

**Minutes of the
REGULAR MEETING OF THE METROPOLITAN COUNCIL**

Wednesday, January 23, 2013

Committee Members Present: Munt, Elkins, Cunningham, Duininck, Doan, Rummel, Kramer, Commers, Chávez, Haigh, Van Eyll, Reynoso

Committee Members Absent: Smith, Schreiber, Brimeyer, Melander, Wulff

CALL TO ORDER

A quorum being present, Chair Haigh called the regular meeting of the Metropolitan Council to order at 4:08 PM on Wednesday, January 23, 2013.

APPROVAL OF AGENDA AND MINUTES

It was moved by Reynoso, seconded by Elkins to approve the agenda. **Motion carried.**

It was moved by Elkins, seconded by Chávez to approve the minutes of the January 9, 2012 regular meeting of the Metropolitan Council. **Motion carried.**

BUSINESS

CONSENT LIST

It was moved by Elkins, seconded by Rummel to approve the consent list. **Motion carried.**

2013-5 Use of Northstar Supplemental Contingency Funds and Subordinate Funding Agreement #22

That the Metropolitan Council authorize the use of Northstar Project Supplemental Contingency funds in the amount of \$2,000,000 for the purchase of on-board vehicle equipment, payment to BNSF for wayside improvements per our Joint Use Agreement and other associated costs with the implementation of Positive Train Control for Northstar Commuter Rail, and;

That the Metropolitan Council authorize the Regional Administrator to negotiate and execute a subordinate funding agreement with the Minnesota Department of Transportation (MnDOT), in an amount not to exceed \$2,000,000 for reimbursement of costs incurred by the Metropolitan Council for the purchase of on vehicle equipment, payment to BNSF for wayside improvements per our Joint Use Agreement, and other associated costs with the implementation of Positive Train Control.

2013-6 Blue Line/Northstar: Authorization to Amend Contract 08P181 Track Maintenance and Repair Services

That the Metropolitan Council authorize the Regional Administrator to negotiate and execute an Amendment to Contract 08P181 Track Maintenance and Repair Services with Railworks Track Systems, Inc. to increase the contract amount by an additional \$250,000.

2013-7 Property Acquisition for I-35E and County Road E Park-and-Ride, Vadnais Heights

That the Metropolitan Council authorize the Regional Administrator to negotiate and purchase, at up to the appraised value, a 2.6-acre property from a private owner for a park-and-ride facility in the southwest quadrant of I-35E and County Road E in Vadnais Heights.

2013-10 Authorization to Enter into a Labor Agreement with the Amalgamated Transit Union (ATU), Local 1005

That the Metropolitan Council authorize the Regional Administrator to enter into a labor agreement with the Amalgamated Transit Union (ATU), Local 1005, effective August 1, 2012 through July 31, 2015.

2013-12 Authorization to Execute 2013 Agreements with the Counties Transit Improvement Board (CTIB)

That the Metropolitan Council authorize the Regional Administrator to execute agreements with the Counties Transit Improvement Board (CTIB) to receive funds in 2013 for the following projects:

Operating

- Hiawatha LRT (METRO Blue Line) - \$11,473,089
- Northstar Commuter Rail - \$7,871,876
- I-35W South BRT Express Service - \$148,936
- Cedar Ave. BRT Express Service - \$367,421
- Cedar Ave. BRT Station to Station Service (METRO Red Line) - \$1,393,947

Capital

- I-35W South BRT - \$840,000

2013-13 Light Rail Vehicle Weight Incentive Contract Amendment

Approve Contract Amendment to increase contract value by up to \$944,000 for a revised contract value of \$215,352,969 in accordance with requirements of Light Rail Vehicle (LRV) Contract 09P157 Section 5.12.

2013-14 Central Corridor Light Rail Transit (Green Line): Contract Amendment for Element Materials Technology

That the Metropolitan Council authorize the Regional Administrator to:

- Exceed the 10% amendment authority for professional and technical services contracts and
- Amend the Element Materials Technology Contract to a total amended contract value in an amount not to exceed \$590,429.70 for work related to the Central Corridor Light Rail Transit (CCLRT).

2013-15 Project Manager Contract Recommendation (Solicitation #12P197)

That the Council authorize the Regional Administrator to negotiate and execute a contract with Elert and Associates to provide Project Management Services in an amount not to exceed \$352,000 for a two-year period.

2013-16 Authorization to Purchase Automated Vehicle Location/Mobile Data Computer (AVL/MDC) Units from Mentor Engineering (Solicitation #12P211)

That the Council authorize the Regional Administrator to negotiate and execute a contract with Mentor Engineering for AVL/MDC equipment, programming, warranties and training in an amount not to exceed \$1,409,895.

2013-17 Northstar: Ratification of a Justification for and Declaration of Emergency for the Repair of Locomotive 501

That the Metropolitan Council ratify a Justification for and Declaration of Emergency for the repair of Locomotive 501 by Motive Power Inc. in the amount of \$267,400.00.

2013-18 Controlled Access Approval to Reconstruct an Interchange at I-494 and 34th Avenue in Bloomington, Review #21053-1

That the Metropolitan Council approve the Metropolitan Airports Commission's (MAC) request to reconstruct the I-494 and 34th Avenue S. interchange at the border of MSP Airport and the City of Bloomington, conditional upon any significant changes in the design of the proposed project being subject to further review and approval by the Metropolitan Council prior to construction.

2013-20 Approval of Metropolitan Airports Commission (MAC) 2013-2019 Capital Improvement Program (CIP)

That the Metropolitan Council:

1. Find that the Metropolitan Airports Commission (MAC) has an adequate public participation process for the development and review of its 2013-2019 Capital Improvement Program (CIP), including

preparation of an assessment of environmental effects (AOEE) for 2013 projects with potential environmental effects.

2. Find that the 2013 CIP projects have adequate funding and are in conformance with the region's Aviation System Plan and consistent with Council policy.
3. Recommend approval of the following projects: Custom Border Patrol Primary Expansion (G8 Hold Room), Checked Baggage Inspection System (CBIS) – Terminal 2, Rental Auto Company (RAC)/Ready Return Expansion.
4. Recommend contingent approval of the following projects to be built in 2013 upon receiving environmental approval of the MSP 2020 EA: RAC Customer Building, RAC Quick Turnaround (QTA) Facility, T2 Humphrey North Apron Expansion, I-494/34th Avenue Diverging Diamond Interchange.

2013-21 2013-2016 TIP Amendment for the 2015-2016 Highway Safety Improvement Program (HSIP)

That the Metropolitan Council concur with the Transportation Advisory Board (TAB) action to amend the 2013-2016 Transportation Improvement Program (TIP) to add 16 projects as the 2015-2016 allocation of Highway Safety Improvement Program (HSIP) funding; delete 999880M-SHL-15, which was a placeholder for HSIP funding for 2015; and modify the budget for 999880M-SHL-16, which serves as a placeholder for the remainder of HSIP funding in 2016.

2013-22 2013-2016 TIP Amendment to Add Two National Highway Performance Program (NHPP) Pavement Preservation Projects

That the Metropolitan Council concur with the Transportation Advisory Board (TAB) action to amend the 2013-2016 Transportation Improvement Program (TIP) to two MnDOT projects in 2013; SP #7080-51, unbounded concrete overlay on I-35 from CSAH 2 to the I-35E/I-35W split and SP #0285-65, mill and overlay of I-694 from the I-94/I-694 split to east of I-35W.

2013-23 2013-2016 TIP Amendment for Robert Street Improvements Projects (SP #173-010-007 and #1908-84)

That the Metropolitan council concur with the Transportation Advisory Board (TAB) action to amend the 2013-2016 Transportation Improvement Program (TIP) to modify the scope and costs for the Robert Street Improvements project (SP #173-010-007) and reduce the STP-UG funding by \$300,000 to \$6,980,000 and modify the scope for MnDOT Robert Street Improvements project #1908-84.

2013-24 2013-2016 TIP Amendment for Anoka County's TH 65 Transit Service Projects

That the Metropolitan council concur with the Transportation Advisory Board (TAB) action to amend the 2013-2016 Transportation Improvement Program (TIP) to revise the scope and costs for SP #TRS-TCMT-13F, SP #TRSTCMT-13G, SP #002-596-016 and SP #002-596-018 (the four components of Anoka County TH 65 Transit Service project).

2013-25 Authorization to Amend Contract 11P032A for Premium Same Day and Peak Demand Overflow Service

That the Council authorize the Regional Administrator to amend Contract 11P032A with Taxi Services Inc. for an additional \$706,000 for an amended total contract amount of \$1,546,000.

REPORT OF THE COMMUNITY DEVELOPMENT COMMITTEE—NO REPORTS

REPORT OF THE ENVIRONMENT COMMITTEE—NO REPORTS

REPORT OF THE MANAGEMENT COMMITTEE—REPORTS ON CONSENT LIST

REPORT OF THE TRANSPORTATION COMMITTEE

2013-1 Accept Title VI Policies on Major Service Change, Disparate Impact, and Disproportionate Burden for Public Review

It was moved by Elkins, seconded by Chávez, that the Metropolitan Council accept the proposed policies to define draft Major Service Change, Disparate Impact, and Disproportionate Burden for the purpose of public review and input prior to final adoption.

Motion carried.

2013-19 Authorize the Public Hearing for 2030 TPP Amendment for Bottineau Transitway LPA and Arterial Transitway Corridors Study Results

It was moved by Elkins, seconded by Cunningham, that, for the purposes of holding a public hearing and receiving public comment, the Metropolitan Council:

- Approve the proposed amendment to the 2030 Transportation Policy Plan which identifies light rail transit (LRT) on the West Broadway in Brooklyn Park-Burlington Northern Santa Fe Corridor-Olson Memorial Highway alignment (Alternative B-C-D1) as the locally preferred alternative (LPA) for the Bottineau Transitway and identifies additions to the Arterial Bus Rapid Transit (BRT) system plan based on results of the recently completed Arterial Transitway Corridors Study; and
- Authorize a public comment period from January 24 through March 21, 2013, including a public hearing on the proposed amendment to be held on March 11, 2013 at 5pm at Metro Transit Heywood Chambers.

Motion carried.

OTHER BUSINESS INFORMATION

Economic Competitiveness Study

Mark VanderSchaaf, the Regional Planning Director for the Metropolitan Council, introduced Janna King, a consultant from Economic Development Services, Inc. The importance of economic competitiveness has been a topic of conversation in the region for some time, and this Council agreed early on that it should be a top priority. Janna's presentation included an overview of the first phase of her work. She will continue working through the spring and will present again when the second phase is complete.

Economic competitiveness is how the region relates to and competes with other regions in the global economy. Actions to support the retention, expansion, attraction or creation of business that create jobs and tax base, primarily in sectors that export a product or service from the region is economic development. Janna stated that the Met Council's role in economic competitiveness includes long range planning and investment that: ensures efficient movement of people and freight globally, nationally, and regionally; provides for the efficient treatment of wastewater; contributes to a quality of life and cost structure that can attract and retain a talented workforce; works with local jurisdictions to provide access and infrastructure to employment locations; provides a consistent framework for land use planning throughout the region; and supports equitable sharing of the opportunities and challenges of growth across the region's geographic and cultural communities.

REPORTS

Chair—Chair Haigh gave a brief overview of the Governor's budget. She encouraged everyone to visit the Governor's website, Budget for a Better Minnesota, which describes the components of the budget.

The Lt. Governor visited the Council and thanked staff for their hard work.

Attended a joint meeting of ULI and the Regional Council of Mayors.

Attended a Greater MSP Board of Directors meeting.

Participated in an event hosted by the PCA that focused on electric vehicles.

Met with Senator Pappas to talk about the confirmation hearing.

Attended a meeting with Reynoso and Chávez and the Chicano Latino Affairs Council at CLUES in Minneapolis to talk about Thrive MSP 2040.

Council members

Chávez —Participated in a MAC Board meeting.

Elkins—Participated in the City of Richfield's meeting with their legislative delegation.

Rummel—Attended the CCLRT environmental impact hearing at Model Cities. Attended a joint hearing on science at the House of Representatives where the Met Council presented on water. Attended a Clean Water Council G16 meeting to discuss the legacy funding.

Munt—Participated in a design event in Hopkins related to the SWLRT. Attended a SWLRT Community Advisory Committee meeting.

Đoàn—Spent 4 days at a transportation conference in Washington, D.C.

Regional Administrator—No report.

General Counsel—No report.

ADJOURNMENT

Business completed, the meeting adjourned at 5:32PM.

Emily Getty
Recording Secretary