

T Transportation Committee
Metropolitan Council meeting: December 9, 2009

Item: 2009-427

Date November 25, 2009
Prepared:
Subject: **Subordinate Funding Agreement No. 5 with the Minnesota Department of Transportation for the Central Corridor Light Rail Project**

Proposed Action:

That the Metropolitan Council authorize the Regional Administrator to negotiate and execute Subordinate Funding Agreement (SFA) No. 5 to the Master Funding Agreement with the Minnesota Department of Transportation (MN/DOT) in the total amount of \$4,100,676 for the Central Corridor Light Rail Project for CY 2010.

Summary of Committee Discussion / Questions:

Item was presented by Mark Fuhrmann. Councilmember Meeks asked whether there are willing sellers. Mark Fuhrmann responded that the CCLRT Project is not engaged in acquisition at this time. The Project will approach the Council for specific authorization to acquire property. The item before the Council is for staff services and third party contracts to prepare for acquisition. Councilmember McFarlin asked about the purpose of the \$2,536,834 professional service expense. Mark Fuhrmann responded that \$2,536,834 expense is for third party contract expenses for appraisals and for appraisal reviews which FTA and MN/DOT each require to provide double checks on the appraisals.

A motion was made by Councilmember McFarlin and seconded by Councilmember Hilker, and passed unanimously.

T Transportation Committee
Meeting date: November 23, 2009

Metropolitan Council Meeting: December 9, 2009

ADVISORY INFORMATION

Date: November 12, 2009
Subject: Subordinate Funding Agreement No. 5 with the Minnesota Department of Transportation for the Central Corridor Light Rail Project
District(s), Member(s): All
Policy/Legal Reference: MN Statutes, Section 473.399
Staff Prepared/Presented: Brian Lamb, General Manager, 612-349-7510
Mark Fuhrmann, Deputy Gen. Mgr., 651-602-1942
Rich Rovang, Deputy Project Director, CCLRT, 651-602-1941
Division/Department: Metro Transit / Central Corridor Project Office.

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Background

The Metropolitan Council established the contractual framework with MN/DOT at its May 23, 2007 meeting when it authorized the Regional Administrator to negotiate and execute a Master Funding Agreement for the development of light rail transit in the Central Corridor. Each SFA under the Master Funding Agreement provides a method for the transfer of funds from the Council to MN/DOT so that MN/DOT can carry out its responsibilities.

The funds reimburse MN/DOT for costs incurred in the delivery of the Central Corridor Light Rail Project. Each SFA defines the amount of funds committed and the specific purpose of the expenditures.

Rationale

The Central Corridor Project Office is now requesting that the Metropolitan Council authorize the Regional Administrator to execute SFA No. 5 in the total amount of \$4,100,676. SFA No. 5 includes \$1,440,000 for property acquisition services, \$2,536,834 for professional services and \$123,842 for direct charges. The property acquisition services will be for appraisal and appraisal review of properties. Upon approval to enter Final Design the FTA permits the acquisition of property.

Funding

There is funding in the amount of \$47,778,860 currently available for Preliminary Engineering, Final Design and right-of-way acquisition activities.

Known Support / Opposition

Governor Pawlenty issued Executive Order 08-13 designating Metropolitan Council as the lead agency for Central Corridor Light Rail Transit where the Commissioner of Transportation has entered into a cooperation agreement with the Council.