



Metropolitan Council Meeting

Wednesday, July 23, 2008

Robert Street Council Chambers

4:00 P.M.

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Metropolitan Council Meeting

Wednesday, July 23, 2008

Council Chambers

4:00 P.M.

Part I - Narrative

Attendance:

Peter Bell, Chair; Roger Scherer, Tony Pistilli, Mary Hill Smith, Craig Peterson, Polly Bowles, Peggy Leppik, Annette Meeks, Lynette Wittsack, Natalie Steffen, Kris Sanda, Georgeanne Hilker, Sherry Broecker, Rick Aguilar, Daniel Wolter, Brian McDaniel

Members absent:

Kirstin Sersland Beach

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 McDaniel, seconded by Broecker, to approve the agenda. Motion carried.

Minutes

It was moved by Wolter, seconded by Hilker, to approve the minutes of the Metropolitan Council Meeting of June 25, 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

[2008-174](#) - Authorization to Negotiate and Execute Contracts 07P156A for Full Service Interceptor Architectural/Engineering Services

It was moved by Smith and seconded by Wittsack

"That the Metropolitan Council authorize its Regional Administrator to negotiate and execute MCES Contract No. 07P156A with Brown and Caldwell, Inc. for full service interceptor architectural/engineering services."

Motion carried.

[2008-175](#) - Authorization to Award and Execute a Contract for Construction of the I-MN-302 Relocation – Miscellaneous Connections, Project 800334, Contract 08P049

It was moved by Smith and seconded by Wittsack

"That the Metropolitan Council authorize its Regional Administrator to award and execute a contract for construction of the I-MN-302 Relocation – Miscellaneous Connections, Project 800334, Contract 08P049, with Ames Construction, Inc. for their low bid of \$6,540,085."

Motion carried.

[2008-178 - Contract Award for Drain Cleaning and Disposal Services](#)

It was moved by Smith and seconded by Wittsack

"That the Metropolitan Council authorize the Regional Administrator to execute a contract with Root-O-Matic for drain and sump cleaning and disposal services at Metro Transit facilities."

Motion carried.

[2008-179 - 2008-2011 TIP Amendment-Add HPP Project SP 6284-141, I-35W from I-694 to Lexington Avenue – Study for future investments \(TAB Action 2008-17\)](#)

It was moved by Smith 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 add HPP project SP #6284-141, I-35W from I-694 to Lexington Avenue – study for future investments."

Motion carried.

[2008-180 - 2008-2011 TIP Amendment-Add HPP Project SP 6215-93 to study intersection redesign on Snelling Avenue at University Avenue in St. Paul](#)

It was moved by Smith 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 add HPP project SP #6215-93, Study intersection redesign on Snelling Avenue at University Avenue."

Motion carried.

[2008-183 - Authorization to Apply for JARC Funding from MnDOT \(Resolution 2008-14\)](#)

It was moved by Smith and seconded by Wittsack

"That the Metropolitan Council adopt Resolution 2008-14 authorizing the Regional Administrator to apply for 2009 Job Access and Reverse Commute (JARC) funding from the Minnesota Department of Transportation (Mn/DOT)."

Motion carried.

[2008-186 - Central Corridor Light Rail Transit Supplemental Draft Environmental Impact Statement \(SDEIS\) Publication and Comment](#)

It was moved by Smith and seconded by Wittsack

"That the Metropolitan Council recognize the publication of the Central Corridor Light Rail Transit (LRT) Supplemental Draft Environmental Impact Statement (SDEIS) as approved by the FTA and approve 45-day public comment period including the scheduling of at least three (3) public hearings. Hearings have been scheduled for the following dates and times:

1. Monday, August 4, Noon (12:00 p.m.), Wilder Foundation, 451 Lexington Parkway N., St. Paul - An open house will precede the hearing from 11:30 a.m. to noon
2. Thursday, August 7, 6:00 p.m., Brian Coyle Center, 420 15th Ave. S., Minneapolis
An open house will precede the hearing from 5:00 to 6:00 p.m.
3. Saturday, August 9, 2:00 p.m., Goodwill Easter Seals, 553 Fairview Ave. N., St. Paul
- An open house will precede the hearing from 1:00 to 2:00 p.m.

Motion carried.

2008-188 - Sub recipient Agreements with Minnesota Valley Transit Authority and Dakota County

It was moved by Smith and seconded by Wittsack

"That the Metropolitan Council authorize the Regional Administrator to execute sub-recipient agreements with Minnesota Valley Transit Authority (MVTA) and Dakota County for state funds needed to deliver the five Cedar Avenue Bus Rapid Transit (BRT) stations as called for in the Urban Partnership Agreement (UPA)."

Motion carried.

Joint Report of the Management and Community Development Committees

2008-153 - 2008 Unified Operating Budget Amendment

It was moved by Scherer and seconded by Steffen

"That the Metropolitan Council amend the 2008 Unified Operating Budget as indicated and in accordance with the attached table:

Community Development

Change in Expenditures: \$250,000; Reserves: (\$250,000)

- \$250,000 is requested as a founding gift to the Regional Parks Foundation of the Twin Cities.

Motion carried on the following roll call vote:

| Yes | | | | | No | Absent |
|--------------|-----------|----------|----------|----------|----|----------------|
| | Scherer | Bowles | Sanda | Wolter | | Meeks |
| | Pistilli | Leppik | Hilker | McDaniel | | Sersland Beach |
| | M. Smith | Wittsack | Broecker | Bell | | |
| | Peterson | Steffen | Aguilar | | | |
| TOTAL | 15 | | | | | 2 |

Report of the Transportation Committee

Items were on the Consent Report

Report of the Environment Committee

2008-194 SW - Approval of Changes to Service Availability Charge (SAC) Rules to Allow SAC Credit Transfers in Certain Economic Development Circumstances

It was moved by Leppik and seconded by Wittsack

"That the Metropolitan Council approves authorizing staff to change the Service Availability Charge (SAC) rules, in substantially the form of the attached draft rules, to allow SAC credit transfers in certain economic development circumstances."

Motion carried.

Report of the Community Development Committee

2008-155 SW - Central Corridor Comprehensive Plan Amendment – City of St. Paul

It was moved by Steffen and seconded by Pistilli

"That the Metropolitan Council:

1. adopt the attached review record and allow the City of St. Paul to put the comprehensive plan amendment (CPA) into effect;
2. remind the City to describe activities to identify and reduce sources of excessive inflow and infiltration as a part of the 2008 Comprehensive Plan Update;
3. remind the City that in order to meet its System Statement and statutory planning requirements, its comprehensive plan update must plan to the year 2030;
4. remind the City that, if zoning ordinances or other official controls conflict with the plan amendment, the City will need to amend those ordinances and official controls within nine months as required by Minnesota Statutes, section 473.865. "

Motion carried.

Report of the Management Committee

Items listed as Joint Report

Other Business

2008-189 - Metropolitan Council Member Committee Assignments

It was moved by Leppik and seconded by Peterson

"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 | Bowles | Bowles | Peterson |
| Hilker | Broecker | Peterson | Pistilli |
| Leppik | Hilker | Scherer | Sanda |
| McDaniel | McDaniel | Wittsack | Smith (MH) |
| Meeks, Vice Chair | Meeks, Vice Chair | Wolter, Vice Chair | Wittsack Vice Chair |
| Peterson | Pistilli | | |
| Scherer | Sanda | | |
| Steffen | | | |
| Wolter | | | |

Motion carried.

Preliminary Unified Operating Budgets, Rates and Levies

Regional Administrator Tom Weaver introduced the presentation, by outlining

Budget Principles and Assumptions:

- Maintain AAA Bond Rating,
- Hold property tax impact flat for tax payers, noting the addition of Lakeville to the Transit Taxing District
- Maintain adequate reserves to mitigate risk
- Improve services levels

2009 Budget Challenges:

- Projecting Motor Vehicle Sales Tax Revenue
- Use of reserves
- Fare/Rate increases
- Increasing fuel/energy costs

The following detailed department budgets were presented:

- [Regional Administration and Levies](#) – Mary Bogie
- [Environmental Services](#) – Bill Moore
- [Community Development](#) – Guy Peterson
- [Transportation Division](#) – Brian Lamb and Arlene McCarthy

The [2009 Council Budget Schedule](#) is:

August 27, Adopt Preliminary Operating Budget, Rates and Levies

September 10, Present Preliminary Capital Program

September 24, Set Public Hearing Drafts

November 12, Public Hearing

December 10, adopt final budget

Staff will schedule a budget workshop and notify Council Members.

Discussions on the Council Reserve Policy and fuel forward pricing will be scheduled at a later date.

Mary Bogie will provide Council members with a table comparison of Council FTE's

Update on Regional Water Supply Plan

In the interest of time, the Update on Regional Water Supply Plan will be presented at a future Council meeting

Reports

Chair

Chair Bell reported the:

- Parks Foundation initiative is moving forward
- Central Corridor partners signed MOU #1 for CCLRT on the University of Minnesota Campus
- Anoka County Dialogue (Districts 9, part of 10 and 11) will be July 30 at Running Acres Harness Track

Council Members

There were no reports.

Regional Administrator

Regional Administrator Weaver reported

- 28th Avenue Park and Ride Station ribbon cutting ceremony is set for August 11, 3:00 pm.
- Metro Transit will provide service to the I-35W bridge memorial event in Minneapolis on August 1
- Council employees' salaries are online at the *Pioneer Press* and *Star Tribune*, following requests filed under the Minnesota Data Practices Act.

General Counsel

General Counsel Grossman reported five new personal injury lawsuits, involving transit operations.

Adjournment

Business completed, the meeting adjourned at 6:10 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 July 23, 2008.

Approved this 13th day of August, 2008.

Respectfully submitted,

Pat Curtiss
Secretary