

Council Chair Nora Slawik

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, July 24, 2019 4:00 p.m. Council Chambers

IN ATTENDANCE

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

CALL TO ORDER

A quorum being present, Chair Slawik called the meeting to order at 4:03PM

APPROVAL OF AGENDA AND MINUTES

Agenda was moved by Sterner, seconded by Vento.

Minutes was moved by Johnson, seconded by Wulff.

CONSENT AGENDA

Approval of the Consent Agenda (Items 1-9)

Consent Agenda Adopted

- 2019-146: That the Metropolitan Council authorizes the Regional Administrator to negotiate and execute three contracts for legal defense related to tort and property damage claims, in an aggregate amount not to exceed \$1,200,000.00 over the two-year term of the contracts.
- 2019-158 That the Metropolitan Council accept the Regional Parks System state fiscal year 2020 operation and maintenance report, as shown in Table 1.
- 2019-159 That the Metropolitan Council:
1. Consider reimbursing Carver County up to \$400,000 from its share of a future Regional Parks Bonding Program for costs it incurs for development of Coney Island, Lake Waconia Regional Park; and
 2. Inform Carver County that the Council does not under any circumstances represent or guarantee that it will reimburse the County and that expenditure of local funds never entitles a park agency to reimbursement.
- 2019-161SW: That the Metropolitan Council concur with the Transportation Advisory Board (TAB) action to amend the 2019-2022 Transportation Improvement Program (TIP) to change the description and cost of MnDOT's MN 21 bridge replacement and reconstruction project.
- 2019-176: That the Metropolitan Council authorize the Regional Administrator to negotiate and execute a contract with HealthPartners in an amount not to exceed \$46,617,500 to provide medical claims administration, retiree Medicare supplement plans and wellness programming for

- a period of three years, January 1, 2020 through December 31, 2022
- 2019-177 That the Metropolitan Council adopts the Government-to-Government Tribal Relations Policy
- 2019-185: That the Metropolitan Council authorizes to bind coverage of its property insurance with AXA XL effective 8/1/19-8/1/20, in an amount not to exceed \$2,470,000
- 2019-191: That the Metropolitan Council authorize Regional Administrator to award and execute a construction contract for the Waconia Interceptor 7508 Improvements, MCES Project No. 808320, Contract No. 18P418, with Minger Construction Co., Inc. for their low responsive, responsible bid of \$4,846,946.43.
- 2019-195: That the Metropolitan Council ratify the attached Justification for the Declaration of Emergency for repairs to Interceptor 8253-327 in Chanhassen

It was moved by Cummings, seconded by Johnson.

Motion carried.

BUSINESS

Community Development

2019-171: That the Metropolitan Council:

1. Award 14 Tax Base Revitalization Account grants as shown in Table 1 below; and
2. Authorize its Community Development Division Director to execute the grant agreements on behalf of the Council.

Table 1. Tax Base Revitalization Account Grant Recommendations

Recommended Projects - Seeding Equitable Environmental Development (SEED)	Recommended amount
Saint Paul - 1433 University	\$19,300
Saint Paul - Powerhouse at Hamms; Phase I, ARMS, Phase II	\$36,200
Recommended Projects - Contamination Investigation	Recommended amount
Saint Paul - 605-617 Stryker Ave	\$24,100
Recommended Projects - Contamination Cleanup	Recommended amount
Minneapolis - Leef South Lot (fka Currie & Irving)	\$37,300
Minneapolis - Calhoun Towers Building C	\$272,400
Minneapolis - 907 Winter Street NE	\$122,400
Minneapolis - Checkerboard	\$600,000
Minneapolis - Malcolm Yards Market	\$103,900
Saint Paul - 201-211 4th Street	\$175,000
Saint Paul - 441-453 Snelling Av	\$199,700
Maple Grove - Arbor Lakes Corporate Center (fka Hilger Transfer)	\$143,500
Minneapolis - 3120 Excelsior	\$98,900
Ramsey - River Walk Village	\$902,800
Hastings - Panache Cidery	\$270,000
TOTAL Recommended (All Grant Categories)	\$3,005,500
Total Available	\$3,450,000
Total Remaining	\$444,500

It was moved by Lindstrom, seconded by Fredson.

Motion carried.

2019-172: 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 Marine on St. Croix 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.

It was moved by Lindstrom, seconded by Vento.

Motion carried.

Environment

2019-190: That the Metropolitan Council adopts the following wastewater rates and charges to be effective January 1, 2020:

- Regional Wastewater Charge (total of municipal wastewater charges) of **\$235,629,000**;
- Sewer Availability Charge (SAC): **\$2,485**;
- Temporary SAC: **\$1.25** per thousand gallons;
- Industrial Capacity Charge: **\$2.14** per thousand gallons;
- Industrial Strength Charge: **\$0.254** per excess pound of TSS (total suspended solids);
- Industrial Strength Charge: **\$0.127** per excess pound of COD (chemical oxygen demand);
- Brewery Strength Charge: **\$0.797** per barrel;
- Standard Load Charge: **\$60.24** per thousand gallons;
- Holding Tank Load Charge: **\$11.29** per thousand gallons;
- Portable Toilet Waste Load Charge: **\$77.46** per thousand gallons;
- Collar County Load Charge: **\$75.24** per thousand gallons;
- Strength component of Industrial Load Charge **\$0.4130** per excess pound of TSS;
- Strength component of Industrial Load Charge **\$0.2065** per excess pound of COD;
- Out-of-Region Load Charge Component for hauled waste: **\$15.00** per thousand gallons;
- Industrial Permit Fees as shown on Attachment A; and
- Inflow and Infiltration (I&I) Surcharge Exceedance Rate: **\$447,000** per million gallons per day (rate of maximum measured flow within an hour over allowed flow rate).

It was moved by Lilligren, seconded by Zeran

Motion carried.

Management – Reports on Consent

Transportation

2019-184 SW: That the Metropolitan Council (Council) authorize the Regional Administrator to execute a sole-source fare collection software support agreement with Cubic Transportation Systems (Cubic) for two years, with two additional one-year options (up to four years total) at a maximum cost of \$2.4M.

It was moved by Barber, Seconded by Wulff

Motion carried.

Joint Reports of Community Development and Environment Committees

2019-173 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 Woodbury to place its 2040 Comprehensive Plan into effect.
2. Advise the City:
 - a. When they are available, to provide to the Council the dates each of the three Watershed Districts approved the LWMP, and the date the City adopted the final LWMP. The City should also provide the Council with a copy of the final adopted LWMP that will be included in the final Plan document that the City adopts if it differs from the one contained in the Plan submitted to the Council on April 24, 2019.
 - b. A separate request for functional classification changes must be submitted to the Council by the city or county with jurisdiction over the roadway and that the Council's action on the 2040 Plan does not confer approval of these proposed classification changes.

Implement the advisory Recommendations of the Environment Committee

1. Approve the City of Woodbury's Comprehensive Sewer Plan component of the City's 2040 Comprehensive Plan.
2. Require the City to address the following comments prior to final Plan adoption:
 - a. Table 10-3, page 212 of the Wastewater Plan identifies the wastewater "loading" rates for wastewater projections for the Metropolitan Wastewater Treatment Plant (WWTP). A similar table was not noted for "loading" rates for the Eagles Point WWTP. It is assumed that both WWTPs assume the same loading rates. The Plan should be revised to clarify the loading rates for each treatment plant service area, if applicable.
 - b. Revise Figure 10-1, "Existing and Proposed Sanitary Sewer System Map," to identify the 16-inch force main located along Tamarack Road, west of Radio Drive, and indicate that it will be a future Council facility, consistent with the notification the Council sent to the City in May of 2013.
 - c. Figure 10-1 needs to be revised to show a pipe section located along Lake Road between Colby Lake and Woodbury Drive (Co. Rd 19) as a City facility, rather than a Council facility.
3. Require the City to submit a copy of their new ordinance requiring the disconnection of existing foundation drains, sump pumps, and roof leaders from the sanitary sewer system, once the ordinance is adopted.

It was moved by Lilligren, seconded by Vento.

Motion carried.

2019-174 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 Minnetrista to place its 2040 Comprehensive Plan into effect.
2. Revise the City's employment forecasts upward as shown in Table 1 of the attached Review Record.
3. Advise the City to:
 - a. Provide the Council with the date the City adopted its final Local Water Management Plan (LWMP) and a copy of the final adopted LWMP that will be included in the final Plan document if it differs from the Plan submitted to the Council on March 28, 2019.
 - b. Implement the advisory comments in the Review Record for Transportation, Land Use, and Water Supply.

Recommendations of the Environment Committee

1. Approve the City of Minnetrista's Comprehensive Sewer Plan.
2. Advise that City that any increase in service area to Lift Station No.4 (LS4) and the associated increase in flow, will need to be accommodated through LS4 without the need for improvements that enhance its capacity or hydraulic system curve. In the future event that flow to LS4 exceeds its capacity, the City will need to divert areas served through LS4 to other parts of the City's service area or provide means to store and attenuate flow to LS4. The City submitted supplemental information that confirms that the revised service area to LS4 can be served without capacity improvements to the lift station.

It was moved by Lilligren, seconded by Sterner.

Motion carried

2019-175 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 Osseo to place its 2040 Comprehensive Plan into effect.
2. Advise the City to implement the advisory comments in the Review Record for Forecasts.

Recommendation of the Environment Committee

1. Approve the City of Osseo's Comprehensive Sewer Plan component of the City's 2040 Comprehensive Plan.
2. Advise the City to submit to the Council, as a Plan amendment, a copy of the City's Engineer's Sanitary Sewer Study, and its Capital Improvement Plan, upon completion.

It was moved by Lilligren, seconded by Chamblis.

Motion carried

INFORMATION

Information Item: We have more people (who need housing) 2018 Population Estimates.

Matt Schroeder gave a presentation on the 2018 population estimates, background, roles, the program overview, why we produce estimates, population estimates model, the steady growth, implications for the housing market, vacancy rates, rental affordability, housing unit growth and what happens to MSP's low housing costs.

Council Members had questions and discussion regarding estimate calculations, housing vacancy rates, units and affordability, measuring the housing policy and achieving goals. The Council requests informational item on the forthcoming Transit Oriented Development (TOD) report and segregated data.

Information Item: Minnehaha Park Area Regional Sewer Improvements Project: Regulator R04 & 1-MN-344 Tunnel Rehabilitation.

Jeannine Clancy and Chad Davison gave an update on the Minnehaha Park Area Regional Sewer Improvements project that affects two major tunnels. They gave a presentation on the project area, history and public consultation, design goals, rehabilitation project, project scope, potential impacts/mitigation, construction schedule, engagement, cost and funding sources.

Council members had questions and comments regarding ongoing communications regarding construction, engagement and communication with the tribal community and encouraging Council Members to attend open houses and park pop-ups. Council Member Wulff wanted to recognize all the work that has been done and thank staff for the major changes to minimize impact to the areas of concern.

REPORTS

Chair: Attended the Orange Line Tour, BLRT CMC meeting.

Council Members:

Wulff: Attended an open house in Eureka Township, Metro Cities Agency Policy Committee Meeting, Joint Meeting of Scott County and Park Board Members.

Atlas-Ingebretson: Attended the TAB-Met Council Joint Transit Values Workshop.

Barber: Attended Carver County Lake Waconia Regional Park groundbreaking.

Lilligren: Participated in a roundtable on issue of affordable housing.

Vento: Toured City of Columbus and attended Landfall City Council meeting and White Bear Area Chambers morning breakfast with Governor Walz.

Lee: Attended Downtown Alliance meeting. Chair Slawik is the new board member.

Sterner: Attended the National Clean Water Agencies.

Johnson: Greater MSP launched Forge North at Palace Theater.

Regional Administrator: None

General Counsel: The Council's Office General Counsel and Office of Equal Opportunity hosted an attorney seminar a step toward broadening legal contracts

The meeting was adjourned at 6:07 p.m.

Certification

I hereby certify that the foregoing narrative and exhibits constitute a true and accurate record of the Metropolitan Council Meeting of July 24, 2019.

Approved this 7th day of August 2019.

Liz Sund
Recording Secretary