



## Metropolitan Council Meeting

Wednesday, October 27, 2010

Robert Street Council Chambers

4:00 P.M.

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**Metropolitan Council Meeting**

Wednesday, October 27, 2010

Council Chambers

4:00 P.M.

**Part I - Narrative**

**Attendance:**

Peter Bell, Chair; Roger Scherer, Robert McFarlin, Craig Peterson, Peggy Leppik, Lynette Wittsack, Natalie Steffen, Kris Sanda, Georgeanne Hilker, Sherry Broecker, Rick Aguilar, Kirstin Sersland Beach, Wendy Wulff

Members absent: Tony Pistilli, Polly Bowles, Annette Meeks, Daniel Wolter

**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 Broecker, seconded by Wittsack to approve the agenda, as amended. Motion carried.

**Minutes**

It was moved by Leppik, seconded by Wittsack, to approve the minutes of the Metropolitan Council Meeting of October 13, 2010. 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*

2010-346 - Authorization to Execute Grant Agreements with SouthWest Transit and MVTA

It was moved by Sanda and seconded by Broecker

"That the Metropolitan Council authorize the Regional Administrator to execute grant agreements with SouthWest Transit and MVTA for the following projects and amounts:

Agency	Project	Grant Amount
SouthWest Transit	SW Station Debt (Principal Only)	\$275,307
MVTA	Burnsville Bus Garage COP Payoff	\$330,000
MVTA	Eagan Bus Garage Expansion	\$1,000,000

Motion carried.

2010-352 - Revision of Debt Management Policy (3-1-2)

It was moved by Sanda and seconded by Broecker

"That the Metropolitan Council approve revision of the Debt Management Policy as outlined to provide definitions and benchmarks for current and advance refunding."

Motion carried.

2010-353 - Ratification of Emergency Declaration for Flood Preparation and Protection

It was moved by Sanda and seconded by Broecker

"That the Metropolitan Council ratify the attached Justification for and Declaration of Emergency for flood preparation and protection."

Motion carried.

2010-354 - Acceptance of Reserve Capacity / Sewer Availability Charge (SAC) Task Force Report

It was moved by Sanda and seconded by Broecker

"That the Metropolitan Council : i) accepts the 2010 Reserve Capacity/Sewer Availability Charge (SAC) Task Force Report and ii) authorizes staff to develop the recommendations into specific proposals, subject to later Council adoption."

Motion carried.

2010-355 - Adoption of Sewer Availability Charge (SAC) Rates, and Authorization to Negotiate and Execute Wastewater Service Agreement with the City of East Bethel

It was moved by Sanda and seconded by Broecker

"That the Metropolitan Council

1. adopts an initial base SAC rate\* of \$3,300 for the rural growth center community of East Bethel, subject to the community entering into an agreement on this matter with the Council;
2. authorizes the Regional Administrator to enter into an agreement with the community of East Bethel to specify terms for contingent loans for part of the reserve capacity charges and other SAC matters, including but not limited to the terms on Attachment A."

\*Rates are per residence or residential equivalent capacity,

per SAC rules. Discounts will apply in the same manner to this base SAC rate as to the urban SAC rate.

Motion carried.

2010-356 - Authorization to Negotiate and Execute Construction Cooperation Agreement with the City of Corcoran for Improvements to the SE Corcoran Extension of Elm Creek Interceptor, Project 900440

It was moved by Sanda and seconded by Broecker

"That the Metropolitan Council authorizes its Regional Administrator to negotiate and execute a Construction Cooperation Agreement with the City of Corcoran for improvements to the SE Corcoran Extension of Elm Creek Interceptor, Project 900440."

Motion carried.

2010-357 - Authorization to Award and Execute a Contract for Waste Incinerator Ash Disposal Services at the Metro and Seneca Wastewater Treatment Plants

It was moved by Sanda and seconded by Broecker

"That the Metropolitan Council authorize the Regional Administrator to execute a contract with SKB Environmental for \$793,600 to provide waste incinerator ash disposal services at the Metro and Seneca Wastewater Treatment Plants for the period January 1, 2010 through December 31, 2012."

Motion carried.

2010-358 - Authorization for Sole Source Procurement of Parts and Services from AndritzBird, Inc., for Seneca Wastewater Treatment Plant

It was moved by Sanda and seconded by Broecker

"That the Metropolitan Council authorizes its Regional Administrator to purchase the necessary parts and services from AndritzBird, Inc. for the routine maintenance and repair of five 'Humboldt Wedag' centrifuges in service at the Seneca Wastewater Treatment Plant, in an amount not to exceed \$500,000 over a five-year period."

Motion carried.

2010-361 - Utility Allowance Revisions for the Section 8 Housing Choice Voucher

It was moved by Sanda and seconded by Broecker

"That the Metropolitan Council approve the attached 2010-2011 Section 8 Utility Allowance Schedule effective November 1, 2010 for use by the Metro HRA in the administration of the Section 8 Housing Choice Voucher and other Rent Assistance Programs."

Motion carried.

*Report of the Community Development Committee*

Community Development Committee Items are on Consent List and Joint Report.

*Joint Report of the Community Development and Environment Committees*

2010-359 - City of Medicine Lake 2030 Comprehensive Plan Update, Review No. 20375-1, Tier II Comprehensive Sewer Plan

It was moved by Aguilar and seconded by Wulff

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

1. authorize the City of Medicine Lake to put its 2030 Comprehensive Plan Update into effect;
2. adopt the revised forecasts as detailed in Table 2 of the attached Review Record;
3. advise the City to:
  - a. participate in Council activities to monitor redevelopment in Developed Communities;
  - b. implement the advisory comments in the forecast, housing, and surface water management sections of the Review Record;
4. approve the City of Medicine Lake's Tier II Comprehensive Sewer Plan."

Motion carried.

*Report of the Environment Committee*

Environment Committee Items are on the Consent List and Joint Report.

*Report of the Transportation Committee*

2010-345 - Authorization to Purchase 25 Sixty-Foot Articulated Transit Buses

It was moved by McFarlin and seconded by Peterson

"That the Metropolitan Council authorize the Regional Administrator to execute a purchase agreement with New Flyer of America using State of Minnesota Contract No. 442668 for the purchase of 25 replacement articulated buses in an amount not to exceed \$17,059,622.25, contingent on satisfactory results from the Pre-Award Buy America Audit."

Motion carried.

2010-350 - Arterial Transitway Corridors Study

It was moved by McFarlin and seconded by Hilker

"That the Metropolitan Council authorize the Regional Administrator to execute a professional services contract for planning, concept design, and forecasting relative to the Arterial Transitway Corridors Study, at a cost of \$324,363."

Motion carried.

2010-370 SW - Rail Support Facility, Change Order Allowance

It was moved by McFarlin and seconded by Peterson

"That the Metropolitan Council authorize the Regional Administrator to increase the Contract Price for contract number 09P025, for the construction of the Rail Support Facility, a cumulative amount of up to 10% of the original Contract Price."

Motion carried.

*Report of the Management Committee*

The Management Committee Item was on the Consent List.

**Other Business**

2010-344 - Adopting the Metropolitan Council's Public Comment Drafts of the 2011 Unified Operating Budget and 2011 Unified Capital Program

It was moved by Scherer and seconded by Broecker

"That the Metropolitan Council adopt the Public Comment Drafts of the 2011 Unified Operating Budget and 2011 Unified Capital Program."

Chair Bell noted the Metropolitan Council will accept public comment on the 2011 Unified Operating Budget and 2011 Unified Capital Program through 5:00 PM on December 7, 2010, with Council adoption on December 8, 2010.

Motion carried.

2030 Transportation Policy Plan Discussion

Arlene McCarthy, Director of Metropolitan Transportation Services(MTS), led the Council through the 2030 Transportation Policy Plan Update Comment Report. Staff will make minor and proposed changes to the Report, which will be on the November 8 Transportation Committee agenda, with final Council adoption on November 10.

Chair Bell acknowledged MTS staff Arlene McCarthy, Amy Vennewitz, Carl Ohrn, and Connie Kozlak and Communications Outreach Coordinator Michelle Fure for their tireless work in coordinating and implementing the TPP update process.

**Reports**

*Chair*

Chair Bell reported he has been focused on TPP discussions.

*Council Members*

There were no reports.

*Regional Administrator*

Regional Administrator responded to inquiries about Council member term expirations. Statutorily, Council member terms expire when a replacement is named. Chair Bell reported he submitted his letter of resignation to Governor Pawlenty, effective January 3, 2011.

*General Counsel*

Assistant General Counsel Dave Theisen reported receiving notification from the District Court that the Regents of the University of MN lawsuit against the Metropolitan Council has been dismissed without prejudice.

**Adjournment**

Business completed, the meeting adjourned at 5:40 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 October 27, 2010.

Approved this 10th day of November, 2010.

Respectfully submitted,



Pat Curtiss  
Secretary

