



## Metropolitan Council Meeting

Wednesday, February 25, 2009

Robert Street Council Chambers

4:00 P.M.

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## Metropolitan Council Meeting

Wednesday, February 25, 2009

Council Chambers

4:00 P.M.

### Part I - Narrative

#### Attendance:

Peter Bell, Chair; Roger Scherer, Tony Pistilli, Bob McFarlin, Craig Peterson, Polly Bowles,, Annette Meeks, Lynette Wittsack, Natalie Steffen, Kris Sanda, Georgeanne Hilker, Rick Aguilar, Kirstin Sersland Beach, Daniel Wolter

#### Members absent:

Peggy Leppik, Sherry Broecker, District 16 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 4:007 p.m. It was moved by Steffen, seconded by Wittsack, to approve the agenda. Motion carried.

#### Minutes

It was moved by Wolter, seconded by Meeks, to approve the minutes of the Metropolitan Council Meeting of February 11, 2009. 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*

##### 2009-38 - 2009-2012 TIP Amendment: MnDOT, Include 18 Vehicle Purchases through the Section 5310 Program and the Elderly and Persons with Disabilities

It was moved by Meeks and seconded by Peterson

"That the Metropolitan Council concur with the Transportation Advisory Board (TAB) action to amend the 2009-2012 Transportation Improvement Program (TIP) to include Section 5310 Elderly and Persons with Disabilities Program projects."

Motion carried.

##### 2009-39 - 2009-2012 TIP Amendment: MnDOT, include SP#TRF0018-09 Continue Promotion Activities for Van-Go Program

It was moved by Meeks and seconded by Peterson

"That the Metropolitan Council concur with the Transportation Advisory Board (TAB) action to amend the 2009-2012 Transportation Improvement Program (TIP) to include Jobs Access and Reverse Commute (JARC) Program to fund the Van-Go van pool program."

Motion carried.

2009-40 - 2009-2012 TIP Amendment: MnDOT, Includes SP#91-060-067, Minneapolis Grand Rounds Mississippi Gorge Picnic / Observation Area

It was moved by Meeks and seconded by Peterson

"That the Metropolitan Council concur with the Transportation Advisory Board (TAB) action to amend the 2009-2012 Transportation Improvement Program (TIP) to include SP#91-060-067, Minneapolis Grand Rounds Mississippi Gorge Picnic/Observation Area."

Motion carried.

2009-48 - City of Scandia Comprehensive Plan Update

It was moved by Meeks and seconded by Peterson

"That the Metropolitan Council adopt the attached review record and take the following actions from the Community Development Committee:

1. Authorize the City of Scandia to put its 2030 Comprehensive Plan Update into effect without any plan modifications;
2. Remind the City to submit a copy of the City Council Resolution adopting its Update to the Council for its records;
3. Remind the City that Minnesota Statutes 473.864 require it to formally adopt the Comprehensive Plan after the Council's final action and require the City to submit two copies of the adopted Plan to the Council in a timely manner;
4. Remind the City that it is required to submit any updated ordinances and controls intended to help implement the Plan to the Council upon their adoption;
5. Advise the City to send to the Council the dates that the watersheds approved the Local Water Management Plan (LWMP), the date the City adopts the final LWMP, and a copy of the final adopted LWMP if it is different than the version reviewed as part of the Update."

Motion carried.

2009-49 - Scott County Comprehensive Plan Update

It was moved by Meeks and seconded by Peterson

"That the Metropolitan Council adopts the attached Review Record and take the following actions from each committee:

1. authorize the County to put its Comprehensive Plan Update into effect without any plan modifications;
2. that the County submit to the Council as comprehensive plan amendments all Planned Unit Development (PUD) proposals within the long term regional service area for review for consistency with Council Regional Wastewater Policy;
3. remind the County to submit a copy of the County Board Resolution adopting its Update to the Council for its records;
4. remind the County that Minnesota Statutes 473.864 require it to formally adopt the Comprehensive Plan after the Council's final action and require the County to submit two copies of the adopted Plan to the Council in a timely manner; and,
5. remind the County that it is required to submit any ordinances and controls intended to help implement the Plan to the Council upon adoption including ordinances that permit residential densities that exceed Council policy for the Diversified Rural Area."

Motion carried.

2009-59 - Authorization to Renew the Metropolitan Council's Property Insurance with FM Global

It was moved by Meeks and seconded by Peterson

"That the Metropolitan Council authorize renewal of the Property Insurance with the current carrier, FM Global, for the period 3/1/09-3/1/10, in an amount not to exceed \$1,130,000."

Motion carried.

2009-63 - Authorization to Award a Contract for Telephone Support Services

It was moved by Meeks and seconded by Peterson

"That the Metropolitan Council authorize the Regional Administrator to execute a three year contract in the amount not to exceed \$517,292 with Marco, for the Phone Equipment Service Support of the Mitel phone system."

Motion carried.

2009-67 - Authorization to Renew Qwest Frame Relay Circuits for the Metering and Alarm Telemetry System

It was moved by Meeks and seconded by Peterson

"That the Metropolitan Council authorizes its Regional Administrator to renew the contract with the Qwest Corporation for frame relay circuits for the metering & alarm telemetry system for a period of 60 months."

Motion carried.

2009-68 - Authorization to Negotiate Acquisition of Property for Future Western Scott County Regional Water Reclamation Plant

It was moved by Meeks and seconded by Peterson

"That the Metropolitan Council authorizes its Regional Administrator to negotiate acquisition of property for the future Western Scott County Regional Water Reclamation Plant."

Motion carried.

2009-69 - Adoption of Facility Plan for Metro Plan Rehabilitation and Facilities Improvements, MCES Project No. 805900, Resolution 2009-03

It was moved by Meeks and seconded by Peterson

"That the Metropolitan Council adopt the Facility Plan for the Metropolitan WWTP Rehabilitation and Facilities Improvements, MCES Project No. 805900, per attached Resolution No. 2009-03."

Motion carried.

2009-70 Sole Source Procurement of Seneca Sludge Cake Pump

It was moved by Meeks and seconded by Peterson

"That the Metropolitan Council authorizes its Regional Administrator to procure one dewatered sludge pump for the Seneca Wastewater Treatment Plant (WWTP) from Schwing Bioset, Inc. at a cost not to exceed \$330,000."

Motion carried.

*Joint Report of the Community Development and Environment Committees*  
2009-35 - City of Watertown 2030 Comprehensive Plan Update Review File No. 20436-1, Tier II Comprehensive Sewer Plan

It was moved by Steffen and seconded by Pistilli

"That the Metropolitan Council adopts the attached Review Record and takes the following actions from each committee:

Recommendations of the Community Development Committee

1. Authorize the City of Watertown to put its 2030 Comprehensive Plan Update into effect without any plan modifications;
2. Advise the City that it is required to participate in the Council's plat monitoring program beginning in 2009 and must submit annual reports to the Council consistent with Council guidelines;
3. Remind the City that Minnesota Statutes 473.864 requires the City to formally adopt the Update within nine months, submit two copies to the Council, and submit a copy of the City Council Resolution adopting the Update to the Metropolitan Council following final action;
4. Remind the City that it is required to submit any updated ordinances and controls intended to help implement the Plan to the Council upon adoption;
5. Remind the City that it needs to send the Council the date that the Carver County Watershed Management Organization approves the 2008 Surface Water Management Plan (SWMP) and the date the City adopts the final version of the plan. If the final SWMP changes from the SWMP that the Council reviewed dated October 2008, the City will also need to send the Council a final copy of the SWMP.

Recommendations of the Environment Committee:

1. Approve the City of Watertown's Tier II Comprehensive Sewer Plan."

Motion carried.

*Report of the Management Committee*  
2009-76 SW - Technical Amendment to Legal Services Agreement: No Budget Impact

It was moved by Scherer and seconded by Pistilli

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

<u>Law Firm</u>	<u>Services</u>	<u>Term</u>	<u>Current Price</u>	<u>Proposed Increase</u>	<u>New Price</u>
Dorsey Whitney	Legal Services related to Construction and Engineering Matters Contract No. 02P096	12/31/10	\$360,000	\$390,000	\$750,000

Motion carried.

*Report of the Environment Committee*

All items are on the Consent List and Joint Report.

*Report of the Community Development Committee*

All items are on the Consent List and Joint Report

*Report of the Transportation Committee*

2009-24 SW - Installation of a Transit Customer Information System, Project 63740

It was moved by Meeks and seconded by Scherer

"That the Metropolitan Council Authorize the Regional Administrator to execute a contract with the lowest responsive and responsible bidder, Egan Company, for the installation of a Transit Customer Information System (TCIS) at a cost of \$3,036,811."

Motion carried, with Pistilli dissenting.

2009-41 - Authorize Public Hearing to Consider Elimination of Route 255

It was moved by Meeks and seconded by Sanda

"That the Metropolitan Council authorize a public hearing, to be held at 12:00 p.m. on Tuesday, April 14, at Wells Fargo Operations Center in Shoreview, on the proposed elimination of Route 255, which operates between downtown St. Paul and the operations center."

Motion carried.

2009-54 - North Commuter Rail Fares Public Meeting

It was moved by Meeks and seconded by Sanda

"That the Metropolitan Council authorizes proposed Northstar Commuter Rail Fares as set forth below for public comment.

One-way cash fares

Big Lake \$8.00

Elk River \$6.00

Anoka \$4.00

Coon Rapids \$4.00

Fridley \$3.25

Non-downtown station-station \$3.25

On a demonstration basis, discounted off-peak, weekend and "Special Event" fares will be developed within or below these fare ranges in consideration of non-commute users, lower parking pricing and congestion levels in downtown Minneapolis during non-peak periods.

Motion carried.

2009-55 - Northstar Corridor Commuter Rail Subordinate Funding Agreement No. 10 with Minnesota Department of Transportation for East Platform Interlocking

It was moved by Meeks and seconded by Steffen

"That the Metropolitan Council authorize the Regional Administrator to negotiate and execute a subordinate funding agreement with the Minnesota Department of Transportation (MnDOT), in an amount not to exceed \$611,000, for reimbursement of costs incurred by the Metropolitan Council for construction services related to the Northstar Corridor Commuter Rail East Platform Interlocking project."

Motion carried.

2009-62 - Approval of Regional Dial-a-Ride Service Delivery Plan

It was moved by Meeks and seconded by Hilker

"That the Metropolitan Council approve the attached Regional Dial-a-Ride Service Delivery Plan."

Motion carried, with Wolter dissenting.

2009-79 SW - Northstar Fridley Station Ground Lease Memorandum of Understanding

It was moved by Meeks and seconded by Steffen

"That the Metropolitan Council authorize the Regional Administrator to execute the Memorandum of Understanding with the Fridley Housing and Redevelopment Authority and the Anoka County Regional Railroad Authority to generally agree among the parties responsibilities for the design, construction, ownership, operation and maintenance of the Fridley Station eastside park and ride and headhouse facilities in support of the Northstar Corridor Commuter Rail Project."

Motion carried.

2009-80 SW - Hiawatha Light Rail Transit Platform Extensions and Grade Crossing Control Upgrades, Projects 63730 and 65651

It was moved by Meeks and seconded by Sanda

"That the Metropolitan Council authorize the Regional Administrator to award and execute a contract with the lowest responsive and responsible bidder, Sheehy Construction, for the construction of the platform extensions and signal upgrades to the Hiawatha Light Rail Transit (HLRT) line at a cost of \$10,598,800."

Motion carried.

2009-84 SW - 2009-2012 TIP Amendment: Amend the TIP to include the five projects to be funded through the Economic Recovery and Reinvestment Program, TAB Action 2009-11

It was moved by Meeks and seconded by Wolter

"That the Metropolitan Council concur with the Transportation Advisory Board (TAB) action to amend the 2009-2011 Transportation Improvement Program (TIP) to include the following five projects to be funded through the Economic Recovery and Reinvestment Program (ERRP):

1. SP# 8214-142; TH 5 reconstruction in Oakdale, Lake Elmo, Baytown Twp. and Oak Park Heights;
2. SP# 2733-86; TH 100 rebuild lighting system from I-494 to Vernon Ave. in Edina;
3. SP# 1981-122; I-35W rebuild lighting system from Cliff Rd. in Burnsville to 106<sup>th</sup> St. in Bloomington;
4. SP# 2780-84; I-94 Fish Lake interchange living snow fence in Maple Grove;
5. SP# 2780-83; I-94 rebuild cable median barrier from Fish Lake interchange in Maple Grove to Hennepin/Wright County line."

Motion carried.



## **Other Business**

### Update on Budget / Economic Recovery

Wes Kooistra, Guy Peterson, Jason Willett and Any Vennewitz summarized each Department's suggestions for possible budget deficit interventions and economic recovery projects.

Council Member McFarlin commended the staff for their detailed work on very complex issues.

Chair Bell and Regional Administrator left the meeting at 5:15 pm. to catch a plane to Washington DC to visit members of the MN Congressional Delegation and FTA regarding CCLRT and economic recovery issues.

Council Member Scherer served as Acting Chair for the remainder of the meeting.

## **Reports**

### *Chair*

There was no report.

### *Council Members*

There was no report.

### *Regional Administrator*

There was no report.

### *General Counsel*

Assistant General Counsel Mark Thompson had no report.

## **Adjournment**

Business completed, the meeting adjourned at 5:36 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 February 25, 2009.

Approved this 11<sup>th</sup> day of March, 2009.

Sincerely,



Pat Curtiss, Secretary

