

Metropolitan Council

Council Chair Susan Haigh
Councilmember Roxanne Smith
Councilmember Lona Schreiber
Councilmember Gary Van Eyll
Councilmember Jennifer Munt

Councilmember Steve Elkins
Councilmember James Brimeyer
Councilmember Gary Cunningham
Councilmember Adam Duinick

Councilmember Edward Reynoso
Councilmember John Đòan
Councilmember Sandy Rummel
Councilmember Harry Melander

Councilmember Richard Kramer
Councilmember Jon Commers
Councilmember Steven Chávez
Councilmember Wendy Wulff

Meeting Minutes

Wednesday, June 26, 2013

4:00PM

Council Chambers

IN ATTENDANCE

Smith, Munt, Van Eyll, Elkins, Brimeyer, Cunningham, Duinick, Reynoso, Đòan, Rummel, Melander, Kramer, Commers, Chávez, Wulff

CALL TO ORDER

A quorum being present, Vice Chair Melander called the meeting to order.

APPROVAL OF AGENDA AND MINUTES

Vice Chair Melander made a motion to amend the meeting agenda by removing the Reports at the end. It was moved by Cunningham, seconded by Reynoso to accept the meeting agenda as amended.

It was moved by Elkins, seconded by Van Eyll.

REPORT OF THE MANAGEMENT COMMITTEE

1. 2013-156 Authorize the amendment of the 2013 Unified Operating Budget as indicated and in accordance with the attached tables.

It was moved by Brimeyer, seconded by Rummel

Motion carried on the following roll call vote:

Aye: 15—Smith, Munt, Van Eyll, Elkins, Brimeyer, Cunningham, Duinick, Reynoso, Đòan, Rummel, Melander, Kramer, Commers, Chávez, Wulff

Nay: 0

Absent: 2—Schreiber, Haigh

JOINT REPORT OF THE MANAGEMENT, ENVIRONMENT, TRANSPORTATION, AND COMMUNITY DEVELOPMENT COMMITTEES

1. 2013-157 Amend the 2013 Unified Capital Program as indicated and in accordance with the attached tables.

It was moved by Cunningham, seconded by Chávez

Motion carried on the following roll call vote:

Aye: 15—Smith, Munt, Van Eyll, Elkins, Brimeyer, Cunningham, Duinick, Reynoso, Đòan, Rummel, Melander, Kramer, Commers, Chávez, Wulff

Nay: 0

Absent: 2—Schreiber, Haigh

CONSENT AGENDA

Approval of the Consent Agenda (Items 1-9)

Consent Agenda Adopted

1. 2013-161 Authorize the Regional Administrator to negotiate and execute a new Transit Cooperation Agreement with the City of Minnetonka.
2. 2013-162 Authorize the Regional Administrator to negotiate and execute Amendment #1 to Subordinate Funding Agreement #21 with the Minnesota Department of Transportation (MnDOT), in an amount not to exceed \$550,000, for reimbursement of costs incurred by the Council for Construction services related to the Blue Line (Hiawatha) Extension.
3. 2013-167 Authorize the Regional Administrator to negotiate and execute a professional services contract with Acentech to perform vibration testing and monitoring services measuring Light Rail Transit-generated vibration at the University of Minnesota, Hubbard Broadcasting, and Minnesota Public Radio (MPR) as part of pre-revenue service and during the first year of revenue service for the Central Corridor (Green Line) Light Rail Transit (CCLRT) Project in an amount not to exceed \$675,000.
4. 2013-168 Approve MnDOT's request to construct a new I-35E MnPASS lane from I-94 to Little Canada Road 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.
5. 2013-170 Authorize the Regional Administrator to enter into a collective bargaining agreement with the United Association of Pipefitters, Local Union No. 455, effective for the period of May 1, 2013—April 30, 2016.
6. 2013-171 Authorize the Regional Administrator to amend Contract 11P032A with Taxi Services Inc. for an additional \$550,000 for an amended total contract amount of \$2,096,000; and extend the term of the agreement from July 1, 2013 to December 31, 2013.
7. 2013-172 Pass Resolution 2013-6 that authorizes the acquisition of permanent/temporary easements necessary for the Seneca Interceptor System Rehabilitation, Project 808000; and authorizes Council legal staff to initiate condemnation proceedings for those parcels staff cannot acquire by negotiation.
8. 2013-173 Authorize the Regional Administrator to award and execute a Construction Contract for Metro F&I No. 2, Maintenance Warehouse Building, Empire Digester, and RMF Roof Replacements, Project Numbers 800625 and 805996, Contract 13P065, with B.L. Dalsin for its low responsive bid of \$2,018,726.
9. 2013-176 Consider reimbursing Dakota County up to \$6,303,480 from its share of future Regional Parks Capital Improvement Programs for the following projects: Whitetail Woods Regional Park Construction, \$5,453,480, Site grading, access drive, parking lot, play area, trails, sledding hill, site furnishings, utilities, landscaping, signage, picnic shelter, restroom building, camper cabins, and associated phase 1 improvements; Mississippi River Regional Trail-trailhead construction, \$450,000, Parking lot, bathroom building, utilities, signs, landscaping, trails, site furnishings, and miscellaneous site amenities to serve the regional trail at Swing Bridge Park in Inver Grove Heights; Mississippi River Regional Trail-Spring Lake Park engineering, \$400,000, Design and engineering for regional trail from Schaars Bluff picnic area to the western park boundary; However, the Council does not under any circumstances represent or guarantee that reimbursement will be granted, and expenditure of local funds never entitles a park agency to reimbursement.
10. 2013-177 Authorize a grant of up to \$983,489 from the Environment and Natural Resources Trust Fund Acquisition Account to Scott County to finance up to 75% of the costs to acquire the 148-acre Premier Bank parcel for the Doyle-Kennefick Regional Park. The grant should be financed with: \$590,093 from the 2012 Environment and Natural Resources Trust Fund appropriation, and \$393,396 from Metropolitan Council bonds. Consider reimbursing Scott County up to \$327,830, its 25% match, from the County's share of a future Regional Park Capital Improvement Program. However, the Council does not under any circumstances represent or guarantee that reimbursement will be granted, and expenditure of local funds never entitles a park agency to reimbursement.

11. 2013-178 Authorize a grant of up to \$379,106 from the Parks and Trails Legacy Fund Acquisition Account in the Park Acquisition Opportunity Fund to Dakota County to finance up to 75% of the costs to acquire the 56.3-acre Reis parcel for the Spring Lake Park Reserve. The grant should be financed with: \$227,464 from the FY2013 Parks and Trails Legacy Fund appropriation, and \$151,642 from Metropolitan Council bonds. Consider reimbursing Dakota County up to \$126,369, its share of the acquisition costs, from the County share of a future Regional Park Capital Improvement Program. However, the Council does not under any circumstances represent or guarantee that reimbursement will be granted, and expenditure of local funds never entitles a park agency to reimbursement.
12. 2013-179 Adopt the attached review record and allow the City of Eagan to put the Holden Property comprehensive plan amendment (CPA) into effect. Find that the proposed CPA does not change the City's forecasts.

BUSINESS

Community Development

2013-155 Approve one of the following two scenarios for Park Acquisitions Opportunity Fund grant(s) to Three Rivers Park District for the acquisition of the 106 acre Kingswood Special Recreation Feature. The scenarios depend upon approval by the Legislative-Citizen Commission on Minnesota Resources (LCCMR) on June 11 to use Environment and Natural Resources Fund appropriations to help partially finance the acquisition:

Scenario 1: If the LCCMR approves use of Environment and Natural Resources Trust Fund appropriations to partially finance the acquisition of the 45 acre "Northern lot" as part of Kingswood Special Recreation Feature, then the Metropolitan Council approves two Park Acquisition Opportunity Fund grants as follows: 1. A grant of up to \$382,125 to finance 75% of the acquisition of the 45 acre "Northern lot" illustrated in Attachment 2. The grant is financed with: \$229,275 from the 2012 Environment and Natural Resources Trust Fund appropriation, \$152,850 Metropolitan Council bonds. This grant must be matched with up to \$127,375 of Three Rivers Park District funds to finance 25% of the "Northern lot" acquisition. 2. A grant of up to \$1,505,858 to finance 75% of the acquisition of 61.3 acres comprised of the "Western Lakeshore lot" and "Eastern lots" illustrated in Attachment 2. The grant is financed with: \$905,315 of FY 2013 Parks and Trails Legacy Fund appropriation, \$603,543 of Metropolitan Council bonds. This grant must be matched with up to \$502,952 of Three Rivers Park District funds to finance 25% of the remaining lot's acquisition costs. The Park District fund match amount of up to \$630,327 is eligible for reimbursement consideration as part of Three Rivers Park District's share of future regional park capital improvement programs. The Council does not under any circumstances represent or guarantee that reimbursement will be granted, and expenditure of local funds never entitles a park agency to reimbursement. Scenario 2: If the LCCMR does not approve use of Environment and Natural Resources Trust Fund appropriations to partially finance the acquisition of the 45 acre "Northern lot" as part of Kingswood Special Recreation Feature, then the Metropolitan Council approves a Park Acquisition Opportunity Fund grant of up to \$1,700,000 from the Parks and Trails Legacy Fund account to Three Rivers Park District to finance up to 67% of the costs to acquire the 106 acre Kingswood Special Recreation Feature. The grant shall be financed as follows: \$1,020,000 of FY 2013 Parks and Trails Legacy Fund appropriation, \$680,000 of Metropolitan Council bonds. This grant must be matched with up to \$821,310 of Three Rivers Park District funds to finance at least 33% of the remaining lot's acquisition costs. The Park District fund match amount up to \$821,310 is eligible for reimbursement consideration as part of Three Rivers Park District's share of future regional park capital improvement programs. The Council does not under any circumstances represent or guarantee that reimbursement will be granted, and expenditure of local funds never entitles a park agency to reimbursement.

It was moved by Cunningham, seconded by Munt

Motion carried.

2013-181 Award 10 Tax Base Revitalization Account grants as recommended below; and authorize its Community Development Division Director to execute the grant agreements on behalf of the Council. Projects recommended for May 2013 TBRA funding cycle and their recommended amounts: Contamination Site Investigation: Minneapolis, Thorp Building: \$24,300; Ramsey, Old Municipal Center: \$14,800. Contamination Cleanup: Edina, Pentagon Park North Phase II: \$535,100; Minneapolis, Praxis Marketplace: \$179,300;

Minneapolis, Shapco Printing: \$487,400; Minneapolis, Velo Flats: \$108,200; New Hope, Winnetka Learning Center: \$200,000; Saint Paul, 324 Johnson: \$719,400; Saint Paul, Hamm's: \$124,600; Saint Paul, Old Home Plaza: \$106,900. Total: \$2,500,000

It was moved by Cunningham, seconded by Kramer

Motion carried.

Environment—Reports on Consent List

Transportation

2013-129 Approve the proposed Title VI policies defining a Major Service Change and determining the threshold for Disparate Impact and Disproportionate Burden.

It was moved by Duininck, seconded by Munt.

Motion carried.

2013-160 Approve the Title VI service equity analysis for the METRO Red Line Service.

It was moved by Duininck, seconded by Rummel.

Motion carried.

2013-137 Authorize the Regional Administrator to execute Contract No. 12P227 with Gillig Corporation for the purchase of 184 replacement 40-ft transit buses, contingent on satisfactory results from the Pre-Award Buy America Audit.

It was moved by Duininck, seconded by Reynoso.

Motion carried.

2013-169 Approve changes to Metro Mobility Premium Same Day Taxi (PSD) service on a demonstration basis to: expand the scope of PSD to include all requests for trips between the hours of 5:00AM and 8:00PM that are received on the day of service, and reduce the customer's share of the initial cost of PSD service from \$7.00 to \$5.00. The Council's maximum payment per trip would increase from \$13.00 to \$15.00. (Customers continue to pay the cost of the trip that's over \$20.) These changes would be effective July 15, 2013 through January 15, 2014 as a 6-month pilot demonstration.

It was moved by Duininck, seconded by Rummel.

Motion carried.

2013-182 SW Authorize the Regional Administrator to: award and execute a contract with the lowest responsive and responsible bidder, PCL Construction Services, Inc., for the Central Station Vertical Circulation Project at a cost of \$1,769,620; exempt the anticipated change order, funded by the City of St. Paul, for inclusion of public art in the project from the 5% delegated change order authority.

It was moved by Duinick, seconded by Munt.

Motion carried.

OTHER BUSINESS

INFORMATION

A. Preliminary 2014 Unified Budget.

The meeting was adjourned at 4:54PM.

Certification

I hereby certify that the foregoing narrative and exhibits constitute a true and accurate record of the Metropolitan Council Meeting of June 26, 2013.

Approved this 10 day of July, 2013.

Emily Getty
Recording Secretary