



Agenda
Red Rock Corridor Commission
Thursday June 28, 2012
4:00 p.m.

Cottage Grove City Hall, Council Chambers
7516 80th Street South
Cottage Grove, MN

	<u>Action Requested</u>
1. Consent Items*	Approval
a. Minutes of the April 26, 2012 Meeting	
b. Checks and Claims	
2. Website Hosting & Communication Services Contract * - WCRRA	Approval
3. AA Update RFP* - WCRRA	Approval
4. Newport Transit Station Design Update - Stantec	Information
5. Minnesota High Speed Rail Commission Update - RCRRA	Information
6. Legislative Update – RCRRA	Information
a. State	
b. Federal*	
7. Other	Information
a. Next Meeting – Thursday, July 26, 2012	

* *Enclosures*



Draft Meeting Minutes

April 26, 2012

Cottage Grove City Hall

4:00 p.m.

Commission Members	Agency	Present
Joe Harris, Chair	Dakota County RRA	X
Autumn Lehrke	Washington County RRA	X
Janice Rettman	Ramsey County RRA	X
Mark Stenglein	Hennepin County RRA	
Barb Hollenbeck	City of Hastings	X
Jen Peterson, Vice-Chair	City of Cottage Grove	X
Keith Franke	City of St. Paul Park	
Steve Gallagher	City of Newport	X
Kathy Higgins	Denmark Township	
Cam Gordon	City of Minneapolis	
Amy Brendmoen	City of St. Paul	X

Alternate Commission Member	Agency	Present

Ex-Officio Members	Agency	
Ron Allen	Goodhue County	
Bob Kastner	City of Red Wing	
Marc Mogan	Prairie Island Indian Community	X
Ken Bjornstad	Goodhue County	X

Staff	Agency	Present
Andy Gitzlaff	Washington County RRA	X
Josh Olson	Ramsey County RRA	X
Sam O'Connell	Dakota County RRA	
Adele Hall	Hennepin County RRA	X

Others	Agency
Tim Boland	Northern Tier Energy/St. Paul Park Refinery
Linda Jungwirth	Assist. To Ramsey Co. Commissioner Rettman
Allen Lovejoy	St. Paul PWD
Joe Morneau	DCRRA
Carl Jensen	MNDot

The meeting was video recorded and can be viewed online at:

http://swctc.granicus.com/MediaPlayer.php?view_id=2&clip_id=3666

Chairman Harris called the meeting to order at 4:07 p.m.

Agenda Item #1: Consent Items

- a. Minutes of the February 23, 2012 Meeting**
- b. Checks and Claims**

Note: Items as presented in packet, no additions or changes .

Motion made by Peterson to approve the consent items. Second by Gallagher. **All in favor.**
Motion carried.

Agenda Item #2: AA Update Scope / Schedule Overview - WCRRA

Gitzlaff summarized that at the previous meeting the Commission approved pursuing an update to the Alternatives Analysis - Option B and staff was directed to put together a scope of work analysis. Going forward, he will refer to it as Advanced Alternatives Update (AAU.) Gitzlaff then reviewed the AAU scope of work summary as outlined in the meeting packet. He also reviewed the proposed timeline for development of the AAU scope of work: request for proposal (RFP) process, selection of a consultant, along with consideration for accessing Federal funds.

Gitzlaff did attend a meeting earlier in the day with joint agencies, Washington and Ramsey County Rail Authorities and the Metropolitan Council, and their Federal Transportation Administration (FTA) specialists. Since Red Rock Corridor will be looking at using Federal funds, and those funds are under an existing grant agreement, they will need to do an amendment and cooperative agreement that will put the process in motion. Gitzlaff feels that the timeline before them is accurate based on the information from that joint agencies meeting.

Gitzlaff stated that one of the things they will be doing is to make sure they are getting the FTA's input on the scope of work while they work with the Metropolitan Council. Once the scope of work is finalized it will be brought back to the Red Rock Commission and the contract would be with the Washington County Regional Rail Authority since they are the fiscal agent. Gitzlaff stated that completing the study by summer 2013 will be good timing since the Metropolitan Council will be starting the update to their Transportation Policy Plan (TPP) policy during the summer; and what comes out of the AAU for Red Rock can go directly into the Metropolitan Councils TPP. Gitzlaff asked if there were any questions from the Commission and stated that Josh Olson with Ramsey Rail Authority was present and that Josh has been working on the funding portion of this project.

Commission Member Lehrke saw some people in the audience that she has not seen before so she just wanted to clarify for them that BRT means Bus Rapid Transit and inform them that the Commission agreed a couple of meetings ago to look into that alternative. She stated that right now they have commuter bus service to serve people coming and going to work; but, they are also looking into commuter rail that offers the same type of

service. She also shared that they are extending the study to include BRT, which is like Light Rail except on wheels, so it provides that consistent service every 15 minutes throughout the day. In the Alternative Development section under the BRT alternative, Commission Member Lehrke inquired if the BRT alternative included the hybrid version, where they could use the widened shoulder of existing lanes; or, if it was just the regular version with its own dedicated lane. Gitzlaff responded that the way it is set up, it is to be determined. He stated that you want to look at the potential options and then narrow it down to the one the data and feedback supports as there are many ways it could be done.

Rettman stated that when she saw the timeline she was very disappointed by its length and would like to see the timeline moving along much more quickly. She had hoped to keep things moving along at a quicker pace as she stated at the last meeting, that the study could be completed before Chair Harris leaves the Commission. She wants to keep it broad enough and keep it moving and believed that other Corridors are moving along much more quickly. Rettman also stated that this Corridor could move along much more quickly, too. Her concern is if they don't move the timeline up, they will miss out on their share of the funding. Rettman would like to see the RFP's out by at least June 1st and would like to know what the other members were thinking about the proposed timeline.

Chair Harris stated that he is not a transportation expert; however he feels that Red Rock Corridor will get their fair share of funding and stated that to the best of his knowledge there is not a lot of movement with any of the other proposed corridors. He commented that no one is getting a lot of money from the State or the Federal government at this point. He is not concerned about an extra 2 to 4 months in the proposed timeline to complete the study by summer 2013. He further mentioned that Dakota County is looking at opening up the first BRT to operate in this region in early 2013 and they could see how it is operating in their own region and observe the BRT's track record first.

Rettman expressed concern that the Red Rock Corridor is not ready to move because they have not updated the numbers. She sees the AAU as just updating the numbers and compares it to Gateway, who she feels is further along. Rettman believes that Red Rock is lagging behind and wants to make sure that they are ready for anything. She pointed out that it is an election year and they need to be ready when the Federal funding is available.

Chair Harris said that there doesn't seem to be much happening on a State or Federal level right now on transit funding. He said if the direction here is to put this on the fast track, then they can certainly look at doing that. Chair Harris stated that staff brought this timetable before them and if the Commission would like to get it back more quickly, and if it is possible they could look at doing that.

Gitzlaff stated that staff shares Rettman's frustration, but the problem is not on the County side but on the need to go to the Federal Transportation Administration side, to have them review the grant agreement and the scope of work to access the Federal funds. Gitzlaff said that they just know from past projects that the FTA's review can take about 5 months, they can certainly fast track it, but they will need FTA to sign off and that could be the hold up on that scope before they release it.

Commission Member Brendmoen does understand that there might be some things that hold them up along the way; however she believes that perhaps they should shorten the timeline to less than a year. She feels that if the expectation is that something may happen in a shorter timeframe, it can and if you have to end up making an exception then so be it, feeling that it would be better than stretching it out as shown.

Harris noted that the timeline was not an action item for this agenda. Gitzlaff stated that this is information only and the next step is drafting an RFP and staff can look at the timeline and where they can speed it up. Gitzlaff's main concern was if the Scope of Work before them is what they want it to be before drafting the RFP. Gitzlaff further explained that staff has done a lot of RFP's and has the expertise to put them together and can certainly look at what can be done to shorten the timeline.

Commission Member Rettman stated that she would be willing to make a motion to speed up the timeline, but would like to hear what other Commission members are thinking.

Commission Member Lehrke stated that she agrees with Rettman and thinks if the timeline could be shortened she would be in favor of that. Lehrke also expressed concern if there might be consequences for rushing through it, than it might be better to leave the time line as it is.

Commission Member Gallagher inquired if staff could put the RFP together at the same time the FTA is reviewing it and make any adjustments after receiving the FTA's comment.

Chair Harris expressed concern, that until they get the approval to spend the money how they want to spend it, why go through the RFP process; if they don't know if they will have the money to be spent? He stated that they could have staff spending a lot of extra time developing something and then not get the approval to spend the money.

Gitzlaff stated that staff will develop the Scope of Work and they have been shifting around staff to manage this and they have enough dedicated resources to manage this study. Gitzlaff also stated that the two things that would hold them up will be: One, the FTA's review of the scope, and he commented that you would want to get an ok from them before you release an RFP, otherwise you might jeopardize use of the funding. Two, the length of time the RFP is out there, as they will also have to follow Federal procurement procedure and allow a minimum of six weeks out per the time limit on Federal processes.

Chair Harris suggested that perhaps they just direct staff, that if there is any way that they can shave some weeks or month off the proposed timeline to do so; as there are several moving parts that they don't have control over with this process.

Rettman expressed that she assumes the FTA has received the outline of the scope of work?

Gitzlaff stated that at Washington County they have somewhat regular contact with the FTA as part of the station planning study.. So, he indicated that staff can get that Scope of Work over to the FTA right away.

Peterson asked for clarification under the Scope of Work section, "Review Recently Completed Studies" and asked Gitzlaff if the Met Council Travel Behavior Inventory and the Region's ridership Model was done or in process? Gitzlaff replied, that the data has been collected, but the update of the regional model still needs to be done and would be done in early 2013.

Rettman asked that the records reflect the Commission's direction that staff speed things up on the proposed timeline as much as possible. Rettman also inquired if they still plan to have a May meeting as previously there had been talk about not and now with the direction just given staff they may need to, especially if staff could have the update on full scope of work for the AAU ready they could speed things up a month. Chair Harris stated that they could still plan to have the meeting and can always cancel later if not needed.

Agenda Item #3: Website Hosting & Communication Services - WCRRA

Gitzlaff explained that, as part of the station area planning study contract, the website was updated and it is the Commission's main platform for communicating with the public and disseminating information. Gitzlaff stated that their prime consultant, Hay Dobbs, effectively managed and completed the work during the study and provided ongoing website hosting and maintenance services through a subcontract with Appevision and that the contract for those services will be expiring at the end of June. Gitzlaff mentioned that for 2012 they do have money budgeted for website hosting and management; and that staff had requested that Hay Dobbs put together a proposal, see Hay Dobbs proposal on page 13 of meeting packet. Hay Dobbs proposed to complete the website hosting and up to 3 hours of maintenance service for \$250 per month (\$1,500 for 6 months) through a subcontract with Appevision and to provide supplemental communication services billed at an hourly rate up to a not to exceed amount of \$6,500, for a total not to exceed contract of \$8,000. Gitzlaff commented that the Commission could direct staff to prepare a not to exceed hourly contract with Hay Dobbs for services from July 1st through December 31st and they could approve at the next meeting, or they could look at other options.

Commission Member Brendmoen was happy that staff received a proposal from Hay Dobbs and thinks that the \$250 is a fair amount. She inquired if there was data available to show who drives users to the website, and who the users of this website are, plus how much traffic they have, or how many new visitors they get each month. Gitzlaff did not have the specifics with him for this past month, but responded, that during the station area planning phase, there were between 300 and 500 visits per month and the referrals to the site have been coming mainly from the Met Council, Cities and County partners of the Commission. Gitzlaff said they occasionally do receive some comments submitted to the email associated with the website. He also commented that there is an e-newsletter option that people can subscribe to and it has grown to around 500 people. Brendmoen asked Gitzlaff if he can tell who the audience on the website is. Gitzlaff said that Google analytics does not offer that information, and social websites, such as Facebook offers more along the lines of that type of information. Brendmoen stated that the Red Rock Corridor is a nice simple website and it is not a lot of money they are talking about, but she questioned if they really needed their own website, or if they could look at making the Red Rock Corridor information available through another site.

Rettman expressed concern that if they do not have or add anything new to a website people will not keep coming back to it. She stated that people need to have a reason to return to a website so they would need to show continuous progress and updates or it will become stagnant. Rettman asked what are they going to have on the website that will make people want to visit.

Gitzlaff shared a few examples of information that could be published on the website, such as: the Newport Transit Station moving into the design stage, information about the bus transit facility, City and County announcements relating to their project, and links to the Union Depot or High Speed Rail information. Gitzlaff stated there are several things going on where they could utilize the website to provide information to the public.

Lehrke asked what is the threshold to go out and get bids on something like this. Gitzlaff stated that it is at the discretion of the Commission on how they would like to hire someone, and in Washington County under \$25,000 they can just do a vendor contract and not go out for an RFP, so that is typically a protocol that would be followed. Gitzlaff stated there are a few ways to do this; they could do RFP's with a scope of work, or requests for information whereby people submit their qualification and the Commission choose by a short list. The reason only Hay Dobbs was asked to submit a proposal is because effectively they had done the work through the duration of the station planning study and since it is a relatively small contract amount and they submitted their proposal it was enclosed. Gitzlaff commented that Hay Dobbs is very eager to continue working on this project. Lehrke has no problem with the website or what has been done, however she does agree with some of the comments that have been made and was just wondering if Hay Dobbs would be willing to go to a per time fee amount to update the website, rather than hourly rate not to exceed contract if they only need to update the website a few times yet this year.

Chair Harris stated that the Commission could choose to do what they wish with the website and just needed to provide staff with some direction.

Brendmoen added that she likes the idea of having Hay Dobbs work for the Commission on a per needed basis and she feels that the rates Hay Dobbs put forward is reasonable and believed that a typical advertising agency would charge two times that amount. Brendmoen wondered if they need a standalone website, or if they need the newsletters and perhaps they could do an occasional press release; but she was concerned that maybe they do need their own site since not anyone of their cities or townships house this project. Brendmoen feels that the amounts listed are reasonable for the website communications. She thinks the site is nice and simple but she just doesn't know if it's needed.

Chair Harris stated that this item is not an action item, but that staff was going to propose and bring back a not to exceed contract with Hay Dobbs, so unless the Commission wants to give other direction to staff and make a motion at the next meeting this would come back as a contract.

Gallagher asked if next month would be too late to make changes because the website could go down. Chair Harris stated that they have until the end of June to line something

up. Chair Harris also stated that he is fine with the staff recommendation. Brendmoen stated that she is fine with the staff recommendation; she just has a broader over all question regarding the need for the site.

Chair Harris stated that this contract would only take them through 2012 and this fall when they are developing their 2013 budget they could have a broader discussion on what to do with the website at that time.

Agenda Item #4: Newport Transit Station Design Update - WCRRA

Gitzlaff did not have a formal presentation, but did want to give an update and provided a handed out at the meeting showing a broader design summary and project schedule by quarter, from 2010 through mid 2013. His handout also showed each phase since land acquisition. Gitzlaff stated that there have been two meetings of the projects technical committee so far and the design is in the conception phase. Gitzlaff also suggested that the consultant could come to the Commission meeting to provide an update and to receive the Commission's input in the process.

Rettman asked Gitzlaff that as they go through some of the phases of the Newport Transit Station project schedule and the steps to the design process if they could place some of that information on the website. She felt that it might help drive people to the website and let people know what they are thinking about. Rettman asked if this is something that Hay Dobbs could place on the website. Gitzlaff responded that is exactly the type of information they would want to place on the website.

Agenda Item #5: Minnesota High Speed Rail Commission Update - RCRRA

Gitzlaff stated the Minnesota High Speed Rail Commission did not meet last month and asked to table this item until the next meeting when they should have a more formal presentation on information from that group.

Agenda Item #6 Legislative Update – RCRRA

Josh Olson of Ramsey County summarized new activity to date from what was provided with the meeting packet.

a. State

Olson said that on the State level the Omnibus transportation bill continues to pass through committees and seems to have taken a back seat in some ways compared to other discussions going on at the State Capital, but is all inter-related with multiple things going on. Olson also stated that the bonding bill on the House and Senate sides did not contain transit related investments, but that in the Governor's version of the transportation bill transit funding is supported.

b. Federal

Olson provided a quick update on the information included with the packet, commenting on a few things have happen since. Olson stated that action by the House on the transportation bill passed April 18th extending it until the end of September along with a couple of riders. Now the House and the Senate each have a different version of the transportation bill going on to start the conference process. The bill does carry a couple of items up for debate, and one is the Keystone Oil

pipeline project. Olson expressed that while this is good movement they are not in the clear as extending is a reoccurring theme.

Agenda Item #7 Other

a. New Starts NPR Regional Comments

Gitzlaff stated that the FTA issued a Notice of Proposed Rulemaking for the New Starts/Small Starts Program. The packet contained comment letters from CTIB and the Met Council on the proposed rulemaking.

b. Next Meeting- Thursday, May 31, 2012:

Next meetings are scheduled for May 31, 2012 and June 28, 2012.

Motion by Gallagher to adjourn. Seconded by Lehrke. **All in favor.** Motion carried.

Meeting adjourned at 5:01p.m.



DATE: June 20, 2012
TO: Red Rock Corridor Commission
FROM: Staff
RE: Checks and Claims

Attached is the

Hay Dobbs Invoice #32 (FINAL) - SAP Study (April - May, 2012)	\$ 2,295.63
TOTAL	\$ 2,295.63

Detailed invoices can be made available upon request.

Action Requested: Approval

INVOICE NO. 09017.000-32

Original To: Project Manager: Andy Gitzlaff
 Washington County Regional Railroad Authority
 Washington County Public Works Department
 11660 Myeron Rd North,
 Stillwater, MN 55082

Estimated Completion: 98.6 %
(from Column 6 Progress Report)

Copy: Minnesota Department of Transportation
 Consultant Services Section, Mail Stop 680
 395 John Ireland Boulevard,
 St. Paul, Minnesota 55155

Period Ending: 04/30/12
 Invoice Date: 05/08/2012

Re: Mn/DOT Contract No. 85937 Contract Expiration Date: July 20, 2012
 SP Number: NA TH Number: NA
 Project Description: Southeast Station Area Master Planning and Environmental Analysis

	Total Contract Amount	Total Billing to Date	Amount Previously Billed	Billed This Invoice
1. Direct Labor Costs: (See Exhibit _ for Breakdown)	\$500,185.87	\$500,185.87	\$500,185.87	\$0.00
2. Direct Expense Costs: (See Exhibit _ for Breakdown)	\$57,888.42	\$57,874.71	\$57,859.99	\$14.72
3. Subcontractor Costs:	\$495,590.39	\$495,590.39	\$495,590.39	\$0.00
4. Miscellaneous Professional Services	\$96,289.32	\$81,650.54	\$79,369.63	\$2,280.91
Net Earnings Totals:	\$1,149,954.00	\$1,135,301.51	\$1,133,005.88	\$2,295.63
Total Amount Due This Invoice:				\$2,295.63

Contractor: Complete this table when submitting an Invoice for payment

Activity Code	Total Billing to Date	Amount Previously Billed	Billed This Invoice
1	\$1,135,301.51	\$1133,005.88	\$2,295.63
Total*	\$1,135,301.51	\$1133,005.88	\$2,295.63

*Must Match Net Earnings Totals Above

For Consultant Services Use Only

I certify that the above statement is correct and payment has not been received.

Signature: _____

Print Name: Gary C. Hay

Title: President/Principal-in-Charge

Billing Address:
 Hay Dobbs P.A.
 220 South Sixth Street, Ste 165
 Minneapolis, MN 55445

Telephone: (612) 338-4590

Approved for Payment: _____

Date: _____



DATE: June 20, 2012
TO: Red Rock Corridor Commission
FROM: Staff
RE: Commission Website Hosting and Communication Services Contract

At the April Commission meeting staff was directed to prepare a not to exceed hourly contract with Hay Dobbs to provide website hosting and communication services for July 1st through December 31st, 2012 for approval by the Commission at its next meeting.

Hay Dobbs has proposed to complete the website hosting and up to 3 hours of maintenance service for \$250 per month (\$1,500 for 6 months) through a subcontract with Appevision and to provide supplemental communication services billed at an hourly rate up to a not to exceed amount of \$6,500 for a total not to exceed contract of \$8,000 (see attached contract). The communication services will be performed on an as needed basis.

For 2012, a total of \$25,000 is budgeted for Communication Services and Website Hosting / Content Management.

Action

Authorize WCRRA to enter into a contract with Hay Dobbs for Commission Website Hosting and Communication Services through the end of 2012.

WASHINGTON COUNTY	
CONTRACT NO.	6743
DEPT.	PUBLIC WORKS
DIVISION	REGIONAL RAIL
TERM	SIGNATURE TO 12/31/12

**CONTRACT BETWEEN WASHINGTON COUNTY
REGIONAL RAILROAD AUTHORITY AND
HAY DOBBS, P.A.
FOR RED ROCK CORRIDOR COMMISSION WEBSITE HOSTING AND
COMMUNICATIONS SERVICES**

I. PARTIES

This Agreement is made and entered into by and between Washington County Regional Railroad Authority, hereinafter referred to as "WCRRA", and Hay Dobbs P.A. 220 South Sixth Street, Suite 165, Minneapolis, MN 55402, herein referred to as "Consultant", said project to be known as Red Rock Corridor Marketing and Communications Project.

II. PURPOSE

WHEREAS, the WCRRA needs to have a professional consultant for the as Red Rock Corridor Commission Website Hosting and Communications Services; and

WHEREAS, the Consultant is an experienced, qualified professional capable of performing these duties.

NOW, THEREFORE, the parties agree as follows below:

III. TERM OF CONTRACT

The term of this contract shall be from Signature to December 31, 2012 the date of signature of the parties notwithstanding, unless earlier terminated as provided herein.

IV. SCOPE OF SERVICES

Consultant will provide resources, labor, equipment, and expertise to complete website hosting and communication services for the Red Rock Corridor as outlined on the memo to the Red Rock Corridor Commission herby attached and made part of the agreement as Exhibit A.

V. CONSULTANT'S PROPOSAL

Said services are to be performed in accordance with the Consultant's proposal hereby attached and made a part of this agreement as Exhibit B.

VI. PAYMENT

Work shall be performed on an as needed hourly basis at the direction of the WCRRA Project Manager. The total amount of this contract shall not exceed \$8,000. The Consultant will provide a detailed monthly invoice, which will list specifically the work performed. Invoices are payable by the WCRRA net 30 days.

VII. DOCUMENT FORMAT

All word processing documents shall be done and provided to the WCRRA in Microsoft Word format, and not converted from other formats. Data files shall be provided in Microsoft Excel format. CAD files shall be provided in AutoCAD or MicroStation format.

VIII. NONDISCRIMINATION

The Consultant agrees to comply with the nondiscrimination provision set forth in Minnesota Statute 181.59. The Contractors failure to comply with section 181.59 may result in cancellation or termination of the agreement, and all money due or to become due under the contract may be forfeited for a second or any subsequent violation of the

terms or conditions of this contract.

IX. STANDARDS

The Consultant shall comply with all applicable Federal law, State statutes, Federal and State regulations, and local ordinances now in effect or hereafter adopted.

Failure to meet the requirements of the above shall be a substantial breach of the agreement and will be cause for cancellation of this contract.

X. POSSESSION OF FIREARMS ON COUNTY PREMISES

Unless specifically required by the terms of this contract, no provider of services pursuant to this contract, including but not limited to employees, agents or subcontractors of the (Vendor or Contractor, depending upon which term is used) shall carry or possess a firearm on county premises or while acting on behalf of Washington County pursuant to the terms of this agreement. Violation of this provision shall be considered a substantial breach of the Agreement; and, in addition to any other remedy available to the county under law or equity. Violation of this provision is grounds for immediate suspension or termination of this contract.

XI. SUBCONTRACTING AND ASSIGNMENT

The Consultant shall not enter into any subcontract for performance of any services contemplated under this agreement; nor novate or assign any interest in the agreement, without the prior written approval of the WCRRA. Any assignment or novation may be made subject to such conditions and provisions as the WCRRA may impose. If the Consultant subcontracts the obligations under this agreement, the Consultant shall be responsible for the performance of all obligations by the subcontractors.

XII. SUBCONTRACTOR PROMPT PAYMENT

Pursuant to Minnesota Statute §471.425 subd. 4a., Consultant shall pay any subcontractors within 10 days of the Consultant's receipt of payment from the WCRRA for undisputed services provided by the subcontractor. The Consultant shall pay interest of 1½ percent per month, or any part of a month, to the subcontractor on any disputed amount not paid on time to the subcontractor. The minimum monthly interest penalty payment for an unpaid balance of \$100 or more is \$10. For an unpaid balance of less than \$100, the prime Consultant shall pay the actual penalty due to the subcontractor. The subcontractor shall have third party rights under this agreement to enforce this provision.

XIII. DATA PRACTICES

All data collected, created, received, maintained, or disseminated for any purposes by the activities of the contractor, because of this agreement, is governed by the Minnesota Government Data Practices Act, Minnesota Statutes Chapter 13, as amended, the Minnesota Rules implementing such Act now in force or as adopted, as well as federal regulations on data privacy.

XIV. AUDITS, REPORTS, RECORDS AND MONITORING PROCEDURES/RECORDS AVAILABILITY & RETENTION

Pursuant to Minn. Stat. section 16C.05 subd. 5, the Consultant will:

- A. Maintain records which reflect all revenues, costs incurred and services provided in the performance of this Agreement.

- B. Agree that the WCRRA, the State Auditor, or legislative authority, or any of their duly authorized representatives at any time during normal business hours, and as often as they may deem reasonably necessary, shall have access to and the right to examine, audit, excerpt, and transcribe any books, documents, papers, records, etc., and accounting procedures and practices and involve transactions relating to this agreement. The Consultant agrees to maintain these records for a period of six (6) years from the date of the termination of this agreement.

XV. JURISDICTION & VENUE

This contract, amendments and supplements thereto, shall be governed by the laws of the State of Minnesota. All actions brought under this agreement shall be brought exclusively in Minnesota State Courts of competent jurisdiction with venue in Washington County.

XVI. CONTRACTOR DEBARMENT, SUSPENSION AND RESPONSIBILITY CERTIFICATION

Federal Regulation 45 CFR 92.35 prohibits the WCRRA from purchasing goods or services with federal money from vendors who have been suspended or debarred by the federal government. Similarly, Minnesota Statutes, Section 16C.03, subdivision 2, provides the Commissioner of Administration with the authority to debar and suspend vendors who seek to contract with the WCRRA. Consultants may be suspended or debarred when it is determined through a duly authorized hearing process, that they have abused the public trust in a serious manner.

By signing this agreement, the Consultant certifies that it and its principals* and employees:

- A. Are not presently debarred, suspended, proposed for debarment, declared ineligible, or voluntarily excluded from transacting business by or with any federal, state, or local governmental department or agency; and
- B. Have not within a three year-period preceding this agreement: 1) been convicted of or had a civil judgment rendered against them for commission of fraud or a criminal offense in connection with obtaining, attempting to obtain or performing a public (federal, state, or local government) transaction or contract, 2) violated any federal or state antitrust statutes, or 3) committed embezzlement, theft, forgery, bribery, falsification or destruction of records, making false statements or receiving stolen property; and
- C. Are not presently indicted or otherwise criminally or civilly charged by a governmental entity for:
 - 1) commission of fraud or a criminal offense in connection with obtaining, attempting to obtain or performing a public (federal, state, or local government) transaction,
 - 2) violating any federal or state antitrust statutes, or
 - 3) committing embezzlement, theft, forgery, bribery, falsification or destruction of records, making false statements or receiving stolen property; and

- D. Are not aware of any information and possess no knowledge that any subcontractor(s), that will perform work pursuant to this agreement, are in violation of any of the certifications set forth above; and
- E. Shall immediately give written notice to the contract manager should the Consultant come under investigation for allegations of fraud or a criminal offense in connection with obtaining or performing a public (federal, state, or local government) transaction, violating any federal or state antitrust statute, or committing embezzlement, theft, forgery, bribery, falsification of records, making false statements, or receiving stolen property.

* Principals, for the purpose of this certification, means officers, directors, owners, partners, and persons having primary management or supervisory responsibilities within a business entity (e.g., general manager, plant manager, head of subsidiary division or business segment, and similar positions).

XVII. INDEMNIFICATION

The Contractor/Consultant agrees it will defend, indemnify and hold harmless the WCRRA, its officers and employees against any and all liability, loss, costs, damages, and expenses which the WCRRA, its officers, or employees may hereafter sustain, incur, or be required to pay arising out of the negligent or willful acts or omissions of the Contractor/Consultant in the performance of this agreement.

XVIII. INSURANCE REQUIREMENTS

The Consultant agrees that in order to protect itself, as well as the WCRRA, under the indemnity provisions set forth above, it will at all times during the term of this Agreement, keep in force the following insurance protection in the limits specified:

1. Professional Liability with contractual liability coverage in the amount of the WCRRA's tort liability limits set forth in Minnesota Statute 466.04 and as amended from time to time.
2. Automobile coverage in the amount of the WCRRA's tort liability limits set forth in Minnesota Statute 466.04 and as amended from time to time.
3. Worker's Compensation in statutory amount.

Prior to the effective date of this Agreement, the Consultant will furnish the WCRRA, with certificates of insurance as proof of insurance. This provision shall be set as a condition subsequent; failure to abide by this provision shall be deemed a substantial breach of contract.

Any policy obtained and maintained under this clause shall provide that it shall not be cancelled, materially changed, or not renewed without thirty days notice thereof to the WCRRA.

XIX. INDEPENDENT CONTRACTOR

It will be agreed that nothing within the contract is intended or should be construed in any manner as creating or establishing the relationship of co-partners between the parties or as constituting the Consultant as the agent, representative, or employee of the WCRRA

EXHIBIT A

Agenda Item #3



DATE: April 18, 2012
TO: Red Rock Corridor Commission
FROM: Staff
RE: Commission Website Hosting and Communication Services

As part of the Station Area Planning study contract, the Red Rock Corridor website was updated and modernized and has become the Commissions main platform for communicating with the public and disseminating information. Content and materials were also developed for public communication including project briefs, e-newsletters, printed newsletters, FAQ's and graphic displays.

The prime consultant Hay Dobbs has effectively managed and completed this work through the duration of the study and has also provided ongoing website hosting and maintenance services through a subcontract with Appevision. Website hosting services will continue until the end of June, 2012 under the SAP contract.

It will be important to continually update the website with new information and maintain a consistent level of communication with the public now that the bulk of the work for the SAP study has been completed. For 2012, \$20,000 is budgeted for Communication Services and \$5,000 is budgeted for Website Hosting / Content Management.

Staff has requested that Hay Dobbs put together a proposal to continue to host and manage the website and provide communication services on an as need hourly basis for the second half of 2012

Hay Dobbs has proposed to complete the website hosting and up to 3 hours of maintenance service for \$250 per month (\$1,500 for 6 months) through a subcontract with Appevision and to provide supplemental communication services billed at an hourly rate up to a not to exceed amount of \$6,500 for a total not to exceed contract of \$8,000 (see attached proposal).

If desired by the Commission, staff will prepare a not to exceed hourly contract with Hay Dobbs to provide communication and website hosting and communication services for July 1st through December 31st, 2012 for approval by the Commission at its next meeting.

Action
Information

EXHIBIT B

MEMORANDUM



To: Red Rock Corridor Commission
 Attention: Andy Gitzlaff, Project Manager
 From: Thomas Dobbs
 Date: 19 April, 2012
 Project: Red Rock Corridor

Remarks: Andy,

Per your request for continued services to host, maintain and update the Red Rock website as well as to provide content and materials for public communication, we propose the following:

- Continued web hosting through the end of 2012, subcontracted through App-E for \$250/month which includes up to 3 hours of web site maintenance time per month. Hosting will continue to be through Amazon Web Services (AWS) which provides outstanding security, speed, up-time (highly reliable services and multiple fault-tolerant Availability Zones), scalability, redundant cloud based data storage, elasticity for ease of maintenance, and an open and flexible framework of operating system, development platform, and CMS.
- Development of website content including, but not limited to: new narrative, edited narrative, new drawings/graphic, updated drawings/graphics; hourly as requested
- Development of materials for public information/review including but not limited to newsletters, legislative data sheets/info, public festival displays, et. al.; hourly as requested
- Development of newsletter & management of e-subscriber database / subscription
- Miscellaneous project management, meetings, administration; hourly as incurred
- Reimbursable expenses to be invoiced at cost, as incurred

Anticipated Staffing and Rates:

70% of time: Kristin Petersen :	\$61.00/hour
20% of time: April Haas:	\$72.86/hour
5% of time: Gary Hay:	\$117.64/hour
5% of time: Thomas Dobbs:	\$117.64/hour

We would propose to undertake the aforementioned scope of work on an hourly basis not to exceed \$8000.

Copy To: File



DATE: June 20, 2012
TO: Red Rock Corridor Commission
FROM: Staff
RE: Red Rock Corridor Alternatives Analysis Update Study

At the April Commission meeting, the Commission reviewed the scope of work summary for the Alternatives Analysis Update (AAU) and directed staff to prepare a Request for Proposals (RFP) for approval at the next meeting.

Attached to this memo is the draft RFP for the AAU which includes a project overview, proposal submission and review process guidelines, and the formal scope of work including deliverables.

In order to access federal funds to pay for 80% of the project costs, the Federal Transit Administration (FTA) will need to review and approve the scope of work. This must occur before the RFP can be released. Staff has submitted the scope of work to FTA for their review and approval.

A sub-recipient grant agreement with the Metropolitan Council will also need to be executed to allow the Washington County Regional Railroad Authority (WCRRA) to be the lead agency for the study on behalf of the Commission.

Timeline

In order to streamline the process, the Commission could approve the AAU scope of work at the June meeting contingent upon FTA approval as well as the release of the RFP to occur once FTA approval is received and the federal grant funds have been secured. The RFP would not be released until these steps occur.

The timeline below reflects this updated process.

<u>April 26, 2012 RRCC Mtg:</u>	Review key tasks for scope of work and schedule
<u>May-June, 2012:</u>	Prepare RFP, determine funding plan
<u>June 28, 2011 RRCC Mtg:</u>	Approve AAU Scope of Work and release of RFP contingent upon FTA approval and securing grant funds
<u>June-July, 2012:</u>	FTA review and approval of scope of work, prepare sub-recipient grant agreement with Met Council to access federal funds

<u>July-August, 2012:</u>	Release RFP
<u>August, 2012:</u>	Review proposals and interview consultants
<u>September, 2012:</u>	RRCC Approve Consultant Selection
<u>October, 2012:</u>	Negotiate Contract, Begin work on AAU
<u>Summer 2013</u>	Complete Study

Action

Approval the AAU scope of work contingent upon FTA approval and the release of the RFP to occur once FTA approval is received and the federal grant funds have been secured.

Lockridge Grindal Nauen Federal Weekly Update Week of May 29, 2012

Both the U.S Senate and House were in session this week, following a Senate constituent work week back in the district. Lawmakers continue to have a difficult time finding common ground on how to bolster the economy as they heard options this week from the Federal Reserve Chairman and the Director of the nonpartisan Congressional Budget Office (CBO) on various stimulative options. Meanwhile, the House continues to move its fiscal 2013 spending bills with some efficiency, backing its fourth appropriations measure on the floor Thursday evening and on track to pass another one Friday. The Senate has yet to announce plans for considering any of its annual appropriations measures.

[FY2013 Appropriations](#)

[Surface Transportation / CDBG](#)

[2012 Farm Bill / SNAP](#)

[Special News, Notes & Events](#)

[Minnesota Delegation Notes](#)

[Additional Media](#)

FY2013 Appropriations:

Appropriations work continues in the House and has yet to gain momentum in the Senate. The current \$19 billion difference between House and Senate allocations for FY2013 points to the likelihood of a contentious series of conference committees prior to the September 30, 2012 deadline. The House passed two more spending bills - the Energy-Water, Homeland Security and will likely pass the Legislative Branch spending bill on Friday June 8th. None of the bills have caused much if any controversy. Once the Legislative Branch bill passes, the Chamber will have finished work on five appropriations measures, a pace on course with last year when it passed six bills before setting aside stand-alone measures to work on a stopgap spending bill and eventually settled on a year-end omnibus and "minibus." If the House winds up considering additional bills on the floor, the mostly likely candidate would be the Defense bill, which could serve as a vehicle for a continuing resolution to keep the government running once the new fiscal year begins October 1st.

Top appropriators are still calling for regular order to move the bills, but with a tight floor schedule in coming weeks and the most controversial bills remaining, including Labor-HHS-Education and Interior-Environment, action on spending measures will slow. Moreover, the Senate has yet to take up any fiscal 2013 spending measures, adding to the likelihood that most spending issues will not be resolved until late in the year as part of an omnibus.

SURFACE TRANSPORTATION:

The fiscal 2013 Transportation-HUD spending bill is moving forward in the House, even as appropriators express concern over slow-moving negotiations on a long-term reauthorization of surface transportation programs.

House Transportation-HUD appropriators backed their draft spending bill Thursday, June 7th despite Democratic concerns over eliminating funding for certain popular transportation and housing programs, including TIGER transportation grants and the HOPE VI program that is aimed at revitalizing public housing. Democratic appropriators backed the bill, which they called a "respectable bill with a few bright spots." One of those bright spots was the **Community Development Block Grant (CDBG) program**. CDBG is funded at \$3.3 billion - an increase of \$396 million above last year's level. The bill also provides targeted funding increases to programs such as homeless assistance grants (\$99 million above last year's level), and the HOME investment partnerships program (\$200 million above last year's level).

Democrats are hopeful that the \$51.6 billion allocation for the bill - which falls \$3.9 billion below the fiscal 2012 level, \$1.9 billion below the administration's request and \$1.8 billion below the Senate version (S 2322) of the bill - is temporary. Sources indicate the bill could move to full committee in two weeks, and it could even go to the floor later this summer.

Meanwhile, Transportation-HUD subcommittee members from both parties have expressed frustration with the slow movement in negotiations on the highway bill. The Highway Trust Fund, largely funded by the federal gasoline tax and other levies, pays for the bulk of federal surface transportation programs but has continually fallen short in recent years, and an agreement on offsets has eluded Senate and House conferees. Speaker John A. Boehner of Ohio sought to turn up the pressure on conferees Thursday by insisting that they must reach a deal by June 30th - when current surface transportation expires - or the bill will be shelved.

2012 FARM BILL / SNAP:

The chairwoman of the Senate Agriculture Committee, Debbie Stabenow (D-MI) said Monday that she would resist efforts to shift proposed cuts in food aid to a crop insurance program instead. She is trying to maintain a very delicate balance in the Senate's farm bill between providing financial support for farmers and assistance to those who rely on the nation's largest food aid program. Majority Leader Harry Reid (D-NV) is committed to starting work on the five-year farm policy bill (S 3240) this week, she said, and the Senate may need two to three weeks to complete work on the measure.

Senator Kirsten Gillibrand (D-NY) announced Monday that she will offer an amendment to undo proposed cuts to the **Supplemental Nutrition Assistance Program (SNAP)**, formerly known as food stamps. She said she would instead cut federal subsidies to the crop insurance program by \$4.5 billion over 10 years. Senator Frank Lautenberg (D-NJ) is a cosponsor of her amendment. On the House floor, fiscal hawks and critics who allege waste and fraud in SNAP could pursue steeper cuts in line with a proposal by House Budget Chairman Paul Ryan (R-WI) to shave \$127 billion from the program over the next decade.

Debate over an amendment such as Gillibrand's could draw sharp divisions among lawmakers choosing between programs for the poor and programs for farmers. At nearly \$80 billion a year, SNAP accounts for more than half of the farm bill's mandatory spending, and provides benefits to nearly 46 million people a month. The House Agriculture Committee has been waiting for the Senate to pass its bill before marking up its own version, and House Leadership is skeptical that the Senate will finish work on a bill. Senator Reid (D-NV) has said he would call up the Farm Bill after the chamber votes on a pay discrimination measure (S 3220).

It is still not known how many amendments the Senate will debate. A series of amendments will be offered one at a time to address different sections of the bill, rather than making changes through a single manager's amendment.

SPECIAL NEWS NOTES & EVENTS:

The Alliance for Health Reform's forum entitled "The Health of Safety-Net Hospitals: How are they Faring? What's the Outlook?"

Monday June 4th, 2012

Representatives from Lockridge Grindal Nauen recently participated in the forum which included presentations and a Q&A session from four panelists, including Deborah Bachrach, the former Medicaid director and deputy commissioner of health for the New York State Department of Health; Billy Milwee, the current Medicaid director for the state of Texas' Health and Human Services Commission; Arthur Gianelli, President and CEO of the Nassau Health Care Corporation and Patrick Conway, MD, the chief medical officer for the Centers for Medicare & Medicaid Services (CMS). The discussion primarily centered around how the projected increase in Medicaid and decrease in Disproportionate Share Hospital (DSH) Payments, under the Affordable Care Act (ACA), will effect Safety-Net Hospitals.

Minnesota Transportation Alliance Evening Event-Washington, DC

Washington DC - June 5, 2012

LGN representatives attended and participated in an event sponsored by the Minnesota Transportation Alliance. LGN Federal Relations Director **Dennis McGrann** provided an update about the current status of transportation authorization legislation. Representatives of the American Association of State Highway & Transportation Officials and the American Road and Transportation Builders Association also attended and provided an update.

In addition, Former Congressman Jim Oberstar attended and greeted attendees. The Minnesota Transportation Alliance is a statewide coalition of organizations advocating for a safe and effective transportation system that works for all Minnesotans.

Minnesota Transportation Alliance Congressional Breakfast-Capitol Hill

Washington DC - June 6, 2012

LGN representatives attended and participated in the Minnesota Transportation Alliance Congressional Breakfast. Attendees heard from Senator Al Franken (D-MN), Congressman Tim Walz (D-MN-01), Congressman Keith Ellison (D-MN-05), Congresswoman Michele Bachmann (R-MN-06), Congressman Collin Peterson (D-MN-07), and Congressman Chip Cravaack (R-

MN-08). Attendees also hear from Mr. Larry Blackstad, a Senior Advisor for Lockridge Grindal Nauen. Mr. Blackstad provides grant search and grant writing services for LGN clients.

Minnesota Transportation Alliance Evening Event- Capitol Hill

Washington DC - June 6, 2012

LGN representatives attended and participated in the Minnesota Transportation Alliance Congressional Event. Senator Amy Klobuchar (D-MN), Congresswoman Betty McCollum (D-MN-04) greeted those in attendance.

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Special Event for Congressman Collin Peterson (MN-07)

Wednesday June 6th, 2012 - Washington, DC

Representatives from the Lockridge Grindal Nauen Federal Relations team attended an event honoring Congressman Collin Peterson (D-MN-07). Congressman Peterson is the Ranking Member of the House Agriculture Committee.

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Special Event for Congressman Tim Walz (MN-01)

Thursday June 7th, 2012 - Washington, DC

Representatives from the Lockridge Grindal Nauen Federal Relations team attended an event honoring Congressman Tim Walz (D-MN-01) for a Transportation Industry breakfast. The event was hosted by Congressman Nick Rahall (WV-03) Ranking Member, House Committee on Transportation & Infrastructure. Congressman Walz sits on the House Transportation & Infrastructure Committee.

-
Special Event for Congressman Erik Paulsen (MN-03)

Thursday June 14th, 2012-Minneapolis, MN

The Minneapolis office of Lockridge Grindal Nauen will hold a special event on Thursday June 14th honoring Congressman Erik Paulsen (R-MN03). RSVP: Please contact Carol Mraz at (612) 596-4086 or cjmraz@locklaw.com.

8:30-9:30 AM

At Lockridge Grindal Nauen P.L.L.P.

Suite 2200

100 Washington Ave. S

Minneapolis, MN 55401

Special Event for Senator Amy Klobuchar

Friday June 15th, 2012-Minneapolis, MN

The Minneapolis office of Lockridge Grindal Nauen will hold a special event on Friday June 15th honoring Senator Amy Klobuchar. RSVP: Please contact Carol Mraz at (612) 596-4086 or cjmraz@locklaw.com

12:00-1:00pm

At Lockridge Grindal Nauen P.L.L.P.

Suite 2200

100 Washington Ave. S

Minneapolis, MN 55401

MINNESOTA DELEGATION NOTES

Senator Amy Klobuchar (D-MN) urged her colleagues in the Senate to pass the 2012 Farm Bill swiftly and support the country's farmers, ranchers, and rural communities. Read the full press release [here](#).

Senator Al Franken (D-MN) requested that President Obama invite the national champion Gopher women's hockey team to the White House in honor of the program's third National Championship win this past March. Read the full press release [here](#).

Congressman Tim Walz (D-MN-01) praised President Obama's support to improve the federal certification process, making it easier for veterans to use skills acquired in the military to find jobs back home. Read the full press release [here](#).

Congressman John Kline (R-MN-02) issued a statement on job creation after the President visited Minnesota on the day the U.S. Department of Labor announced the national unemployment rate. . Read the full press release [here](#).

Congressman Erik Paulsen (R-MN-03), sponsor of H.R 476, the Protect Medical Innovation Act of 2011 was passed on the floor of the House of Representatives by a bipartisan vote of 270 to 146. The bill intends to repeal a new \$29 billion tax on American medical device companies. Read the full press release [here](#).

Congresswoman Betty McCollum (D-MN-04) issued a statement on the death of Father Greg Schaffer who passed away on May 24, 2012. Read the full press release [here](#).

Congressman Keith Ellison (D-MN-05) released a statement in response to the Department of Labor's announcement that the economy added 69,000 jobs in May and the unemployment rate rose to 8.2 percent. Read the full press release [here](#).

Congresswoman Michele Bachmann (R-MN-06) addressed the House Oversight and Government Reform Committee's Subcommittee on Government Organization, Efficiency and Financial Management hearing titled "Assessing Medicare and Medicaid Program Integrity." She provided a statement about her concerns surrounding payments within Minnesota's Medicaid program. Read the full press release [here](#).

Congressman Collin Peterson (D-MN-07) along with Senator Klobuchar and Senator Franken announced that a critical trade office in Kazakhstan slated for closure will stay open and continue assisting Minnesota businesses exporting their products abroad. Read the full press release [here](#).

Congressman Chip Cravaack (R-MN-08) passed an amendment to the Department of Homeland Security Appropriations Act of 2013, which would increase funding for the Federal Flight Deck Officer (FFDO) program. Read the full press release [here](#).

ADDITIONAL MEDIA:

CQ TODAY ONLINE NEWS - BUDGET

June 4, 2012 - 8:12 p.m.

Conrad Defends Fiscal 2013 Outlay Limit in Dispute Over Debt Ceiling Law

By Paul M. Krawzak, CQ Staff

Senate Budget Chairman Kent Conrad disputes a charge that he filed inflated spending levels for the coming fiscal year, setting up another argument over the interpretation of the August debt limit law that could further divide the parties.

Jeff Sessions of Alabama, the top Republican on the Budget panel, last month charged that the \$2.945 trillion fiscal 2013 outlay limit that Conrad included when he filed spending limits and committee allocations for the Senate in March was \$14 billion higher than it should have been based on the debt limit law (PL 112-25).

Outlays are recorded as federal agencies actually spend the money that Congress has given them the authority to spend. GOP aides said the higher outlay limit would allow more actual spending next year than permitted under the debt limit law.

Conrad defended his numbers, calling Sessions' interpretation of the law "inaccurate." In a May 25 letter to Sessions, the North Dakota Democrat said the "committee allocations and aggregates I filed were fully consistent with the Budget Control Act," the formal name of the debt limit law.

In his letter, Conrad did not counter Sessions' claim that the elevated outlay limit would allow higher spending in fiscal 2013. But the Budget panel chairman denied that the higher limit would result in more spending over a longer period. "It is important to remember that outlays simply reflect the timing of when BA [budget authority] is actually spent," he wrote. "The distribution of outlays does not affect the total amount of spending over time, because agencies cannot spend more than the budget authority they are given."

However, Sessions casts the discrepancy as a violation of the debt limit law. In remarks on the Senate floor May 22, he said Conrad's filing "raises outlay levels over that August agreement - a solemn agreement between members of Congress, the American people and the president who signed it."

On the surface, the quarrel focuses on the technical details of the budgeting process - but it marks another instance in which at least some Republicans and Democrats remain at odds over the interpretation of the law that raised the debt limit by \$2.1 trillion and required an equal amount of deficit reduction. This suggests there may be a divide between the parties in the Senate, where GOP leaders said they would stick to the level of discretionary spending called for in the law despite a decision by the House to set a lower level.

House Spends Less

Earlier this year, House Republicans decided to set a cap on fiscal 2013 discretionary spending, as measured by budget authority, at \$1.028 trillion - \$19 billion below the \$1.047 trillion limit in the debt limit law. Democrats criticized the GOP, saying Republicans broke the agreement they had negotiated with the result that it would be harder for the two chambers to reach accord on spending bills. Republicans argue that the debt limit law set a maximum spending level and that the budget could come in below that number.

The argument between Conrad and Sessions rests on interpretation of the debt limit law, which requires the Senate budget chairman to file committee allocations and aggregate spending levels "consistent" with the debt limit law and the Congressional Budget Office's March 2012 baseline.

Instead of filing a fiscal 2013 outlay limit that matches the one in the CBO March baseline, Conrad filed a higher figure that Sessions said "appears to reflect the higher outlay level for discretionary spending" in the proposed budget offered by President Obama in February.

In his letter to Sessions, Conrad noted that the debt limit law establishes limits on budget authority but not on outlays. "The Budget Committee chairman has the authority to set outlay allocations at levels necessary to reflect the spend out of BA, consistent with the overall discretionary limits on BA," Conrad wrote.

Republicans also said Conrad filed a fiscal 2013 allocation for the Senate Finance Committee that is \$79 million higher than the CBO baseline amount. They said that extra money is needed to pay interest costs on the borrowing that will be required for \$14 billion in additional spending in 2013.

In his letter, Conrad wrote the "funding is not available to be spent by the Finance Committee, but simply recognizes the effects on interest costs from the spending levels provided."

A version of this article appeared in the June 5, 2012 print issue of CQ Today
Source: CQ Today Online News
Round-the-clock coverage of news from Capitol Hill.
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As always, we will continue to keep you updated on any developments as they occur. Please do not hesitate to contact us if you have any questions or would like additional information. Thank you.