



Metropolitan Council Meeting

Wednesday, April 25, 2007

Council Chambers

4:00 P.M.

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Metropolitan Council Meeting

Wednesday, April 25, 2007

Robert St. Council Chambers

4:00 P.M.

Part I - Narrative

Members present:

Peter Bell, Chair; Roger Scherer, Tony Pistilli, Mary Hill Smith, Russ Susag, Peggy Leppik, Annette Meeks, Lynette Wittsack, Natalie Steffen, Georgeanne Hilker, Daniel Wolter

Members absent: Kris Sanda, Chris Georgacas, Rick Aguilar, Brian McDaniel, District 4 vacant, District 14 vacant

Call to Order and Approval of Agenda

A quorum being present, the Chair called the regular meeting of the Metropolitan Council to order at 4:10 p.m. Chair Bell moved Other Business Item 1, 2007-97, to the report of the Transportation Committee. It was moved by Susag, seconded by Leppik to approve the amended agenda. Motion carried.

Minutes

It was moved by Meeks seconded by Steffen to approve the minutes of the Metropolitan Council Meeting of April 11, 2007. Motion carried.

Public Invitation

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

Former Council Member Song Fawcett was in attendance and introduced her guest, Ray Metz of the Bombardier company.

Part II - Exhibits

Business

Committee Consent List

[2007-81](#) - City of Chanhassen Comprehensive Plan Amendment, The Arbors, Review File 16500-15

It was moved by Wolter and seconded by Hilker

"That the Metropolitan Council allow the City of Chanhassen to put "The Arbors" comprehensive plan amendment into effect."

Motion carried.

[2007-84](#) - City of Blain Comprehensive Plan Amendment, NE Area Plan, Review File 17055-17

It was moved by Wolter and seconded by Hilker

"That the Metropolitan Council:

1. allow the City of Blaine to put the proposed CPA into effect with no modifications;
2. advise the City to establish a minimum density of no less than one unit per acre for low-density residential (LDR)-guided areas, as part of the City's 2008 comprehensive plan update;
3. advise the City to work with Anoka County to plan for future regional trails, and preserve adequate right-of-way as part of the City's 2008 comprehensive plan update;
4. advise the City to identify sources of excessive inflow and infiltration, and describe activities to reduce I&I as part of the 2008 comprehensive plan update."

Motion carried.

2007-98 - Acquisition Opportunity Grand Request for the Hohlt Parcel in Big Marine Park Reserve, Washington County

It was moved by Wolter and seconded by Hilker

"That the Metropolitan Council:

1. authorize a grant of up to \$9,023 from the Park Acquisition Opportunity Fund to Washington County to partially fund the acquisition of the Hohlt parcel in Big Marine Park Reserve;
2. allow up to \$13,534 of the acquisition costs of the Hohlt parcel to be eligible for reimbursement consideration in a future regional parks CIP. However, the Council does not under any circumstances represent or guarantee that reimbursement will be granted, and expenditure of local funds never entitles a park agency to reimbursement."

Motion carried.

2007-123 - Bunker Hills Regional Park Boundary Correction

It was moved by Wolter and seconded by Hilker

"That the Metropolitan Council:

1. acknowledge the Federal action to remove a park covenant on 66.7 acres northwest of Bunker Hills Regional Park in exchange for placing a park covenant on 210 acres in Bunker Hills Regional Park not currently protected by a covenant consistent with the park land conversion requirements in Strategy 5(b) of the *2030 Regional Parks Policy Plan*;
2. approve a corrected park boundary for Bunker Hills Regional Park as shown on the map in Attachment 1 as an amendment to the 1998 Council approved master plan for the park, and to direct staff to modify any acreage data for the park. "

Motion carried.

2007-130 - Ratification of Declaration of Emergency to Repair 1-MN-320

It was moved by Wolter and seconded by Hilker

"That the Metropolitan Council ratify the attached *Justification for and Declaration of Emergency* to rehabilitate Interceptor 1-MN-320."

Motion carried.

[2007-131 - Authorization to Negotiate and Enter into Construction Cooperation Agreement with the City of Columbia Heights for the Hilltop Interceptor 4-HT-100 Improvements, MCES Project No. 809025](#)

It was moved by Wolter and seconded by Hilker

"That the Metropolitan Council authorize the Regional Administrator to execute a Construction Cooperation Agreement with the City of Columbia Heights for the Hilltop Interceptor Improvements, MCES Project No. 809025."

Motion carried.

[2007-132 - Increase of Delegated Change Order Authority for Brooklyn Park Interceptor Rehabilitation, MCES Project No. 803400, MCES Contract No. 04P049](#)

It was moved by Wolter and seconded by Hilker

"That the Metropolitan Council increases the delegated change order authority of its General Manager, Environmental Services, from \$312,019 to \$1,082,019 for Brooklyn Park Interceptor Rehabilitation, MCES Project No. 803400, MCES Contract No. 04P049."

Motion carried.

[2007-133 - Authorization to Purchase Process Chemicals for MCES](#)

It was moved by Wolter and seconded by Hilker

"That the Metropolitan Council authorize the Regional Administrator to issue purchase orders to the following companies: Hawkins Chemicals, Inc. for the procurement of Chlorine (1-Ton Cylinders) and Ferric Chloride; DPC Industries for Sodium Hypochlorite (Bleach) and Liquid Sulfur Dioxide (1-Ton Cylinders); K.A. Steel Chemicals, Inc. for Sodium Hydroxide Solution (Caustic Soda); C&S Chemicals, Inc. for Aluminum Sulfate; and PVS Chemical Solutions, Inc. for Sodium Bisulfate."

Motion carried.

[2007-134 - City of Woodbury Comprehensive Plan Amendment, Waters Edge Townhomes, Review File 18452-13](#)

It was moved by Wolter and seconded by Hilker

"That the Metropolitan Council allow the City of Woodbury to put the Waters Edge Townhome MUSA change comprehensive plan amendment into effect with no required modifications."

Motion carried.

Report of the Environment Committee

2007-157 SW - Authorization to Award MCES Electrical Services Maintenance Contract

It was moved by Wolter and seconded by Hilker

"That the Metropolitan Council authorize the Regional Administrator to award a contract for MCES Electrical Maintenance Services to Premier Electric for an amount not to exceed \$5,497,096 and a term not to exceed five years."

Motion carried.

Report of the Management Committee

There was no report this week.

Report of the Transportation Committee

M Smith noted that while she believes the Council's original March 28, 2007 action, with respect to Business Item 2007-57 authorizing the Regional Administrator to negotiate and execute a contract for 314 transit buses with Gillig Corporation was correct, the changed situation arising from the likely legislative action that has developed since that time justifies a reconsideration of the Council's vote on Business Item 2007-57.

2007-57 – Reconsider the March 28, 2007 vote by the Metropolitan Council

It was moved by M. Smith and seconded by Susag

"That the Metropolitan Council reconsider the vote at the March 28, 2007 meeting whereby the Council adopted a motion pursuant to Business Item 2007-57, authorizing the Regional Administrator to negotiate and execute a contract for 314 transit buses with Gillig Corporation and taking other actions."

Regional Administrator Weaver noted the Legislature put conditions on the Council's \$7.8 million deficiency appropriation request based on the Council's rejection of this solicitation (Senate File 846.) The Senate has adopted the Conference Report and House is expected to follow suit. The bill is expected to be signed and become law.

Motion carried, with Steffen dissenting.

2007-57 - Indefinitely postpone original motion

It was moved by M. Smith and seconded by Scherer

"That the Metropolitan Council indefinitely postpone the vote on the original main motion (Business Item 2007-57)."

Motion carried, with Pistilli dissenting.

[Resolution 2007-13 - Cancelling Bus Procurement Solicitation No. 7216 \(Business Item 2007-57\)](#)

It was moved by M. Smith and seconded by Susag

"That the Metropolitan Council adopt Resolution 2007-13 cancelling Bus Procurement Solicitation No. 7216."

Chair Bell called for a three-minute recess.

The Council meeting was reconvened at 4:27 p.m.

Motion carried with Steffen and Pistilli dissenting.

[2007-101 SW - Controlled Access Approval of the Construction of an Interchange Between TH 65 and TH 242/CSAH 14 in Anoka County, Review #19972-1](#)

It was moved by M. Smith and seconded by Steffen

"That the Metropolitan Council:

1. as required by Mn. Statute 473.166, approve a request by MnDOT to reconstruct Trunk Highway (TH) 65 between 121st Avenue/Paul Parkway and 129th Avenue in Blaine as shown on the attached map;
2. require any significant changes in the design of the proposed project be subject to further review and approval by the Metropolitan Council prior to construction."

Motion carried.

[2007-102 SW - Controlled Access Approval of I-35/CSAH 70 Interchange Reconstruction in Lakeville, Review #19964-1](#)

It was moved by M. Smith and seconded by Wolter

"That the Metropolitan Council:

1. as required by Mn. Statute 473.166, approve a request by Dakota County to reconstruct the CSAH 70/I-35 interchange in Lakeville as shown on the attached map;
2. require any significant changes in the design of the proposed project be subject to further review and approval by the Metropolitan Council prior to construction."

Motion carried.

[2007-139 SW - Small Bus Regional Fleet Contract Authorization](#)

It was moved by M. Smith and seconded by Susag

"That the Metropolitan Council authorize the Regional Administrator to execute purchase agreements with the following vendors for small buses

1. Hogle Bus Co. Inc. (437103) for 25 Regional Fleet buses in an amount not to exceed \$1,711,035;
2. North Central Bus Sales (437102) for 4 Regional Fleet buses in an amount not to exceed \$263,422;
3. Superior Transit Sales (437105) for 4 Regional Fleet buses in an amount not to exceed \$242,205;

4. Besner Bus and Equipment Inc. (437099) for 2 Regional Fleet buses in an amount not to exceed \$124,319.”

Motion carried.

2007-97 - Reconsideration of Business Item 2007-97, Independent Testing Laboratory Contract for the 28th Avenue Park-and-Ride in Bloomington, Project 63612

Chair Bell noted that information provided by staff and the changed situation resulting from the inability to reach agreement with the highest ranked firm, Stork Twin City Testing Corp, justifies a reconsideration of the Council’s March 28, 2007 action on Business Item 2007-97.

It was moved by M. Smith and seconded by Steffen

”That the Metropolitan Council reconsider the vote by the Council at its March 28, 2007 meeting whereby the Council adopted a motion pursuant to Business Item 2007-97 authorizing the Regional Administrator to negotiate and execute a professional services contract with Stork Twin City Testing Corporation for Independent Testing Laboratory services during the construction of the 28th Avenue Park and Ride Facility and other actions.”

Motion carried.

The following substitute motion was moved by M. Smith and seconded by Susag

”That the Metropolitan Council:

1. authorize the Regional Administrator to negotiate and execute a professional services contract with STS Consultants, Ltd., for the Independent Testing Laboratory services during the construction of the 28th Avenue Park and Ride Facility, and
2. have the technical authority to act on behalf of the Bloomington Port Authority Trust in making payments to vendors on the 28th Avenue Park and Ride Construction Project.”

Motion carried.

Metro Transit Security

Brian Lamb, General Manager and David Indrehus, Chief of Police presented an update of Metro Transit Security initiatives.

Lamb reported all transit systems in the country are required to submit monthly incidents reports to the National Transit Database center. Chair Bell asked Lamb to continue gathering information about peer transit systems for comparison on incidents and resources.

Metro Transit Security Incidents				
		2005	2006	1 st Qtr 2007
Total Ridership		69,699,000	73,756,000	17,850,709
	Security Incident			
	Aggravated Assault	8	4	3
	Bomb Threat	1	0	0
	Other Assault	13	10	2
	Robbery	31	21	3
	Theft Offense	18	11	2
	Trespassing	1	1	1
	TOTAL	72	47	11
	Ratio of Incidents to Rides	1 per 968,042	1 per 1,569,277	1 per 1,622,792

Transit Security Initiatives

- Adding additional officers
- Purchasing 240 new digital video recording systems
- Continued cooperation with community law enforcement partners
- Increase outreach to community groups such as MADDADS

Chair Lamb thanked Chief Indrehus and Transit Police Department for their response to recent troubling bus incidents and applauded the increased visibility of uniformed officers on buses. Chair Bell asked Council Member M. Smith and the Transportation Committee to focus on transit safety and Brian Lamb and Chief Indrehus to provide quarterly transit safety reports to the Council.

Report of the Community Development Committee

All items were on the Consent List.

Other Business**Update on Long-Term Wastewater Service Area in Northern Anoka County**

This report will be moved to a future meeting.

Sector 8 Redesign in the Northwest Metro.

John Levin, Metro Transit Director of Service Development, presented details of the redesign, noting the Phase I implementation begins June 2, 2007.

[Access Minneapolis](#)

John Levin, Metro Transit Director of Service Development, summarized the 10-year action plan to improve transportation in the City of Minneapolis. The 2007 process includes a downtown plan public review and concept plan, a detailed preliminary design plan and an interagency agreement between the Metropolitan Council and the City of Minneapolis on timing and funding.

Reports

Chair

There was no report.

Council Members

There was no report.

Regional Administrator

Regional Administrator Weaver

- introduced the new HR Director, Gloria Heinz, who comes to the Council from the Department of Safety.
- reported the Metro HRA is opening the Section 8 Rent Assistance Program waiting list on May 1, 2007 for the first time in over five years. They are anticipating an unprecedented response based on the St. Paul Public Housing Authority's recent 11,000 inquiries when it opened its wait list.

General Counsel

Mr. Grossman reported, that with respect to FTA communications, the Council is in compliance with all regulations imposed by the FTA on the terms of the grant agreement (Business Item 2007-57, Bus Procurement Solicitation No. 7216)

Adjournment

Business completed, the meeting adjourned at 5:40 p.m.

Part III - Certification

I hereby certify that the foregoing narrative and exhibits constitute a true and accurate record of the Metropolitan Council Meeting of April 25, 2007.

Approved this 9th day of May 2007

Respectfully submitted,

Pat Curtiss
Recording Secretary