



Metropolitan Council Meeting

Wednesday, February 22, 2012

Robert Street Council Chambers

4:00 P.M.

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Metropolitan Council Meeting

Wednesday, February 22, 2012

Council Chambers

4:00 P.M.

Part I - Narrative

Attendance:

Susan Haigh, Steven Chávez, Jon Commers, Gary Cunningham, John Doan, Adam Duinick, Steven Elkins, Rich Kramer, Harry Melander, Jennifer Munt, Edward Reynoso, Lona Schreiber, Gary Van Eyll, Wendy Wulff

Members absent: James Brimeyer, Sandra Rummel, Roxanne Smith

Call to Order and Approval of Agenda

A quorum being present, the Chair called the regular meeting of the Metropolitan Council to order at 4:05 p.m. It was moved by Elkins, seconded by Kramer, to approve the agenda. Motion carried.

Minutes

It was moved by Cunningham, seconded by Kramer, to approve the minutes of the Metropolitan Council Meeting of February 8, 2012. Motion carried.

Public Invitation

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

Part II - Exhibits

Business

Consent List

It was moved by Elkins, seconded by Schreiber, to approve the consent list.

Motion carried.

2012-39 Technical Amendments to Legal Services Agreements; No Budget Impacts

"That the Metropolitan Council authorizes the General Counsel to amend legal services agreements to increase the maximum contract prices as follows:

<u>Law Firm</u>	<u>Services</u>	<u>Term</u>	<u>Current Price</u>	<u>Proposed Increase</u>	<u>New Price</u>
Foley Lardner	Legal Services related to State v. 3M Contract No. 11P157	09/01/11 - 12/31/13	\$250,000	\$500,000	\$750,000
Landrum Dobbins	Legal Services related to Housing Issues Contract No. 02P073	09/01/02 - 12/31/12	\$150,000	\$100,000	\$250,000"

2012-40 Authorization to Enter Into a Joint Powers Agreement with the State of Minnesota for Transit Link Service, Resolution 2012-2

"That the Metropolitan Council authorize its Regional Administrator to execute a joint powers agreement and subsequent amendments to it with the State of Minnesota through its Commissioner of Transportation to allow the Council to transport Transit Link customers to destinations in Minnesota outside the metropolitan area as defined by Minn. Stat. § 473.121."

2012-41 Authorization to Execute Agreement with Verint Systems Inc.

That the Metropolitan Council authorize the Regional Administrator to execute a sole source agreement with Verint Systems Inc., in an amount not to exceed \$750,000 for the purchase of up to 200 camera systems for Metro Mobility and MTS fixed route vehicles."

2012-44 Central Corridor Light Rail Transit (Green Line): Subordinate Funding Agreement with the City of Minneapolis

"That the Metropolitan Council authorize the Regional Administrator to negotiate and execute a Subordinate Funding Agreement (SFA) #18 in an amount not to exceed \$725,000 under the existing Master Funding Agreement to reimburse the City of Minneapolis for construction inspection related services in 2012 for the Central Corridor Light Rail Transit (CCLRT) Project."

2012-45 Central Corridor Light Rail Transit (Green Line): Subordinate Funding Agreement with the City of St. Paul

"That the Metropolitan Council authorize the Regional Administrator to negotiate and execute a Subordinate Funding Agreement (SFA) #01.2 in an amount not to exceed \$481,000 under the existing Master Funding Agreement to reimburse the City of St. Paul for construction inspection related services in 2012 for the Central Corridor LRT Project."

2012-46 Central Corridor Light Rail Transit (Green Line): Subordinate Funding Agreement with the Board of Water Commissioners of the City of Saint Paul

"That the Metropolitan Council authorize the Regional Administrator to negotiate and execute a Subordinate Funding Agreement (SFA) #5 in an amount not to exceed \$1.95 million under the existing Master Funding Agreement to reimburse the Board of Water Commissioners of the City of St. Paul for inspection and water facility work in 2012 for the Central Corridor Light Rail Transit (CCLRT) Project."

2012-47 Central Corridor Light Rail Transit (Green Line): Amendment to the Subordinate Funding Agreement with the University of Minnesota

"That the Metropolitan Council authorize the Regional Administrator to negotiate and execute an Amendment to Subordinate Funding Agreement (SFA) #9 in an amount not to exceed \$76,000 for a total amended agreement value in an amount not to exceed \$477,000 to reimburse the University of Minnesota for construction of a wall adjacent to Amundson Hall for the Central Corridor Light Rail Transit (CCLRT) Project."

2012-50 Authorization to Contract for Design and Construction Support Services for the Overhaul Base Paint Booth and Renovations

"That the Metropolitan Council (Council) authorize the Regional Administrator to award and execute a professional services contract for architectural and engineering design and construction support services for renovations and a paint booth expansion to the Overhaul Base Facility located at 515 N. Cleveland Avenue, St. Paul with Wendel Duchscherer Architects & Engineers, PC (Wendel) at a not-to-exceed contract amount of \$649,967.07."

2012-55 Southwest Light Rail Transit (Green Line Extension): Cooperative Agreement with the Minnesota Department of Transportation

“That the Metropolitan Council authorize the Regional Administrator to negotiate and execute a Cooperation Agreement with the Minnesota Department of Transportation (MnDOT) for the Southwest Light Rail Transit (SWLRT) Project.”

2012-56 Acquire Property for the 140th and 147th Street Stations – Cedar Avenue BRT Project, Resolution 2012-3

“That the Metropolitan Council authorize the Regional Administrator to acquire permanent and temporary easements necessary for the construction of the 140th and 147th Street Cedar Avenue Bus Rapid Transit (BRT) Stations by direct negotiation or by condemnation in accordance with the attached resolution.”

2012-57 Authorization to Award and Execute a Contract for Construction of the 3rd and Commercial Street Regulator Improvements, MCES Project No. 809049, Contract No. 11P153

“That the Metropolitan Council authorize its Regional Administrator to award and execute a construction contract for the 3rd and Commercial Street Regulator Improvements, MCES Project No. 809049 with Engineering and Construction Innovations, Inc. for their low bid of \$1,617,875.”

2012-58 Authorization to Negotiate and Execute Cooperation Agreement with the City of Wayzata for Improvements to the Wayzata Force Main System

“The Metropolitan Council authorizes its Regional Administrator to Negotiate and Execute a Cooperation Agreement with the City of Wayzata for the design and construction of portions of the Wayzata force main system.”

2012-59 Adoption of the Facility Plan Amendment for the Blue Lake Wastewater Treatment Plant Improvements, MCES Project No. 801800, Resolution 2012-4

“That the Metropolitan Council adopts the Facility Plan Amendment for the Blue Lake Wastewater Treatment Plant (WWTP) Improvements, MCES Project No. 801800, per the attached Resolution No. 2012-4.”

Report of the Management Committee – item on consent list

Report of the Community Development Committee- no items

Joint Report of the Transportation and Environment Committees

2012-48 Sustainability Policy for Internal Operations and Maintenance

It was moved by Elkins, seconded by Cunningham,

“That the Metropolitan Council (Council) approves the attached Sustainability Policy for Internal Operations and Maintenance.”

Motion carried.

Report of the Transportation Committee

2012-29 Light Rail Transit / Bus Rapid Transit System Name and Identity Recommendations

It was moved by Elkins, seconded by Chavez,

“That the Metropolitan Council:

1. Approve “METRO” as the new name for the region’s system of light rail and highway bus rapid transit services.

2. Approve the new METRO logo, vehicle designs and station signage concepts as recommended in the attached drawings.”

Motion carried.

2012-30 Construction of the Maplewood Mall Park & Ride, Project 62911

It was moved by Elkins, seconded by Commers,
 “That the Metropolitan Council (Council) authorize the Regional Administrator to award and execute a contract with the lowest responsive and responsible bidder, Sheehy Construction Company, for the construction of the Maplewood Mall Transit Center Parking Structure in Maplewood, MN, at a cost of \$11,152,300.”

Motion carried.

2012-54 Adoption of Regional Transitway Guidelines

It was moved by Elkins, seconded by Wulff,
 “That the Metropolitan Council adopt the *Regional Transitway Guidelines* dated February 2012 and available here:

<http://www.metrocouncil.org/planning/transportation/transitways/RegionalTransitwayGuidelines.pdf> ”

Motion carried.

Other Business

2012-52 Metropolitan Council Member Committee Assignments

It was moved by Kramer, seconded by Commers,
 “ That the Metropolitan Council approve the following committee assignments for 2012 recommended by the Chair, pursuant to Council Bylaws, Article III, A1.

Community Development	Environment	Management	Transportation	Litigation Review (Special Committee)
<i>Cunningham, Chair</i>	<i>Rummel, Chair</i>	<i>Brimeyer, Chair</i>	<i>Elkins, Chair</i>	<i>Chavez, Chair</i>
<i>Commers, Vice Chair</i>	<i>Wulff, Vice Chair</i>	<i>Chavez, Vice Chair</i>	<i>Schreiber, Vice Chair</i>	<i>Melander, Vice Chair</i>
<i>Chavez</i>	<i>Doan</i>	<i>Cunningham</i>	<i>Brimeyer</i>	<i>Cunningham</i>
<i>Elkins</i>	<i>Melander</i>	<i>Duininck</i>	<i>Commers</i>	<i>Schreiber</i>
<i>Kramer</i>	<i>Reynoso</i>	<i>Kramer</i>	<i>Doan</i>	
<i>Munt</i>	<i>Schreiber</i>	<i>Melander</i>	<i>Duininck</i>	
<i>Rummel</i>	<i>Van Eyll</i>	<i>Van Eyll</i>	<i>Munt</i>	
<i>Smith</i>			<i>Reynoso</i>	
<i>Wulff</i>			<i>Smith</i>	”

Motion carried.

Central Corridor Light Rail Transit (Green Line): Lessons Learned Summary

Staff reviewed the issues encountered during construction in 2011, and actions that will be taken to alleviate them during the 2012 construction season. Highlights include: improving vehicle traffic and access; linking construction zone size with crew resources, pedestrian access; using proper signage, outreach efforts; providing weekly construction updates; working with business on access plans. Staff reviewed the proposed 2012 construction schedule, as well as the light rail vehicle production and delivery schedule.

Overview of Fiscal Disparities Study

Deb Detrick, Planning Analyst, explained that the objectives of the program are to redistribute fiscal resources and promote better planning. She explained how fiscal disparities work and the results for taxes payable in 2011. Detrick also reported on that the legislative study of the metropolitan area fiscal disparities program was completed on February 1, 2012, and described the impacts with and without the program. Key findings of the analysis are that fiscal impacts depend on the type of land used and the level of government. Next steps include additional analysis, proposals to change or eliminate program.

Reports

Chair. Chair Haigh provided highlights of recent meetings and events:

Addressed the TwinWest Legislative Breakfast;
Met with Dakota County relative to the branding issues;
Met with Apple Valley to talk about station stops along the Redline BRT project;
Had CTIB meeting;
Attended Governor's State of the State address;
Attended center for transportation study quarterly meeting, where MN Go vision was presented;
Participated in conference call about the house transportation bill;
Participated in Governor's office job sub-cabinet to talk about the overall job strategy;
Attended Senate local government committee to discuss housing.

Council Members

- Schreiber. Attended North Hennepin Community College student body presentation. Many students are transit-dependent. A lot of discussion centered on Bottineau.
- Kramer. In the process of meeting with the new Saint Paul City Council members.
- Reynoso. Met with City of Ramsey and reviewed several of the TOD grants for which they've applied.
- Wulff. City of Maple Plain attended Environment Committee meeting to discuss concerns about increase in wastewater fees because their flow was much higher last year than the previous year. Working group was formed with ES staff and city officials from around the region – issues were discussion and solutions created that will not affect other ratepayers.
- Melander. Attended Gateway corridor committees, narrowing down their options. Also attended White Bear Lake conservation district meeting regarding the lake level.
- Doan. Recognized Council Chair and Council members who attended the Isaiah event. He co-hosted a tour for a group from Colorado who visited to look at the 35W MNPASS project. Quite a bit of activity going at the legislature and in the community with the 35E corridor relating to the Cayuga Bridge project that would involve the MNPASS system.
- Munt. Reported that there is an appetite for transit-oriented development grant funds; at a meeting of the SW LRT community works committee, each of the five cities along SW presented their applications for grant funds, and Hopkins wants to connect light rail station with their main street and redevelop vacant site for affordable housing.

- Elkins. Participating in ULI work group that has been formed to talk about coordinating transportation land use. Attended fiscal disparities presentations. Had monthly meeting with Bloomington staff – city currently has 625 multi-family units under construction, and additional 250 units will start construction this spring; also discussed the 35W BRT. Listened in on joint city council/planning commission work session in Richfield regarding Pillsbury commons project, which is a workforce housing project. Attended Livable Streets meeting in Edina that was hosted by their traffic commission. Also attended MnDot Complete Streets Advisory committee meeting.

Regional Administrator – no report

General Counsel – no report

Adjournment

Business completed, the meeting adjourned at 5:54 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 February 22, 2012.

Approved this 14th day of March, 2012.

Respectfully submitted,

Susan M. Harder
Recording Secretary