



## Metropolitan Council Meeting

Wednesday, April 9, 2008

Robert Street Council Chambers

4:00 P.M.

### Table of Contents

<b>Part I - Narrative .....</b>	<b>1</b>
<b>Call to Order and Approval of Agenda.....</b>	<b>1</b>
<b>Minutes.....</b>	<b>1</b>
<b>Part II - Exhibits .....</b>	<b>1</b>
<b>Business .....</b>	<b>1</b>
2007 Regional Transportation Advisory Board (TAB) Solicitation	1
Committee Consent List.....	2
2007-249 - Request for Acquisition Opportunity Grant to Partially Finance the Acquisition of 9633 East Bush Lake Road in Hyland-Bush-Anderson Lakes Park Reserve, City of Bloomington	2
2008-60 - Revised Reimbursement Grant Request for Wabun Picnic Area Rehabilitation in Minnehaha Regional Park, Minneapolis Park & Recreation Board	2
2008-66 - Authorization to Award Contract for Gasoline Supply	2
2008-68 - Authorization to Amend a Contract with Southwest Transit for Station Debt	2
2008-69 - Authorization to Award and Execute Contract for Solid Waste Removal at the Metropolitan Waste Water Treatment Plant	2
2008-71 - Request for an Additional Extension of LCDA Grant SG004-129, Mound Harbor Renaissance	3
2008-77 - Disposition of Surplus Hiawatha Corridor Property	3
2008-78 - Design and Implementation Services for Urban Partnership Agreement Transit Technologies Project, Project 63740	3
2008-79 - FAA 2008 Planning Grant, Resolutions 2008-06, 2008-07	4
2008-85 - Authorization to enter into a Grant Agreement with Minnesota Valley Transit Authority for the Purchase of Six Replacement Buses	4
2008-86 - Authorization to enter into an agreement with Motor Coach Industries (MCI) for 5 Coach Buses	4
2008-87 - 2008-2011 TIP Amendment, Central Corridor (TAB Action 2008-08)	4
2008-88 - Lowry Avenue Intermodal Freight Connection	4
Report of the Community Development Committee .....	5
2008-03 SW - 2008 Annual Livable Communities Fund Distribution Plan	5
Report of the Management Committee .....	5
2008-106 SW - Authorization to Enter into a Labor Agreement with American Federation of State, County and Municipal Employees (AFSCME)	5
Report of the Transportation Committee .....	5
Report of the Environment Committee .....	5
<b>Other Business.....</b>	<b>6</b>
2008-91 - Metropolitan Council Member Committee Assignments	6

2008-98 - Appointments to the Transportation Advisory Board (TAB), Investment Review Committee and Audit Committee	6
Update on the Land Use Advisory Committee (LUAC) and Metro Geographic Information System(GIS) Central Corridor Report	6 7
<b>Reports.....</b>	<b>7</b>
Chair.....	7
Council Members.....	7
Regional Administrator.....	7
General Counsel.....	7
<b>Adjournment.....</b>	<b>7</b>
<b>Part III - Certification.....</b>	<b>Error! Bookmark not defined.</b>

## **Metropolitan Council Meeting**

Wednesday, April 9, 2008

Council Chambers

4:00 P.M.

### **Part I - Narrative**

#### **Attendance:**

Peter Bell, Chair;, Tony Pistilli, Craig Peterson, Peggy Leppik, Annette Meeks, Lynette Wittsack, Natalie Steffen, Kris Sanda, Georgeanne Hilker, Sherry Broecker, Rick Aguilar, Kirstin Sersland Beach, Daniel Wolter

#### **Members absent: District**

Roger Scherer, Mary Hill Smith, Brian McDaniel District 5 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 4:05 p.m. It was moved by Broecker, seconded by Peterson, to approve the agenda. Motion carried.

### **Minutes**

It was moved by Meeks, seconded by Hilker, to approve the minutes of the Metropolitan Council Meeting of March 12, 2008. Motion carried.

### **Public Invitation**

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

### **Part II - Exhibits**

Chair Bell commented on the Governor's recent line item veto of the Central Corridor bonding request from the Capital Investment Bill, Chapter 179, House File 380. He still considers the Central Corridor project his number one priority and believes the Governor and Legislative leaders will revolve the issues in this legislative session.

### **Business**

#### **[2007 Regional Transportation Advisory Board \(TAB\) Solicitation](#)**

Council staff Kevin Roggenbuck and Donn Wiski, Chair of the TAB presented a summary of the TAB program, a committee that allocates federal formula dollars coming to the Metropolitan region... The purpose of the TAB is to accomplish the responsibilities designated by state and federal law and regulation with regard to transportation planning and programming for the Twin Cities Metropolitan Area. The TAB is responsible for soliciting and evaluating applications for federal transportation funding, and for conducting public hearings and adoption of the region's Transportation Improvement Program.

Chair Bell thanked Donn Wiski for his long-time leadership on this important committee.

*Committee Consent List*

[2007-249 - Request for Acquisition Opportunity Grant to Partially Finance the Acquisition of 9633 East Bush Lake Road in Hyland-Bush-Anderson Lakes Park Reserve, City of Bloomington](#)

It was moved by Sanda and seconded by Wittsack

"That the Metropolitan Council authorize a grant of \$339,389 comprised of Metropolitan Council bonds in the Land Acquisition Opportunity Account portion of the Park Acquisition Opportunity Fund to the City of Bloomington. The grant will partially finance the land and structure associated with the 9633 East Bush Lake Road Parcel in Hyland-Bush-Anderson Lakes Park Reserve as shown on Attachments 2 and 3."

Motion carried.

[2008-60 - Revised Reimbursement Grant Request for Wabun Picnic Area Rehabilitation in Minnehaha Regional Park, Minneapolis Park & Recreation Board](#)

It was moved by Sanda and seconded by Wittsack

"That the Metropolitan Council consider reimbursing the Minneapolis Park & Recreation Board in a future regional parks CIP the difference between \$2.8 million and what is granted for completing the renovation of the Wabun Picnic Area in Minnehaha Regional Park as described in the 2008-09 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."

Motion carried.

[2008-66 - Authorization to Award Contract for Gasoline Supply](#)

It was moved by Sanda and seconded by Wittsack

"That the Metropolitan Council authorize the Regional Administrator to execute a contract with Eagan Oil Company to supply gasoline in accordance with Council specifications and Eagan Oil Company's bid price for a two-year term, with options to extend the contract term up to an additional twenty-four months."

Motion carried.

[2008-68 - Authorization to Amend a Contract with Southwest Transit for Station Debt](#)

It was moved by Sanda and seconded by Wittsack

"That the Metropolitan Council authorize the Regional Administrator to execute a \$350,000 contract amendment with Southwest Transit for the Southwest Transit Station debt service, for an amended total contract amount not to exceed \$1,459,394."

Motion carried.

[2008-69 - Authorization to Award and Execute Contract for Solid Waste Removal at the Metropolitan Waste Water Treatment Plant](#)

It was moved by Sanda and seconded by Wittsack

"That the Metropolitan Council authorize the Regional Administrator to award and execute a Contract with Veolia ES – Vasko Rubbish Removal in the amount of \$649,386.98 to provide solid waste disposal services at the Metropolitan Wastewater Treatment Plant for a period of three years with an option to extend for two additional one-year periods."

Motion carried.

2008-70 - Confirmation of Livable Communities Demonstration Account Grant Award SG007-120, Rivoli Street

It was moved by Sanda and seconded by Wittsack

"That the Metropolitan Council confirm its \$468,897 Livable Communities Demonstration Account grant, approved on December 12, 2007, to the City of Saint Paul's Rivoli Street project, grant number SG007-120."

Motion carried.

2008-71 - Request for an Additional Extension of LCDA Grant SG004-129, Mound Harbor Renaissance

It was moved by Sanda and seconded by Wittsack

"That the Metropolitan Council approve a request from the city of Mound for a two-year, second extension of the Livable Communities Demonstration Account (LCDA) grant SG004-129 for the Mound Harbor Renaissance project. The City has requested that the grant be extended to June 30, 2010.

Motion carried.

2008-77 - Disposition of Surplus Hiawatha Corridor Property

It was moved by Sanda and seconded by Wittsack

"That the Metropolitan Council authorize the Regional Administrator to proceed with the sale of a property previously deemed surplus by the Metropolitan Council on February 6, 2006, located at Lake Street and Hiawatha Avenue to Wellington Management for \$250,000."

Motion carried.

2008-78 - Design and Implementation Services for Urban Partnership Agreement Transit Technologies Project, Project 63740

It was moved by Sanda and seconded by Wittsack

"That the Metropolitan Council authorize the Regional Administrator to negotiate and execute a professional services contract for design and implementation support services related to the Urban Partnership Agreement (UPA) Transit Technologies project (Project 63740).

Motion carried.

2008-79 - FAA 2008 Planning Grant, Resolutions 2008-06, 2008-07

It was moved by Sanda and seconded by Wittsack

"That the Metropolitan Council adopt Resolutions 2008-06 and 2008-07 and authorize the Regional Administrator to enter into a state-aid agreement with MnDOT Aeronautics for purposes of fund disbursement if a grant offer is received and accepted."

Motion carried.

2008-85 - Authorization to enter into a Grant Agreement with Minnesota Valley Transit Authority for the Purchase of Six Replacement Buses

It was moved by Sanda and seconded by Wittsack

"That the Metropolitan Council authorize the Regional Administrator to enter into a grant agreement with Minnesota Valley Transit Authority for the purchase of six replacement buses in an amount not to exceed \$2,100,000."

Motion carried.

2008-86 - Authorization to enter into an agreement with Motor Coach Industries (MCI) for 5 Coach Buses

It was moved by Sanda and seconded by Wittsack

"That the Metropolitan Council authorize the Regional Administrator to execute a contract with Motor Coach Industries for five (5) coach buses, to be utilized by regional transit providers, in an amount not to exceed \$2,572,500."

Motion carried.

2008-87 - 2008-2011 TIP Amendment, Central Corridor (TAB Action 2008-08)

It was moved by Sanda and seconded by Wittsack

"That the Metropolitan Council concur with the Transportation Advisory Board (TAB) action to amend the 2008-2011 Transportation Improvement Program (TIP) to include the 2008 New Starts funding appropriation E-2008-NWST-031 of \$10,192,000 for Central Corridor Light Rail pre-construction activities."

Motion carried.

2008-88 - Lowry Avenue Intermodal Freight Connection

It was moved by Sanda and seconded by Wittsack

"That the Metropolitan Council:  
concur with the Transportation Advisory Board (TAB) action to support adding a new route to the FRWA Official National Highway System (NHS) Listing of Intermodal (Freight) Connector Routes in Minnesota. The proposed route would link the Canadian Pacific CP/Shoreham Intermodal Rail Yard and Port of Minneapolis to Interstate 94. That the route utilizes 30<sup>th</sup> Avenue NE, 4<sup>th</sup> Street NE, 32<sup>nd</sup> Avenue NE, Trunk Highway 47 (University Avenue), CSAH-153 (Lowry Avenue), 2<sup>nd</sup> Street North and Dowling Avenue; and

that Service to the CP/Shoreham Intermodal Yard is part of the Regional Commercial Freight System as shown on Fig. 2-16 of the Metropolitan Council's 2030 Transportation Policy Plan (TPP) and recognized in the Metropolitan Council 2030 Framework and the 2030 Transportation Policy Plan; and

that support for this addition to the NHS Intermodal (Freight) Connector Route Listing is for the pursuit of additional federal funding for the Lowry Avenue Bridge outside of Minnesota's normal formula federal funds (either existing or future); and

that MnDOT and Metro Council be encouraged to complete a comprehensive study that will set regional priorities for freight connectors (including this route). Future regional support for funding and NHS connector designation will be based on the prioritized list resulting from that study."

Motion carried.

*Report of the Community Development Committee*

2008-03 SW - 2008 Annual Livable Communities Fund Distribution Plan

It was moved by Steffen and seconded by Meeks

"That the Metropolitan Council approve the 2008 Livable Communities Fund Distribution Plan."

Council member Pistilli stated he did not see an appreciable improvement over the previous distribution plan and could not support the item.

Motion carried, with Pistilli dissenting.

*Report of the Management Committee*

2008-106 SW - Authorization to Enter into a Labor Agreement with American Federation of State, County and Municipal Employees (AFSCME)

It was moved by Wittsack and seconded by Broecker

"That the Metropolitan Council authorize the Regional Administrator to enter into a labor agreement with the American Federation of State, County and Municipal Employees District Council 5, Local Union No. 668 AFL-CIO (AFSCME), effective January 1, 2008 through December 31, 2009."

Motion carried.

*Report of the Transportation Committee*

All items were on the Consent List.

*Report of the Environment Committee*

All items were on the Consent List.

**Other Business**

**2008-91 - Metropolitan Council Member Committee Assignments**

It was moved by Hilker and seconded by Leppik

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

<b>Transportation</b>	<b>Community Dev.</b>	<b>Environment</b>	<b>Management</b>
<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	Wittsack	Sanda
McDaniel	Meeks, Vice Chair	<b>Wolter, Vice Chair</b>	Smith (MH)
Meeks, Vice Chair	Pistilli		Wittsack Vice Chair
Scherer	Sanda		
Steffen			
Wolter			

Motion carried.

**2008-98 - Appointments to the Transportation Advisory Board (TAB), Investment Review Committee and Audit Committee**

It was moved by Meeks and seconded by Leppik

"That the Metropolitan Council approve the appointments to the Transportation Advisory Board (TAB), Investment Review Committee and Audit Committee as shown below and detailed in the attached Business Items 2008-98A, 2008-98B, and 2008-98C:

**2008-98A** Transportation Advisory Board (TAB): Precinct A—**STEVEN SCHULTE**; Precinct B—**WILLIAM GUIDERA**; Precinct C—**JAMES MEYERS**; Precinct D—**CHUCK HAIK**; Transit—**RICHARD MUSSELL** and **GLENN OLSON**; Non-Motorized Transportation—**DAVID GEPNER**.

**2008-98B** Investment Review Committee: **CRAIG PETERSON**.

**2008-98C** Audit Committee: **DANIEL WOLTER**.

Motion carried.

**Update on the Land Use Advisory Committee (LUAC) and Metro Geographic Information System (GIS)**

Council Member Pistilli reviewed the work of the Land Use Advisory Committee, established to assist the Council in performing the Council’s regional land use planning functions under MN Statutes Chapter 473. The Committee’s advisory duties include providing advice and assistance regarding metropolitan land use and comp planning and matters of metropolitan significance, as requested by the Council.

Council Member Pistilli summarized the Metro GIS activities. MetroGIS has focused on building datasets and making information more easily accessible and will continue with collaborative efforts to expand capacity among stakeholders.



Chair Bell thanked Council Member Pistilli for his updates and acknowledged the value of these two volunteer groups committed to making this region a better place.

### Central Corridor Report

Mark Fuhrmann presented an overview of the Washington Avenue Transit/Pedestrian Mall, including the University campus area street connections and bus service scenarios with ridership and CEI impacts.

The Legislative Update was moved to a future meeting due to time constraints.

## **Reports**

### *Chair*

Chair Bell reported that, in addition to transportation funding, he is working on the Park Foundation and has met with the Parks and Trails Commission. Chair Bell, Council staff and Citizens League officials are developing the next regional policy conference.

### *Council Members*

There was no report.

### *Regional Administrator*

Regional Administrator Weaver reported the U.S. Department of Housing and Urban Development (HUD) announced the Council's HRA earned HUD's highest ranking for its Section 8 Program performance for calendar year 2007. The HRA earned 143 of the possible 145 points plus 5 point bonus points resulting in an overall score of 102%. This is the highest score earned by the Council's HRA since the assessments began in 1999, and the fourth year in a row to earn the ranking of "High Performer".

### *General Counsel*

Nils Grossman, General Counsel, reported one new lawsuit and that the Court of Appeals affirmed a ruling in favor of the Metropolitan Council HRA.

## **Adjournment**

Business completed, the meeting adjourned at 5:50 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 April 9, 2008.

Approved this 23<sup>rd</sup> day of April, 2008.

Respectfully submitted,

Pat Curtiss  
Secretary