

Committee Report

Business Item No. 2016-104

CONSENT

Transportation Committee

For the Metropolitan Council meeting of July 13, 2016

Subject: Authorization for the Execution of SWLRT Section 106 Memorandum of Agreement

Proposed Action

That the Metropolitan Council (Council) authorize the Regional Administrator to execute the Southwest LRT Section 106 Memorandum of Agreement (MOA), developed jointly between the Federal Transit Administration (FTA), the Minnesota Historic Preservation Office (MnHPO), and the Council pursuant to 36 CFR Part 800, implementing Section 106 of the National Historic Preservation Act, as amended.

Summary of Committee Discussion/Questions

Nani Jacobson presented this item.

There were no questions from committee members.

Motion by Letofsky, seconded by Elkins and carried.

CONSENT to Council.

Transportation Committee

Meeting date: June 27, 2016

For the Metropolitan Council meeting of July 13, 2016

Subject:	Authorization for Execution of the Southwest LRT Section 106 Memorandum of Agreement
District(s), Member(s):	All
Policy/Legal Reference:	16 U.S.C Section 470(f)
Staff Prepared/Presented:	Brian Lamb, General Manager, 612-349-7510 Mark Fuhrmann, Deputy General Manager, 612-373-3810 Jim Alexander, Acting Project Director, 612-373-3880 Joan Hollick, Deputy Project Director, 612-373-3820 Nani Jacobson, Asst. Director, Environmental/Agreements, 612-373-3808
Division/Department:	Metro Transit /Southwest LRT Project Office

Proposed Action

That the Metropolitan Council (Council) authorize the Regional Administrator to execute the Southwest LRT Section 106 Memorandum of Agreement (MOA), developed jointly between the Federal Transit Administration (FTA), the Minnesota Historic Preservation Office (MnHPO), and the Council pursuant to 36 CFR Part 800, implementing Section 106 of the National Historic Preservation Act, as amended.

Background

As an outcome of the consultation process conducted in accordance with Section 106 of the National Historic Preservation Act, the FTA determined that the Southwest LRT Project will have an adverse effect on five historic properties. The MOA sets forth commitments to mitigate these effects, including design review as engineering proceeds, as well as development of treatment, interpretation, and other actions. The MOA was developed jointly with FTA, MnHPO, the Council, and MnDOT's Cultural Resources Unit, all of whom are signatories of the MOA. A draft of the MOA is included in the Southwest LRT Final Environmental Impact Statement published in May 2016. Upon completion of the Final EIS public comment period the MOA will be routed for execution to all signatories and consulting parties. A final, executed version of the MOA will be included in the project's Record of Decision.

Rationale

Developing and executing a Section 106 MOA is a statutory requirement as part of implementing the Southwest LRT Project pursuant to federal regulations at 36 CFR Part 800, implementing Section 106 of the National Historic Preservation Act (16 U.S.C. Section 470f), as amended.

Funding

There are no funding considerations associated with this action. Any funding required to implement the stipulations of the MOA have been identified and are included in the overall cost estimate for the Southwest LRT Project.

Known Support / Opposition

There is no known opposition to this action.