

Meeting of the SWLRT Executive Change Control Board
Friday, September 12, 2025

Members Present: Heather Edelson Deb Barber
Debbie Goettel Marion Greene

1. Welcome and Call to Order

Deb Barber, Metropolitan Council Chair, called the meeting of the Executive Change Control Board (ECCB) to order at 11:06AM.

2. Minutes from June 13, 2025

Debbie Goettel, Hennepin County Commissioner, moved to approve the draft minutes from the July 17, 2025 ECCB meeting. The motion was seconded by Heather Edelson, Hennepin County Commissioner. Following a vote, the minutes were officially approved.

3. Resolution 25-ECCB-009

- **Approval of the use of Project Contingency in the amount of \$409,198.59 for Change Order 0354 (CHG – 523) to the Civil Construction Contract with Lunda McCrossan Joint Venture for the difference in material and labor costs for alternate detectable warning tiles and door position indicators, as the originally specified products are no longer available.**

Nic Dial, Deputy Project Director, requested approval to use project contingency funds in the amount of \$409,198.59 for Change Order 0354 (CHG – 523). This is for alternate detectable warning tiles and door positioning indicators that are required, but the materials specified in the contract documents are no longer being manufactured. Additionally the specifications identified manufacturers that could provide the required materials, but those manufacturers are either no longer performing this function or were no longer in business, so another acceptable manufacturer was required. The majority of the costs are due to the additional work required at each station for the change in size of the detectable warning tiles.

Commissioner Goettel asked about the additional work, and Dial said the new manufacturer had additional risk calculations as this was a new product for them to manufacture.

Commissioner Goettel asked how we will manage differently for future projects. Dial said this will be a challenge for future projects as the current manufacturer has said they do not want to continue to make these products. Dial said the Blue Line Extension staff has been notified of this issue.

Commissioner Goettel moved to approve the item. Commissioner Edelson seconded the motion. The resolution was approved.

4. Resolution 25-ECCB-010

- **Approval of the use of Project Contingency in the amount of \$4,600,000 for Rail Liability Insurance related to the Green Line Extension Project.**

Jim Alexander, Project Director, requested approval to use project contingency funds in the amount of \$4,600,000 for Rail Liability Insurance related to the Green Line Extension Project. This is a statutory requirement and is also required per agreements with TCWR and BNSF. This policy covers incidents that involve both freight and light rail within the shared corridors. We believe there is very low risk of an incident occurring that would trigger this policy. The federal requirement is \$323M of insurance. (We expect it will be upgraded to approximately \$400M in February 2026, as it is indexed every 5 years). This is an annual policy and the Project would be responsible to renew next year and carry the costs until revenue service begins in 2027, which would require another contingency draw.

Commissioner Greene asked how we evaluate whether \$4.6M is a good price. Alexander said the Council has developed a very good reputation with underwriters who cover freight rail related risk based on Northstar as that service is required to carry a similar policy. Council staff and the Council's broker AON met with several markets represented by underwriters and reviewed the Project and discussed the potential risk. AON has extensive experience with these markets and the Council has a good relationship with the underwriters as we have had very limited claims; these factors will contribute to the Council securing a fair price.

Commissioner Goettel asked if we are waiting to start testing due to the insurance. Alexander said we have to have this policy in place before we start testing; we are planning to have this policy in place by October 1, 2025 in advance of testing with trains in the shared corridors later in October.

Commissioner Goettel moved to approve the item. Commissioner Edelson seconded the motion. The resolution was approved.

5. Monthly Report on Change Orders

Nic Dial reviewed the monthly report of changes. The following is a summary of the discussions on the report.

Civil Change Orders 1149, 1150, 1155: These changes are similar and are required due to some deficiencies in roadway plans and development that occurred along the corridor. Two of our major roadway projects that are under construction right now, one for CHG 1149 is along Royalston/Holden/Border and the second is by the Abbott/Chowen loop near Excelsior; these three change orders are to address plan deficiencies and modifications required due to existing conditions changing over time.

Civil Change Order 1180: This is for the waterproofing system repair and installation adjacent to the CICA parking garage (\$108,022.88).

Civil Change Order 1192: This change is for correction of unsuitable soils around Royalston Avenue (\$107,612.88).

Civil Change Order 1193: This change is for a split sheet we encountered in the Kenilworth tunnel, which required additional underwater inspection and welding (\$259,950.15).

Civil Change Order 1194: This is an adjustment for Milestones 14 and 16 (West Lake Street Station and Bassett Creek Valley Station). We encountered HVAC controller unit issues, and LMJV required additional time to work through the issues due to changed condition. There is no cost associated with this change and it will not impact the final completion of the project.

Civil Change Order 1195: This change is for slope restoration near Smetana and Feltl roadways; this is for an unforeseen condition. This change is for restoring the slope and armoring it with riprap (\$117,375.30).

Civil Change Order 1198: This change is to remove the Northstar tail track as Metro Transit is removing this line from service. There is no cost associated with the Part One change, as it is just to get the plans to the Contractor so modifications can continue without impacting schedule.

Civil Change Order 1200: This change is for the Dunwoody Boulevard scope removal, which overlapped with the City of Minneapolis. This is a deduction of \$70,718.20.

Civil Change Orders 1201, 1202, 1203: These are NCR credits that were negotiated with the Contractor. Dial highlighted CHG 1202, which was an issue with an OCS pole, so APJV's cost was \$10,438.00.

Civil Change Order 1207: This change is for a temporary pedestrian bridge near the Cedar Lake Parkway closure that was not anticipated (\$141,683.76).

HRSF Change Order 009: This change is for the addition of a lactation room and plumbing permit review clarifications.

STF Change Order 0152: This is for an additional signal cable and installation (\$337,145.31). Commissioner Goettel asked how we will avoid this with the Blue Line Extension, and Dial said Blue Line will have a combined Civil and Systems contract to try and avoid this issue.

STF Change Order 0156: This is to remove and reinstall special trackwork bonding; this is being paid for by Metro Transit Engineering & Facilities (\$291,072.85).

STF Change Order 0157: This is for tunnel house UPS (uninterruptable power supply) for batteries and warranty (\$343,039.80).

Commissioner Goettel asked about the negotiations on the Systems Contracts, and Alexander said the Contractor is starting to submit pricing to our consultants and we will have more information later this year.

Chair Barber requested a motion to receive the report. Commissioner Goettel moved the motion, Commissioner Edelson seconded the motion. The report was received.

6. Adjourn

Chair Barber adjourned the meeting at 11:43AM.

Respectfully Submitted,

Emily Getty, Recording Secretary