

METROPOLITAN COUNCIL
390 North Robert Street, St. Paul, Minnesota 55101

MEETING OF THE MANAGEMENT COMMITTEE
Wednesday, November 28, 2012

Committee Members Present: James Brimeyer, Chair; Steven T. Chávez, Vice Chair; Adam Duininck; and Richard Kramer

Committee Members Absent: Gary L. Cunningham

CALL TO ORDER

Chair Brimeyer called the meeting of the Council's Management Committee to order at 2:31 p.m. on Wednesday, November 28, 2012.

APPROVAL OF AGENDA AND MINUTES

It was moved by S. Chávez, seconded by G. Van Eyll, to approve the agenda.

Motion carried.

It was moved by R. Kramer, seconded by G. Van Eyll, to approve the minutes of the November 14, 2012 regular meeting of the Management Committee.

Motion carried.

BUSINESS

2012-340 List of Authorized Financial Institutions

Allen Hoppe, Senior Manager, Treasury, presented business item 2012-340 List of Authorized Financial Institutions.

It was moved by R. Kramer, seconded by S. Chávez:

"That the Metropolitan Council approves the attached list of Authorized Financial Institutions for 2013." (See Attachment A)

2012-341 Affirmation of 2013 Transaction-Based Financial Contracts

Allen Hoppe, Senior Manager, Treasury, presented business item 2012-341 Affirmation of 2013 Transaction-Based Financial Contracts.

It was moved by S. Chávez, seconded by G. Van Eyll:

"That the Metropolitan Council authorize the Regional Administrator to amend the terms of the following volume-based financial contracts, as needed, so as to provide continued service through December 31, 2013:

1. Wells Fargo and US Bank - General banking services
2. Elavon - Credit card processing, gateway, and managed payment services
3. Bank of America (BofA) - Purchasing card services
4. Wells Fargo and US Bank - Custodian and securities lending services
5. US Bank - Trustee Services

METROPOLITAN COUNCIL
2013 Authorized Financial Institutions and Service Providers

Dated: December 12, 2012

Banking Services (Official Depositories)

U.S. Bank, N.A. (Including East Grand Forks controlled disbursements site)

New: Wells Fargo Bank, N.A. (Including Van Wert, Ohio controlled disbursement site)

Card Providers

Bank of America (Purchasing Credit Card)

Elavon Inc. (Credit Card Processing and Managed Payment Processor)

The Bancorp Bank, (Pharmacy Debit Cards)

Total Administrative Services Corp (TASC FLEX Debit Cards)

US Bank (Payroll Debit Card and Housing Debit Card)

New: Wells Fargo (Payroll Debit Card and Housing Debit Card)

Custodial Trust Accounts and Securities Lending:

R.J. O'Brien (Futures Contracts for Hedging Consumed Commodities)

State Street (OPEB Portfolio Execution & Custody)

U.S. Bank National Association

Wells Fargo Trust

Broker/Dealers and Commodity Hedging Firm*:

First Tennessee Capital Markets

Merrill Lynch (Subsidiary of Bank of America)

Piper Jaffray

RBC Wealth Management*

Robert W. Baird & Co.

U.S. Bancorp, N.A.

Wells Fargo Securities, LLC

Money Market Funds

Federated Investors Inc.

First American Funds, Inc.

Goldman Sachs Asset Management

J.P. Morgan

Morgan Stanley

Wells Fargo Advantage Funds

OPEB Balances

Public Employees Retirement Association (PERA)

State Board of Investments (SBI), Minnesota

METROPOLITAN COUNCIL
390 Robert Street North, Saint Paul, Minnesota 55101-1805

RESOLUTION NO. 2012-43

**RESOLUTION DESIGNATING REGULAR MEETING DAYS FOR
METROPOLITAN COUNCIL**

WHEREAS, Article II, Paragraph A of the Bylaws of the Metropolitan Council states that regular meetings of the Council “shall be set by the Council by resolution”; and

WHEREAS, section 13D.04 of the Minnesota Open Meeting Law requires each public body to keep on file at its primary offices a schedule of the regular meetings of the public body.

NOW THEREFORE, BE IT RESOLVED that upon approval of this resolution:

1. The regular meeting days for the Metropolitan Council shall be the second and fourth Wednesday of each month.
2. Unless otherwise determined by the Council or the Chair, the regular meetings shall be held at 390 Robert Street North in Saint Paul, Minnesota, commencing at 4:00 p.m.
3. Subject to the requirements of the Minnesota Open Meeting Law, the time and place of these regular meetings may be adjusted as determined by the Chair and as specified in the notice for each meeting.

Adopted this 12th day of December 2012

Susan Haigh, Chair

Emily Getty, Recording Secretary

METROPOLITAN COUNCIL
390 Robert Street North, Saint Paul, Minnesota 55101-1805

RESOLUTION NO. 2012-44

**RESOLUTION DESIGNATING REGULAR MEETING DAYS FOR
METROPOLITAN COUNCIL COMMITTEE OF THE WHOLE
AND AUTHORIZING THE COMMITTEE TO CONDUCT CLOSED MEETINGS**

WHEREAS, Article II, Paragraph C of the Bylaws of the Metropolitan Council states that regular Committee of the Whole meetings “shall be set by the Council by resolution”; and

WHEREAS, section 13D.04 of the Minnesota Open Meeting Law requires each public body to keep on file at its primary offices a schedule of the regular meetings of the public body; and

WHEREAS, the Minnesota Open Meeting Law and case law permit a public body to close a meeting to discuss attorney-client privileged matters and for other specified purposes; and

WHEREAS, the Committee of the Whole preliminarily discusses business and policy matters and makes recommendations to the Metropolitan Council’s governing body.

NOW THEREFORE, BE IT RESOLVED that upon approval of this resolution:

1. The regular meeting days for the Committee of the Whole shall be the first and third Wednesday of each month.
2. Unless otherwise determined by the Council, the regular meetings of the Committee of the Whole shall be held at 390 Robert Street North in Saint Paul, Minnesota, commencing at 4:00 p.m.
3. Subject to the requirements of the Minnesota Open Meeting Law, the time and place of these regular meetings may be adjusted as determined by the Chair and as specified in the notice for each meeting.
4. When appropriate and necessary and consistent with the requirements of the Minnesota Open Meeting Law and other applicable law, the Committee of the Whole may close any of its meetings to discuss attorney-client privileged matters and other matters for which meetings may be closed.

Adopted this 12th day of December 2012

Susan Haigh, Chair

Emily Getty, Recording Secretary

METROPOLITAN COUNCIL
390 Robert Street North, Saint Paul, Minnesota 55101-1805

RESOLUTION NO. 2012-45

**RESOLUTION DESIGNATING REGULAR MEETING DAYS FOR
METROPOLITAN COUNCIL MANAGEMENT COMMITTEE
AND AUTHORIZING THE COMMITTEE TO CONDUCT CLOSED MEETINGS**

WHEREAS, Article III, Paragraph A.2 of the Bylaws of the Metropolitan Council states that “regular meetings of the standing committees shall be set by the Council by resolution”; and

WHEREAS, section 13D.04 of the Minnesota Open Meeting Law requires each public body to keep on file at its primary offices a schedule of the regular meetings of the public body; and

WHEREAS, the Minnesota Open Meeting Law and case law permit a public body to close a meeting to discuss attorney-client privileged matters and for other specified purposes; and

WHEREAS, the Metropolitan Council’s standing committees preliminarily discuss business and policy matters and make recommendations to the Council’s governing body.

NOW THEREFORE, BE IT RESOLVED that upon approval of this resolution:

1. The regular meeting days for the Management Committee shall be the second and fourth Wednesday of each month.
2. Unless otherwise determined by the Council, the regular meetings of the Management Committee shall be held at 390 Robert Street North in Saint Paul, Minnesota, commencing at 2:30 p.m.
3. Subject to the requirements of the Minnesota Open Meeting Law, the time and place of these regular meetings may be adjusted as determined by the Committee Chair and as specified in the notice for each meeting.
4. When appropriate and necessary and consistent with the requirements of the Minnesota Open Meeting Law and other applicable law, the Management Committee may close any of its meetings to discuss attorney-client privileged matters and other matters for which meetings may be closed.

Adopted this 12th day of December 2012

Susan Haigh, Chair

Emily Getty, Recording Secretary

METROPOLITAN COUNCIL
390 Robert Street North, Saint Paul, Minnesota 55101-1805

RESOLUTION NO. 2012-46

**RESOLUTION DESIGNATING REGULAR MEETING DAYS FOR
METROPOLITAN COUNCIL ENVIRONMENT COMMITTEE
AND AUTHORIZING THE COMMITTEE TO CONDUCT CLOSED MEETINGS**

WHEREAS, Article III, Paragraph A.2 of the Bylaws of the Metropolitan Council states that “regular meetings of the standing committees shall be set by the Council by resolution”; and

WHEREAS, section 13D.04 of the Minnesota Open Meeting Law requires each public body to keep on file at its primary offices a schedule of the regular meetings of the public body; and

WHEREAS, the Minnesota Open Meeting Law and case law permit a public body to close a meeting to discuss attorney-client privileged matters and for other specified purposes; and

WHEREAS, the Metropolitan Council’s standing committees preliminarily discuss business and policy matters and make recommendations to the Council’s governing body.

NOW THEREFORE, BE IT RESOLVED that upon approval of this resolution:

1. The regular meeting days for the Environment Committee shall be the second and fourth Tuesday of each month.
2. Unless otherwise determined by the Council, the regular meetings of the Environment Committee shall be held at 390 Robert Street North in Saint Paul, Minnesota, commencing at 4:00 p.m.
3. Subject to the requirements of the Minnesota Open Meeting Law, the time and place of these regular meetings may be adjusted as determined by the Committee Chair and as specified in the notice for each meeting.
4. When appropriate and necessary and consistent with the requirements of the Minnesota Open Meeting Law and other applicable law, the Environment Committee may close any of its meetings to discuss attorney-client privileged matters and other matters for which meetings may be closed.

Adopted this 12th day of December 2012

Susan Haigh, Chair

Emily Getty, Recording Secretary

METROPOLITAN COUNCIL
390 Robert Street North, Saint Paul, Minnesota 55101-1805

RESOLUTION NO. 2012-47

**RESOLUTION DESIGNATING REGULAR MEETING DAYS FOR
METROPOLITAN COUNCIL COMMUNITY DEVELOPMENT COMMITTEE
AND AUTHORIZING THE COMMITTEE TO CONDUCT CLOSED MEETINGS**

WHEREAS, Article III, Paragraph A.2 of the Bylaws of the Metropolitan Council states that “regular meetings of the standing committees shall be set by the Council by resolution”; and

WHEREAS, section 13D.04 of the Minnesota Open Meeting Law requires each public body to keep on file at its primary offices a schedule of the regular meetings of the public body; and

WHEREAS, the Minnesota Open Meeting Law and case law permit a public body to close a meeting to discuss attorney-client privileged matters and for other specified purposes; and

WHEREAS, the Metropolitan Council’s standing committees preliminarily discuss business and policy matters and make recommendations to the Council’s governing body.

NOW THEREFORE, BE IT RESOLVED that upon approval of this resolution:

1. The regular meeting days for the Community Development Committee shall be the first and third Monday of each month; except when a meeting date for a regular meeting falls on a legal holiday, in which case the immediately succeeding Tuesday shall be the meeting date for that regular meeting.
2. Unless otherwise determined by the Council, the regular meetings of the Community Development Committee shall be held at 390 Robert Street North in Saint Paul, Minnesota, commencing at 4:30 p.m.
3. Subject to the requirements of the Minnesota Open Meeting Law, the time and place of these regular meetings may be adjusted as determined by the Committee Chair and as specified in the notice for each meeting.
4. When appropriate and necessary and consistent with the requirements of the Minnesota Open Meeting Law and other applicable law, the Community Development Committee may close any of its meetings to discuss attorney-client privileged matters and other matters for which meetings may be closed.

Adopted this 12th day of December 2012

Susan Haigh, Chair

Emily Getty, Recording Secretary

METROPOLITAN COUNCIL
390 Robert Street North, Saint Paul, Minnesota 55101-1805

RESOLUTION NO. 2012-48

**RESOLUTION DESIGNATING REGULAR MEETING DAYS FOR
METROPOLITAN COUNCIL TRANSPORTATION COMMITTEE
AND AUTHORIZING THE COMMITTEE TO CONDUCT CLOSED MEETINGS**

WHEREAS, Article III, Paragraph A.2 of the Bylaws of the Metropolitan Council states that “regular meetings of the standing committees shall be set by the Council by resolution”; and

WHEREAS, section 13D.04 of the Minnesota Open Meeting Law requires each public body to keep on file at its primary offices a schedule of the regular meetings of the public body; and

WHEREAS, the Minnesota Open Meeting Law and case law permit a public body to close a meeting to discuss attorney-client privileged matters and for other specified purposes; and

WHEREAS, the Metropolitan Council’s standing committees preliminarily discuss business and policy matters and make recommendations to the Council’s governing body.

NOW THEREFORE, BE IT RESOLVED that upon approval of this resolution:

1. The regular meeting days for the Transportation Committee shall be the second and fourth Monday of each month.
2. Unless otherwise determined by the Council, the regular meetings of the Transportation Committee from January through June shall be held at 390 Robert Street North in Saint Paul, Minnesota, commencing at 4:00 p.m., and regular meetings of the Transportation Committee from July through December shall be held at 560 6th Avenue North in Minneapolis, Minnesota, commencing at 4:00 p.m.
3. Subject to the requirements of the Minnesota Open Meeting Law, the time and place of these regular meetings may be adjusted as determined by the Committee Chair and as specified in the notice for each meeting.
4. When appropriate and necessary and consistent with the requirements of the Minnesota Open Meeting Law and other applicable law, the Transportation Committee may close any of its meetings to discuss attorney-client privileged matters and other matters for which meetings may be closed.

Adopted this 12th day of December 2012

Susan Haigh, Chair

Emily Getty, Recording Secretary

METROPOLITAN COUNCIL
390 Robert Street North, Saint Paul, Minnesota 55101-1805

RESOLUTION NO. 2012-49

**RESOLUTION DESIGNATING REGULAR MEETING DAYS FOR
METROPOLITAN COUNCIL LITIGATION REVIEW COMMITTEE
AND AUTHORIZING THE COMMITTEE TO CONDUCT CLOSED MEETINGS**

WHEREAS, Article III, Paragraph A.2 of the Bylaws of the Metropolitan Council states that “regular meetings of the standing committees shall be set by the Council by resolution”; and

WHEREAS, section 13D.04 of the Minnesota Open Meeting Law requires each public body to keep on file at its primary offices a schedule of the regular meetings of the public body; and

WHEREAS, section 13D.04 of the Minnesota Open Meeting Law requires each public body to keep on file at its primary offices a schedule of the regular meetings of the public body; and

WHEREAS, the Minnesota Open Meeting Law and case law permit a public body to close a meeting to discuss attorney-client privileged matters and for other specified purposes; and

WHEREAS, the Litigation Review Committee discusses with Council staff and attorneys attorney-client privileged matters relating to pending civil legal actions and threatened litigation and seeks legal advice regarding specific acts and their consequences.

NOW THEREFORE, BE IT RESOLVED that upon approval of this resolution:

1. The regular meeting days for the Litigation Review Committee shall be the third Wednesday of January, April, June, and October.
2. Unless otherwise determined by the Council, the regular meetings of the Litigation Review Committee shall be held at 390 Robert Street North in Saint Paul, Minnesota, commencing at 3:00 p.m.
3. Subject to the requirements of the Minnesota Open Meeting Law, the time and place of these regular meetings may be adjusted as determined by the Committee Chair and as specified in the notice for each meeting.
4. When appropriate and necessary and consistent with the requirements of the Minnesota Open Meeting Law and other applicable law, the Litigation Review Committee may close any of its meetings to discuss attorney-client privileged matters and other matters for which meetings may be closed.

Adopted this 12th day of December 2012

Susan Haigh, Chair

Emily Getty, Recording Secretary

