



Metropolitan Council Meeting

Wednesday, October 26, 2011

Robert Street Chambers

4:00 PM

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Metropolitan Council Meeting

Wednesday, October 26, 2011

Council Chambers

4:06 PM

Part I - Narrative

Attendance:

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

Members absent: John Doan

Call to Order and Approval of Agenda

A quorum being present, Chair Haigh called the regular meeting of the Metropolitan Council to order at 4:06 p.m. It was moved by Chávez seconded by Rummel to approve the agenda. Motion carried.

Minutes

It was moved by Van Eyll, seconded by Chávez to approve the minutes of the Metropolitan Council Meeting of October 12, 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

2011-262 - Authorization to Purchase Light Rail Vehicle Level Sensor Replacements

It was moved by Cunningham and seconded by Munt,

“That the Metropolitan Council authorizes the Regional Administrator to purchase Knorr Brake replacement parts for the Hiawatha Rail Line on a sole source basis in an amount not to exceed \$350,000 over a one-year period.”

Motion carried.

2011-266 - Central Corridor Light Rail Transit (Green Line) and Northstar: Operations and Maintenance Agreement with Minnesota Department of Transportation for Bridges and Structures

It was moved by Cunningham and seconded by Munt,

“That the Metropolitan Council authorize the Regional Administrator to negotiate and execute an amendment to the Operations and Maintenance Agreement with the Minnesota Department of Transportation (MnDOT) to delineate maintenance responsibility of the bridges and structures located on State Right of Way along the alignments of the Central Corridor Light Rail Transit (CCLRT) and the Hiawatha LRT (HLRT) Extension near the Northstar Commuter Line.”

Motion carried.

2011-270 Authorization to Exercise Contract Options with Motor Coach Industries

It was moved by Cunningham and seconded by Munt,

“That the Metropolitan Council authorize the Regional Administrator to exercise an existing contract option on contract #08P114 with Motor Coach Industries (MCI) to purchase one coach bus in an amount not to exceed \$550,000.”

Motion carried.

2011-272 - Central Corridor Light Rail Transit (Green Line) Subordinate Funding Agreement with Board of Water Commissioners of the City of St. Paul

It was moved by Cunningham and seconded by Munt,

“That the Metropolitan Council authorize the Regional Administrator to negotiate and execute a Subordinate Funding Agreement (SFA) #4 in an amount not to exceed \$525,000 under the existing Master Funding Agreement to allow the Council to reimburse the Board of Water Commissioners of the City of St. Paul.”

Motion carried.

2011-273 - Central Corridor Light Rail Transit (Green Line) Change Order with Walsh Construction for Segment Two Temporary Water

It was moved by Cunningham and seconded by Munt,

“That the Metropolitan Council:

- Authorize the Regional Administrator to execute a change order with Walsh Construction for \$2.5 million to provide for St. Paul Regional Water Services (SPRWS) temporary water service requirements along the Civil East Corridor in St. Paul for the Civil East Construction Contract, and
- Authorize an additional \$2.5 million above the standard 5% allowable and previously requested contract change order contingency reserve.”

Motion carried.

2011-274 - Transportation Management Organizations (TMOs) Sub grant Agreement Amendments for 2012

It was moved by Cunningham and seconded by Munt,

“To authorize the Regional Administrator to execute amendments to four sub grant agreements with the regional Transportation Management Organizations (TMOs) for the pass through of federal Congestion Mitigation Air Quality (CMAQ) funds for the period of January 1, 2012 – October 31, 2012 in an amount not to exceed \$849,710.”

Motion carried

2011-275 - Authorization to Award Contract for the Council Subsidized Vanpool Program

It was moved by Cunningham and seconded by Munt,

“That the Metropolitan Council authorize the Regional Administrator to execute a contract with Enterprise Leasing Company of Minnesota, LLC, to provide the Council’s subsidized vanpool program from March 1, 2012 to February 28, 2017 in an amount not to exceed \$2,798,000.”

Motion carried

2011-277 - Procurement of Metro Mobility Buses – 2012

It was moved by Cunningham and seconded by Munt,

“That the Metropolitan Council authorize the Regional Administrator to execute a purchase agreement with:

1. North Central Bus Sales (MNDOT Contract 444441) for up to 53 buses in an amount not to exceed \$3,286,000.
2. Høglund Bus (MNDOT Contract 444438) for up to seven buses in an amount not to exceed \$434,000.

Execution of these agreements is contingent upon Council approval of Business Item 2011-259 “Unified Capital Program Amendment” on October 26, 2011.”

Motion carried.

2011-278 - Design and Construction Support Services Contract Amendment, Maplewood Mall Transit Center Expansion

It was moved by Cunningham and seconded by Munt,

“That the Metropolitan Council authorize the Regional Administrator to:

- Exceed the 10% amendment authority for professional and technical services contracts, and
- Amend Contract 09P202 with Bentz, Thompson, Rietow, Inc for design and construction support services relative to the Maplewood Mall Transit Center expansion, to a total of \$1,106,593.96

Motion carried

2011-279 - Technical Amendment to Legal Services Agreement

It was moved by Cunningham and seconded by Munt,

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

<u>Law Firm</u>	<u>Services</u>	<u>Term</u>	<u>Current Price</u>	<u>Proposed Increase</u>	<u>New Price</u>
Lockridge, Grindal Nauen	Legal Services related to Minnesota Public Radio Contract No. 10P042A	7/1/11 - 6/30/13	\$250,000	\$250,000	\$500,000

Motion carried

2011-280 - CTIB 2012 Project Grant Applications Consistency with the 2030 TPP

It was moved by Cunningham and seconded by Munt,

“That the Metropolitan Council finds the 11 project grant applications (summarized in the Attachment) submitted to the Counties Transit Improvement Board (CTIB) for CY 2012 funding to be consistent with the Council’s 2030 Transportation Policy Plan adopted November 2010.”

Motion carried.

Joint Report of the Management, Transportation and Community Development Committees

2011-259 - Unified Capital Program Amendment

It was moved by Brimeyer and seconded by Elkins,

“That the Metropolitan Council:

- Amend the 2011 Authorized Capital Program (multi-year authorization) by adding spending authority as follows:

Metro Transit	\$ 18,024,382
Metropolitan Transportation Services	\$ 20,890,903
Parks	\$ 7,103,000

- Amend the 2011 Capital Budget (annual appropriation) by increasing appropriations as follows:

Metro Transit	\$ 3,571,882
Metropolitan Transportation Services	\$ 3,569,307
Parks	\$ 1,420,600

- Approve the changes to capital projects as detailed in Attachment 1"

Motion carried on the following roll call vote:

	Yes			Abstain	Absent
	Smith	Brimeyer	Melander		Commers
	Schreiber	Cunningham	Kramer		Đoàn
	Munt	Duininck	Chávez		
	Van Eyll	Reynoso	Wulff		
	Elkins	Rummel	Haigh		
TOTAL	15				2

Report of the Management Committee

2011-287 - Authorization to Enter into a Labor Agreement with the United Association of Pipefitters, Local Union No. 455

It was moved by Brimeyer and seconded by Chávez,
 "That the Metropolitan Council authorize the Regional Administrator to enter in an agreement with the United Association of Pipefitters, Local Union No. 455, effective for the period May 1, 2011, through April 30, 2013."

Motion carried, with Melander abstaining from voting.

Other Business

2011-287 - Adopting the Metropolitan Council 2012 Unified Operating Budget and 2012 Unified Capital Program Drafts for Public Comment

It was moved by Brimeyer and seconded by Chávez,
 "That the Metropolitan Council adopt the Public Comment Drafts of the 2012 Unified Operating Budget and 2012 Unified Capital Program."

Motion carried

Reports

Chair: Chair Haigh reported on recent meetings and events:

- Attended the Corridors of Opportunity meeting earlier in the day.
- Participated in the Governors Jobs Summit and was part of a panel discussion regarding infrastructure yesterday.
- Reported on the Inter-City Leadership Visit to Portland, Oregon, earlier this month. Council members Cunningham and Elkins also attended and gave a brief report.
- Attended the Greater MSP regional Economic Development Partnership Event.
- Participating in the *MinnPost Asks* interview with Michael Langley last evening.
- Attended the Governor's Cabinet meeting on October 20th.
- Reported on stadium debate meetings. The Governor hopes to call a Special Session before Thanksgiving.
- Reported on the recent Southwest LRT meeting
- Attended the CTIB meeting today.

Council Members:

Council members reported on recent meetings and events:

- Councilmember Elkins just came from a MnDOT Mileage Based user Fee Task Force meeting (Councilmember Doan is still at that meeting). Attended a ribbon cutting in Richfield at an Affordable Housing project. Participated in Grand View Small Area Redevelopment plan task force meeting in Edina on transportation issues. Met with city staff of Bloomington on 35W-BRT issues. Metro GIS Policy Board meeting and 494 Corridor Commission and 35W Solutions.
- Councilmember Chavez commented on the MVTA relationship and give a big thank you to Pat Born and Arlene McCarthy for their good work. Also, attended a meeting at the Metropolitan Airports Commission
- Councilmember Reynoso went on the Governor's Trade Mission to South Korea.
- Councilmember Cunningham attended the Great MSP opening. Also, went with Metro Transit General Manager Brian Lamb recently from 9:00-10:00 pm to the bus stop at 7th and Nicollet in Minneapolis. Will be on the Judy Corrao television show with Councilmember Commers.
- Councilmember Munt presented to the League of Women Voters recently. Was at the Governor's Jobs Summit – it was good to hear Pat Born praised.
- Councilmember Brimeyer attended a Citizens Advisory Committee discussion on Brownie Lake
- Councilmember Rummel attended a Washington County Transit Advisory meeting, a Clean Water Council Meeting last week, and a Growth and Justice Transportation Forum.
- Councilmember Commers made comments on the progress of the Central Corridor construction near Raymond Avenue, and a case before the St. Paul City council related to land use of property near the Raymond Avenue Station area.
- Councilmember Duininck spoke at a young leadership group meeting sponsored by the Minneapolis Chamber for the Chair. The Transportation Advisory Board is looking for applicants for openings on the Board.

Regional Administrator: Pat Born announced the notice very recently of a second hearing of the Legislative Commission on Metropolitan Governance tomorrow – on the agenda is the capital budget and the Legislative Auditor's report on governance.

General Counsel: Don Mueting gave a short report on a couple matters relating to litigation involving Central Corridor: the NAACP lawsuit, and the Minnesota Public Radio lawsuit regarding vibration and noise at the MPR building.

Adjournment

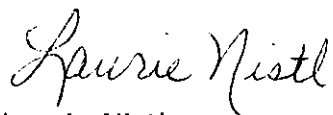
Business completed, the meeting adjourned at 5:56 p.m.

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 26, 2011.

Approved this 9th day of November, 2011.

Respectfully submitted,

A handwritten signature in cursive script that reads "Laurie Nistl".

Laurie Nistl
Recording Secretary