



## Metropolitan Council Meeting

Wednesday, March 25, 2009  
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>Other Business.....</b>	<b>1</b>
MnDOT Update on Urban Partnership Agreement (UPA) and I-35W Dynamically Priced Shoulders	1
<b>Business .....</b>	<b>1</b>
Joint Report of the Community Development, Transportation, and Management Committees .....	1
2009-57 - 2009 Unified Operating Budget Amendment	1
Joint Report of the Management, Environment, and Transportation Committees.....	2
2009-58 - 2009-2014 Capital Improvement Program and Capital Program and Budget Amendment	2
Committee Consent List.....	2
2009-08 - Change in Scope for Cleary Lake Regional Park maintenance shop grand (SG-2006-132) Three Rivers Park District	2
2009-82 - May Township 2030 Comprehensive Plan Update	3
2009-89 - Authorization to Award and Execute a Contract for Construction of I-SP-214 and I-SP-255 Interceptor Rehabilitation, MCES Project No. 800320, Contract No. 08P081	3
2009-90 - Authorization to Negotiate and Execute a Master Utility Agreement with the Minnesota Department of Transportation for Interceptor Modifications Necessitated by the TH610 Improvement Project – TH169 to Fernbrook Drive	3
2009-93 - Family Affordable Housing Program, American Recovery and Reinvestment Act (ARRA) Funding, Resolution 2009-04	3
2009-94 - Metropolitan Council Agricultural Preserves Program, 2008 Status Report	4
Report of the Management Committee .....	4
2009-91 - Authorization to Amend AVL Project Scope	4
Report of the Transportation Committee .....	4
2009-100 SW - Authorization to Amend AVL Project Scope	4
2009-102 SW - Construction Support Services for Hiawatha Light Rail Transit Projects, Projects 63730, 63701 & 65651	4
Report of the Environment Committee .....	4
Report of the Community Development Committee .....	4
Joint Report of the Community Development and Environment Committees .....	5
2009-47 - City of Shoreview 2030 Comprehensive Plan Update, Tier II Comprehensive Sewer Plan	5
2009-50 - City of Loretto 2030 Comprehensive Plan Update, Tier II Comprehensive Sewer Plan	5
2009-52 - St. Anthony 2030 Comprehensive Plan Update, Tier II Comprehensive Sewer Plan	5

<b>Other Business.....</b>	<b>6</b>
Update on Transportation Advisory Board (TAB) Actions	6
<b>Reports.....</b>	<b>6</b>
Chair.....	6
Council Members.....	7
Regional Administrator.....	7
General Counsel.....	7
<b>Adjournment.....</b>	<b>7</b>
<b>Part III - Certification.....</b>	<b>7</b>

## **Metropolitan Council Meeting**

Wednesday, March 25, 2009

Council Chambers

4:00 P.M.

### **Part I - Narrative**

#### **Attendance:**

Peter Bell, Chair; Tony Pistilli, Bob McFarlin, Polly Bowles, Peggy Leppik, Natalie Steffen, Kris Sanda, Georgeanne Hilker, Sherry Broecker, Rick Aguilar, Kirstin Sersland Beach

#### **Members absent:**

Roger Scherer, Annette Meeks, Lynette Wittsack, Daniel Wolter, 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 4:05 p.m. It was moved by Steffen, seconded by Broecker, to approve the agenda. Motion carried.

#### **Minutes**

It was moved by Hilker, seconded by Broecker, to approve the minutes of the Metropolitan Council Meeting of March 11, 2009. Motion carried.

#### **Public Invitation**

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

### **Part II – Exhibits**

#### **Other Business**

##### [MnDOT Update on Urban Partnership Agreement \(UPA\) and I-35W Dynamically Priced Shoulders](#)

Nick Thompson, Director of the MnDOT Office of Policy Analysis, Research and Innovation, presented a program update on Minnesota's part of the U.S. Department of Transportation initiative to fight congestion. Minnesota was one of five communities awarded UPA funds that combine \$133M in Federal funds with \$50M in state funds for 24 different projects and initiatives. Most projects are started and will be completed this year. The major focus is on I-35W, Highway 77 and downtown Minneapolis.

#### **Business**

##### *Joint Report of the Community Development, Transportation, and Management Committees*

##### [2009-57 - 2009 Unified Operating Budget Amendment](#)

It was moved by Peterson and seconded by Steffen

"That the Metropolitan Council

- amend the 2009 Unified Operating Budget as indicated and in accordance with attached tables;

- amend the 2008 Unified Operating Budget as indicated and in accordance with attached tables.”

Motion carried on the following roll call:

	<b>Yes</b>		<b>No</b>	<b>Absent</b>
Pistilli	Leppik	Broecker		Scherer
McFarlin	Steffen	Aguilar		Meeks
Peterson	Sanda	Sersland Beach		Wittsack
Bowles	Hilker	Bell		Wolter
				Dist 16 vacant
<b>TOTAL</b>	<b>12</b>			<b>5</b>

*Joint Report of the Management, Environment, and Transportation Committees*  
[2009-58](#) - 2009-2014 Capital Improvement Program and Capital Program and Budget Amendment

It was moved by Peterson and seconded by Sanda

"That the Metropolitan Council:

- amend the 2009 Authorized Capital Program (Multi-year authorization) by adding or deleting spending authority as follows:

Metro Transit	\$ 40,836,715
Metropolitan Transportation Services	(\$ 3,596,697)
Environmental Services	\$ 0

- amend the 2009 Capital Budget (annual appropriation) by increasing spending authority as follows:

Metro Transit	\$ 32,541,509
Metropolitan Transportation Services	\$ 43,160
Environmental Services	\$ 0

- approve new projects and transfers between capital projects as detailed in Attachment.”

Motion carried on following roll call:

	<b>Yes</b>		<b>No</b>	<b>Absent</b>
Pistilli	Leppik	Broecker		Scherer
McFarlin	Steffen	Aguilar		Meeks
Peterson	Sanda	Sersland Beach		Wittsack
Bowles	Hilker	Bell		Wolter
				Dist 16 vacant
<b>TOTAL</b>	<b>12</b>			<b>5</b>

*Committee Consent List*

[2009-08](#) - Change in Scope for Cleary Lake Regional Park maintenance shop grand (SG-2006-132) Three Rivers Park District

It was moved by Broecker and seconded by Steffen

"That the Metropolitan Council: authorizes a change in the scope of grant SG-2006-132 to construct a 600 square foot maintenance building at Cleary Lake Regional Park and directs Council staff to execute an amendment to the grant agreement that reflects this change in scope."

Motion carried.

2009-82 - May Township 2030 Comprehensive Plan Update

It was moved by Broecker and seconded by Steffen

"That the Metropolitan Council adopt the attached Review Record, Advisory Comments and the following:

**Recommendation of the Community Development Committee:**

1. Authorize May Township to put its 2030 Comprehensive Plan Update into effect;
2. Advise the Township to:
  - a. forward a final copy of the Water Resources Management Plan when it is adopted
  - b. Inform the Council of the dates the Rice Creek, Browns Creek and Carnelian Marine St. Croix watershed districts and the Township adopt the final Water Resources Management Plan."

Motion carried.

2009-89 - Authorization to Award and Execute a Contract for Construction of I-SP-214 and I-SP-255 Interceptor Rehabilitation, MCES Project No. 800320, Contract No. 08P081

It was moved by Broecker and seconded by Steffen

"That the Metropolitan Council authorize its Regional Administrator to award and execute a construction contract for 1-SP-214 and 1-SP-255 Interceptor Rehabilitation, Project No. 800320, Contract No. 08P081, with Lametti & Sons, Inc. for their low bid of \$2,927,370."

Motion carried.

2009-90 - Authorization to Negotiate and Execute a Master Utility Agreement with the Minnesota Department of Transportation for Interceptor Modifications Necessitated by the TH610 Improvement Project – TH169 to Fernbrook Drive

It was moved by Broecker and seconded by Steffen

"That the Metropolitan Council authorize the Regional Administrator to negotiate and execute a Master Utility Agreement with the Minnesota Department of Transportation (MnDOT) for modification of the Elm Creek Interceptor (900410) facilities located in the vicinity of the proposed TH 610 improvements Project – TH 169 to Fernbrook Drive."

Motion carried.

2009-93 - Family Affordable Housing Program, American Recovery and Reinvestment Act (ARRA) Funding, Resolution 2009-04

It was moved by Broecker and seconded by Steffen

"That the Metropolitan Council approve the receipt and expenditure of \$212,000 in American Recovery and Reinvestment Act (ARRA) Funding from the U.S. Department of Housing and Urban Development (HUD) for capital improvement to the public housing units that comprise the Council's Family Affordable Housing Program (FAHP), and that the Metropolitan Council authorize the Chair to execute the attached HUD Board Resolution Form."

Motion carried.

2009-94 - Metropolitan Council Agricultural Preserves Program, 2008 Status Report

It was moved by Broecker and seconded by Steffen

"That the Metropolitan Council Accept the 2008 Status Report to forward to the Minnesota Legislature and to the Minnesota Department of Agriculture."

Motion carried.

*Report of the Management Committee*

2009-91 - Authorization to Amend AVL Project Scope

It was moved by Peterson and seconded by Pistilli

"That the Metropolitan Council approve the new Policy Number 3-6 Information Security."

Motion carried.

*Report of the Transportation Committee*

2009-100 SW - Authorization to Amend AVL Project Scope

It was moved by McFarlin and seconded by Bowles

"That the Metropolitan Council amend the project scope approved in Business Item 2008-248 for the Regional Fleet AVL contract to include Metro Transit."

Motion carried.

2009-102 SW - Construction Support Services for Hiawatha Light Rail Transit Projects, Projects 63730, 63701 & 65651

It was moved by McFarlin and seconded by Peterson

"That the Metropolitan Council Authorize the Regional Administrator to award and execute a professional services contract with CSSI (Construction Support Services, Inc.) for Construction Support Services during construction of the Hiawatha Light Rail Transit (HLRT) projects at a cost not to exceed \$322,000."

Motion carried.

*Report of the Environment Committee*

Items are on the Consent List and Joint Report.

*Report of the Community Development Committee*

Items are on the Consent List and Joint Report.

**Joint Report of the Community Development and Environment Committees**  
**2009-47 - City of Shoreview 2030 Comprehensive Plan Update, Tier II Comprehensive Sewer Plan**

It was moved by Steffen and seconded by Sanda

"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 Shoreview to put its 2030 Comprehensive Plan Update into effect with no modifications.
2. Request that the City forward the date that the City Council adopts the final local surface water management plan (WMP), and the dates on which the watersheds approve the WMP.
3. Require the City to formally adopt the Update within nine months, and provide two adopted copies, with the City Council Resolution to the Council (per MN Statutes 473.864).
4. Require that the City submit any updated ordinances and controls intended to help implement the Update to the Council.
5. Advise the City to participate in the Metropolitan Airports Commission public input process for the Anoka County-Blaine Airport's long-term comprehensive plan.

**Recommendations of the Environment Committee:**

1. Approve the City of Shoreview's 2030 Tier II Comprehensive Sewer Plan.
2. Request that the City forward the City Council resolution adopting the Tier II Sewer Plan to the Council."

Motion carried.

**2009-50 - City of Loretto 2030 Comprehensive Plan Update, Tier II Comprehensive Sewer Plan**

It was moved by Steffen and seconded by Bowles

"That the Metropolitan Council adopt the attached Advisory Comments and Review Record, and the following:

**Recommendation of the Community Development Committee:**

1. Authorize the City of Loretto to put its 2030 Comprehensive Plan Update into effect;
2. Advise the City to:
  - a. inform the Council of the dates when the Pioneer Sarah Creek Watershed Management Commission approves the final version of the Local Surface Water Management Plan, the date the City adopts the plan and send a final copy of the plan.
  - b. continue to implement conservation programs targeted at reducing residential water use.

**Recommendation of the Environment Committee:**

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

Motion carried.

**2009-52 - St. Anthony 2030 Comprehensive Plan Update, Tier II Comprehensive Sewer Plan**

It was moved by Steffen and seconded by Hilker

"That the Metropolitan Council adopt the attached Advisory Comments and Review Record, and the following:

**Recommendation of the Community Development Committee:**

1. Authorize the City of St. Anthony to put its 2030 Comprehensive Plan Update into effect;
2. Advise the City to:
  - a. Revise the Update to reflect the corrections listed for transportation.
  - b. Notify the Council when the wastewater diversion structure at Council Meter M105 is abandoned in 2009.
  - c. Inform the Council when the watersheds approved the City's Water Resources Management Plan (WRMP), and send the Council a copy of the final WRMP if it has been revised since the Council's September 2008 review.
  - d. Continue to implement conservation programs targeted at reducing residential water use.

**Recommendation of the Environment Committee:**

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

Motion carried.

## **Other Business**

### Update on Transportation Advisory Board (TAB) Actions

Arlene McCarthy, Director of Metropolitan Transportation Services, talked about the Transportation Advisory Board (TAB) actions to amend the 2009-2012 Transportation Improvement Program (TIP) to include MnDOT projects that may be funded using American Recovery and Reinvestment Act (ARRA) funds. Project readiness is MnDOT's top priority to use available funds. TH610 project has been selected. The I-494/169 interchange project is among those being considered and will come before the TAB on April 15. Council staff continues discussions with MnDOT to determine whether the Federal Highway Administration will support a lower-cost plan for this interchange.

Chair Bell and Council Members expressed support for TH610 and I-494/169 interchange. Chair Bell noted the Council position is not a dissatisfaction with the smaller projects under consideration, but rather a strong support for the larger project, the I-494/169 interchange.

## **Reports**

### *Chair*

Chair Bell reported he:

- and Regional Administrator Weaver began the Council Member breakfasts this week by meeting with Council Members Bowles, Leppik, Meeks and Wittsack. Other meetings have been scheduled in upcoming weeks;
- spoke Wednesday at the Minneapolis BOMA luncheon;
- testified before Senate / House Transportation Committees;
- spoke on workplace diversity at the Council's management session
- continues involvement on CCLRT-related issues, i.e. MPR, OMF



### *Council Members*

Council Members McFarlin and Aguilar attended the kick-off meeting of the Policy Advisory Committee for the 2009 Minnesota Comprehensive Statewide Freight and Passenger Rail Plan. The public outreach plan will be launched with an April public open house.

The Rail Plan website is <http://www.dot.state.mn.us/planning/railplan/>

Council Member Leppik reported she and Council Member Meeks attended the Metro Transit Award Brunch, honoring the Council's top drivers and thanked the drivers for providing customers with a quality riding experience.

### *Regional Administrator*

There was no report.

### *General Counsel*

There was no report.

### **Adjournment**

Business completed, the meeting adjourned at 5:07

### **Part III - Certification**

I hereby certify that the foregoing narrative and exhibits constitute a true and accurate record of the Metropolitan Council Meeting of March 25, 2009.

Approved this 8th day of April, 2009.

Respectfully submitted,

Pat Curtiss  
Secretary