



Metropolitan Council Meeting

Wednesday, January 23, 2008
Robert Street Council Chambers
4:00 P.M.

Table of Contents

Part I - Narrative	1
Call to Order and Approval of Agenda.....	1
Minutes.....	1
Part II - Exhibits	1
Business	1
Committee Consent List.....	1
2008-09 - 2008-2011 TIP Amendment to include SP#141-091-01 NMTP-MNPT(007) Section 1807: Bicycle Racks for the City of Minneapolis -TAB Action 2007-6	1
2008-10 - 2008-2011 TIP Amendment: Scope Change for Washington County SP#82-618-14, CSAH 18 Reconstruction (TAB Action 2007-62)	1
2008-13 - Increase of Delegated Construction Contract Change Order Authority for Interceptor 6901 Diversion, MCES Project No. 802310, Contract No. 05P071	2
2008-14 - Amendment to Legal Services' Agreement	2
2008-17 - Amend Electronic Content Management System (ECMS) Contract	3
2008-18 - Amend Electronic Content Management System (ECMS) Contract	3
2008-20 - 2008-2011 TIP Amendment: Scope Change for Metro Transit SP#CM-14-03 Vehicle Purchase and SP#CM-05-03 Service Implementation (TAB Action 2007-63)	3
Joint Report of the Transportation and Management Committees	3
2008-15 SW - 2008-2013 Capital Improvement Program and Capital Program and Budget Amendment	3
Joint Report of the Environment and Transportation Committees	4
2008-11 - Union Pacific Railroad Abandonment, Carver and Scott Counties	4
Report of the Transportation Committee	4
2008-21 - American Boulevard Light Rail Transit (LRT) Station – Interagency Agreement with the City of Bloomington	4
2008-22 - Como Park Subrecipient Agreement	4
2008-25 - Northstar Commuter Coach/Cab Car Procurement	4
Report of the Community Development Committee	5
Report of the Environment Committee	5
2008-12 - Authorization to Award and Execute a Contract for Construction of the Elko New Market Interceptor – Scott/Dakota Gravity Segment, Project No. 801613, Contract 07P087	5
Report of the Management Committee	5
Other Business.....	5
2008-26 - Metropolitan Council Member Committee Assignments	5
Central Corridor Light Rail Transit (CCLRT)	6

Reports.....	6
Chair.....	6
Council Members.....	6
Regional Administrator.....	6
General Counsel.....	6
Adjournment.....	7
Part III - Certification.....	7

Metropolitan Council Meeting

Wednesday, January 23, 2008

Council Chambers

3:00 P.M.

Part I - Narrative

Attendance:

Peter Bell, Chair; Roger Scherer, Tony Pistilli, Mary Hill Smith, Craig Peterson, Russ Susag, Peggy Leppik, Annette Meeks, Lynette Wittsack, Natalie Steffen, Georgeanne Hilker, Sherry Broecker, Rick Aguilar, Kirstin Sersland Beach, Daniel Wolter

Members absent:

Kris Sanda, 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 4:07 p.m. It was moved by Leppik, seconded by Steffen, to approve the amended agenda. Motion carried.

Minutes

It was moved by Scherer, seconded by Pistilli, to approve the minutes of the Metropolitan Council Meeting of January 9, 2008. Motion carried.

Public Invitation

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

Part II - Exhibits

Business

Committee Consent List

[2008-09](#) - 2008-2011 TIP Amendment to include SP#141-091-01 NMTP-MNPT(007) Section 1807: Bicycle Racks for the City of Minneapolis -TAB Action 2007-6

It was moved by Wolter and seconded by Hilker

"That the Metropolitan Council concur with the Transportation Advisory Board (TAB) action to amend the 2008- 2011 Transportation Improvement Program (TIP) to include SP #141-091-01; NMTP-MNPT (007) Bicycle Racks for the City of Minneapolis."

Motion carried.

[2008-10](#) - 2008-2011 TIP Amendment: Scope Change for Washington County SP#82-618-14, CSAH 18 Reconstruction (TAB Action 2007-62)

It was moved by Wolter and seconded by Hilker

"That the Metropolitan Council concur with the Transportation Advisory Board (TAB) Actions to amend the 2008-2011 Transportation Improvement Program (TIP) to approve the following: Request by Washington County to change the scope of SP #82-618-14 for Washington County CSAH 18 to install three roundabouts instead of three signalized intersections and a frontage road (TAB Action 2007-62)."

Motion carried.

2008-13 - Increase of Delegated Construction Contract Change Order Authority for Interceptor 6901 Diversion, MCES Project No. 802310, Contract No. 05P071

It was moved by Wolter and seconded by Hilker

"That the Metropolitan Council increases the delegated construction contract change order authority of its General Manager, Environmental Services, from \$628,553 to \$948,553 for the Interceptor 6901 Diversion, MCES Project No. 802310, Contract No. 05P071."

Motion carried.

2008-14 - Amendment to Legal Services' Agreement

It was moved by Wolter and seconded by Hilker

"That the Metropolitan Council authorizes the General Counsel to amend legal services agreements to increase the maximum contract prices as follows:

Law Firm	Services	Term	Current Price	Proposed Increase	New Price
Fredrikson & Byron					
	Legal Services related to MOAC v. Metropolitan Airports Commission Contract No. 07PO75	12/31/08	\$125,000	\$125,000	\$250,000
Parker Rosen					
	Legal Services related to Transit Employment RA and Planning, Employment and Human Resources Contract No. 06P153A	12/31/09	\$250,000	\$125,000	\$375,000
Bassford Remele					
	Legal Services related to Tort & Property Damage Contract No. 06P152A	12/31/09	\$250,000	\$125,000	\$375,000
Dorsey & Whitney					
	Legal Services related to Northstar, Central Corridor, Claims and other Public Law Matters Contract No. 00P0140	12/31/08	\$425,000	\$125,000	\$550,000

Motion carried.

2008-17 - Amend Electronic Content Management System (ECMS) Contract

It was moved by Wolter and seconded by Hilker

"That the Metropolitan Council authorize the Regional Administrator to enter into a contract with US Bank / Nova at their proposed level of fixed unit rates for card-based processing services for four years starting in April, 2008."

Motion carried.

2008-18 - Amend Electronic Content Management System (ECMS) Contract

It was moved by Wolter and seconded by Hilker

"That the Metropolitan Council authorize the Regional Administrator:

1. to amend the current Electronic Content Management System (ECMS) contract with Mid-America Business Systems to increase the maximum contract price by \$103,840 to \$306,644;
2. to execute a second, sole source, agreement for \$75,000 with Mid-America Business Systems for software licenses and consulting services for the Central Corridor Project Office."

Motion carried.

2008-20 - 2008-2011 TIP Amendment: Scope Change for Metro Transit SP#CM-14-03 Vehicle Purchase and SP#CM-05-03 Service Implementation (TAB Action 2007-63)

It was moved by Wolter and seconded by Hilker

"That the Metropolitan Council concur with the Transportation Advisory Board (TAB) Actions to amend the 2008-2011 Transportation Improvement Program (TIP) to approve the following: Request by Metro Transit to reduce the total cost of SP#CM-14-03 from \$5,941,761 to \$3,025,625 and SP#CM-05-03 from \$1,269,931 to \$926,930 (TAB Action 2007-63)."

Motion carried.

Joint Report of the Transportation and Management Committees

2008-15 SW - 2008-2013 Capital Improvement Program and Capital Program and Budget Amendment

It was moved by Scherer and seconded by Smith

"That the Metropolitan Council:

1. Amend the 2008 Authorized Capital Program (multi-year authorization) by adding authority as follows:
Metro Transit \$ 44,350,123
2. Amend the 2008 Capital Budget (annual appropriation) by increasing spending authority as follows:
Metro Transit \$ 15,900,000
See Attachment #1

Motion carried. on the following roll call vote:

Yes					No	Absent
Scherer	Susag	Steffen	Sersland Beach			Sanda
Pistilli	Leppik	Hilker	Wolter			McDaniel
M. Smith	Meeks	Broecker	Bell			
Peterson	Wittsack	Aguilar				
TOTAL					0	2

Joint Report of the Environment and Transportation Committees

2008-11 - Union Pacific Railroad Abandonment, Carver and Scott Counties

It was moved by Leppik and seconded by Susag

"That the Metropolitan Council authorize the Regional Administrator to take appropriate action on behalf of the Council to facilitate a response to the railroad abandonment process on the Chaska Industrial Lead, Union Pacific Railroad [STB Docket AB-33 (Sub. No. 255)] and to begin negotiation of public and private use of the railroad corridor with appropriate public entities and Union Pacific Railroad."

Motion carried.

Report of the Transportation Committee

2008-21 - American Boulevard Light Rail Transit (LRT) Station – Interagency Agreement with the City of Bloomington

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 the City of Bloomington relative to the partial funding of the proposed American Boulevard Light Rail Transit (LRT) Station."

Motion carried.

2008-22 - Como Park Subrecipient Agreement

It was moved by Smith and seconded by Leppik

"That the Metropolitan Council authorize the Regional Administrator to negotiate and execute a subrecipient agreement with the City of St. Paul for the FTA Section 5309 Bus and Bus Facilities Como Rider Program Appropriation (E-2005-BUSP-246)."

Motion carried.

2008-25 - Northstar Commuter Coach/Cab Car Procurement

It was moved by Smith and seconded by Steffen

"That the Metropolitan Council authorize the Regional Administrator:

1. to negotiate and execute a funding agreement with the Minnesota Department of Transportation (MnDOT) for reimbursement of costs incurred by the Metropolitan Council in procuring the passenger cars;

2. to negotiate and execute a contract with Bombardier Mass Transit Corporation, contingent upon execution of a funding agreement for reimbursement of costs from MnDOT, in the amount of \$43,950,123 to manufacture 12 coach and 5 cab bi-level commuter rail passenger cars for the Northstar Corridor Commuter Rail Project.”

Motion carried.

Report of the Community Development Committee

There was no report this week.

Report of the Environment Committee

2008-12 - Authorization to Award and Execute a Contract for Construction of the Elko New Market Interceptor – Scott/Dakota Gravity Segment, Project No. 801613, Contract 07P087

It was moved by Leppik and seconded by Susag

"That the Metropolitan Council authorize its Regional Administrator to award and execute a contract for construction of the Elko New Market Interceptor – Scott/Dakota Gravity Segment, Project No. 801613, Contract 07P087, with S. M. Hentges and Sons for their low bid of \$11,832,173.”

Motion carried.

Report of the Management Committee

Items on Consent List and Joint Report

Other Business

2008-26 - Metropolitan Council Member Committee Assignments

It was moved by Meeks and seconded by Pistilli

"That the Metropolitan Council approve the following committee assignments recommended by the Chair Pursuant to Council Bylaws, Article III.1.

Transportation	Community Dev.	Environment	Management
<i>M.H. Smith, Chair</i>	<i>Steffen, Chair</i>	<i>Leppik, Chair</i>	<i>Scherer, Chair</i>
Aguilar	Aguilar	Beach	Broecker
Beach	Broecker	Peterson	Peterson
Hilker	Hilker	Scherer	Pistilli
Leppik	McDaniel	Susag, Vice Chair	Sanda
McDaniel	Meeks, Vice Chair	Wittsack	Smith (MH)
Meeks, Vice Chair	Pistilli	Wolter	Wittsack Vice Chr
Scherer	Steffen	Sanda	
Susag	Wolter		

Motion carried.

Central Corridor Light Rail Transit (CCLRT)

Mark Fuhrmann, CCLRT Project Manager, presented details on the:

- Hiawatha / Central Connection
- West Bank Station Location
- 29th Avenue Station Location
- Capital Area Architecture Planning Board (CAAPB)

Fuhrmann reiterated that the Metropolitan Council must make several critical decisions by the end of February about proposed features for the Central Corridor light-rail transit project. The timetable is necessary so preliminary engineering can be completed to meet the Federal Transit Administration's September application deadline for permission to enter final design in 2009.

Among the decisions to be made:

- Whether or not to build a tunnel through the University of Minnesota campus.
- The alignment and terminus of the line in downtown St. Paul.
- The extent of reconstruction of University Avenue.
- Whether any stations will be added to what is currently proposed.

Chair Bell expects several scenarios will be presented to the Council prior to the February 27 vote. He encouraged Council Members to attend upcoming the Listening Sessions, to better understand and appreciate the depth of feelings residents have about the various issues. The Listening Sessions are:

- Wednesday, Feb. 6 – Noon-2 p.m., University of Minnesota, Weisman Museum, 333 East River Rd., Minneapolis.
- Thursday, Feb. 7 – 5:30-7:30 p.m., Metro Transit Fred T. Heywood Offices, 560 6th Ave. N., Minneapolis.
- Monday, Feb. 11 – 5:30-7:30 p.m., Metropolitan Council chambers, 390 N. Robert St., St. Paul.

Reports

Chair

Chair Bell reported

- the LCDA Study group is completing their work and will present a summary to the Council;
- he is working with staff to develop the Transportation Plan for the upcoming Legislative Session;
- the Parks Foundation initiative is moving ahead and Council will be updated in the near future;
- Council Members received a copy of the Governor's letter to Central Corridor stakeholders, encouraging them to bring a spirit of compromise to the table during alignment discussions.

Council Members

Council Member Susag reported he and District 5 sector rep Denise Engen taped a comp plan process segment to be aired on Edina public television.

Regional Administrator

There was no report from Mr. Weaver.

General Counsel

There was no report from Mark Thompson.

Adjournment

Business completed, the meeting adjourned at 5:48 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 January 23, 2008.

Approved this 13th day of February 2008.

Respectfully submitted,

Pat Curtiss
Secretary