

Minutes

Metropolitan Council



Meeting Date: August 24, 2022

Time: 4:00 PM

Location: 390 Robert Steet

Members Present:

- Chair, Charlie Zelle
- Judy Johnson, District 1
- Reva Chamblis, District 2
- Deb Barber, District 4
- Molly Cummings, District 5

- John Pacheco, District 6
- Robert Lilligren, District 7
- Abdirahman Muse, District 8
- Raymond Zeran, District 9
- Peter Lindstrom, District 10
- Susan Vento, District 11

- Francisco Gonzalez, District 12
- Chai Lee, District 13
- Kris Fredson, District 14
- Phillip Sterner, District 15
- Wendy Wulff, District 16
- = present

Call to Order

A quorum being present, Council Chair Zelle called the regular meeting of the Metropolitan Council to order at 4:03 p.m.

Agenda Approved

Council Members did not have any comments or changes to the agenda.

Approval of Minutes

It was moved by Wulff, seconded by Sterner to approve the minutes of the August 10, 2022 regular meeting of the Metropolitan Council. **Motion carried.**

Public Invitation

Add any notes of conversation here.

Business

1. **2022-192:** Adoption of the following Resolutions for the Metropolitan Council's Preliminary 2023 Unified Operating Budget and the Proposed 2022, Payable 2023, Tax Levies:
 - 2022-14: Adopting the Metropolitan Council's Preliminary 2023 Unified Operating Budget
 - 2022-15: Adopting the Metropolitan Council's Proposed 2022 Tax Levy for General Purposes for Certification to the County Auditors
 - 2022-16: Adopting the Metropolitan Council's Proposed 2022 Tax Levy for General Purposes for Certification to the Minnesota Commissioner of Revenue
 - 2022-17: Adopting a Proposed 2022 Tax Levy for the Livable Communities Demonstration Account in the Metropolitan Livable Communities Fund
 - 2022-18: Adopting a Proposed 2022 Tax Levy for the Tax Base Revitalization Account of the Livable Communities Act
 - 2022-19: Resolution Certifying a Tax Levy for 2022 for Debt Service on Future Transit Bonds

It was moved by Johnson, seconded by Vento.

Motion carried on the following roll call vote.

Aye: 12 Chamblis, Fredson, Johnson, Lilligren, Lindstrom, Pacheco, Sterner, Vento, Wulff, Zeran, Zelle

Nay: 0

Absent: 4 Barber, Cummings, Gonzalez, Lee, Muse

Consent Business

Consent Business Adopted (Items 1-14)

1. **2022-188:** That the Metropolitan Council adopt the attached Advisory Comments and Review Record and take the following actions:
 1. Authorize the City to place its comprehensive plan amendment into effect.
 2. Revise the City's forecasts in 2030 and 2040 as shown in Table 1 in the Review Record.
 3. Revise the City's affordable housing need allocation for 2021-2030 to 101 units.
 4. Find that the 2040 Plan is fully consistent with the Council's Housing Policy Plan.
2. **2022-206:** That the Metropolitan Council authorize the Regional Administrator to negotiate and execute Contract 22P085 with Minnesota Life/Securian to provide basic and supplemental life insurance services in an amount not to exceed \$8,250,000.
3. **2022-207:** That the Metropolitan Council ("Council") authorize the Regional Administrator to negotiate and execute Amendment #1 to Subordinate Funding Agreement #19I056F with the City of St. Paul ("the City") for construction of non-project activities concurrent with the Gold Line Bus Rapid Transit Project ("the Gold Line") in an amount not to exceed \$1,644,548.89.
4. **2022-208:** That the Metropolitan Council ("Council") authorize the Regional Administrator to negotiate and execute Amendment #1 to Subordinate Funding Agreement #19I034F with the City of Woodbury ("the City") for construction of non-project activities concurrent with the Gold Line Bus Rapid Transit Project ("the Gold Line") in an amount not to exceed \$995,133.76
5. **2022-209:** That the Metropolitan Council ("Council") authorize the Regional Administrator to negotiate and execute Amendment #1 to Subordinate Funding Agreement #19I069B with St. Paul Regional Water Services ("SPRWS") for construction of non-project activities concurrent with the Gold Line Bus Rapid Transit Project ("the Gold Line") in an amount not to exceed \$1,286,572.95.
6. **2022-211:** That the Metropolitan Council authorize the Regional Administrator to negotiate and execute Joint Powers Agreement #22I021 with the State of Minnesota through its Commissioner of Transportation to allow the Council to transport Transit Link customers to destinations in Minnesota outside the metropolitan area as defined by Minn. Stat. § 473.121.
7. **2022-213:** That the Metropolitan Council:
 1. Approve a grant of up to \$532,720 to Dakota County to acquire the 2.23-acre Magellan property located at 6321 150th Street West, Apple Valley, for North Creek Greenway Regional Trail.
 2. Authorize the Executive Director of Community Development to execute the grant agreement and restrictive covenant on behalf of the Council.
8. **2022-214:** That the Metropolitan Council pass Resolution 2022-21 declaring the METRO B 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.
9. **2022-215:** That the Metropolitan Council:

1. Approve the Mississippi West Regional Park master plan amendment and land conversion.
 2. Approve the Rice Creek Chain of Lakes Park Reserve acquisition master plan amendment.
 3. Approve the removal of 3.65 acres of land within the Mississippi West Regional Park in exchange for adding 33 acres of land to Rice Creek Chain of Lakes Park Reserve (Figures 3 and 4).
 4. Consent to a temporary construction easement for 1.97 acres of land within the Mississippi West Regional Park as illustrated in Figure 3.
10. **2022-222 SW:** That the Metropolitan Council adopt an amendment to the 2022-2025 Transportation Improvement Program (TIP) to add the purchase of eight electric buses for Metro Transit.
11. **2022-225:** That the Metropolitan Council adopt the attached Advisory Comments and Review Record and take the following actions:
1. Authorize the City to place its comprehensive plan amendment into effect.
 2. Revise the City's forecasts and sewer-serviced forecasts upward in 2020, 2030, and 2040 as shown in Tables 1 and 2 in the Review Record.
 3. Revise the City's affordable housing need allocation for 2021-2030 to 1,138 units.
 4. Advise the City to implement the advisory comments in the Review Record for Forecasts, Land Use, and Water Supply.
12. **2022-226:** That the Metropolitan Council adopt the attached Advisory Comments and Review Record and take the following actions:
1. Authorize the Township to place its comprehensive plan amendment into effect.
 2. Revise the Township's forecasts in 2030 and 2040 as shown in Tables 1 and 2 in the Review Record.
 3. Revise the Township's affordable housing need allocation for 2021-2030 to 37 units.
 4. Find that the amendment renders the Township's comprehensive plan inconsistent with the Council's housing policy and, therefore, that the Township will be ineligible to receive grant funds from Livable Communities Act programs.
 5. Advise the Township:
 - a. to explore opportunities for higher density and mixed-use residential development to increase housing affordability and choice.
 - b. that to be consistent with Council housing policy and eligible for Livable Communities grant programs, the Township needs to identify an inventory of land guided with sufficient minimum densities (8+ units per acre) to support the Township's revised allocation of affordable housing need of 37 units for the 2021-2030 decade.
13. **2022-227:** That the Metropolitan Council adopt the attached Review Record and take the following actions:
1. Authorize the City of Norwood Young America to place its comprehensive plan amendment into effect.
 2. Find that the amendment renders the City's comprehensive plan inconsistent with the Council's land use policies in Thrive MSP 2040.
 3. Find that the amendment does not change the City's forecasts.
 4. Advise the City
 - a. The Plan is inconsistent with Council policy and, therefore, the City will be unable to participate in Livable Communities Act programs.



- b. To implement the advisory comments in the Review Record for Land Use and Natural Resources.

14. **2022-228:** That the Metropolitan Council adopt the attached Advisory Comments and Review Record and take the following actions:

1. Authorize the City to place its comprehensive plan amendment into effect.
2. Revise the City's sewer-serviced forecasts upward for population and households as shown in Table 1 in the Review Record.
3. Revise the Thrive MSP 2040 community designation for the amendment site from Rural Residential to Emerging Suburban Edge.
4. Advise the City to implement the advisory comments in the Review Record for Forecasts.

It was moved by Johnson, seconded by Sterner.

Motion carried.

Non-Consent Business – Reports of Standing Committees

Community Development

1. **2022-217:** That the Metropolitan Council adopt the attached Advisory Comments and Review and take the following action:

Recommendations of the Community Development Committee

1. Authorize the City of Randolph to place its 2040 Comprehensive Plan into effect.
2. Advise the City:
 - a. To provide to the Council the date the Watershed Management Organization approved the final Local Water Management Plan, and the date the City adopted the final Local Water Management Plan. We also request that the City provide the Council with a copy of the final adopted Local Water Management Plan that will also be included as part of the final Plan document submitted to the Council.
 - b. To implement the advisory comments in the Review Record for water supply, and community and subsurface sewage treatment systems (SSTS).

It was moved by Lilligren, seconded by Wulff.

Motion carried.

Environment

1. **2022-232:** That the Metropolitan Council authorizes the Regional Administrator to negotiate and execute an amendment for contract 20P215B with Rice Lake Construction to reduce the contract term.

It was moved by Lindstrom, seconded by Vento.

Motion carried.

2. **2022-233:** That the Metropolitan Council ratify the Emergency Declaration for the purchase of odor control chemicals and operation and maintenance services for the 16 existing chemical odor control sites.

It was moved by Lindstrom, seconded by Chamblis.

Motion carried.

Management - Reports on consent agenda



Transportation - Reports on consent agenda

Joint Reports

1. **2022-218 JT:** That the Metropolitan Council adopt the attached Review Record and Advisory Comments and take the following actions:

Recommendations of the Community Development Committee

1. Authorize the City of Maple Plain to place its 2040 Comprehensive Plan into effect.
2. Revise the City's population forecasts to round to the nearest hundred, as shown in Table 2 of the attached Review Record.
3. Advise to the City to send the Local Water Management Plan (LWMP) to the Pioneer Sarah Creek Watershed Management Commission for review and approval. When approved, send the Council the watershed's approval date and the date the City adopts the final Local Water Management Plan.
4. Advise the City:
 - a. To incorporate supplemental information on employment-bearing land use intensity received on May 24, 2022 into the Final Plan prior to final adoption.
 - b. To implement the advisory comments in the Review Record for regional parks and trails, surface water management, and forecasts.

Recommendation of the Environment Committee

1. Approve the City of Maple Plain's Comprehensive Sewer Plan.
2. Advise the City that the Final Plan submitted to the Council must include a copy of the City's ordinance related to the prohibition of sump pump connections to the sanitary sewer system.

It was moved by Lilligren, seconded by Johnson.

Motion carried.

2. **2022-219 JT:** That the Metropolitan Council adopt the attached Review Record and take the following actions:

Recommendations of the Community Development Committee

1. Authorize the City of Dayton to place its 2040 Comprehensive Plan into effect.
2. Revise the City's regional sewer-serviced forecasts downward as shown in Table 2 of the attached Review Record.
3. Advise the City:
 - a. Within 60 days after receiving final DNR approval, the City must adopt the Mississippi River Corridor Critical Area 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.
 - b. To implement the advisory comments in the Review Record for forecasts, land use, and plan implementation.

Recommendations of the Environment Committee

1. Approve the City of Dayton'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 Johnson.

Motion carried.



Other Business

1. **2022-238:** That the Metropolitan Council approve the following appointments to the Equity Advisory Committee (EAC) Co-Chair Seat:

Vanessa Jenkins (District G)

It was moved by Sterner, seconded by Pacheco.

Motion carried.

Reports

Chair Zelle reported that Transportation Secretary Buttigieg was in town and toured Lake Street corridor associated with Raise Grant to Hennepin County in support of the B Line.

Regional Administrator Mary Bogie reminded everyone the State Fair Express buses start this week and there are three location.

Adjournment

Business completed; the meeting adjourned at 4:21 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 24, 2022.

Approved this 14th day of September 2022.

Council Contact:

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