committee Report business item 2007-407 to an information item under VII Other Business. It was moved by Smith, seconded by Susag, 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 14, 2007](#). Motion carried.

It was moved by Smith, seconded by Hilker to approve the minutes of the 2008 Unified Operating Budget Public Hearing, Proposed 2008-2013 Capital Improvement Program and the 2008 Capital Program and Budget Public Hearings of November 14, 2007. Motion carried.

### **Public Invitation**

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

### **Part II - Exhibits**

#### **Business**

##### **Presentation of Certificate of Appreciation to Flint Hills Resources for the contribution as part of the I-35 Bridge Recovery Effort**

Chair Bell recognized Flint Hills Resources for contributing 100 tons of asphalt to build an emergency park-and-ride lot serving bus commuters dealing with the I-35W bridge disaster. Diane Schmidt, Director of Flint Hills Resources Northern Tier Public Affairs, accepted the certificate and thanked the Council for the recognition, saying Flint Hills, like many others companies, wanted to be part of the solution..

**Committee of the Whole**

[Northstar Commuter Rail Update](#)

Mark Fuhrmann presented an update, including a request for purchase of a fifth and final locomotive to complete the Fleet Plan. Council approved purchase of four locomotives in May. The five locomotives will be assembled and delivered next summer, ready for testing in 2009. The first business item (2007-403) will address the request.

Chair Bell thanked Mark Fuhrman and staff for their significant role in making the Northstar Commuter Rail a reality. On December 11, Governor Pawlenty and FTA officials, signed a full funding grant agreement committing \$156.8 in federal funding toward the \$320 million Northstar line.

**Joint Report of the Management and Transportation Committees**

[2007-403 SW - 2007-2012 Capital Improvement Program and Capital Program and Budget Amendment](#)

It was moved by Scherer and seconded by Steffen

"That the Metropolitan Council amend the 2007-2012 Capital Improvement Program and Capital Program and Budget Amendment as attached."

Motion carried on the following roll call vote:

					Yes	No	Absent
	Scherer	Meeks	Hilker	Wolter			Leppik
	Pistilli	Wittsack	Broecker	McDaniel			Dist 4 Vacant
	M. Smith	Steffen	Aguilar	Bell			
	Susag	Sanda	Sersland Beach				
Total					15	0	2

**Other Business**

[2007-390](#) - Adoption of the 2007, Payable 2008, Tax Levies for General Purposes ([Resolution 2007-42](#)), Livable Communities Demonstration Account ([Resolution 2007-43](#)), Livable Communities Tax Base Revitalization Account ([Resolution 2007-44](#)), Metropolitan Right-of-Way Acquisition Loan Fund ([Resolution 2007-45](#)), Transit and Parks Debt Anticipation ([Resolution 2007-46](#)), and Transit Note Debt Anticipation ([Resolution 2007-47](#)), the 2008 Unified Operating Budget ([Resolution 2007-48](#))

Resolution 2007-43, Livable Communities Demonstration Account, restores the levy to its original level. There was a \$1 million transfer of funds last year, with those funds used to assist cities with planning grants for their comp planning updates. The proposed amount restores the account to the original level.

Prior to making the motion, Scherer said he would split the motion, voting for Resolutions 2007-43 and 2007-48 separately.

Chair Bell said he favors the higher number since the LCDA workgroup is deliberating aspects of the grant program and he would like to retain as much funding as possible while the work group reviews the grant program criteria.

It was moved by Scherer and seconded by Pistilli

"That the Metropolitan Council adopt Resolutions 2007-42, 2007-44, 2007-45, 2007-46 and 2007-47:

1. 2007-42: Adopting the Council's 2007 Tax Levy for General Purposes for Certification to the County Auditors
2. ~~2007-43: Adopting the Council's 2007 Tax Levy for the Livable Communities Demonstration Account in the Metropolitan Livable Communities Fund~~
3. 2007-44: Adopting the Council's 2007 Tax Levy for the Tax Base Revitalization Account of the Livable Communities Act
4. 2007-45: Adopting the Council's 2007 Tax Levy for the Metropolitan Right-Of-Way Acquisition Loan Fund for the Purposes of Minnesota Statutes Section 473.167
5. 2007-46: Certifying the Council's 2007 Tax Levy for Debt Service on Future Transit and Park Bonds
6. 2007-47: Certifying the Council's 2007 Tax Levy for Debt Service on Future General Obligation Transit Note, Series 2008A
7. ~~2007-48: Adopting the Metropolitan Council's 2008 Unified Operating Budget~~

Motion carried on the following roll call vote:

Yes					No	Absent	
Scherer	Meeks	Hilker	Wolter			Leppik	
Pistilli	Wittsack	Broecker	McDaniel			Dist 4 Vacant	
M. Smith	Steffen	Aguilar	Bell				
Susag	Sanda	Sersland Beach					
Total					15	0	2

It was moved by Scherer and seconded by Steffen

"That the Metropolitan Council adopt Resolutions 2007-43 and 2007-48

2. 2007-43: Adopting the Council's 2007 Tax Levy for the Livable Communities Demonstration Account in the Metropolitan Livable Communities Fund
7. 2007-48: Adopting the Metropolitan Council's 2008 Unified Operating Budget ."

The motion was amended by Scherer and seconded by Pistilli

"That the Metropolitan Council amend Resolution 2007-43 to maintain the levy amount for the Livable Communities Fund at the 2007 level of 71.778 rather than the proposed 72.788."

Following a voice vote, the motion on the amendment failed on the following roll call:

		Yes		No		Absent
	Scherer	Wittsack	Susag	Aguilar	Leppik	Dist 4 Vacant
	Pistilli	Broecker	Steffen	Wolter		
	M. Smith	Sersland Beach	Sanda	McDaniel		
	Meeks		Hilker	Bell		
Total	7		8		2	

Chair Bell called for a vote on the original motion to adopt Resolution 2007-43, (setting the LCDA Account at \$8,184,.070) and Resolution 2007-48.

The motion passed on the following roll call:

		Yes			No	Absent
	Scherer	Meeks	Hilker	Wolter		Leppik Dist 4 Vacant
	Pistilli	Wittsack	Broecker	McDaniel		
	M. Smith	Steffen	Aguilar	Bell		
	Susag	Sanda	Sersland Beach			
Total	15			0		2

**2007-406 - Adopting of the 2008-2013 Capital Improvement Program and 2008 Authorized Capital Program and Budget (Resolution 2007-49)**

It was moved by Scherer and seconded by Pistilli

"That the Metropolitan Council adopt the following resolution:

- 2007-49: Adoption of the Council’s 2008-2013 Capital Improvement Program and 2008 Authorized Capital Program and Budget.”

Motion passed on the following roll call:

		Yes			No	Absent
	Scherer	Meeks	Hilker	Wolter		Leppik Dist 4 Vacant
	Pistilli	Wittsack	Broecker	McDaniel		
	M. Smith	Steffen	Aguilar	Bell		
	Susag	Sanda	Sersland Beach			
Total	15			0		2

***Committee Consent List***

**2007-222 - Cottage Grove Ravine Regional Park Master Plan**

It was moved by Wolter and seconded by Meeks

"That the Metropolitan Council:

1. Approve the Cottage Grove Ravine Regional Park Master Plan (Referral No. 20042-1);
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. Require that Washington County submit more refined and detailed cost estimates for natural resources restoration work prior to requesting Council funding for these costs.”

Motion carried.

2007-323 - City of Shakopee CPA – Bluffs of Marystown File 18241-16

It was moved by Wolter and seconded by Meeks

"That the Metropolitan Council:

1. allow the City to put its plan amendment for the Bluffs of Marystown into effect;
2. advise the City that:
  - a. City staff should work with the appropriate Council staff to ensure that the City of Shakopee socio-economic data is assigned to Transportation Analysis Zones (TAZs) correctly for future years.
  - b. Future wastewater capacity issues for this portion of Shakopee (Jackson Township) will be reviewed with the submission of the City of Shakopee's 2008 Comprehensive Plan Update.
  - c. The City is reminded that the 2008 Water Supply Plan must be consistent with the City's 2008 Comprehensive Plan. If there are any discrepancies between the submitted 2008 Water Supply Plan and the 2008 Comprehensive Plan the SPUC will need to submit amendments to its Water Supply Plan to the Council.”

This plan amendment does not change the City's forecasts to 2030

Motion carried.

2007-339 - HousingLink Funding Recommendations

It was moved by Wolter and seconded by Meeks

"That the Metropolitan Council authorize 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 2008.”

Motion carried.

2007-357 - Approval of Resolution 2007-33 Supporting Comfort Lake – Forest Lake Watershed District Seeking Legislative Designation as a Metropolitan Watershed Management Organization

It was moved by Wolter and seconded by Meeks

"That the Metropolitan Council approve Resolution 2007-33 supporting the Comfort Lake – Forest Lake Watershed District in seeking legislative designation as a metropolitan watershed management organization.”

Motion carried.

2007-370 - Comprehensive Plan Amendment Proposal for the City of Inver Grove Heights, Argenta Hills, review File 18495-37

It was moved by Wolter and seconded by Meeks

"That the Metropolitan Council:

1. allow the City to put the Comprehensive Plan Amendment (CPA) into effect;
2. advise the City to include a copy of the final adopted local surface water management plan as a 2008 comprehensive plan component;
3. adopt the revised forecasts included in this review record;
4. require the City to submit an updated allocation of the forecast data to the correct transportation analysis zones (TAZs);
5. require the city to include, in its 2008 Comprehensive Plan Update, a description of activities that it plans to carry out aimed at identifying and reducing."

Motion carried.

2007-372 - Request for Acquisition Opportunity Grant to Partially Finance the Acquisition of Parcel #6 in Battle Creek Regional Park and Request for Reimbursement Consideration in Future Regional Parks CIP for Local Match, Ramsey County

It was moved by Wolter and seconded by Meeks

"That the Metropolitan Council:

1. authorize a grant of up to \$116,609 from the Park Acquisition Opportunity Fund to Ramsey County to finance 40% of the costs to acquire Parcel #6 in Battle Creek Regional Park as shown on Attachment 1. The grant is financed with \$116,609 of Metropolitan Council bonds in the Acquisition Opportunity Account;
2. allow up to \$174,913 which is 60% of the acquisition costs of Parcel #6 to be eligible for reimbursement consideration in a future regional park 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."

Motion carried.

2007-373 - Additional Revisions to Livable Communities Program Grant Administration Procedures – Changes to End Projects

It was moved by Wolter and seconded by Meeks

"That the Metropolitan Council direct staff to implement the additional proposed grant administration procedures to address requests for revisions to the end projects (not LCA-funded elements) originally proposed as the development or redevelopment outcome in proposals assisted by Livable Communities grant awards."

Motion carried.



2007-374 - Request to Amend Land Exchange Approval for Cottage Grove Ravine Regional Park, Washington County

It was moved by Wolter and seconded by Meeks

"That the Metropolitan Council approve the Request to Amend Land Exchange Approval for Cottage Grove Ravine Regional Park, subject to execution of an agreement between the Metropolitan Council and Washington County specifying the terms and conditions of the land exchange."

Motion carried.

2007-375 - Hassan Township Comprehensive Plan Amendment, Stones Throw Phase I, Review File No. 18119-3

It was moved by Wolter and seconded by Meeks

"That the Metropolitan Council:

1. allow Hassan Township to put the Comprehensive Plan Amendment into effect with no modifications;
2. accept and revise Hassan Township's 2010 forecasts as outlined in this review;
3. advise Hassan Township to revise its local surface water management plan to meet the 2008 comprehensive plan requirements."

Motion carried.

2007-376 - St. Jude Medical Complex CPA, City of Little Canada, Metropolitan Council Review No. 16845-3

It was moved by Wolter and seconded by Meeks

"That the Metropolitan Council:

1. allow the City of Little Canada to put the St. Jude Medical Complex Comprehensive Plan Amendment into effect with no required plan modifications;
2. advise the City that its 2008 comprehensive plan update needs to reflect revisions of Metropolitan Council forecasts contained in this report;
3. this comprehensive plan amendment revises the City's employment forecasts per this report;
4. this comprehensive plan amendment revises the City's sewer service projections per this report;
5. in its 2008 Comprehensive Plan Update Little Canada needs to include a description of activities that it plans to carry out aimed at identifying and reducing sources of excessive inflow/infiltration."

Motion carried.

2007-381 - Certification that Shakopee Interceptors MSB 7024, MSB 7023, MSB 6904, and Lift Station L16 are in Good Operating Condition

It was moved by Wolter and seconded by Meeks

"That the Metropolitan Council certifies that Shakopee Interceptors MSB 7024, MSB 7023, MSB 6904, and Lift Station L16 are in good operating condition"

Motion carried.

[2007-382](#) - Authorization to Award and Execute a Contract for Construction of Security Improvements – Monitoring and Access Control, MCES Project Number 801700

It was moved by Wolter and seconded by Meeks

"That the Metropolitan Council authorize its Regional Administrator to award and execute a contract for construction of security improvements – monitoring and access control, MCES Project Number 801700, with Premier Electrical Corporation for their low bid of \$1,288,800."

Motion carried.

[2007-383](#) - Authorization to Award Contract for Van-GO! Vanpool Program

It was moved by Wolter and seconded by Meeks

"That the Metropolitan Council authorize the Regional Administrator to execute a contract with Vanpool Services, Inc. (VPSI) to provide vans and administrative support for the Van-GO! Vanpool program from January 1, 2008 to December 31, 2011 in an amount not to exceed \$ 2.9 million."

Motion carried.

[2007-389](#) - 2008-2011 TIP Amendment for SP #19-670-08, CSAH 70 in Lakeville (TAB Action 2007-58)

It was moved by Wolter and seconded by Meeks

"That the Metropolitan Council concur with the Transportation Advisory Board (TAB) action to amend the 2008-2011 Transportation Improvement Program (TIP) to increase the total cost for SP #19-670-08, CSAH 70 in Lakeville, from \$15,200,000 to \$20,000,000."

Motion carried.

[2007-392](#) - Authorization to Sole Source Purchase of Rail Tire Kits

It was moved by Wolter and seconded by Meeks

"That the Metropolitan Council authorize the Regional Administrator to purchase, during 2008, rail truck tire kits on a sole-source basis from Penn Machine Company in an amount not to exceed \$325,000."

Motion carried.

[2007-393](#) - Authorization to Award Contract for Travel Instruction Services

It was moved by Wolter and seconded by Meeks

"That the Metropolitan Council authorize the Regional Administrator to execute a contract with Safe Travel to provide travel instruction services from January 1, 2008 through December 31, 2011, in an amount not to exceed \$485,000."

Motion carried.

2007-396 - Cedar Lake Trail Interagency Agreement

It was moved by Wolter and seconded by Meeks

"That the Metropolitan Council authorize the Regional Administrator to negotiate and execute an Interagency Cooperation Agreement with the State of Minnesota, the Northstar Corridor Development Authority, and the City of Minneapolis to provide a limited use permit for the Cedar Lake Trail along the Northstar Commuter Rail corridor in downtown Minneapolis between North Fifth Street and North Washington Avenue."

Motion carried.

2007-397 - Exercising Option with MotivePower Inc. for Option for One MP36 Locomotive

It was moved by Wolter and seconded by Meeks

"That the Metropolitan Council authorize the Regional Administrator to:

1. Negotiate and execute a funding agreement with the Minnesota Department of Transportation (MnDOT) for reimbursement of the costs incurred by the Council in procuring a fifth locomotive for the Northstar project;
2. Negotiate and execute an Intergovernmental, Joint Powers, and Assignment Agreement with the Utah Transit Authority (UTA), or an amendment to the existing agreement, assigning to the Council UTA's rights to exercise an option to purchase a fifth remanufactured locomotive from MotivePower, Inc.;
3. Negotiate and execute a supplemental agreement, or an amendment to the existing supplemental agreement, with MotivePower Inc. for a fifth remanufactured MP36 locomotive in an amount not to exceed \$2,875,000 subject to the execution of the reimbursement agreement with MnDOT."

Motion carried.

2007-398 - Joint Powers Agreement with the Minnesota Department of Transportation and the Northstar Corridor Development Authority for the Northstar Corridor Passenger Car Procurements

It was moved by Wolter and seconded by Meeks

"That the Metropolitan Council authorize the Regional Administrator to execute a Joint Powers Agreement with Minnesota Department of Transportation (MnDOT) for Met Council procurement of Northstar passenger cars utilizing Best Value selection criteria."

Motion carried.

*Report of the Community Development Committee*

2007-342 - Livable Communities Demonstration Account (LCDA) Funding Recommendations

It was moved by Steffen and seconded by Meeks

"That the Metropolitan Council award grants from the Livable Communities Demonstration Account to the seven projects listed, totaling \$5,936,397."

The Livable Communities Advisory committee's recommendations totaled \$5,792,500 for the seven projects, which included a maximum 40 percent of the available dollars that the advisory committee could recommend for projects in Minneapolis and St. Paul. At the suggestion of the

advisory committee, the Community Development committee recommended that an addition \$143,897 be awarded to Rivoli Street, St. Paul, to fully fund this project's request, under a policy in the Council-adopted LCDA criteria stating that the funds awarded to Minneapolis and St. Paul projects may exceed 40 percent if the projects are exemplary. The additional amount for the Rivoli Street project brings the total recommended amount to \$5,936,397.

ID #, Applicant City	Project Name	Recommended Amount
A..4. Minneapolis	Longfellow Station	\$500,000
C.3. Rosemount	Stonebridge Core Block East	\$1,587,500
A.8. St. Paul	Dale Street Village	\$1,050,000
A.6. Minneapolis	West Broadway Curve	\$1,325,000
C.2. Forest Lake	Washington County Senior Housing/Headwaters	\$700,000
A.9. St. Paul	Rivoli Street	\$468,897
B.4. Roseville	Har Mar Apartments	\$305,000
Projects are listed in point rank order A – Center Cities, B – Developed Cities, C – Developing Cities		<b>Total \$5,936,397</b>

Motion carried.

Chair Bell recognized Ruth Grendahl, Chair of the Livable Communities Advisory Committee and Joanne Barron, Met Council Livable Communities, for their diligent work with the LCDA grant program.

**2007-343 - Local Housing Incentives Account (LHIA) Funding Recommendations**

It was moved by Steffen and seconded by Meeks

"That the Metropolitan Council award Local Housing Incentives Account (LHIA) grants totaling \$1,889,806 as follows:

Project	Grantee*	Number of New Units	Number of Units to be Rehabilitated	LHIA Funding Recommendation
<b>Ownership Housing Proposals</b>				
<b>Invest Saint Paul</b>	<b>St. Paul HRA (St. Paul)</b>		30	\$200,000
<b>Red Oak Preserve</b>	<b>Oakdale</b>	5		\$100,000
<b>Homes Within Reach</b>	<b>Minnetonka (Western Hennepin Affordable Housing Land Trust)</b>		5	\$150,000
<b>Rental Housing Proposals</b>				
<b>The Crossings at Valley View</b>	<b>Bloomington</b>	50		\$250,000
<b>Twin Ponds</b>	<b>Dakota County CDA (Farmington)</b>	25		\$210,000

<b>Maple Village</b>	<b>Maple Grove</b>	54		\$275,000
<b>Trails Edge</b>	<b>Maplewood</b>	48		\$300,000
<b>Alliance Scattered Site Rehab</b>	<b>Minneapolis</b>		28	\$193,000
<b>Interlachen</b>	<b>Waconia</b>	48		\$211,806
	<b>TOTAL:</b>	<b>230</b>	<b>63</b>	<b>\$1,889,806</b>

Motion carried.

### *Report of the Management Committee*

#### 2007-385 - 2008 Sole Source Procurement of Maintenance Services for Software and Hardware

It was moved by Scherer and seconded by Pistilli

“That the Metropolitan Council authorize the Regional Administrator to make ongoing maintenance and support service payments on a sole-source basis for installed software and hardware, with the service to be procured from the vendors on the attached *2008 Information Services Sole Source Vendor List* up to the amount listed.”

Motion carried.

#### 2007-387 SW - 2008 Annual Affirmation of Transaction-Based Financial Contracts

It was moved by Scherer and seconded by Pistilli

"That the Metropolitan Council affirm its use of transaction-based financial vendors for 2008 as described below and that the Council authorize the Regional Administrator to amend the terms of these contracts as follows:

1. General Banking. Last year the Management Committee set the expiration date of the general banking services contract with US Bank to December 31, 2008. No change is requested;
2. Extend the expiration date of the credit card processing contract with Metavante for a period not to exceed the date of April 30, 2008; *(Note, not part of motion: An RFP for credit card processing was issued in October, 2007, proposals were received in November. Contract negotiations are expected to occur in December. The current contract ends on January 28 and, depending on the outcome of the bid process, implementation time may be necessary.)*
3. Removed the contractual dollar value limit for contracts that are based on negotiated fixed rates for transaction services, e.g., banking and credit card processing. As transaction volumes increase, the cost of the contract increases proportionately.”

Motion carried.

#### 2007-394 SW - Resolutions Setting Council and Committee Dates and Delegating to Committees the Authority to close Committee Meetings, Resolutions 2007-35 through 2007-41)

It was moved by Scherer and seconded by Pistilli

"That the Metropolitan Council adopt the attached resolutions setting regular meeting dates for the Council and its Committees and authorizing closed Committee meetings. Metropolitan Council (Res 2007-35), Committee of the Whole (Res 2007-36), Management Committee (Res 2007-37), Environment Committee (Res 2007-38), Community Development Committee (Res 2007-39), Transportation Committee (Res 2007-40), and the Litigation Review Special Committee (Res 2007-41)."

Motion carried.

2007-395 SW - Commercial Property Insurance Renewal

It was moved by Scherer and seconded by Smith

"That the Metropolitan Council authorize renewal of the Property Insurance with the current carrier, FM Global, effective 1/1/08-12/31/08, in an amount not to exceed \$1,120,000."

Motion carried.

Council member Smith commended Phil Waljasper, Manager of Met Council Risk Management for his management of Council insurance issues.

*Report of the Transportation Committee*

2007-378 SW - Authorization to Contract for Design Services for the Rail Support Facility in Minneapolis, Project 62314

It was moved by Smith and seconded by Broecker

"That the Metropolitan Council authorize the Regional Administrator to negotiate and execute a professional services contract for design and construction support services relative to the Rail Support Facility at 24<sup>th</sup> and Hiawatha in Minneapolis."

Motion carried.

2007-379 SW - Authorization to Award Contract for Transit Vehicle Tire Lease and Service

It was moved by Smith and seconded by Susag

"That the Metropolitan Council authorize the Regional Administrator to execute a contract with Michelin North America, Inc. for tire lease and service for a five-year term in accordance with the Council's specifications and Michelin's bid dated October 24, 2007."

Motion carried.

Chair Bell noted representatives from Goodyear Tire and Rubber Company asked to address the Council, but the request was denied because the other bidder (Michelin North America, Inc.) was not afforded an similar opportunity to appear before the Council.

2007-391 - Preparation of a Supplemental Draft Environmental Impact Statement (SDEIS) for the Central Corridor Light Rail Transit (LRT) Project.

Mark Fuhrmann, Central Corridor Light Rail Project Director, noted that, the Business Item passed at the November 26 Transportation Committee included eight elements for consideration in the SDEIS. FTA officials are not prepared to affirm final confirmation of the key elements, but believe a 9<sup>th</sup> item will

require additional documentation. That element is the Washington Avenue Bridge improvement and retrofit to allow trains to cross the river.

The amended business item includes nine elements and authorizes the Regional Administrator to communicate the information to FTA administrator.

The FTA has indicated that, in order to document and disclose unresolved issues contained in the DEIS published in April 2006, a SDEIS should be prepared at this time. The SDEIS will be limited in scope and will focus on changes and new information from the DEIS. For each of the changes from the DEIS, the SDEIS will describe the change and the reasons for the change and compare the impacts to those of the original proposal.

Key elements to be addressed in the SDEIS will include, at a minimum, the following issues:

1. Hiawatha / Central Connection
2. University of Minnesota alignment (tunnel vs. at-grade and stations)
3. Potential Added Station at: Western, Victoria or Hamline
4. Capitol Area Alignment/Station Modifications
5. Downtown St. Paul Alignment/Station Modifications
6. Right-of-Way for Systems Components – traction power substations
7. Design for 2- or 3-Car Trains / Platforms
8. Maintenance and Storage Facility Needs
9. Washington Avenue Bridge improvements and retrofit

It was moved by Smith and seconded by Meeks

"That the Metropolitan Council: authorize the Regional Administrator to prepare and publish a Notice of Intent, for publication in the *Federal Register* and a Notice of Preparation, for publication in the State EQB *Monitor* notifying interested agencies and the general public of the Metropolitan Council's intent to prepare a Supplemental Draft Environmental Impact Statement (SDEIS) addressing nine key elements as part of the Central Corridor Light Rail Transit (LRT) project development process."

Motion carried.

#### *Report of the Environment Committee*

#### [2007-408 SW - Authorization to Award and Execute Contract No. 07P053 for Arc Flash and Short Circuit Coordination Study](#)

It was moved by Susag and seconded by Leppik

"That the Metropolitan Council authorize its Regional Administrator to negotiate and execute MCES Contract No. 07P053 with Square D Services for Arc Flash and Short Circuit Coordination Study."

Motion carried.

#### [2007-410 SW - Authorization to Negotiate and Execute an Agreement with the Minnesota Department of Transportation for Interceptor Modifications Necessitated by the I-35W Bridge Replacement](#)

It was moved by Susag and seconded by Wittsack

"That the Metropolitan Council authorize the Regional Administrator to negotiate and execute an agreement with the Minnesota Department of Transportation (MnDOT) for modification of facilities for interceptors 8255, 1-MN310, and 1-MN-300 in the vicinity of the proposed I-35W Bridge construction."

Motion carried.

#### 2007-411 SW - Authorization for the Metropolitan Council to Participate in the Climate Registry

It was moved by Susag and seconded by Wittsack

"That the Metropolitan Council authorizes the Regional Administrator to execute the attached Statement of Intent to participate in the "The Climate Registry."

Following discussion, Chair Bell stated this item will be presented for discussion at a Committee of the Whole meeting in early 2008. The Statement of Intent includes a \$3500 commitment for 2008.

Council Member Pistilli announced he would abstain from voting on this item.

Motion carried, with Aguilar and Beach dissenting.

### **Other Business**

#### 2007-407 SW Principles for Central Corridor LRT Major Scoping Decisions

Arlene McCarthy talked identified the principles to be applied when determining the Central Corridor LRT project scope to be continued through Preliminary Engineering. The proposed principles are categorized as primary and secondary. The primary principles regarding the CEI, safety and security are not optional if the project is to be delivered with federal funding.

##### Primary Principles

- Cost Effectiveness Index Impact
  - Ridership Impact
  - Capital Cost Impact
  - Operating Cost Impact
  - Travel Time Impact
- Safety and Security Impact

##### Secondary Principles

- Environmental Justice Considerations
- Land Use/Economic Development Considerations
- Deferrable versus One-Time Opportunity

The Central Corridor Management Committee will continue reviewing the principles which will come before the Council in early 2008.

#### I-35W Bridge Transit Emergency Response Update

John Levin, Metro Transit and Gerri Sutton, Transportation Planning Services, summarized the Council's response plan, solutions and long-term goals resulting from the August bridge collapse.

#### 2008 Legislative Proposal



Judd Schetnan presented an overview of Council initiatives that have presented to the Governor's staff.

## **Reports**

### *Chair*

There was no report.

### *Council Members*

There was no report.

### *Regional Administrator*

There was no report.

### *General Counsel*

There was no report.

## **Adjournment**

Business completed, the meeting adjourned at 6:17 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 12, 2007.

Approved this 9th day of January, 2008.

Respectfully submitted,

Pat Curtiss  
Secretary