



## **Metropolitan Council Meeting**

Wednesday, May 25, 2011  
Robert Street Council Chambers  
4:00 PM

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## **Metropolitan Council Meeting**

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Council Chambers

4:00 PM

### **Part I - Narrative**

#### **Attendance:**

Chair Susan Haigh, James Brimeyer, Steven Chávez, Jon Commers, Gary Cunningham, John Doan, Adam Duininck, Steven Elkins, Rich Kramer, Harry Melander, Jennifer Munt, Edward Reynoso, Sandra Rummel, Lona Schreiber, Roxanne Smith, Gary Van Eyll

Members absent: Wendy Wulff

#### **Call to Order and Approval of Agenda**

A quorum being present, the Chair called the regular meeting of the Metropolitan Council to order at 4:00 p.m. It was moved by Reynoso, seconded by Cunningham to approve the agenda. Motion carried.

#### **Minutes**

It was moved by Commers, seconded by Chávez to approve the minutes of the Metropolitan Council Meeting of May 11, 2011. 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*

##### 2011-126 Metro Mobility Service Agreements SFY2011-2013

It was moved by Chávez and seconded by Munt,

"That the Metropolitan Council authorizes the Regional Administrator to negotiate and execute contracts for Americans with Disabilities Act (ADA) paratransit service with two transit providers, not to exceed the following amounts for the period July 1, 2011 through June 30, 2013:

DARTS (Dakota County)	\$6,701,366
Human Services, Inc. (HSI - Washington Co.)	\$1,189,967"

Motion carried.

2011-127 - Amendments to ADA and Transit Link Dial-a-Ride Transit Service Agreements with Scott and Anoka Counties

It was moved by Chávez and seconded by Munt,  
"That the Metropolitan Council authorize the Regional Administrator to negotiate and execute amendments to agreement #10P119 with Anoka County and agreement #1091188 with Scott County for Americans with Disabilities Act (ADA) paratransit service and Transit Link dial-a-ride service in the following amounts and extend the current term from June 30, 2011 to December 31, 2011:

<u>Service Provider</u>	<u>Amendment Request</u>	<u>New Contract Total</u>
Anoka County Traveler	\$915,000	\$3,660,100
Smart Link (Carver/Scott Counties)	\$853,970	\$3,415,870"

Motion carried.

2011-128 - Americans with Disabilities Act (ADA) DARTS Contract Amendment #2

It was moved by Chávez and seconded by Munt,  
"That the Metropolitan Council authorizes the Regional Administrator to amend contract number 10P062 with DARTS, for the provision of ADA service, by \$95,000 for a new contract total of \$4,000,500."

Motion carried.

2011-129 - Highway 36 and Rice Street Park-and-Ride -- Interagency Agreement with Ramsey County

It was moved by Chávez and seconded by Munt,  
"That the Metropolitan Council authorize the Regional Administrator to negotiate and execute an Interagency Agreement with Ramsey County relative to the construction of roadway improvements for access to a proposed Highway 36 and Rice Street Park-and-Ride."

Motion carried.

2011-132 - Authorization to Award and Execute a Purchase Order Contract for Metro Plant East Final Settling Tanks Sludge Collection System Equipment; MCES Project No. 805920; Contract No. 10P322

It was moved by Chávez and seconded by Munt,  
"That the Metropolitan Council authorizes its Regional Administrator to award and execute a Purchase Order Contract for Metro Plant East Final Settling Tanks Sludge Collection System Equipment; MCES Project No. 805920; Contract No. 10P322, with Polychem Systems in the amount of \$1,664,838.94."

Motion carried.

2011-133 - Authorization to Negotiate and Execute an Engineering Services Agreement for MCES Solids Processing Improvements Projects, MCES Project No. 805989, 806210, 800509, Contract No. 11P038

It was moved by Chávez and seconded by Munt,

"That the Metropolitan Council authorizes its Regional Administrator to negotiate and execute an Engineering Services Agreement in the amount of \$5,500,000 with Brown and Caldwell (B&C) for MCES Solids Processing Improvements Projects, MCES Project No. 805900,806210 and 800509, Contract No. 11P038."

Motion carried.

2011-134 - Authorization to Negotiate and Execute a Cooperative Agreement with the City of Golden Valley, MCES Project No. 805700

It was moved by Chávez and seconded by Munt,

"That the Metropolitan Council authorizes its Regional Administrator to negotiate and execute a cooperative agreement, between the Council and the City of Golden Valley, for the Design of a portion of a Force Main and appurtenances at a cost not to exceed \$250,000."

Motion carried.

2011-137 - Park Acquisition Opportunity Fund Grant to acquire 1 acre for Lebanon Hills Regional Park, Dakota County

It was moved by Chávez and seconded by Munt,

"That the Metropolitan Council authorize a grant of up to \$442,763 from the Parks and Trails Fund Acquisition Account in the Park Acquisition Opportunity Fund to Dakota County to partially finance the acquisition of the 1 acre Shaddock Trust Property (1286 Carriage Hills Drive) in Lebanon Hills Regional Park. The grant should be financed with:

\$157,238 from the FY 2011 Parks and Trails Fund appropriation  
\$285,525 Metropolitan Council bonds."

Motion carried.

2011-138 - Boundary Amendment to Cottage Grove Ravine Regional Park Master Plan and Amendment to Land Exchange Agreement for City/County Service Centers, Washington County

It was moved by Chávez and seconded by Munt,

"That the Metropolitan Council:

1. Approve the addition of parcels 10A and 10B to the Cottage Grove Ravine Regional Park master plan.
2. Authorize the Regional Administrator to sign the First Amendment to the Land Exchange Agreement between the Metropolitan Council and Washington County shown in Attachment 3."

Motion carried.

2011-139 - Change in scope of Grants SG-2010-095 and SG-2010-104, Winter Recreation Area at Lake Elmo Park Reserve, Washington County

It was moved by Chávez and seconded by Munt,

"That the Metropolitan Council authorize an amendment to grants SG-2010-095 and SG-2010-104 which changes the scope of the grants by replacing reference to remodeling a barn for a trailhead with constructing a new trailhead facility for the Winter Recreation Area at Lake Elmo Park Reserve.."

Motion carried.

2011-140 - Park Acquisition Opportunity Fund Grant to acquire conservation easement on 1.1 acre for Lebanon Hills Regional Park, Dakota County

It was moved by Chávez and seconded by Munt,

"That the Metropolitan Council authorize a grant of up to \$13,050 from the Environment and Natural Resources Trust Fund Acquisition Account in the Park Acquisition Opportunity Fund to Dakota County to partially finance the acquisition of a permanent easement on the 1.1 acre Urban parcel in Lebanon Hills Regional Park. The grant should be financed with:

\$7,830 from the 2009 Environment and Natural Resources Trust Fund appropriation

\$5,220 from Metropolitan Council bonds"

Motion carried.

2011-141 - Change in scope of Grant SG-2010-084, picnic shelter project at Keller Regional Park, Ramsey County

It was moved by Chávez and seconded by Munt,

"That the Metropolitan Council authorize an amendment to grant SG-2010-084 which changes the scope of the grant as follows:

At Keller Regional Park, design services, construction plan preparation, project permitting and construction of additional site improvements for Golf View and Round Lake picnic shelter development and throughout the park including:

- Trail--Redevelop trails for improved conditions and Americans with Disabilities Act (ADA) access.
- Sidewalk Improvements—Redevelop sidewalks for improved condition and connections.
- Retaining Walls—Extensive grading for improved ADA access and shelter development required the use of retaining walls.
- Utility Connections—Modification to the water and electric utility connections are required due to extensive site grading for the shelter development.
- Landscaping/Site Restoration—Additional landscape enhancements and site restoration is required for improved trail and sidewalk connections, utility improvements and extensive grading for the shelter development.”

Motion carried.

*Report of the Transportation Committee*

Items on consent list.

*Report of the Joint Transportation and Management Committees*

2011-124 - Request for Approval of Central Corridor Light Rail Transit (CCLRT) Cash Flow Financing Plan

It was moved Brimeyer and seconded by Chávez,

"That the Metropolitan Council authorize the Regional Administrator to execute a Cash Flow Financing Plan (the "Plan") for the Central Corridor Light Rail Transit project (the "CCLRT") during the years of 2011-2016, such Plan being comprised of the following:

1. Issue General Obligation (Revenue) Grant Anticipation Notes (the "G.O. GANs") at various dates, and in various amounts, to provide cash to cover expenses for the CCLRT project, pending receipt of federal grant payments, and, separately present each GANs issuance resolution to the Council for approval;
2. Without limit to frequency, borrow from the Council internal investment pool in a maximum amount of up to \$60 million at any one point in time;
3. Utilize Metro Transit available bond arbitrage reserve dollars to fund interest expense on internal borrowings (loans) when such expense is net of cumulative project interest revenue not associated with the G.O. GANs; and,
4. A report on the Plan's results will be provided quarterly to the Management and Transportation Committees."

Motion carried.

*Report of the Community Development Committee*

2011-142 - Resolution 2011-11 Supporting Participation in "Anchoring Equity to Achieve Sustainable Outcomes" An Event Planned by the Corridors of Opportunity Community Engagement Team

It was moved by Cunningham and seconded by Munt,

"That the Metropolitan Council adopt the attached resolution supporting the opportunity for the Council members and the Corridors of Opportunity policy board to participate in a discussion of racial and economic equity with national experts Angela Glover-Blackwell and John Powell."

Motion carried.

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*Report of the Environment Committee*

2011-131 - Authorization for Reserve Designation

It was moved by Rummel and seconded by Van Eyll,

"That the Metropolitan Council authorizes designation of \$15.3 million within the wastewater operations and contingency reserve fund for use to fund a Sewer Availability Charge (SAC) shift for 2012 and for anticipated future SAC shifts."

Motion carried.

*Report of the Management Committee*

2011-123 - Minnesota State Retirement System Program Unclassified Retirement Plan Resolution

It was moved by Brimeyer and seconded by Chávez,

"That the Metropolitan Council approve the attached resolution changing certain designated position titles in the Minnesota State Retirement System Unclassified Plan."

Motion carried.

**Other Business**

Information. Census 2010: The Household Picture

Libby Starling, Manager of Research, gave a presentation on the updated demographic information that recently became available, which contains city level data on age, household structure and residential tenure.

## **Reports**

### *Chair*

Chair Haigh mentioned that there is a need for two more Council Members to serve on the Audit Committee. Interested members should contact Chair Haigh.

Chair Haigh reported that the legislative session is now over and there is no approved budget. Chair Haigh asked Judd Schetnan, Director of Government Affairs to give an update of the session.

Judd Schetnan reported that the session ended on May 23 without a budget deal made. The bills that came through from the legislature were vetoed by the Governor. Judd distributed a letter from the Governor to the Speaker of the House, which explains the reasons for vetoing House File 1140, which would include a huge cut to transit services. Other bills vetoed that would affect the Council were the Environmental Resources bill and the Legacy bill, which would affect regional parks and water supply funding. A bonding bill also did not pass. At this time, there is not a date scheduled for a special session. Chair Haigh mentioned she has met with the Committee Chairs, along with the Governor, and the next step is that the Council and other State agencies will work on contingency planning, as we will need to maintain all the critical services needed in case nothing is signed by the end of the budget year, which is July 1. Chair Haigh thanked Judd for his work up at the Capitol.

Chair Haigh reported on some of her and other Council member's recent meetings, which included:

- Met with Scott County administrator, along with Council Member Van Eyll and staff.
- Chair Haigh and several council members recently met with the Dakota County Board.
- Attended the monthly CTIB meeting on May 18.
- Chair Haigh was on a panel at the ULI Housing Summit on May 24.
- SWLRT Management Committee met today. The main topic of discussion was the St. Louis Park Freight Rail relocation.
- Corridors of Opportunity also held their monthly meeting today.

### *Council Members*

Council members reported on some of their activities, which included:

- Council Member Reynoso met with the cities of Andover and East Bethel.
- Council Member Đoàn, along with Elkins and Smith, attended the CTS Research Conference; Đoàn attended the MN GO Workshop; and attended with Elkins a mileage based user fee session. Đoàn reported on the upcoming event for the E-Work Place program, which will be held 6/21.
- Council Member Rummel attended the recent Clean Water Council meeting; and the St. Paul Chamber's Regional Meeting (with Đoàn). Rummel mentioned that the League of Women voters are having visitors from another country in to learn about infrastructure. One of their visits will be to the Wastewater Treatment Facility.



- Council Member Kramer reported the St. Paul Inspections and Safety Dept. would like to try a form of pigeon control on the Met Council building downtown St. Paul. Kramer referred the request to Pat Born.
- Council Member Commers attended a meeting with the City of St. Paul; he also met with the neighborhood organizations that are measuring the business dynamic along the Central Corridor. This group will work with the Council to compare and share information.
- Council Member Elkins attended the Bloomington Chamber meeting; and an Economic Development Forum held in Bloomington.
- Council Member Brimeyer discussed his recent trip to the Ukraine.

### *Regional Administrator*

Regional Administrator Pat Born reported that the Council Member workshop will be held on June 29. There will a facilitator for the workshop, Sue Hall, who will be in contact with each Council member the week of June 13 to discuss ideas for the workshop.

### *General Counsel*

No Report.

### **Adjournment**

Business completed, the meeting adjourned at 5:35 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 May 25, 2011.

Approved this 15th day of June, 2011.

Respectfully submitted,



Dawn Hoffner  
Recording Secretary