

Council Interim Chair Molly Cummings

Council Members

Abdirahman Muse

Deb Barber

Kris Fredson

Molly Cummings

Phillip Sterner

Reva Chamblis

Susan Vento

Chai Lee

Francisco J. Gonzalez

Lynnea Atlas-Ingebretson

Peter Lindstrom

Raymond Zeran

Robert Lilligren

Wendy Wulff

Christopher Ferguson

Judy Johnson

Meeting Minutes

Wednesday, December 11, 2019 4:00 p.m. Council Chambers

IN ATTENDANCE

Johnson, Chamblis, Ferguson, Barber, Atlas-Ingebretson, Lilligren, Muse, Zeran, Lindstrom, Vento, Lee, Fredson, Sterner, Wulff, Cummings

CALL TO ORDER

A quorum being present, Interim Chair Cummings called the meeting to order at 4:04 pm.

APPROVAL OF AGENDA AND MINUTES

Agenda was moved by Vento, seconded by Wulff

Minutes was moved by Lindstrom, seconded by Barber

BUSINESS

Joint Report of the Management, Community Development, Environment, and Transportation Committees

2019-355 JT SW: That the Metropolitan Council authorizes the 2019 Unified Budget as indicated and in accordance with the attached tables.

It was moved by Ferguson, seconded by Johnson. **Motion carried.**

Aye: 12 Johnson, Chamblis, Ferguson, Barber, Lilligren, Muse, Lindstrom, Vento, Lee, Fredson, Wulff, Cummings

Nay: 0

Absent: 4 Atlas-Ingebretson, Zeran, Gonzalez, Sterner

CONSENT AGENDA

Approval of the Consent Agenda (Items 1-18)

Consent Agenda Adopted

- 2019-307: That the Metropolitan Council approve a request by the City of Anoka to extend the freeway along US 10/169 through the construction of an underpass at Fairoak Avenue and an interchange at Thurston Avenue, subject to further review and approval by the Metropolitan Council if there are any significant changes in the design of the proposed project.

2. 2019-314: That the Metropolitan Council approves the attached list of 2020 Authorized Financial Institutions for 2020.
3. 2019-316: That the Metropolitan Council:
 1. Approve the Mississippi Gorge Regional Park Master Plan.
 2. Require that the Minneapolis Park and Recreation Board, prior to initiating any new development of the regional park, send preliminary plans to the Engineering Services Assistant Manager at the Metropolitan Council's Environmental Services Division for review in order to assess the potential impacts to the regional interceptor system.
- ~~4. 2019-317: Park Acquisition Opportunity Fund Grant for St. Croix Bluffs Regional Park (Rowe), Washington County~~
5. 2019-318: That the Metropolitan Council:
 1. Approve a grant of up to \$71,250.00 to Three Rivers Park District for the 2,305 square-foot easement located at 7125 Ohms Lane in the City of Edina for Nine Mile Creek Regional Trail.
 2. Authorize the Community Development Director to execute the grant agreement and restrictive covenant on behalf of the Council.
 3. Consider reimbursing Three Rivers Park District for up to \$23,750 from its share of a future Regional Parks Bonding Program for costs associated with their local match.
 4. Inform Three Rivers Park District that the Council does not under any circumstances represent or guarantee that the Council will grant future reimbursement and that expenditure of local funds never entitles a park agency to reimbursement.
6. 2019-319: That the Metropolitan Council approves the Non-Represented Plan Changes Effective December 28, 2019 incorporating the revisions summarized in the business item.
7. 2019-321: That the Metropolitan Council (Council) authorize the Regional Administrator to award and execute a sole source contract (19P343) for Project Management Systems for the Southwest (SWLRT) and Blue Line Extension (BLRT) Light Rail Extension (LRT) Projects to e-Builder, Inc., in an amount not to exceed \$644,876.
8. 2019-326: That the Metropolitan Council authorize its Regional Administrator to award and execute a construction contract for Chanhassen Interceptor Rehabilitation 8253-328, MCES Project No. 802883, Contract No. 19P199, with Visu-Sewer, Inc. for their low responsive and responsible bid of \$3,690,537.25.
9. 2019-327: That the Metropolitan Council authorize its Regional Administrator to negotiate and execute master contract 19P033 with American Engineering and Testing for a not to exceed amount of \$2,000,000.
10. 2019-329: That the Metropolitan Council (Council) authorize the Regional Administrator to negotiate and execute a Master Funding Agreement (MFA) with Saint Paul Regional Water Services (SPRWS) for the METRO Gold Line BRT (GBRT) Project.
11. 2019-330: That the Metropolitan Council authorize the Regional Administrator to negotiate and execute the Gold Line Section 106 Programmatic Agreement (PA), developed jointly between the Federal Transit Administration (FTA), the Minnesota State Historic Preservation Office (MnSHPO), the Metropolitan Council, United States Army Corps of Engineers, Federal Highway Administration, and the Minnesota Department of Transportation.

12. 2019-336: That the Metropolitan Council authorize the Regional Administrator to execute intergovernmental agreements with Minnesota Valley Transit Authority (MVTA) for Cedar Avenue Red Line Station to Station BRT service and public facility maintenance not to exceed \$2,840,000.
13. 2019-337: That the Metropolitan Council approve sole source contract amendments for Property Owner and Tenant Advisory Services as follows:
 - Wilson Development Services, LLC to add \$43,000
 - WSB & Associates, Inc. to add \$35,000
 - HDR Engineering, Inc. to add \$50,000
 - Evergreen Land Services Company to add \$15,000
14. 2019-340: That the Metropolitan Council approve an amendment to the 2020-2023 Transportation Improvement Program (TIP) to add mill and overlay work to St. Paul's Johnson Parkway Trail project.

Note: Following the recommendation at Transportation Committee, the United States Department of Transportation approved the 2020-2023 TIP, rendering the 2019-2022 TIP dormant. Therefore, this action no longer applies to the former.

15. 2019-342: That the Metropolitan Council approve an amendment to the 2020-2023 Transportation Improvement Program (TIP) to change the type and number of buses for SouthWest Transit's Eden Prairie to Mall of America Connector Service.

Note: Following the recommendation at Transportation Committee, the United States Department of Transportation approved the 2020-2023 TIP, rendering the 2019-2022 TIP dormant. Therefore, this action no longer applies to the former.

16. 2019-343: That the Metropolitan Council approve the following:

Metropolitan Area Enhanced Mobility for Seniors and Individuals with Disabilities (FTA 5310) grant awards for 2020:

Organization	Project	Federal Award Amount
DARTS	1 (Class 500) Vehicle Replacement	\$120,000
Mankato Rehabilitation Center Inc. – Rosemount	2 (Class 400) Vehicle Replacement	\$139,200
Midwest Special Services, Inc.	3 (Class 400) Vehicle Replacement	\$ 208,800
Newtrax, Inc.	4 (Class 400) Vehicle Replacement	\$ 278,400
ProAct, Inc. – Eagan	1 (Class 300) Vehicle Replacement 2 (Class 400) Vehicle Replacement	\$ 204,000
Rise, Inc.	5 (Class 400) Vehicle Replacement	\$ 348,000
TOTAL		\$1,298,400

Metropolitan Area Enhanced Mobility for Seniors and Individuals with Disabilities (FTA 5310) grant awards for 2021:

Organization	Project	Federal Award Amount
Mankato Rehabilitation Center Inc. - Chaska	3 (Class 400) Vehicle Expansion	\$ 215,064
Mankato Rehabilitation Center Inc. – Rosemount	1 (Class 400) Vehicle Expansion	\$ 71,688
Newtrax, Inc.	6 (Class 400) Vehicle Replacement 2 (Class 400) Vehicle Expansion	\$ 573,504
ProAct, Inc. – Eagan	2 (Class 500) Vehicle Replacement	\$ 240,000
Rise, Inc.	7 (Class 400) Vehicle Replacement	\$ 501,816
TOTAL		\$ 1,602,072

Metropolitan Area Enhanced Mobility for Seniors and Individuals with Disabilities (FTA 5310) grant awards for 2020/2021:

Organization	Project	Federal Award Amount
Dakota County	Mobility Management	\$ 486,400
Newtrax, Inc.	Mobility Management	\$ 319,200
Scott/Carver County	Mobility Management	\$ 592,000
Washington County	Mobility Management	\$ 320,000
TOTAL		\$ 1,717,600

17. 2019-344: That the Metropolitan Council authorize the Regional Administrator to execute a purchase agreement, with Hoglund Bus Sales (MnDOT Contract 121183) for up to 5 replacement buses in an amount not to exceed \$770,000.
18. 2019-349: That the Metropolitan Council approve the award of Veteran’s Affairs Supportive Housing (VASH) Project Based Voucher (PBV) assistance and authorize staff to execute the necessary documents with the project owners for the following three (3) projects as shown in Table 1 below.

Table 1. Recommended Project Based Voucher Awards

Project	City	Total Units in Project	PBV Award
Owasso Gardens	Roseville	60	8
The Element	Plymouth	58	4
Core Crossings	Shakopee	59	8

It was moved by Lindstrom, seconded by Vento.

Motion carried.

BUSINESS
Community Development

2019-328: That the Metropolitan Council adopt the attached Advisory Comments and Review Record and take the following actions:

Recommendations of the Community Development Committee

1. Authorize Anoka County to place its 2040 Comprehensive Plan into effect.
2. Advise the County to implement the advisory comments in the Review Record for Transportation and Housing.
3. Within 60 days after receiving final DNR approval, the County must adopt the MRCCA Plan, and submit a copy of the final adopted plan and evidence of adoption to the DNR, Council, and National Park Service within 10 days after the adoption.

It was moved by Lilligren, seconded by Chamblis

Motion carried.

2019-332: 1. That the Metropolitan Council approve funding three projects totaling \$300,000 for the 2019 Equity Grant Program Pilot for the Regional Parks System, as shown in Table 1 below.
 2. Authorize the Community Development Director to execute the grant agreements on behalf of the Council.

Table 1. Recommended Projects

Recommended Projects	Applicant	Award Amount
1. Dakota Homeland Interpretation Along the Minnesota River Greenway Regional Trail	Dakota County	\$90,000
2. Wakan Tipi Center at Bruce Vento (Regional Trail) Nature Sanctuary Equitable Enhancements	Saint Paul	\$154,255
3. Bde Maka Ska Cloud Man Memorial Interpretive Signage (Minneapolis Chain of Lakes Regional Park)	Minneapolis Park and Recreation Board	\$55,745
Total Recommended		\$300,000
Total Available		\$300,000
Total Remaining		\$0

Council Member Wulff shared her feedback on the pilot program and the scoring process.

It was moved by Lilligren, seconded by Muse

Council Member Vento Abstained from vote because the Wakan Tipi Center is at Vento Nature Sanctuary.

Motion carried.

2019-334: That the Metropolitan Council adopt the amended Business Item No. 2019-334 (attached) which was previously adopted by this Committee at its November 18, 2019 meeting, to read as follows:

1. Award eight Livable Communities Demonstration Account grants as shown

below, totaling
\$6,489,266; and

2. Authorize its Community Development Director to execute the grant agreements on behalf of the Council.

Recommended Projects	Applicant	Points	LCDA Amount Requested	Proposed LCDA Funding
SpringBOX	Saint Paul	92.20	\$392,500	\$392,500
Bloom Lake	Minneapolis	88.13	\$1,600,000	\$1,600,000
Amber Apartments	Minneapolis	87.21	\$548,500	\$548,500
927 Building	Minneapolis	82.44	\$981,816	\$981,816
Main Street	Rogers	81.66	\$942,500	\$942,500
Paravel/Castle Ridge	Eden Prairie	74.58	\$885,000	\$885,000
4100 Edina	Edina	71.03	\$493,950	\$493,950
Owasso Gardens	Roseville	69.78	\$645,000	\$645,000

It was moved by Lilligren, seconded by Sterner

Motion carried.

2019-346: That the Metropolitan Council:

1. Award one Livable Communities Demonstration Account Transit-Oriented Development Pre-Development grant totaling \$100,000, as shown in the table below.
2. Authorize its Community Development Division Director to execute the grant agreements on behalf of the Council.

Recommended Projects	Applicant	Award Amount
River Balcony Schematic Design	City of Saint Paul	\$100,000
Total Recommended		\$100,000
Total Available		\$250,000
Total Remaining		\$150,000

It was moved by Lilligren, seconded by Fredson

Motion carried.

2019-347: That the Metropolitan Council:

1. Award three Livable Communities Demonstration Account Pre-Development grants for \$190,000 as shown in Table 1 below.

2. Authorize its Community Development Division Director to execute the grant agreements on behalf of the Council.

Applicant	Recommended Project	Award Amount
City of Chaska	Artist Housing Market Study	\$30,000
City of Saint Paul	Little Saigon Plaza	\$100,000
City of South Saint Paul	Grand Ave. Gateway Residential	\$60,000
Total Recommended		\$190,000
Total Available		\$250,000
Total Remaining		\$60,000

It was moved by Lilligren, seconded by Barber

Motion carried.

2019-348: That the Metropolitan Council:

1. Award five multifamily rental and six single family ownership Local Housing Incentives Account (LHIA) grants as shown in Table 1, totaling \$2.5 million.
2. Authorize its Community Development Division Director to execute the grant agreements on behalf of the Council.

Project	City/Applicant	New Affordable Units	Preserved Units	LHIA Funding Recommendation
Bloom Lake Flats	Minneapolis	42	0	\$350,000
American House Recapitalization	St. Paul	69	0	\$335,000
4100 Apartments	Edina	70	0	\$500,000
Element	Plymouth	58	0	\$500,000
Prairie Estates	Inver Grove Heights/Dakota County CDA	0	40	\$350,000
Sub-total Rental:		239	40	\$2,035,000
Build Wealth MN	Minneapolis	2	0	\$20,000
Carver County Community Land Trust	Carver County CDA	0	2	\$20,000
Two Rivers Community Land Trust	Washington County CDA	0	4	\$130,000
Oakdale Avenue Phase II	St. Paul	6	0	\$120,000
Shoreview/Rondo CLT Townhomes	Shoreview	7	0	\$55,000
Homes Within Reach	Hennepin County Communities/City of	0	2	\$120,000

Project	City/Applicant	New Affordable Units	Preserved Units	LHIA Funding Recommendation
	Minnetonka & St. Louis Park			
Sub-total Ownership:		15	8	\$465,000
TOTAL		254	48	\$2,500,000

It was moved by Lilligren, seconded by Johnson

Motion carried.

2019-350: That the Metropolitan Council adopt Small Area Fair Market Rents as payment standards (Attachment 1) for the Housing Choice Voucher and other rent assistance programs effective January 1, 2020.

It was moved by Lilligren, seconded by Vento

Motion carried.

Environment

2019-358 SW: That the Metropolitan Council authorize the Regional Administrator to award and execute a construction Contract 19P258, for Maple Plain, Medina and Independence Improvements, MCES Project No. 808100 with Meyer Contracting for their low responsive, responsible bid of \$2,739,619.19.

Council Member Johnson thanked staff and committee for their work.

It was moved by Lindstrom, seconded by Johnson

Motion carried.

2019-359 SW** That the Metropolitan Council authorize its Regional Administrator to reject all bids for construction of Metropolitan Wastewater Treatment Solids Renewal & Improvements, Project Numbers 805947 and 808920, Contract 19P187, and rebid the project.

Council Member Atlas-Ingebretson asked a question regarding rejection of bids.

It was moved by Lindstrom, seconded by Vento

Motion carried.

Management

2019-360 SW: That the Metropolitan Council adopt Resolution No. 2019-29 expressing the Metropolitan Council's commitment to reducing barriers and increasing opportunities for small businesses participating in the Metropolitan Council's Underutilized Business (MCUB) Program.

It was moved by Ferguson, seconded by Muse

Motion carried.

Transportation

2019-182: That the Metropolitan Council approve a sole source contract amendment for Advanced Design Consultant Services (ADC) contract to support construction of the Southwest Light Rail Transit (SWLRT) project with AECOM (14P125) to increase the contract amount by \$20,623,565 for a total contract amount of \$140,278,110.

It was moved by Barber, seconded by Sterner

Motion carried.

2019-291: That the Metropolitan Council authorize the Regional Administrator to execute operating grant agreements for the calendar year 2020 with the Funding Transitway Counties of Anoka, Hennepin and Ramsey to receive funds in 2020.

- METRO Blue Line LRT \$13,918,480
 - Hennepin County - \$13,918,480
- METRO Green Line LRT \$13,507,221
 - Hennepin County – \$8,104,332
 - Ramsey County – \$5,402,889
- Northstar Commuter Rail \$7,742,864
 - Anoka County – \$6,302,691
 - Hennepin County – \$1,440,173

It was moved by Barber, seconded by Chamblis

Motion carried.

2019-335: That the Metropolitan Council authorizes the award and execution of contract 18P063 with NS Corporation in the amount of \$4,351,975.05 for the purchase and installation of up to ten (10) bus wash racks at multiple facilities.

Council Member Sterner had a question regarding best practice of water use.

It was moved by Barber, seconded by Sterner

Motion carried.

2019-351 SW: That the Metropolitan Council authorize the Regional Administrator to negotiate and execute an agreement with First Transit to provide Transit Link service in Hennepin County from February 1, 2020 through April 30, 2021, in an amount not to exceed \$2,500,000.

It was moved by Barber, seconded by Lee

Motion carried.

2019-353: That the Metropolitan Council:

1. Approve for public comment on the attached Metro Transit Police Department's Body Worn Camera policy, and
2. Provide for public comment on the Metro Transit Police Department's policy at a regularly scheduled meeting of the Council.

Chief Frizzell presented a slide of the progress and timeline.

It was moved by Barber, seconded by Lindstrom

Motion carried.

2019-357 SW: That the Metropolitan Council authorizes the Regional Administrator to amend the current grant agreement, #SG-2017-024, with Minnesota Valley Transit Authority (MVTA) by increasing the dollar amount by \$1,285,000.

It was moved by Barber, seconded by Sterner

Motion carried.

Joint Reports of Environment and Community Development Committees

2019-308 JT: That the Metropolitan Council adopt the attached Advisory Comments and Review Record and take the following actions:

Recommendations of the Community Development Committee

1. Authorize the City of Oak Park Heights to place its 2040 Comprehensive Plan into effect.
2. Revise the City's forecasts downward as shown in Table 1 of the attached Review Record.
3. Advise the City to implement the advisory comments in the Review Record for Transit.

Recommendation of the Environment Committee

1. Approve the City of Oak Park Heights's Comprehensive Sewer Plan.

It was moved by Lilligren, seconded by Lee

Motion carried.

2019-309: That the Metropolitan Council adopt the attached Advisory Comments and Review Record and take the following actions:

Recommendations of the Community Development Committee

1. Authorize the City of Brooklyn Center to place its 2040 Comprehensive Plan into effect.
2. Advise the City to adopt the Mississippi River Critical Corridor Area (MRCCA) Plan within 60 days after receiving final DNR approval, and submit a copy of the final adopted plan and evidence of adoption to the DNR, Council, and National Park Service within 10 days after the adoption.

Recommendation of the Environment Committee

1. Approve the City of Brooklyn Center's Comprehensive Sewer Plan.
2. Advise the City to implement the advisory comments in the Review Record for wastewater.

It was moved by Lilligren, seconded by Chamblis

Motion carried.

2019-322 JT: That the Metropolitan Council adopt the attached Advisory Comments and Review Record and take the following actions:

Recommendations of the Community Development Committee

1. Authorize the City of Farmington to place its 2040 Comprehensive Plan into effect.
2. Advise the City to implement the advisory comments in the Review Record for surface water management.

Recommendation of the Environment Committee

2. Approve the City of Farmington's Comprehensive Sewer Plan.
3. Implement the advisory comments in the Review Record for wastewater.

It was moved by Lilligren, seconded by Wulff

Motion carried.

OTHER BUSINESS

Information Item: Community Development Research and Place-Based Equity

Krysten Ryba-Tures and Matt Schroeder gave a presentation on Community Development Research and Place-Based Equity including Why we studied Areas of Concentrated Poverty, how is the Council using Areas of Concentrated Poverty, Why are we rethinking studying Areas of Concentrated Poverty and What are some alternatives for thinking about placed-based equity.

Council Members had comments and questions regarding the maps, data, clarification of slides, other studies of interest, moving forward and improve the equity in communities and include other attributes

and resources that contribute to Areas of Concentrated Poverty. Council Members want to continue this discussion at another date and time.

At 6:00PM, Acting Chair Cummings called for public comment on the Adoption of Resolutions for Metropolitan Council's 2020 Unified Budget and the 2019 Payable 2020 Tax Levies. Mary Bogie provided an update on changes to the Unified Budget since adoption of the Public Comment draft.

2019-333: Adoption of the following Resolutions for the Metropolitan Council's 2020 Unified Budget and the 2019 Payable 2020, Tax Levies:

2019-24: Adopting the Metropolitan Council's 2020 Unified Budget

2019-25: Adoption the Metropolitan Council's 2019 Tax Levy for General Purposes for Certification to the County Auditors

2019-26: Adoption the 2019 Tax Levy for the Livable Communities Demonstration account in the Metropolitan Livable Communities Fund

2019-27: Adopting the 2019 Tax Levy for the Tax Base Revitalization Account of the Livable Communities Act

2019-28: Certifying a Tax Levy for 2019 for Debt Service on Future Transit Bonds

2019-30: Adopting the Metropolitan Council's 2019 Tax Levy for General Purposes for Certification to the Minnesota Commissioner of Revenue

It was moved by Ferguson, seconded by Sterner.

Motion carried on the following roll call vote:

Aye: 15 Johnson, Chamblis, Ferguson, Barber, Atlas-Ingebretson, Lilligren, Muse, Zeran, Lindstrom, Vento, Lee, Fredson, Sterner, Wulff, Cummings

Nay: 0

Absent: 1 Gonzalez

REPORTS

Council Members:

Atlas-Ingebretson: Thanked staff and public who took the time to apply for committee positions.

Fredson: Asked for a moment of silence for the three National Guards who lost their lives in an accident.

Chair: None

Regional Administrator: None

General Counsel: None

The meeting was adjourned at 6:18 p.m.

Certification

I hereby certify that the foregoing narrative and exhibits constitute a true and accurate record of the Metropolitan Council Meeting of December 11, 2019.

Approved this 8th day of January 2020.

Liz Sund
Recording Secretary