

METROPOLITAN COUNCIL
390 North Robert Street, St. Paul, Minnesota 55101

REGULAR MEETING OF THE MANAGEMENT COMMITTEE
Wednesday, September 23, 2009

Committee Members Present Roger Scherer, Chair; Lynette Wittsack, Vice Chair; Sherry Broecker; Tony Pistilli;
Kris Sanda.

CALL TO ORDER

A quorum being present, Committee Chair Scherer called the regular meeting of the Council's Management Committee to order at 2:30 p.m. on Wednesday, September 23, 2009.

APPROVAL OF AGENDA AND MINUTES

It was moved by L. Wittsack, seconded by S. Broecker to approve the agenda. *Motion carried.*

It was moved by S. Broecker, seconded by K. Sanda to approve the minutes of the September 9, 2009 regular meeting of the Management Committee. *Motion carried.*

BUSINESS

The meeting was closed to discuss client privileged information pertaining to liability claims. After detailed discussion of the two liability issues from attorney Mark Covin of Bassford Remele and Dave Larrabee from the Risk Management Department, the meeting was re-opened.

2009-334: Settlement Approval Related to Bus Liability Claim

It was moved by L. Wittsack and seconded by S. Broecker that the Metropolitan Council approves the proposed settlement of a liability claim arising out of Metro Transit's bus operations and authorize its Regional Administrator to execute all necessary settlement documents. *Motion carried.*

2009-335: Partial Settlement Offer Related to a Liability Claim

It was moved by S. Broecker and seconded by L. Wittsack that the Metropolitan Council authorize its attorneys to stipulate to the amount of damages related to a Metro Transit bus accident up to the amount presented to the Management Committee. *Motion carried.*

2009-336: Authorization to Award Dental Insurance Contract

This item was presented by Chris Piehowski. In July 2009, the Council issued a request for proposal (RFP) for dental coverage. We received responses from three carriers, HealthPartners (incumbent), MetLife, and Delta Dental. An evaluation panel of Council staff from HR, MT Finance and ES reviewed the RFP responses. The Health Partners contract was selected because their rates were the lowest and HealthPartners would allow the least amount of disruption to employees.

CM's had some concerns about cost increases and asked the reason. Staff explained the providers costs have increased and must increase their cost to us.

Tom Weaver was in the audience and explained to Council Members that many plans and options have been discussed to help employees and Council reduce medical and dental costs. Staff agreed to return to Management Committee to update Council Members on the strategy used in contract decisions. CM's would like to understand how the dollar amounts are determined that go into the contracts before the contracts are brought forward for approval.

It was moved by S. Broecker and seconded by Roger Scherer that the Metropolitan Council authorize the Regional Administrator to negotiate and enter into a 3 year contract (1/1/2010-12/31/2012) for dental Insurance with HealthPartners. *Motion carried.*

2009-337: Extension of Contract with Hartford for Long Term Disability Insurance

Because of an error in calculations on the business item, this item will be brought back as a same week it on October 14, 2009 to Management Committee and Council.

2009-343 SW: Appointment of General Counsel

This item was presented by Tom Weaver. The resume for Donald Mueting was distributed to CMs. This vacancy was publicly advertised, applications and resumes were accepted and reviewed, and several applicants were interviewed by a panel which included the Chair, the Council's four standing committee Chairs, and the Regional Administrator. This panel is recommending Mr. Mueting for the position of General Counsel.

Funding for this position is included in the 2009 operating budget.

It was moved by K. Sanda and seconded by S. Broecker that the Management Committee recommend the Metropolitan Council appoint Don Mueting to the position of General Counsel. *Motion carried.*

INFORMATION

Family Affordable Housing Program (FAHP)

Lack of time did not allow this item to be presented. This will be done by Beth Reetz at the next Management Committee meeting scheduled October 14, 2009.

ADJOURNMENT

Business completed, the meeting adjourned at 3:41 p.m.

Respectfully submitted,

Lana Lindstrom
Recording Secretary