



**Committee of the Whole  
And  
Special Metropolitan Council Meeting**

Wednesday, November 18, 2009

Robert Street Council Chambers

4:00 P.M.

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**Committee of the Whole  
And  
Special Metropolitan Council Meeting**

Wednesday, November 18, 2009

Council Chambers

4:00 P.M.

**Part I - Narrative**

**Attendance:**

Peter Bell, Chair; Roger Scherer, Tony Pistilli, Robert McFarlin, Craig Peterson, Polly Bowles, Peggy Leppik, Annette Meeks, Lynette Wittsack, Natalie Steffen, Georgeanne Hilker, Sherry Broecker, Rick Aguilar, Kirstin Sersland Beach, Daniel Wolter, Wendy Wulff

Members absent: Kris Sanda, Kirstin Sersland Beach

**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 Wittsack, seconded by Meeks, to approve the agenda. Motion carried.

**Minutes**

It was moved by Broecker, seconded by Wittsack, to approve the minutes of the Committee of the Whole and Special Metropolitan Council Meeting of November 4, 2009. 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*

[2009-393 - Contract Authorization for Rush Line Pass Through Agreement](#)

It was moved by Wolter and seconded by Peterson

"That the Metropolitan Council authorize the Regional Administrator to execute an agreement with Ramsey County Regional Rail Authority to pass through federal funding in an amount not to exceed \$419,222 for demonstration peak express coach bus service from Forest Lake & Columbus to downtown St. Paul."

Motion carried.

[2009-396](#) - Procurement of Metro Mobility Vehicles

It was moved by Wolter and seconded by Peterson

"That the Metropolitan Council authorize the Regional Administrator to execute a purchase agreements with Hogle Bus Company Inc. (State of MN Contract 440473) for up to seven buses in an amount not to exceed \$478,500; and with Elk River Ford (State of MN Contract #439865) for up to eighteen automobiles in an amount not to exceed \$540,000."

Motion carried.

[2009-399](#) - Authorization to Amend Contract for 314 Transit Buses

It was moved by Wolter and seconded by Peterson

"That the Metropolitan Council authorize the Regional Administrator to amend Contract 07P162 with Gillig Corporation to change the number of forty-foot standard drive clean diesel base order buses from 164 to 239 and reduce the number of forty-foot hybrid diesel-electric base order buses from 150 to 75."

Motion carried.

[2009-400](#) - Request for Increased Authorization to Business Item 2009-361

It was moved by Wolter and seconded by Peterson

"That the Metropolitan Council authorize the Regional Administrator to increase the not to exceed amount of Business Item 2009-361 (see attached) by \$100,000 for an amended total of \$810,000."

Motion carried.

[2009-401](#) - Amendment to Interagency Cooperative Agreement with Northstar Corridor Development Authority for Staff Resources

It was moved by Wolter and seconded by Peterson

"That the Metropolitan Council Authorize the Regional Administrator to execute amendment #6 to the Interagency Cooperative Agreement with the Northstar Corridor Development Authority relative to the provision of Council staff resources in 2010, valued at \$430,000."

Motion carried.

[2009-403](#) - Authorization to Hold Public Hearing on Draft Facility Plan for Golden Valley-St. Louis Park Relief Interceptor, MCES Project No. 805700

It was moved by Wolter and seconded by Peterson

"That the Metropolitan Council authorize its General Manager of Environmental Services to hold a public hearing for the draft Facility Plan for the Golden Valley-St. Louis Park (1-GV-461) Relief Interceptor, MCES Project No. 805700."

Motion carried.

[2009-404](#) - Authorization to Hold Public Hearing on Draft Facility Plan for Hopkins System Improvements, MCES Project No. 804100

It was moved by Wolter and seconded by Peterson

"That the Metropolitan Council authorize the General Manager of MCES to hold a public hearing for the Hopkins System Improvements Draft Facility Plan, MCES Project No. 804100."

Motion carried.

[2009-405](#) - Authorization to Hold Public Hearing on Draft Facility Plan for Lift Station Improvements – L7, L13, L30, L35 and 66, MCES Project 805500

It was moved by Wolter and seconded by Peterson

"That the Metropolitan Council authorize the General Manager, MCES to hold a public hearing for the Lift Station Improvements: L-7, L-13, L-30, L-35, and L-66 Draft Facility Plan, MCES Project No. 805500."

Motion carried.

[2009-406](#) - Authorization to Negotiate and Execute an Agreement for Architectural/Engineering Services for the East Bethel Water Reclamation Plan Design and Construction Phase Services, Contract Number 09P160, MCES Project Number 801620

It was moved by Wolter and seconded by Peterson

"That the Metropolitan Council authorizes its Regional Administrator to negotiate and execute an architectural/engineering services agreement with TKDA in the amount not to exceed \$1,613,777 for East Bethel Water Reclamation Plant Design and Construction Phase Services, Contract No. 09P160 MCES Project No. 801620."

Motion carried.

[2009-407](#) - Authorization to Negotiate and Execute Cooperation Agreement with the City of Wayzata to Improve the 7018-2 Interceptor System

It was moved by Wolter and seconded by Peterson

"That the Metropolitan Council authorizes its Regional Administrator to Negotiate and Execute a Cooperative Agreement with the City of Wayzata for the design and construction of portions of the 7018-2 Interceptor System (Wayzata Force Main)."

Motion carried.

[2009-408](#) - Authorization to Extend Lease for Metro Facilities

It was moved by Wolter and seconded by Peterson

"That the Metropolitan Council authorizes its Regional Administrator to Negotiate and Execute a Cooperative Agreement with the City of Wayzata for the design and construction of portions of the 7018-2 Interceptor System (Wayzata Force Main)."

Motion carried.

[2009-409](#) - Authorization for Additional Inflow / Infiltration (I / I) Grant Program Funding and Program Modification

It was moved by Wolter and seconded by Peterson

"That the Metropolitan Council authorizes additional Inflow/Infiltration (I/I) grant funding for municipalities from the remaining funds in the ES grant funds, and modification of program."

Motion carried.

*Report of the Community Development Committee*

There is no report.

*Report of the Environment Committee*

Environment Committee items are included in the Consent List.

*Report of the Management Committee*

There is no report.

*Report of the Transportation Committee*

[2009-392](#) - Hiawatha Light Rail Transit Operations and Maintenance Facility Expansion, Project 64910

It was moved by Meeks and seconded by Broecker

"That the Metropolitan Council Authorize the Regional Administrator to award and execute a professional services contract with TKDA for design and construction support services of the Hiawatha Light Rail Transit (HLRT) Operations and Maintenance (O&M) Facility Expansion at a cost of \$1,590,000."

Motion carried, with Councilmember Steffen dissenting.

[2009-394](#) - Contract Amendment for Central Corridor Light Rail Transit Engineering Services Consultant

It was moved by Leppik and seconded by Peterson

"That the Metropolitan Council authorize the Regional Administrator

1. To execute an amendment to the professional services contract with AECOM USA, Inc. to increase the authorized contract spending authority by \$5.9 million to an amended total not to exceed of \$58.2 million to continue to advance Preliminary Engineering and
2. To issue a Notice-To-Proceed (NTP) to AECOM USA, Inc. to advance Preliminary Engineering accordingly."

Councilmember Wolter abstained from the discussion and vote on this item.

Motion carried, with Councilmembers Meeks and Wulff dissenting.

2009-395 - ADA Transit Assistance Agreements 2010-2011

It was moved by Meeks and seconded by Wulff

"That the Metropolitan Council authorize the Regional Administrator to negotiate and execute contracts for Americans with Disabilities Act (ADA) paratransit service with two transit providers not to exceed the following amounts for the period January 1, 2010 through June 30, 2011:

DARTS -	\$3,685,500
Humans Service, Inc. (H.S.I.) -	\$ 665,875

Motion carried.

2009-397 - Authorization to Execute 2010 Operating Funding Grant Agreements with SouthWest Transit and Minnesota Valley Transit Authority

It was moved by Meeks and seconded by Leppik

"That the Metropolitan Council authorize the Regional Administrator to execute grants in the amounts of \$1,025,000 with SouthWest Transit (SWT) and \$1,950,000 with Minnesota Valley Transit Authority (MVTA) to provide supplemental transit operating funding during CY2010."

Motion carried.

2009-398 - Authorization to Award Contract for Hennepin County Transit Link Service

It was moved by Meeks and seconded by Peterson

"That the Metropolitan Council authorize the Regional Administrator to execute a five year contract with Midwest Paratransit Services Inc. to provide Transit Link dial-a-ride service in Hennepin County beginning February 2010 in an amount not to exceed \$ 5,428,178."

Motion carried.

**Other Business**

Northstar Commuter Rail Update

Brian Lamb and Ed Byers reported on the November 13-14 Northstar Commuter Rail grand opening. The Friday stakeholder event, hosted by the Counties Transit Improvement Board (CTIB) and Northstar Corridor Development Authority (NCDA), featured the Northstar train leaving from Big Lake and pulling into Target Station just as the Hiawatha train arrived.

Saturday was the grand opening for the general public with local communities hosting celebrations at each station along the line: Big Lake, Elk River, Anoka, Coon Rapids, Fridley and downtown Minneapolis Ballpark Station.

The first two day average ridership was 2260. The 2010 projected ridership is 3400.

<http://www.metrocouncil.org/transportation/NS/NorthStar.htm>

Chair Bell acknowledged the work of Council staff and singled out Councilmember Bob McFarlin for his role in the development of the Northstar Commuter Rail project.

### Ostara Nutrient Recovery Project

Bryce Pickart, Environmental Services Assistant General Manager of Technical Services, presented information on of the Ostara Process, a proprietary chemical treatment process that removes phosphorus from phosphorus-rich solids processing recycle streams and produces phosphorus fertilizer pellets. An Ostara pilot study is underway at the Empire Wastewater Treatment Plant, with a report expected in January, 2010.

## **Reports**

### *Chair*

Chair Bell reported

- he and Council staff met with Dakota County Commissioners to discuss transportation issues;
- he, Councilmembers and staff participated in the opening of the Northstar Commuter Rail line;
- negotiations continue with University of Minnesota officials regarding Central Corridor mitigation issues; Representative Alice Hausman will convene a meeting of all parties on December 3, 2009.
- he met with FTA Administrator Peter Rogoff on Central Corridor issues and the Administrator emphasized the importance of the project's inclusion in the President's 2010 Budget.

### *Council Members*

Councilmember Scherer, Chair of the Management Committee, reported the Council

- sold \$10.49 million of Transit bonds to refund the 2001B Transit bonds. The action achieved a net present value savings of \$1.3 million and a 10.7% savings on the old debt service;
- sold \$6.72 million of Waste Water bonds to refund the 2001D Sewer bonds. The action resulted in a net present value savings of \$0.5 million and a 6.9% savings on the old debt service; and
- Moody's and Standard and Poors, both confirmed the Council's AAA bond ratings.

Councilmember Bowles participated in the Metro Transit Commuter Choice Award event.

Councilmember McFarlin

- complimented Council staff for their implementation of the weekend activities, noting their actions presented a positive public face of the Metropolitan Council;
- noted that Governor Pawlenty's support of Northstar and its inclusion in the Governor's 2004 Bonding Bill jumpstarted the project.



Metropolitan Council Meeting of November 18, 2009

*Regional Administrator*

Regional Administrator Weaver reported that Environmental Services has now logged 33 consecutive months of perfect compliance at all wastewater treatment plants.

*General Counsel*

General Counsel Mueting had no report.

**Adjournment**

Business completed, the meeting adjourned at 4:45 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 November 18, 2009.

Approved this 9th day of December, 2009.

Respectfully submitted,

Pat Curtiss  
Secretary