



# Regional Railroad Authority

## Agenda

15 West Kellogg Blvd.  
Saint Paul, MN 55102  
651-266-9200

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**April 27, 2021 - 10 a.m.**

**Council Chambers - Courthouse Room 300**

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Pursuant to Minn. Stat. § 13D.021 and 13D.04 Subd. 3, the Chair of the Ramsey County Board of Commissioners has determined that an in-person meeting is not practical or prudent because of the COVID-19 pandemic and the declared state and local emergencies. Commissioners will participate by telephone or other electronic means. In addition, it may not be feasible to have any commissioner, staff, or members of the public present at the regular meeting location due to the COVID-19 pandemic and the declared emergencies. The meeting broadcast will be available online and linked via [ramseycounty.us/boardmeetings](http://ramseycounty.us/boardmeetings). Members of the public and the media will be able to watch the public meeting live online.

### ROLL CALL

1. **Agenda of April 27, 2021 is Presented for Approval.** [2021-224](#)  
Sponsors: County Manager's Office  
Approve the agenda of April 27 , 2021.
2. **Minutes from April 13, 2021 are Presented for Approval** [2021-225](#)  
Approve the April 13, 2021 Minutes.

### ADMINISTRATIVE ITEMS

3. **Settlement Agreement with M.A. Mortenson Company and the ThyssenKrupp Elevator Corporation** [2021-205](#)  
Sponsors: Public Works
  1. Approve the settlement agreement with M. A. Mortenson Company and ThyssenKrupp Elevator Corporation related to the escalator claim at Union Depot, Court File No. 62-CV-18-7284, in an amount of \$800,000.
  2. Authorize the Chair to execute the settlement agreement.

### CORRIDOR UPDATES

### ADJOURNMENT



# Regional Railroad Authority

## Request for Board Action

15 West Kellogg Blvd.  
Saint Paul, MN 55102  
651-266-9200

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**Item Number:** 2021-224

**Meeting Date:** 4/27/2021

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**Sponsor:** County Manager's Office

**Title**

Agenda of April 27, 2021 is Presented for Approval.

**Recommendation**

Approve the agenda of April 27 , 2021.



# Regional Railroad Authority

## Request for Board Action

15 West Kellogg Blvd.  
Saint Paul, MN 55102  
651-266-9200

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**Item Number:** 2021-225

**Meeting Date:** 4/27/2021

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**Sponsor:** County Manager's Office

**Title**

Minutes from April 13, 2021 are Presented for Approval

**Recommendation**

Approve the April 13, 2021 Minutes.

**Attachments**

1. April 13, 2021 Minutes

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**April 13, 2021 - 10 a.m.**

**Council Chambers - Courthouse Room 300**

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### **ROLL CALL**

Present: Carter, Frethem, MatasCastillo, McDonough, McGuire, Ortega, and Reinhardt

1. Agenda of April 13, 2021 is Presented for Approval. [R2021-197](#)

Sponsors: County Manager's Office

Approve the agenda of April 13, 2021.

Motion by McDonough, seconded by McGuire. Motion passed.

Aye: Carter, Frethem, MatasCastillo, McDonough, McGuire, Ortega, and Reinhardt

2. Minutes from March 2, 2021 are Presented for Approval [R2021-190](#)

Sponsors: Regional Railroad Authority

Approve the March 2, 2021 Minutes.

Motion by Frethem, seconded by MatasCastillo. Motion passed.

Aye: Carter, Frethem, MatasCastillo, McDonough, McGuire, Ortega, and Reinhardt

### **ADMINISTRATIVE ITEMS**

3. Staffing Agreement with the Metropolitan Council for the Environmental Analysis Phase of the Rush Line Bus Rapid Transit Project [2021-106](#)

Sponsors: Public Works

1. Approve a Staffing Agreement with the Metropolitan Council for the Environmental Analysis Phase of the Rush Line Bus Rapid Transit Project for the purchase of professional and technical supportive services.
2. Authorize the use of Ramsey County Regional Railroad Authority fund balance in the amount not to exceed \$280,000 for staffing services for the Environmental Analysis Phase of the Rush Line Bus Rapid Transit Project.
3. Authorize the Chair to execute the Agreement.
4. Authorize the County Manager to approve and execute amendments to the Staffing Agreement, in accordance with the County's policies and procedures, provided the

amounts are within the limits of the project funding.

Motion by MatasCastillo, seconded by McGuire. Motion passed.

Aye: Carter, Frethem, MatasCastillo, McDonough, McGuire, Ortega, and Reinhardt

Resolution: R2021-009

**4. 2021 Funding Commitment to the Great River Rail Commission [2021-155](#)**

Sponsors: Public Works

1. Accept the Great River Rail Commission's 2021 Work Plan and Budget.
2. Approve the payment of \$8,606 to the Great River Rail Commission as the Ramsey County Regional Railroad Authority funding commitment to the Great River Rail Commission 2021 Work Plan and Budget.

This Administrative Item was approved.

Aye: Carter, Frethem, MatasCastillo, McDonough, McGuire, Ortega, and Reinhardt

Resolution: R2021-010

**5. Transitway Impacts Research Program Presentation and 2021 Funding Request [2021-143](#)**

Sponsors: Public Works

Approve the expenditure of \$25,000 for Ramsey County Regional Railroad Authority's share of the Transitway Impacts Research Program for 2021.

Motion by MatasCastillo, seconded by McGuire. Motion passed.

Aye: Carter, Frethem, MatasCastillo, McDonough, McGuire, Ortega, and Reinhardt

Resolution: R2021-011

## **CORRIDOR UPDATES**

Discussion can be found on archived video.

## **ADJOURNMENT**

Chair Ortega declared the meeting adjourned at 11:22 a.m.

# Regional Railroad Authority

## Request for Board Action

Item Number: 2021-205

Meeting Date: 4/27/2021

**Sponsor:** Regional Railroad Authority

**Title**

Settlement Agreement with M.A. Mortenson Company and the ThyssenKrupp Elevator Corporation

**Recommendation**

1. Approve the settlement agreement with M. A. Mortenson Company and ThyssenKrupp Elevator Corporation related to the escalator claim at Union Depot, Court File No. 62-CV-18-7284, in an amount of \$800,000.
2. Authorize the Chair to execute the settlement agreement.

**Background and Rationale**

Ramsey County Regional Railroad Authority (RCRRA) filed a complaint against M. A. Mortenson and ThyssenKrupp Elevator Corporation on October 26, 2018. The complaint alleged improper installation and maintenance of five escalators at Union Depot. The complaint sought compensatory damages and reasonable costs and expenses.

The parties participated in mediation of the matter on March 30, 2021. A settlement was agreed pending review and approval by the RCRRA Board with no binding settlement without Board approval. The RCRRA Board met in closed session on April 20, 2021 and were given a full review of the proposed settlement terms with outside litigation counsel and the County Attorney's Office. The RCRRA Board directed approval of the proposed settlement.

The settlement provides payment of \$800,000 to RCRRA by the later of May 5, 2021 or five (5) days after RCRRA approval of the agreement. The settlement also provides for a full dismissal of the lawsuit and full release of RCRRA's claims related to the escalators at the Union Depot.

**County Goals** (Check those advanced by Action)

☐ Well-being      ☐ Prosperity      ☐ Opportunity      ☒ Accountability

**Racial Equity Impact**

RCRRA strives to build a robust public transit system, including bike, bus, bus rapid transit and light rail, with connection to other transportation services such as regional bus, train and vehicle rental. Neighborhoods served by current and planned transit routes include some areas of concentrated poverty and other areas that are becoming more racially and economically diverse. Maintaining multimodal transit and transportation services at Union Depot provides access to these resources in one location for all to use. Settlement funds will offset direct costs of operating Union Depot.

**Community Participation Level and Impact**

Community participation beyond informing is not appropriate for this action item because it is a result of a legal proceeding. Information about this action is available through the County Board documentation that is published on the County's website:

<https://www.ramseycounty.us/your-government/leadership/board-commissioners/board-meetings->

[information>](#). Information on Union Depot is available on the website: [www.uniondepot.org](http://www.uniondepot.org). <file:///\\co.ramsey.mn.us\\ra\\users\\jean.krueger\\My%20Documents\\Documents\\RCAdmin\\RBAs\\www.uniondepot.org.>

☒ Inform      ☐ Consult      ☐ Involve      ☐ Collaborate      ☐ Empower

**Fiscal Impact**

The settlement funds in the amount of \$800,000 will be receipted as revenue to the approved Ramsey County Regional Railroad Authority 2021 budget.

**County Manager Comments**

Ramsey County Regional Railroad Authority approval is necessary to accept settlement agreements.

**Last Previous Action**

None.

**Attachments**

1.None