

# Minutes

Metropolitan Council



**Meeting Date:** August 23, 2023

**Time:** 4:00 PM

**Location:** 390 Robert Steet

## Members Present:

Chair, Charlie Zelle

Judy Johnson, District 1

Reva Chamblis, District 2

Tyronne Carter, District 3

Deb Barber, District 4

John Pacheco Jr., District 5

Robert Lilligren, District 6

Yassin Osman, District 7

Anjuli Cameron, District 8

Diego Morales, District 9

Peter Lindstrom, District 10

Gail Cederberg, District 11

Susan Vento, District 12

Chai Lee, District 13

Toni Carter, District 14

Tenzin Dolkar, District 15

Wendy Wulff, District 16

= present

## Call to Order

A quorum being present, Council Vice Chair Chamblis called the regular meeting of the Metropolitan Council to order at 4:04 p.m.

## Agenda Approved

Vice Chair Chamblis proposed changing the agenda order of business items 2023-179 JT SW and 2023-175 under Business.

It was moved by Vento, seconded by W.T. Carter.

**Motion carried.**

## Approval of Minutes

It was moved by Vento, seconded by Lilligren to approve the minutes of the August 9, 2023, regular meeting of the Metropolitan Council. **Motion carried.**

## Public Invitation

No public comment.

## Consent Business

Consent Business Adopted (Items 1-12)

- 2023-133: That the Metropolitan Council pass Resolution 2023-5 declaring the METRO E Line Project as a public purpose, authorizing acquisition of all real estate interests necessary for the Project, and authorizing staff to initiate condemnation proceedings on behalf of the Council for parcels that cannot be acquired by negotiation.
- 2023-145: That the Metropolitan Council:
  - Approve Anoka County's Coon Lake Regional Park Long Range Plan.
  - Encourage Anoka County to work with the City of Columbus to change the land use from Rural Residential to Park within the City's 2040 Comprehensive Plan when the proposed future 41-acre inholding is acquired and becomes part of the regional park. This will

require a comprehensive plan amendment and must be submitted to the Metropolitan Council for review and authorization.

3. 2023-163: That the Metropolitan Council authorize the Regional Administrator to negotiate and execute Joint Powers Agreement 23I095 with the City of St. Paul for right-of-way management authority needed for construction of the METRO E Line project.
4. 2023-164: That the Metropolitan Council authorize the Regional Administrator to negotiate and execute Joint Powers Agreement 23I094 with the City of Edina for right-of-way management authority needed for construction of the METRO E Line project.
5. 2023-166: That the Metropolitan Council adopt Resolution No. 2023-10 (attached) as required by Minnesota Housing Finance Agency to:
  1. Authorize the Metropolitan Council's Regional Administrator to execute a grant agreement for the Housing Trust Fund award of \$511,680.
  2. Authorize the Director of the Housing and Redevelopment Authority to execute a Memorandum of Understanding as a requirement of the Homework Starts with Home (HSHW) Program in partnership with Anoka County.
6. 2023-169: That the Metropolitan Council approve Minneapolis Park and Recreation Board's Minneapolis Chain of Lakes Regional Park Long-Range Plan Amendment.
7. 2023-170: That the Metropolitan Council:
  1. Contingent on the approval of the concurrent Minneapolis Chain of Lakes Regional Park long-range plan amendment, approve a grant of up to \$964,125 to Minneapolis Park and Recreation Board to acquire a 0.2-acre parcel located at 1699 West 34th Street for the Minneapolis Chain of Lakes Regional Park.
  2. Authorize the Community Development Director to execute the grant agreement and restrictive covenant on behalf of the Council.
8. 2023-172: That the Metropolitan Council authorize the Regional Administrator to execute its option to extend the Metro Mobility Agency Contract 17P244 with Transit Team, inc. for an additional year, beginning October 1st, 2023, through September 30th, 2024, in the amount of \$7,375,469.40 for a total contract value of \$42,377,263.50.
9. 2023-180: That the Metropolitan Council ("Council") authorize the Regional Administrator to execute a Joint Powers Agreement ("JPA") # 23I016 with the Metropolitan Airports Commission ("MAC") in an amount not to exceed \$708,000 for law enforcement assistance to the Council along with adding additional police presence on the Blue Line Light Rail Transit (LRT).
10. 2023-181: That the Metropolitan Council authorize the Regional Administrator to execute an amendment for contract 17P091 with Cubic Transportation Systems that will extend the contract term and increase the maximum not to exceed amount to \$4,793,996.
11. 2023-182: That the Metropolitan Council authorize the Regional Administrator to negotiate and execute contract 22P119 with Michelin North America, Inc., that will provide tire lease, installation, and maintenance services for active and reserve fleet buses at all bus garages in an amount not to exceed \$16,997,791.65.
12. 2023-183: That the Metropolitan Council authorize the Regional Administrator to execute a sole source contract 23P058 with Luminator to provide digital video recorder monitors in an amount not to exceed \$622,582.

It was moved by Morales, seconded by W.T. Carter.

**Motion carried.**

## Non-Consent Business – Reports of Standing Committees

## ***Community Development***

1. Reports on Consent Agenda.

## ***Environment***

1. 2023-178: That the Metropolitan Council ratify the Emergency Declaration for repairs to Interceptor 1-MH-401B Lilydale siphon in St. Paul in the amount not to exceed \$1,000,000.

It was moved by Lilligren, seconded by Wulff.

**Motion carried.**

## ***Management***

1. 2023-154 JT: That the Council adopt Resolution No. 2023-7 imposing a metropolitan region sales and use tax for local affordable housing aid.

It was moved by Johnson, seconded by Vento.

**Motion carried.**

2. 2023-162 JT: That the Council adopt Resolution No. 2023-8 imposing a regional transportation sales and use tax.

It was moved by Johnson, seconded by Barber.

**Motion carried.**

## ***Transportation***

1. 2023-176: METRO Green Line Extension Aldridge Parsons Joint Venture Part One Claims Resolution Change Order, Cumulative Change Order Authority Increase, and amendment to 00810 Supplemental Conditions for Re-Baselined Systems Schedule Cost Claims Resolution, Contract 17P000.

It was moved by Barber, seconded by Vento.

**Motion carried.**

2. 2023-177: That the Metropolitan Council authorize the Regional Administrator to:

- Increase the not to exceed value of the Settlement Agreement (Council Contract No. 22M013) with the Lunda McCrossan Joint Venture (LMJV) in the amount of \$75 million for a new total not to exceed amount of \$285 million; and
- Make future payments as defined in the agreement.

It was moved by Barber, seconded by T. Carter.

**Motion carried.**

3. 2023-58: That the Metropolitan Council authorize the Regional Administrator to negotiate and execute the 2023-2024 Blue Line Extension Capital Grant Agreement (CGA) #221038 with Hennepin County and Hennepin Regional Railroad Authority (HCRRA) in the amount not to exceed \$75,305,000 and issue Limited Notice to Proceed (LNTP) #2 to the Engineering Services Contract #22P103A to advance design plans and complete the Municipal Consent process.

Nick Thompson, Deputy General Manager, Capital Projects, and Chris Beckwith, Project Director, Blue Line Extension, shared an overview of the METRO Blue Line Extension project, the Council's Transitway Advancement Policy, funding, enterprise risks, and the proposed action. Council Member Lindstrom asked about the relationship with the recently announced agreement with Hennepin County for the METRO Green Line Extension Project.

It was moved by Barber, seconded by Morales.



Council Member Barber shared that she would be voting no, but it is not a vote against the METRO Blue Line Extension Project. Council members had questions and comments regarding the Transitway Advancement Policy, enterprise risks, and process at the Council. Council Member Johnson shared that she will also be voting no and noted that the related proposed budget amendment (business item 2023-179 JT SW) did not pass the Management Committee.

Council Member Johnson moved, seconded by Vento, to postpone consideration of the item, the related budget amendment, and SWLRT Project funding issues to a Council meeting before the end of October. Council Member Johnson withdrew the motion after further discussion regarding the date.

Council Member Lilligren shared that he planned to vote in favor of the item. Council members also discussed the policymaking and negotiation processes, transparency surrounding the negotiations, the proposal for Green Line Extension funding, equity in transit investments, and project resources. Council members suggested further discussion at the September 6, 2023 Committee of the Whole with a vote at the September 13, 2023 Council meeting. Council Member Cameron asked about the effects of a delayed vote. Thompson shared that this would pause work on existing projects as the funding authority for engineering projects expires on August 31. Council members had further discussion regarding the timing for Green Line Extension and Blue Line Extension negotiations.

Council Member Johnson moved, seconded by Lilligren, to postpone consideration of business items 2023-58 and 2023-179 JT SW to the next regular meeting of the Metropolitan Council, September 13, 2023.

**Motion to postpone to a certain time carried on the following roll call vote:**

Aye	9	Johnson, T. Carter, Barber, Lilligren, Lindstrom, Cederberg, Vento, W.T. Carter, Wulff
Nay	5	Pacheco, Cameron, Chamblis, Morales, Lee
Absent	3	Dolkar, Osman, Zelle

**Motion to postpone carried.**

**Business**

1. Business item 2023-179 JT SW will be postponed to September 13, 2023 per the previous motion to postpone business item 2023-58.
2. 2023-175: Adoption of the following Resolutions for the Metropolitan Council's Preliminary 2024 Unified Operating Budget and the Proposed 2023, Payable 2024, Tax Levies:
  - 2023-11: Adopting the Metropolitan Council's Preliminary 2024 Unified Operating Budget
  - 2023-12: Adopting the Metropolitan Council's Proposed 2023 Property Tax Levy for General Purposes for Certification to the Minnesota Commissioner of Revenue
  - 2023-13: Adopting the Metropolitan Council's Proposed 2023 Property Tax Levy for General Purposes for Certification to the County Auditors
  - 2023-14: Adopting a Proposed 2023 Property Tax Levy for the Livable Communities Demonstration Account in the Metropolitan Livable Communities Fund
  - 2023-15: Adopting a Proposed 2023 Property Tax Levy for the Tax Base Revitalization Account of the Livable Communities Act
  - 2023-16: Certifying a Property Tax Levy for 2023 for Debt Service on Future Transit Bonds



- 2023-17: Certifying a Property Tax Levy for 2023 for Debt Service on Future Parks Bonds

It was moved by Johnson, seconded by Cederberg.

**Motion carried on the following roll call vote:**

Aye	13	Johnson, T. Carter, Barber, Lilligren, Cameron, Chamblis, Morales, Lindstrom, Cederberg, Vento, Lee, W.T. Carter, Wulff
Nay	0	
Abstain	1	Pacheco
Absent	3	Dolkar, Osman, Zelle

**Reports**

No reports.

**Adjournment**

Business completed; the meeting adjourned at 6:08 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 23, 2023.

Approved this 13th day of September 2023.

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**Council Contact:**

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