



Metropolitan Council Meeting

Wednesday, December 12, 2012

Robert Street Council Chambers

5:00PM

Table of Contents

Part I - Narrative

Attendance:	1
Call to Order and Approval of Agenda	1
Minutes	1
Public Invitation	1

Part II - Exhibits

Business	1
Committee Consent List	1
Report of the Community Development Committee	3
Report of the Transportation Committee	3
Report of the Environment Committee	3
Report of the Management Committee	3
Other Business	4
Reports	5
Chair	5
Council Members	5
Regional Administrator	5
General Counsel	5
Adjournment	5

Part III - Certification	5
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Metropolitan Council Meeting
Council Chambers
5:00PM

Part I - Narrative

Attendance:

Gary Van Eyll, Steve Elkins, James Brimeyer, Gary Cunningham, Harry Melander, Rich Kramer, Jon Commers, Wendy Wulff, Edward Reynoso, Sandra Rummel, Lona Schreiber, Susan Haigh, Jennifer Munt, Steven Chávez
Members absent: Adam Duininck, John Đoàn, Roxanne Smith

Call to Order and Approval of Agenda

A quorum being present, Chair Haigh called the regular meeting of the Metropolitan Council to order at 5:03PM. It was moved by Rummel, seconded by Commers to approve the agenda.

Motion carried.

Minutes

It was moved by Chávez, seconded by Van Eyll to approve the minutes of the Metropolitan Council Meetings of November 28, 2012.

Motion carried.

Public Invitation

No one asked to address the Council regarding matters not on today's agenda.

Part II - Exhibits

Business

Recognitions

Governor's Continuous Improvement Award—Chair Haigh gave a brief background of the Governor's Continuous Improvement Award. Met Council staff recipients were recognized.

Small Project of the Year Award—The individuals scheduled to present this award were absent.

Consent List

It was moved by Cunningham, seconded by Elkins to approve the consent list.

Motion carried.

2012-247 Request to Change Target Fund Balance Policy (3-8)

"That the Metropolitan Council authorize the Regional Administrator to amend the Council's Target Fund Balance policy for Metropolitan Transportation Services funds in accordance with the attached revised Target Fund Balance Policy."

2012-337 Authorization to Purchase Eight Small Buses

"That the Metropolitan Council authorize the Regional Administrator to execute a purchase agreement with Hoglund Bus (contract #40762) for up to eight small buses in an amount not to exceed \$580,000."

2012-339 Southwest Light Rail Transit (Green Line Extension): Department of Employment and Economic Development (DEED) Grant Agreement

"That the Metropolitan Council authorize the Regional Administrator to negotiate and execute a grant agreement with the Minnesota Department of Employment and Economic Development (DEED) for the state funding share in the amount of \$2,000,000."

2012-340 List of Authorized Financial Institutions

"That the Metropolitan Council approves the attached list of Authorized Financial Institutions for 2013."

2012-341 Affirmation of 2013 Transaction-Based Financial Contracts

"That the Metropolitan Council authorizes the Regional Administrator to amend the terms of the following volume-based financial contracts, as needed, so as to provide continued service through December 31, 2013:

1. Wells Fargo and US Bank—General Banking Services
2. Elavon—Credit Card Processing, Gateway, and Managed Payment Services
3. Bank of America (BofA)—Purchasing Card Services
4. Wells Fargo and US Bank—Custodian and Securities Lending Services
5. US Bank—Trustee Services

An RFP for general banking services was completed in 2012, Council staff is currently negotiating a contract for these services with Wells Fargo. All of the other services in the above listing are due for issuance of RFPs in 2013."

2012-342 Resolutions Setting Regular Council and Committee Meeting Days and Authorizing Closed Committee Meetings; Resolution Nos. 2012-43 through 2012-49

"That the Metropolitan Council adopt the attached resolutions setting days, times and locations for regular meetings of the Council and its Committees and authorizing closed Committee meetings. Metropolitan Council (Res. No. 2012-43), Committee of the Whole (Res. No. 2012-44), Management Committee (Res. No. 2012-45), Environment Committee (Res. No. 2012-46), Community Development Committee (Res. No. 2012-47), Transportation Committee (Res. No. 2012-48), and the Litigation Review Special Committee (Res. No. 2012-49). The times, days and locations for regular Council and Committee meetings stated in these proposed resolutions do not change the current times, days and locations for any Council or Committee regular meetings in 2012."

2012-344 Blue Line: Authorization to Award Contract for Rail Grinding Services

"That the Metropolitan Council authorize the Regional Administrator to negotiate and execute a contract with Loram Maintenance of Way, Inc for Rail Grinding Services on the Blue Line Light Rail System in an amount not to exceed \$310,582.00 over a one-year period."

2012-345 Property Acquisition for the I-35E and County Road 14 Park-and-Ride Facility, Lino Lakes

"That the Metropolitan Council authorize the Regional Administrator to negotiate and purchase a six-acre portion of a property in the northwest quadrant of I-35E and County Road 14 in Lino Lakes from Alino LLC for development as a park-and-ride facility at the

appraised value and with up to \$250,000 in settlement costs as authorized in the Council's Policy 3-3 - Expenditures."

2012-351 Transit Easement Interagency Agreement, Southdale Mall, City of Edina

"That the Metropolitan Council authorize the Regional Administrator to enter into an interagency agreement with the City of Edina for a lease that would enable the construction and operation of a transit center and park-and-ride at Southdale Mall."

2012-360 Accept 2012-2016 Regional Service Improvement Plan

"That the Metropolitan Council accept the 2012-2016 Regional Service Improvement Plan."

2012-363 Authorization to Amend Contract for Cedar Avenue BRT Express Service

"That the Metropolitan Council authorize the Regional Administrator to amend contract 09P172 with Minnesota Valley Transit Authority (MVTA) for Cedar Avenue BRT express transit service and facilities operations and maintenance to extend the term through March 31, 2013, and amend the maximum contract amount by \$225,000, for a total contract amount of \$1,925,000."

2012-366 City of Ramsey, Comprehensive Plan Amendment: The COR Development Plan, Review File No. 20652-6

"That the Metropolitan Council:

1. Adopt the attached review record and allow the City of Ramsey to put "The COR" Development Plan Comprehensive Plan Amendment (CPA) into effect.
2. Find that the CPA does not change the City's official forecasts."

2012-367 2011 Livable Communities Transit Oriented Development Funding Recommendations—City of Ramsey

"That the Metropolitan Council award the City of Ramsey \$650,369 for *The COR—Center Street* project, with a grant term expiration date of December 31, 2015, and \$100,000 for the *Mississippi Skyway* Pre-Development project, with a grant term expiration date of December 31, 2014, from the 2011 Livable Communities Demonstration Account Transit Oriented Development grant program."

Report of the Community Development Committee

2012-365 2012 Livable Communities Transit Oriented Development Funding Recommendations

It was moved by Cunningham, seconded by Rummel

"That the Metropolitan Council amend the 2012 Annual Livable Communities Fund Distribution Plan to make available \$1,810,964 remaining from the 2012 regular Livable Communities Demonstration Account funds, to be added to the amount available for 2012 Livable Communities Demonstration Account Transit-Oriented Development grants. That the Metropolitan Council award three Pre-Development and ten Development Livable Communities Transit-Oriented Development grants, as follows:

Metropolitan Council Meeting of December 12, 2012

Pre-Development Project	Applicant	Points	Requested Amount	Recommended LCDA Funding	Recommended TBRA Funding	Total Funding Recommended
Master TIF Master Plan	Fridley	67.60	\$100,000	\$100,000		\$100,000
TOD Zoning District Ordinance	Eden Prairie	67.30	60,000	60,000		60,000
Foley Boulevard Station Area Planning	Coon Rapids	61.20	40,000	40,000		40,000
Total – Pre-Development			\$200,000	\$200,000		\$200,000
Total Funding Available				\$500,000		\$500,000
Funding Remaining for Development Projects				\$300,000	\$300,000	
Development Project	Applicant	Points	Requested Amount	Recommended LCDA Funding	Recommended TBRA Funding	Total Funding Recommended
Currie Park Lofts	Minneapolis	107.40	\$993,229	\$993,229	\$0	\$993,229
Old Home Plaza	Saint Paul	105.02	1,558,361	1,558,361	0	1,558,361
Mill City Quarter	Minneapolis	102.77	2,000,000	1,000,000	1,000,000	2,000,000
Corcoran Triangle	Minneapolis	100.04	505,000	505,000	0	505,000
Central Exchange	Saint Paul	96.61	110,550	0	110,550	110,550
City Limits	Saint Paul	92.26	2,000,000	1,944,774	0	1,944,774
Prior Crossing	Saint Paul	90.19	927,015	609,600	317,415	927,015
Junction Flats	Minneapolis	89.34	548,500	0	548,500	548,500
Central Station Hotel	Bloomington	89.05	1,000,000	1,000,000	0	1,000,000
Rayette Lofts	Saint Paul	86.51	348,101	0	348,101	348,101
Total – Development			\$9,990,756	\$7,610,964	\$2,324,566	\$9,935,530
Total Funding Available (incl. \$300,000 from current TOD Pre-Dev. And \$1,810,964 from 2012 LCDA Regular remaining funds)				\$7,610,964	\$3,000,000	\$10,610,964
Funding Remaining				\$0	\$675,434	\$675,434
			Requested Amount	Recommended LCDA Funding	Recommended TBRA Funding	Total Funding Recommended
Total – TOD			\$10,190,756	\$7,810,964	\$2,324,566	\$10,135,530

Commers abstained from voting due to conflict of interest.

Motion carried.

Report of the Transportation Committee

2012-364 Title VI Policies Authorization for Public Hearings

It was moved by Elkins, seconded by Munt

"That the Metropolitan Council authorizes public hearings on proposed policies to define Major Service Change, Disparate Impact and Disproportionate Burden as required by FTA Title VI Circular 4702.1B."

Motion carried.

2012-368 Authorization to Purchase Property – Public Facilities Maintenance Building

It was moved by Elkins, seconded by Schreiber

"That the Metropolitan Council authorize the Regional Administrator to negotiate and purchase the property at 677 Transfer Road for the purpose of a new location for the Public Facilities Maintenance Group. This authorization would be for an amount up to the appraised value."

Motion carried.

2012-370 2012-2016 TIP Amendment to Add Midtown Greenway Corridor Bridge Study Project (SP#027-070-006; TAB Action 2012-39)

It was moved by Elkins, seconded by Cunningham

"That the Metropolitan Council concur with the Transportation Advisory Board (TAB) action to amend the 2013-2016 Transportation Improvement Program (TIP) to add the Midtown Greenway Corridor Bridge Study project (SP#027-070-006)."

Motion carried.

2012-371 2012-2016 TIP Amendment to Add the Transportation Interchange Facility in Minneapolis (SP#027-030-028; TAB Action 2012-37)

It was moved by Elkins, seconded by Cunningham

"That the Metropolitan Council concur with the Transportation Advisory Board (TAB) action to amend the 2013-2016 Transportation Improvement Program (TIP) to add the Transportation Interchange facility in Minneapolis (SP#067-030-028)."

Motion carried.

2012-372 2012-2016 TIP Amendment to Modify the Lake Street Access to I-35W Project (SP#027-603-049; TAB Action 2012-36)

It was moved by Elkins, seconded by Cunningham

"That the Metropolitan Council concur with the Transportation Advisory Board (TAB) action to amend the 2013-2016 Transportation Improvement Program (TIP) to modify the Lake Street Access to I-35W project in Minneapolis (SP#027-603-049)."

Motion carried.

2012-374 Highway Transitway Corridor Study Contract Authorization

It was moved by Elkins, seconded by Rummel

"That the Metropolitan Council authorize the Regional Administrator to negotiate and execute a professional services contract for the highway transitway corridor feasibility study to SRF Consulting, Inc. for an amount not to exceed \$325,000."

Motion carried.

2012-387 Extension CTIB Master Operations Funding Agreement for Transitway Service

It was moved by Elkins, seconded by Munt

“That the Metropolitan Council authorize the Regional Administrator to execute a one year extension of the Counties Transit Improvement Board (CTIB) Master Operations Funding Agreement for Transitway Service. This one year extension will be for the period of January 1, 2013 to December 31, 2013.”

Motion carried.

Report of the Environment Committee—No Reports

Report of the Management Committee—Reports on Consent List

Other Business

2012-369 Appointments to the Transportation Advisory Board

It was moved by Melander, seconded by Rummel

“That the Metropolitan Council approve the following appointments to the Transportation Advisory Board: JOHN GUNYOU—District B; WILLIAM HARGIS—District F and TAB Chair; MARGARET DONAHOE—District G; and KARL DROTNING—District H.”

Motion carried.

Reports (moved up to accommodate the 6PM requirement for items 2012-361 and 2012-362)

Chair:

Participated in a forum on transit funding at the Minneapolis Chamber which was very well attended.

Attended Unlocking the Full Potential of Women at Work with Meredith Salsbery, Arlene McCarthy, and Leisa Thompson.

Had an agency performance review with Tina Smith, Chief of Staff in the Governor’s office.

Went to an event hosted by Commissioner Lindsey and Marilyn Carlson Nelson in celebration of Human Rights Week in Minnesota.

Has been participating in discussions on the TFAC recommendations.

Attended a small group meeting for the Itasca Project, which focused on transit related investment and talking to people about this important topic.

Participated in a Metro Red Line event at the Apple Valley Transit Station.

Attended the Union Depot event which was very well done and well attended.

Met with Senator Dibble and Representative Hornstein, who are the Senate Transportation and House Transportation Finance Chairs.

Met with Tom Streitz to talk about FHEA and Thrive MSP 2040.

Had an update on the Green Line and CCLRT, which is now 84% complete.

Council Members

Cunningham—Spoke at an Human Rights Week event hosted by Commissioner Lindsey.

Wulff—Attended the Asian Pacific Islander Economic Summit with CM Duinick which was also attended by Commissioner Lindsey.

Chávez—Recognized the staff involved in Monday’s Red Line event. Attended the luncheon with the Minneapolis Downtown Council along with several other Council members. Provided an update to the MN State Council On Disabilities with regard to Thrive MSP 2040.

Metropolitan Council Meeting of December 12, 2012

Elkins— Attended the luncheon with the Minneapolis Downtown Council along with several other Council members. Also attended the MRCC forum where Chair Haigh spoke. Attended the Minneapolis Chamber's Public Policy meeting. Attended Bloomington's annual Human Rights Awards event. Attended the 494 Commission meeting. Visited the SW Transit board along with other Council members.

Munt—Participated in the Union Depot event. Also attended the lunch with the Downtown Council. Attended the meeting with the SW Transit board. Met with Corridors of Opportunity partners to talk about their concerns regarding a lack of affordable housing along the SW corridor.

Rummel—Co-chairs the Active Living Ramsey Communities and which had a celebration for Jan Parker who is stepping down from her role as a Commissioner. Attended a groundwater forum that was hosted by the Environment Initiative.

Reynoso—Attended the Anoka County legislative workshop.

Brimeyer—The County board voted to provide dispatch to Golden Valley in 2014 when their new dispatch center is open and the Golden Valley City Council is meeting next Tuesday night to consider this matter again. The Bottineau Transitway is having a Policy Advisory Committee meeting next Tuesday.

Regional Administrator—HR has estimated that 480 new employees joined the Council in 2012. Most of these new employees replaced retirees.

General Counsel—No report.

6:00PM—Chair Haigh announced that this was the time for public comment regarding the Council's 2013 Operating Budget, Capital Program, and Levies. No one from the public came forward to share comments.

2012-361 Adopting of the 2012, Payable 2013, Tax Levies for General Purposes, Metropolitan Right-Of-Way Acquisition Loan Fund, Livable Communities Demonstration Account, Livable Communities Tax Base Revitalization Account, Parks Debt Anticipation, Transit Debt Anticipation and the 2013 Unified Operating Budget (Resolutions 2012-37, 2012-38, 2012-39, 2012-40, 2012-41, 2012-42 and 2012-35)

It was moved by Brimeyer, seconded by Rummel

"That the Metropolitan Council adopts the following resolutions:

- 2012-37: Adopting the Council's 2012 Tax Levy for General Purposes for Certification to the County Auditors
- 2012-38: Adopting the Council's 2012 Tax Levy for the Metropolitan Right-Of-Way Acquisition Loan Fund for the Purposes of Minnesota Statutes Section 473.167
- 2012-39: Adopting the Council's 2012 Tax Levy for the Livable Communities Demonstration Account in the Metropolitan Livable Communities Fund
- 2012-40: Adopting the Council's 2012 Tax Levy for the Tax Base Revitalization Account of the Livable Communities Act
- 2012-41: Certifying the Council's 2012 Tax Levy for Debt Service on Future Park Bonds
- 2012-42: Certifying the Council's 2012 Tax Levy for Debt Service on Future Transit Bonds
- 2012-35: Adopting the Metropolitan Council's 2013 Unified Operating Budget"

Motion carried on the following roll call vote:

Aye: 13—Schreiber, Munt, Van Eyll, Elkins, Brimeyer, Cunningham, Reynoso, Rummel, Melander, Kramer, Commers, Chávez, Haigh
Nay: 1—Wulff
Absent: 3—Smith, Duininck, Đoàn

2012-362 Adopting the 2013 Unified Capital Program (Resolution 2012-36)

It was moved by Brimeyer, seconded by Chávez

"That the Metropolitan Council adopts Resolution 2012-36: Adopting the Metropolitan Council's 2013 Unified Capital Program."

Motion carried on the following roll call vote:

Aye: 13—Schreiber, Munt, Van Eyll, Elkins, Brimeyer, Cunningham, Reynoso, Rummel, Melander, Kramer, Commers, Chávez, Wulff, Haigh
Nay: 0
Absent: 3—Smith, Duininck, Đoàn

Adjournment

Business completed, the meeting adjourned at 6:10PM.

Part III - Certification

I hereby certify that the foregoing narrative and exhibits constitute a true and accurate record of the Metropolitan Council Meeting of December 12, 2012.

Approved this 19 day of December, 2012.

Respectfully submitted,

Emily Getty
Recording Secretary