

# HENNEPIN COUNTY

## MINNESOTA

### **FINAL BOARD AGENDA**

#### **BOARD OF HENNEPIN COUNTY COMMISSIONERS**

##### **Hennepin County Regional Railroad Authority**

Tuesday, June 12, 2018

1:30 PM

Chair: Peter McLaughlin, District 4

Vice-Chair: Mike Opat, District 1

Members: Linda Higgins, District 2

Marion Greene, District 3

Debbie Goettel, District 5

Jan Callison, District 6

Jeff Johnson, District 7

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1. **Approval of the Agenda**
  2. **Minutes from Previous Meeting**
    - A. 5/22/18 RRA Meeting Minutes
    - B. 5/31/18 Special RRA Meeting Minutes
  3. **Claims Register**
    - A. **18-HCRRRA-0028**  
Claims Register for the period ending May 23, 2018
  4. **New Business**
    - A. **18-HCRRRA-0029**  
Declare property at Rowland Rd in Minnetonka as surplus; approve quit claim deed of HCRRRA property to Michael Monson (recv \$6,000)

# HENNEPIN COUNTY

## MINNESOTA

### MEETING MINUTES

**BOARD OF HENNEPIN COUNTY COMMISSIONERS**  
**HENNEPIN COUNTY REGIONAL RAILROAD AUTHORITY**  
TUESDAY, MAY 22, 2018  
1:30 PM

Chair: Peter McLaughlin, District 4  
Vice-Chair: Jan Callison, District 6

Members: Mike Opat, District 1  
Linda Higgins, District 2  
Marion Greene, District 3  
Debbie Goettel, District 5  
Jeff Johnson, District 7

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The Board of Commissioners of the Hennepin County Regional Railroad Authority met in the Hennepin County Government Center on May 22, 2018. The meeting was called to order at 2:23 PM by Commissioner McLaughlin, Chair. All Commissioners were present with the exception of Commissioner Callison, who was absent, and Commissioner Greene, who stepped out briefly.

**1. Approval of the Agenda**

Commissioner Debbie Goettel moved to approve the Agenda, seconded by Commissioner Jeff Johnson and approved - 5 Yeas 2 Absent: Callison, Greene

**2. Minutes from Previous Meeting**

**A. 05/08/18 RRA Meeting Minutes**

**ADOPTED**

Commissioner Debbie Goettel moved to adopt the Minutes, seconded by Commissioner Mike Opat and approved - 5 Yeas 2 Absent: Callison, Greene

**3. Claims Register**

**A. 18-HCRRRA-0022**

Claims Register for the period ending May 2, 2018

BE IT RESOLVED, that the Claims Register for the period ending May 2, 2018 be approved/ratified.

**APPROVED/RATIFIED**

Commissioner Linda Higgins moved to approve/ratify, seconded by Commissioner Debbie Goettel and approved - 5 Yeas 2 Absent: Callison, Greene

**4. New Business**

**A. 18-HCRRRA-0023**

Establish a special meeting of the Hennepin County Regional Railroad Authority on Thursday, May 31, 2018 for approval or disapproval of upcoming SWLRT funding actions

BE IT RESOLVED, that a special meeting of the Hennepin County Regional Railroad Authority be held on Thursday, May 31, 2018 at 1:30 p.m., or as soon thereafter as practicable, for the purpose of approval or disapproval of upcoming Southwest Light Rail Transit project funding actions, in Room A-2400 of the Hennepin County Government Center, in the City of Minneapolis.

**ADOPTED**

Commissioner Debbie Goettel moved to , seconded by Commissioner Linda Higgins and approved - 5 Yeas 2 Absent: Callison, Greene

**B. 18-HCRRRA-0024**

Neg Addendum 3 to amended and restated Agmt A121108 with Hines North Loop Green LLC to recognize subdivided interests of the Hines property

BE IT RESOLVED, that the Executive Director be authorized to negotiate Addendum 3 to the amended and restated Agreement A121108 with Hines North Loop Green LLC to recognize assignment of subdivided parcels of the Hines property to T3 Investors LLC, Dock Street Apartments LLC, and North Loop Green Owners' Association; and that following review and approval by the County Attorney's Office, the Chair be authorized to sign the addendum on behalf of the authority.

**ADOPTED**

Commissioner Linda Higgins moved to adopt, seconded by Commissioner Mike Opat and approved - 6 Yeas 1 Absent: Callison

**C. 18-HCRRRA-0025**

Amd 1 to Agmt A188850 with Ciresi Conlin LLP for specialized legal services, increasing NTE by \$450,000 to a new total NTE of \$500,000

BE IT RESOLVED, that Amendment 1 to Agreement A188850 with Ciresi Conlin LLP for specialized legal services in the matter of *Twin Cities & Western Railroad Company v. Metropolitan Council, Hennepin County Regional Railroad Authority, and Soo Line Railroad Company D/B/A Canadian Pacific Railway*, No. 0:18-cv-01088 (D. Minn. filed Apr. 24, 2018), increasing the not to exceed amount from \$450,000 to \$500,000, be approved; that the Chair be authorized to sign the amendment on behalf of the authority; and that the Controller be authorized to disburse the funds as directed.

**ADOPTED**

Commissioner Debbie Goettel moved to adopt, seconded by Commissioner Linda Higgins and approved - 5 Yeas 1 Nays: Johnson 1 Absent: Callison

**D. 18-HCRRRA-0026**

Neg Amd 3 to Agmt A166179 with Met Council for the METRO Green Line Extension Project (CP 1000899) with related conditions, ext contract period from 5/31/18 to 8/31/18, incr NTE by \$4,219,863 to \$67,489,145

BE IT RESOLVED, that the executive director is authorized to negotiate Amendment 3 to Cooperative Funding Agreement A166179 with Metropolitan Council (Council Document #16I055) for the METRO Green Line Extension (Southwest LRT) Project (CP 1000899) Project Development Continuance and Engineering phases, extending the contract period from May 31, 2018 to August 31, 2018, and increasing the not to exceed budget authority amount by \$4,219,863 for a new total not to exceed amount of \$67,489,145, provided that no amounts may be expended or encumbered for costs pursuant to pre-award authority or a letter of no prejudice except upon prior approval of the Hennepin County Regional Railroad Authority (HCRRRA) Board.

BE IT FURTHER RESOLVED, that Amendment 3 will incorporate the following conditions, which shall be in addition to other conditions in the Agreement: all project contingency funds shall be managed pursuant to the Executive Change Control Board Operating Procedures attached as Exhibit A; the additional project considerations, as attached in Exhibit B; and project decision making will proceed as set forth in Exhibit C.

BE IT FURTHER RESOLVED, that following review and approval by the Office of the County Attorney, the Chair be authorized to sign the amendment on behalf of the authority; and that the Controller be authorized to disburse funds as directed.

**LAID OVER**

Commissioner Peter McLaughlin moved to lay over, seconded by Commissioner Mike Opat and approved - 6 Yeas 1 Absent: Callison

**E.18-HCRRRA-0027**

Increase the HCRRRA funding commitment for the METRO Green Line Extension Project (CP #1000899) with related conditions

BE IT RESOLVED, that the Hennepin County Regional Railroad Authority (HCRRRA) agrees to increase its funding commitment to the METRO Green Line Extension (Southwest LRT) Project (CP 1000899) by \$13,748,000, up to an amount not to exceed \$199,548,000, subject to conditions and provisions in the subsequent resolving clauses in this resolution; and

BE IT FURTHER RESOLVED that HCRRRA's funding commitment to the METRO Green Line Extension Project is subject to the following:

- a) The conditions set forth in HCRRRA Resolutions 14-HCRRRA-0050 and 16-HCRRRA-0032;

- b) That all project contingency funds be managed pursuant to the revised Executive Change Control Board Operating Procedures attached as Exhibit A;
- b) The additional project considerations, as attached in Exhibit B;
- c) That project decision making proceed as set forth in Exhibit C;
- d) FTA approval and execution of a Full Funding Grant Agreement in the amount of at least \$928.8 million; and
- e) That payment of the funding commitment in any year is subject to appropriation by HCRRA and the execution and fulfillment of grant agreement(s) by the Metropolitan Council.

BE IT FURTHER RESOLVED that HCRRA designates its representative to the Executive Change Control Board as the HCRRA Board Chair with an alternate to be further designated.

**LAID OVER**

Commissioner Peter McLaughlin moved to lay over, seconded by Commissioner Mike Opat and approved  
- 6 Yeas 1 Absent: Callison

**5. Adjournment**

On motion, the Hennepin County Housing and Redevelopment Authority adjourned at 2:34 PM. The next meeting of the Regional Railroad Authority will be Tuesday, June 12, 2018.

Maria Rose  
Clerk to the County Board

**Contracting opportunities can be found on the Hennepin County website: [www.hennepin.us](http://www.hennepin.us)**

# HENNEPIN COUNTY

## MINNESOTA

### MEETING MINUTES

**BOARD OF HENNEPIN COUNTY COMMISSIONERS**  
**HENNEPIN COUNTY REGIONAL RAILROAD AUTHORITY**  
THURSDAY, MAY 31, 2018  
1:30 PM

Chair: Peter McLaughlin, District 4  
Vice-Chair: Jan Callison, District 6

Members: Mike Opat, District 1  
Linda Higgins, District 2  
Marion Greene, District 3  
Debbie Goettel, District 5  
Jeff Johnson, District 7

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The Board of Commissioners of the Hennepin County Regional Railroad Authority met in the Hennepin County Government Center on May 31, 2018. The meeting was called to order at 3:02 PM by Commissioner McLaughlin, Chair. All Commissioners were present.

**1. Approval of the Agenda**  
**APPROVED**

Commissioner Debbie Goettel moved to approve the Agenda, seconded by Commissioner Marion Greene and approved - 7 Yeas

**2. Old Business**

**A. 18-HCRR-0026**

Neg Amd 3 to Agmt A166179 with Met Council for the METRO Green Line Extension Project (CP 1000899) with related conditions, ext contract period from 5/31/18 to 8/31/18, incr NTE by \$4,219,863 to \$67,489,145

BE IT RESOLVED, that the executive director is authorized to negotiate Amendment 3 to Cooperative Funding Agreement A166179 with Metropolitan Council (Council Document #16I055) for the METRO Green Line Extension (Southwest LRT) Project (CP 1000899) Project Development Continuance and Engineering phases, extending the contract period from May 31, 2018 to August 31, 2018, and increasing the not to exceed budget authority amount by \$4,219,863 for a new total not to exceed amount of \$67,489,145, provided that no amounts may be expended or encumbered for costs pursuant to pre-award authority or a letter of no prejudice except upon prior approval of the Hennepin County Regional Railroad Authority (HCRR) Board.

BE IT FURTHER RESOLVED, that Amendment 3 will incorporate the following conditions, which shall be in addition to other conditions in the Agreement: all project contingency funds shall be managed pursuant to the Executive Change Control Board Operating Procedures attached as Exhibit A; the additional project considerations, as attached in Exhibit B; and project decision making will proceed as set forth in Exhibit C.

BE IT FURTHER RESOLVED, that following review and approval by the Office of the County Attorney, the Chair be authorized to sign the amendment on behalf of the authority; and that the Controller be authorized to disburse funds as directed.

**ADOPTED**

**B. 18-HCRR-0027**

Increase the HCRR funding commitment for the METRO Green Line Extension Project (CP #1000899) with related conditions

BE IT RESOLVED, that the Hennepin County Regional Railroad Authority (HCRR) agrees to increase its funding commitment to the METRO Green Line Extension (Southwest LRT) Project (CP 1000899) by \$13,748,000, up to an amount not to exceed \$199,548,000, subject to conditions and provisions in the subsequent resolving clauses in this resolution; and

BE IT FURTHER RESOLVED that HCRR's funding commitment to the METRO Green Line Extension

Project is subject to the following:

- a) The conditions set forth in HCRRA Resolutions 14-HCRRA-0050 and 16-HCRRA-0032;
- b) That all project contingency funds be managed pursuant to the revised Executive Change Control Board Operating Procedures attached as Exhibit A;
- c) The additional project considerations, as attached in Exhibit B;
- d) That project decision making proceed as set forth in Exhibit C;
- e) FTA approval and execution of a Full Funding Grant Agreement in the amount of at least \$928.8 million; and
- f) That payment of the funding commitment in any year is subject to appropriation by HCRRA and the execution and fulfillment of grant agreement(s) by the Metropolitan Council.

BE IT FURTHER RESOLVED that HCRRA designates its representative to the Executive Change Control Board as the HCRRA Board Chair with an alternate to be further designated.

**ADOPTED**

### **3. Adjournment**

On motion, the Hennepin County Housing and Redevelopment Authority adjourned at 3:05 PM. The next meeting of the Regional Railroad Authority will be Tuesday, June 12, 2018.

Maria Rose  
Clerk to the County Board

**Contracting opportunities can be found on the Hennepin County website: [www.hennepin.us](http://www.hennepin.us)**

# HENNEPIN COUNTY

## MINNESOTA

### Regional Railroad Authority Board Action Request 18-HCRRRA-0028

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**Item Description:**

Claims Register for the period ending May 23, 2018

**Resolution:**

BE IT RESOLVED, that the Claims Register for the period ending May 23, 2018 be approved/ratified.

**Background:**

Resolution 20-HCRRRA-84 amended the By-Laws of Hennepin County Regional Railroad Authority, Article IV, to require that all warrants issued on behalf of the authority shall be approved as a Claims Register at board meetings. Resolution 33R1-HCRRRA-93 amended the By-Laws, moving the Claims Register requirement to Article XI. Resolution 07-HCRRRA-18 allows checks to be signed and issued consistent with Hennepin County procedures.

**ATTACHMENTS:**

Description	Upload Date	Type
Claims Register 5-23-18	5/29/2018	Claims

HENNEPIN COUNTY REGIONAL RAILROAD AUTHORITY CLAIMS  
Period Ending May 23, 2018

ACCOUNT	VENDOR	DESCRIPTION	AMOUNT
Advertising	Finance & Commerce	HCRRA meeting minutes	\$ 92.56
Advertising	Finance & Commerce	HCRRA meeting minutes	\$ 64.32
Advertising	Finance & Commerce	HCRRA meeting minutes	\$ 58.05
Advertising	Finance & Commerce	HCRRA meeting minutes	\$ 58.83
Advertising	Finance & Commerce	HCRRA meeting minutes	\$ 80.52
Consuting	American Engineering Testing Inc.	Cedar Avenue bridge	\$ 765.00
Consulting	BARR Engineering	Stormwater infrastructure	\$ 5,922.00
Consulting	Gemini Research	Cedar Avenue bridge	\$ 695.25
Consulting	Gemini Research	Cedar Avenue bridge	\$ 231.75
Lobbying	The Rotunda Group	State lobbying Jan 2018	\$ 1,750.00
Lobbying	The Rotunda Group	State lobbying Feb 2018	\$ 1,750.00
Lobbying	The Rotunda Group	State lobbying March 2018	\$ 1,750.00
Maintenance	Tree Trust	Monthly HCRRA properties landscape maintenance - March 2018	\$ 98,228.41
Utility	Xcel Energy	3130 Cedar Lake Parkway	\$ 55.76
<b>Total</b>			<b>\$111,502.45</b>

# HENNEPIN COUNTY

## MINNESOTA

### Regional Railroad Authority Board Action Request 18-HCRRRA-0029

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**Item Description:**

Declare property at Rowland Rd in Minnetonka as surplus; approve quit claim deed of HCRRRA property to Michael Monson (recv \$6,000)

**Resolution:**

BE IT RESOLVED, that the property located at Rowland Road (PID: 34-117-22-11-0053 address unassigned) in the City of Minnetonka be declared surplus; and

BE IT FURTHER RESOLVED, that a quit claim deed conveying the Hennepin County Regional Railroad Authority's interest in the 4,439 square foot parcel to Michael Monson, in the receivable amount of \$6,000, be approved; that the Chair be authorized to sign the deed and related conveyance documents on behalf of the authority; and that the Controller be authorized to accept and disburse funds as directed.

**Background:**

**History:** In 2006, the Hennepin County Regional Railroad Authority (HCRRRA) purchased a vacant tax forfeited land parcel (TFL parcel) at Rowland Road in the City of Minnetonka (PID: 34-117-22-11-0053, address unassigned) adjacent to HCRRRA's Hopkins to Chaska corridor.

At this location, the HCRRRA's corridor is almost double the standard railroad corridor width (approximately 185 feet). The additional width from the TFL parcel is not necessary for future transit and the parcel is not developable on its own.

Michael Monson owns the adjacent property located at 5500 Rowland Road. Mr. Monson has offered to purchase the TFL parcel for \$6,000 to assemble a large enough site to develop townhomes on his property.

**Current Request:** This request seeks authorization to declare the property located at Rowland Road in Minnetonka (PID: 34-117-22-11-0053 address unassigned) as surplus, and approves a quit claim deed conveying the HCRRRA's Interests in the property to the adjacent owner, Michael Monson, in the receivable amount of \$6,000.

**Impact/Outcomes:** Approval of this request will allow for unused HCRRRA property to be sold to the adjacent owner and returned to the tax rolls.

**ATTACHMENTS:**

Description	Upload Date	Type
Map - Rowland Road	6/3/2018	Map

# Convey Property on Hopkins to Chaska Corridor

Rowland Road, Minnetonka (address unassigned)

HENNEPIN COUNTY  
MINNESOTA

