

**City Council Meeting Agenda Item #14_
Meeting of September 26, 2016**

Brief Description Southwest LRT In-kind Land Contribution

Recommendation Adopt the Resolution

Background

Over the past few years, the city council has discussed and agreed to fund various components related to the Southwest LRT (SWLRT). One of the commitments previously discussed was the in-kind land contribution of right-of-way (ROW) parcels near the Opus station site south of Bren Road East (see page A1). These parcels are valued at \$104,000.

The Metropolitan Council is requesting that the city take official action to transfer the property rights of the city land to the Metropolitan Council at this time. This commitment is being requested because the monetary value will be included as part of the Federal Transit Administration New Starts funding application. The contribution will count toward the local funding sources needed to secure the federal funding match and will help the overall rating of the project. At this time, the Metropolitan Council is only seeking commitment for this parcel because it represents the largest contiguous piece and highest value of ROW identified in Minnetonka for the project. Other cities along the corridor have made similar commitments for in-kind land contributions and have taken action to transfer the properties.

Minnesota State Statute 471.64 allows cities to transfer real property to another political subdivision without regard to statutory or charter provisions which would require a city entity to hold a public hearing when transferring public property.

Next Steps

Staff is coordinating with the Metropolitan Council to discuss future actions related to easements and land use on other public property. Staff will bring these items forward for city council consideration at a later date.

Recommendation

Staff recommends the city council adopt the resolution (see pages A2-A4) taking action to transfer the property rights of the city land to the Metropolitan Council for the SWLRT project. The cities of Eden Prairie, St. Louis Park and Hopkins have passed similar resolutions.

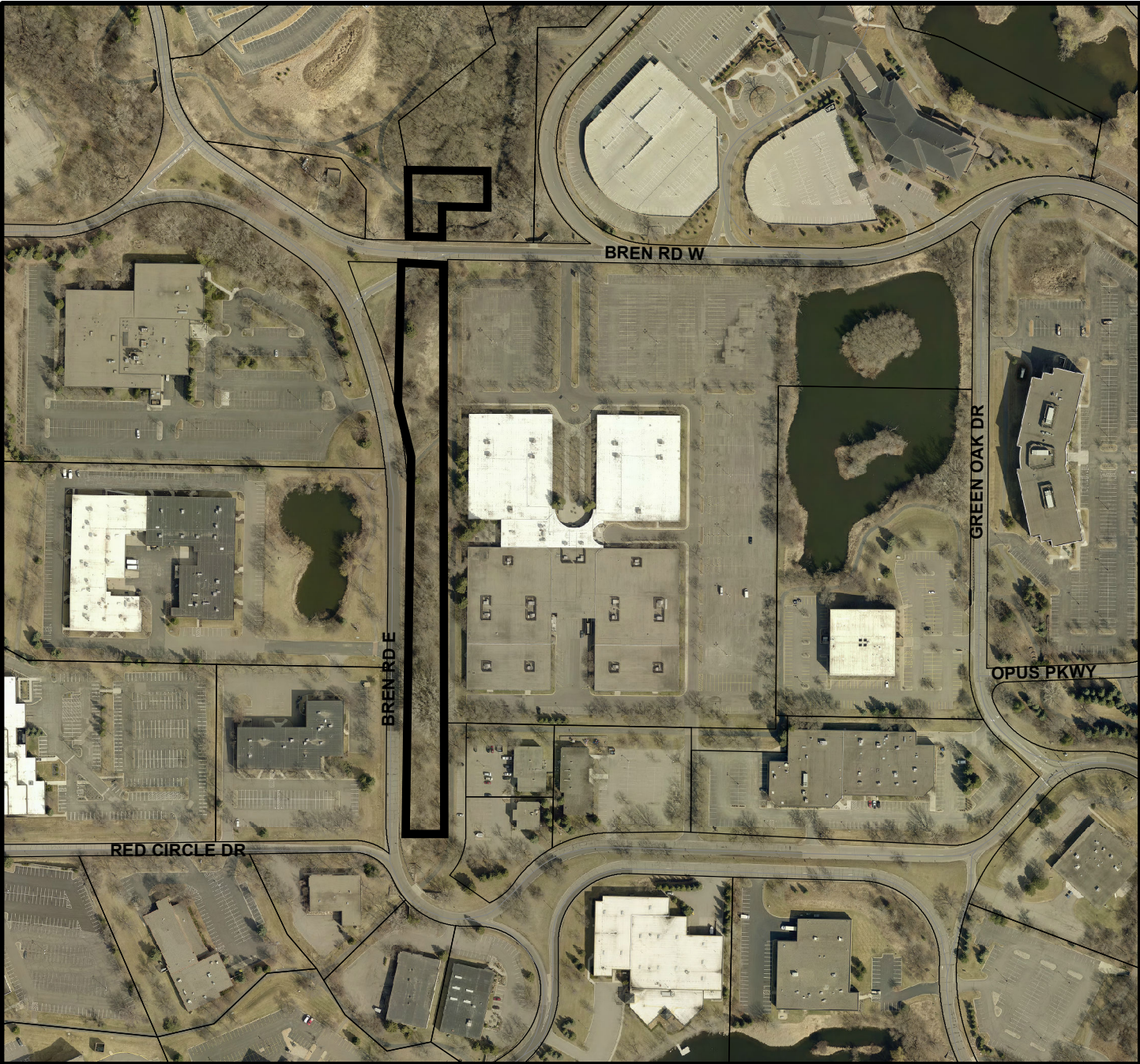
Submitted through:

Geraldyn Barone, City Manager

Originated by:

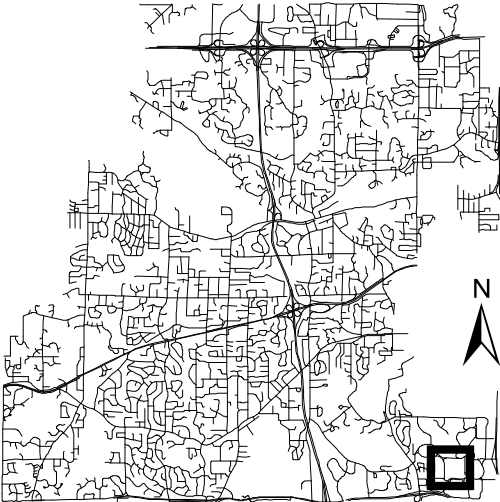
Julie Wischnack, AICP, Community Development Director

Alisha Gray, Economic Development and Housing Manager



Location Map

Project: In-Kind Right of Way Contribution



This map is for illustrative purposes only.

Resolution No. 2016-

Resolution supporting in-kind land contribution by the city of Minnetonka to the Southwest Light Rail Transit Project (Metro Green Line Extension)

Be it resolved by the City Council of the City of Minnetonka, Minnesota as follows:

Section 1. Background.

- 1.01. The City of Minnetonka (City) has been working with the Metropolitan Council, host cities, public agencies and public transit funders in planning for the Southwest Light Rail Transit Project.
- 1.02. The Project is an approximately 14.4 mile extension of the METRO Green Line, which would operate from downtown Minneapolis through the cities of St. Louis Park, Hopkins, Minnetonka, and Eden Prairie.
- 1.03. The Metropolitan Council, as part of its Project planning and design responsibilities, must identify properties and right-of-way that may be part of the Project and ultimately must attain certain property interests for the construction and operation of the Project.
- 1.04. On July 8, 2015, the Metropolitan Council adopted a revised proposed Project scope that identifies right-of-way currently owned by the City of Minnetonka (City) as a component of the proposed Project.
- 1.05. The Federal Transit Administration signed the Record of Decision on July 15, 2016, determining that the requirements of the National Environmental Policy Act of 1969 (NEPA) have been satisfied. On August 10, 2016, the Council determined the Final EIS for Project is adequate, concluding the state environmental review process for the Project under Minnesota Rules chapter 4410.
- 1.06. The Project has identified land owned by the City to be used as an In-Kind Land contribution per 49 CFR 18.24(f). This land is located at the Opus Station Site, south of Bren Road East (shown on the attached exhibit) and is valued at \$104,100.
- 1.07. The City, our residents, businesses, and workers would benefit from the Project as it could provide an attractive transportation option for residents and workers, and increase redevelopment opportunities which could strengthening the City's tax base.
- 1.08. The City wishes to assist the Metropolitan Council in its preparation of appropriate Project budget documents for its pursuit of federal funding for the Project, and thereby to the extent required, wishes to transfer the referenced property rights of the City to the Metropolitan Council.

Section 2. Council Action.

2.01. The governing body of the City of Minnetonka hereby commits to transfer property rights of the City land at the Opus Station Site, south of Bren Road East (shown on the attached exhibit) to the Metropolitan Council for the Project with no budget outlay of Project funds from the Metropolitan Council to the City, consistent with applicable law. The City will address the terms and conditions of this transfer of City land in one or more subsequent City resolutions, other required government actions, and appropriate agreement whereby the Metropolitan Council accepts transfer to it by the City and all obligations and encumbrances relating thereto.

Adopted by the City Council of the city of Minnetonka, Minnesota, on September 26, 2016.

Terry Schneider, Mayor

Attest:

David E. Maeda, City Clerk

Action on this resolution:

Motion for adoption:

Seconded by:

Voted in favor of:

Voted against:

Abstained:

Absent:

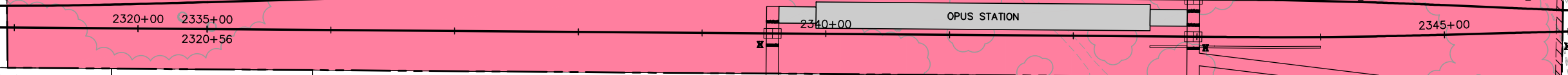
Resolution adopted.

I hereby certify that the foregoing is a true and correct copy of a resolution adopted by the City Council of the City of Minnetonka, Minnesota, at a duly authorized meeting held on September 26, 2016.

David E. Maeda, City Clerk

EXISTING EASEMENT
FOR PUBLIC RIGHT
OF WAY PURPOSES

**P3000
(06-002)**



COLOR LEGEND

	PERMANENT FEE - MET COUNCIL
114,364 SQ FT	PERMANENT FEE - MET COUNCIL
	TEMPORARY EASEMENT
14,185 SQ FT	TEMPORARY EASEMENT
	EXISTING EASEMENT
5,978 SQ FT	EXISTING EASEMENT
758 SQ FT	EXISTING EASEMENT IN PERMANENT FEE
5,220 SQ FT	EXISTING EASEMENT IN TEMPORARY EASEMENT

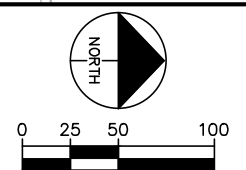
DRAFT-WORK IN PROCESS



SOUTHWEST LIGHT RAIL
PUBLIC PARCELS
PARCEL P3000 (SWPN 06-002)

A5

Rev 0
02/12/2016



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