

Council Chair Alene Tchourumoff

Council Members

Katie Rodriguez	Jennifer Munt	Gary Cunningham	Edward Reynoso	Sandy Rummel	Richard Kramer	Steven Chávez
Lona Schreiber	Steve Elkins	Cara Letofsky	Marie McCarthy	Harry Melander	Jon Commers	Wendy Wulff
Deb Barber	Gail Dorfman					

Meeting Minutes

Wednesday, September 26, 2018 4:00PM Council Chambers

IN ATTENDANCE

Rodriguez, Schreiber, Munt, Barber, Dorfman, Letofsky, McCarthy, Rummel, Melander, Commers, Chávez, Tchourumoff

CALL TO ORDER

A quorum being present, Chair Tchourumoff called the meeting to order at 4:03PM.

APPROVAL OF AGENDA AND MINUTES

It was moved by Letofsky, seconded by Dorfman.

It was moved by Munt, seconded by Barber.

CONSENT AGENDA

Approval of the Consent Agenda (Items 1-20)

Consent Agenda Adopted

1. 2018-186 Adopt the proposed 2019 Unified Planning Work Program (UPWP) with a budget of \$7,537,966. Adopt the attached resolution authorizing the filing of an application with the Minnesota Department of Transportation for a planning grant under MAP-21. Authorize the Regional Administrator to enter into agreement with the State of Minnesota, Department of Transportation, for distribution of FHWA and FTA planning funds.
2. 2018-209 Authorize the Regional Administrator to negotiate and execute two amendments: Amendment 3 to the 2017 Capital Grant Agreement with Counties Transit Improvement Board (CTIB) and Amendment 2 to the Cooperative Funding Agreement (CFA) for Engineering Phase with Hennepin County Regional Railroad Authority (HCRRRA).
3. 2018-210 Authorize the Regional Administrator to negotiate and execute a BLRT Subordinate Funding Agreement (SFA) No. 6 to the Master Funding Agreement with the Minnesota Department of Transportation (MnDOT) for design fees in an amount not to exceed \$750,000.
4. 2018-221 Approve a request by Washington County and the Minnesota Department of Transportation (MnDOT) to convert a traffic signal at MN 36 and Hadley Avenue to a grade-separated interchange, subject to further review and approval by the Metropolitan Council if there are any significant changes in the design of the proposed project.
5. 2018-222 Approve a request by the Minnesota Department of Transportation (MnDOT) to add southbound auxiliary lanes along I-694 between 10th Street North and I-94 and along I-494 between I-94 and Tamarack Road, subject to further review and approval by the Metropolitan Council if there are any significant changes in the design of the proposed project.

6. 2018-224 Approve a request by the Minnesota Department of Transportation (MnDOT) to add a lane along westbound I-494 from Concord Street South to Minnesota State Highway (MN) 52, subject to further review and approval by the Metropolitan Council if there are any significant changes in the design of the proposed project.
7. 2018-226 Authorize the Regional Administrator to award and execute twenty contracts at varying dollar amounts, totaling \$7,000,000 to the following firms: Kimley-Horn and Associates, Inc. \$550,000; HNTB Corporation \$500,000; SRF Consulting Group, Inc. \$500,000; HDR, Inc. \$450,000; Toltz, King, Duvall Anderson & Associates \$400,000; Short Elliott Hendrickson, Inc. \$400,000; LHB, Inc. \$400,000; Miller Dunwiddie Architecture, Inc. \$350,000; Rani Engineering, Inc. \$350,000; EVS, Inc. \$350,000; Snow Kreilich Architects, Inc. \$350,000; Bolton & Menk, Inc. \$300,000; Wendel \$300,000; WSB and Associates, Inc. \$300,000; Hansen Thorp Pellinen Olson, Inc. \$250,000; Stantec Consulting Services, Inc. \$250,000; Sambatek, Inc. \$250,000; 4RM+ULA, LLP \$250,000; Kodet Architectural Group, Ltd. \$250,000; AECOM Technical Services, Inc. \$250,000.
8. 2018-228 Concur with the Transportation Advisory Board (TAB) action to amend the 2019-2022 Transportation Improvement Program (TIP) to add a roundabout to the western terminus of Dakota County's CSAH 50 reconstruction project.
9. 2018-232 Authorize the Regional Administrator to amend and execute a Travel Behavior Inventory (TBI) Master Funding Agreement with the Minnesota Department of Transportation (MnDOT) in the total amount not to exceed \$4.9 million for calendar years 2017-2022, and to adopt the attached resolution approving the funds.
10. 2018-234 Adopt the proposed performance measure targets recommended by the Transportation Committee.
11. 2018-238 Conduct a public hearing on December 3, 2018, at 4:00PM in the Metropolitan Council Chambers to receive comment on the Livable Communities Act Local Housing Incentives Account (LCA LHIA) Affordable and Lifecycle Housing goals for 2011-2020 adopted by any community electing to participate in the LCA by November 15, 2018.
12. 2018-239 Authorize the Regional Administrator to award and execute a contract to SKB Environmental, Inc. of St. Paul, MN to provide waste incinerator ash disposal services at the Metropolitan and Seneca Wastewater Treatment Plants at a unit price of \$26.18 per ton and \$90.00 per hour for demurrage. This contract will be for a period of two years with an option to extend for three additional one-year periods with contract values not to exceed value amount of \$2,400,000.
13. 2018-240 Authorize the Regional Administrator to negotiate and execute five (5) master contracts for \$4,000,000 each with Brown and Caldwell, Foth Infrastructure, SEH, Inc., TKDA, and Stantec Consultants, totaling \$20,000,000. The work from these master contracts will be awarded on an as-needed basis, as requested, and authorized by the Council over a five-year period for the design and construction support of interceptor sewer improvements.
14. 2018-242 Authorize an increase in the General Manager's delegated construction contract change order authority for the Hopkins L27 Lift Station project from \$1,216,740 to \$2,149,740, MCES Project 804126, Contract 16P001.
15. 2018-245 Adopt the attached Review Record and allow the City of Minneapolis to place the Redwell Comprehensive Plan Amendment into effect. Advise the City to work with the Council to determine an updated forecast for its 2040 Comprehensive Plan that incorporates stronger than forecasted market demand and changes in guiding land use. Advise the City that the Council requires the incorporation of density ranges into its land use policy to determine conformance and consistency with Thrive MSP 2040, the 2040 Transportation Policy Plan, and the 2040 Housing Policy Plan. Advise the City to implement the additional advisory comments in the Review Record for Transportation, Forecasts, Land Use, and Housing.

16. 2018-246 Adopt the attached Review Record and allow the City of Shoreview to place the Edison at Rice Creek Comprehensive Plan Amendment into effect. Revise the City's forecasts for population and households for 2020, 2030, and 2040 as shown in Table 1 of the Review Record. Advise the City to implement the advisory comments in the Review Record for Parks, Forecasts, and Land Use.
17. 2018-247 Adopt the attached Review Record and allow the City of St. Paul to place the Marthaler Lane Comprehensive Plan Amendment into effect. Advise the City to implement the advisory comments in the review record for Regional Parks, Forecasts, and Housing.
18. 2018-248 Adopt the attached review record and allow the City of Rosemount to place the UMore/Opus Property Comprehensive Plan Amendment (CPA) into effect. Find that the amendment does not change the City's forecasts. Advise the City to implement the advisory comments in the review record for consistency with the Alternative Urban Areawide Review (AUAR) for environmental concerns.
19. 2018-249 Adopt the attached Review Record and allow the City of Shakopee to place the Sand Company Apartments (Southbridge Crossing) Comprehensive Plan Amendment into effect. Find that the proposed amendment changes the City's forecasts. The City will address all forecast adjustments, including both community-wide and TAZ forecasts, through the City's 2040 Comprehensive Plan. Advise the City to implement the advisory comments in the Review Record for Transportation, Forecasts, Land Use, Housing, and Environment.
20. 2018-250 Adopt the attached Review Record and allow the City of Shakopee to place the Windermere, The Willows, and BHS Comprehensive Plan Amendments into effect. Find that the proposed amendments do change the City's forecasts. The City will address all forecast adjustments, including both community-wide and TAZ forecasts, through the City's 2040 Comprehensive Plan. Advise the City to implement the advisory comments in the Review Record for Transportation, Forecasts, Housing, and Stormwater.

BUSINESS

Community Development

2018-244 Adopt the attached Review Record and allow the City of Andover to place the Petersen Farms Comprehensive Plan Amendment into effect. Find that the proposed amendment does not change the City's forecasts. Strongly encourage the City to reconsider using alternative development options, such as those allowed in the City's Rural Reserve area to the southeast of the amendment site so as to allow for more effective protection of high quality natural resources on the site and to prevent the premature demand for urban services. Advise the City to implement the additional advisory comments in the Review Record for Parks, Land Use, Natural Resources, and Housing.

It was moved by Commers, seconded by Chávez.

Motion carried.

2018-251 Approve the 2019 Annual Public Housing Agency (PHA) Plan, including changes to the Housing Choice Voucher Administrative Plan. Authorize the Metropolitan Council Chair to execute the required certifications. Direct staff to submit the final Plan to the U.S. Department of Housing and Urban Development.

It was moved by Commers, seconded by Rummel.

Motion carried.

Environment

2018-241 Ratify the attached Justification for and Declaration of Emergency for Odor Mitigation at the West Meters.

It was moved by Rummel, seconded by Letofsky.

Motion carried.

Management—No Reports

Transportation

2018-233 Concur with the Transportation Advisory Board (TAB) action to adopt the 2019-2022 Transportation Improvement Program (TIP) for the Twin Cities Metropolitan Area. 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. Certify the TIP conforms to the provisions of 49 CFR part 20 regarding lobbying restrictions on influencing certain federal activities. Find that the TIP is consistent with the Transportation Policy Plan, which is in conformance with applicable federal transportation and air quality regulations. Find that the TIP meets all applicable federal requirements. Find that the TAB provided adequate opportunity for involvement from the public, agency and transit operators through its regular process and public comment period. Transmit the 2019-2022 TIP along with these comments to the Minnesota and Wisconsin Departments of Transportation and the Minnesota Pollution Control Agency.

It was moved by Rodriguez, seconded by Rummel.

Motion carried.

OTHER BUSINESS

2018-258 Approve the following appointments to the Equity Advisory Committee (EAC): District H – Leah Goldstein Moses, At-Large – Beth Ann Becker.

It was moved by Commers, seconded by Munt.

Motion carried.

INFORMATION

SWLRT Update

Jim Alexander provided an update on the SWLRT project. On August 23, we received the Surface Transportation Board approval of agreements with CP, HCRRA, and TCWR related to the bass Lake Spur and Kenilworth Corridor. On August 29, we resubmitted the Letter of No Prejudice (LONP) request to the FTA for civil construction. On September 7, we submitted the federal New Starts application. The LONP authority allows the applicant to incur costs for construction activities using non-federal funds, with the understanding that the costs incurred may be eligible for credit toward local matching share should the FTA approve the project for federal funding later. The LONP civil construction request is for \$187.3M.

REPORTS

Council Members:

Letofsky—Attended the groundbreaking celebration for Minnehaha Commons, which is a 44-unit project aimed at 55+ formerly homeless people. Attended a community meeting about the D Line, specifically focused on the 48th & Chicago stop; thanked staff for their work. Presented on Met Council 101 at the NE Chamber coffee meeting. Attended the State of the Airport address along with Chair Tchourumoff. Will be attending a groundbreaking for an affordable housing project by Aeon near the Prospect Park stop on the Green Line.

Munt—Attended the ribbon-cutting for The Artery, a bike and pedestrian connection between the future SWLRT station and downtown Hopkins. The Equity Advisory Committee had a great meeting and will be bringing forth recommendations on the Regional Parks Policy Plan Update and the Equity Policy.

Rummel—Participated on a panel at the McKnight Foundation for a project on the Mississippi River and shared some initiatives that MCES is doing in terms of collaborations. Attended the Sustainable Growth Coalition planning meeting.

Schreiber—Brooklyn Park may see a large development for a distribution center that would employ 2,500 located near the Target campus.

Chair: Attended the apprenticeship event for Metro Transit. The Council was awarded funds from DEED and the Dept. of Labor and Industry to help create a registered apprenticeship program for our bus operators. Attended the Connected and Autonomous Vehicles Advisory Council meeting.

Regional Administrator: None

General Counsel: None

The meeting was adjourned at 4:37PM.

Certification

I hereby certify that the foregoing narrative and exhibits constitute a true and accurate record of the Metropolitan Council Meeting of September 26, 2018.

Approved this 10th day of October 2018.

Emily Getty
Recording Secretary