

Minutes

Metropolitan Council



Meeting Date: September 28, 2022

Time: 4:00 PM

Location: 390 Robert Steet

Members Present:

- Chair, Charlie Zelle
- Judy Johnson, District 1
- Reva Chamblis, District 2
- Deb Barber, District 4
- Molly Cummings, District 5

- John Pacheco, District 6
- Robert Lilligren, District 7
- Abdirahman Muse, District 8
- E Raymond Zeran, District 9
- E Peter Lindstrom, District 10
- Susan Vento, District 11

- Francisco Gonzalez, District 12
 - Chai Lee, District 13
 - Kris Fredson, District 14
 - Phillip Sterner, District 15
 - E Wendy Wulff, District 16
- = present, E = excused

Call to Order

A quorum being present, Council Chair Zelle called the regular meeting of the Metropolitan Council to order at 4:01 p.m.

Agenda Approved

Council Members did not have any comments or changes to the agenda.

Approval of Minutes

It was moved by Lilligren, seconded by Lee to approve the minutes of the September 14, 2022 regular meeting of the Metropolitan Council. **Motion carried.**

Public Invitation

Add any notes of conversation here.

Business

1. **2022-241:** That the Metropolitan Council authorizes the 2022 Unified Budget as indicated and in accordance with the tables provided.

It was moved by Johnson, seconded by Chamblis.

Motion carried on the following roll call vote:

Aye	12	Barber, Chamblis, Cummings, Fredson, Gonzalez, Johnson, Lee, Lilligren, Muse Pacheco, Vento, Zelle
Nay	0	
Absent	4	Lindstrom, Sterner, Wulff, Zeran

Consent Business

Consent Business Adopted (Items 1-5)

2. **2022-239:** That the Metropolitan Council:

1. Approve Three Rivers Park District’s Diamond Lake Regional Trail and Dakota Rail – Luce Line Connector Master Plan.
2. Require Three Rivers Park District, prior to initiating any construction of new or updating of existing paths, trails, bridges, or any other construction project, to send preliminary plans to the Metropolitan Council Environmental Services Interceptor Engineering Assistant Manager.
3. Recommend that Three Rivers Park District coordinate with Steve Mahowald, 612-349-7775, at Metro Transit, regarding potential impacts to bus stop(s) along Wayzata Boulevard between Ferndale Road and Barry Avenue.
3. **2022-245:** That the Metropolitan Council authorize the Regional Administrator to negotiate and execute an administrative settlement on Parcel 200 (3M) in an amount not to exceed \$3,420,000 for the METRO Gold Line Bus Rapid Transit Project (“Project”).
4. **2022-246:** That the Metropolitan Council authorize the Regional Administrator to acquire Parcel 318 (Regan) at the appraised amount of \$1,007,800, for the METRO Gold Line Bus Rapid Transit Project (“Project”).
5. **2022-247:** That the Metropolitan Council authorize additional change order authority for the Minneapolis Bus Garage construction contract 19P000A, with Heywood Bus Constructors, a Joint Venture, by an additional \$1,700,000 above the currently authorized construction change order authority of \$11,311,591, for a revised change order authority of \$13,011,591 (11.5% of initial contract value).

It was moved by Barber, seconded by Gonzalez.

Motion carried.

Non-Consent Business – Reports of Standing Committees

Community Development

6. **2022-253:** That the Metropolitan Council adopt the attached Advisory Comments and Review Record and take the following actions:
 1. Authorize the City of Andover to place its comprehensive plan amendment into effect.
 2. Find that the amendment does not change the City’s forecasts.
 3. Advise the City to implement the advisory comments in the Review Record for natural resources.

It was moved by Lilligren, seconded by Cummings.

Motion carried.

Environment

No reports.

Management

1. **2022-249:** That the Metropolitan Council authorize the Regional Administrator to execute contracts 22P330 A-D for Information Technology temporary staffing services for a total amount not to exceed \$6,000,000. The estimated contract award values are as follows:

Organization	Contract Number	Contract Amount
Infojini, Inc.	22P330A	\$1,500,000
22nd Century Technologies, Inc.	22P330B	\$1,500,000
Judge Technical Services	22P330C	\$1,500,000
CDW Government	22P330D	\$1,500,000



It was moved by Johnson, seconded by Lilligren.

Motion carried.

2. **2022-251:** That the Metropolitan Council adopt the attached version of FM 14-2, Expenditures for the Procurement of Goods, Services and Real Estate Policy to authorize the Regional Administrator to award construction and design-build contracts where:
 - a. The value of the contract does not exceed \$10,000,000;
 - b. The construction or design-build project was included in the Council adopted capital budget;
 - c. The amount of the project is less than the Engineer's Estimate plus 10% or a review of the engineer's estimate is evaluated to determine why it is over the 10% with management concurrence; and
 - d. Sufficient funds are available in the capital budget to complete the project

It was moved by Johnson, seconded by Barber.

Council Member Chamblis asked if the time for bids was extended or if the process had been sped up. Jody Jacoby clarified that this action is intended to speed up the process and benefit all parties.

Motion carried.

Transportation

1. **2022-250:** That the Metropolitan Council:
 1. Adopt the 2023-2026 Transportation Improvement Program (TIP) for the Twin Cities Metropolitan Area.
 2. Certify that the Twin Cities Metropolitan Planning Process is addressing major issues facing the metropolitan planning area and is being carried on in conformance with all applicable federal requirements of:
 - a. 23 U.S.C. 134 and 49 U.S.C. 5303, and this subpart;
 - b. Sections 174 and 176 (c) and (d) of the Clean Air Act as amended (42 U.S.C. 7504, 7506 (c) and (d)) and 40 CFR part 93;
 - c. Title VI of the Civil Rights Act of 1964, as amended (42 USC 2000d-1) and 49 CFR part 21;
 - d. 49 USC 5332, prohibiting discrimination on the basis of race, color, creed, national origin, sex, or age in employment or business opportunity;
 - e. Section 1101(b) of Fixing America's Surface Transportation (FAST) Act (Pub L. 114-357) and 49 CFR Part 26 regarding the involvement of disadvantaged business enterprises in US DOT funded projects;
 - f. 23 CFR part 230, regarding the implementation of an equal employment opportunity program on Federal and Federal-aid highway construction contracts;
 - g. The provisions of the Americans with Disabilities Act of 1990 (42 U.S.C. 12101 et seq.) and 49 CFR Parts 27, 37, and 38;
 - h. The Older Americans Act, as amended (42 U.S.C 6101), prohibiting discrimination on the basis of age in programs or activities receiving Federal financial assistance;
 - i. Section 324 of title 23, U.S.C regarding the prohibition of discrimination based on gender; and;
 - j. Section 504 of the Rehabilitation Act of 1973 (29 U.S.C. 794) and 49 CFR 27 regarding discrimination against individuals with disabilities.



3. Certify the TIP conforms to the provisions of 49 CFR part 20 regarding lobbying restrictions on influencing certain federal activities.
4. Find that the TIP is consistent with the Transportation Policy Plan, which is in conformance with applicable federal transportation and air quality regulations.
5. Find that the TIP meets all applicable federal requirements.
6. Find that the TAB provided adequate opportunity for involvement from the public, agency and transit operators through its regular process and public comment period.
7. Transmit the 2023-2026 TIP along with these comments to the Minnesota and Wisconsin Departments of Transportation and the Minnesota Pollution Control Agency.

It was moved by Barber, seconded by Sterner.

Motion carried.

Reports

The Chair, Council Members, Regional Administrator, and General Counsel did not have any reports.

Adjournment

Business completed; the meeting adjourned at 4:17 p.m.

Certification

I hereby certify that the foregoing narrative and exhibits constitute a true and accurate record of the Metropolitan Council meeting of September 28, 2022.

Approved this 12 day of October, 2022.

Council Contact:

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