

2026 Transportation & General Government Policy Committee Roster

Name	Title	Organization
Kristin Asher	Public Works Director	Richfield
Josh Berg	Councilmember	Elko New Market
Kissy Coakley	Councilmember	Minnetonka
Marc Culver	Public Works Director	Brooklyn Park
Inderia Falana	Government Relations Representative	Minneapolis
Clancy Ferris	Legislative and Grants Analyst	St. Louis Park
**Anne Finn	IGR Director	League of MN Cities
Tom Fischer	Mayor	Little Canada
Tom Fletcher	Mayor	Greenwood
Rick Getschow	City Manager	Eden Prairie
Gary Hansen	Councilmember	Eagan
Sean Hayford Oleary	Councilmember	Richfield
Debra Heiser	Engineering Director	St. Louis Park
Laurie Hokkanen	City Manager	Chanhassen
Clint Hooppaw	Mayor	Apple Valley
Taylor Hubbard	Mayor	Chaska
Steven Huser	Sr. Government Relations Representative	Minneapolis
Cheryl Jacobson	City Administrator	Mendota Heights
**Craig Johnson	IGR Representative	League of MN Cities
Dan Kealey	Councilmember	Burnsville
**Tori Kee	IGR Representative/Attorney	League of MN Cities
Sharon Kelly	Councilmember	Lauderdale
Brad Larson	City Administrator	Savage
Brady Lee	Public Works Director	Victoria
**Daniel Lightfoot	IGR Representative	League of MN Cities
Brent Mareck	City Manager	Carver
Amada Marquez Simula	Mayor	Columbia Heights
Justin Miller	City Administrator	Lakeville
Steve Morris	Councilmember	Woodbury
*Heidi Nelson	City Administrator	Maple Grove
Kari Niedfeldt-Thomas	Mayor	New Brighton
Jennifer O'Rourke	IGR Director	St. Paul
Loren Olson	Senior Government Relations Representative	Minneapolis
**Hannah Pallmeyer	Government Affairs Liaison	Metropolitan Council
Nick Peterson	City Engineer	St. Paul
Chris Queitzsch	Councilmember	Golden Valley
Mark Ray	Public Works Director	Burnsville
Tim Sandvik	City Manager	Robbinsdale
Rebecca Schack	Mayor	Minnetonka

Jay Stroebel	City Manager	Brooklyn Park
Michael Thompson	Public Works Director	Plymouth
Kate Thunstrom	City Administrator	St. Francis
Katie Topinka	Deputy City Operations Officer	Minneapolis
Nikki Villavicencio	Councilmember	Maplewood
Jeff Weisensel	Mayor	Rosemount
Rochelle Widmer	Director of Engineering & Facilities	Columbia Heights
**Owen Wirth	Intergovernmental Relations Representative	League of MN Cities
Wally Wysopal	City Manager	Fridley
Nyle Zikmund	City Administrator	Mounds View

*Committee Chair

**Guest/Non-City Official

September 21, 2026

TO: Transportation & General Government Policy Committee Members
FROM: Heidi Nelson, City Administrator, City of Maple Grove
SUBJECT: Meeting Notice and Agenda

Monday, September 28, 2026
9:00 am – 11:30 am
Hybrid Meeting: Lake
Superior Room/LMC Building
or
Join Zoom Meeting:

◆ Thank you for agreeing to be a policy committee member!

Attached are the materials for the third Transportation & General Government Policy Committee meeting. Please take the time to review the policies and come with your ideas and suggestions.

AGENDA

1. Call to order. (Heidi Nelson, Chair)
2. Approval of minutes for the August 24, 2026 meeting.
3. Review Policy Committee Protocols and Processes (Patricia Nauman, Executive Director)
4. Presentation: ***Ted Schoenecker, Assistant Division Director for State Aid, MnDOT, update on the Cost Participation Policy at the department.***
5. Review policy Committee Memo (Mike Lund, Metro Cities Staff)
6. Discussion of policies and suggested modifications.
 - a. General Government policies with suggested changes.
 - b. Transportation policies with suggested changes.
7. Discuss additional suggestions for policies, and issues for future consideration.
8. Other business.
9. Adjourn. (11:30 a.m.)

Transportation & General Government

Minutes for Meeting of August 24th, 2026.

Present: Heidi Nelson, Mike Lund, Ania McDonnell, Jennifer Dorn, Michael Thompson, Mark Ray, Laurie Hokkanen, Tom Fishcher, Hannah Pallmeyer, Clint Hooppaw, Gary Hansen, Tom Fletcher, Jennifer O'Rourke, Rochelle Widmer, Courtney Jasper, Lesley Kandaras, Nick Thompson.

Attending online: Nyle Zikmund, Brad Larson, Brady Lee, Brent Mareck, Dan Kealey, Deb Heiser, Kristin Asher, Lori Grivna, Jeff Wiesensel, Marc Culver, Nicole Freeman, Rick Getschow, Sean Hayford O'Leary, Sharon Kelly, Steve Huser, Steve Morris, Tim Sandvik, Wally Wysopal, Kris Amundson, Inderia Falana, Patricia Nauman, Taylor Hubbard, Nikki Villavicencio, Josh Berg.

Chair Nelson called the meeting to order at: 9:02 am. Motion by Hooppaw, seconded by Thompson to approve the minutes for the July 27 meeting. Motion adopted.

Mr. Lund reviewed the committee memo. Ms. Villavicencio stated she tried but was unable to get policy language suggestions in time for the packet. Discussion. Ms. Nauman stated that Ms. Villavicencio would have an opportunity to raise proposed suggestions. She noted that language is asked to be provided in advance of the meeting so that members have language in packets for review. She noted that the language can be provided for the next meeting. Mr. Ray would like to add additional context to GG-13. Discussion. Chair Nelson stated we will hold on adopting proposals until the third meeting. Ms. Nauman also noted that staff sends reminders of deadlines for packets, to members.

Mr. Lund reviewed staff suggested edits for policy GG-24. Motion by Fletcher, seconded by Hooppaw to adopt the suggested changes. Motion adopted. Mr. Lund reviewed a staff suggested change to TP-18. Motion by Hooppaw, seconded by Fischer to adopt this language suggestion. Motion adopted. Mr. Lund asked where the committee is at with e-bikes, should staff draft a policy on this area. The committee agreed that it should look at language. Discussion. Mr. Morris would like a separate policy. Chair Nelson added the issue with e-bikes is helmets, age limits and licensure. Mr. Fletcher offered to assist with language. Mr. Lund noted that data centers is a large topic and that we may look at a focus group, but meanwhile we have existing language that sets us up well for responding to bills. Mr. Morris added in the chat that he would be willing to join a working group.

Mr. Lund introduced Secretary of State, Steve Simon who spoke about elections, turnout, and various other issues and responded to questions. Chair Nelson adjourned for a break. Chair Nelson reconvened the meeting at 10:00am.

Mr. Lund introduced Lesley Kandaras, Metro Transit General Manager and Nick Thompson, who presented updates on transit, service types, ridership, and other issues. Ms. O'Rourke congratulated the Council on their safety program and asked what worked well. Ms. Kandaras noted that agents got out and shifted behavior. Further discussion and questions on ridership trends and other issues. Ms. Villavicencio added she is a bus dependent person and is pleased

with light rail and buses and the trip agents. Mr. Hansen asked about expectations with Metro Transit police and local police, and how to coordinate. Ms. Kandaras added that their police department works with local law enforcement and that if issues happen on transit property, it is the transit police jurisdiction. Ms. Kelly asked about social supports for youth and substance abuse. Ms. Kandaras added we are launching a new program and provided brief information. Mr. Fletcher asked about funding and sufficiency once the system is built out. Ms. Kandaras stated they have a 25-year plan in place and that there is capital investment we still need to secure. Further discussion.

Mr. Lund introduced Michael Thompson, City of Plymouth Public Works Director (10:30 a.m.) who presented on Suburban Transit Association, focusing on Plymouth and Maple Grove. He discussed policy priorities, ridership, customer service, planned services and other items. Chair Nelson added we are working to connect ped and bike and noted the service receives high marks for customer service. Further discussion.

Chair Nelson moved to discussion of additional suggestions for policies, and issues for future consideration. Ms. O'Rourke noted balance with parks funding for the metro area and suggested a policy or supporting position. Discussion. Mr. Lund noted Metro Cities has a policy also in Metropolitan Agencies where this might be applicable.

Mr. Fletcher stated GG-6 construction codes and asked about looking at codes again, and TP-2, removing lines 72-75 and less specificity. Mr. Lund added congregate care facilities and how cities work with them (staff suggested edit). Mr. Hooppaw added the issue is the provider and/or the operators that are non-responsive. Chair Nelson added a continued push for a separation issue and licensure, would like some language with oversight. Mr. Lund noted the general franchise fee policy and possibly adding fiber to this policy. Mr. Lund asked members to stay on top of emails with regard to policy language and amendments.

Chair Nelson adjourned the meeting at 11:22 am.

Metro Cities' Policy Protocols and Processes

Metro Cities is a member association representing the shared interests of cities in the seven-county metropolitan area at the state and regional levels of government. The association's membership encompasses over 90 municipalities from across the metropolitan region.

Metro Cities' work is guided by the core principle that cities be self-determining, that they have sufficient authority and flexibility in providing services, and that state and regional policies, funding and regulations account for local needs, circumstances and capacities.

Metro Cities legislative policies follow this core principle and generally emphasize the need for sufficient and flexible state and regional resources and policymaking that allows cities to address local service needs. Metro Cities' legislative policies broadly and consistently emphasize the importance of resource adequacy and local autonomy and flexibility and oppose state or regional directives that would erode local authority, or create financial risks for cities and taxpayers.

Each year, four policy committees meet to review, discuss and recommend the association's legislative policies. Votes are made by consensus, with each city having one vote. Once recommended, policies are forwarded to the Metro Cities Board of Directors. Following Board approval, policies are transmitted to the general membership for final adoption. Policies guide the association's work at the state and regional levels of government.

Policy committee members must act in their capacity as an elected or appointed city official. The committee process and association policies are not for promoting personal or external interests, or policy objectives that are outside the scope of, or contrary to, Metro Cities' core principles.

Committee Decorum

Appropriate decorum is expected. Members are encouraged to attend all meetings, and when at all possible, to attend in person. Comments should be addressed through the chair.

Members attending remotely will be asked to use the hand raise function, or to speak to questions put into the chat. When speaking, members will be asked to identify themselves and their city. Members are asked to turn cameras on when speaking.

Members may offer amendments for committee consideration. Committee packets are sent a week in advance, and any amendments must be received by 5:00 pm on the day prior to the distribution of the committee packet. Amendments that are corrective or technical in nature may be offered orally at the discretion of the chair. Members are expected to present their own amendments.

Each city has one vote, and votes are made by acclamation unless a roll call is requested and seconded. Guests are welcome to observe meetings but may not vote or raise issues for consideration.

September 21, 2026

To: Metro Cities Transportation and General Government Policy Committee
From: Mike Lund, Government Relations Specialist
Re: September 28th Policy Committee Memo

Enclosed are materials for the third meeting of the Transportation and General Government Policy Committee on **Monday, September 28th at 9:00 AM.**

The committee will include a brief presentation from MnDOT's Ted Schoenecker regarding the agency's recently implemented cost participation policy. Following our speaker we will move into the committee's policy work.

Below are tables to assist the committee in its work for the September meeting. Policies where no amendments are anticipated may be adopted as a slate. Policies with proposed changes from staff or committee members have been listed separately for consideration at the committee's final meeting.

General Government (Policies <u>without</u> recommended changes.)	
GG-1	Mandates, Zoning & Local Authority
GG-2	City Enterprise Activities
GG-3	Weapons on City Property
GG-5	800 MHz Radio System
GG-9	Annexation
GG-10	Statewide Funding Sources for Local Issues with Regional Impact
GG-11	Urban Forest Management Funding
GG-12	Pollinator Habitat Resources
GG-13	Regulation of Harmful Substances and Products
GG-14	Water Supply
GG-16	Organized Waste Collection
GG-18	Election Administration
GG-20	Peace Officer Arbitration Reform
GG-22	Copper and Other Metal Theft
GG-23	Emergency Medical Services
GG-25	Adult-Use Cannabis
GG-26	Street Racing and Carjacking
GG-27	Public Notice Requirements
GG-28	Contracting and Purchasing

Transportation (Policies <u>without</u> recommended changes.)	
TP-1	Road and Bridge Funding
TP-4	Street Improvement Districts

TP-5	Highway and Bridge Turn Backs & Funding
TP-6	“3C” Transportation Planning Process: Elected Officials’ Role
TP-8	Transportation Network Companies and Alternative Transportation Modes
TP-9	Airport Noise Mitigation
TP-10	Funding for Non-Municipal State Aid (MSAS) City Streets
TP-11	County State Aid Highway (CSAH) Distribution Formula
TP-12	Municipal Input/Consent for Trunk Highways and County Roads
TP-13	Plat Authority
TP-14	MnDOT Maintenance Budget
TP-15	Transit Taxing District
TP-18	Project Cost Participation: <i>Staff suggested edit (adopted at meeting 2).</i>

General Government (Policies anticipated to have suggested changes or further discussion.)	
GG-4	911 Telephone Tax: <i>Language suggested by Maplewood.</i>
GG-6	Building Codes: • <i>Language suggested by Greenwood.</i> • <i>Language suggested by Maplewood.</i>
GG-7	Administrative Fines: <i>Language suggested by Maplewood.</i>
GG-8	Residential Programs • <i>Staff suggested edit.</i> • <i>Language suggested by Maplewood.</i>
GG-15	Private Well Drilling Restriction Authority: <i>Language suggested by Burnsville.</i>
GG-17	Franchise Fees, Accountability and Cost Transparency: <i>Staff suggested edit.</i>
GG-19	Regulation of Massage Therapists: <i>Staff suggested edit.</i>
GG-21	Public Safety Training and Resources • <i>Language suggested by Burnsville.</i> • <i>Language suggested by Maplewood.</i>
GG-24	Race Equity: • <i>Staff suggested edit (adopted at meeting 2).</i> • <i>Language suggested by Maplewood.</i>
GG-NEW	Plumbing Board Authority: <i>Policy suggested by Brooklyn Park.</i>
GG-NEW	Disability Justice, Accessibility & Inclusion: <i>Policy suggested by Maplewood.</i>
GG-NEW	Local Use of Technology: <i>Policy suggested by Woodbury.</i>

Transportation (Policies anticipated to have suggested changes or further discussion.)	
TP-2	Regional Transit System • <i>Language suggested by Greenwood.</i> • <i>Language suggested by Maplewood.</i> • <i>Staff suggested edit.</i>
TP-3	Transit Financing: <i>Language suggested by Maplewood.</i>

TP-7	Electronic Imaging for Enforcement of Traffic Laws: <i>Language suggested by Woodbury.</i>
TP-16	Complete Streets: <i>Language suggested by Maplewood.</i>
TP-17	Noise Wall Voting: <i>Language suggested by Maplewood.</i>
TP-NEW	E-bikes and E-motos: <i>Policy suggested by Greenwood.</i>
TP-NEW	Greenhouse Gas Emissions Impact Assessment and Offset Requirements: <i>Policy suggested by Brooklyn Park.</i>

We look forward to seeing you on the 28th.

GG-1 MANDATES, ZONING & LOCAL AUTHORITY

To serve their local residents and communities, city officials must have sufficient local control and decision-making authority. Metro Cities supports local decision making authority and opposes statutory changes that erode local authority and decision making.

Minn. Stat. § 462.357, subd. 1, provide cities authority to regulate and set local ordinances for zoning. Metro Cities supports existing state laws that provide for this authority.

Metro Cities supports statutory changes that give local officials greater authority to approve or deny variances to allow flexibility in responding to the needs of the community. Metro Cities also supports the removal of statutory barriers to uniform zoning ordinance amendment processes for all cities, regardless of city size classification.

Metro Cities opposes the imposition of legislative mandates that increase local costs without a corresponding state appropriation or funding mechanism. Unfunded mandates potentially increase property taxes and impede cities' ability to fund traditional service needs.

To allow for greater collaboration and flexibility in providing local services, Metro Cities encourages the removal of barriers to coordination between cities and other units of government or entities.

GG-2 CITY ENTERPRISE ACTIVITIES

Creation of an enterprise operation allows a city to provide a desired service while maintaining financial and management control. The state should refrain from infringing on this ability to provide and manage services for the benefit of a local community and residents.

Metro Cities supports cities having authority to establish city enterprise operations in response to community needs, local preferences, or state mandates, or that help ensure residents' quality of life.

GG-3 WEAPONS ON CITY PROPERTY

Cities should be allowed to prohibit handguns and other weapons in city-owned buildings, facilities, and parks and to determine whether to allow permit-holders to bring guns into municipal buildings, liquor stores, city council chambers and city sponsored youth activities. It is not Metro Cities' intention for cities to have the authority to prohibit legal weapons in parking lots, on city streets, city sidewalks or on locally approved hunting land.

Metro Cities supports local control to prohibit or restrict the possession of dangerous weapons, ammunition, or explosives on local government-owned or leased buildings and land.

GG-4 911 TELEPHONE TAX

Public safety answering points (PSAPs) must be able to continue to rely on state 911 revenues to pay for upgrades and modifications to local 911 systems, maintenance and operational support, and dispatcher training.

Metro Cities supports state funding for technology and training necessary to provide the number and location of wireless and voice over internet protocol (VoIP) calls to 911 on computer screens and transmit that data to police, fire and first responders.

911 and emergency communication systems shall be accessible to people with disabilities, including people who are Deaf, DeafBlind, hard of hearing, have speech, intellectual, developmental, cognitive, or mental health disabilities, or communicate in ways other than speech.

911 telecommunicators, dispatchers, and emergency communication personnel should receive ongoing training developed with people with disabilities and disability-led organizations. Training should include the Social Model of Disability and a Disability Justice framework, recognizing that many barriers experienced by disabled people are created by inaccessible systems, environments, communication practices, discrimination, and social attitudes rather than disability alone.

Training should include disability culture, communication access, de-escalation, trauma-informed response, and avoiding assumptions about a person's behavior, communication, intelligence, capacity, or risk based on disability.

People with disabilities and disability-led organizations should be meaningfully involved in developing, delivering, and evaluating this training.

(Language suggested by city of Maplewood)

GG-5 800 MHZ RADIO SYSTEM

Metro Cities urges the Legislature to provide cities with the financial means to obtain required infrastructure and subscriber equipment (portable and mobile radios) as well as funding for operating costs, since the prime purpose of this system is to allow public safety agencies and other units of government the ability to communicate effectively.

Metro Cities supports the work of the Metropolitan Emergency Services Board (previously the Metropolitan Radio Board) in implementing and maintaining the 800 MHz radio system

so long as cities are not forced to modify their current systems or become a part of the 800 MHz Radio System unless they so choose.

GG-6 BUILDING CODES

The State Building Code (SBC) sets statewide standards for the construction, reconstruction, alteration, and repair of buildings and other structures governed by the code. A statewide building code provides many benefits, with safety as a primary consideration, including uniformity of construction standards in the building industry, and consistency in code interpretation and enforcement.

Metro Cities supports adopting and amending the State Building Code through the rulemaking process and opposes legislative modifications absent unusual or extraordinary circumstances.

Metro Cities supports an equitable distribution of fees from the Construction Code Fund and collaborative efforts by the state, cities, and builders to identify appropriate uses for the fund, including education, training, and best practices.

The Department of Labor and Industry should collaborate with local governments, builders, and other stakeholders on modifications to the building codes. Proposed changes to the building codes should primarily focus on preserving and improving safety. Impacts on the cost of development and advancing sustainability should also be considered.

Metro Cities supports the Legislature directing the Construction Codes Advisory Council and State Fire Marshal to:

- Solicit construction industry suggestions for potential cost reducing construction and fire code amendments for single and multifamily residential construction and determine which suggested amendments merit more detailed evaluation.
- Prepare an evaluation of the cost, safety, energy, and sustainability impacts of suggested code amendments.
- Based on these evaluations, determine which if any of the suggested code amendments should be implemented. (Language suggested by city of Greenwood)

Advanced state energy standards reduce energy burdens and costs for building occupants and lower greenhouse gas emissions. Metro Cities supports state funding for programs that support property owners in making energy efficiency improvements, as well as programs available for local governments.

Building code development should also consider accessibility, universal design, visitability, aging in community, and the ability of people with disabilities to access housing, businesses, and public spaces.

Metro Cities supports state financial incentives and resources that expand accessible and adaptable housing beyond minimum code requirements without disproportionately increasing housing costs. *(Language suggested by city of Maplewood)*

GG-7 ADMINISTRATIVE FINES

Administrative fines can be used to moderate local costs associated with traditional methods of citation, enforcement, and prosecution. Metro Cities supports the administrative fine authority that allows cities to issue administrative fines for defined local traffic offenses and supports further modifications to enhance functionality of this authority. Metro Cities continues to support cities' authority to use administrative fines for regulatory ordinances such as building codes, zoning codes, health codes, and public safety and nuisance ordinances.

Metro Cities supports the use of city administrative fines, at a minimum, for regulatory matters that are not duplicative of misdemeanor or higher-level state traffic and criminal offenses. Metro Cities also endorses a fair hearing process before a disinterested third party.

Administrative fine structures should consider ability to pay and should not create disproportionate burdens for people with low incomes or other marginalized residents.

Cities should have authority to provide reduced fines, payment plans, community-based alternatives, or waivers when appropriate. *(Language suggested by city of Maplewood)*

GG-8 RESIDENTIAL PROGRAMS

Sufficient funding and oversight are needed to ensure that residents living in residential programs have appropriate care and supervision and that neighborhoods are not disproportionately impacted by high concentrations of residential programs. Historically, federal and state laws have discouraged the concentration of residential group homes so as not to promote areas that reinforce institutional quality settings.

~~Under current law, operators of certain residential programs are not required to notify cities when they intend to purchase single-family housing for this purpose.~~ Cities do not have the authority to regulate the locations of residential programs. As of 2026, the Minnesota Department of Human Services (DHS) and Department of Health (MDH) are required to notify affected municipalities after licenses are issued for certain residential programs. Cities have reasonable concerns about high concentrations of these facilities in residential neighborhoods, and additional traffic and service deliveries surrounding these facilities when they are grouped closely together. Municipalities recognize and support the services residential programs provide. However, cities also have an interest in preserving balance between residential programs and other uses in residential neighborhoods.

Providers applying to operate residential programs should be required to notify the city when applying for licensure to be informed of local ordinance requirements as a part of the application process. ~~Licensing agencies should be required to notify the city of properties receiving licensure to be operated as residential programs.~~

~~Metro Cities supports changes to Minn. Stat. § 245A.11, subd. 4, to allow for appropriate non-concentration standards for all types of cities to prevent clustering. Metro Cities supports statutory modifications to require licensed agencies and licensed providers that operate residential programs to notify the city of properties being operated as residential programs.~~

Under current state law, newly licensed community-based residential settings cannot share a property with or adjoin an existing licensed facility. Impacted settings include community residential settings licensed under Minn. Stat. § 245D, adult foster care homes, settings providing customized living services with a capacity of six or fewer residents, settings providing 24-hour customized living services with a capacity of six or fewer residents and assisted living facilities licensed under Minn. Stat. § 144G with a capacity of six or fewer residents. Metro Cities also supports the establishment of appropriate non-concentration standards for residential programs, to prevent clustering, and supports enforcement of these rules by the appropriate county agencies.

Metro Cities opposed legislation enacted in 2024 that exempts group homes and assisted living facilities with licensed capacities of six or fewer individuals from local rental licensing regulations. Local communities are best positioned to determine whether residential group homes should be included in a rental housing inspection program. Residents in group homes can be especially vulnerable to experiencing unsafe living conditions. Local inspections ensure that housing meets minimum standards and requirements for safety and livability. In addition to any state oversight, local inspections also ensure that any housing conditions needing attention can be addressed promptly. Metro Cities supports the ability of cities to request that building inspection authority be delegated to them by the relevant state agency. will continue to monitor the new law and Metro Cities urges the Legislature to consider its repeal the 2024 legislation exempting residential programs from local rental licensing requirements.

(Suggested edit by staff)

GG-8 RESIDENTIAL PROGRAMS, DISABILITY CULTURE, CHOICE & OLMSTEAD

Policies concerning residential programs must protect the civil rights, housing choice, community integration, safety, self-determination, and dignity of people with disabilities while ensuring appropriate oversight of providers.

Consistent with the principles of the U.S. Supreme Court’s decision in Olmstead v. L.C., Metro Cities supports the right of people with disabilities to receive services and

participate in community life in the most integrated setting appropriate to their individual needs and choices.

Metro Cities recognizes people with disabilities as a community with shared culture, identity, history, and lived experience. Community integration shall not be interpreted to mean that people with disabilities must live apart from one another. People with disabilities have the right to choose where they live, including the choice to live near other disabled people, family, friends, support networks, and disability community and culture.

Non-concentration policies should address institutional practices, involuntary segregation, and inappropriate provider-driven concentration without restricting individual housing choice or treating the presence of multiple disabled residents in a neighborhood as a problem.

People with disabilities should be meaningfully involved in state and local policy decisions regarding residential programs.

(Language suggested by city of Maplewood)

GG-9 ANNEXATION

Attempts have been made in recent years to reduce tensions between cities and townships in annexations. Metro Cities supports continued legislative efforts to develop recommendations regarding best practices and annexation training for city and township officials to better communicate and plan for potential annexations. Further, Metro Cities supports substantive changes to the state's annexation laws that will lead to better land use planning, energy conservation, greater environmental protection, fairer tax bases, clarification of fee reimbursement and fewer conflicts between townships and cities. Metro Cities also supports technical annexation changes that are agreed to by cities and townships.

GG-10 STATEWIDE FUNDING SOURCES FOR LOCAL ISSUES WITH REGIONAL IMPACT

Many issues including, but not limited to, a metropolitan area groundwater monitoring network, emerald ash borer management, perfluoroalkyl and polyfluoroalkyl substances (PFAS/PFOS), and the cleanup of storm-water retention ponds, come with significant local costs, and have effects that reach beyond municipal boundaries.

Metro Cities supports the availability of statewide funding sources to address local issues that have regional or statewide significance or are caused by state or regional actions. Metro Cities opposes any requirement to enact ordinances more restrictive than state law in exchange for access to these funds.

GG-11 URBAN FOREST MANAGEMENT FUNDING

Urban forests are an essential local infrastructure component. Dutch elm disease, oak wilt disease, drought, storms, and emerald ash borer threaten public investments in trees and controlling these issues can be greatly consequential for city budgets. The Minnesota Department of Natural Resources, through its Urban and Community Forestry program, and the Minnesota Department of Agriculture, through its Shade Tree and Invasive Species program, have regulatory authority to direct tree sanitation and control programs. Although these programs allow for addressing some tree disease, pest, and other problems, funding has been inadequate to meet the need of cities to build capacity for tree programs and respond to catastrophic problems.

Cities share the goal of the state's ReLeaf Program – promoting and funding the inventory, planning, planting, maintenance, and improvement of trees in cities throughout the state. In addition, residents are facing significant costs for the removal, replacement, and treatment of emerald ash borer (EAB). Economic and environmental gains for storm water management, climate change mitigation, air quality management, tourism, recreation, and other benefits must be protected from tree loss. A lack of timely investment in urban forests costs cities significantly more in the long run.

Metro Cities supports continued funding for state programs to assist cities with building and increasing capacity for urban forest management, meeting the costs of preparing for, and responding to, catastrophic urban forest problems and preventing further loss and increasing canopy coverage. Specifically, direct grants to cities are desperately needed for the identification, removal, replacement, and treatment of trees related to management of emerald ash borer (EAB). Metro Cities supports direct grants and/or aid payments to local governments for reimbursement and retroactive relief to homeowners for treatment or removal, transporting and disposal of wood waste containing ash tree material.

GG-12 POLLINATOR HABITAT RESOURCES

Recent declines in the abundance of pollinator insects, such as bees and butterflies, have been identified by the United Nations Food and Agriculture Organization as a threat to food security, as these insects are an important method of plant pollination. According to the US Fish and Wildlife Service, the main threats facing pollinators are habitat loss, degradation, and fragmentation. Pollinators lose food and nesting sites they need to survive when native vegetation is replaced by roadways, manicured lawns, crops, and non-native gardens. This can have added detriment to pollinators that migrate. Research has shown that increasing habitats can create the conditions for these insect populations to recover. Converting traditional grass lawns has been identified as one way to increase pollinator habitat.

The Minnesota Legislature created the Lawns to Legumes program, which provides grants to private homeowners to convert traditional lawns to pollinator friendly landscape. The program also funds demonstration neighborhoods, which are pollinator programs run by local governments and nonprofit organizations. Metro Cities supports state funding to

programs such as Lawns to Legumes that create pollinator habitat on both public and private lands.

GG-13 REGULATION OF HARMFUL SUBSTANCES AND PRODUCTS

In metropolitan regions where most cities share boundaries with other cities, local bans of harmful drugs and substances such as synthetic drugs, which have been found to be dangerous, do not eliminate access to these products unless all cities take the same regulatory action.

Metro Cities supports statewide regulation and prohibition of products or substances in circumstances where there is evidence that products present a danger to anyone who uses them, where there is broad local support for a ban and where corresponding regulatory issues have regional or statewide significance.

In addition, the Legislature should provide for the regulation of products that are known to damage water quality, sewer collection, and storm and wastewater treatment systems, not just at the treatment and infrastructure maintenance levels, but at the consumer and manufacturing levels, through accurate labeling of products, public education, and recycling and re-use programs.

GG-14 WATER SUPPLY

Municipal water suppliers are charged with meeting the water supply needs of their communities and work to do so with safe, reliable, and cost-effective systems that are sustainable both for established cities and for all future growth.

The aquifers in the metropolitan area cross municipal boundaries and therefore require a coordinated regional approach to planning for their future availability. Currently, approximately 75% of municipal water supply in the metropolitan area comes from groundwater. With proper management of the resource, the current water supply in the region is adequate; however, Metropolitan Council projections predict localized declines in aquifer availability due to population growth estimates if current usage levels are maintained.

Regulation of water is complex and compartmentalized. Various agencies permit its use, plan for its availability, regulate stormwater, treat wastewater and protect the safety of water. To ensure that water supply remains adequate and sustainable across the region, we must understand how much water can be sustainably drawn from the aquifers and what effect increases in re-use, conservation and recharge can have on the sustainability and availability of both groundwater and surface water. Many of these strategies cross agency jurisdictions and will require improved coordination and cooperation.

Municipal water suppliers have made significant infrastructure investments in their systems based on calculated water availability and DNR permits. Proposals to reduce the reliance on groundwater by switching municipal water systems from groundwater to surface water supplies will come with significant costs that could place excessive burdens on local resources.

The outcomes and benefits of re-balancing the mix of groundwater and surface water use for specific municipalities and the region must be identifiable before any projects are undertaken. The sustainability of our water supply is an issue of regional and statewide significance and the expense of any necessary projects that benefit the region should not fall on individual cities. Any attempts to address water supply sustainability must also consider all water users, including municipal water suppliers, industry, private wells, agriculture and contamination containment.

The metropolitan region must consider the effects of groundwater use beyond the borders of the metropolitan area on the region's groundwater availability and the cost of treating contaminants in surface water that comes into the metropolitan area for use.

Metro Cities supports the removal of barriers to wastewater and storm water re-use, improved inter-agency coordination, clarifying the appropriate roles of local, regional, and state governments with respect to water, streamlining and consolidating permit approval processes and the availability of statewide resources to plan for and ensure the future sustainability of water supply in the metropolitan area. Metro Cities also encourages the Metropolitan Council, in consultation with municipalities, to find ways to re-use wastewater and to develop other strategies to improve conservation.

Metro Cities supports state funding for costs associated with converting water supply from groundwater to surface water and funds to encourage and promote water conservation as a strategy to improve water sustainability and to improve and protect water quality.

GG-15 PRIVATE WELL DRILLING RESTRICTION AUTHORITY

Cities are authorized to enact ordinances that disallow the placement of private wells within city limits to ensure both water safety and availability for residents and businesses. This authority is important for the appropriate management of local water supply conservation efforts. Municipal water systems are financially dependent upon users to operate and maintain the system. A loss of significant rate payers resulting from unregulated private well drilling would economically destabilize water systems and could lead to contamination of the water supply.

Metro Cities supports current law that authorizes cities to regulate and prohibit the placement of private wells within municipal utility service boundaries and opposes any attempt to remove or alter that authority. Metro Cities supports funding that can be used to cap private wells.

Additionally, private wells potentially limit the ability of the local municipality to utilize stormwater management best practices related to infiltration. Dewatering activities for public improvement projects can also experience restrictions and increased costs due to private wells that may be within the influence area of dewatering efforts. (Language suggested by city of Burnsville)

GG-16 ORGANIZED WASTE COLLECTION

Cities over 1,000 in population are required by law to ensure all residents have solid waste collection available to them. A city can meet the statutory requirement by licensing haulers to operate in an open collection system, authorize city employees to collect waste, or implement organized collection through one or multiple haulers to increase efficiency, reduce truck traffic and control costs to residents.

Metro Cities supports current laws that allow cities to work with existing haulers to achieve the benefits of organized collection or investigate the merits of organized collection without the pressure of a rigid timeline and requirement to pass ‘an intent to organize’ at the beginning of the discussion process. Metro Cities opposes any legislation that would further increase the cost or further complicate the process cities are required to follow to organize waste collection or prohibit cities from implementing, expanding, or using organized waste collection. Metro Cities supports state funding to local governments to increase the availability of material and organic recycling.

GG-17 FRANCHISE FEES, ACCOUNTABILITY AND COST TRANSPARENCY

Minnesota cities are authorized by Minn. Stat. § 216B and Minn. Stat. § 301B.01 to require a public utility (gas or electric) that provides services to the city or occupies the public right-of-way within a city to obtain a franchise. Several metro area cities have entered agreements that require the utility to pay a fee to help offset costs of maintaining the right-of-way.

Cities are also adopting energy policies that use renewable energy resources to light or heat public facilities. Policies and programs have also been instituted in cooperation with the public utility franchisee to increase energy efficiency for all users. Cities contract, at city expense, with public utilities to “underground” wires. State laws also require energy companies to provide more electric energy from renewable sources. The specific amounts vary by type of utility.

Metro Cities supports state policies adopted by legislation or through rules of the Public Utility Commission that provide cities with the authority to include city energy policies and priorities in a franchise or similar agreement with a franchisee.

Metro Cities supports greater accountability and transparency for city paid costs associated with underground utility and similar work performed by electric utilities as part of a local project.

Metro Cities supports legislation authorizing cities to franchise broadband/fiber/internet service providers (ISPs) in the public right-of-way and to collect franchise fees from these providers. (*Staff suggested edit*) Broadband Franchising will allow a city to require equal access to the same quality of broadband service throughout a city, to require reasonable build out and system upgrades of broadband systems, to require uniform pricing and other customer service requirements, as well as other public benefits. Furthermore, Metro Cities supports the use of franchise fees on broadband or other dedicated funding to support local community television, which has seen declining funding from cable franchise fees and public, educational, and governmental (PEG) access fees as consumers switch to internet-based streaming over traditional cable tv service.

GG-18 ELECTION ADMINISTRATION

Cities play a critical role in managing and ensuring the integrity of elections. Any changes made to election laws should not place undue financial or administrative burdens on local governments. Metro Cities supports reimbursement by the state to local units of government for any costs associated with changes to election laws.

State laws that allow the filling of municipal vacancies by special election on one of four days specified in law, can create logistical and financial challenges for municipalities.

Metro Cities supports changes to state laws that allow sufficient flexibility for municipalities in addressing vacancies in municipal offices.

Metro Cities supports laws to increase efficiencies in administering absentee ballots and early voting, to reduce the potential for errors, and to improve absentee balloting and early voting processes. Metro Cities further supports:

- Statutory changes to allow direct balloting for the duration of the absentee voting period.
- Establishing an earlier deadline for ending in-person absentee voting.
- Authorizing cities to schedule election judges to conduct absentee voting at an earlier date in health care facilities.
- Additional funding and flexibility for cities that administer absentee balloting and early voting.

- Requiring the legislature to conduct a cost-benefit analysis for Minn. Stat. § 203B.085, which mandates certain days and hours for early voting, weighing the number of voters served by extended hours on evenings and weekends with the cost to local governments.

GG-19 REGULATION OF MASSAGE THERAPISTS

In the absence of statewide regulation for massage therapy practitioners, many cities have enacted local ordinances that require massage therapists to obtain a local professional license to assist law enforcement in differentiating between legitimate providers and illegitimate businesses fronting as massage therapy establishments.

In 2026 the legislature passed a statewide regulatory framework for massage therapy and Asian bodywork. The law establishes a voluntary registration system for practitioners and creates a Massage Therapy Advisory Council to help guide the Minnesota Department of Health's (MDH) work in this area. The law preempts local massage therapy ordinances but does not limit a city's ability to require establishments to obtain a business license or permit. The law also allows cities to continue to conduct statewide and national background checks on massage therapy business owners who are not registered with MDH.

Metro Cities supports mandatory statewide registration or licensure of massage therapists to aid local law enforcement efforts in this area. Metro Cities supports cities' ability to ~~continue~~ to license massage therapy businesses. *(Suggested edit by staff)*

GG-20 PEACE OFFICER ARBITRATION REFORM

Many municipalities in the metropolitan area provide law enforcement services and employ licensed peace officers. To ensure the public's safety and trust, and to strengthen collaboration between citizens and peace officers, cities must have the authority to effectively govern local law enforcement agencies. City officials are ultimately responsible for the safety and protection of the local community.

Metro Cities supports statutory arbitration reforms to allow for the discipline, including removal, of law enforcement officers who have been found to have violated local law enforcement agency policies.

Metro Cities further supports a reasonable standard of review in law enforcement arbitration cases, which would limit the determination of arbitrators to whether the actions of an employer were reasonable and consistent with city and agency policies. Metro Cities further supports using administrative law judges (ALJs) or arbitration to address grievances and discipline related to police misconduct.

GG-21 PUBLIC SAFETY TRAINING AND RESOURCES

Metro Cities acknowledges that the tasks public safety responders have been asked to address are increasingly the result of inadequate social services and programs.

Metro Cities recognizes the need for adequate resources for social service and mental health services and programs to help reduce the need for public safety responders to perform these services. Metro Cities supports allocated ongoing state funding to local governments for public safety purposes such as embedded social workers, mental health response, training, innovation, and more.

Metro Cities supports tools and incentives such as scholarships and/or reimbursements for local law enforcement agencies to use and help with recruitment and retention barriers.

Metro Cities supports resources ~~for the MN Department of Public Safety~~ for local units of government to acquire and store ~~with a third-party vendor~~ anti-scale fencing, pedestrian doors, and vehicle gates for local government facilities to improve equitable access to these deescalation and safety tools as a result of no-notice critical incidents. (*Language suggested by city of Burnsville*)

Metro Cities supports establishing a reimbursement program for law enforcement agencies that respond to protests and demonstrations at publicly owned facilities and the homes of elected officials.

Metro Cities supports making the Public Safety Aid permanent to provide ongoing funding to cities to assist with increased costs to police, fire, emergency services, and emergency management.

Metro Cities supports ongoing disability training for law enforcement and other public safety responders based on the Social Model of Disability and a Disability Justice framework. Training should address disability culture, communication access, de-escalation, trauma-informed response, and the intersection of disability with other marginalized identities.

Metro Cities supports reviewing and revising use-of-force policies to ensure they are inclusive of people with physical, sensory, intellectual, developmental, cognitive, and mental health disabilities. Disability-related movement, communication, behavior, processing time, or inability to immediately follow directions shall not alone be interpreted as resistance, noncompliance, or a threat.

People with disabilities and disability-led organizations should be meaningfully involved in developing and evaluating public-safety training and use-of-force policies.
(*Language suggested by city of Maplewood*)

GG-22 COPPER AND OTHER METAL THEFT

Wire theft from streetlights, other public infrastructure, and private property negatively impacts communities, by reducing public safety for all transportation modes. These thefts also cost cities hundreds of thousands of dollars each year to replace and repair damaged streetlights.

Metro Cities supports efforts to curtail the theft of copper wires from public infrastructure and private property. Metro Cities supports statutory changes that would require appropriate controls on the purchase and sale of scrap copper and other metals. Metro Cities also supports increasing penalties for copper wire and other metal theft.

Metro Cities supports the creation of an online database for the Department of Commerce, Department of Public Safety, and local law enforcement agencies to have access to sellers contact information and the types of products sold each day at metal recycling businesses.

GG-23 EMERGENCY MEDICAL SERVICES

The Office of Emergency Medical Services is the state regulatory entity that oversees and issues ambulance licenses and has authority to designate exclusive emergency medical services (EMS) operating areas, or primary service areas (PSAs), for ambulance providers. Once a provider has been approved to operate in a PSA, the provider is authorized to serve the area for an indefinite period of time. Currently, no other state health licensing board grants providers an exclusive operating area. The Office of Emergency Medical Services is comprised of three divisions for Medical Services, Ambulance Services, and Emergency Medical Service Providers. Additionally, three advisory councils are established to provide input and guidance to the office. Metro Cities supports the local government representation on the Emergency Medical Services Advisory Council. Metro Cities supports regional balance among the membership of the various advisory councils established by the office.

Metro Cities supports allowing local units of government to designate which licensed ambulance service provider(s) serve their community and to determine the appropriate level of service. Metro Cities further supports additional tools, data collection, and local authority that ensure transparency by EMS providers. Metro Cities supports decoupling the professional standards overview role from the service area determination.

GG-24 RACE EQUITY

In the seven-county metropolitan region, people of color represent ~~28%~~ 29% of the population, and this percentage is expected to grow to ~~44%~~ 45% by 2050, according to the current population forecast from the Metropolitan Council. (*Suggested edit by staff, ADOPTED*). As racial and ethnic diversity increases in the region, people of color continue to experience significant barriers in housing, employment, criminal justice, public infrastructure, health, and education, and disparities are becoming more apparent. Across the metropolitan region, many cities are working to examine local policies and systems, to

revise the delivery of public services, and to allocate resources to help advance race equity. All levels of government as well as the nonprofit and business sectors have roles to play in addressing race inequities and must work collaboratively to ensure that services and resources are considered, designed, and implemented in a comprehensive, purposeful, informed, and inclusive way to achieve race equity. Metro Cities supports:

- An examination and revision of state, regional, county and city laws, ordinances, and policies to address racial disparities.
- State resources to assist with comprehensive data collection, disaggregation and sharing to ensure informed policy and funding decisions at all levels of government.
- Funding to assist in the development of tools and resources that advance racially equitable outcomes.
- Activating partnerships among state, regional and local governmental institutions, and other entities to advance race equity.

Metro Cities recognizes that racial inequities can intersect with disability, income, age, gender, immigration status, language, housing status, and other identities and circumstances, and supports policies that account for these intersecting disparities.
(Language suggested by city of Maplewood)

GG-25 ADULT-USE CANNABIS

The Minnesota Legislature legalized adult-use cannabis in 2023. The law establishes the Office of Cannabis Management, which is responsible for licensing cannabis businesses and regulating the industry. The law includes a local registration process for cannabis business license holders where local governments are authorized to charge a registration and renewal fee. Responsible local governments are required to conduct compliance checks for age verification and the enforcement of local ordinances at cannabis businesses. Cities are authorized to establish, own, and operate a municipal cannabis store. The law also includes an optional, population-based limit on the number of retail locations in each city or county. It is vital that local governments retain the ability to suspend retail registrations for businesses that pose an immediate threat to public health or safety.

The law permits local units of government to establish reasonable restrictions on the time, place, and manner of cannabis business operations and includes a zoning compliance requirement for businesses where a local jurisdiction certifies that a business' plans are appropriate and in line with local requirements.

Metro Cities opposes any efforts to reduce cities' local control and zoning authority related to cannabis. Metro Cities supports legislation providing cities the ability to prohibit cannabis businesses within their jurisdiction.

Metro Cities supports reestablishing the Local Cannabis Aid Account to provide ongoing funding to cities to assist with costs related to the local implementation of legal adult-use cannabis. Metro Cities also supports lifting the cap on retail registration fees imposed by local units of government.

Metro Cities expects the Office of Cannabis Management to work closely with cities as this legislation is fully implemented. This includes working with local governments to create model ordinances and providing technical assistance on cannabis-related issues.

GG-26 STREET RACING AND CARJACKING

Street racing and carjacking are issues of concern for cities across the metropolitan region. The highly mobile nature of street racing makes it difficult to prevent or stop. Street racing is strongly associated with other illegal activity and poses significant public safety risks for participants, third-party observers, and the public. The crime of carjacking has serious consequences for individual and community public safety. While data provided by the Minnesota Bureau of Criminal Apprehension (BCA) shows recent decreases in the number of carjacking incidents, more should be done to curb this behavior.

Metro Cities supports state funding to help state and local law enforcement agencies prevent and respond to street racing and carjacking. This could include funding for State Patrol air support and funding for costs, including overtime, associated with targeted law enforcement saturations and Toward Zero Deaths initiatives. Metro Cities also supports state resources to increase the Bureau of Criminal Apprehension's intelligence gathering capabilities and to enhance existing coordination efforts among law enforcement agencies.

Metro Cities supports modifications to state laws to prohibit street racing and activities associated with promoting and undertaking the activity of street racing. Specifically, Metro Cities supports statutory changes that address the activity and associated risks posed by street racing, sliding, and drifting. These could include penalties such as license suspension, minimum impoundment periods, and vehicle forfeiture.

Metro Cities supports consumer protection efforts that require motor vehicle manufacturers to offer antitheft protection devices on certain vehicles that have been shown to be especially susceptible to theft.

Metro Cities further recognizes the importance and value of diversion programs that emphasize behavior modifications, which can help curb illegal activity and minimize recidivism.

GG-27 PUBLIC NOTICE REQUIREMENTS

Metro Cities State law requires that cities publish certain public notices (ordinances, advertisements for bids, financial reports, upcoming public meetings, elections, etc.) in a qualified newspaper designated by the city. Residents increasingly rely on digital platforms, city websites, and social media for official information, making web publications more accessible than traditional newspapers, especially when local papers are shuttering, reducing circulation to residents while significantly increasing costs to cities.

Legislation passed in 2025 provided clarity for cities when their designated qualified newspaper closes, but this change in law failed to address cities previously impacted by a local newspaper closure. Cities impacted by a newspaper closure after July 2025 must post notices on both their own city website and the Minnesota Newspaper Association's statewide public notices website until another qualified newspaper can be identified. Furthermore, once a new qualified newspaper is identified, it is frequently a subscription-based publication with limited local circulation, thereby undermining the intended goal of broad public accessibility.

Metro Cities supports amending Minn. Stat. § 331A.10, subd. 2 to include a lookback period of at least five years to address the needs of cities with recently closed local newspapers. Metro Cities further supports the repeal of outdated and unnecessary publication requirements that no longer reflect current technology or effectively serve the public interest. Cities should have the authority to determine the most effective means of meeting statutory publication obligations, including whether to substitute or supplement newspaper publication with web-based publication or city-newsletters based on the unique needs of each community; ensuring notices reach the greatest number of residents. Updating statutory publication requirements will enhance transparency, improve access, and allow more effective communication with residents.

GG-28 CONTRACTING AND PURCHASING

Minnesota statutes stipulate contracting and purchasing requirements for Minnesota cities. The law prescribes the process political subdivisions must use to make purchases and award contracts and requires a competitive sealed bid procedure for contracts or purchases over \$175,000. The intent of these statutory requirements is to provide taxpayers with the best value for their dollar and ensure integrity in the process. However, imposing these statutory requirements may, at times, result in political subdivisions paying more for goods and services than private entities under the same circumstances.

Metro Cities supports broader use of alternative contracting and purchasing methods that streamline the process and reduce local purchasing costs. Specifically, Metro Cities supports authorizing cities to use the design-build procedure and providing municipalities

with broader authority, similar to that of private businesses, to directly negotiate contracts.

Metro Cities supports a change to the Minnesota Municipal Contracting Statute that is codified at § 471.345 to allow cities the flexibility to make a contract by two quotes for contracts estimated not to exceed \$250,000, but only if the business being directly solicited was either:

- Certified as a small business enterprise by a county-designated small business certification program; or
- Certified by the commissioner of administration as a small business that is majority owned and operated by a veteran or service-disabled veteran.

GG-NEW PLUMBING BOARD AUTHORITY

For several years, city engineers and building officials have struggled to reconcile why the Department of Labor and Industry (DLI) applies Chapter 11 of the Minnesota Plumbing Code — written specifically to govern building roof drains and sump elements — to the design of site-wide stormwater management systems. This extended claim of jurisdiction creates conflicting and duplicative regulatory review, since the code lacks clear definitions for the system elements engineered into site stormwater management and was never intended to regulate those systems the way it regulates plumbing within a building.

The registered site civil engineer is the party responsible for designing a stormwater system that functions safely and protects public health and property. City officials are responsible for reviewing those calculations and ensuring the system functions within the larger municipal stormwater system. Metro Cities supports the Plumbing Board's authority over plumbing systems within a building's footprint, consistent with Chapter 4714, but opposes the Board's extension of that authority — through interpretation or rulemaking — to site stormwater management, building elevation relative to adjacent water bodies, irrigation systems, and other exterior civil site design matters that are properly within the scope of practice of a registered professional engineer and subject to review by cities, watershed districts, MPCA, and other established local and regional authorities.

Metro Cities supports a legislative directive requiring formal review of the Plumbing Board's intended scope of regulatory authority over site stormwater management systems on commercial sites statewide and clarifying in statute that this authority does not extend beyond Chapter 4714 and the building footprint. Metro Cities supports legislation that protects stormwater reuse for irrigation and other nonpotable uses and requires the Board's rulemaking to align with existing MPCA, BWSR, and Metropolitan Council stormwater standards rather than override them. Metro Cities further supports requiring any future Plumbing Board rulemaking touching stormwater systems, reuse, or site grading to be coordinated with DLI's Building Codes Division, MPCA, BWSR, and affected local

governments before adoption, so that regulatory responsibility for site stormwater design remains clearly separated from building plumbing regulation.
(New policy suggested by city of Brooklyn Park)

GG-NEW DISABILITY JUSTICE, ACCESSIBILITY & INCLUSION

Metro Cities recognizes people with disabilities as an essential part of our communities and supports policies that remove physical, communication, technological, transportation, and systemic barriers to full participation in community life.

Metro Cities supports universal and inclusive design; accessible public meetings, communications, technology, infrastructure, transportation, and services; and meaningful participation of people with disabilities in decisions that affect them.

Metro Cities supports state resources to help local governments improve accessibility beyond minimum compliance requirements and recognizes that disability intersects with race, income, age, gender, language, housing status, and other forms of marginalization.

People with disabilities and disability-led organizations should be meaningfully involved in developing, implementing, and evaluating policies affecting disabled communities. Accessibility should be incorporated from the beginning rather than addressed only after barriers have been created.

(New policy proposed by city of Maplewood)

GG-NEW LOCAL USE OF TECHNOLOGY

Local units of government consider new and emerging technologies, including artificial intelligence (AI), automated license plate readers (ALPR), pan-tilt-zoom (PTZ) cameras, and other data collection tools, as important opportunities to improve operational efficiency, effectiveness, and safety. Decisions regarding the adoption and use of these technologies should remain with local units of government. Metro Cities supports appropriate policy and regulatory safeguards at the state level related to data security, retention, access, and management.

(New policy proposed by city of Woodbury)

TRANSPORTATION POLICIES AND FUNDING INTRODUCTION

Metro Cities supports a comprehensive transportation system as a vital component in planning for and meeting the physical, social, and economic needs of the state and metropolitan region.

A comprehensive transportation system includes streets and bridges, transit, and multi-modal solutions that work cohesively to best meet state, regional and local transportation needs.

Adequate and stable sources of funding are necessary to ensure the development and maintenance of a high quality, efficient and safe transportation system that meets these needs and that will position the state and region to be economically competitive in the years ahead. Failure to maintain a functional transportation system will have adverse effects on the state's ability to attract and retain businesses and create jobs.

Transportation funding and planning must be a high priority for state, regional and local policymakers so that the transportation system can meet the needs of the state's residents and businesses as well as projected population growth. Funding and planning for regional and statewide systems must be coordinated at the federal, state, regional and local levels to optimally achieve long-term needs and goals.

TP-1 ROAD AND BRIDGE FUNDING

Under current financing structures that rely primarily on local property taxes and fees as well as cities' share of the Highway User Tax Distribution (HUTD) Fund, road and bridge needs in the metropolitan region continue to be underfunded. Metro Cities supports stable, sufficient, and sustainable statewide transportation funding and expanded local tools to meet the transportation system needs of the region and local municipal systems. Consideration should be given to using new, expanded, and existing resources to meet these needs. Metro Cities supports the use of dedicated taxes and fees to fund transportation infrastructure.

In addition, cities lack adequate tools and resources for the maintenance and improvement of municipal street systems, with resources restricted to property taxes and special assessments. It is imperative that alternative revenue generating authority be granted to municipalities and that state resources be made available for this purpose to aid local communities and relieve the burden on the property tax system.

Metro Cities supports Municipal State Aid Street (MSAS) funding. MSAS provides an important but limited revenue source that assists eligible cities with street infrastructure needs and is limited to twenty percent of a city's street system.

Metro Cities supports state funding to assist cities over-burdened by cost participation responsibilities from improvement projects on state or county highways.

Metro Cities supports flexibility in cost participation policies, especially for those cities with a disproportionate number of state or county highways in and around their local boundaries. The state and counties should have responsibility for the installation, replacement, and ongoing maintenance for infrastructure within their right-of-way including Complete Streets facilities such as trails and sidewalks.

Metro Cities supports state funding for state highway projects, including congestion, bottleneck and safety improvements. Metro Cities also supports state financial assistance, as well as innovations in design and construction, to offset the impacts of regional transportation construction projects on businesses.

Metro Cities opposes statutory changes restricting the use of local funds for transportation projects. Metro Cities opposes restrictions on aesthetic related components of transportation projects, as these components often provide important safety and other benefits to projects.

Metro Cities supports further research into the policy implications for electric and automated vehicles on roadways, transit, and other components of transportation systems. Metro Cities encourages the state to study the impact of electric and automated vehicles on transportation related funding and policies.

TP-2 REGIONAL TRANSIT SYSTEM

The Twin Cities Metropolitan Area needs a multi-modal regional transit system as part of a comprehensive transportation strategy that serves all users, including commuters and the transit dependent. ~~The transit system should be composed of a mix of high occupancy vehicle (HOV) lanes, high occupancy toll (HOT) lanes, a network of bike and pedestrian trails, bus rapid transit, express and regular route bus service, ride-on demand microtransit, exclusive transitways, light rail transit, streetcars, and commuter rail corridors designed to connect residential, employment, retail, and entertainment centers.~~ The current transit system has evolved too slowly relative to the ridership changes and needs of our residents. Ridership has declined dramatically on many historic routes and current light rail ridership numbers are not close to their projections. The regional transit system needs to be rethought from the ground up including exploration of new transit options to offer a service that meets user needs in a more effective and efficient manner. The system should in turn be regularly monitored and adjusted to ensure that routes of service correspond to current and forecasted changes in the region's transit service needs and priorities. Metro Cities supports strategic expansion of the regional transit system. *(Edit suggested by city of Greenwood)*

~~Current congestion levels and forecasted population growth require a stable, reliable, and growing source of revenue for transit construction and~~ A stable source of revenue is required for transit operations so that our metropolitan region can meet its transportation needs to remain economically competitive. (Edit suggested by city of Greenwood) Metro Cities supports an effective, efficient, and comprehensive regional transit system as an invaluable component in meeting the multimodal transportation needs of the metropolitan region and to the region's economic vibrancy and quality of life. Metro Cities recognizes that transit service connects residents to jobs, schools, health care, and activity centers.

Transit access and service frequency levels should recognize the role of public transit in addressing equity, including but not limited to racial and economic disparities, people with disabilities and the elderly. Metro Cities supports efforts to transition the fleets of transit providers in the metropolitan region to low or zero emission buses and supports using equity and environmental criteria identified in transit providers' zero emission bus transition plans to prioritize the deployment of zero or low-emission buses.

Metro Cities recognizes transportation as essential infrastructure for community participation and supports transit policies that prioritize people who experience the greatest transportation barriers, including people with disabilities, older adults, people with low incomes, youth, people of color, people with limited English proficiency, and households without access to a private vehicle.

Transit accessibility includes reliable service, accessible vehicles and stops, safe routes to transit, accessible pedestrian connections, snow and ice removal, accessible information and communication, reasonable travel times, and reliable connections between fixed-route transit, microtransit, and paratransit.

People with disabilities and transit-dependent riders should be meaningfully included in transit planning, route changes, service reductions, and major capital projects.
(Language suggested by city of Maplewood)

Metro Cities opposes statutory changes restricting the use of local funds for planning or construction of transit projects. Restricting local planning and funding limits the ability of cities to participate in transit corridor planning and development. State and regional policymakers must coordinate with local units of government as decisions are made at the state level on transit projects that also involve municipal planning, funding, and policy decisions.

In the interest of including all potential options in the pursuit of a regionally balanced transit system, Metro Cities opposes the imposition of legislative moratoriums on the study, planning, design, or construction of specific transit projects.

Metro Cities supports a regional governance structure that ensures a measurably reliable and efficient system, recognizes the diverse transit needs of our region and addresses

funding needs for all components of the system. These structures must work with and be responsive to the needs of the communities they serve.

Metro Cities supports an open and collaborative regional transportation planning process that fully engages all public transit providers as partners in ongoing policy development to achieve desired outcomes, including establishment of transit project criteria that promote fair and equitable selection of projects throughout the region and transparent regional distribution of available funding.

Metro Cities recognizes the need for flexibility in transit systems for cities that border the edges of the seven-county metropolitan area to ensure users can get to destinations outside of the seven-county area. Metro Cities encourages the Metropolitan Council to coordinate with collar counties so that riders can get to and from destinations beyond the boundaries of the region.

Metro Cities is opposed to legislative or Metropolitan Council directives that constrain the ability of metropolitan transit providers to provide a full range of transit services, including reverse commute routes, suburb-to-suburb routes, transit hub feeder services or new, experimental services that may show a low rate of operating cost recovery from the fare box.

Metro Cities supports the autonomy of suburban transit providers to conduct operations to meet demonstrated and unique needs in their designated service areas independent from the operations of other regional transit providers. Metro Cities supports the ability of a new window to be established for cities to opt out of Metro Transit to either partner with or join an existing suburban transit provider or to establish their own transit service.

Suburban transit providers are concerned that funding challenges may be used to attempt to justify a repeal of their authorizing legislation and to consolidate transit services into a single regional entity. This would result in reverting to conditions existing nearly more than 40 years ago when inadequate service caused twelve suburbs to elect not to be part of the traditional transit system. (*Staff suggested edit*)

In the interest of safety and traffic management, Metro Cities supports further study of rail safety issues relating to water quality protections, public safety concerns relating to derailments, traffic implications from longer and more frequent trains and the sensitive balance between rail commerce and the quality-of-life impacts on the communities through which they pass.

TP-3 TRANSIT FINANCING

Shifting demographics in the metropolitan region will mean increased demand for various modes of transit in areas with and without current transit service. MVST revenue projections are unpredictable, and the Legislature has repeatedly reduced general fund

support for Metro Transit, which contributes to persistent operating deficits for regional transit providers.

Operating subsidies necessary to support a regional system should come from regional and statewide funding sources and not local taxpayers. Until recently, state and regional resources for transit had diminished, with costs shifting to local taxpayers in the metropolitan area. A system of transit provides significant economic benefits to the state and metropolitan region and must be supported with state and regional revenue sources. In addition, capital costs for the expansion of the regional transit system should be supported through state and regional sources, and not the sole responsibility of local units of government. In 2023, a 0.75% regional sales and use tax in the seven county metropolitan region was established to provide funding for transit operations, maintenance, and capital projects.

Metro Cities supports stable and predictable state and regional revenue sources to fund operating and capital expenses for all regional transit providers and Metro Mobility at a level sufficient to meet the growing operational and capital transit needs of the region and to expand the system to areas that lack sufficient transit service options.

Metro Cities continues to support an advisory role for municipal officials in decisions associated with local transit projects. Metro Cities supports the early engagement of local governments in transit project planning and development including project scoping, cost estimating, funding requests and coordination with overlapping initiatives to achieve successful corridor-based projects.

To promote fair, stable, and predictable distribution of Regional Transportation Sales and Use Tax receipts, Metro Cities supports a collaborative process by which the Metropolitan Council includes stakeholders in the creation of policy guiding the distribution of funds.

Metro Cities supports equitable distribution of Regional Transportation Sales and Use Tax receipts to adequately fund regional transit providers' operating and capital needs. Metro Cities supports the creation of a city allocation from the Regional Transportation Sales Tax to aid cities with local transportation infrastructure.

Metro Cities supports stable funding for accessible, subsidized on-demand transportation for people with disabilities, older adults, and others who cannot reliably use fixed-route transit.

These options may include accessible taxi and transportation network services, including programs such as UZURV, that provide wheelchair-accessible vehicles and additional transportation choices beyond traditional paratransit.

Metro Cities supports coordination among Metro Mobility, Metro Transit, local governments, accessible taxi providers, and other qualified providers so people with

disabilities have multiple reliable transportation options rather than being dependent upon a single service model.

A disability should not result in a person paying substantially more for transportation simply because an accessible vehicle or individualized service is required.

(Language suggested by city of Maplewood)

TP-4 STREET IMPROVEMENT DISTRICTS

Funding sources for local transportation projects are limited to the use of Municipal State Aid Street Program (MSAS), Transportation Advancement Account (TAA) distributions, property taxes and special assessments. With increasing pressures on city budgets and limited tools and resources, cities are finding it increasingly difficult to maintain aging streets.

Street improvement districts allow cities in developed and developing areas to fund new construction as well as reconstruction and maintenance efforts.

The street improvement district is designed to allow cities, through a fair and objective fee structure, to create a district or districts within the city in which fees are raised on properties in the district and spent within the boundaries of the district.

Metro Cities supports the authority of local units of government to establish street improvement districts. Metro Cities also supports changes to special assessment laws to make assessing state-owned property a more predictable process with uniformity in the payment of assessments across the state.

TP-5 HIGHWAY AND BRIDGE TURN BACKS & FUNDING

Cities do not have the financial capacity and in many cities the technical expertise other than through significant property tax increases, to absorb additional roadway or bridge infrastructure responsibilities without new funding sources. The existing municipal turnback fund is not adequate based on contemplated turn backs.

Metro Cities supports jurisdictional reassignment or turnback of roads (Minn. Stat. § 161.16, subd. 4) on a phased basis using functional classifications and other appropriate criteria subject to a corresponding mechanism for adequate funding of roadway improvements and continued maintenance.

Metro Cities does not support a wholesale turnback of county or state roads or bridges without the consent of the municipality and the total cost, agreed to by the municipality, being reimbursed to the city in a timely manner. The process for establishing state policies to assign a shared cost participation for newly constructed or rebuilt bridges over trunk

highways to local officials, must include input by the local municipalities affected, and any assigned shared costs and responsibilities must be agreed to by the municipalities.

TP-6 “3C” TRANSPORTATION PLANNING PROCESS: ELECTED OFFICIALS’ ROLE

The Transportation Advisory Board (TAB) was developed to meet federal requirements, designating the Metropolitan Council as the organization that is responsible for a continuous, comprehensive, and cooperative (3C) transportation planning process to allocate federal funds among metropolitan area projects. Input by local officials into the planning and prioritization of transportation investments in the region is a vital component of these processes.

Metro Cities supports continuation of the TAB with a majority of locally elected municipal officials as members participating in the process.

TP-7 ELECTRONIC IMAGING FOR ENFORCEMENT OF TRAFFIC LAWS

Enforcement of traffic laws with cameras and other motion imaging technology has been demonstrated to improve driver compliance and safety. Metro Cities supports cities having the authority to use such technology, including photos and videos, red light cameras, speed cameras, automated license plate readers, to enforce traffic laws. The decision to use such technology should be made at the local level and discussions at the state level around data retention standards and database access requirements should include meaningful input from local governments. *(Language suggested by city of Woodbury)*

TP-8 TRANSPORTATION NETWORK COMPANIES AND ALTERNATIVE TRANSPORTATION MODES

The introduction of transportation network companies (TNC) such as Lyft and Uber, vehicle sharing and other wheeled transportation modes such as bicycles and scooters, require the need for local officials to determine licensing and inspection requirements for these modes, and to address issues concerning management over public rights-of-way. Cities have the authority to license rideshare companies, inspect vehicles, license drivers, and regulate access to sidewalks and streets.

The use of autonomous delivery robots and aerial drones in public rights-of-way is also becoming more prevalent, and cities must maintain and enhance the authority necessary to regulate the use of these vehicles to ensure safe use of the public right of way.

Metro Cities supports the authority of local officials to regulate and establish fees on these transportation modes. Emerging and future transportation technologies have potentially significant implications for local public safety and local public service levels, the needs and impacts of which vary by community.

TP-9 AIRPORT NOISE MITIGATION

Communities closest to MSP and reliever airports are significantly impacted by noise, traffic, and other numerous expansion-related issues. Metro Cities supports the broad goal of providing MSP-impacted communities greater representation on the Metropolitan Airports Commission (MAC). Metro Cities encourages continued communication between MAC commissioners and the cities they represent.

Balancing the needs of the MAC, the business community, and the airport host cities and their residents requires open communication, planning and coordination. Cities must be viewed as partners with the MAC in resolving differences that arise out of airport projects and the development of adjacent parcels. Regular contact between the MAC and cities throughout a project proposal process will enhance communication and problem solving.

Metro Cities supports noise abatement programs and expenditures and the work of the Noise Oversight Committee to minimize the impacts of MAC operated facilities on neighboring communities. The MAC should determine the design and geographic reach of these programs only after a thorough public input process that considers the priorities and concerns of impacted cities and their residents. The MAC should provide full funding for noise mitigation for all structures in communities impacted by flights in and out of MSP.

TP-10 FUNDING FOR NON-MUNICIPAL STATE AID (MSAS) CITY STREETS

Cities under 5,000 in population are not eligible for Municipal State Aid. Cities over 5,000 residents have limited eligibility for dedicated Highway User Tax Distribution Fund dollars, which are capped by the state constitution as being available for up to twenty percent of streets.

Current County State Aid Highway (CSAH) distributions to metropolitan counties are inadequate to provide for the needs of smaller cities in the metropolitan area.

Cities need long-term, stable, funding for street improvements and maintenance. In 2023, the Legislature established the Transportation Advancement Account which distributes revenue from the retail delivery fee and the auto parts sales tax to counties, cities, townships, and a food delivery support account. Specifically, this account will distribute 27 percent of the revenue collected to cities under 5,000 in population and 15 percent to cities over 5,000 in population.

Metro Cities supports the distribution of revenue deposited into the Transportation Advancement Account to cities, providing sustainable funding for non-MSAS city streets. Metro Cities supports additional resources and flexible policies to meet local infrastructure needs and increased demands on city streets.

TP-11 COUNTY STATE AID HIGHWAY (CSAH) DISTRIBUTION FORMULA

Significant resource needs remain in the metropolitan area CSAH system. Revenues provided by the Legislature for the CSAH system have resulted in a higher number of projects being completed. However, greater pressure is being placed on municipalities to participate in cost sharing activities, encumbering an already over-burdened local funding system. When the alternative is not building or maintaining roads, cities bear not only the costs of their local systems but also as much as fifty percent of county road projects.

Metro Cities supports special or additional funding for cities that have burdens of additional cost participation in projects involving county roads.

The CSAH formula passed by the Legislature in 2008 helped to better account for needs in the metropolitan region but additional resources for the region are needed. Metro Cities supports a new CSAH formula more equitably designed to fund the needs of our metropolitan region.

TP-12 MUNICIPAL INPUT/CONSENT FOR TRUNK HIGHWAYS AND COUNTY ROADS

State statutes direct the Minnesota Department of Transportation (MnDOT) to submit detailed plans, with city cost estimates, at a point one-and-a-half to two years prior to bid letting at which time public hearings are held for community input. If MnDOT does not concur with requested changes, it may appeal. Currently, that process would take a maximum of three and a half months and the results of the appeals board are binding on both the city and MnDOT.

Metro Cities supports the municipal consent process and opposes changes to weaken municipal consent or adding another level of government to the consent process. Metro Cities opposes changes to current statutes that would allow MnDOT to disregard the appeals board ruling for state trunk highways. Such a change would significantly minimize MnDOT's need to negotiate in good faith with cities for appropriate project access and alignment and would render the public hearing and appeals process meaningless. Metro Cities also opposes the elimination of the county road municipal consent and appeal process for these reasons.

Metro Cities supports limiting the use of design-build contracts to projects with a single owner of the infrastructure being constructed or when there is a compelling reason to utilize that type of contract. MnDOT should be required to justify why an accelerated project is necessary. The decision to use a design-build contract should be made with the input and consent of the jurisdictions impacted by the project.

TP-13 PLAT AUTHORITY

Current law grants counties review and comment authority for access and drainage issues

for city plats abutting county roads. Metro Cities opposes any statutory change that would grant counties veto power or that would shorten the 120-day review and permit process time.

TP-14 MNDOT MAINTENANCE BUDGET

MnDOT has been inconsistent in meeting its responsibility for maintaining major roads throughout the state and has required, through omission, that cities bear the burden of maintaining major state roads.

MnDOT should be required to meet standards adopted by cities through local ordinances, or reimburse cities for labor, equipment and material used on the state's behalf to improve public safety or meet local standards. Furthermore, if a city performs maintenance, the city should be fully reimbursed.

Metro Cities supports MnDOT taking full responsibility for maintaining state-owned infrastructure and property, including, but not limited to, sound walls and right of way within city limits. Metro Cities supports cooperative agreements between cities and MnDOT, which have proven to be effective in other parts of the state. Metro Cities supports adequate state funding for the maintenance of state rights-of-way.

TP-15 TRANSIT TAXING DISTRICT

The transit taxing district, which funds the capital cost of transit service in the Metropolitan Area through the property tax system, is inequitable. Because the boundaries of the transit taxing district do not correspond with any rational service line nor is being within the boundaries a guarantee to receive service, cities within and outside of the taxing district are contributing unequally to the transit service in the metropolitan area. This inequity should be corrected.

Metro Cities supports a stable revenue source to fund both the capital and operating costs for transit at the Metropolitan Council. However, Metro Cities does not support the expansion of the transit taxing district without a corresponding increase in service and an overall increase in operational funds. To do so would create additional property taxes without a corresponding benefit.

TP-16 COMPLETE STREETS

A complete street may include sidewalks, bike lanes (or wide paved shoulders), special bus lanes, comfortable and accessible public transportation stops, frequent and safe crossing opportunities, median islands, accessible pedestrian signals, curb extensions, narrower travel lanes and more.

A complete street in a rural area will differ from a complete street in a highly urban area, but both are designed to balance safety and convenience for everyone using the road.

Metro Cities supports options in state design guidelines for complete streets that would give cities greater flexibility to:

- Safely accommodate all modes of travel.
- Lower traveling speeds on local streets.
- Address city infrastructure needs.
- Ensure livability in the appropriate context for each city.

Metro Cities opposes state-imposed mandates that would increase street infrastructure improvement costs in locations and instances where providing access for alternative modes including cycling and walking are deemed unnecessary or inappropriate as determined by local jurisdictions.

Municipal State Aid design standards, while created with local engineering representation, have at times been too restrictive for cities to design and construct complete streets that fit a community's context and address the needs and desires of the community without a variance. Design flexibility should allow for increased discretion by the local community's engineer and design team.

Metro Cities supports updated Municipal State Aid design standards that better acknowledge and accommodate the needs and context of urban cities and that better align with other nationally and/or state recognized engineering design standards. Further, Metro Cities supports changes to the variance process to include an appeals process for any variance denials.

Local flexibility shall not result in the elimination of infrastructure necessary to provide accessibility, disability access, safe routes to transit, or meaningful mobility for people who do not drive.

Complete Streets planning should recognize wheelchair users and other mobility-device users as transportation system users and incorporate universal design, accessible pedestrian signals, adequate sidewalk width, curb ramps, safe crossings, accessible transit stops, seating where appropriate, and year-round accessible routes.

Year-round accessibility shall include timely snow, ice, storm debris, and other obstruction removal from sidewalks, curb ramps, pedestrian crossings, transit stops, and other accessible routes so people with disabilities and other community members can safely use the transportation system throughout the year.

(Language suggested by city of Maplewood)

TP-17 NOISE WALL VOTING

MnDOT's current policy for approval of highway noise walls uses a weighted voting system for residents and property owners adjacent to proposed noise walls. In all cases, a property owner is allocated twice as many votes as a resident that does not own the property. This effectively denies renters any ability to influence the approval of noise walls adjacent to their homes. In the case of higher density housing, a single non-resident property owner can determine the outcome of a noise wall approval for hundreds of residents. If a property owner votes against a noise wall, even if residents overwhelmingly vote for a noise wall, the MnDOT policy results in hundreds of residents being disadvantaged. This is especially concerning considering renters are more likely to be lower income and more diverse. Metro Cities supports a comprehensive assessment of MnDOT's current noise wall voting policy, specifically including an equity analysis of the policy.

Metro Cities supports reforming MnDOT's noise wall voting policy to ensure renters and other residents directly affected by transportation infrastructure have an equitable and meaningful voice regardless of property ownership. A person's influence over transportation decisions affecting their home, health, safety, and quality of life shall not be diminished because they rent rather than own their home.

Metro Cities recognizes that renters are disproportionately represented among lower-income households, people with disabilities, people of color, older adults, young people, and people who depend on public transit.

Transportation policies shall not give greater decision-making power to property owners when the consequences of those decisions are experienced by the people who live in the affected community.

Metro Cities supports a resident-centered process that gives meaningful weight to people who actually live in affected properties, including renters in multifamily housing, and prevents a nonresident property owner from overriding the collective interests of residents.

(Language suggested by city of Maplewood)

TP-18 PROJECT COST PARTICIPATION

Under current policies with MnDOT and many of the state's counties, cities are responsible for cost participation on transportation projects occurring on state and county systems. These costs include shares of costs related to right-of-way, traffic signals, sidewalks and trails, bike facilities, stormwater, landscaping, and other components of the project. Many cities end up using most, and in some cases all, of their Municipal State Aid funding to

cover these costs. This results in less funding for the city's own Municipal State Aid system.

Cities should be given credit and recognition for the ongoing maintenance of facilities in the state and county right-of-way such as snow removal on trails and sidewalks, electric and lighting costs, landscape maintenance and other on-going maintenance costs with which cities incur a large cost of the life of these facilities. As MnDOT and counties begin to embrace the importance of multimodal facilities within their rights-of-way, their funding for these facilities should align with their vision for the installation of these facilities. Metro Cities supports cost participation policies that reduce the burden on cities for state and county roadway projects and shifts more of the cost to the agency with jurisdiction over the roadway; particularly costs for trails, sidewalks, bikeways, traffic signals and the right-of-way to support those facilities.

~~In 2026, MnDOT is required to provide a report to the Legislature detailing changes to its Cost Participation Policy with changes required to be in effect by March of 2026. Metro Cities supports changes to MnDOT's Cost Participation to reduce, or even eliminate, local cost participation on Trunk Highway projects and stands ready to comment on MnDOT's report and recommend further changes to fulfill this vision of a fair and equitable cost participation policy. (Staff suggested edit, ADOPTED)~~

TP-NEW E-BIKES and E-MOTOS

Minn. Stat. § 169.222 treats electric assisted bicycles (e-bikes), as defined in Minn. Stat. § 169.011, subd. 27, with maximum capable speeds up to 28 miles per hour similarly to bicycles. There are three classes of e-bikes. Class 1 has a top speed of 20 MPH and requires the rider to pedal to activate the motor. Class 2 also has a top speed of 20 MPH but the e-bike throttle control does not require the rider to pedal activate the motor. Class 3 e-bikes have a top speed of 28 MPH and, as with Class 1, require the rider to pedal to activate the motor. Minn. Stat. § 169.222 does provide limited local control and prohibits any person under the age of 15 from operating an e-bike.

Conversely, Minn. Stat. § 169.223 and § 171.02, subd. 3 require a driver's license or motorized bicycle permit to operate motorized bicycles (e-motos), which are defined in Minn. Stat. § 169.011, subd. 45, as having maximum capable speeds of 30 miles per hour. The Minnesota Department of Public Safety issues few if any motorized bicycle permits each year. The accessibility, awareness, and enforcement of the statutory requirement for motorized bicycle permits is very limited.

Class 2 and 3 e-bikes have similar characteristics to motorized bicycles or e-motos. While they are included in Minn. Stat. § 169.222, their function and capabilities are more equivalent to motorized bicycles than to traditional pedal bicycles.

Metro Cities supports the Legislature directing the Department of Public Safety to increase the public accessibility of motorized bicycle training and permits to improve rider

education and safety. Retailers should be required to provide written Department of Public Safety prepared or approved information regarding the permit requirements and safe use of e-bikes and motorized bicycles to Minnesota purchasers with penalties for noncompliance.

Metro Cities supports modifying state statute to include Class 2 and Class 3 e-bikes in the Minn. Stat. § 169.223 (Motorized Bicycle) instead of Minn. Stat. § 169.222 (Bicycle) because their capabilities are more similar to motorized bicycles than traditional bicycles.

Metro Cities supports requiring protective headgear for riders under 18 years old for all classes of e-bikes as is currently required for motorized bicycles and e-motos. The minimum age for both e-bike and motorized bicycle operation should remain 15 years old.

Where appropriate, motorized bicycles should be required to have working lights, turn signals, and other safety equipment.

(New policy proposed by city of Greenwood)

TP-NEW GREENHOUSE GAS EMISSIONS IMPACT ASSESSMENT AND OFFSET REQUIREMENTS

Minnesota Statutes § 161.178 requires the Minnesota Department of Transportation (MnDOT) and metropolitan planning organizations to assess capacity expansion projects on the trunk highway system for conformance with statewide greenhouse gas (GHG) emissions and vehicle miles traveled (VMT) reduction targets, and to mitigate any shortfall through “interlinked” offset actions before a project may enter the State Transportation Improvement Program (STIP) or a metropolitan TIP. Beginning with projects entering the STIP or metropolitan TIP for fiscal year 2031, the law shifts from project-by-project assessment to a portfolio-based approach covering “a collection of trunk highway and multimodal projects for a fiscal year and specific region.”

The Legislature created the GHG Emissions Impact Assessment in 2023 (Minn. Stat. § 161.178) and amended it in 2024, with the assessment and mitigation requirements taking effect February 1, 2025. Under the law:

- Applicable entities (MnDOT for the STIP, and metropolitan planning organizations for metropolitan TIPs) must assess whether a capacity expansion project or portfolio is proportionally in conformance with statewide GHG and VMT reduction targets before it may be included in a TIP.
- A nonconforming project must be redesigned and reassessed, paired with sufficient “interlinked” offset actions, or removed from the program.
- Eligible offset actions are limited to categories enumerated in statute — transit expansion and service improvements, active transportation and micromobility, travel demand management, parking management, land use changes, traffic operations improvements, natural systems restoration, and public land acquisition — plus any additional category the Commissioner authorizes on recommendation

of the Transportation GHG Impact Mitigation Technical Advisory Committee (Minn. Stat. § 161.1782).

- Offset actions must generally be localized to the communities affected by the project before a region or statewide offset location may be used, and must have identified, committed funding.
- The Commissioner must set a date — no later than August 1, 2027, for projects first entering the STIP for FY 2031 or later — to shift from project-level to portfolio-level assessment; MnDOT has publicly acknowledged that how a portfolio will be defined and assessed remains unresolved.
- A Transportation Impact Assessment and Mitigation Account is established for offset funding, with statutory direction to prioritize offset actions interlinked to trunk highway projects that reduce traffic fatalities or severe injuries; a separate provision states the assessment requirements must not supplant the state’s safety and well-being goals — but neither provision exempts a safety-driven project from triggering assessment or from needing an offset in the first place.

City and county engineers have consistently raised two implementation concerns to MnDOT leadership and the Technical Advisory Committee: that VMT impacts of an individual capacity project are very difficult to mitigate within the project itself, and that identifying, funding, and committing offset actions large enough to cover the GHG tonnage of a major expansion project is costly and, in many communities, not readily feasible. MnDOT has acknowledged that implementing the portfolio approach without further definition and without addressing multi-jurisdictional offset coordination risks effectively halting individual expansion and safety-related interchange and intersection projects that would otherwise have to bear full mitigation costs on their own.

Metro Cities, working through the City Engineers Association of Minnesota (CEAM) and in coordination with the County Engineers Association of Minnesota, has significant concerns about the practical implementation of both the portfolio approach and the safety-project exposure created by the current statutory framework.

Metro Cities supports the underlying goals of Minn. Stat. § 161.178 — reducing transportation sector greenhouse gas emissions and per-capita vehicle miles traveled — and recognizes the role metropolitan cities can play in delivering offset actions.

Metro Cities is committed to working collaboratively with cities, counties, MnDOT, the Technical Advisory Committee under § 161.1782, and other affected stakeholders to further define the components of the law identified below. Metro Cities will work with stakeholders to determine whether the needed changes can be accomplished administratively — through a Technical Advisory Committee recommendation adopted by the Commissioner of Transportation under existing authority — or whether it requires a legislative amendment, and will pursue and advocate for whichever path the stakeholder process determines is necessary to achieve each outcome.

656 Metro Cities supports/intends to work with stakeholders to:
657 1. Define “Portfolio”
658 2. Address Offset Feasibility and Funding
659 3. Pursue Flexibility for Safety Projects on High-Crash Facilities
660 4. Strengthen Local Voice in Implementation by advocating for and potentially
661 requiring continued City Engineer representation on the TAC
662 *(New policy proposed by city of Brooklyn Park)*