

MINNESOTA VALLEY TRANSIT AUTHORITY

Regular Board Meeting  
January 25, 2006 – 4:30 p.m.  
Burnsville Transit Station

**Board Members Present:**

Meg Tilley, Eagan  
William Droste, Rosemount  
Tom Lovelace, Apple Valley  
Margaret Schreiner, At Large  
Jane Victorey, Savage  
Bud Osmundson, Burnsville  
Will Branning, Dakota County  
Jon Ulrich, Scott County

**Others Present:**

Beverley Miller, Executive Director  
Michael Abegg, Planner  
Barb Ross, Best & Flanagan  
Tom Knier, Laidlaw Transit  
Robin Selvig, Customer Relations Manager  
Tom Knier, Laidlaw Transit  
Lois Spear, Finance Officer  
Dan Krom, Dakota County  
Wally Lyslo, At Large Alternate  
Tom Bright, Facilities Manager  
Larry Morgan, TKDA  
Theresa Olsen, TKDA  
Tom Baker, Apogee Enterprises  
Jon Hohenstein, Eagan  
Mike Turner, I-35W Solutions Alliance  
Troy Beam, Scott County TWG

**I. Call to Order**

The meeting was called to order by Chair William Droste. The Oath of Office was administered to new members: Jane Victorey (City of Savage) and Tom Lovelace (City of Apple Valley TWG).

**II. Election of Officers**

Motion by Will Branning and seconded by Meg Tilley to elect William Droste as Chair for a second term. Motion carried. There being no further nominations, motion by Will Branning and seconded by Jon Ulrich to cast a unanimous ballot for William Droste as Chair. Motion carried.

Motion by Will Branning and seconded by Meg Tilley to elect Jon Ulrich as Vice Chair. Motion carried. There being no further nominations, motion by Will Branning and seconded by Meg Tilley to cast a unanimous ballot for Jon Ulrich as Vice Chair. Motion carried.

Motion by Will Branning and seconded by Jon Ulrich to elect Meg Tilley as Secretary. There being no further nominations, motion by Will Branning and seconded by Jon Ulrich to cast a unanimous ballot for Meg Tilley as secretary. Motion carried.

Motion by Margaret Schreiner and seconded by Meg Tilley to elect Ruth Grendahl as Treasurer. There being no further nominations, motion by Margaret Schreiner and seconded by Meg Tilley to cast a unanimous ballot for Ruth Grendahl as treasurer. Motion carried.

Meg Tilley announced that she had spoken with Elizabeth Kautz and Ruth Grendahl and together they select Margaret Schreiner as the At-Large commissioner and Wally Lyslo as the At-Large alternate commissioner.

The sign-up sheet for committee assignments was passed around the room. It was noted that there should be at least three Board members per committee.

### **III. Public Comments**

There were no comments from the public.

### **IV. Approval of Agenda**

Motion by William Droste and seconded by Meg Tilley` to approve the agenda as published. Motion carried.

### **V. Consent Agenda**

Item H was removed from the Consent Agenda for further information. Motion by Margaret Schreiner and seconded by Meg Tilley to approve the remainder of the Consent Agenda. Motion carried. Resolutions adopted as part of the Consent Agenda are attached to these minutes.

New information was distributed noting that the monitoring contract for the 157<sup>th</sup> St. Station was for three years, not one year and two one-year options to extend as was indicated in the packet. The vendor would only accept a three year agreement. Motion by Margaret Schreiner and seconded by Meg Tilley to approve the three-year monitoring contract. Motion carried.

### **VI. Old Business**

#### *A. Small Bus Purchase*

Michael Abegg reviewed revised information regarding the small bus purchase that has been discussed at several previous meetings. Several vendors are included on the State Purchasing Agreement, but all don't meet the MVTA's standards for small buses. Based on review of the vehicles and input from providers, staff recommends purchase of seven "cutaway" buses – four from Grand American Bus Sales, Inc. of Anoka, and three from Hoglund Bus Company of Monticello. Motion by Margaret Schreiner and seconded by Meg Tilley authorizing a request to go to the Metro Council to purchase these vehicles through options on the State of Minnesota 2006 Contract. Motion carried.

### **VII. New Business**

#### *A. I-35W Solution Alliance Presentation*

Mike Turner of the I-35W Solutions Alliance (and also a Dakota County Commissioner) discussed what the I-35W Solutions Alliance its focus on improving the flow of traffic in the I-35W corridor. Key project needs are: I-35W/TH 62 Interchange, I-35W north of 46<sup>th</sup> St., I-35W/I-494 Interchange, TH 13 between I-35W & TH 169, and BRT on I-35 and Cedar Avenue.

## VIII. Committee Reports

### A. Development Committee Report

#### 1. Approve Recommendation Regarding Tom Baker Lease Payment

Barb Ross reviewed the Tom Baker Lease issue (he was requesting a delay to July 1 for lease payments to begin due to the delay in his construction start to April), and the Development Committee's recommendation to forgive the lease payment for February, March and April with the lease to begin in May. Motion by Margaret Schreiner and seconded by Jon Ulrich to accept the Development Committee recommendation. A friendly amendment was offered by Will Branning and seconded by Meg Tilley (which was then accepted by Margaret Schreiner and Jon Ulrich) to have the lease and payment begin July 1, but that payments would be pro-rated to include the funds that would have been collected for May and June. It was also noted that legal counsel would need to revise the lease documents. Motion carried.

#### 2. Lease Agreement for 157<sup>th</sup> St. Station

Barb Ross reviewed the two outstanding issues in the draft agreement with Dakota County for the 157<sup>th</sup> St. Station. The first is that the MVTA has not agreed to be responsible for any taxes or assessments against the property, and that all taxes and assessments are to be paid by the County or the City. After much discussion, there was a Motion by Meg Tilley and seconded by Jon Ulrich to table this discussion until there has been additional discussions between Commissioner Will Branning and Dakota County staff, and perhaps the City of Apple Valley regarding this issue, with a response back within 30 days. Motion carried.

The second issue of concern was the requirement that at the County's request at the end of the lease period, the MVTA would be required to remove all improvements on the property (not just those improvements made by the MVTA). Motion by Meg Tilley and seconded by Jon Ulrich to take the time necessary to get clarification on this issue, including "what-if" scenarios and what role the use of federal funds play in future uses of the site. The MVTA does not agree to remove all improvements. Motion carried.

#### 3. Approve TKDA Workplan for Cedar Grove Project

Beverly Miller reviewed the memo and the TKDA documents included in the packet for the Cedar Grove portion of the BRT project. She noted that the issue of "modeling" which was added into the agreement by the Development Committee has been reviewed and will be added to Dakota County's Agreement with URS, who did the original modeling. Motion by Meg Tilley and seconded by Jon Ulrich to approve the agreement with TKDA for a not-too-exceed price of \$128000. Motion carried.

### B. STA

Margaret Schreiner gave a brief STA report, indicating that the STA audit was clean, STA adopted a resolution of support of the Constitutional Amendment as written, the Legislative Agenda was adopted and staff was directed to begin meetings with the Met Council regarding plans for the 2007 session and an update of the transit taxing district. Motion by Margaret Schreiner and seconded by Meg Tilley that the MVTA Board adopt the 2006 STA Legislative Agenda as printed. Motion carried.

### C Review Committee Assignments

Chair Droste briefly reviewed the committee assignments, noting that there are some openings, specifically on the Marketing and Finance Committee. Elizabeth Kautz made her committee assignment interests known. MVTA staff will check with Ruth Grendahl regarding her preferences. Committee assignments are adopted at the February Board meeting. It is noted that the Chair can appoint representatives to serve on specific committees. When the full compliment of committee members has been adopted, several meetings need to be scheduled, including a discussion of the Board's Strategic Plan and a meeting of the Marketing Committee, to review plans and opportunities for this year.

**IX. Staff Reports / Update**

*A. MVTA Fuel Update*

Michael Abegg gave a brief update on the MVTA's fuel situation. He noted that the MVTA was purchasing fuel from Egan Oil via the Hennepin County contract and was proceeding with five percent biodiesel. However, there were problems with the fuel getting clogged and buses were breaking down, as well as equipment at the new Eagan Bus Garage needed maintenance. Concurrently, the biodiesel mandate for two percent was lifted and then the moratorium was extended. The MVTA has been purchasing fuel from its previous vendors, Yocum Oil and Kelley. Motion by Will Branning and seconded by Meg Tilley to stay with our current oil vendors. Motion carried.

*B. Driver of the Year*

The 2005 Drivers-of-the-Year were announced, with the dinner after the February Board meeting at Casper's Cherokee Sirloin Room in Eagan. Winners are: Randy Vernon of Laidlaw Transit; Jennifer Ansaripour of Schmitt & Sons; and William Ritenour of Metro Transit.

**X. Adjournment**

Motion by William Droste and seconded by Meg Tilley to adjourn the meeting at 6:17 p.m.

**Minutes Prepared By:**

**Robin L. Selvig**

**Next Regular Meeting Scheduled: Feb. 22, 2006, 4:30 p.m. Casper's Cherokee Sirloin Room, Eagan, followed by Driver of the Year awards dinner**

All regularly Scheduled Board Meetings will be held on the **FOURTH** Wednesday of the month at the posted time and location unless otherwise notified.

Approved by: \_\_\_\_\_

Date: \_\_\_\_\_