



Metropolitan Council Meeting

Wednesday, June 13, 2012

Robert Street Council Chambers

4:00 PM

Table of Contents

Part I - Narrative

Attendance:	1
Call to Order and Approval of Agenda	1
Minutes	1
Public Invitation	1

Part II - Exhibits

Business	1
Committee Consent List	1
Report of the Management Committee	3
Report of the Community Development Committee	3
Report of the Environment Committee	3
Report of the Transportation Committee	3
Joint Report of the Management and Transportation Committees	4
Other Business	5
Reports	5
Chair	5
Council Members	5
Regional Administrator	6
General Counsel	6
Adjournment	6

Part III - Certification	6
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Metropolitan Council Meeting

Council Chambers

4:00PM

Part I - Narrative

Attendance:

James Brimeyer, Susan Haigh, Steven Chávez, Steven Elkins, Rich Kramer, Harry Melander, Jennifer Munt, Lona Schreiber, Gary Van Eyll

Members absent: John Đoàn, Edward Reynoso, Wendy Wulff, Adam Duininck, Roxanne Smith, Sandra Rummel

Call to Order and Approval of Agenda

A quorum being present, Chair Haigh called the regular meeting of the Metropolitan Council to order at 4:04PM. It was moved by Kramer, seconded by Elkins to approve the agenda.

Motion carried.

Minutes

It was moved by Munt, seconded by Cunningham to approve the minutes of the Metropolitan Council Meeting of May 23, 2012.

Motion carried.

Public Invitation

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

Part II - Exhibits

Business

Consent List

It was moved by Elkins, seconded by Kramer to approve the consent list.

Motion carried.

2012-161 Authorization to Enter into a Labor Agreement with the International Union of Painters and Allied Trades, Local No. 61, AFL-CIO

"That the Metropolitan Council authorize the Regional Administrator to enter into a collective bargaining agreement with the International Union of Painters and Allied Trades, Local No. 61, for the period of May 1, 2012 – April 30, 2015."

2012-162 Park Acquisition Opportunity Fund Grant Request for Rush Creek Regional Trail, Three Rivers Park District

"That the Metropolitan Council authorize a grant of up to \$255,750 from the Environment and Natural Resources Trust Fund Acquisition Account in the Park Acquisition Opportunity Fund to Three Rivers Park District to finance 75% of the acquisition costs to acquire 5.87 acres from the City of Brooklyn Park as depicted in Figure 1 for Rush Creek Regional Trail. The grant should be financed with:

\$153,450 from the 2009 Environment and Natural Resources Trust Fund appropriation
\$102,300 from Metropolitan Council bonds."

2012-163 Park Acquisition Opportunity Fund Grant Request for Baker Park Reserve, Three Rivers Park District

"That the Metropolitan Council authorize a grant of up to \$211,875 from the Parks and Trails Legacy Fund Acquisition Account in the Park Acquisition Opportunity Fund to Three Rivers Park District to finance 75% of the acquisition costs to acquire the 1 acre Benjamin parcel as depicted in Figure 1 for Baker Park Reserve. The grant should be financed with: \$127,125 from the FY2012 Parks and Trails Legacy Fund appropriation \$84,750 from Metropolitan Council bonds."

2012-164 Whitetail Woods Regional Park Master Plan, Dakota County

"That the Metropolitan Council approve the Whitetail Woods Regional Park Master Plan (Referral No. 50024-1)."

2012-166 City of Vadnais Heights 2011 System Statement Comprehensive Plan Amendment, Review File 20811-2

"That the Metropolitan Council:
Adopt the attached review record and allow the City of Vadnais Heights to put the 2011 System Statement comprehensive plan amendment (CPA) into effect.
Find that the proposed CPA does not change the City's forecasts.
Advise the City to implement the comments in the Review Record for Transportation."

2012-167 Technical Amendment to Legal Services Agreement

"That the Metropolitan Council authorize 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>
Foley Lardner	Legal Services related to State v. 3M Contract No. 11P157	09/01/11 - 12/31/13	\$750,000	\$750,000	\$1,500,000

2012-168 Revised Council Investment Policy

"That the Metropolitan Council approves the attached clean copy of the investment policy. (Both a strike-out and a clean copy are attached.)"

2012-170 Authorization to Award Contract 12P004 for Security Guard Services for MCES Facilities and 390 North Robert Street

"That the Metropolitan Council authorize the Regional Administrator to execute a one-year contract with the option to extend for two additional one-year periods with Allied-Barton Security Services to provide Security Guard Services for MCES Facilities and 390 North Robert Street in a not to exceed amount of \$2,358,735."

2012-173 2012-2015 TIP Amendment: St. Croix River Crossing (TAB Action 2012-21)

"That the Metropolitan Council concur with the Transportation Advisory Board (TAB) action to amend the 2012-2015 Transportation Improvement Program (TIP) to include St. Croix River Crossing Pre-Construction Projects SP#8217-8204PE (Bridge Plan Design) and SP#8217-82045PR (Peer Review)."

2012-174 2012-2015 TIP Amendment: Include FTA 5310 Projects, Elderly and Disabilities Program (TAB Action 2012-22)

"That the Metropolitan Council concur with the Transportation Advisory Board (TAB) action to amend the 2012-2015 Transportation Improvement Program (TIP) to include projects selected by MnDOT to receive FTA 5310: Elderly and Persons with Disabilities Program funds."

Report of the Management Committee

2012-151 Replacement of Existing Council Logo

It was moved by Brimeyer, seconded by Cunningham

"That the Metropolitan Council replace its existing logo with the proposed new logo."

Motion carried.

2012-169 Issuance of Refunding Bonds for PFA Loans

It was moved by Brimeyer, seconded by Commers

"That the Metropolitan Council adopt parameters Resolution 2012-11, authorizing the issuance, sale and award of taxable general obligation wastewater revenue refunding bonds, execution of other necessary documents, and payment of directly related expenses needed to secure this financing. And further the Council authorizes the use of the proceeds of these bonds for prepayment of principal and repayment of unearned credits on wastewater loans from the Minnesota Public Facilities Authority (PFA)."

Motion carried.

Report of the Community Development Committee

2012-143 Amendment to the 2012 Annual Livable Communities Fund Distribution Plan, Transit Oriented Development Grants

It was moved by Cunningham, seconded by Munt

"That the Metropolitan Council amend the 2012 Annual Livable Communities Fund Distribution Plan

http://councilmeetings.metc.state.mn.us/council_meetings/2012/0328/0328_2012_91.pdf,

by replacing the Transit Oriented Development Program Chapter with the attached revised chapter to establish funding levels and make clarifications and improvements to the 2012 TOD grant programs."

Motion carried.

Report of the Environment Committee—Reports on the Consent List

Report of the Transportation Committee

2012-165 Central Corridor Light Rail Transit (Green Line): 50% Constructed Contingency Commitment

It was moved by Elkins, seconded by Munt

"That the Metropolitan Council authorize the Regional Administrator to:

- Authorize the use of \$7.5 million in Central Corridor Light Rail Transit (CCLRT) (Green Line) project contingency funds at the 50% constructed milestone towards the Minneapolis Interchange Project (\$4 million), the St. Paul Union Depot Project (\$3 million) and the relocation of traction power substation #12 from the Central Station block in downtown St. Paul (\$500,000), subject to FTA concurrence;
- Negotiate and execute a subordinate funding agreement with the Hennepin County Regional Railroad Authority for the allocation of CCLRT (Green Line) contingency funds to the Minneapolis Interchange Project;
- Negotiate and execute a subordinate funding agreement with the Ramsey County Regional Railroad Authority for the allocation of CCLRT (Green Line) contingency funds to the St. Paul Union Depot Project."

Motion carried.

2012-177 The Interchange—Authorization to Negotiate and Execute Two Grant Agreements and One Master Cooperation and Funding Agreement

It was moved by Elkins, seconded by Schreiber

"That the Metropolitan Council (Council) authorizes the Regional Administrator to negotiate and execute the following agreements for the development of The Interchange project:

- Grant Agreement for TIGER III (Transportation Investment Generating Economic Recovery) grant with the US Department of Transportation (USDOT), the Federal Transit Administration (FTA) and Hennepin County Regional Rail Authority (HCRRA); and a Subrecipient Grant Agreement (SGA) with HCRRA for transfer of TIGER III funds
- Grant agreement for 2011 and 2012 State GO Bonds with HCRRA
- Master Cooperation and Funding Agreement with HCRRA for transfer of Council funds; and subordinate funding agreements to identify funding sources and track project costs."

Motion carried.

2012-188 Authorization to Apply for Funds under the Business Development Capital Grants Program Administered by the Minnesota Department of Employment and Economic Development, Resolution #2012-10

SW

It was moved by Elkins, seconded by Munt

"That the Metropolitan Council adopt 2012-10 authorizing the Regional Administrator to apply for funds under the Business Development Capital Grants Program administered by the Minnesota Department of Employment and Economic Development."

Motion carried.

Joint Report of the Management and Transportation Committees

2012-157 2012 Unified Capital Program Amendments

SW

It was moved by Brimeyer, seconded by Chávez

"That the Metropolitan Council:

- Amend the 2012 Authorized Capital Program (multi-year authorization) by adding spending authority as follows:

Metro Transit	\$43,866,127
Metropolitan Transportation Services	\$61,200
- Amend the Capital Budget (annual appropriation) by increasing appropriations as follows:

Metro Transit	\$43,866,127
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Metropolitan Transportation Services \$61,200

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

Motion carried on the following roll call vote:

Aye: 11—Schreiber, Munt, Van Eyll, Elkins, Brimeyer, Cunningham, Melander, Kramer, Commers, Chávez, Haigh

Nay: 0

Absent: 6—Smith, Duininck, Reynoso, Doãn, Rummel, Wulff

Other Business

Reports

Chair:

We have delayed moving forward with a contract with URS because we learned that we were going to receive a report about the Sabo bridge. We have now received an executive summary of that report, but not the full report. We are going to ask our staff to do the same due diligence work that we have done prior to receiving this report, creating an addendum to the work that has already been done.

Met with Councilmember Samuels to discuss the Bottineau Corridor and the alignments for that corridor.

Met with Commissioner Peter McLaughlin.

Met with Congresswoman Betty McCollum.

Participated in a meeting with the Governor and the Governor’s staff about setting minority workforce goals for the State of Minnesota and the region. Wanda Kirkpatrick also participated in this meeting.

Participated in a CTIB meeting.

Had a tour of the SWLRT Corridor, which was very interesting.

Attended a Governor’s Cabinet meeting at the end of May which included a post-session wrap-up.

Attended the Transportation Finance Advisory Committee meeting. TFAC will be focusing on the metropolitan region and transportation planning, and how transportation policy and finance work come together.

Participated in the Center for Transportation Studies Executive Committee meeting.

Addressed the Mid-Continent Regional Science Association at the Science Museum. They are a group of scientists from academic institutions and practitioners who focus on research around regions and regional issues. CM Commers was also in attendance.

Council Members

Elkins—Attended a MnDOT Corridor Investment Management Strategy meeting in Edina. It was a good outreach effort and there were four meetings held around the region.

Participated in the official grand opening of Richfield City Hall. Participated in the MN Transportation Alliances Fly-In to Washington, D.C. and had opportunities to meet with several members of the legislative staffs of our congressional delegation, as well as policy makers at the US Dept. of Transportation.

Commers—Represented the Council at an opening last week for the farmers’ market lofts project in St. Paul, for which the Council has been funding partner. All 56 units were leased by the time the project opened. Participated in a transportation workshop with the St. Paul City Council which relied on the regional projections that the Council prepared.

Munt—Has been getting an earful from Hopkins residents who are concerned about the relocation of a sewage lift station to park land nestled in a residential area. The way Environmental Services handled a public meeting on the topic was very impressive.

Brimeyer—The City of Golden Valley has been looking at the Bottineau transit way study and they have a lot of questions. Met with the Mayor and Council members a few times. They have a lot of concerns and will be taking it up at their next Council meeting.

Cunningham—Participated in the Bottineau PAC meeting where a vote was taken for the potential Bottineau LRT. Golden Valley is one of the city's along the route that has not signed on. The Minneapolis Park Board is also concerned about environmental impacts along the line. Had the opportunity to present ideas and concepts at the Fair Housing Equity dialogue at the Wilder Foundation, which was also attended by CM Wulff and CM Smith. A number of advocacy organizations talked about our requirement under the sustainable communities grant to develop and implement an analysis of impediments to fair housing.

Regional Administrator—No report.

General Counsel—No report.

Adjournment

Business completed, the meeting adjourned at 4:35PM.

Part III - Certification

I hereby certify that the foregoing narrative and exhibits constitute a true and accurate record of the Metropolitan Council Meeting of June 13, 2012.

Approved this 27 day of June, 2012.

Respectfully submitted,

Emily Randleman
Recording Secretary