

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

MEETING OF THE MANAGEMENT COMMITTEE
Wednesday, August 24, 2011

Committee Members Present: Steven T. Chávez, Vice Chair; Harry Melander; Richard Kramer;
Gary Van Eyll, and Gary L. Cunningham

CALL TO ORDER

Vice Chair Chavez called the meeting of the Council's Management Committee to order at 2:30p.m. on Wednesday, August 24, 2011.

APPROVAL OF AGENDA AND MINUTES

It was moved by R. Kramer seconded by G. Van Eyll to approve the agenda.

Motion carried.

It was moved by R. Kramer, seconded by G. Van Eyll, to approve the minutes of the July 27, 2011 regular meeting of the Management Committee.

Motion carried.

BUSINESS

2011-226 Minnesota State Retirement System Program Unclassified Retirement Plan Resolution

Gloria Heinz, Human Resources Director, presented Business Item 2011-226 regarding the Minnesota State Retirement System Program Unclassified Retirement Plan Resolution.

This business item would allow for the addition of the position of "Deputy Regional Administrator" and therefore increase the number of unclassified positions to twenty-seven.

It was moved by H. Melander, seconded by G. Van Eyll:

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

2011-227 Authorization to Enter into a Labor Agreement with the International Union of Operating Engineers, Local Union No. 35, AFL-CIO

Sandi Blaeser, Assistant Director Employee Relations, presented Business Item 2011-227 regarding the authorization to enter into a labor agreement with the International Union of Operating Engineers, Local Union No. 35, AFL-CIO.

The current labor agreement expired on June 30, 2011. IUOE Local 35 represents approximately 198 employees situated in MCES.

It was moved by G. Cunningham, seconded by G. Van Eyll:

"That the Metropolitan Council authorize the Regional Administrator to enter into a labor agreement with the International Union of Operating Engineers (IUOE), Local Union No. 35, AFL-CIO, effective July 1, 2011, through December 31, 2012."

2011-228 Authorization to Enter into a Labor Agreement with the Law Enforcement Labor Services (LELS), Inc., Local 192, Part Time Police Officers

Sandi Blaeser, Assistant Director Employee Relations, also presented Business Item 2011-228 regarding the authorization to enter into a labor agreement with the Law Enforcement Labor Services (LELS), Inc., Local 192, Part Time Police Officers.

The LELS Local 192 contract for part time police officers expired on April 30, 2011. LELS Local 192 represents approximately 47 part time police officers at Metro Transit.

It was moved by H. Melander, seconded by R. Kramer:

“That the Metropolitan Council authorize the Regional Administrator to enter in an agreement with the Law Enforcement Labor Services (LELS), Inc., Local 192, Part Time Police Officers effective for the period May 1, 2011, through December 31, 2012.”

2011-205 2011 Unified Operating Budget Amendment

Paul Conery, Director of Budget and Operations, presented business item 2011-205 regarding the 2011 Unified Operating Budget Amendment.

Paul reviewed staff recommended revisions to the Unified Operating Budget Amendment.

It was moved by G. Cunningham, seconded by G. Van Eyll:

“That the Metropolitan Council amends the 2011 Unified Operating Budget as indicated and in accordance with attached tables.”

2011-206 2011 Unified Capital Program Amendment

Alan Morris, Principal Financial Analyst, presented business item 2011-206 regarding the 2011 Unified Capital Program Amendment.

It was moved by H. Melander, seconded by G. Cunningham:

“That the Metropolitan Council:

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

| | | |
|---------------------------------------------|--------------|--------------|
| Metro Transit – New/Continuing | \$63,972,843 | |
| Metro Transit – Completed | (12,560,953) | |
| Metro Transit – Net Change in Authorization | | \$51,411,890 |
| | | |
| Parks – New/Continuing | \$16,708,000 | |
| Parks – Completed | (10,205,522) | |
| Parks – Net Change in Authorization | | \$ 6,502,478 |

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

| | |
|---------------|--------------|
| Metro Transit | \$39,643,683 |
| Parks | \$ 2,441,200 |

2011-231 Copier RFP

Pancho Henderson, Information Services Manager II, presented business item 2011-231 regarding options of releasing current copiers onsite or purchasing new units.

A competitive Request for Proposals was conducted and covered both the leasing and purchasing options. Seven vendors responded to the Request for Proposal. Evaluation considered purchase versus lease cost, cost of copies, value of machines at the end of contract (with lease/purchase), maintenance, response time for support, training, transition, and physically went out and evaluated the machines currently installed at an outside vendor. The Evaluation Panel determined the proposal from Toshiba Business Solutions, Inc. to be the most advantages to the Council. Our current 48 month lease agreement expires August 31, 2011.

It was moved by G. Cunningham, seconded by R. Kramer:

"That the Metropolitan Council authorize the Regional Administrator to negotiate and execute an agreement to purchase multi-function devices (MFD) and a maintenance agreement for a 5 year period with Toshiba in an amount not to exceed \$700,000. This amount includes purchase price, maintenance, copier costs and support."

2011-229 Authorization to Award General Obligation Grant Anticipation Notes (GANs) within established Financial Parameters

Mary Bogie, Deputy Chief Financial Officer, and Allen Hoppe, Senior Manager, Treasury, presented business item 2011-229.

The Council's Central Corridor Light Rail Transit (CCLRT) project is being funded half by local partners and half by the U.S. Federal Transit Administration (FTA). The specific FTA financial commitment is spelled out in the Full Funding Grant Agreement (FFGA) which was signed by FTA and the Council on April 26, 2011. FTA payments to the Council will be received on a reimbursement basis (after the Council has paid contractors and sought reimbursement from FTA). These GANs will provide interim cash flow to the project while awaiting receipt of FTA reimbursement payments.

The above Proposed Action is part of the CCLRT Cash Flow Financing Plan approved by the Council on May 25, 2011. This issuance of GANs is the first in an expected series of four (total) GANs issuances needed to finance the project's cash needs in a manner which best minimizes total financing costs.

Mark Furhmann joined Mary and Allen as well as the financial advisor from Springsted, Inc., to lend further information to the discussion.

Vice Chair Chávez raised a question regarding the recording secretary's signature on legal documents other than minutes, specifically the GANs resolution. Don Mueeting will follow up with Vice Chair Chávez to address his concern.

It was moved by G. Cunningham, seconded by H. Melander:

"That the Metropolitan Council adopt parameters Resolution 2011-24, authorizing issuance and award of sale of General Obligation Grant Anticipation Notes (GANs) and execution of other necessary documents to complete their sale."

Off-Agenda Question: Council Member Cunningham

Council Member Cunningham addressed an issue he had heard of regarding a high concentration of people loitering on the 7th & Nicollet bus stop and the platform on 5th. The business community feels this is becoming a problem. Council Member Cunningham feels the Management Committee and Council as a whole need to know of this issue and determine what should be done to alleviate the problem.

Council Member Cunningham requested that this issue be added as a business item at a later date.

Vice Chair Chávez responded that this could be a matter to be raised with the Transportation Committee.

Wes Kooistra noted that in the past these types of situations could be handled by reporting to several committees and/or reporting to one committee and inviting other committees to sit in on the meeting. Wes also stated that the Committee could discuss this approach over the next few days.

Council Member Cunningham wanted to be certain to raise this issue within the proper channels. He believes that Council members need to know what is going on in the communities and what would be the best plan to handle a given situation.

Council Member Melander requested procedures in general so the Committee knows the proper protocol for raising and addressing questions.

Wes noted that staff is willing to help navigate to ensure there are no surprises when issues arise.

INFORMATION

Arbitration Cost Presentation

Sandi Blaeser, Assistant Director Employee Relations, delivered an overview of the arbitration process of the Metropolitan Council.

Sandi's presentation highlighted:

- Different types of Arbitration;
- Critical Investment of Time and Resources; and
- Case Assignment Process

Council Member Melander requested complete cost of arbitration that included legal fees. Sandi Blaeser will follow up with Council Member Melander.

2Q11 Investment Report

Due to time constraints, the 2Q11 Investment Report will be presented at the next Management Committee Meeting.

ADJOURNMENT

Business completed, the meeting adjourned at 3:55 p.m.

Respectfully submitted,

Robbin Schmitt
Recording Secretary