



Metropolitan Council Meeting

Wednesday, October 24, 2007

Council Chambers

4:00 P.M.

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Metropolitan Council Meeting
Wednesday, October 24, 2007
Council Chambers
4:00 P.M.

Part I - Narrative

Members present:

Peter Bell, Chair; Roger Scherer, Tony Pistilli, Russ Susag, Peggy Leppik, Lynette Wittsack, Natalie Steffen, Kris Sanda, Georgeanne Hilker, Sherry Broecker, Rick Aguilar, Kirstin Sersland Beach, Daniel Wolter, Brian McDaniel

Members absent:

District 4 Vacant, Mary Hill Smith, Annette Meeks

Call to Order and Approval of Agenda

A quorum being present, the Chair called the regular meeting of the Metropolitan Council to order at 4:04 p.m. Chair Bell removed business item 2007-350 from today's agenda, stating it will be taken up at a later date. It was moved by Wittsack, seconded by Wolter to approve the agenda. Motion carried.

Minutes

It was moved by McDaniel seconded by Steffen to approve the minutes of the Metropolitan Council meeting of October 10, 2007. Motion carried.

Public Invitation

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

Part II - Exhibits

Business

Committee Consent List

[2007-320 - Request for Acquisition Opportunity Grant to Partially Finance the Acquisition of Katarik Parcel in Grey Cloud Island Regional Park and Request for Reimbursement Consideration in Future Regional Parks CIP for Local Match, Washington County](#)

It was moved by Wolter and seconded by Steffen

"That the Metropolitan Council:

1. authorize a grant of up to \$182,094 from the Park Acquisition Opportunity Fund to Washington County to partially fund the acquisition of the Katarik parcel in Grey Cloud Island Regional Park as shown on Attachment 3. The grant is financed as follows:

	Environmental Trust Fund appropriation from 2007 in the State
\$109,256	Acquisition Grant Account
<u>\$ 72,838</u>	Metropolitan Council bond match
\$182,094	Total Grant

2. allow up to \$273,141 of the acquisition costs of the Katarik parcel to be eligible for reimbursement consideration in a future regional park 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.

2007-324 - 2007-2010 Transportation Improvement Program (TIP) Amendment Urban Partnership Agreement (UPA)

It was moved by Wolter and seconded by Steffen

"That the Metropolitan Council concur with the Transportation Advisory Board (TAB) action to amend the 2007-2010 Transportation Improvement Program (TIP) to include the Urban Partnership Agreement (UPA) transit investments."

Motion carried.

2007-325 - Exchange of CMAQ Funds – TAB Action 2007-52

It was moved by Wolter and seconded by Steffen

"That the Metropolitan Council concur with the Transportation Advisory Board (TAB) approval of the exchange of CMAQ Hiawatha LRT Land Assembly Project (MN-90-X139) funding with Hennepin County Hiawatha LRT Operating Funds and reflect this exchange in the 2007 Annual Report."

Motion carried

2007-326 - Authorization for Sole Source Purchase of Light Rail Vehicle Parts

It was moved by Wolter and seconded by Steffen

"That the Metropolitan Council authorize the Regional Administrator to purchase light rail vehicle parts on a sole source basis from the vendors listed below in the amounts requested."

Motion carried

2007-327 - Funding Request to MN Housing's Preservation Affordable Rental Investment Fund (PARIF)

It was moved by Wolter and seconded by Steffen

"That the Metropolitan Council approve submittal of a funding request to MN Housing for funding through its Preservation Affordable Rental Investment Fund (PARIF) for use in the Family Affordable Housing Program (FAHP) operations and authorize the Regional Administrator to execute the funding application and any other necessary documents."

Motion carried

2007-328 - Adoption of 2007-2008 Utility Allowance Schedule - Tenant-Based and Public Housing Programs

It was moved by Wolter and seconded by Steffen

"That the Metropolitan Council approve the attached 2007-2008 Section 8 Utility Allowance Schedule for use by the Metro HRA in the administration of the Section 8, Family Affordable Housing, and other Rent Assistance Programs, effective November 1, 2007."

Motion carried

2007-335 - Amendment to Legal Services Agreement

It was moved by Wolter and seconded by Steffen

"That the Metropolitan Council authorize the General Counsel to amend three legal services agreements to increase the maximum contract prices as outlined in the attached summary.

Law Firm	Legal Services Related to	Term	Current Price	Proposed Increase	New Price
Best Flanagan	Real Property Matters Contract No.06P154	12/31/09	\$125,000	\$125,000	\$250,000
Parker Rosen	Tort and Property Matters Contract No. 06P152B	12/31/09	\$125,000	\$125,000	\$250,000
Heacox	Workers Compensation Matters Contract No. 05P04413	06/30/08	\$250,000	\$125,000	\$375,000

Motion carried

2007-337 - Authorization to Award Bio-Gas System Equipment for the Empire Wastewater Treatment Facility

It was moved by Wolter and seconded by Steffen

"That the Metropolitan Council finds the bid submitted by Northwestern Power Equipment Company to be non-responsive and the Metropolitan Council authorizes its Regional Administrator to reject the bid from Northwestern Power Equipment Company and to award and execute a purchase order with Vessco Inc. for the supply of the Bio-Gas System Equipment for the Empire Wastewater Treatment Facility."

Motion carried

Report of the Transportation Committee

2007-333 - Northstar Locomotive Graphic Design

It was moved by Steffen and seconded by Sanda

"That the Metropolitan Council approve the Northstar locomotives' exterior graphic design as presented in the attachment."

Motion carried, with McDaniel and Scherer dissenting.

2007-347 SW - Authorization to Award for Two Rivers Transit Service

It was moved by Steffen and seconded by Susag

"That the Metropolitan Council authorize the Regional Administrator to execute a contract with Laidlaw Transit Services to provide Two Rivers Area Transit Service from December 1, 2007 to November 30, 2012, in an amount not to exceed \$ 9,818,344."

Motion carried

Report of the Environment Committee

2007-362 SW - Authorization to Award Construction Contract for Blue Lake Plant Improvements

It was moved by Leppik and seconded by Susag

"That the Metropolitan Council authorizes its Regional Administrator to award and execute a construction contract with Veit Companies, Inc. for their lowest responsive, responsible bid of \$2,784,895 for the Blue Lake WWTP Site Preparation project, MCES Project No. 801825."

Motion carried

Report of the Community Development Committee

All Items were on the Consent List

Report of the Management Committee

2007-365 - Amendment to Legal Services Agreement

It was moved by Scherer and seconded by Pistilli

"That the Metropolitan Council authorize the General Counsel to amend a legal services agreement to increase the maximum contract prices as follows:

Law Firm	Legal Services Related to	Term	Current Price	Proposed Increase	New Price
Lockridge Grindal Nauen	Housing, Land Use, Regional Parks and Open Space Matters Contract No. 01P143	12/31/09	\$130,000	\$ 70,000	\$200,000

Council Member McDaniel recused himself from the discussion and vote on this item.

Motion carried

Other Business

2007-353 - Appointments to the Land Use Advisory Committee

It was moved by Wolter and seconded by Steffen

"That the Metropolitan Council approve the following appointments to the Land Use Advisory Committee: **Marvin Johnson** (District 1), **Tami Diehm** (2), **Robyn Cook** (3), **Mark Schiffman** and **Robert Vogel** (4), **Steve Elkins** (5), **Don Keysser** (6), **Duane Arens** (8), **David Elvig** (9), **Barbara Thomas** (10), **Bart Rehbein** (11), **David Beudet** (12), **Michael Noonan** (13), **Deborah Haugh** (14), **Nancy Schouweiler** (15), **Wendy Wulff** (16), and **Tony Pistilli** (chair)."

Motion carried

[2007-354 - Appointments to the Transportation Accessibility Advisory Committee](#)

It was moved by Hilker and seconded by Wittsack

"That the Metropolitan Council approve the following appointments to the Transportation Accessibility Advisory Committee: **Ronald Biss** (Chair), **Sue Warner** (Precinct A), **Dave Bruflo** (Precinct C), **Rozanne Severance** (Precinct D), **James Williams** (Precinct E), **Bruce Lattu** (Precinct F), **Darrell Paulsen** (Precinct H)."

Motion carried

[2007-355 - Election of Council Officers](#)

It was moved by Steffen and seconded by Hilker

"That the Metropolitan Council approve the following slate of officers pursuant to Council Bylaws, Article I.1

First Vice-Chair	Peggy Leppik
Second Vice-Chair	Mary Hill Smith
Treasurer	Beth Widstrom Anderson
Secretary	Pat Curtiss

Motion carried

[Results from the Livable Communities Act's Tax Base Revitalization and Demonstration Accounts](#)

Jan Gustafson, Marcus Martin and Joanne Barron, Community Development, presented a Livable Communities Program 1997 - 2007 Report. The Minnesota Legislature created the Livable Communities Act (LCA) in 1995 to provide a voluntary, incentive-based approach to help the Twin Cities metropolitan areas address affordable and lifecycle housing needs by providing funds to communities to assist them in carrying out their development plans. LCA funds have leveraged millions of additional dollars in private and public investment that has provided new jobs, housing choices, and business growth through the Tax Base Revitalization Account (TBRA), Livable Communities Demonstration Account (LCDA) and the Local Housing Incentives Account (LHIA).

Chair Bell thanked staff for their informative message and noted the LCDA component of the LCA is under review by a council member-led committee. A final report will be presented to the Council.

[Transportation Finance 101](#)

Amy Vennewitz, Transit Services, presented an introduction to highway and transit funding, focusing on the total MN transportation revenues and expenditures, how state revenues have changed, state forecast, highway revenues and expenditures, and transit revenues and expenditures.

Chair Bell thanked Amy for her clear and concise information on a complex issue.

Reports

Chair

Chair Bell reported:

- he and Regional Administrator Weaver are meeting one-on-one with Council Members over the next several weeks;

- the Metropolitan Council Nominating Committee will hold a public hearing for the District 4 vacancy on Thursday, November 1, 2007.

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Council Members

Council Member Susag presented the Council's "A Bold Experiment" DVD to the Hopkins Lions Club.

Regional Administrator

Regional Administrator reported:

- the Council email/calendaring system will migrate from Groupwise to Outlook during the second week in November. Council Member training session will be scheduled in mid-November;
- the Central Corridor Project Office open house will be Friday, October 27, between 2-6 p.m. at 540 Fairview Ave. N, St. Paul;
- Metro Transit received an award from the Public Transit Association for their television ad campaign and Larry Rolf, a 32-year Transit employee, was recognized by the National Training Institute as the Transit Training Professional of the Year.

General Counsel

There was no report.

Adjournment

Business completed, the meeting adjourned at 5:45 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 October 24, 2007.

Approved this 14th day of November 2007.

Respectfully submitted,

Pat Curtiss
Council Secretary