

**METROPOLITAN COUNCIL**

390 North Robert Street, St. Paul, Minnesota 55101

**REGULAR MEETING OF THE MANAGEMENT COMMITTEE**

Wednesday, October 28, 2009

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

**CALL TO ORDER**

A subcommittee was called to order by Committee Chair Scherer at 2:01 p.m. The purpose of this subcommittee was to hear some of the agenda items prior to the arrival of a quorum. Committee Chair explained the Committee had a very full agenda and this would move the meeting in a timely manner. A full quorum was present at 2:31 p.m. and Committee Chair called the regular meeting of the Council's Management Committee to order on Wednesday, October 28, 2009.

**APPROVAL OF AGENDA AND MINUTES**

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

It was moved by K. Sanda, seconded by S. Broecker to approve the minutes of the October 14, 2009 regular meeting of the Management Committee. *Motion carried.*

**BUSINESS**

**2009-326: 2009 Unified Operating Budget Amendment**

Paul Conery presented this item to the Committee. The proposed operating budget amendment makes the following changes to the 2009 Unified Operating Budget.

	<b>Adopted Budget</b>	<b>Previous Amendments</b>	<b>Proposed Amendment</b>	<b>Proposed Budget</b>
<b>Revenues</b>				
Operating	\$ 519,981,466	\$ (880,624)	\$ 12,341,024	\$ 531,441,866
Pass Through	80,616,755	(3,999,595)	-	76,617,160
Debt Service	137,048,913	-	-	137,048,913
<b>Total Revenues</b>	<b>\$ 737,647,134</b>	<b>\$ (4,880,219)</b>	<b>\$ 12,341,024</b>	<b>\$ 745,107,939</b>
<b>Expenditures</b>				
Operating	\$ 521,497,748	\$ 3,606,876	\$ 719,598	\$ 525,824,222
Pass Through	78,254,927	(2,419,070)	-	75,835,857
Debt Service	150,379,079	-	-	150,379,079
<b>Total Expenditures</b>	<b>\$ 750,131,754</b>	<b>\$ 1,187,806</b>	<b>\$ 719,598</b>	<b>\$ 752,039,158</b>
<b>Surplus / (Deficit)</b>	<b>\$ (12,484,620)</b>	<b>\$ (6,068,025)</b>	<b>\$ 11,621,426</b>	<b>\$ (6,931,219)</b>

The amendment passed unanimously by both the Community Development Committee (10/19/09) and the Transportation Committee (10/26/09).

It was moved by K. Sanda, seconded by L. Wittsack that the Metropolitan Council amend the 2009 Unified Operating Budget as indicated and in accordance with the tables attached to the business item.

*Motion carried.*

**2009-327: 2009-2014 Capital Improvement Plan, 2009 Authorized Capital Program and 2009 Capital Budget Amendment**

Alan Morris presented this item to the Committee. The proposed amendment adds \$4,028,710 in new regional bonding in the Authorized Capital Program. There is available, un-programmed regional bonding authority provided by the Legislature to accommodate the additional bonding. The regional bond issuance was anticipated in the 2009-2014 Capital Improvement Plan and reflected in the fiscal impact analysis done as part of the plan.

It was moved by S. Broecker, seconded by C. Peterson that the Metropolitan Council:

- Amend the 2009 Authorized Capital Program (Multi-year authorization) by adding or removing spending authority as follows:

Metro Transit	\$ 6,856,578
Metropolitan Transportation Services	\$ 8,615,710

- Amend the 2009 Capital Budget (annual appropriation) by adding or removing the appropriation as follows:

Metro Transit	\$ 200,000
Metropolitan Transportation Services	\$ 393,750

- Amend the Central Corridor light rail project cost estimate from \$914,785,972 to \$941,316,000 and amend the 2009-2014 Capital Improvement Plan for the Central Corridor light rail project from \$882,480,618 to \$909,010,646.
- Approve new projects and transfers between capital projects as detailed in the attachment on the business item.

***Motion carried.***

**2009-389: Technical Amendments to Legal Services Agreement**

General Council Don Mueting and Deputy Counsel Dave Theisen presented the proposed amendments to the Committee and gave a brief description for the increase pertaining to contract terms and budget information.

It was moved by L. Wittsack, seconded by T. Pistilli that the Metropolitan Council authorizes 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>
Dorsey Whitney	Legal Services related to Public Finance Matters Contract No. C9868	03/01/98-12/31/10	\$575,000	\$100,000	\$675,000
Landrum Dobbins	Legal Services related to Housing, Diversity, Administrative Proceedings Contract No. 02P073	06/01/02-12/31/10	\$100,000	\$50,000	\$150,000
Nikolai Mersereau	Legal Services related to Intellectual Property Rights, General Litigation	05/01/08-12/31/09	\$125,000	\$75,000	\$200,000

***Motion carried.***

**2009-390: 2010 Sole Source Procurement of Maintenance Services for Software and Hardware**

This item was presented by Dave Hinrichs. Funding for the maintenance and supports of the Council's software and hardware services is included in the Council's operating budget. Authorization for such payments on a sole source basis is requested annually. This request provides for the authorization of an updated list of Information Services vendors for 2010.

It was moved by K. Sanda, seconded by L. Wittsack that the Metropolitan Council authorize the Regional Administrator to make ongoing maintenance and support service payments on a sole-source basis for installed software and hardware, with the services to be procured from the vendors on the attached [2010 Information Services Sole Source Vendor List](#) up to the amount listed. ***Motion carried.***

**INFORMATION**

**Labor Strategy Discussion**

The meeting was closed at 2:35 p.m. to discuss labor strategies and developments. Tom Weaver gave a brief overview of the status of labor negotiations. Sandi Blaeser gave a detailed report including objectives, historical perspective, comparative information and strategy.

Present at the closed meeting:

Management Committee Members (R. Scherer, L. Wittsack, S. Broecker, C. Peterson, T. Pistilli, K. Sanda)  
Tom Weaver, Regional Administrator  
Wes Kooistra, Chief Financial Officer  
Mary Bogie, Deputy CFO  
Don Muetting, General Counsel  
Gloria Heinz, Director Human Resources  
Sandi Blaeser, Assistant Director Human Resources  
Ron Groess, Manager Benefits  
Lana Lindstrom, Recording Secretary

The meeting was reopened at 3:48 p.m.

**ADJOURNMENT**

Business completed, the meeting adjourned at 3:50 p.m.

Respectfully submitted,

Lana Lindstrom  
Recording Secretary

**2010 Information Services Sole Source Vendor List**

Ref	Vendor	Sole Source Maintenance and Support Services	Annual Estimate
1	Atomz.com	Website Search Engine Software	3,000
2	Audimation	IDEA Audit Software	2,000
3	BBS Idera	Idera SQL Software	4,500
4	Bentley Systems	Microstation, GeoPack, StormCAD, Pond Pack, Engineering Apps - CCPO	10,000
5	Bureau of National Affairs	Annual Subscription to Environmental Library	5,000
6	Business Objects	Crystal Enterprise Report Software (\$80,000 for PCG)	105,000
7	Citrix	Citrix XenApps Presentation server	50,000
8	CompuNet	Utimaco Safeguard Easy Maintenance and Support	10,000
9	Continental (Soon to be Trapeze ITS)	TransitMaster Software (Regional providers will reimburse the Council)	550,000
10	CS Stars	Risk Management Software	65,000
11	Cubic	Regional Fare Collection Software	450,000
12	Datalink	Storage Tek and EMC Clarion	25,000
13	Datamax	RFGen Barcoding Software	2,500
14	Digital Data Voice Corp	Busline Software/Hardware	60,000
15	DLT Solutions	Netbackup	57,000
16	DLT Solutions	Civil 3D, AutoCAD, Architecture, Revit Structure Suite, etc CCPO	55,000
17	Embarcadero Technologies	DB Artisan Software	50,000
18	Enfo Tech	Pacs Software	49,000
19	Environmental Systems Research	Arc/Info and ArcView Software	4,000
20	Giro	Hastus - Scheduling and Garage Ops for Metro Transit	165,000
21	GS Systems	WonderWare Software (ES Budget)	100,000
22	HCSS	Bidding and Estimating Engineering Application - CCPO	2,500
23	Household Consumption Forecasting	Profamy Software	2,500
24	HP Openview	Cubic - Network Node Manager	2,500
25	IBM Corporation	IBM & RS6000 Operating System SW, router maint., Cognos (ES Budget)	87,000
26	Informative Graphics Corp	Net-It Central Software	4,200
27	InfoSoft Global	Fusion Charts	2,500
28	InMagic	DB TextWeb Publisher Software, Content Server	15,000
29	Lattitude	GeoCortex Software Maintenance	8,900
30	LETG - PIMS	Police Information Management System	74,000
31	Loftware	Barcode Printing Software	2,500
32	Message Labs	Spam Filter (3 year contract)	72,000
33	MicroFocus	Server Express/Cobol Workbench Software	20,000
34	MidAmerica Business Systems	Application Extender - Document Management System	35,000
35	Minneapolis Finance Dept	Workforce Director - Metro Transit Police application	10,000
36	Open Text	Hummingbird (12,300) Exceed (5,000 Cubic for Metro Transit (15,000))	32,300
37	Oracle Corporation	Oracle Database, Gateways, Developer, PeopleSoft and Synergen	1,000,000
38	Pitney Powes	Sagent Data Warehouse Software- Group 1 and MapInfo	47,500
39	Primavera	Maintenance for LAN 2, P3e Software	3,000
40	PTV America	VISSIM - Engineering Application CCPO	4,000
41	Quest Software	Toad Developer Tool, Groupwise Migrator	10,000
42	QuestionMark	SSP QuestionMark Perception Software	4,000
43	Safe Software, Inc.	Spatial Direct GIS Software	5,500
44	SPSS Co, Inc	SPSS Software	5,000
45	Standard Register	Standard Register check printing hardware and software	10,000
46	Sybase	Sybase Database Software, Power Builder, Power Designer Apeon	100,000
47	Thermo Fischer	Labs Management Software	57,000
48	Traffic Ware, Ltd	Synchro7 Traffic Design Application - CCPO	2,500
49	TranSoft Solutions	Autoturn - Engineering Application - CCPO	2,500
50	Trapeze Software Group	Route Planning, TIPS, and RidePro Software	191,000
51	Ubisense	Bus Location System	70,000
52	WebSpy Ltd	WebSpy Software	5,000
			<b>3,709,900</b>