



Metropolitan Council Meeting

Wednesday, May 9, 2007

Council Chambers

4:00 P.M.

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Metropolitan Council Meeting

Wednesday, May 9, 2007

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, Kris Sanda, Georgeanne Hilker, Chris Georgacas, Rick Aguilar, , Daniel Wolter, Brian McDaniel

Members absent: 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 4:04 p.m. It was moved by McDaniel seconded by Wolter to approve the amended agenda. Motion carried.

Minutes

It was moved by Susag seconded by Meeks to approve the minutes of the Metropolitan Council Meeting of April 25, 2007. Motion carried.

Public Invitation

No one asked to address the Council regarding matters not on today's agenda. Chair Bell recognized Anoka County Dan Erhart, who was in attendance.

Part II - Exhibits

Business

Committee Consent List

[2007-129 - American Boulevard Station Interagency Agreement with the Hennepin County Regional Rail Authority](#)

It was moved by Sanda and seconded by Leppik

"That the Metropolitan Council authorize the Regional Administrator to negotiate and execute an Interagency Agreement with the Hennepin County Regional Rail Authority (HCRRA) for funding the design of the Hiawatha Light Rail Transit station at the intersection of American Boulevard and 34th Avenue, Bloomington."

Motion carried.

[2007-137 - Authorization to Award Contract for Diesel Fuel Supply](#)

It was moved by Sanda and seconded by Leppik

"That the Metropolitan Council authorize the Regional Administrator to execute a contract with Western Petroleum Company to supply diesel fuel in accordance with Council specifications and Western Petroleum Company bid prices from July 1, 2007 through June 30, 2009, with options to extend the contract term up to an additional twenty-four months."

Motion carried.

[2007-138 - Authorization to Award Contract for Police Information Management Systems \(PIMS\)](#)

It was moved by Sanda and seconded by Leppik

"That the Metropolitan Council authorize the Regional Administrator to negotiate and execute a contract to purchase and install a Police Management Information System with Law Enforcement Technology Group in an amount not-to-exceed \$639,213."

Motion carried.

[2007-140 - Authorization to Apply for JARC Funding, Resolution No. 2007-11](#)

It was moved by Sanda and seconded by Leppik

"That the Metropolitan Council approve Resolution 2007-11, authorizing the Metropolitan Council to apply for Job Access and Reverse Commute (JARC) funding from the Minnesota Department of Transportation (MnDOT)."

Motion carried.

[2007-143 - 2007-1020 TIP Amendment: Transit for Livable Communities, add SP#151-091-02, Pedestrian Plan for Minneapolis; SP #141-091-01, Bicycle Racks for Minneapolis; and SP #141-091-03, Bicycle and Pedestrian Ambassador Program, TAB Action 2007-24](#)

It was moved by Sanda and seconded by Leppik

"That the Metropolitan Council concur with the Transportation Advisory Board (TAB) action to adopt an amendment to the 2007-2010 Transportation Improvement Program (TIP) to include SP 141-091-02, SP #141-091-01, and SP #141-091-03: Minneapolis Pedestrian Plan, Bicycle Racks, and Bicycle and Pedestrian Ambassador Program."

Motion carried.

[2007-144 - TIP Amendment: Metro Transit, adopt amendment to include the revised project scope in Action Item 2007-25 to reduce the funding amounts for SP #CM-12-03, SP #90-595-10, and SP #CM-05-04 and to change the project description to reflect the change in project scope, TAB Action 2007-26](#)

It was moved by Sanda and seconded by Leppik

"That the Metropolitan Council concur with the Transportation Advisory Board (TAB) action to adopt an amendment to the 2007-2010 Transportation Improvement Program (TIP) to reduce the funding amounts for selected SP #CM12-03, SP #90-595-10, and SP #CM-05-04 and to change the project description to reflect the change in project scope."

Motion carried

2007-145 - 2007-2010 TIP Amendment: Dakota County, SP #19-642-42: CSAH 42 from CSAH 5 in Burnsville to Glendale Rd. in Savage – Reconstruction, Lane Addition, Access Management. Tab Action 2007-29

It was moved by Sanda and seconded by Leppik

"That the Metropolitan Council concur with the Transportation Advisory Board (TAB) action to adopt an amendment to the 2007-2010 Transportation Improvement Program (TIP) to move SP #19-642-42 from 2008 to 2007 and add approximately \$500,000 to the project cost."

Motion carried.

2007-152 - Amendment to Legal Services Agreement

It was moved by Sanda and seconded by Leppik

That the Metropolitan Council authorize the Regional Administrator or the General Counsel to amend one legal services agreement to increase the maximum contract price as follows:

Law Firm	Services	Term	Current Price	Proposed Increase	New Price
Dorsey & Whitney	LRT &Public Law Contract 00P0140	12/31/08	\$325,000	\$100,000	\$425,000
Bassford Remele	Workers Comp Contract 05PO44A	6/30/08	\$125,000	\$125,000	\$250,000

Motion carried.

2007-156 - Authorization to Amend Contract for Regional Assessment of Water Supply Systems.

It was moved by Sanda and seconded by Leppik

"That the Metropolitan Council authorize its Regional Administrator to amend the contract from the currently authorized amount of \$235,693 to \$403,442 with RW Beck Inc. for a regional assessment of water supply safety security and reliability, project outreach, financial evaluation and development of the master water supply plan."

Motion carried.

2007-158 - Authorization to Negotiate and Execute Contract for Construction Inspection Services with Bonestroo

It was moved by Sanda and seconded by Leppik

"That the Metropolitan Council authorizes its Regional Administrator to negotiate and execute a contract for construction inspection services with Bonestroo in an amount not to exceed \$1,500,000."

Motion carried.

2007-159 - Authorization to Negotiate and Execute Contract for Construction Inspection Services with Earth Tech.

It was moved by Sanda and seconded by Leppik

"That the Metropolitan Council authorizes its Regional Administrator to negotiate and execute a contract for construction inspection services with Earth Tech in an amount not to exceed \$1,500,000."

Motion carried.

[2007-160](#) - Authorization to Negotiate and Execute Contract for Construction Inspection Services with Howard R. Green

It was moved by Sanda and seconded by Leppik

"That the Metropolitan Council authorizes its Regional Administrator to negotiate and execute a contract for construction inspection services with Howard R. Green in an amount not to exceed \$1,500,000."

Motion carried.

[2007-161](#) - Authorization to Negotiate and Execute Contract for Construction Inspection Services with TKDA

It was moved by Sanda and seconded by Leppik

"That the Metropolitan Council authorizes its Regional Administrator to negotiate and execute a contract for construction inspection services with TKDA in an amount not to exceed \$1,500,000."

Motion carried.

[2007-162](#) - Authorization to Sole Source Procurement of Fine Bubble Aeration Diffusers from Seneca Plant

It was moved by Sanda and seconded by Leppik

"That the Metropolitan Council authorizes its Regional Administrator to procure ceramic fine bubble aeration diffusers for the Seneca Plant Improvements, MCES Project No. 801900, from Engineering America at a cost not to exceed \$296,000."

Motion carried.

Report of the Management Committee

Management Committee items are on the Consent List and Joint Report.

Report of the Transportation Committee

Transportation Committee items are on the Consent List and Joint Report.

Report of the Community Development Committee

There is no report from the Community Development Committee.

Report of the Environment Committee

2007-155 - Authorization to Acquire Easements and to File Condemnation Petition – South St. Paul Forcemain Improvements, MCES Project 802710, Resolution No. 2007-12

It was moved by Leppik and seconded by Susag

"That the Metropolitan Council pass the attached Resolution 2007-12 authorizing the Council to acquire by negotiation and, if necessary, to file a petition for condemnation of the property interest necessary for the South Saint Paul Forcemain (SSPFM) Improvements – MCES Project 802710."

Motion carried.

Joint Report of the Transportation and Management Committees

2007-153 - 2007 Unified Capital Program Amendment

It was moved by M. Smith and seconded by Steffen

"That the Metropolitan Council:

- amend the 2007 Authorized Capital Program multi-year authorization) by adding authority as follows:

Original Item 2007-153	Transit	\$ 24,536,728
No change from this item (transfers only)		
- amend the 2007 Capital Budget (annual appropriation) by adding appropriations as follows:

Original Item 2007-153	Transit	\$ 11,164,928
Effect of this item (#61650 and #84496)		\$ - 3,100,000
Total 2007 Capital Budget Amendment		\$ 8,064,928
- Approve transfer between capital projects as detailed in Attachment 1.

Council members Smith reported that as part of its ongoing Northstar risk assessment, the Federal Transit Administration (FTA) has asked for a \$10.1M increase in the project contingency (\$5M federal, \$5.1M local.) The \$5.1M commitment is needed the week of May 7 and because the Council is able to act more quickly than other local partners, the Council was asked to provide the contingency commitment on behalf of the partners. The Northstar Corridor Development Authority, at their May 3 meeting, passed a resolution confirming its approval of the increased project costs, with a recommendation to the Northstar Funding Partners for the commitment of the \$1.7M in addition funding for the Project's contingency fund. The Council's contribution will be from existing Transit Bonds

The additional amount will increase the Northstar CEI by \$1.00 FTA expects to issue new guidelines, increasing the threshold by \$1.00. With that adjustment, Northstar will remain eligible for funding.

Motion carried on a roll call vote:

		Yes	No	Absent
	Scherer	Steffen		District 4 Vacant
	Pistilli	Sanda		District 14 Vacant
	M. Smith	Hilker		
	Susag	Georgacas		
	Leppik	Aguilar		
	Meeks	Wolter		
	Wittsack	Daniel		
		Bell		
TOTAL		15	-	2

2007-151 SW - 2007 Operating Budget Amendment

It was moved by Scherer and seconded by Pistilli

That the Metropolitan Council amend the 2007 Unified Operating Budget in accordance with the attached table.”

Council member Scherer reported that the amendment incorporate changes to the Metro Transit operating budget by adding six full-time employees in support of the Central Corridor light rail project, adds a year of participation of Metro Transit policy in the Metropolitan Gang Strike Force and reallocates budget authority for the costs of a Siemens maintenance agreement. The amendment does not affect reserves.

		Yes	No	Absent
	Scherer	Steffen		District 4 Vacant
	Pistilli	Sanda		District 14 Vacant
	M. Smith	Hilker		
	Susag	Georgacas		
	Leppik	Aguilar		
	Meeks	Wolter		
	Wittsack	Daniel		
		Bell		
TOTAL		15	--	2

Other Business

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

Bryce Pickart, Assistant General Manager of Environmental Services Technical Services, presented a summary of wastewater issues in East Bethel, Ham Lake, Oak Grove and Andover.

Chair Bell believes the Council needs additional discussion on the question of what level of guidance/direction the Council should have for areas never intend to become part of the Council’s wastewater service area. Chair Bell stated that once a new Council has been seated , he will reconvene the Rural Policy Work Group to address community planning issues.

Chair Bell asked that the issues discussed today be presented to the Environment and Community Development Committees for recommendations to the full Council.

Customer Survey Presentation

Bruce Howard, Metro Transit Director of Marketing, presented results from the 2006 Metro Transit train and bus rider surveys.

Reports

Chair

Chair Bell reported

- the Committee of the Whole will meet on Wednesday, May 9, 2007 4 p.m.
- he, Mr. Weaver and Councilmember Smith joined staff on a tour of the Twins Baseball stadium site;
- Council members are invited to meet with the Minneapolis Downtown Council on May 21;
- he and Mr. Weaver met with Hennepin County Commissioners as part of their annual County visitations;
- planning talks have begun for the summer Council retreat.

Council Members

There were no reports.

Regional Administrator

Regional Administrator Weaver reiterated the importance of the May 9 Committee of the Whole meeting where Council Members will hear a detailed status report on the Central Corridor project.

General Counsel

There was no report today.

Adjournment

Business completed, the meeting adjourned at 5:21 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 May 9, 2007.

Approved this 23rd day of May 2007.

Respectfully submitted,

Pat Curtiss
Recording Secretary