



Metropolitan Council Meeting

Wednesday, August 22, 2012

Robert Street Council Chambers

4:00 PM

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Metropolitan Council Meeting

Council Chambers

4:00PM

Part I - Narrative

Attendance:

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

Call to Order and Approval of Agenda

A quorum being present, Vice Chair Melander called the regular meeting of the Metropolitan Council to order at 4:00PM. It was moved by Cunningham, seconded by Wulff to approve the agenda.

Motion carried.

Minutes

It was moved by Rummel, seconded by Chávez to approve the minutes of the Metropolitan Council Meeting of August 8, 2012.

Motion carried.

Public Invitation

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

Part II - Exhibits

Business

Joint Report of the Transportation, Environment, and Management Committees

2012-223 2012 Unified Operating Budget Amendment

It was moved by Brimeyer, and seconded

"That the Metropolitan Council amend the 2012 Unified Operating Budget as indicated and in accordance with attached tables."

Motion carried on the following roll call vote:

Aye: 13—Chávez, Van Eyll, Elkins, Brimeyer, Cunningham, Duininck, Melander, Kramer, Commers, Wulff, Reynoso, Doan, Rummel

Nay: 0

Absent: 4— Haigh, Munt, Schreiber, Smith

Joint Report of the Transportation and Management Committees

2012-224 2012 Unified Capital Program Amendment

It was moved by Brimeyer, and seconded

"That the Metropolitan Council amend the 2012 Unified Capital Program as indicated and in accordance with the attached business item and table."

Motion carried on the following roll call vote:

Aye: 15—Van Eyll, Elkins, Brimeyer, Cunningham, Melander, Kramer, Commers, Chávez, Smith, Duinick, Wulff, Reynoso, Đoàn, Rummel, Schreiber
Nay: 0
Absent: 2— Munt, Haigh

Consent List

It was moved by Commers, seconded by Rummel to approve the consent list.

Motion carried.

2012-248 Central Corridor Light Rail Transit (Green Line): Fourth Street Areaway and Sidewalk Reconstruction Contract

“That the Metropolitan Council authorize the Regional Administrator to award and execute a contract with the lowest responsive and responsible bidder, Cy-Con Inc., for the 4th Street Areaway and Sidewalk Reconstruction at a cost of \$367,000.”

2012-249 Authorization to Purchase 7 Small Buses

“That the Metropolitan Council authorize the Regional Administrator to execute a purchase agreement with Hogle Bus (contract #40762) for seven small buses in an amount not to exceed \$490,000.”

2012-250 Southwest Light Rail Transit Project (Green Line Extension): Professional Services Agreement with the City of Eden Prairie

“That the Metropolitan Council authorize the Regional Administrator to negotiate and execute a Professional Services Agreement with the City of Eden Prairie for staff support for the Traffic Engineer Lead position for the Southwest Light Rail Transit (SWLRT) Project in an amount not to exceed \$300,000.”

2012-251 Authorization to Purchase 45 Option Forty-foot Diesel Gillig Buses

“That the Metropolitan Council authorize the Regional Administrator to exercise an existing contract option with the Gillig Corporation to purchase 45 forty-foot, diesel, low-floor transit buses in an amount not to exceed \$19,416,105.”

2012-252 Authorization to Execute an Operating and Capital Grant Agreement with MFTA

“That the Metropolitan Council authorize the Regional Administrator to execute an agreement with Minnesota Valley Transit Authority (MFTA) for \$1,911,338 for three years of operating assistance and equipment along the I-35W corridor.”

2012-254 Authorization to Apply for Section 5311 Non-Urbanized Area Formula Program Funds

“That the Metropolitan Council approve Resolution 2012-24 authorizing the Regional Administrator to apply for Section 5311 Non-Urbanized Area Formula Program funding from the Minnesota Department of Transportation (MnDOT).”

2012-255 Authorization to Execute Contract Options with Gillig, Inc.

“That the Metropolitan Council authorize the Regional Administrator to exercise purchase options on contract 07P162 with Gillig Corporation to purchase two forty-foot buses in an amount not to exceed \$880,000.”

2012-257 Authorization to Award and Execute Construction Contract MWWTP Process Equipment, MCES Project Numbers 805921, 805929, 805955; Contract No. 12P074

"That the Metropolitan Council authorize the Regional Administrator to award and execute a construction contract for MWWTP Process Equipment, MCES Project Numbers 805921, 805929, 805955; Contract No. 12P074, with Total Mechanical Services in the amount of \$4,483,105."

Report of the Management Committee

2012-230 Technical Amendment to Legal Services Agreement

It was moved by Brimeyer, seconded by Chávez

"That the Metropolitan Council authorizes the General Counsel to amend the legal services agreement 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 | \$1,500,000 | \$2,000,000 | \$3,500,000 |

Motion carried.

2012-253 Authorization to Negotiate and Execute a Consultant Services Contract for Budget Software, Contract 12PO86

It was moved by Brimeyer, seconded by Chávez

"That the Metropolitan Council authorizes the Regional Administrator to negotiate and execute a consulting services contract with Technolab International Corporation in an amount not to exceed \$1,226,716 for Contract 12PO86."

Motion carried.

Report of the Community Development Committee—No Reports

Report of the Environment Committee—Report on Consent List

Report of the Transportation Committee

2012-256 2013 Capital and Operating Grant Applications to Counties Transit Improvement Board (CTIB)

It was moved by Elkins, seconded by Smith

"That the Metropolitan Council authorize the Regional Administrator to apply for:

- Calendar year 2013 capital commitment from the Counties Transit Improvement Board (CTIB) for the following project:
 1. Southwest LRT (Green Line extension) Preliminary Engineering (PE) / Final Environmental Impact Analysis (FEIS): Est. \$23 million
- Calendar year 2013 grants from the Counties Transit Improvement Board (CTIB) for the following projects:

Capital

2. I-35W South BRT (Orange Line) Expansion Vehicles: Est. \$825,000

3. Bottineau LRT Preliminary Engineering (PE) / Final Environmental Impact Analysis (FEIS): Amount to be determined by the Regional Administrator

Operating

4. Hiawatha Light Rail (Blue Line) Operations: Est. \$11.5 million

5. Northstar Commuter Rail Operations: Est. \$7.9 million

6. I-35W South BRT (Orange Line) Lakeville Express Service: Est. \$145, 000

7. Cedar Avenue BRT (Red Line) Express Service including Facilities Operations & Maintenance: Est. \$400,000

8. Cedar Avenue BRT (Red Line) Station-to-Station Service including Facilities Operations & Maintenance: Est. \$1.65 million

Wulff stated she was uncomfortable with not having a solid dollar amount in place and chose to vote nay.

Motion carried.

Other Business

Reports

Chair: Chair Haigh is on vacation.

Council Members

Elkins—Attended the Metro Cities Transportation and General Government Policy Committee meeting on Monday. Rep. Beard was expected to attend, but he did not. Metro Cities staff discussed putting something in their policies that would support an additional quarter-cent increase in the sales tax to fund and accelerate a transit program. They also discussed governance issues, and it was the consensus of the committee members that separating transit would create more silos.

Wulff—Gave a presentation on Thrive MSP 2040 to the Metropolitan Parks and Open Space Commission yesterday. Good feedback was received and many were going to follow-up online. Attended the Metro Cities Metropolitan Agencies meeting today which included a lot of discussion on the housing policy plan and whether it was a good or bad thing for the region. There was a lot of concern about Council overreach because the cities felt they were doing a good job managing the affordable housing and life cycle housing on their own. There was also a comment regarding the Thrive MSP 2040 presentation given at a Metro Cities meeting which some of the individuals had attended, and they wished there had been more solid ideas presented rather than a request for ideas and thoughts.

Doàn—Attended the CTIB Program of Projects along with Chair Haigh. It helped clarify how CTIB and the Council work together.

Kramer—Noted the email sent by Brian Lamb regarding the hybrid bus event at the State Fair.

Cunningham—Attended a meeting with Elizabeth Glidden who is a Council liaison on policy issues. The City of Minneapolis has concerns regarding SAC.

Rummel—Participated in a meeting with the Chamber of Commerce regarding the level of White Bear Lake. A representative from the DNR presented their current findings.

Chávez—Attended the monthly meeting of the Eagan Planning Commission and had a very rich discussion, but did not delve into the Parkview issue.

Regional Administrator—No report.

General Counsel—No report.

Metropolitan Council Meeting of August 22, 2012

Adjournment

Business completed, the meeting adjourned at 4:24PM.

Part III - Certification

I hereby certify that the foregoing narrative and exhibits constitute a true and accurate record of the Metropolitan Council Meeting of August 22, 2012.

Approved this 12 day of September, 2012.

Respectfully submitted,

Emily Randleman
Recording Secretary