

METROPOLITAN COUNCIL

390 North Robert Street, St. Paul, Minnesota 55101

MEETING OF THE MANAGEMENT COMMITTEE

Wednesday, February 8, 2012

Committee Members Present: James Brimeyer, Chair; Steven T. Chávez, Vice Chair; Richard Kramer; Gary Van Eyll; Gary Cunningham; and Adam Duininck

Committee Members Absent: Harry Melander

CALL TO ORDER

Chair Brimeyer called the meeting of the Council's Management Committee to order at 3:01 p.m. on Wednesday, February 8, 2012.

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 January 25, 2012 regular meeting of the Management Committee.

Motion carried.

BUSINESS

SW 2012-53 Cubic Software Support Agreement Extension

Ed Petrie, Director of Finance, Metro Transit, reviewed the same week business item 2012-53 regarding the extension of the Cubic Software Support Agreement.

The existing Cubic software support agreement was executed in 2006 with the system wide acceptance of the Go-To card for customer fare payment throughout the regional fixed route transportation network. The software supported by this item is used to operate the Go-To card fare collection system. In 2011, over 45% of Metro Transit rides and up to 90% of some Suburban Provider rides were taken using this technology. The initial software support agreement has been in place for five years and was recently extended to February 10, 2012. A new support agreement was authorized by the Council on January 25, 2012 as action item 2012-06. This extension is requested to ensure continuous support of our fare collection software while final terms are being completed for the new agreement.

The fare collection software is used to collect and validate passenger fares on all Metro Transit and Regional Provider fixed route bus and rail vehicles.

It was moved by S. Chavez, seconded by R. Kramer.

"That the Metropolitan Council authorize the Regional Administrator to execute a fare collection software support agreement extension with Cubic Transportation Systems for approximately two months for a value not to exceed \$100,000."

Motion carried.

2012-39 Technical Amendments to Legal Services, No Budget Impact

Micky Gutzmann, Director of Contracts and Procurement, reviewed business item 2012-39 regarding increases to maximum contract amounts for two legal services agreements.

The Office of General Counsel procures outside legal services for various public law matters. The Contract Price set in each agreement represents a cap on the amount payable; it is a "ceiling," and not a guarantee or entitlement. Regardless of any Contract Price, the actual amount paid under a legal services agreement is based upon: actual services requested and rendered, and the budget amount(s) approved by the Metropolitan Council. In order for the Counsel to continue receiving legal services under each of its contracts, the Contract Price must be increased.

It was moved by A. Duininck, seconded by S. Chávez:

That the Metropolitan Council authorize 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>
Foley Lardner	Legal Services related to State v. 3M Contract No. 11P157	9/1/11 - 12/31/13	\$250,000	\$500,000	\$750,000
Landrum Dobbins	Legal Services related to Housing Issues Contract No. 02P073	9/1/02 - 12/31/12	\$150,000	\$100,000	\$250,000

Motion carried.

INFORMATION

Management Committee Workplan

Mary Bogie, Chief Financial Officer, presented the 2012 Management Committee Workplan.

Wes Kooistra noted that if the Committee chose to add other items to the Workplan, such information could be emailed to Ms. Bogie or him at anytime.

Quarterly Procurement Report (Year End 2011)

The quarterly procurement report (year end 2011) will be presented at the next Management Committee Meeting.

ADJOURNMENT

Business completed, the meeting adjourned at 3:28 p.m.

Respectfully submitted,

Robbin Schmitt
Recording Secretary