

Council Chair Charles Zelle

Council Members

Abdirahman Muse

Deb Barber

Kris Fredson

Molly Cummings

Phillip Sterner

Reva Chamblis

Susan Vento

Chai Lee

Francisco J. Gonzalez

Lynnea Atlas-Ingebretson

Peter Lindstrom

Raymond Zeran

Robert Lilligren

Wendy Wulff

Christopher Ferguson

Judy Johnson

Meeting Minutes

Wednesday, August 26, 2020 4:00 p.m.

IN ATTENDANCE

Barber, Chamblis, Cummings, Ferguson, Fredson, Johnson, Lee, Lilligren, Lindstrom, Muse, Sterner, Vento, Wulff, Chair Zelle

CALL TO ORDER

A quorum being present, Chair Zelle called the meeting to order at 4:01pm on the following roll call vote:

Aye: 14 Barber, Chamblis, Cummings, Ferguson, Fredson, Johnson, Lee, Lilligren, Lindstrom, Muse, Sterner, Vento, Wulff, Chair Zelle

Nay: 0

Absent: 3 Atlas-Ingebretson, Gonzalez, Zeran

AGENDA APPROVED

Chair Zelle noted that a roll call vote is not needed for approval of the agenda. Council Members did not have any comments or changes to the agenda.

APPROVAL OF MINUTES

The minutes was moved by Sterner, seconded by Vento. **Motion carried** on the following roll call vote:

Aye: 14 Barber, Chamblis, Cummings, Ferguson, Fredson, Johnson, Lee, Lilligren, Lindstrom, Muse, Sterner, Vento, Wulff, Chair Zelle

Nay: 0

Absent: 3 Atlas-Ingebretson, Gonzalez, Zeran

BUSINESS

Joint Report of the Management, Community Development, Environment, and Transportation Committees.

2020-220: Adoption of the following Resolutions for the Metropolitan Council's Preliminary 2021 Unified Operating Budget and the Proposed 2020, Payable 2021, Tax Levies:

- 2020-10: Adopting the Metropolitan Council's Preliminary 2021 Unified Operating Budget
- 2020-11: Adopting the Metropolitan Council's Proposed 2020 Tax Levy for General Purposes for Certification to the County Auditors
- 2020-12: Adopting the Metropolitan Council's Proposed 2020 Tax Levy for General Purposes for Certification to the Minnesota Commissioner of Revenue
- 2020-13: Adopting a Proposed 2020 Tax Levy for the Livable Communities Demonstration Account in the Metropolitan Livable Communities Fund
- 2020-14: Adopting a Proposed 2020 Tax Levy for the Tax Base Revitalization Account of the Livable Communities Act
- 2020-15: Resolution Certifying a Tax Levy for 2020 for Debt Service on Future Transit Bonds
- 2020-16: Resolution Certifying a Tax Levy for 2020 for Debt Service on Future Parks Bonds

It was moved by Ferguson, seconded by Johnson.

Motion carried on the following roll call vote:

- Aye: 14 Barber, Chamblis, Cummings, Ferguson, Fredson, Johnson, Lee, Lilligren, Lindstrom, Muse, Sterner, Vento, Wulff, Chair Zelle
- Nay: 0
- Absent: 3 Atlas-Ingebretson, Gonzalez, Zeran

CONSENT AGENDA

Approval of the Consent Agenda (Items 1- 2)

Consent Agenda Adopted

2020-215: That the Metropolitan Council:

1. Approve a grant of up to \$727,500 to Three Rivers Park District to acquire the 15.14-acre Ahrens property located at 8680 Rebecca Park Trail in the City of Greenfield for Lake Rebecca Park Reserve.
2. Authorize the Community Development Director to execute the grant agreement and restrictive covenant on behalf of the Council.
3. Consider reimbursing Three Rivers Park District for up to \$242,500 from its share of a future Regional Parks Capital Bonding Program for costs associated with their local match.
4. Inform Three Rivers Park District that the Council does not under any circumstances represent or guarantee that the Council will grant future reimbursement and that expenditure of local funds never entitles a park agency to reimbursement

2020-222: That the Metropolitan Council authorizes an increase in the General Manager's delegated construction contract change order authority for the 1-MN-310 4th St S Access Shaft and Tunnel Repair project, Contract 18P259 from \$392,967 to \$422,967.

It was moved by Cummings seconded by Barber.

Motion carried on the following roll call vote:

Aye: 14 Barber, Chamblis, Cummings, Ferguson, Fredson, Johnson, Lee, Lilligren, Lindstrom, Muse, Sterner, Vento, Wulff, Chair Zelle

Nay: 0

Absent: 3 Atlas-Ingebretson, Gonzalez, Zeran

BUSINESS

Community Development

2020-216: That the Metropolitan Council:

1. Release the 2020 draft amendment to the 2040 Regional Parks Policy Plan for public comment.
2. Authorize a public comment period from August 26, 2020, to October 30, 2020, including a public hearing to be conducted at 4:00 p.m. on Monday, October 19, 2020, at the regularly scheduled Community Development Committee meeting.

It was moved by Lilligren, seconded by Lee

Council Member Sterner asked why Dakota County is not on the proposal list. Staff stated the proposals were submitted by implementing agencies and Dakota County didn't submit additions.

Motion carried on the following roll call vote:

Aye: 14 Barber, Chamblis, Cummings, Ferguson, Fredson, Johnson, Lee, Lilligren, Lindstrom, Muse, Sterner, Vento, Wulff, Chair Zelle

Nay: 0

Absent: 3 Atlas-Ingebretson, Gonzalez, Zeran

B. Environment

2020-221: That the Metropolitan Council authorize the Regional Administrator to award and execute a construction contract for the Interceptors 1-SP-200/201 Rehabilitation, MCES Project No. 808823, Contract No. 20P051, with Minger Construction Company Inc. for their low responsive, responsible bid of \$8,499,173 \$8,520,723.

It was moved by Lindstrom, seconded by Fredson.

Motion carried on the following roll call vote:

Aye: 14 Barber, Chamblis, Cummings, Ferguson, Fredson, Johnson, Lee, Lilligren, Lindstrom, Muse, Sterner, Vento, Wulff, Chair Zelle

Nay: 0

Absent: 3 Atlas-Ingebretson, Gonzalez, Zeran

C. Management – No Reports

D. Transportation

2020-201: That the Transportation Committee authorize the Regional Administrator to execute Contract 19P383A with Procellis Technology, Inc. to provide contracted maintenance, installation and repair services for technology equipment on the MTS fleet for a period of not more than five years, and in an amount not to exceed \$6,044,000.

It was moved by Barber, seconded by Lee.

Motion carried on the following roll call vote:

Aye: 14 Barber, Chamblis, Cummings, Ferguson, Fredson, Johnson, Lee, Lilligren, Lindstrom, Muse, Sterner, Vento, Wulff, Chair Zelle

Nay: 0

Absent: 3 Atlas-Ingebretson, Gonzalez, Zeran

2020-219: That the Metropolitan Council pass Resolution 2020-9 authorizing acquisition of temporary and permanent easements necessary for the METRO D Line BRT Project and associated locally requested scope, as well as authorizing Council staff to initiate condemnation proceedings on behalf of the Council and local agency partners, for parcels that cannot be acquired by negotiation.

It was moved by Barber, seconded by Chamblis

Motion carried on the following roll call vote:

Aye: 14 Barber, Chamblis, Cummings, Ferguson, Fredson, Johnson, Lee, Lilligren, Lindstrom, Muse, Sterner, Vento, Wulff, Chair Zelle

Nay: 0

Absent: 3 Atlas-Ingebretson, Gonzalez, Zeran

2020-227 SW: That the Metropolitan Council authorize the Regional Administrator to execute grant amendment 3 for contract 2019-222/METRO2018MAI with the State of Minnesota.

It was moved by Barber, seconded by Fredson.

Motion carried on the following roll call vote:

- Aye: 14 Barber, Chamblis, Cummings, Ferguson, Fredson, Johnson, Lee, Lilligren, Lindstrom, Muse, Sterner, Vento, Wulff, Chair Zelle
- Nay: 0
- Absent: 3 Atlas-Ingebretson, Gonzalez, Zeran

2020-228 SW: That the Metropolitan Council (Council) authorize the Chair and the Regional Administrator to execute the Full Funding Grant Agreement (FFGA) for the Southwest Light Rail Transit (Green Line Extension) Project (SWLRT) with the Federal Transit Administration (FTA) in an amount of \$928.8 million if awarded by the FTA.

It was moved by Barber, seconded by Cummings.

Motion carried on the following roll call vote:

- Aye: 14 Barber, Chamblis, Cummings, Ferguson, Fredson, Johnson, Lee, Lilligren, Lindstrom, Muse, Sterner, Vento, Wulff, Chair Zelle
- Nay: 0
- Absent: 3 Atlas-Ingebretson, Gonzalez, Zeran

E. Joint Report of Environment and Community Development Committees

2020-212 JT: Recommendations of the Community Development Committee

1. Authorize Credit River Township to place its 2040 Comprehensive Plan into effect.
2. Revise the Township's forecasts upward as shown in Table 1 and establish sanitary sewer forecasts as shown in Table 2 of the attached Review Record.
3. Revised the Township's Community Designation for portions of the community to Emerging Suburban Edge as shown in Figure 3 of the attached Review Record.
4. Advise the Township to:
 - a. Provide to the Council the date that the Scott County WMO approved the LWMP and the date that the Township adopted the final LWMP.
 - b. In the Final Plan submission to the Council, update the Future Parks and Trails map on Plan pages 4-15, 8-5, and 8-19 to be consistent with the Regional Parks System map that appears in the Township's 2015 System Statement.
 - c. Implement the advisory comments in the Review Record for Land Use and Water Supply.

Recommendation of the Environment Committee

1. That the Council revise the Regional Wastewater System Plan (Long Term Service Area Map) to reflect the timing of Regional Wastewater Service for the northern portion of The Township from a post 2040 to a 2040 timing period.

2. The Plan states that the State Disposal System (SDS) permit for the Territory community treatment system expired in February 2019. When the SDS permit is re-issued, the Township shall submit a copy of the permit to the Council for its records.
3. When the final version of the Wastewater Collection System Feasibility Study is completed, the Township shall submit a complete copy to the Council for its records.
4. The Township shall submit copies of all ordinances related to sanitary sewer service to the Council after Town Board adoption, including the resolution that adopts the Council's Waste Discharge Rules which establishes the requirements for using the Regional Wastewater Disposal System.
5. A copy of the fully executed inter-community agreement between the Township and the City of Savage outlining the terms of wastewater service shall be submitted to the Council for its records. The agreement will need to reflect the City's billing the Township for the costs related to the wastewater treatment of flow from the Township to the City.
6. Due to the age of the housing which is scheduled to be phased off of SSTS and connected to the regional wastewater system, the prevalence of clay tile services is expected to be high. The condition of the existing service between the home and the point of the new connection should be evaluated and either replaced, or rehabilitated to address potential sources of I/I.
7. Each individual phased-out SSTS septic tank and soil distribution system needs to be decommissioned consistent with Minnesota Rule Chapter 7080.2500 (See <https://www.revisor.mn.gov/rules/7080.2500/>).

It was moved by Lilligren, seconded by Wulff.

Motion by Wulff to amend in table 1 Credit River Township proposed forecast for 2040 from 2200 households to 2240 households.

Motion carried on the following roll call vote:

Aye: 14 Barber, Chamblis, Cummings, Ferguson, Fredson, Johnson, Lee, Lilligren, Lindstrom, Muse, Sterner, Vento, Wulff, Chair Zelle

Nay: 0

Absent: 3 Atlas-Ingebretson, Gonzalez, Zeran

2020-213 JT: That the Metropolitan Council adopt the attached Advisory Comments and Review Record and take the following actions:

Recommendations of the Community Development Committee

1. Authorize the City of Cottage Grove to place its 2040 Comprehensive Plan into effect.
2. Revise the City's sewer-serviced forecasts upward as shown in Table 2 of the attached Review Record.
3. Advise the City to:
 - a. Provide the date the City adopts the final LWMP and provide a copy of the final adopted LWMP for the Council's records.

- b. Within 60 days after receiving DNR final approval, the City must adopt the MRCCA Plan, and submit a copy of the final adopted plan and evidence of adoption to the DNR, Council, and National Park Service within 10 days after the adoption.
- c. Implement the advisory comments in the Review Record for Forecasts, Land Use, and Water Supply.

Recommendation of the Environment Committee

1. Approve the City of Cottage Grove’s Comprehensive Sewer Plan.
2. Advise the City that it will need to submit a revised breakdown of regionally sewered and unsewered forecasts that reflects the total City-wide forecasts when the County SSTS information is available.

It was moved by Lilligren, seconded by Chamblis.

Motion carried on the following roll call vote:

Aye: 14 Barber, Chamblis, Cummings, Ferguson, Fredson, Johnson, Lee, Lilligren, Lindstrom, Muse, Sterner, Vento, Wulff, Chair Zelle

Nay: 0

Absent: 3 Atlas-Ingebretson, Gonzalez, Zeran

REPORTS

Chair Zelle: None

Council member: None

Acting Regional Administrator: None

General Counsel: None

The meeting was adjourned at 4:41 p.m.

Certification

I hereby certify that the foregoing narrative and exhibits constitute a true and accurate record of the Metropolitan Council Meeting of August 26, 2020.

Approved this September day of 9,2020.

Liz Sund
Recording Secretary