



CARVER COUNTY *minnesota*

Carver County Board of Commissioners

June 4, 2024

Board Meeting

The County Board Room is open to the public.

The Regular Session portion of the meeting will be webcast live at:

<https://youtube.com/@CarverCountyMN>

- 9:00 a.m. 1. a) **CONVENE**
 b) **Pledge of Allegiance**
 c) **Public Comments**

Public comments that relate to an item on the agenda may be heard when that agenda item is discussed. Please limit your comments to five minutes or less.

Individuals unable to attend in person can provide public comments by e-mail at admin-contact@co.carver.mn.us.

2. Agenda review and adoption
3. Approve minutes of May 21, 2024, Regular Session 1
4. Community Announcements

- 9:20 a.m. 5. **CONSENT AGENDA**

Communities: Create and maintain safe, healthy, and livable communities

- 5.1 Amendment 3 to PSA for Acquisition & Relocation Services with
 WSB & Associates for Highway 212 Project – Benton Township 4
- 5.2 Donations to HHS Child & Family—Foster Parent Appreciation 2024 5
- 5.3 Funding Application Request to MnDOT Local Partnership Program
 for the State Highway 5/41 Intersection Improvement Project 6
- 5.4 IIJA State Funding Match Agreements for the Highway 212 Project
 – Benton Township with the State of Minnesota 10
- 5.5 Carver County Right of Way Plat No. 37 for the Highway 11/14 Project 15
- 5.6 Utility Relocation and Release of Easement Agreements with Lumen for
 Highway 212 Project – Benton Township 17
- 5.7 Special Event Use Permit Request(s): 4th of July Professional Firework
 Displays in Park System 18

Connections: Develop strong public partnerships and connect people to services and information

- 5.8 2024 Carver County Fair Donation of Labor and Equipment Resources 20
- 5.9 Out-of-State Travel for Probation Agent 21
- 5.10 Tobacco License Renewals 22

Culture: Provide organizational culture fostering accountability to achieve goals & sustain public trust/confidence in County government

5.11	Donation from Carver County resident to support HHS professional staff development.....	25
5.12	Out-of-State Travel ESRI User Conference Public Works Asset Manager.....	26

Customer service: Continue the County's delivery of high value, timely service and support

5.13	Request for approval for subscription-based faxing solution with OpenText Inc.....	27
5.14	Request for approval for subscription-based Cisco Cloud Calling Solution.....	28
5.15	Turnkey Corrections Commissary and Inmate Account Management	30
5.15.1	Budget Amendment.....	31
5.16	Jail Isolation Cell Painting and Restoration.....	32

Finances: Improve the County's financial health and economic profile

5.17	Final Plat Approval for Watertown Wetlands.....	33
5.18	Review Health & Human Services and Commissioner Warrants	

Growth: Manage the challenges and opportunities resulting from growth and development

5.19	Settlement Agreements for Right of Way Acquisitions for the Highway 10/41 Project.....	38
5.20	Settlements for Right of Way Acquisition for the US 212 Project – Benton Township.....	50
5.21	Initial Offers for Right of Way Acquisition for the Highway 18 Project – Arboretum Area.....	54
5.22	Patrick Brose – Temporary Manufactured Home for Special Needs Parent (IUP)	64
5.23	Request for approval to contract with Jackson and Associates for Public Works Roof Replacement.....	68
5.24	Utility Relocation and Release of Easements Agreement with Northern Natural Gas for Highway 212 Project – Benton Township	70
5.25	Contract for Signal Cabinet Components for Highway 17/W 78 th St Traffic Signal Replacement	71

9:25 a.m. 6. **CONNECTIONS: Develop strong public partnerships and connect people to services and information**

6.1	Riley Purgatory Bluff Creek Watershed District Board of Managers Appointment.....	74
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9:35 a.m. **RECESS AS COUNTY BOARD AND CONVENE AS CARVER COUNTY BOARD OF HEALTH (CHB)**

9:35 a.m. 7. **COMMUNITIES: Create and maintain safe, healthy, and livable communities**

7.1	Semi-Annual Report to the County Health Board	75
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10:00 a.m. **ADJOURN AS CARVER COUNTY BOARD OF HEALTH (CHB) AND RECONVENE AS COUNTY BOARD**

10:00 a.m.	8.	COUNTY ADMINISTRATOR REPORT	
10:15 a.m.	9.	CULTURE: Provide organizational culture fostering accountability to achieve goals and sustain trust/confidence in County government	
	9.1	<i>Closed Session</i> for Labor Negotiation Strategy	76
11:15 a.m.		ADJOURN REGULAR AND CLOSED SESSIONS	
11:15 a.m.		CONVENE WORK SESSION	
	10.	GROWTH: Manage the challenges and opportunities resulting from growth and development	
	10.1	CDA Housing Study	77
12:15 p.m.		ADJOURN WORK SESSION	

David Hemze
County Administrator

UPCOMING MEETINGS

June 11, 2024		No Meeting
June 18, 2024	8:00 a.m.	Special Session
June 18, 2024	9:00 a.m.	County Board of Equalization
June 18, 2024	Noon	Hoffmann Recognition Event
June 21, 2024	3:00 p.m.	Paradise Beach Bash, Paradise Commons
June 25, 2024	9:00 a.m.	Board Work Session
June 25, 2024	1:00 p.m.	County Board of Equalization (if needed)
July 2, 2024		No Meeting
July 9, 2024	9:00 a.m.	Board Meeting
July 9, 2024	4:30 p.m.	Highway 11/14 Roundabout Public Meeting Lions Park Pavilion, 1505 82 nd Street, Victoria
July 9, 2024	7:00 p.m.	Carver County Township Assn Meeting, Vandy's Grill, Waconia
July 14-16, 2024		Midwest Short Line & Regional Rail Conference, Brainerd
July 16, 2024	9:00 a.m.	Board Meeting
	TBD	Minnewashta Playground Groundbreaking (?)
July 23, 2024	9:00 a.m.	Board Work Session
July 23, 2024	12:30 p.m.	Highway 212 Groundbreaking, St. John's United Church of Christ, 12984 Co Rd 51, NYA, MN 55368
July 30, 2024		No Meeting
August 6, 2024	9:00 a.m.	Board Meeting
August 13, 2024		No Meeting
August 20, 2024	9:00 a.m.	Board Meeting
August 27, 2024	9:00 a.m.	Board Work Session
September 3, 2024	9:15 a.m.	Board Meeting*
September 10, 2024		No Meeting
September 17, 2024		No Meeting (*Trans Fly In Tentative Date)
September 19, 2024	7:00 p.m.	League of Women Voters Fall Candidate Forum, MN House 48 Candidate, County Board Room, lwvec@lwvmnorg
September 24, 2024	9:00 a.m.	Board Work Session
September 24, 2024	7:00 p.m.	League of Women Voters Fall Candidate Forum, Carver County Commissioners, County Board Room, lwvec@lwvmnorg

A Regular Session of the Carver County Board of Commissioners was held in the County Government Center, Chaska, on May 21, 2024. Chair Gayle Degler convened the session at 9:00 a.m.

Members present: Gayle Degler, Chair, John P. Fahey, Vice Chair, Tim Lynch, Matt Udermann and Tom Workman.

Members absent: None.

No public comments.

Fahey moved, Lynch, seconded, to approve the Agenda, Proposed Agenda Amendment and Proposed Agenda Amendment No 2. Motion carried unanimously.

Udermann moved to approve the Proposed Agenda Amendment No 3, seconded by Workman. Degler opened for discussion and shared he is voting against noting that the minutes accurately depict what he heard at the last meeting. He noted that minutes are summary of what goes on at board meeting, not what we think should have gone on. With a 2 to 3 vote the motion failed. Udermann and Workman yes, Degler, Lynch and Fahey no.

Lynch moved, Fahey seconded, to approve minutes of the May 7, 2024, Regular Session. Motion carried 4 to 1, with Udermann voting no.

Udermann moved, Degler seconded, to approve the following consent agenda items below. Motion carried unanimously.

- 5.1 Resolution 39-24, 2024-2025 Minnesota GreenCorps Temporary Staff Member.
- 5.2 Professional Services Agreement with SRF Consulting Group for Dakota Rail Regional Trailhead.
- 5.3 Professional Services Agreement with GMH Asphalt for Highway 53 & Highway 10 Watertown Roundabout Patching.
- 5.5 Resolution 40-24, Initial Offers for Right of Way Acquisition for the Highway 11/14 Project
- 5.6 Professional Services Agreement with Marbigail Therapy for STRIVE Program
- 5.7 Contract with ExScape Property Services
- 5.8 Authorized issuance of special event use permit to Freshwater Church – Outdoor Service and Celebration (Annual Special Event) on June 8-9, 2024.

- 5.9 Authorized issuance of special event use permits to Nicholas Hartwig/Lone Oak Rodeo – Youth/Amateur Rodeo (2 – One Time Special Events) on May 31-June 1 and August 16-17, 2024, respectively.

Review on May 14, 2024 of Commissioner and Health & Human Services Warrants for May 17, 2024, in the amount of \$485,123.17 and Review on May 21, 2024 of Commissioner and Health & Human Services Warrants for May 24, 2024, in the amount of \$281,712.42.

- 6.1 Degler moved, Lynch seconded, appointing Tom Workman to the Metropolitan Solid Waste Planning Group for 2024. Motion carried unanimously.
- 6.3 Resolution 41-24, Construction of the Lake Minnewashta Regional Park Creative Playground Project, and Budget Amendment, including:
- Contract with Blackstone Contractors LLC for site construction.
 - Authorization to purchase Burke play equipment from St. Croix Recreation.
 - Contract with Michael Basich for playground equipment installation.
 - Approve Grant Agreement SG24 P2-03-01 for state bond funds.

Udermann moved, Lynch seconded. Motion carried unanimously.

- 6.4 Motion to open continued Public Hearing of Ordinance No. 105-2024 and Ordinance No. 106-2024 (Cannabis Public Use) and Adoption of Ordinances moved by Udermann, seconded by Workman. Motion carried unanimously.

Motion to close the Public Hearing of Ordinance No. 105-2024 and Ordinance No. 106-2024 (Cannabis Public Use) and Adoption of Ordinances.

Resolution 42-24, Adopting Ordinance 105-2024 and 106-2024, Regulating the Use of Cannabis and Cannabis Derived Products in Public Places.

Moved by Workman, seconded by Fahey. Motion carried unanimously.

- 7.1 UAS Unmanned Aerial System Public Comment Meeting – Sheriff Kamerud came seeking public comment before purchasing or using AUV equipment. As there was no public comment, Sheriff Kamerud shared he was happy to receive any input through phone calls, emails, or personal visit with himself or any staff and will wait a few weeks for any comments prior to advancing with the purchase of equipment. His office will report back once a vendor is found and seek approval to allocate state funds received in 2023 to be used for this purchase in 2024. This equipment will be FAA regulated variety and will be deployed for use in public safety situations.

- 8.1 Hennepin-Carver Workforce Development Board Local and Regional Plan – Kate Probert Fagundes, Health and Human Services Deputy Director, provided an update on the Workforce Innovation and Opportunity Act (WIOA) created Hennepin-Carver Workforce Development Board required every 3 years relating to the local and regional plans. This is based on the Joint Powers Agreement with Hennepin County, serving Region 4.

Motion to approve the Hennepin-Carver Workforce Development Area (WDA 09) Workforce Innovation and Opportunity Act (WIOA) Local and Regional Plan for CY2024-2027 and authorize submission of the plan to the State of Minnesota, Governor's Office.

Moved by Udermann, seconded by Workman. Motion carried unanimously.

ADMINISTRATOR REPORT – County Administrator Hemze reported on internal candidate to replace long-term Executive Assistant hoping to be in place starting June 3. He reminded the Commission about the Strategic Planning Retreat starting on 8:30 am on Tuesday, May 28 at Paradise Commons.

The Board adjourned the Regular Session at 10:13 a.m., retreating into a work session regarding:

1. Environmental Center Long Term Planning
2. County Board Work Session Format
3. Regional Solicitation Evaluation Listening Session

David Hemze
County Administrator

ATTEST: _____
County Administrator

Chair

Carver County Board of Commissioners Request for Board Action



Agenda Item:

Amendment 3 to PSA for Acquisition & Relocation Services with WSB & Associates for Hwy 212 Project - Benton Township

Primary Originating Division/Dept:

Meeting Date: 6/4/2024



Contact: Darin Mielke

Title: Assistant Public Works Direct...

Item Type:

Amount of Time Requested: minutes

Presenter:

Title:

Attachments: ☐ Yes ☒ No

Strategic Initiative:

BACKGROUND/JUSTIFICATION:

The 2024 through 2026 construction seasons include the Highway 212 Project – Benton Township, which is the reconstruction and expansion of Highway 212 from approximately Highway 34 (Tacoma Avenue) in the City of Norwood Young America to Highway 36 (West) in the City of Cologne. Additional land acquisition is needed to complete the project. Due to the complexity of the right-of-way acquisitions and staff workload, it was necessary to hire a consultant land acquisition firm with extensive experience in documentation and negotiations for land acquisition for highway projects. The team from WSB & Associates, and their subconsultant appraisers, have many years of experience in handling this type of land acquisition work. They have coordinated their work with the county's project manager and consultant attorney, title agents and appraisers on the drafting of easement documents, lead negotiations for potential settlements, draft and file necessary documents for eminent domain proceedings and assist with condemnation hearings, if necessary.

There are 50 parcels being impacted by the project with most being agricultural and residential related properties. There are 10 unsettled parcels remaining that are continuing through the eminent domain process due to the need to get lender consents, clear other easement encumbrances and/or a difference in opinion of the acquisition value. In order to continue negotiations, the need for land commissioner viewings and possible land commissioner testimony, additional scope is needed by WSB & Associates to complete the necessary future work. This additional scope of work also includes more negotiation time for the parcels going through the eminent domain process. Staff is recommending approval of this scope of work amendment in order to meet the project requirements to complete the project.

ACTION REQUESTED:

Motion to approve Amendment 3 to PSA with WSB & Associates Inc. in the amount of \$41,200.00 for additional land acquisition services for the Highway 212 Project - Benton Township, pending finalization of the contract review process.

FISCAL IMPACT:

If "Other", specify:

FTE IMPACT:

FUNDING

County Dollars =

State Bond Funding \$41,200.00

Total \$41,200.00

☐ Insert additional funding source

Related Financial/FTE Comments:

Office use only:

RBA 2024 - 9832

**Carver County Board of Commissioners
Request for Board Action**



Agenda Item:

Donations to HHS Child and Family - Foster Parent Appreciation 2024

Primary Originating Division/Dept: Health & Human Services - Child & Family

Meeting Date: 6/4/2024

Contact: Clint Mack

Title: Child & Family Supervisor

Item Type:

Consent

Amount of Time Requested: minutes

Presenter:

Title:

Attachments: ☐ Yes ☒ No

Strategic Initiative:

Communities: Create and maintain safe, healthy, and livable communities

BACKGROUND/JUSTIFICATION:

The Health and Human Services (HHS) Child and Family Department has received donations from the community to support the Carver County Adult and Child Foster care Program. These donations were given out to foster parents at the Foster Parent Appreciation Banquet on May 8, 2024 or will be used to support other foster care programming throughout the rest of this year. The annual banquet occurs in May since May is Foster Care Appreciation Month.

St. Paul Saints	St Paul Saints game tickets (2 tickets) - \$40 Value
MN Renaissance Festival	Admission Ticket (2 given) - \$50 Value
Carver County Parks	Two night camping pass - \$60 Value
Imagine Theater Waconia	Movie Passes, popcorn and small drink (4 given) - \$80 Value
Lions Tap	\$15 Gift Certificate (2 given) - \$30 Value
Willy McCoys	\$25 Gift Certificate - \$25 Value
Midtown Family Restaurant NYA	\$20 Gift Certificate (2 given) - \$40 Value
Chanhassen Rec Center	10 Punch passes (5 given) - \$200 Value
Youngstedts Car Care	Platinum Car Wash Passes (6 given) - \$120 Value
Venus Nails	\$40 Gift Card
Chick-fil-a (Chanhassen)	Free Sandwich, Nuggets or Grilled Sandwich (25 given) - \$100 Value
Safari Island	10 Visit Punch Pass - \$75 Value
The Burrow	Two Free Rounds of Mini-Golf (2 given) & \$25 gift card (2 given) - \$100 Value

Total Value of Donations = \$960

A public thank you will be advertised on social media and was posted at the Foster Parent Appreciation Banquet.

ACTION REQUESTED:

Motion to accept and approve use of the above listed donations received by the HHS Child and Family Department.

FISCAL IMPACT: None

If "Other", specify:

FUNDING

County Dollars =

FTE IMPACT: None

Total

\$0.00

☐ Insert additional funding source

Related Financial/FTE Comments:

Total Value = \$960. All funds will be utilized to support foster parents and children in foster care.

Office use only:

RBA 2024 - 9833

Carver County Board of Commissioners Request for Board Action



Agenda Item:

Funding Application Request to MnDOT Local Partnership Program for the State Highway 5/41 Intersection Improvement Project

Primary Originating Division/Dept:

Meeting Date: 6/4/2024

Contact: Darin Mielke

Title:

Item Type:

Amount of Time Requested: minutes

Presenter:

Title:

Attachments: ☒ Yes ☐ No

Strategic Initiative:

BACKGROUND/JUSTIFICATION:

The Minnesota Department of Transportation (MnDOT) is accepting candidate projects for the fiscal year (FY) 2026 Metro District Local Partnership Program. The purpose of the program is to provide funding for projects that deliver a benefit to both the local community and the State's highway system. The purpose of this funding program is to address problems on the Trunk Highway system that are of concern to local agencies, but are typically not large-scale enough to directly select as projects in the regular MnDOT road program. The maximum award available for an individual project is \$1,000,000.

This grant application submittal is proposed for the State Highway 5 and 41 Intersection, which is a safety and mobility improvement at the intersection, currently programmed in late 2025. This project was developed through coordinated partnership and public engagement efforts with local and State agencies. The primary component of the project is an expansion of the intersection of State Highways 5 and 41.

ACTION REQUESTED:

Motion to adopt a resolution to authorize the County Engineer to submit and support the transportation project application for the State Highway 5/41 Intersection Improvement Project to the MnDOT Metro District for consideration in the Local Partnership Program grant funding solicitation.

FISCAL IMPACT:

If "Other", specify:

FTE IMPACT:

FUNDING

County Dollars =

Met Council Fed funding	\$12,000,000.00
State Bond Funding	\$20,000,000.00
Federal CDS	\$9,000,000.00
PROTECT Funding	\$10,000,000.00
MHFP Freight Funds	\$10,800,000.00
MnDOT SRC Funds	\$5,800,000.00
Local City Funding	\$3,000,000.00
Trans. Sales Tax	\$38,400,000.00
CSAH Regular Funds	\$4,500,000.00
Total	\$114,500,000.00

County Dollars =

MnDOT LPP Request \$1,000,000.00

Total

 Insert additional funding source

Related Financial/FTE Comments:

This project is identified for use of County transportation sales tax funding.

Office use only:

RBA 2024 - 9842

BOARD OF COUNTY COMMISSIONERS

CARVER COUNTY, MINNESOTA

Date: June 4, 2024

Resolution No: _____

Motion by Commissioner: _____

Seconded by Commissioner: _____

Resolution of Support and Authorization for an Application to the Minnesota Department of Transportation (MnDOT) for a FY26 Metro Local Partnership Program (LPP) for the Highway 5 & Highway 41 Intersection Reconstruction Project

WHEREAS, the Minnesota Department of Transportation (MnDOT) has announced the availability of \$3.7 million in state funding for the FY26 Metro Local Partnership Program (LPP) Solicitation; and

WHEREAS, the Local Partnership Program provide funding to projects that address issues on the trunk highway system and simultaneously provide benefit to local communities; and

WHEREAS, Carver County is the fastest growing county in Minnesota and completion of the State Highway 5 and Highway 41 Intersection Improvement Project is critical to support planned growth for jobs and housing in the Minneapolis/St Paul Metropolitan region; and,

WHEREAS, the existing intersection at State Highway 5 and Highway 41 experiences poor operating conditions and a high crash rate and these conditions are expected to only worsen without improvements; and

WHEREAS, Carver County partnered with the Minnesota Department of Transportation (MnDOT), the City of Victoria, the City of Chaska, and the City of Chanhassen to develop the Arboretum Area Transportation Plan that identified transport system deficiencies along a 4-mile stretch of State Highway 5; and

WHEREAS, intersection improvements included in the proposed project were identified in the Arboretum Area Transportation Plan; and

WHEREAS, once funded and constructed the State Highway 5 and Highway 41 Intersection Improvement Project will provide safer, faster, and more reliable movement of goods and people through Carver County and the metropolitan region.

NOW THEREFORE BE IT RESOLVED, that the Carver County Board of Commissioners hereby supports and approves a FY26 Metro Local Partnership Program request for \$1 million to construct the State Highway 5 and Highway 41 Intersection Improvement Project and the board directs the Carver County Engineer to submit the requested project information; and

BE IT FURTHER RESOLVED, that Carver County is committed to fully funding and delivering the project as proposed and on schedule that aligns with FY26 Metro Local Partnership Program requirements.

YES

ABSENT

NO

STATE OF MINNESOTA
COUNTY OF CARVER

I, Dave Hemze, duly appointed and qualified County Administrator of the County of Carver, State of Minnesota, do hereby certify that I have compared the foregoing copy of this resolution with the original minutes of the proceedings of the Board of County Commissioners, Carver County, Minnesota, at its session held on the 4th day of June, 2024, now on file in the Administration office, and have found the same to be a true and correct copy thereof.

Dated this 4th day of June, 2024.

Dave Hemze

County Administrator

Carver County Board of Commissioners Request for Board Action



Agenda Item:

IIJA State Funding Match Agreements for the Highway 212 Project - Benton Township with the State of Minnesota

Primary Originating Division/Dept:

Meeting Date: 6/4/2024

Contact: Darin Mielke

Title: Assistant Public Works Direct...

Item Type:

Amount of Time Requested: minutes

Presenter:

Title:

Attachments: ☒ Yes ☐ No

Strategic Initiative:

BACKGROUND/JUSTIFICATION:

Carver County is the lead agency for the reconstruction and expansion of State Highway 212 to a 4-lane expressway from the City of Norwood Young America to the City of Cologne. Carver County applied for and was awarded a \$10 million INFRA grant from the Federal Highway Administration through the IIJA federal funding program. In 2023, the state legislature created a state funding match for projects awarded federal IIJA funding. Carver County Public Works applied for and was awarded \$10,000,000 of IIJA State Match funding for the Highway 212 Project - Benton Township. This IIJA State Match funding will cover the following costs of the project:

SAP 010-589-001 - Tree Clearing: \$107,800.00

SAP 010-89-002 - Building Removals: \$53,743.00

SAP 010-596-017 - Land Acquisition: \$1,970,000.00

SAP 010-596-018 - Private Utility Relocation: \$615,885.89

A future county board action and resolution will include the following once the construction contract for the project is awarded:

SP 010-596-013 - Construction and Construction Contingency: \$7,252,571.11

A resolution and agreement with the State of Minnesota is needed in order for Carver County to receive this funding. The agreement outlines the responsibilities of both parties. Staff is recommending approval of this agreement.

ACTION REQUESTED:

Motion to adopt resolutions to enter in State of Minnesota agreement numbers 1056107, 1056300 and 1056215 for IIJA State Match funding for the Highway 212 Project - Benton Township, pending finalization of the contract review process.

FISCAL IMPACT:

If "Other", specify:

FTE IMPACT:

FUNDING

County Dollars =

IIJA State Match Funds	\$10,000,000.00
INFRA Funds	\$10,000,000.00
State Bond Funding	\$22,800,000.00
MnDOT SRC Funding	\$9,000,000.00
Federal CDS	\$6,500,000.00
Total	\$72,330,000.00

County Dollars =

Fed Freight	\$7,500,000.00
Fed Reg. Solicitation	\$3,500,000.00
MnDOT ROW Funds	\$3,030,000.00

Total

 Insert additional funding source

Related Financial/FTE Comments:

The above totals do not include professional services for the project. The \$25M state bond funding was reduced to \$22,800,000 for professional services reimbursement.

Office use only:

RBA 2024 - 9849

BOARD OF COUNTY COMMISSIONERS CARVER COUNTY, MINNESOTA

Date: June 4, 2024

Resolution No: _____

Motion by Commissioner: _____

Seconded by Commissioner: _____

State Funded Program for IIJA Discretionary Grant Assistance Terms and Conditions SAP 010-589-001 and 010-589-002

WHEREAS, Carver County has applied to the Commissioner of Transportation for a grant from the State Program for IIJA Assistance; and

WHEREAS, the Commissioner of Transportation has given notice that funding for this project is available; and

WHEREAS, the amount of the grant has been determined to be \$161,543.00 by reason of the lowest responsible bid.

NOW THEREFORE, be it resolved that Carver County does hereby agree to the terms and conditions of the grant consistent with Minnesota Laws 2023, Chapter 68, Article 1, Section 2, Subdivision 5(a), and will pay any additional amount by which the cost exceeds the estimate, and will return any amount appropriated for the project but not required. The proper county officers are authorized to execute MnDOT Agreement No. 1056107 and any amendments thereto with the Commissioner of Transportation concerning the above-referenced grant.

YES

ABSENT

NO

STATE OF MINNESOTA
COUNTY OF CARVER

I, Dave Hemze, duly appointed and qualified County Administrator of the County of Carver, State of Minnesota, do hereby certify that I have compared the foregoing copy of this resolution with the original minutes of the proceedings of the Board of County Commissioners, Carver County, Minnesota, at its session held on the 4th day of June, 2024, now on file in the Administration office, and have found the same to be a true and correct copy thereof.

Dated this 4th day of June, 2024.

Dave Hemze

County Administrator

BOARD OF COUNTY COMMISSIONERS CARVER COUNTY, MINNESOTA

Date: June 4, 2024

Resolution No: _____

Motion by Commissioner: _____

Seconded by Commissioner: _____

State Funded Program for IIJA Discretionary Grant Assistance Terms and Conditions SAP 010-596-017

WHEREAS, Carver County has applied to the Commissioner of Transportation for a grant from the State Program for IIJA Assistance; and

WHEREAS, the Commissioner of Transportation has given notice that funding for this project is available; and

WHEREAS, the amount of the grant has been determined to be \$1,970,000.00 by estimate of the anticipated land acquisition costs for the project.

NOW THEREFORE, be it resolved that Carver County does hereby agree to the terms and conditions of the grant consistent with Minnesota Laws 2023, Chapter 68, Article 1, Section 2, Subdivision 5(a), and will pay any additional amount by which the cost exceeds the estimate, and will return any amount appropriated for the project but not required. The proper county officers are authorized to execute MnDOT Agreement No. 1056300 and any amendments thereto with the Commissioner of Transportation concerning the above-referenced grant.

YES

ABSENT

NO

STATE OF MINNESOTA
COUNTY OF CARVER

I, Dave Hemze, duly appointed and qualified County Administrator of the County of Carver, State of Minnesota, do hereby certify that I have compared the foregoing copy of this resolution with the original minutes of the proceedings of the Board of County Commissioners, Carver County, Minnesota, at its session held on the 4th day of June, 2024, now on file in the Administration office, and have found the same to be a true and correct copy thereof.

Dated this 4th day of June, 2024.

Dave Hemze

County Administrator

BOARD OF COUNTY COMMISSIONERS CARVER COUNTY, MINNESOTA

Date: June 4, 2024

Resolution No: _____

Motion by Commissioner: _____

Seconded by Commissioner: _____

State Funded Program for IIJA Discretionary Grant Assistance Terms and Conditions SAP 010-596-018

WHEREAS, Carver County has applied to the Commissioner of Transportation for a grant from the State Program for IIJA Assistance; and

WHEREAS, the Commissioner of Transportation has given notice that funding for this project is available; and

WHEREAS, the amount of the grant has been determined to be \$615,885.89 by estimate of the anticipated private utility relocation costs for the project.

NOW THEREFORE, be it resolved that Carver County does hereby agree to the terms and conditions of the grant consistent with Minnesota Laws 2023, Chapter 68, Article 1, Section 2, Subdivision 5(a), and will pay any additional amount by which the cost exceeds the estimate, and will return any amount appropriated for the project but not required. The proper county officers are authorized to execute MnDOT Agreement No. 1056215 and any amendments thereto with the Commissioner of Transportation concerning the above-referenced grant.

YES

ABSENT

NO

STATE OF MINNESOTA
COUNTY OF CARVER

I, Dave Hemze, duly appointed and qualified County Administrator of the County of Carver, State of Minnesota, do hereby certify that I have compared the foregoing copy of this resolution with the original minutes of the proceedings of the Board of County Commissioners, Carver County, Minnesota, at its session held on the 4th day of June, 2024, now on file in the Administration office, and have found the same to be a true and correct copy thereof.

Dated this 4th day of June, 2024.

Dave Hemze

County Administrator

Carver County Board of Commissioners Request for Board Action



Agenda Item:

Carver County Right of Way Plat No. 37 for the Highway 11/14 Project

Primary Originating Division/Dept:

Meeting Date: 6/4/2024



Contact: Luke Kranz

Title:

Item Type:

Amount of Time Requested: minutes

Presenter:

Title:

Attachments: ☒ Yes ☐ No

Strategic Initiative:

BACKGROUND/JUSTIFICATION:

The 2024 construction season includes the reconstruction of the intersection of Highways 11, 14 and Marsh Lake Road. In order to meet state and federal regulations, additional right-of-way acquisition in some areas is necessary.

The County Surveyor's Office has prepared CARVER COUNTY RIGHT OF WAY PLAT NO. 37 to simplify the writing of easement descriptions and to identify to the public the County's interest in the highway right of way.

ACTION REQUESTED:

Motion to adopt a resolution to approve CARVER COUNTY RIGHT OF WAY PLAT NO. 37 and authorize the Chair of the County Board to sign the plat.

FISCAL IMPACT:

If "Other", specify:

FUNDING

County Dollars =

FTE IMPACT:

Total

\$0.00

Insert additional funding source

Related Financial/FTE Comments:

Office use only:

RBA 2024 - 9851

**BOARD OF COUNTY COMMISSIONERS
CARVER COUNTY, MINNESOTA**

Date: June 4, 2024

Resolution No: _____

Motion by Commissioner: _____

Seconded by Commissioner: _____

Carver County Right of Way Plat No. 37

WHEREAS, Carver County will be improving the intersection of County State Aid Highway (CSAH) No. 11 and 14; and

WHEREAS, the County Surveyor has prepared Carver County Right of Way Plat No. 37 to simplify the writing of legal descriptions and to identify to the public the County's interest in the highway right of way.

NOW, THEREFORE BE IT RESOLVED, that the Carver County Board of Commissioners approves Carver County Right of Way Plat No. 37 and authorizes the Chair of the County Board to sign the plat.

YES

ABSENT

NO

STATE OF MINNESOTA
COUNTY OF CARVER

I, Dave Hemze, duly appointed and qualified County Administrator of the County of Carver, State of Minnesota, do hereby certify that I have compared the foregoing copy of this resolution with the original minutes of the proceedings of the Board of County Commissioners, Carver County, Minnesota, at its session held on the 4th day of June, 2024, now on file in the Administration office, and have found the same to be a true and correct copy thereof.

Dated this 4th day of June, 2024.

Dave Hemze

County Administrator

CARVER COUNTY RIGHT OF WAY PLAT NO. 37

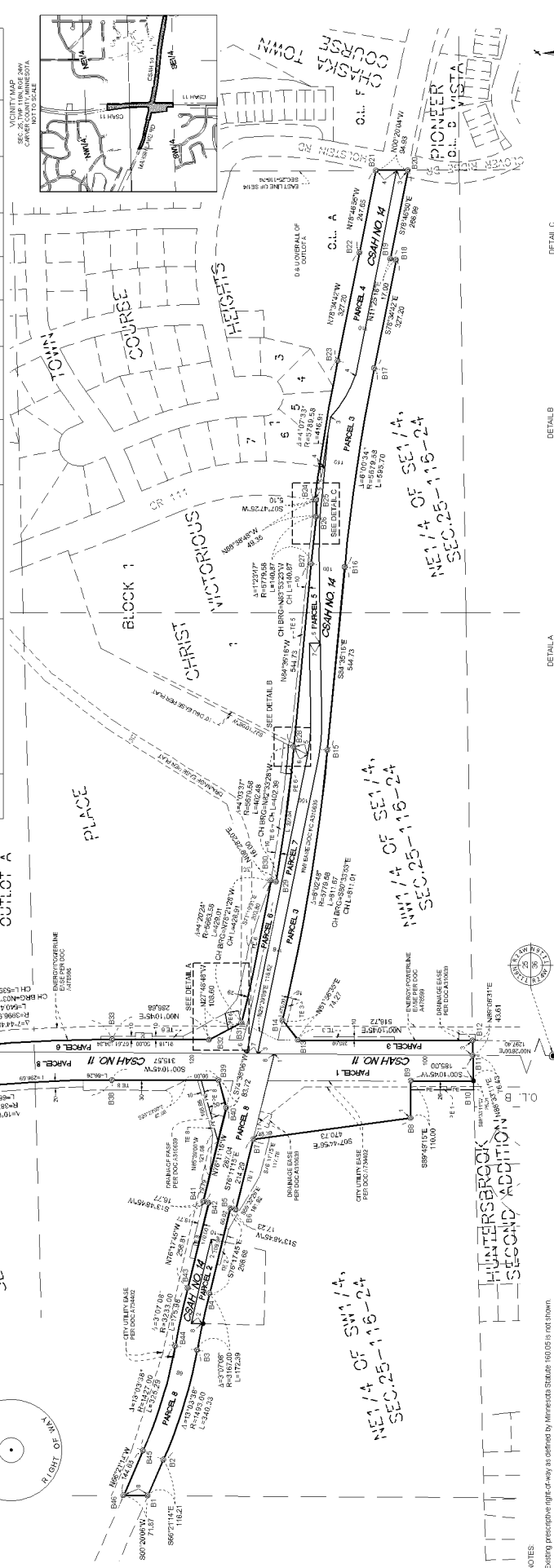
C.S.A.H. NO. 11 & 14

PLAT FILE NO.
C.R. DOC. NO.
P.W. JOB NO.

218906

LEGEND	
	Carver County Cast Iron Monument
	Individual Parcel Limits
	Boundary Corner with 1/4 Section 15-24
	Carver County Right of Way
	Found monument as noted
	Existing Right of Way Line
	Permanent Easement
	Temporary Easement
	Curve Data
	Curve Length
	Curve Central Angle
	Curve Right of Way
	Curve Chord Length

PARCEL NUMBER	RECORD OWNER	LOCATION	PARCEL ID NO.	RECORDED DOC. NO.	EXISTING ROAD RW (SQ FT)	NEW ROAD RW (SQ FT)	TOTAL ROAD RW (SQ FT)	PERMANENT EASEMENT (SQ FT)	TEMPORARY EASEMENT (SQ FT)	INTEREST
1	SCHMIEG FARM LAND LLC SCHMIEG LIFE ESTATE	PART OF NE 1/4 OF SW 1/4, SEC. 25, T11N, R24W	07 0051900	AS55848-AS55856 A93211-A93214	46,489	62,711	109,200	4,818	9,640	FE & EASEMENT
2	RICHARD J. & MARY L. SCHMIEG SCHMIEG LIFE ESTATE	PART OF NE 1/4 OF SW 1/4, SEC. 25, T11N, R24W	07 0052720	A686930L	8,352	8,352	8,352	•	681	FE & EASEMENT
3	STEVEN JAMES KELLER REV. TRUST	PART OF NW 1/4 OF SE 1/4 & NE 1/4 OF SE 1/4, SEC. 25, T11N, R24W	07 0050000	A752577	168,069	1,748	169,817	•	4,100	FE & EASEMENT
4	DEDICATED	TOWN COURSE HEIGHTS	•	A323921	43,694	•	43,694	•	•	FE
5	CHRIST VICTORIOUS LUTHERAN CHURCH VICTORIOUS	PART OF LOT 1, BLOCK 1, CHRIST VICTORIOUS	07 0540010	A250668	24,450	118	24,568	•	7,487	FE & EASEMENT
6	VASSAR LIVING TRUST	PART OF OUTLOT A, SUMMIT PLACE	07 7250100	A539886	47,091	9,811	56,902	3,059	24,154	FE & EASEMENT
7	DEDICATED	SUMMIT PLACE	•	A142412	40,723	•	40,723	•	•	FE
8	SCHMIEG FARM LAND LLC JOHN SCHMIEG, JR. & GERTILDE SCHMIEG LIFE ESTATE	PART OF SE 1/4 OF NW 1/4 & NE 1/4 OF SW 1/4, SEC. 25, T11N, R24W	65 0025090	AS55848-AS55856 A93211-A93214	228,827	1,694	230,521	8,470	24,885	FE & EASEMENT
9	CITY OF VICTORIA	PART OF OUTLOT E, LAKE TOWN ESTABLISHMENT	65 3420330	A770077	•	•	•	•	532	EASEMENT



NOTES

Existing prescriptive right-of-way, as defined by Minnesota Statute 160.05 is not shown.

Record owners noted in the parcel table were compiled from current deeds of record available in the office of the Carver County Recorder.

Parcel boundaries and corresponding parcel acreage have been determined by current deed evidence of record.

All right-of-way road widths shown are to the proposed construction centerline.

I hereby certify that this plat was prepared by me or under my direct supervision and that I am a duly Licensed Land Surveyor under the laws of the State of Minnesota, that this plat meets the requirements of Minnesota Statutes, Chapter 160.025 and that the measurements shown on this plat were taken by me or under my direct supervision and that the measurements are correct and that the boundary lines will be correctly placed on the ground after completion of construction, that all measurements are correctly shown on this plat, and that the right-of-way boundary lines are correctly designated on this plat.

The Carver County Board of Commissioners, pursuant to resolution number _____, dated _____, hereby designating the location of a portion of the right-of-way of County, State and Highway No. 11 and County State and Highway 14 in Section 25, Township 11N, Range 24W, Carver County, Minnesota, as shown on this official plat of said right-of-way, pursuant to Minnesota Statutes Sections 160.025 and 160.14.

This plat was approved by the Board of Commissioners of the County of Carver, State of Minnesota at a regular meeting held on _____ day of _____, 20____.

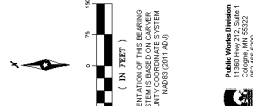
I hereby certify that this plat was filed this _____ day of _____, 20____.

_____, M. as Document Number _____.

Karen Lewis, Carver County Recorder

Chair

Attest



Carver County Board of Commissioners

Request for Board Action



Agenda Item:

Utility Relocation and Release of Easements Agreement with Lumen for Highway 212 Project - Benton Township

Primary Originating Division/Dept: Public Works - Program Delivery

Meeting Date: 6/4/2024

Contact: Darin Mielke

Title: Assistant Public Works Direct...

Item Type:

Consent

Amount of Time Requested: minutes

Presenter:

Title:

Attachments: ☐ Yes ☒ No

Strategic Initiative:

Communities: Create and maintain safe, healthy, and livable communities

BACKGROUND/JUSTIFICATION:

Carver County and the Minnesota Department of Transportation (MnDOT) have been working together the past several years on the preliminary and final design of the US 212 Project -Benton Township, which includes the expansion of Highway 212 to four-lanes between Highway 34 in the City of Norwood Young America on the west and Highway 36 in the City of Cologne to the east. Lumen (dba Centurylink) has existing utility easements and facilities on private property that Carver County is acquiring for the project. Carver County and MnDOT are required to reimburse the utility owner for the relocation of their facilities within these existing easement areas. This agreement includes provisions as to when the relocation work will be completed and the cost reimbursement process to the utility owner. Lumen (dba Centurylink) will be relocating their facilities in 2024 and 2025 in coordination with the project. The reimbursement costs will be covered by the IJA State Match funding for the project.

ACTION REQUESTED:

Motion to approve an agreement with Lumen (dba Centurylink) for \$18,538.69for utility relocation and release of easements, pending finalization of the contract review process.

FISCAL IMPACT: Included in current budget

If "Other", specify:

FTE IMPACT: None

FUNDING

County Dollars =

IJA State Match Funds \$18,538.69

Total \$18,538.69

☐ Insert additional funding source

Related Financial/FTE Comments:

Office use only:

RBA 2024 - 9866

Carver County Board of Commissioners

Request for Board Action



Agenda Item:

Special Event Use Permit Request(s): 4th of July Professional Firework Displays in Park System

Primary Originating Division/Dept:

Meeting Date: 6/4/2024

Contact: Sam Pertz

Title:

Item Type:

Amount of Time Requested: minutes

Presenter:

Title:

Attachments: ☐ Yes ☒ No

Strategic Initiative:

BACKGROUND/JUSTIFICATION:

The groups of the Waconia Chamber of Commerce and KaBoom Inc., a nonprofit organization of homeowners on Lake Minnewashta, have requested use permits to conduct professional fireworks displays in observance of the 4th of July.

County Ordinance, Chapter 91; prohibits fireworks within County park and trail property unless authorized by the County Board.

The Waconia Chamber plans to hold the event on Thursday, July 4th, with an inclement weather date of Friday, July 5th at Lake Waconia Regional Park. This event will attract thousands of people to Lake Waconia Regional Park to view the fireworks display. The show is planned for 10:00pm.

KaBoom Inc., has planned the event for Wednesday, July 3rd, at Lake Minnewashta Regional Park with no alternative date requested. This event too has attracted large crowds to the park in the later afternoon into evening with a show time of 9:30pm.

Both groups have contracted with professional pyrotechnicians that carry required licensing. Appropriate insurance certificates and other required County permitting items have been submitted and reviewed to meet County requirements. The fire departments of both Waconia and Chanhassen are also involved in the permitting of the events.

These fireworks display events have a long history of being successful and are certainly appreciated by the public.

Per County Fee Schedule, firework displays are exempt from use permitting fees.

The Park Commission reviewed the requests and recommended approval to the County Board on May 8, 2024.

Per County Policy for special event use permitting by the Parks Department, this request is a Tier II Event based on size & scope and park ordinance conflict, requiring County Board authorization.

ACTION REQUESTED:

Motion to approve the issuance of the Special Event Use Permits to the Waconia Chamber of Commerce and KaBOOM for the coordination and delivery of 4th of July fireworks displays at Lake Waconia and Lake Minnewashta Regional Parks.

FISCAL IMPACT:

If "Other", specify:

FUNDING

County Dollars =

\$0.00

FTE IMPACT:

Total

\$0.00

Related Financial/FTE Comments:

Office use only:

RBA 2024 - 9868

Carver County Board of Commissioners

Request for Board Action



Agenda Item:

2024 Carver County Fair Donation of Labor and Equipment Resources

Primary Originating Division/Dept: Public Works - Operations	Meeting Date: 6/4/2024
Contact: Shelby Sovell	Item Type: Consent
Title: Operations Engineer - Assista...	Attachments: ☐ Yes ☒ No
Amount of Time Requested: minutes	
Presenter:	
Strategic Initiative: Connections: Develop strong public partnerships and connect people to services and information	

BACKGROUND/JUSTIFICATION:

The annual Carver County Fair is scheduled for August 7-11 in Waconia. Over the years, the Carver County Fair requests assistance from Carver County Public Works which includes material hauling and equipment usage just prior to and during the fair. Prior to this year's event, Jim Klein, the president of the Carver County Fair Board requested that County staff provide the following services and equipment:

1. County forces haul two tandem loads of gravel to the fairgrounds from Bryan Rock Products. The Carver County Fair will pay Bryan Rock Products for the cost of the gravel.
2. County forces place one County owned front end loader and one County owned pneumatic roller at the fairgrounds and retrieve said equipment upon completion of the Fair. This County equipment will be used by the Carver County Fair to maintain the fairgrounds and raceways just prior to and during the Fair.

It is estimated that the labor to prepare, place, use, and retrieve the said material and equipment will cost between \$1,700 and \$1,800. Public Works does display a snowplow on Machinery Hill during the Fair and the Carver County Fair does waive the \$50 fee.

ACTION REQUESTED:

Motion to approve a donation agreement with the Carver County Fair for the donation of County furnished labor and equipment resources for the 2024 Carver County Fair, pending finalization of the contract review process.

FISCAL IMPACT: Included in current budget	FUNDING
If "Other", specify:	County Dollars = \$1,800.00
FTE IMPACT: None	Total \$1,800.00
	☐ Insert additional funding source

Related Financial/FTE Comments:

Office use only:

RBA 2024 - 9845

Carver County Board of Commissioners Request for Board Action

**Agenda Item:****Out-of-State Travel for Probation Agent**Primary Originating Division/Dept:

Meeting Date: 6/4/2024



Contact: Eric D Johnson

Title:

Item Type:

Amount of Time Requested: minutes

Presenter:

Title: Attachments: ☐ Yes ☒ No**Strategic Initiative:****BACKGROUND/JUSTIFICATION:**

As previously approved by the County Board (RBA 9395), Health and Human Services (HHS) - Court/Probation Services is currently operating a supervision program called "Diyanian" for our moderate and high risk adolescent girls involved in the juvenile delinquency system. The federal grant award was one of only several throughout the country, and our Probation Agent who is running this supervision program is part of a national grant cohort that meets virtually on a regular basis. The cohort has planned an in-person meeting/training session from June 10-13, 2024 in New Orleans, Louisiana. Our Probation Agent, Lindsay Jayawardena, will be attending along with our contracted vendor Rosa Garcia, Marbigail Therapy Services, LLC. All expenses for both attendees will be paid out of the federal grant that was awarded to Carver County by the Office of Juvenile Justice and Delinquency Prevention (OJJDP).

ACTION REQUESTED:

Motion to approve out-of-state travel for Lindsay Jayawardena of HHS-Court Services for a Diyanian cohort training.

FISCAL IMPACT: If "Other", specify: **FTE IMPACT:** **FUNDING****County Dollars =**

OJJDP federal grant \$2,600.00

Total \$2,600.00☐ Insert additional funding source**Related Financial/FTE Comments:**

The funding amount is an approximate as some expenses will not be known until they are incurred. Flight, lodging, transportation, and other miscellaneous expenses.

Office use only:

RBA 2024 - 9850

Carver County Board of Commissioners Request for Board Action

**Agenda Item:****Tobacco License Renewals**Primary Originating Division/Dept:

Meeting Date: 6/4/2024



Contact: Heather Perkins

Title:

Item Type:

Amount of Time Requested: minutes

Presenter:

Title: Attachments: ☒ Yes ☐ No**Strategic Initiative:****BACKGROUND/JUSTIFICATION:**

Attached is a list of Businesses that have applied for a tobacco license and are in compliance with the Carver County Tobacco Ordinance. The owners are requesting the Carver County Board of Commissioners approval to sell tobacco products. These are all tobacco license renewals.

ACTION REQUESTED:

Approval of the County Board to issue tobacco licenses to the attached businesses. Board approval is subject to the receipt of all required paperwork, licensing fee paid, signed affidavit, and all delinquent taxes are paid.

FISCAL IMPACT: If "Other", specify: **FUNDING**

County Dollars =

FTE IMPACT: **Total**

\$0.00

☐ Insert additional funding source

Related Financial/FTE Comments:

Office use only:

RBA 2024 - 9855

Tobacco License Applications To Be Approved by County Board

License #10-513 58-0140951 Good Time Liquors LLC Danielle L Butler, Owner 400 Faxon Road Norwood Young America, MN 55368	License # 10-515 25-8900010 Holiday Stationstores, LLC dba Holiday Stationstore #199 Raven Roberts, License Analyst 441 79th Street West Chanhassen, MN 55317-4505
License # 10-523 40.0140700, 40.1500010 Mid-County Coop dba Holiday Stationstore #3577 William F. Reimers, General Manager 409 Paul Avenue North Cologne, MN 55322	License # 10-526 58-6880230 R E Smith Oil & Tire Co., Inc. Russell E Smith, Owner 503 Faxon Road North Norwood Young America, MN 55368
License # 10-566 20-0500390 Schoknecht, Inc dba Lisa's Place Lisa M Schoknecht, President 205 Broadway North Carver, MN 55315	License # 10-578 25-2860010 Kwik Trip, Inc dba Kwik Trip #402 Scott P. Zietlow, President 2201 West 78th Street Chanhassen, MN 55317
License # 10-594 65-2050010, 65.5100090 Holiday Stationstores, LLC dba Holiday Stationstore #360 Raven Roberts, License Analyst 1793 Arboretum Blvd. Victoria, MN 55386-7706	License # 10-596 25.4510010 Champlin 2005 LLC dba Cub Foods #1644(31564) Linda Schmeichel, Licensing Specialist 7900 Market Blvd. Chanhassen, MN 55317
License # 10-604 58.0145100 Holiday Stationstores, LLC dba Holiday Stationstore #371 Raven Roberts, License Analyst 502 Faxon Rd N Norwood MN 55368	License # 10-605 25.2520010 Walgreen Co dba Walgreens #09728 Tracey Brown, President 600 West 79th Street Chanhassen, MN 55317
License # 10-611 58.0510380 Last Call Too dba Last Call Diane R. Henning, Owner 118 Main Street East NYA, MN 55397	License # 10-613 20.3500010 Casey's Retail Company dba Casey's General Store #2655 Stephen P Bramlage Jr, President 300 County Road 40 East Carver, MN 55315
License # 10-624 25.4510010 - Tenant JDK Liqours Inc DBA MGM Wine & Spirits Jason Kleinprintz 7856 Market Blvd., P.O. Box 412 Chanhassen, MN 55317	License # 10-627 25.2480010 Kwik Trip, Inc. dba Kwik Trip #492 Scott P. Zietlow, President 8921 Crossroads Blvd. Chanhassen, MN 55317
License # 10-628 25.7940010 Walgreen Co. dba Walgreens #12434 Tracey Brown, President 2499 Highway 7 Excelsior, MN 55331-9701	License # 10-633 25.7940030 Northern Tier Retail LLC dba Speedway #4366 Shameka Wiley 2391 Highway 7 Excelsior, MN 55331
License # 10-634 40.0750010 - Tenant GMB Enterprise, LLC dba Inn Town Wine & Spirits Gary Bjurstrom, Owner 101 Paul Ave N Cologne, MN 55322	License # 10-637 20.2700020 Fleet Farm of Green Bay LLC dba Fleet Farm Fuel Maria Kozlowski / License Dept. 1921 Levi Griffin Road Carver, MN 55315
License # 10-638 58.8490020 Family Dollar Inc. dba Family DollarStore #26540 Carolyn Brown, AB License Specialist 713 Faxon Road	License # 10-643 25.0760010 Northern Tier Retail, LLC dba Speedway #4095 Shameka Wiley, Licensing Specialist 2960 82nd Street

Norwood, MN 55397	Chaska MN 55318-2329
License # 10-646 25.2480020 MLNG LLC dba The Vintage Michael Clausen, Owner 8971 Crossroads Blvd., Suite 160 Chanhassen, MN 55317	License # 10-648 58.0143851 Kwik Trip, Inc dba Kwik Trip #854 Scott P Zietlow, President 520 Reform Street N NYA, MN 55368
License # 10-649 65.5100011 Churchills Quality Cigars & Gifts Derrick Smigiel, Owner/President 8000 Victoria Drive Victoria, MN 55386	License # 10-652 25.7650020 Minnesota Fine Wines & Spirits, LLC dba Total Wine & More Thomas Haubenstricker, Treasurer 510 Lake Dr Chanhassen, MN 55317
License # 10-655 50.7000050 Casey's Retail Company dba Casey's General Store #3591 Stephen P Bramlage Jr, President 313 Shimmcor St Mayer, MN 55360	License # 10-656 04.0150610 Big Stick's LLC Michele Imdieke 6940 Dahlgren Rd Chaska MN 55318
License # 10-657 25.4460010 Greenleaf Tobacco & E Cigs dba Greenleaf Tobacco Mohammad Mirib 600 Market St Unit 120 Chanhassen MN 55317	License # 10-658 07-116-22-33-0027 Yayin Gado I, LLC dba Top Ten Liquors Jonathan Halper 19900 W 78th St Chanhassen MN 55317
License # 10-660 20.0500840 Brian Charles Bar LLC DBA Dog House Bar Brian Chilman 313 N Broadway Carver MN 55315	License # 10-661 50.0500350 FILLMEUP LLC DBA FILLMEUP Ashvin K Patel 308 Ash Ave N Mayer MN 55360
License # 10-662 06.0331242 FILLMEUP LLC DBA FILLMEUP Ashvin K Patel 17535 Highway 7 New Germany MN 55367	License # 10-665 25.1720010 Tobacco & Vapes Ahmed Abualzain 578 78th St W Chanhassen MN 55317
License # 10-667 65.4920030 Hamsa LLC dba HI Five Market Fnu Rizwan Ullah 1510 Commercial Ave Victoria MN 55386	License # 10-668 20.0970010 Kwik Trip, Inc dba Kwik Trip #1095 Scott P Zietlow 1700 Monroe Dr Carver MN 55315
License # 10-671 25.8790040 E-CIG POD USA LLC TOM MADDEN 840 W 78TH STREET CHANHASSEN MN 55317	License # 10-672 25.0690020 ONE STOP STATION TWO CHANHASSEN LLC MERVAT GIRGIS 7755 CENTURY BLVD CHANHASSEN MN 55317
License # 10-673 65.2110280 DEER RUN GOLF CLUB THOMAS ABTS 8661 DEER RUN DR VICTORIA MN 55386	License # 10-654 20.2700010 Fleet Farm of Green Bay LLC dba Fleet Farm Maria Kozlowski / License Dept 1935 Levi Griffin Rd Carver MN 55315
License # 10-674 58.5300060 Blue Dream Tobacco Syed Mahmood 640 Railroad Dr E Suite 200 NYA MN 55368	License # 10-675 07.0201500 Schram Winery Aaron Schram 8785 Airport Rd Waconia MN 55387

Carver County Board of Commissioners Request for Board Action

**Agenda Item:**

Donation from Carver County resident to support HHS professional staff development

Primary Originating Division/Dept: Health & Human Services		Meeting Date: 6/4/2024
Contact: Kate Probert Fagundes	Title: Deputy Director	Item Type: Consent
Amount of Time Requested: minutes		Attachments: ☐ Yes ☒ No
Presenter:	Title:	
Strategic Initiative: Culture: Provide organizational culture fostering accountability to achieve goals & sustain public trust/confidence in County government		

BACKGROUND/JUSTIFICATION:

On December 12, 2023 (RBA 9478), the County Board of Commissioners approved a motion to accept a cash donation to Health and Human Services (HHS) in the amount of \$15,000 from a Carver County resident. The donation was provided in appreciation of the healthcare services resident received from the Income Support Department.

On May 15, 2024, the Health and Human Services (HHS) division received an additional cash donation in the amount of \$3,526.54 from the same Carver County resident.

The HHS Division plans to use these additional funds to support professional skills development and training of HHS staff with a focus on one of the County's strategic goals: to provide an organizational culture which fosters individual accountability to achieve goals and sustain public trust and confidence in County Government. Targeted investments in employee skill building is crucial for maintaining staff engagement, developing an internal talent pipeline, retaining talent, and fostering effective communication and excellent customer service. Through provident utilization of this \$3,526.54, employees will advance and improve competencies and gain additional skills to offer enhanced and meaningful services to Carver County residents, families, the community, and further advance Carver County's strategic goals.

ACTION REQUESTED:

Motion to accept a cash donation for HHS in the amount of \$3,526.54, and approve investment of funds to support Health and Human Services employees' professional skills development activities.

FISCAL IMPACT: Budget amendment request form	FUNDING
If "Other", specify:	County Dollars =
FTE IMPACT: None	Private Donation \$3,526.54
	Total \$3,526.54
	☒ Insert additional funding source
Related Financial/FTE Comments:	
Health and Human Services Division will add funds to the existing approved account to document/track in detail all expenditures of these funds. Activities will be related to staff's professional/work-specific skills development.	

Office use only:

RBA 2024 - 9843

Carver County Board of Commissioners

Request for Board Action



Agenda Item:

Out Of State Travel Esri User Conference

Primary Originating Division/Dept:

Meeting Date: 6/4/2024



Contact: Perry Clark

Title:

Item Type:

Amount of Time Requested: minutes

Presenter:

Title:

Attachments: ☐ Yes ☒ No

Strategic Initiative:

BACKGROUND/JUSTIFICATION:

A complimentary registration has become available for the Esri User Conference and Public Works would like to use this opportunity to send Perry Clark to the conference. Travel expenses can be covered with existing budget. The knowledge gained during the conference supports the mission of the Asset & Performance Management department.

ACTION REQUESTED:

Approve Out of State travel for Perry Clark, Public Works Asset Manager to attend the Esri User Conference in San Diego, CA 7/14/2024 - 7/19/2024.

FISCAL IMPACT:

If "Other", specify:

FUNDING

County Dollars =

\$2,000.00

FTE IMPACT:

Total

\$2,000.00

☐ Insert additional funding source

Related Financial/FTE Comments:

\$1200 addiitonal lodging, \$600 airfare, \$200 meal reimbursement

Office use only:

RBA 2024 - 9854

Carver County Board of Commissioners

Request for Board Action



Agenda Item:

Request for approval for subscription based faxing solution with OpenText Inc.

Primary Originating Division/Dept: Public Services - IT

Meeting Date: 6/4/2024

Contact: Peter Henschel

Title: Chief Information Officer

Item Type:

Consent

Amount of Time Requested: minutes

Presenter:

Title:

Attachments: ☐ Yes ☒ No

Strategic Initiative:

Customer Service: Continue the County's delivery of high value, timely service and support

BACKGROUND/JUSTIFICATION:

Information Technology (IT) is proposing transitioning our current on premise RightFax solution to RightFax's cloud-based solution, a subscription software tailored for our County's faxing needs. Departments at the County still require faxing services for specific communication. This transition will streamline our faxing services by moving them to the cloud, effectively eliminating the current issues related to phone line and fax compatibility.

With this cloud-based solution, users will gain the flexibility to send and receive faxes from any location with internet access, including convenient email to fax features. This aligns with our IT initiatives aimed at reducing on premise hardware and software.

The proposed cost for this cloud solution is \$436 monthly or \$5,232 annually. In comparison, maintaining our current on premise solution costs \$3,583 annually, in addition to fees for phone lines supporting faxing. By migrating to the cloud, we will also eliminate server costs and the need for dedicated staffing to support the application.

IT recommends approving this transition to improve efficiency, reduce costs, and align with our IT modernization goals.

ACTION REQUESTED:

Motion to move forward with subscription based faxing solution with OpenText Inc. based on finalization of the contract review process.

FISCAL IMPACT: Included in current budget

If "Other", specify:

FUNDING

County Dollars =

\$26,160.00

FTE IMPACT: None

Total

\$26,160.00

☐ Insert additional funding source

Related Financial/FTE Comments:

This is a five-year subscription commitment. \$436/month or \$26,160 for the five-year subscription.

Office use only:

RBA 2024 - 9839

Carver County Board of Commissioners

Request for Board Action



Agenda Item:

Request for approval for subscription based Cisco Cloud Calling solution

Primary Originating Division/Dept: Public Services - IT

Meeting Date: 6/4/2024

Contact: Peter Henschel

Title: Chief Information Officer

Item Type:

Consent

Amount of Time Requested: minutes

Presenter:

Title:

Attachments: ☐ Yes ☒ No

Strategic Initiative:

Customer Service: Continue the County's delivery of high value, timely service and support

BACKGROUND/JUSTIFICATION:

Information Technology (IT) is recommending transitioning our current Cisco Unified Communications voice system to the Cisco Cloud Calling system under a new 5-year agreement. This project would include moving our MetroNet phone carrier lines to the Cisco Cloud Calling system. Our current voice system, managed locally by IT within the County's data center, supports approximately 650 individual users and 250 department/shared phone and voicemail boxes, along with call trees. Users utilize over 500 physical handsets in addition to virtual phones on PCs and cell phones.

The new agreement involves a financial commitment of \$451,555 over five years, paid annually at \$90,311. Our current annual costs include \$38,691 for Cisco maintenance and \$33,600 for the local phone carrier, totaling \$72,291 annually, which is a \$18,020 annual increase.

Operationally, the transition to Cisco Cloud Calling will enhance administrative efficiency as our IT team will continue to manage the system with simplified processes for configuration changes. Removing the phone hardware within the County's data center will save time and reduce maintenance responsibilities, eliminating the need for backend infrastructure updates, hardware replacement, and associated maintenance costs. The cloud system also offers high availability through Cisco's multi-tenant data centers with robust failover capabilities, meeting our disaster recovery and continuity of operations (COOP) objectives by ensuring phone service continuity from any internet-connected location. The cloud system provides greater flexibility, allowing office phones to function anywhere with internet access, either via softphones on computers and cell phones or through physical handsets. Enhanced reporting capabilities will meet the growing demand from departments like Service Centers and Crisis Team, offering detailed call logs, scheduling, and granular data.

IT seeks the County Board's approval to proceed with this transition, leveraging the financial commitment and operational benefits outlined to meet the County's communication needs.

ACTION REQUESTED:

Motion to move forward with subscription based Cisco Cloud Calling solution through Insight Public Sector pending finalization of the contract review process.

FISCAL IMPACT: Included in current budget

If "Other", specify:

FUNDING

County Dollars =

\$451,555.00

FTE IMPACT: None

Total

\$451,555.00

Related Financial/FTE Comments:

Subscription is \$451,555 over five years, paid annually at \$90,311.

Office use only:

RBA 2024 - 9847

Carver County Board of Commissioners Request for Board Action

**Agenda Item:****Turnkey Corrections Commissary and Inmate Account Management**

Primary Originating Division/Dept: Sheriff - Jail Services

Meeting Date: 6/4/2024

Contact: Ben Beyer

Title: Assistant Jail Administrator

Item Type:

Consent

Amount of Time Requested: minutes

Presenter:

Title:

Attachments: ☐ Yes ☒ No**Strategic Initiative:**

Customer Service: Continue the County's delivery of high value, timely service and support

BACKGROUND/JUSTIFICATION:

TurnKey will provide inmate commissary vending services through vending machines and weekly delivery. TurnKey will provide inmate account management software to include intake deposits, civilian in-person and online deposits, bail payments, and the issuance of debit cards upon release.

ACTION REQUESTED:

Approve the contract with Turnkey Corrections to provide commissary and inmate account mangement in the Carver County Jail.

FISCAL IMPACT: Budget amendment request form

If "Other", specify:

FUNDING

County Dollars =

FTE IMPACT: None**Total**

\$0.00

Insert additional funding source

Related Financial/FTE Comments:

TurnKey will install operating equipment at no cost. Commission is 35% on commissary sales (net of sales tax). Payments to the provider shall be made within 30 days after receipt of the invoices.

Budget amendment included reduces the cost of commissary and offsetting revenue to cover the costs. The full cost of commissary net revenue will be adjusted during the 2025 Budget process, leaving only the commission piece.

Office use only:

RBA 2024 - 9857

Budget Amendment Request Form



To be filled out AFTER RBA submittal

Agenda Item: Turnkey Corrections Commissary and Inmate Account Management

Department:

Meeting Date: 6/4/2024

Fund:

- ☐ 01 - General
- ☐ 02 - Reserve
- ☐ 03 - Public Works
- ☐ 11 - CSS
- ☐ 15 - CCRRA
- ☐ 30 - Building CIP
- ☐ 32 - Road/Bridge CIP
- ☐ 34 - Parks & Trails
- ☐ 35 - Debt Service

Requested By: Ben Beyer

DEBIT			CREDIT		
Description of Accounts	Acct #	Amount	Description of Accounts	Acct #	Amount
Commissary	01-201-235-1681-5858	\$50,000.00	Food & beverage	01-201-235-1681-...	\$50,000.00
TOTAL		\$50,000.00	TOTAL		\$50,000.00

Reason for Request:

Reduce budget in expense and revenue related to commissary. With Turnkey providing the commissary, the County will only receive the commission, no longer costs for commissary or additional revenue to cover the purchases. The budget for the commission will remain.

Carver County Board of Commissioners

Request for Board Action



Agenda Item:

Jail Isolation Cell Painting and Restoration

Primary Originating Division/Dept: Sheriff - Jail Services

Meeting Date: 6/4/2024

Contact: Ben Beyer

Title: Assistant Jail Administrator

Item Type:

Consent

Amount of Time Requested: minutes

Presenter:

Title:

Attachments: ☐ Yes ☒ No

Strategic Initiative:

Customer Service: Continue the County's delivery of high value, timely service and support

BACKGROUND/JUSTIFICATION:

Carver County Jail will pay \$42,250.00 to Fresh Paint Inc. for painting and restoration of all jail cells (cells with doors) walls, metal doors, and metal frames. Funds for this project will be reimbursed through a grant awarded to the jail by the Minnesota Department of Health.

Quotes from three painting contractors were received and reviewed. Fresh Paint Inc. provided the lowest quote for preparation and painting of isolation cells (cells with doors). Fresh Paint is a known vendor that has provided quality painting applications on concrete and metal surfaces within the Carver County Jail.

ACTION REQUESTED:

Approval to contract with Fresh Paint Inc. for painting services in the Carver County Jail.

FISCAL IMPACT: Included in current budget

If "Other", specify:

FTE IMPACT: None

FUNDING

County Dollars =

MDH Grant

\$42,250.00

Total

\$42,250.00

☐ Insert additional funding source

Related Financial/FTE Comments:

This contract will be funded by the ELC for Jails- Minnesota Department of Health (MDH) grant that the Jail was previously awarded and included in the current budget. 01-201-235-1890-xxxx

Office use only:

RBA 2024 - 9863

Carver County Board of Commissioners Request for Board Action

**Agenda Item:****Final Plat approval for WATERTOWN WETLANDS**Primary Originating Division/Dept:

Meeting Date: 6/4/2024



Contact: Brian Praske

Title:

Item Type:

Amount of Time Requested: minutes

Presenter:

Title: Attachments: ☒ Yes ☐ No**Strategic Initiative:****BACKGROUND/JUSTIFICATION:**

Carver County and the City of Watertown have been working together to create public trails and to restore the wetland within a large site southeast of downtown Watertown. The wetland is now established and the city has easements for trails and drainage, with a future county conservation easement planned for the wetland. In order to simplify the multiple easement descriptions in place, a preliminary and final plat have been created with dedicated easements and outlots. This will benefit the conservation easement approval process with the state. Bolton & Menk, have prepared the final plat attached. The plat has been approved by the City of Watertown and County Surveyor.

As part of this project, it is anticipated that Carver County will have approximately 34 acres of wetland bank credits after the completion of the 5 year performance monitoring period, which will end in the next year. The value of wetland credits in Bank Service Area 7 are currently selling for \$2-\$3 per square foot, which would indicate Carver County could realize a return of investment of over \$3 million.

ACTION REQUESTED:

Motion to adopt a resolution to approve the final plat of WATERTOWN WETLANDS.

FISCAL IMPACT: If "Other", specify: **FUNDING**

County Dollars =

FTE IMPACT:

Total

\$0.00

Insert additional funding source

Related Financial/FTE Comments:

Office use only:

RBA 2024 - 9802

WATERTOWN WETLANDS

PARCEL 1(A)
Outlot A WILDFLOWER, Corner County, Minnesota, according to the recorded plat thereof.

Communication at the most westerly corner of lot 7 and Block 4: chance on a plot bearing of South following described line:

46 degrees 44 minutes 28 seconds East, along the southeasterly line of said Lot 7, a distance of 107.85 feet to the Point of Beginning of the line to be described; thence South 27 degrees 21 minutes 32 seconds West, a distance of 155.25 feet; thence North 60 degrees 53 minutes 51 seconds West, a distance of 627.78 feet; thence North 42 degrees 47 minutes 51 seconds West, a distance of 80.94 feet; thence North 16 degrees 15 seconds West, a distance of 337.53 feet; thence North 89 degrees 55 minutes 02 seconds West, a distance of 19.76 feet to the West line of said OUTLOT A and there terminate said line.

ALSO EXCEPT That part of Outlot A, WILDFLOWER, Carver County, Minnesota, according to the recorded plat thereof, lying southeasterly of Block 4, said plat, lying southwesterly of Block 3, WILDFLOWER 2ND ADDITION, Carver County, Minnesota, according to the recorded plat thereof, and lying northeasterly of the following

Connecting at the most westerly corner of lot 7, track Block 4, thence on a grid bearing of South 46 degrees 44 minutes 28 seconds East, along the southwestern line of said lot 7, a distance of 46 minutes 44 seconds, then on a grid bearing of South 50 degrees 50 minutes 37 seconds East, a distance of 45 seconds, then a distance of 14.56 feet thence South 60 degrees 13 minutes 37 seconds East, a distance of 91.42 feet; thence South 70 degrees 50 minutes 37 seconds East, a distance of 58.81 feet; thence South 38 degrees 58 minutes 17 seconds East, a distance of 58.81 feet; thence South 07 degrees 58 minutes 17 seconds East, a distance of 58.81 feet; thence South 32 degrees 58 minutes 17 seconds East, a distance of 58.81 feet; thence North 80 degrees 51 minutes 32 seconds East, a distance of 111.09 feet; thence North 79 degrees 57 minutes 21 seconds East, a distance of 81.01 feet; thence North 79 degrees 57 minutes 21 seconds East, a distance of 125.34 feet to the southwestern line of said Block 3 and thence ending.

PARCEL 1(B)
OUTLOT D, WILDFLOWER, Carver County, Minnesota, according to the recorded plat thereof.

PARCEL 2(A)
The South Half of Southeast Quarter of Section 9, Township 117 North, Range 25 West, Carver County, Minnesota, lying easterly of the recorded plats of TUSCAN VILLAGE and TUSCAN VILLAGE 2ND ADDITION, said county, and lying northwesterly and northerly of the following described line:

East along the South line of said Southwest Quarter a distance of 726.00 feet; Thence North 37 degrees 44 minutes 30 seconds West, along a line that will intersect the West line of said Southwest Quarter at a point 390.00 feet Northerly from said Southwest corner of the Southeast Quarter, a distance of 267.81 feet; thence on a bearing of East a distance of 273.66 feet to the point of beginning of the line to be described; Thence North 48 degrees 20 minutes 11 seconds East a distance of 515.27 feet; thence on a bearing of East, parallel with said South line of the Southeast Quarter to the East line of said Southwest Quarter and said line then terminating.

PARCEL 2(B)
That part of Outlot A, TUSCANY VILLAGE, according to the recorded plat thereof, Carver County, Minnesota, lying northeasterly, southeasterly, and southerly of the following described line:

[illegible]

PARCEL 3
 Outlot B, TUSCANY VILLAGE, Carver County, Minnesota, according to the recorded plat thereof.

PARCEL 4
That part of the Southwest Quarter of the Northeast Quarter, and the Northwest Quarter of the Southeast Quarter, Section 9, Township 117 North, Range 25 West, Carver County, Minnesota, described as follows:

Commencing at the Northeast corner of said Southwest Quarter of the Northeast Quarter; thence North 69 degrees 08 minutes 00 seconds West, a distance of 50.00 feet; thence East along the Northwest quarter section line of the Northeast Quarter, a distance of 0.7475 feet; thence South 69 degrees 08 minutes 00 seconds West, a distance of 145.00 feet; thence South 78 degrees 00 minutes 00 seconds West, a distance of 190.00 feet; thence South 00 degrees 30 minutes 00 seconds West, a distance of 173.66 feet; thence South 30 degrees 05 minutes 00 seconds East, a distance of 245.00 feet; thence South 00 degrees 00 minutes 00 seconds East, a distance of 130.00 feet; thence South 02 degrees 30 minutes 00 seconds East, a distance of 143.07 feet to the east line of said Southwest Quarter of the Southeast Quarter; thence East along the east line of said Southwest Quarter, a distance of 143.07 feet to the point of beginning.

Has caused the same to be surveyed and platted as WATERTOWN WETLANDS and does hereby dedicate to the public for public use the drainage and utility easements as created by this plat.

By: _____ Being Booked _____
SIGNED: CARVER COUNTY

STATE OF MINNESOTA
COUNTY OF CARVER

This instrument was acknowledged before me on _____, by Brian Praske (?), County Surveyor of Carver County, a political subdivision of the State of Minnesota.

Notary Public, _____
My Commission expires, _____

I, Timothy L. Sorenson, do hereby certify that this plat was prepared by me or under my direct supervision; that I am a duly Licensed Land Surveyor in the State of Minnesota; that this plat is a correct representation of the boundary survey; that all mathematical data and labels are correctly set within one year; that all monuments depicted on this plat have been, or will be correctly set within one year; that all water boundaries and wet lands, as defined in Minnesota Statutes, section 505.01 Subd. 3, as of the date of this certificate are shown and labeled on this plat; and all public ways are shown and labeled on this plat.

Dated this _____ day of _____, 20__.

Timothy L. Sorenson Licensed Land Surveyor
Minnesota License No. 48097

STATE OF MINNESOTA
COUNTY OF CARVER

This foregoing instrument was acknowledged before me on this ____ day of _____, 20____, by
Timothy L. Sorenson, Registered Land Surveyor.

By: _____

Printed Name _____

CITY COUNCIL, CITY OF WATERTOWN, MINNESOTA

This plot of WATERTOWN WETLANDS was approved and occupied by the City Council of the City of Watertown, Minnesota at a regular meeting thereof held this 20 day of June, 1998, and said plot is in compliance with the provisions of Minnesota Statutes, Section 505.03, Sub. 2.

By _____, Mayor

By Christine Damginn, Deputy Clerk/Treasurer

County Surveyor, Carver County, Minnesota

Pursuant to Chapter 395, Minnesota Laws of 1971, this plot has been approved this _____ day of _____, 20_____.

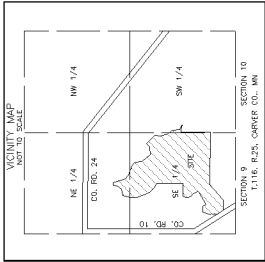
By: _____

County Auditor, Carver County, Minnesota

Crystal Compos County Auditor

County Recorder, Carver County, Minnesota
I hereby certify that this plat of WATERTOWN WETLANDS was filed this _____ day of _____
20____, at _____ o'clock _____ AM, as Document No. _____

Kaaren Lewis, County Recorder



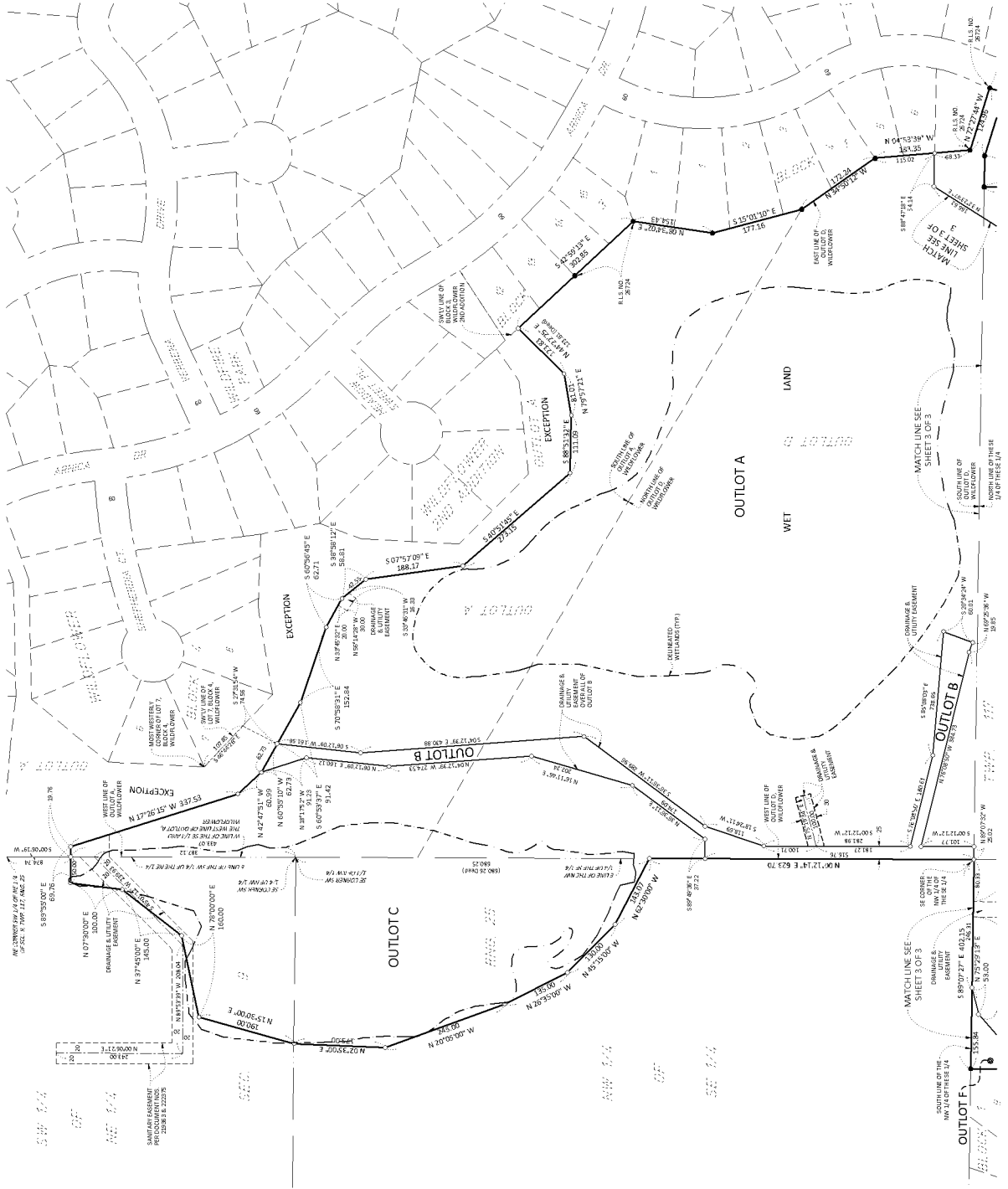
THIS PLAT PREPARED BY BOLTON & MENK, INC.



LEGEND

- | | |
|---|-------------------------------------|
| ○ | LOCOTHS 127'80" (20'10" DIST.) |
| ● | CHOTHS FOUND 123'80" (20'10" DIST.) |
| ⊕ | AND MARKED BY LICENSE NO. 4-8-86 |
| | NEVER SHOWN OTHERWISE |
| | BENCHMARK |
| | 35.59 Feet (MADE) |
| | EDGE OF WATER |
| | ADJACENT |
| | ESSEMENT |
| | CENTERLINE |
| | RIGHT OF WAY |
| | SIXTEENTH LINE |
| | QUARTERLINE |
| | THIRTY-SECOND LINE |
| | BOUNDARY LINE |
| | ADJACENT |
| | DEVELOPMENT LOT/LANDS |

Orientation of the bearing system is based upon the Carver County Coordinate System, NAD83 (1986), the South line of the SW 1/4 of Section 9, Township 117N., Range 25W., Carver County, Minnesota having a bearing of South 88 degrees 50 minutes 12 seconds East.

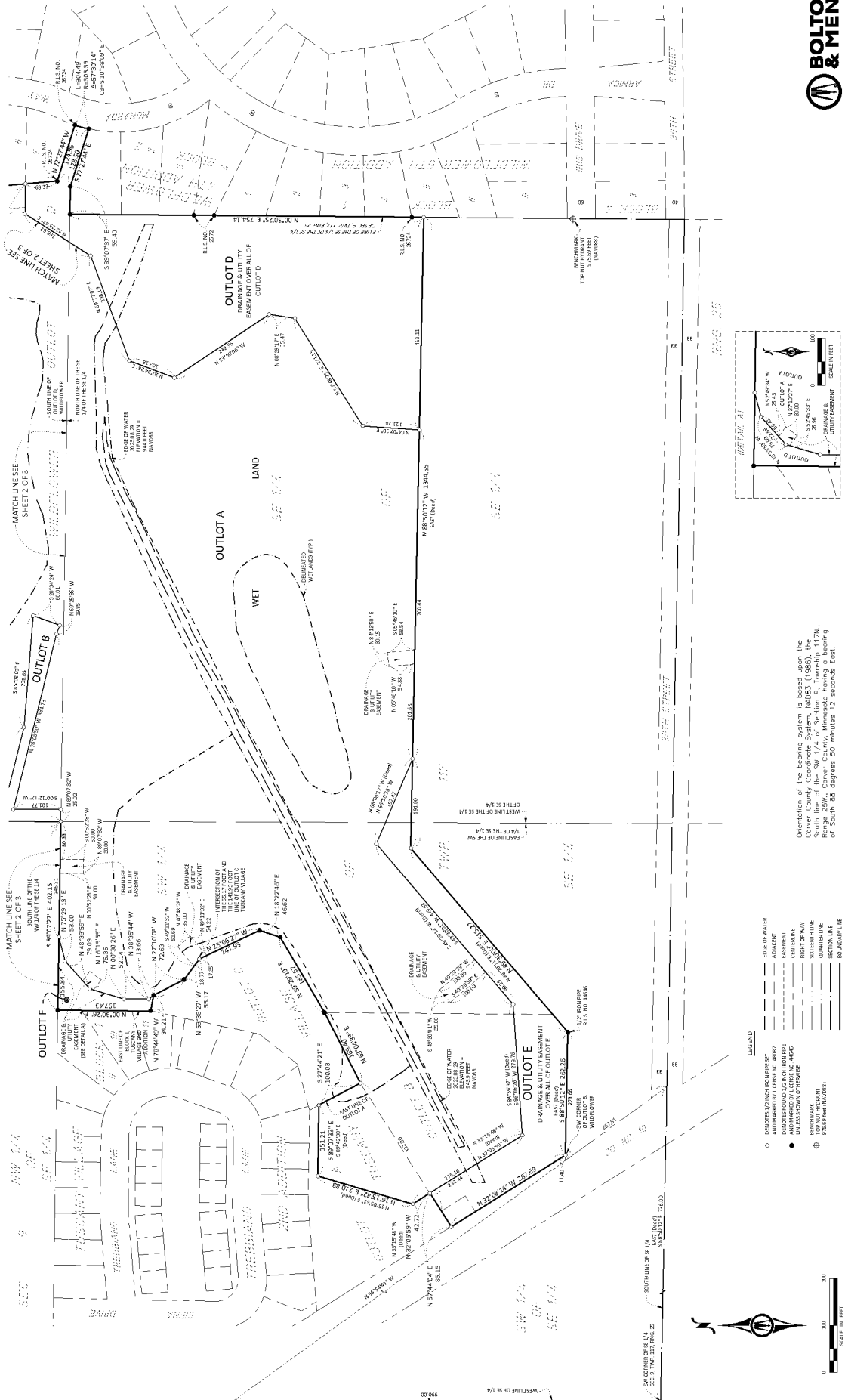


THIS PLAT PREPARED BY BOLTON & MENK, INC.

**BOLTON
& MENK**

THIS PLAT PREPARED BY BOLTON & MENK, INC.

SHEET 3 OF 3 SHEETS



**BOARD OF COUNTY COMMISSIONERS
CARVER COUNTY, MINNESOTA**

Date: _____
Motion by Commissioner: _____

Resolution No: _____
Seconded by Commissioner: _____

A RESOLUTION APPROVING THE FINAL PLAT OF WATERTOWN WETLANDS

WHEREAS, Carver County and the City of Watertown have worked in cooperation and mutual benefit to create trail easements, and to prepare the site for wetland restoration in a large area just southeast of downtown Watertown

WHEREAS, Carver County has authorized the creation of a preliminary and final plat to simplify the several easement areas created, and to use said plat for the creation of a Conservation Easement to benefit Carver County

WHEREAS, The City Council of the City of Watertown has approved the plat at a regular meeting, and the County Surveyor has reviewed and approved the final plat per Minnesota Statute 505

NOW THEREFORE, BE IT RESOLVED, the County Board of Commissioners approves the final plat of WATERTOWN WETLANDS and authorizes the Chair of the County Board to sign the plat.

YES	ABSENT	NO
_____	_____	_____
_____	_____	_____
_____	_____	_____
_____	_____	_____
_____	_____	_____

STATE OF MINNESOTA
COUNTY OF CARVER

I, Dave Hemze, duly appointed and qualified County Administrator of the County of Carver, State of Minnesota, do hereby certify that I have compared the foregoing copy of this resolution with the original minutes of the proceedings of the Board of County Commissioners, Carver County, Minnesota, at its session held on the ____ day of _____, 2024 now on file in the Administration office, and have found the same to be a true and correct copy thereof.

Dated this ____ day of _____, 2024.

Dave Hemze, County Administrator

Carver County Board of Commissioners Request for Board Action



Agenda Item:

Settlement Agreements for Right of Way Acquisitions for the Highway 10/41 Project

Primary Originating Division/Dept:

Meeting Date: 6/4/2024



Contact: Patrick Lambert

Title:

Item Type:

Amount of Time Requested: minutes

Presenter:

Title:

Attachments: ☒ Yes ☐ No

Strategic Initiative:

BACKGROUND/JUSTIFICATION:

The 2024 - 2026 construction seasons includes the reconstruction of Highway 10, (Engler Blvd), from just west of Ravoux Rd on the east to just west of Bavaria Rd on the west. Additional right-of-way is needed to complete the project scope. On February 6, 2024, the County Board authorized Public Works staff to make offers for direct purchase of the impacted properties. Negotiations commenced and staff have reached recommended settlements with a number of the property owners along the project corridor located at PID #'s: 30.0050400, 30.4680010, 30.4680020, 30.1710030, 30.1660020, 30.6050010, 30.6080030, 30.6050010, 30.6080010, 30.6070010, 30.6070070, 30.6070130, 30.6070140, 30.4520060, 30.6570010, 30.5810040, 30.5810030, 30.5800170, 30.4690040, 30.0321500.

ACTION REQUESTED:

Adopt a resolution to approve right of way acquisition settlements for the Highway 10/41 Project for the properties located at PID #'s: 30.0050400, 30.4680010, 30.4680020, 30.1710030, 30.1660020, 30.6050010, 30.6080030, 30.6050010, 30.6080010, 30.6070010, 30.6070070, 30.6070130, 30.6070140, 30.4520060, 30.6570010, 30.5810040, 30.5810030, 30.5800170, 30.4690040, 30.0321500.

FISCAL IMPACT:

If "Other", specify:

FTE IMPACT:

FUNDING

County Dollars =

Trans. Sales Tax

CSAH Muni Funds

MnDOT TED Funds \$933,324.00

City of Chaska

Total \$933,324.00

☐ Insert additional funding source

Related Financial/FTE Comments:

Trunk Highway 41 land acquisition costs will be paid for with MnDOT TED funding.

Office use only:

RBA 2024 - 9815

BOARD OF COUNTY COMMISSIONERS CARVER COUNTY, MINNESOTA

Date: June 4, 2024

Resolution No: _____

Motion by Commissioner: _____

Seconded by Commissioner: _____

Resolution Authorizing Settlement of Compensation to Owners for Acquisition of Real Property Interests Needed for the Highway 41/10 Project

WHEREAS, the Board of Commissioners of Carver County is the official governing body of Carver County (“County”); and

WHEREAS, the County, acting by and through its Board of Commissioners, is authorized by law, and pursuant to Minnesota Statutes, § 163.02, subd. 2; §117.012; and § 117.042, to acquire land and other real property interests in Carver County which the County needs for a public use or public purpose; and

WHEREAS, the County proposes to construct highway and related improvements in Carver County for shoulder widening and pavement improvements as part of the Highway 41/10 Project (“Project”); and

WHEREAS, to complete the Project, the County must acquire the real property interests described in Exhibit A, attached hereto, from the Owners of the real property interests identified in said Exhibit A; and

WHEREAS, the County obtained either an appraisal(s) from a licensed real estate appraiser when the estimate of the damages from the County’s proposed acquisitions of the real property interests described in said Exhibit A exceeds \$25,000, or the County obtained a minimum damage acquisition report from a qualified person with appraisal knowledge, in lieu of an appraisal, when the estimate of the damages from the County’s proposed acquisitions of the real property interests described in said Exhibit A is under \$25,000; and

WHEREAS, County must determine and submit an initial written offer of just compensation to the Owners of said needed real property interests covering the full amount of damages caused by the County’s proposed acquisitions; and

WHEREAS, the Owners of said real property interests may obtain an independent appraisal by a qualified appraiser of the real property interests which the County proposes to acquire for the Project; and

WHEREAS, the Owners of said real property interests are entitled to reimbursement for the reasonable costs of the appraisal from the County up to a maximum of the limits stated in Minn. Stat. §117.036, provided the Owner submits to County the information necessary for reimbursement; and

WHEREAS, the Carver County Board of Commissioners authorized the Public Works Division Director or agents under his supervision, to make initial written offers of just compensation to the Owners within the Project from whom property interests are required; and

WHEREAS, the Public Works Division Director or agents under his supervision, have negotiated settlement(s) with the Owners impacted by the Project as described in said Exhibit A.

NOW, THEREFORE, BE IT RESOLVED that County’s acquisition of the real property interests described in said Exhibit A and the construction of highway and related improvements of shoulder widening and pavement improvements as part of the Highway 41/10 Project constitute a valid public use or public purpose; and

BE IT FURTHER RESOLVED that based upon the estimate of damages from the County’s proposed acquisitions of the real property interests described in said Exhibit A which the County obtained either from an appraisal(s) or a minimum damage acquisition report(s) and the negotiations between said Owner(s) and the Public Works Division Director or agents under his supervision, County shall make a payment of compensation to the Owners within the Project from whom the County must acquire needed real property interests, in the amounts as described in said Exhibit A; and

BE IT FURTHER RESOLVED that the Carver County Board of Commissioners hereby authorizes and directs the Carver County Board Chairman and Carver County Administrator to enter into Stipulation of Settlement Agreement with said property owner(s), in the name of the County of Carver for the Project.

YES	ABSENT	NO

STATE OF MINNESOTA
COUNTY OF CARVER

I, Dave Hemze, duly appointed and qualified County Administrator of the County of Carver, State of Minnesota, do hereby certify that I have compared the foregoing copy of this resolution with the original minutes of the proceedings of the Board of County Commissioners, Carver County, Minnesota, at its session held on June 4, 2024, now on file in the Administration office, and have found the same to be a true and correct copy thereof.

Dated this 4th day of June 2024

Dave Hemze	County Administrator

Exhibit A
to
Resolution Authorizing Settlement of Compensation to Owners for Acquisition of Real Property
Interests

Highway 41/10 Project

Carver County Public Works No. 178820

Property Tax Identification No. 30.0050400

Parcel Number(s): 1

Fee Owners: Jacob Wiemiller and Megan Wiemiller

Property Address: 554 Victoria Drive, Chaska, MN 55318

Permanent easement for roadway purposes contains **2,123 sq. ft.**, more or less.

\$600.00

Temporary easement for construction purposes contains **1,893 sq. ft.**, more or less.

\$1,600.00

Appraisal Fee.

\$1,500.00

Damages to trees and landscaping.

\$4,300.00

Settlement Amount: **\$8,000.00**

Property Tax Identification No. 30.4680010

Parcel Number(s): 5

Fee Owners: 1580 White Oak Drive, LLC

Property Address: 1580 White Oak Drive, LLC

Permanent easement for roadway purposes contains **4,795 sq. ft.**, more or less.

\$43,400.00

Permanent easement for drainage & utility purposes contains **1,959 sq. ft.**, more or less.

\$17,730.00

Temporary easement for construction purposes contains **1,574 sq. ft.**, more or less.

\$8,900.00

Appraisal Fee.

\$5,000.00

Damages to trees, landscaping, and monument sign removal and replacement.

\$39,970.00

Settlement Amount: **\$115,000.00**

Property Tax Identification No. 30.4680020

Parcel Number(s): 6

Fee Owners: Security Bank Waconia

Property Address: 1575 White Oak Drive, Chaska, MN 55318

Permanent easement for roadway purposes contains **5,020 sq. ft.**, more or less.

\$42,500.00

Permanent easement for drainage & utility purposes contains **1,486 sq. ft.**, more or less.

\$19,500.00

Temporary easement for construction purposes contains **4,705 sq. ft.**, more or less.

\$8,900.00

Appraisal Fee.

\$5000.00

Damages to trees and shrubs, irrigation system replacement, landscaping, and cost to relocate driveway.

\$124,600.00

Settlement Amount: **\$200,500.00**

Property Tax Identification No. 30.1710030

Parcel Number(s): 7

Fee Owners: Chaska Grandview Owner's Association, Inc.

Property Address: 1475 & 1485 White Oak Drive, Chaska, MN 55318

Permanent easement for roadway purposes contains **1,420 sq. ft.**, more or less.

\$12,200.00

Temporary easement for construction purposes contains **4,310 sq. ft.**, more or less.

\$11,300.00

Appraisal Fee.

\$5,000.00

Damages to sign, landscaping, trees.

\$39,600.00

Settlement Amount: **\$68,100.00**

Property Tax Identification No. 30.1660020

Parcel Number(s): 8

Fee Owners: Holiday Station Stores, Inc.

Property Address: 1465 White Oak Drive, Chaska, MN 55318

Permanent easement for roadway purposes contains **864 sq. ft.**, more or less.

\$9,100.00

Permanent easement for drainage & utility purposes contains **85 sq. ft.**, more or less.

\$0.00

Temporary easement for construction purposes contains **1,764 sq. ft.**, more or less.

\$5,200.00

Damages to trees and landscaping.

\$10,700.00

Settlement Amount: **\$25,000.00**

Property Tax Identification No. 30.6050010

Parcel Number(s): 10

Fee Owners: Troy P. Wagener, Daniel J. Wagener, & Bonita L. Wagener

Property Address: 1595 Crest Drive, Chaska, MN 55318

Permanent easement for roadway purposes contains **1,345 sq. ft.**, more or less.

\$9,500.00

Permanent easement for drainage & utility purposes contains **1,164 sq. ft.**, more or less.

\$9,000.00

Temporary easement for construction purposes contains **711 sq. ft.**, more or less.

\$3,500.00

Appraisal Fee.

\$1,500.00

Damages to shrubs.

\$800.00

Severance Damages.

\$14,000.00

Settlement Amount: **\$38,300.00**

Property Tax Identification No. 30.6080030

Parcel Number(s): 11

Fee Owners: Imrose Alam & Farzana H. Alam

Property Address: 1552 Sunshine Circle, Chaska, MN 55318

Permanent easement for roadway purposes contains **1,004 sq. ft.**, more or less.

\$7,028.00

Permanent easement for drainage & utility purposes contains **949 sq. ft.**, more or less.

\$6,643.00

Temporary easement for construction purposes contains **3,189 sq. ft.**, more or less.

\$6,529.00

Appraisal Fee.

\$1,500.00

Damages to shrubs.

\$800.00

Severance Damages.

\$15,000.00

Settlement Amount: **\$37,500.00**

Property Tax Identification No. 30.6050010

Parcel Number(s): 12

Fee Owners: Michael D. Hammers & Rose A. Hammers

Property Address: 1558 Sunshine Circle, Chaska, MN 55318

Permanent easement for roadway purposes contains **499 sq. ft.**, more or less.

\$3,000.00

Permanent easement for drainage & utility purposes contains **451 sq. ft.**, more or less.

\$2,700.00

Temporary easement for construction purposes contains **783 sq. ft.**, more or less.

\$2,000.00

Appraisal Fee.

\$1,500.00

Damages to sprinkler system.

\$2,500.00

Severance Damages.

\$14,000.00

Settlement Amount: **\$25,700.00**

Property Tax Identification No. 30.6080010

Parcel Number(s): 13

Fee Owners: CD Gemini Properties, LLC

Property Address: 1564 Sunshine Circle, Chaska, MN 55318

Permanent easement for roadway purposes contains **71 sq. ft.**, more or less.

\$500.00

Permanent easement for drainage & utility purposes contains **52 sq. ft.**, more or less.

\$400.00

Temporary easement for construction purposes contains **571 sq. ft.**, more or less.

\$1,000.00

Appraisal Fee.

\$1,500.00

Damages to tree.

\$1,500.00

Settlement Amount: **\$4,900.00**

Property Tax Identification No. 30.6070010

Parcel Number(s): 14

Fee Owners: John F. Miller & Donna M. Miller

Property Address: 1570 Sunshine Circle, Chaska, MN 55318

Permanent easement for roadway purposes contains **1,640 sq. ft.**, more or less.

\$9,500.00

Permanent easement for drainage & utility purposes contains **795 sq. ft.**, more or less.

\$4,600.00

Temporary easement for construction purposes contains **1,522 sq. ft.**, more or less.

\$2,500.00

Appraisal Fee.

\$1,500.00

Severance Damages.

\$14,000.00

Settlement Amount: **\$32,100.00**

Property Tax Identification No. 30.6070070

Parcel Number(s): 15

Fee Owners: Stephen R. Duvick & Courtney J. Duvick

Property Address: 1569 Skyview Drive, Chaska, MN 55318

Permanent easement for roadway purposes contains **462 sq. ft.**, more or less.

\$2,500.00

Permanent easement for drainage & utility purposes contains **286 sq. ft.**, more or less.

\$1,600.00

Temporary easement for construction purposes contains **3,587 sq. ft.**, more or less.

\$3,000.00

Appraisal Fee.

\$1,500.00

Damages to shrubs.

\$1,900.00

Severance Damages.

\$10,000.00

Settlement Amount: **\$20,500.00**

Property Tax Identification No. 30.6070130

Parcel Number(s): 16

Fee Owners: Scott A. Stanger & Nancy A. Stanger

Property Address: 1521 Sunshine Court, Chaska, MN 55318

Temporary easement for construction purposes contains **204 sq. ft.**, more or less.

\$100.00

Appraisal Fee.

\$900.00

Settlement Amount: **\$1,900.00**

Property Tax Identification No. 30.6070140

Parcel Number(s): 17

Fee Owners: James E. Finelli & Rachel M. Finelli

Property Address: 1517 Sunshine Court, Chaska, MN 55318

Temporary easement for construction purposes contains **1,498 sq. ft.**, more or less.

\$700.00

Appraisal Fee.

\$1000.00

Settlement Amount: **\$1,700.00**

Property Tax Identification No. 30.4520060

Parcel Number(s): 22

Fee Owners: David C. Liebelt & Kayleen A. Liebelt

Property Address: 1665 Highwood Drive, Chaska, MN 55318

Permanent easement for drainage & utility purposes contains **394 sq. ft.**, more or less.

\$3,000.00

Temporary easement for construction purposes contains **486 sq. ft.**, more or less.

\$700.00

Appraisal Fee.

\$1,500.00

Settlement Amount: **\$5,200.00**

Property Tax Identification No. 30.6570010

Parcel Number(s): 23

Fee Owners: Valley Evangelical Free Church

Property Address: 150 Engler Blvd, Chaska, MN 55318

Permanent easement for roadway purposes contains **4,458 sq. ft.**, more or less.

\$6,759.00

Permanent easement for drainage & utility purposes contains **6,187 sq. ft.**, more or less.

\$27,196.00

Temporary easement for construction purposes contains **6,998 sq. ft.**, more or less.

\$17,000.00

Appraisal Fee.

\$5,000.00

Damages to landscaping, light poles, trees.

\$39,045.00

Settlement Amount: **\$95,000.00**

Property Tax Identification No. 30.5810040

Parcel Number(s): 24

Fee Owners: Parrott Nest, LLC

Property Address: 1601 White Oak Drive, Chaska, MN 55318

Permanent easement for roadway purposes contains **2,926 sq. ft.**, more or less.

\$29,500.00

Permanent easement for drainage & utility purposes contains **1,404 sq. ft.**, more or less.

\$14,200.00

Temporary easement for construction purposes contains **1,117 sq. ft.**, more or less.

\$6,700.00

Appraisal Fee.

\$5,000.00

Damages to sign, landscaping, electrical, trees.

\$28,414.00

Settlement Amount: **\$93,814.00**

Property Tax Identification No. 30.5810030

Parcel Number(s): 25

Fee Owners: Rebecca Lewis

Property Address: 1610 White Oak Drive, Chaska, MN 55318

Permanent easement for roadway purposes contains **5,610 sq. ft.**, more or less.

\$18,800.00

Temporary easement for construction purposes contains **4,303 sq. ft.**, more or less.

\$4,000.00

Appraisal Fee.

\$1,500.00

Damages to trees, fence, landscaping, electric dog fence.

\$14,900.00

Settlement Amount: **\$39,200.00**

Property Tax Identification No. 30.5800170

Parcel Number(s): 27

Fee Owners: Michael J. Maley & Diane L. Maley

Property Address: 355 Pondview Lane, Chaska, MN 55318

Permanent easement for roadway purposes contains **1,551 sq. ft.**, more or less.

\$6,800.00

Permanent easement for drainage & utility purposes contains **831 sq. ft.**, more or less.

\$0.00

Temporary easement for construction purposes contains **913 sq. ft.**, more or less.

\$2,100.00

Appraisal Fee.

\$1,500.00

Damages to trees.

\$8,600.00

Settlement Amount: **\$19,000.00**

Property Tax Identification No. 30.4690040

Parcel Number(s): 31

Fee Owners: North Meadows Office Condominiums Association, Inc.

Property Address: 542-586 Bavaria Lane, Chaska, MN 55318

Permanent easement for roadway purposes contains **2,034 sq. ft.**, more or less.

\$17,900.00

Temporary easement for construction purposes contains **3,963 sq. ft.**, more or less.

\$9,617.00

Appraisal Fee.

\$5,000.00

Damages to sign, electrical, irrigation system, landscaping.

\$82,593.00

Severance Damages.

\$20,000.00

Settlement Amount: **\$135,110.00**

Property Tax Identification No. 30.0321500

Parcel Number(s): 32

Fee Owners: Kierstin M. Case

Property Address: 1695 Bavaria Road, Chaska, MN 55318

Temporary easement for construction purposes contains **5,890 sq. ft.**, more or less.

\$5,400.00

Appraisal Fee.

\$1,000.00

Settlement Amount: **\$6,400.00**

Carver County Board of Commissioners Request for Board Action

**Agenda Item:****Settlements for Right of Way Acquisition for the US 212 Project - Benton Township**Primary Originating Division/Dept:

Meeting Date: 6/4/2024



Contact: Darin Mielke

Title:

Item Type:

Amount of Time Requested: minutes

Presenter:

Title: Attachments: ☒ Yes ☐ No**Strategic Initiative:****BACKGROUND/JUSTIFICATION:**

The 2024-2026 construction seasons include the reconstruction of US 212 between approximately Highway 34 (Tacoma Avenue) in the City of Norwood Young America to Highway 36 on the west side of the City of Cologne into a 4-lane divided highway. Additional right-of-way is needed to complete the project. Appraisals were obtained by certified appraisers and the County Board approved the making of offers based on the appraised values at its October 17, 2023 regular session. The Public Works Director, or agents under his supervision, made offers to the affected property owners based on the appraisals and negotiations then commenced. County staff used direction from the county board at the January 16, 2024 county board meeting for revised last written offers to property owners prior to the eminent domain proceedings. Since the last meeting with the county board, settlements with the property owners located at PID # 01.0101600 have been reached.

ACTION REQUESTED:

Motion to adopt a resolution approving the settlements for right-of-way acquisition for the US 212 Project - Benton Township for the properties located at PID # 01.0101600 .

FISCAL IMPACT: If "Other", specify: **FTE IMPACT:** **FUNDING****County Dollars =**

MNDOT Funding	\$11,850.00
IIJA State Match Funds	\$11,850.00
Total	\$23,700.00

Insert additional funding source

Related Financial/FTE Comments:

Acquisition costs are split between MndOT and Carver County in accordance with an agreement between the agencies for this project.

Office use only:

RBA 2024 - 9834

BOARD OF COUNTY COMMISSIONERS CARVER COUNTY, MINNESOTA

Date: June 4, 2024

Resolution No: _____

Motion by Commissioner: _____

Seconded by Commissioner: _____

Resolution Authorizing Settlement of Compensation to Owners for Acquisition of Real Property Interests Needed for Highway 212 Project - Benton Township

WHEREAS, the Board of Commissioners of Carver County is the official governing body of Carver County (“County”); and

WHEREAS, the County, acting by and through its Board of Commissioners, is authorized by law, and pursuant to Minnesota Statutes, § 163.02, subd. 2; §117.012; and § 117.042, to acquire land and other real property interests in Carver County which the County needs for a public use or public purpose; and

WHEREAS, the County proposes to construct highway and related improvements in Carver County for the reconstruction and expansion of Trunk Highway 212 to a 4-lane expressway as part of the Highway 212 Project - Benton Township (“Project”); and

WHEREAS, to complete the Project, the County must acquire the real property interests described in Exhibit A, attached hereto, from the Owners of the real property interests identified in said Exhibit A; and

WHEREAS, the County obtained either an appraisal(s) from a licensed real estate appraiser when the estimate of the damages from the County’s proposed acquisitions of the real property interests described in said Exhibit A exceeds \$25,000, or the County obtained a minimum damage acquisition report from a qualified person with appraisal knowledge, in lieu of an appraisal, when the estimate of the damages from the County’s proposed acquisitions of the real property interests described in said Exhibit A is under \$25,000; and

WHEREAS, County must determine and submit an initial written offer of just compensation to the Owners of said needed real property interests covering the full amount of damages caused by the County’s proposed acquisitions; and

WHEREAS, the Owners of said real property interests may obtain an independent appraisal by a qualified appraiser of the real property interests which the County proposes to acquire for the Project; and

WHEREAS, the Owners of said real property interests are entitled to reimbursement for the reasonable costs of the appraisal from the County up to a maximum of the limits stated in Minn. Stat. §117.036, provided the Owner submits to County the information necessary for reimbursement; and

WHEREAS, the Carver County Board of Commissioners authorized the Public Works Division Director or agents under his supervision, to make initial written offers of just compensation to the Owners within the Project from whom property interests are required; and

WHEREAS, the Public Works Division Director or agents under his supervision, have negotiated settlement(s) with the Owners impacted by the Project as described in said Exhibit A.

NOW, THEREFORE, BE IT RESOLVED that County’s acquisition of the real property interests described in said Exhibit A and the construction of highway and related improvements of the reconstruction and expansion of Trunk Highway 212 to a 4-lane expressway as part of the Highway 212 Project - Benton Township constitute a valid public use or public purpose; and

BE IT FURTHER RESOLVED that based upon the estimate of damages from the County’s proposed acquisitions of the real property interests described in said Exhibit A which the County obtained either from an appraisal(s) or a minimum damage acquisition report(s) and the negotiations between said Owner(s) and the Public Works Division Director or agents under his supervision, County shall make a payment of compensation to the Owners within the Project from whom the County must acquire needed real property interests, in the amounts as described in said Exhibit A; and

BE IT FURTHER RESOLVED that the Carver County Board of Commissioners hereby authorizes and directs the Carver County Board Chairman and Carver County Administrator to enter into Stipulation of Settlement Agreement with said property owner(s), in the name of the County of Carver for the Project.

YES	ABSENT	NO

STATE OF MINNESOTA
COUNTY OF CARVER

I, Dave Hemze, duly appointed and qualified County Administrator of the County of Carver, State of Minnesota, do hereby certify that I have compared the foregoing copy of this resolution with the original minutes of the proceedings of the Board of County Commissioners, Carver County, Minnesota, at its session held on June 4, 2024, now on file in the Administration office, and have found the same to be a true and correct copy thereof.

Dated this June 4, 2024.

Dave Hemze	County Administrator

EXHIBIT A

to

Resolution Authorizing Settlement of Compensation to Owners for Acquisition of Real Property Interests

Highway 212 Project – Benton Township

Carver County Public Works No. 178826

Property Tax Identification No. 01.0161600

Parcel Number(s): 43 of CARVER COUNTY RIGHT OF WAY PLAT NO. 35

Fee Owners: Steven M. and Paulette A. Erhard

Property Address: 13245 County Road 51, Norwood-Young America, MN 55368

A portion of the Subject Property being taken in fee simple contains **3,181 SQ FT**, more or less.

Amount: \$ 1,147.00

Temporary easement for construction purposes contains **2,120 SQ FT**, more or less.

Amount: \$ 2,186.00

Appraisal Amount

Amount: \$5,000.00

Severance for Access Removal and Premium to Induce Settlement

Amount: \$ 15,367.00

Settlement Amount: \$ 23,700

Carver County Board of Commissioners Request for Board Action



Agenda Item:

Initial Offers for Right of Way Acquisition for the Highway 18 Project - Arboretum Area

Primary Originating Division/Dept:

Meeting Date: 6/4/2024



Contact: Darin Mielke

Title:

Item Type:

Amount of Time Requested: minutes

Presenter:

Title:

Attachments: ☒ Yes ☐ No

Strategic Initiative:

BACKGROUND/JUSTIFICATION:

The Highway 18/82nd St. Project is a project identified in the 2021 Arboretum Area Transportation Plan. It aims to connect Highway 13 to Highway 41, providing a vital link for Victoria, and improved access to the Minnesota Landscape Arboretum, Chaska, and Chanhassen. Key features include upgrading the gravel road to a two-lane paved urban highway and adding a multi-use trail enhancing community connectivity. This initiative is a joint effort involving Carver County, and the cities of Chaska, Chanhassen, and Victoria. Construction is planned to begin late 2024 and conclude at the end of the 2025 construction season. Carver County is the lead agency for this project.

Additional right-of-way is needed to complete the project. Appraisals were obtained and reviewed by certified appraisers in order to determine market value for the needed right-of-way. Staff are recommending the county board authorize written initial offer of compensation to impacted property owners.

ACTION REQUESTED:

Motion to adopt a resolution to authorize written initial offers of compensation for right-of-way acquisitions for the Highway 18 Project - Arboretum Area.

FISCAL IMPACT:

If "Other", specify:

FTE IMPACT:

FUNDING

County Dollars =

Transportation Sales Tax \$1,530,450.00

Total \$1,530,450.00

☐ Insert additional funding source

Related Financial/FTE Comments:

Office use only:

RBA 2024 - 9856

BOARD OF COUNTY COMMISSIONERS CARVER COUNTY, MINNESOTA

Date: June 4, 2024

Motion by Commissioner: _____

Resolution No: _____

Seconded by Commissioner: _____

Resolution Authorizing Offers of Just Compensation to Owners for Acquisition of Real Property Interests Needed for CSAH 18 Project

WHEREAS, the Board of Commissioners of Carver County is the official governing body of Carver County (“County”); and

WHEREAS, the County, acting by and through its Board of Commissioners, is authorized by law, and pursuant to Minnesota Statutes, § 163.02, Subd. 2 to acquire land and other real property interests in Carver County which the County needs for a public use or public purpose; and

WHEREAS, the County proposes to construct highway and related improvements in Carver County for a new segment of County State Aid Highway 18 from .015 miles west, south, and north of the CSAH 13 (Bavaria Road) intersection in the City of Victoria to .02 miles west of Trunk Highway 41 in the City of Chaska (“CSAH 18 Project” or “Project”); and

WHEREAS, to complete the Project, the County must acquire the real property interests described in Exhibit A, attached hereto, from the Owners of the real property interests described in said Exhibit A; and

WHEREAS, the County obtained either an appraisal(s) from a licensed real estate appraiser when the estimate of the damages from the County’s proposed acquisitions of the real property interests described in said Exhibit A exceeds \$25,000, or the County obtained a minimum damage acquisition report from a qualified person with appraisal knowledge, in lieu of an appraisal, when the estimate of the damages from the County’s proposed acquisitions of the real property interests described in said Exhibit A is under \$25,000; and

WHEREAS, the County must determine and submit an initial written offer of just compensation to the Owners of said needed real property interests covering the full amount of damages caused by the County’s proposed acquisitions; and

WHEREAS, the Owners of said real property interests may obtain an independent appraisal by a qualified appraiser of the real property interests which the County proposes to acquire for the Project; and

WHEREAS, the Owners of said real property interests are entitled to reimbursement for the reasonable costs of the appraisal from the County up to a maximum of the limits stated in Minn. Stat. §117.036, provided that the Owners submit to the County the information necessary for reimbursement.

NOW, THEREFORE, BE IT RESOLVED that County’s acquisition of the real property interests described in said Exhibit A and the construction of highway and related improvements part of the CSAH 18 Project constitute a valid public use or public purpose; and

BE IT FURTHER RESOLVED that based upon the estimate of damages from the County’s proposed acquisitions of the real property interests described in said Exhibit A which the County obtained either from an appraisal(s) or a minimum damage acquisition report(s), the Public Works Division Director or agents under his supervision, shall make initial written offers of just compensation to the Owners of the real property interests described in Exhibit A from whom the County must acquire real property interests needed for the Project; and

BE IT FURTHER RESOLVED that the Public Works Division Director or agents under his supervision, shall reimburse the Owners of said real property interests for an independent appraisal of damages from a licensed real estate appraiser to estimate the full amount of damages which will be caused to Owners by the County’s proposed acquisition of the real property interests described in said Exhibit A, and that, upon the Owners providing to County a copy of that appraisal report, evidence of the cost of that report, and evidence of payment of that amount to the appraiser, County shall reimburse Owners for the cost of Owners’ independent appraisal report, subject to the limits stated in Minn. Stat. §117.036. In lieu of said independent appraisal of damages, the Public Works Division Director or agents under his supervision, may offer in addition to the initial written offer to property Owners, an amount up to said limits in Minn. Stat. §117.036.

YES	ABSENT	NO

STATE OF MINNESOTA
COUNTY OF CARVER

I, Dave Hemze, duly appointed and qualified County Administrator of the County of Carver, State of Minnesota, do hereby certify that I have compared the foregoing copy of this resolution with the original minutes of the proceedings of the Board of County Commissioners, Carver County, Minnesota, at its session held June 4, 2024, now on file in the Administration office, and have found the same to be a true and correct copy thereof.

Dated this 4th day of June, 2024.

Dave Hemze	County Administrator

Exhibit A

CSAH 18 Project

Carver County Public Works No. 178826

Property Tax Identification No. 65.0180420

Parcel Number: 1

Fee Owner(s): The Regents of the University of Minnesota, a Minnesota constitutional education corporation

Property Address: address unassigned

Permanent easement for public right-of-way purposes contains **104,972 SF**, more or less;
22,993 SF, after excluding existing easements.

Permanent easement for public drainage and utility purposes contains **80 SF**, more or less

Temporary easement for construction purposes contains **22,127 SF**, more or less.

Property Tax Identification No. 65.0181000

Parcel Number: 2

Fee Owner(s): The Regents of the University of Minnesota, a Minnesota constitutional education corporation

Property Address: 400 82nd Street West, Victoria, MN 55386

Permanent easement for public right-of-way purposes contains **42,806 SF**, more or less;
11,601 SF, after excluding existing easements.

Temporary easement for construction purposes contains **8,018 SF**, more or less.

Property Tax Identification No. 65.0181100

Parcel Number: 3

Fee Owner(s): The Regents of the University of Minnesota, a Minnesota constitutional education corporation

Property Address: 350 82nd Street West, Chaska, MN 55318

Permanent easement for public right-of-way purposes contains **13,919 SF**, more or less;
2,985 SF, after excluding existing easements.

Permanent easement for public drainage and utility purposes contains **95 SF**, more or less.

Temporary easement for construction purposes contains **12,096 SF**, more or less.

Property Tax Identification No. 65.0181110

Parcel Number: 4

Fee Owner(s): The Regents of the University of Minnesota, a Minnesota constitutional education corporation

Property Address: 410 82nd Street West, Chaska, MN 55318

Permanent easement for public right-of-way purposes contains **19,624 SF**, more or less;
3,682 SF, after excluding existing easements.

Permanent easement for public drainage and utility purposes contains **805 SF**, more or less.

Temporary easement for construction purposes contains **23,579 SF**, more or less.

Property Tax Identification No. 65.0181300

Parcel Number: 5

Fee Owner(s): The Regents of the University of Minnesota, a Minnesota constitutional education corporation

Property Address: address unassigned

Permanent easement for public right-of-way purposes contains **39,179 SF**, more or less;
0 SF, after excluding existing easements.

Permanent easement for public drainage and utility purposes contains **2,165 SF**, more or less.

Property Tax Identification No. 25.0170100

Parcel Number: 6

Fee Owner(s): The Regents of the University of Minnesota, a Minnesota constitutional education corporation

Property Address: 3090 82nd Street West, Chanhassen, MN 55317

Permanent easement for public right-of-way purposes contains **43,833 SF**, more or less;
0 SF, after excluding existing easements.

Permanent easement for public drainage and utility purposes contains **1,385 SF**, more or less.

Property Tax Identification No. 25.0170600

Parcel Number: 7

Fee Owner(s): The Regents of the University of Minnesota, a Minnesota constitutional education corporation

Property Address: address unassigned

Permanent easement for public right-of-way purposes contains **153,926 SF**, more or less;
31,494 SF, after excluding existing easements.

Permanent easement for public drainage and utility purposes contains **2,461 SF**, more or less.

Temporary easement for construction purposes contains **55,556 SF**, more or less.

Property Tax Identification No. 25.0170300

Parcel Number: 8

Fee Owner(s): The Regents of the University of Minnesota, a Minnesota constitutional education corporation

Property Address: 3210 82nd St. W., Chanhassen, MN 55317

Permanent easement for public right-of-way purposes contains **51,932 SF**, more or less;
2,504 SF, after excluding existing easements.

Temporary easement for construction purposes contains **10,074 SF**, more or less.

Property Tax Identification No. 30.0160500

Parcel Number: 9

Fee Owner(s): Bradley J. Steinhagen, a single person

Property Address: 115 82nd Street West, Chaska, MN 55318

Permanent easement for public right-of-way purposes contains **2,615 SF**, more or less;
0 SF, after excluding existing easements.

Property Tax Identification No. 30.0160411

Parcel Number: 10

Fee Owner(s): Greg Klingelutz and Kathleen Klingelutz, spouses married to each other

Property Address: 125 82nd Street, Chaska, MN 55318

The Property being taken in fee simple contains **1,250 SF**, more or less.

Permanent easement for public right-of-way purposes contains **18,713 SF**, more or less;
0 SF, after excluding existing easements.

Temporary easement for construction purposes contains **5,649 SF**, more or less.

Property Tax Identification No. 30.0170510

Parcel Number: 11

Fee Owner(s): Ian Wexler and Sarah Wexler, spouses married to each other

Property Address: 135 82nd St. W., Chaska, MN 55318

The Property being taken in fee simple contains **1,566 SF**, more or less.

Permanent easement for public right-of-way purposes contains **16,944 SF**, more or less;
0 SF, after excluding existing easements.

Temporary easement for construction purposes contains **3,387 SF**, more or less.

Property Tax Identification No. 30.0170700

Parcel Number: 12

Fee Owner(s): Stephen J. Apt and Joan C. Apt, spouses married to each other

Property Address: 215 82nd St. W., Chaska, MN 55318

The Property being taken in fee simple contains **618 SF**, more or less.

Permanent easement for public right-of-way purposes contains **7,782 SF**, more or less;
0 SF, after excluding existing easements.

Temporary easement for construction purposes contains **3,101 SF**, more or less.

Property Tax Identification No. 30.0170920

Parcel Number: 13

Fee Owner(s): Mark A. Thom and Kara Douglass Thom, spouses married to each other

Property Address: 219 82nd St. W., Chaska, MN 55318

The Property being taken in fee simple contains **4,456 SF**, more or less.

Permanent easement for public right-of-way purposes contains **61,287 SF**, more or less;
0 SF, after excluding existing easements.

Temporary easement for construction purposes contains **14,180 SF**, more or less.

Property Tax Identification No. 30.0171000

Parcel Number: 14

Fee Owner(s): City of Chaska, a Minnesota municipal corporation

Property Address: address unassigned

Permanent easement for public right-of-way purposes contains **19,712 SF**, more or less;
0 SF, after excluding existing easements.

Temporary easement for construction purposes contains **37,726 SF**, more or less.

Property Tax Identification No. 30.0590020

Parcel Number: 15

Fee Owner(s): Flexential LLC, a Delaware limited liability company

Property Address: 3500 Lyman Blvd., Chaska, MN 55318

Temporary easement for construction purposes contains **3,063 SF**, more or less.

Property Tax Identification No. 30.0201400

Parcel Number: 17

Fee Owner(s): City of Chaska, a Minnesota municipal corporation

Property Address: address unassigned

The Property being acquired in fee simple contains **12,691 SF**, more or less.

Permanent easement for public right-of-way purposes contains **21,443 SF**, more or less;
0 SF, after excluding existing easements.

Temporary easement for construction purposes contains **54,414 SF**, more or less.

Property Tax Identification No. 30.0170910

Parcel Number: 18

Fee Owner(s): Mary Lynn Johnson Swanson, aka Mary Lynn Swanson, aka Mary L.J. Swanson, a single person

Property Address: 225 82nd Street West, Chaska, MN 55318

The Property being taken in fee simple contains **97,166 SF**, more or less.

Permanent easement for public right-of-way purposes contains **65,891 SF**, more or less;
0 SF, after excluding existing easements.

Temporary easement for construction purposes contains **54,899 SF**, more or less.

Property Tax Identification No. 30.3340020

Parcel Number: 19

Fee Owner(s): Timothy P. Cleary and Joni L. Cleary, spouses married to each other

Property Address: 295 82nd St. W., Chaska, MN 55318

The Property being taken in fee simple contains **47,460 SF**, more or less.

Temporary easement for construction purposes contains **11,676 SF**, more or less.

Property Tax Identification No. 30.3340010

Parcel Number: 20

Fee Owner(s): Cara Thorpe and Reid Thorpe, spouses married to each other.

Property Address: 305 82nd St. W., Chaska, MN 55318

The Property being taken in fee simple contains **8,558 SF**, more or less.

Temporary easement for construction purposes contains **2,212 SF**, more or less.

Property Tax Identification No. 30.0170211

Parcel Number: 21

Fee Owner(s): Tristan Carnahan and Ashley Catherine Carnahan, spouses married to each other

Property Address: 325 82nd St. W., Chaska, MN 55318

The Property being taken in fee simple contains **10,635 SF**, more or less.

Permanent easement for public right-of-way purposes contains **35,113 SF**, more or less;
0 SF, after excluding existing easements.

Temporary easement for construction purposes contains **31,812 SF**, more or less.

Property Tax Identification No. 30.0170200

Parcel Number: 22

Fee Owner(s): John W. Hennessy and Danette L. Hennessy, spouses married to each other

Property Address: 751 82nd St. W., Chaska, MN 55318

The Property being taken in fee simple contains **58,620 SF**, more or less.

Permanent easement for public right-of-way purposes contains **68,438 SF**, more or less;
0 SF, after excluding existing easements.

Permanent easement for public drainage and utility purposes contains **2,200 SF**, more or less.

Temporary easement for construction purposes contains **52,875 SF**, more or less.

Property Tax Identification No. 30.0170100

Parcel Number: 23

Fee Owner(s): Thomas A. Johnson, a single person

Property Address: 621 82nd St. W., Chaska, MN 55318

The Property being taken in fee simple contains **18,215 SF**, more or less.

Permanent easement for public right-of-way purposes contains **13,204 SF**, more or less;
0 SF, after excluding existing easements.

Temporary easement for construction purposes contains **14,013 SF**, more or less.

Property Tax Identification No. 30.0170400

Parcel Number: 24

Fee Owner(s): Carver County Holdings, LLC, a Minnesota limited liability company

Property Address: address unassigned

The Property being taken in fee simple contains **123,377 SF**, more or less.

Permanent easement for public right-of-way purposes contains **37,691 SF**, more or less;
0 SF, after excluding existing easements.

Permanent easement for public drainage and utility purposes contains **2,025 SF**, more or less.

Temporary easement for construction purposes contains **22,070 SF**, more or less.

Property Tax Identification No. 30.0180100

Parcel Number: 25

Fee Owner(s): Jeffrey G. Zwiefel, Trustee of the Jeffrey G. Zwiefel Revocable Trust dated July 2, 2021

Property Address: 1051 W 82nd Street, Chaska, MN 55318

The Property being taken in fee simple contains **102,889 SF**, more or less.

Permanent easement for public right-of-way purposes contains **34,992 SF**, more or less;
0 SF, after excluding existing easements.

Permanent easement for public drainage and utility purposes contains **7,417 SF**, more or less.

Temporary easement for construction purposes contains **19,856 SF**, more or less.

Property Tax Identification No. 30.0180200

Parcel Number: 26

Fee Owner(s): Daniel P. Gay and Nancy Ann Gay, as Trustees of The Daniel and Nancy Gay Trust U/A/D June 1, 2022

Property Address: 1081 82nd St. W., Chaska, MN 55318

The Property being taken in fee simple contains **43,599 SF**, more or less.

Permanent easement for public right-of-way purposes contains **31,061 SF**, more or less;
0 SF, after excluding existing easements.

Temporary easement for construction purposes contains **20,223 SF**, more or less.

Property Tax Identification No. 30.0180910

Parcel Number: 27

Fee Owner(s): George J. Lenz and Kathy L. Lenz, spouses married to each other

Property Address: 1181 82nd St. W., Chaska, MN 55318

The Property being taken in fee simple contains **55,454 SF**, more or less.

Permanent easement for public right-of-way purposes contains **12,860 SF**, more or less;
0 SF, after excluding existing easements.

Temporary easement for construction purposes contains **9,908 SF**, more or less.

Property Tax Identification No. 30.0180920

Parcel Number: 28

Fee Owner(s): Dan T. Conkey, a single person

Property Address: 1251 82nd St. W., Chaska, MN 55318

The Property being taken in fee simple contains **4,533 SF**, more or less.

Permanent easement for public right-of-way purposes contains **6,428 SF**, more or less;
0 SF, after excluding existing easements.

Temporary easement for construction purposes contains **3,198 SF**, more or less.

Property Tax Identification No. 30.0180930

Parcel Number: 29

Fee Owner(s): Ryan S. Pederson and Amy J. Pederson, spouses married to each other

Property Address: 1261 82nd St. W., Chaska, MN 55318

The Property being taken in fee simple contains **334 SF**, more or less.

Permanent easement for public right-of-way purposes contains **1,380 SF**, more or less;
1,714 SF, after excluding existing easements.

Temporary easement for construction purposes contains **2,893 SF**, more or less.

Property Tax Identification No. 65.5600012

Parcel Number: 30

Fee Owner(s): Nicholas T. Tibesar and Lindsey J. Tibesar, spouses married to each other

Property Address: 612 82nd St. W., Victoria MN 55386

Temporary easement for construction purposes contains **1,564 SF**, more or less.

Property Tax Identification No. 65.5600011

Parcel Number: 31

Fee Owner(s): James N. Crannell and Diane M. F. Crannell, spouses married to each other

Property Address: 622 82nd St. W, Chaska, MN 55318

The Property being taken in fee simple contains **4,122 SF**, more or less.

Temporary easement for construction purposes contains **9,061 SF**, more or less.

Property Tax Identification No. 65.5590570

Parcel Number: 34

Fee Owner(s): City of Victoria, a Minnesota municipal corporation

Property Address: address unassigned

The Property being acquired in fee simple contains **7,353 SF**, more or less.

Temporary easement for construction purposes contains **8,081 SF**, more or less.

Property Tax Identification No. 65.0910030

Parcel Number: 38

Fee Owner(s): Mark Strauss and Andree Strauss, spouses married to each other

Property Address: 776 Arbor Woods Rd., Victoria, MN 55386

The Property being taken in fee simple contains **356 SF**, more or less.

Temporary easement for construction purposes contains **3,648 SF**, more or less.

Property Tax Identification No. 65.1000360

Parcel Number: 39

Fee Owner(s): Augustana Emerald Care, L.L.C., a Minnesota limited liability company

Property Address: 8150 Bavaria Rd., Victoria, MN 55386

Temporary easement for construction purposes contains **630 SF**, more or less.

Carver County Board of Commissioners

Request for Board Action



Agenda Item:

Patrick Brose - Temporary Manufactured Home for Special Needs Parent (IUP)

Primary Originating Division/Dept:

Meeting Date: 6/4/2024

Contact: Christina Neel

Title:

Item Type:

Amount of Time Requested: minutes

Presenter:

Title:

Attachments: ☒ Yes ☐ No

Strategic Initiative:

BACKGROUND/JUSTIFICATION:

File PZ20240020. On May 21, 2024, the Planning Commission voted to recommend approval of the Patrick Brose Interim Use Permit (IUP) to allow for the placement of a "Special Needs Parent" Temporary Manufactured Home. The property is currently improved with a residence, in which Patrick and Deanne Brose live, and a detached accessory structure. The property is located in Section 17, Laketown Township.

The placement of the temporary manufactured home would be occupied by Patrick & Deanne's son, as a caretaker. The size of the proposed manufactured dwelling meets Zoning Code requirements. The current septic system (SSTS) would be replaced to accommodate enough capacity for the temporary manufactured home and the existing house. Both homes would share the existing well. The manufactured home would need to be removed within 120 days of the end of their occupancy or the sale of the property.

The Laketown Township Board recommended approval of the IUP request at their May 22, 2024, meeting.

Attached is a Township location map and the approved Planning Commission Resolution. A copy of the Planning Commission packet is available for review at: [638512159925130000 \(carvercountymn.gov\)](https://carvercountymn.gov/638512159925130000).

ACTION REQUESTED:

A motion to adopt the Findings of Fact and issue Order #PZ20240020 for the issuance of an Interim Use Permit.

FISCAL IMPACT:

If "Other", specify:

FUNDING

County Dollars =

FTE IMPACT:

Total

\$0.00

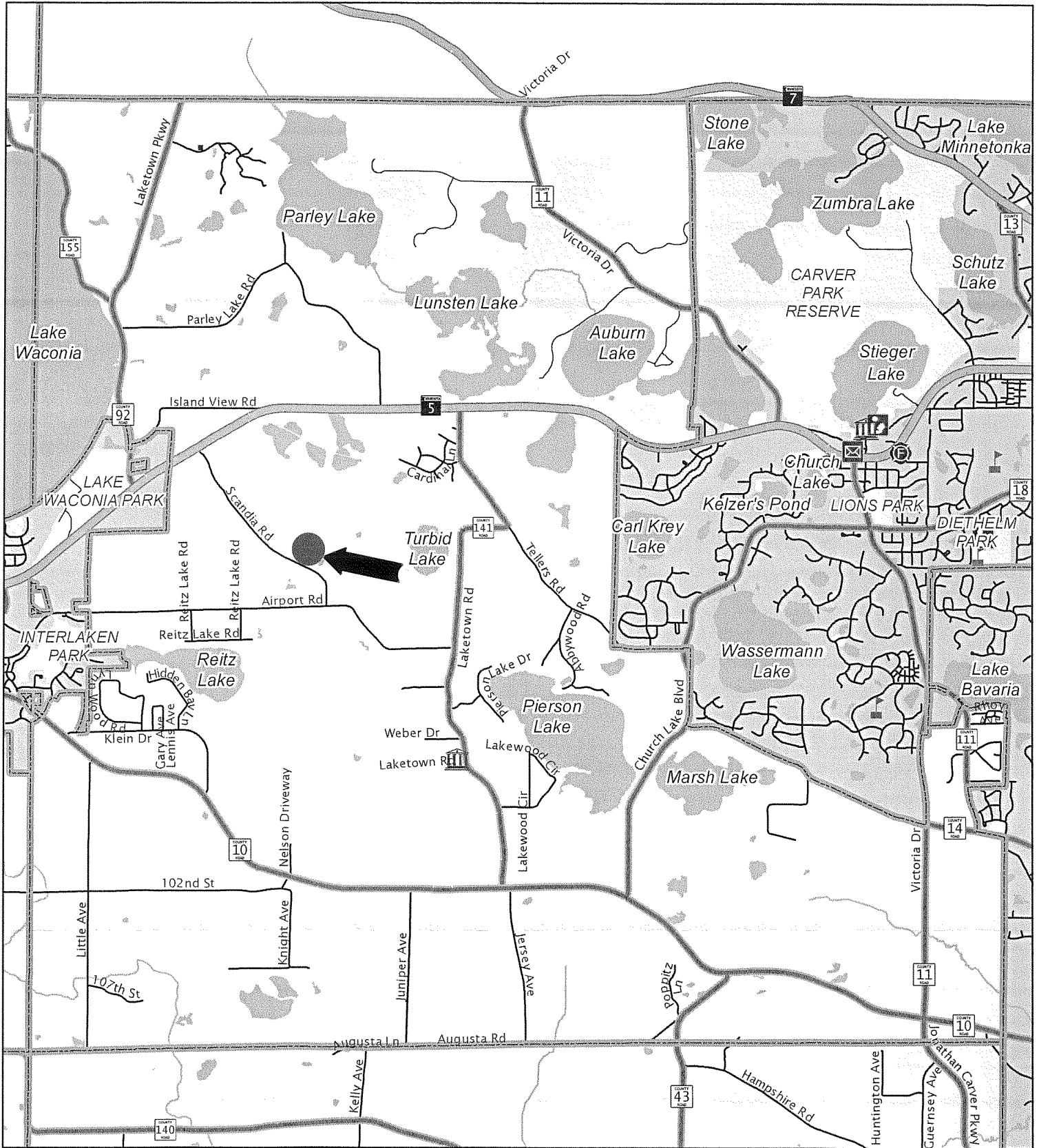
Insert additional funding source

Related Financial/FTE Comments:

Office use only:

RBA 2024 - 9858

LAKETOWN TOWNSHIP



This map was created using Carver County's Geographic Information Systems (GIS). It is a compilation of information and data from various City, County, State, and Federal offices. This map is not a surveyed or legally recorded map and is intended to be used as a reference. Carver County is not responsible for any inaccuracies contained herein.



Map Created by Carver County GIS

COUNTY OF CARVER
PLANNING COMMISSION RESOLUTION

FILE #: PZ20240020

RESOLUTION #: 24-04

WHEREAS, the following application for an Interim Use Permit has been submitted and accepted:

FILE #: PZ20240020

APPLICANT: Patrick Brose

OWNERS: Patrick and Deanne Brose

SITE ADDRESS: 8577 Scandia Rd, Waconia, MN 55387

PERMIT TYPE: IUP – Temporary Manufactured Home for Special Needs Parent

PURSUANT TO: County Code: Chapter 152, Section 152.082 (C)(2)(c)

LEGAL DESCRIPTION: See attached Exhibit "A"

PARCEL #: 07-017-1420

WHEREAS, said application was duly considered at a public hearing held by the Carver County Planning Commission at its regular meeting of May 21, 2024; and,

WHEREAS, the Carver County Planning Commission finds as follows:

1. Patrick and Deanne Brose own an approximate 24.23-acre parcel located in the Southeast Quarter (SE¼) of Section 17, Laketown Township. The property is improved with a single-family dwelling with attached garage, and an accessory building. The parcel is located in the Agricultural Zoning District and Minnehaha Creek Watershed District.
2. The applicant, Pat Brose is requesting an Interim Use Permit (IUP) for a Temporary Manufactured Home for a Special Needs Parent to allow his son to be able live on the property due to Pat's health condition pursuant to Section 152.082 of the Carver County Zoning Code.
3. The applicant's letter (dated April 19, 2024) describes their desire based on medical need for a manufactured home to be placed on the Brose property for their son, Conner Brose to live in and serve as a caregiver. Due to Mr. Brose suffering from Parkinson's, he is not able to do maintenance on their current home and upkeep the property. Due to proximity of mobile home on the property to his main dwelling, their son would be available to assist the applicant with any house issues. The applicant understands that this a temporary situation and does not identify the length of time the Broses would need the mobile home on the property. They would hook up to the existing well for domestic water service.
4. On behalf of the applicant, Land Management staff generated a site plan (dated May 1, 2024) for the temporary manufactured home location on the subject property. The approximate size of the single-story structure is no wider than 16 feet with 1-2 bedrooms identified. The maximum width of a temporary mobile home is 20 feet, so this width complies with the Zoning Code standard. The proposed manufactured home meets applicable setbacks. The site plan shows the existing well and SSTS sites that will serve the mobile home.
5. An Interim Use Permit requires a sunset date or event to be identified which would terminate the use. A condition of this request shall require termination of the permit at such time that a person not listed on the permit or Patrick and Deane Brose no longer own the subject property.
6. The existing SSTS was installed in 1998 and is not sized to accommodate the additional bedroom(s) within the temporary manufactured home. As a result, a new holding tank with a high-level alarm must be installed to accommodate the extra capacity. Per Carver County Code Chapter 52.024 (E) & (F) the property owner must provide

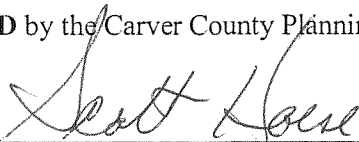
a copy of a valid monitoring and disposal contract executed between the property owner and a licensed SSTS maintainer, which guarantees the removal of the holding tank contents in a timely manner that prevents an illegal discharge. The property owner must hold a valid contract with a licensed SSTS maintainer at all times.

7. The request was heard by the Laketown Town Board during their April 22, 2024, Town Board Meeting. The Town Board recommended approval of the IUP request without additional comments or conditions.
8. The Planning Commission has considered all the factors required by Section 152.251 of the Carver County Code and finds that all are either true in this case or can be mitigated by conditions placed on the permit.

THEREFORE, BE IT RESOLVED, THAT the Carver County Planning Commission hereby recommends approval of the Interim Use Permit application for a Temporary Manufactured Home for a Special Needs Parent on the parcel described in Exhibit A. The following conditions should be considered part of the permit:

1. The permit is subject to compliance review. The Interim Use Permit (IUP) is issued to Patrick Brose to accommodate the occupancy of Conner Brose or Patrick and Deanne Brose. This permit is not transferable to another person/owner/occupant. A change in ownership or occupant(s) of the manufactured home shall be cause for the permit to expire. The Land Management Department must be notified if the occupancy changes.
2. The IUP shall expire at such time that Patrick and Deanne Brose no longer own the property. The temporary manufactured home shall be removed from the property within 120 days of when the occupants named on this permit cease to be occupy the mobile home in accordance with this permit.
3. The temporary manufactured home is required to meet a 20-foot setback to the existing SSTS drainfield.
4. If the holding tank servicing the temporary manufactured home is not intended to be used after the temporary manufactured home is removed, it shall be abandoned in accordance with Minn. Rules Chapter 7080.2500.
5. Prior to any construction activities, the appropriate building permits shall be obtained (submitted, reviewed, and issued) for the manufactured home.
6. The Permittee shall maintain a conforming Subsurface Sewage Treatment System pursuant to Chapter 52 of the Carver County Code to accommodate wastewater produced from the manufactured home.
7. The temporary manufactured home shall comply with all local, state, and federal regulations.

ADOPTED by the Carver County Planning Commission this 21st day of May 2024.



Scott Hoese, Chairman
Carver County Planning Commission

Carver County Board of Commissioners

Request for Board Action



Agenda Item:

Request for approval to contract with Jackson and Associates ROOF REPLACEMENT at PUBLIC WORKS

Primary Originating Division/Dept: Public Services - Facilities

Meeting Date: 6/4/2024

Contact: Brent Kath

Title: Facilities Manager

Item Type:

Consent

Amount of Time Requested: minutes

Presenter:

Title:

Attachments: ☒ Yes ☐ No

Strategic Initiative:

Growth: Manage the challenges and opportunities resulting from growth and development

BACKGROUND/JUSTIFICATION:

The roof over the office area at the Public Works Headquarters in Cologne is about 20 years old. This is a EPDM "Rubber" style roof. Sections of this roof have shrunk and pulled away from the walls and have been creating a number of maintenance calls. The roof has exceeded it's life cycle and needs to be replaced. Carver County Facility Services is recommending that about 18,600 square feet of the roof be replaced (see attached layout).

Facility Services went out for public bid and posted in the local paper on April 4th and April 11th. Bids were due back to Carver County by April 29th 2024. Carver County received three bids from three qualified vendors. Granite City Roofing (\$569,800) Schwickert's (\$567,300) and Jackson & Associates (\$396,000). Staff recommends contracting with Jackson & Associates.

ACTION REQUESTED:

Motion to contract with Jackson & Associates pending finalization of the contract review process

FISCAL IMPACT: Included in current budget

If "Other", specify: CIP Budget

FUNDING

County Dollars = \$425,000.00

\$0.00

FTE IMPACT: None

Total \$425,000.00

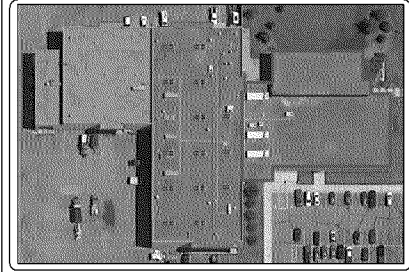
☐ Insert additional funding source

Related Financial/FTE Comments:

Base bid is \$396,000. Facilities is recommending \$29,000 in contingency funds to cover any unexpected issues of change orders. The total contract amount including base bid and contingency is \$425,000.

Office use only:

RBA 2024 - 9860



RAISE PENETRATION:

Raise Penetration to Meet Manufacturer's 8" Minimum Flashing Requirement. By "Others".



RAISE PERIMETER:

Add Wood Blocking to Raise Perimeter Coping Cap to Meet Manufacturer's 8" Minimum Flashing Requirement.

ROOF SYSTEM NOTES:

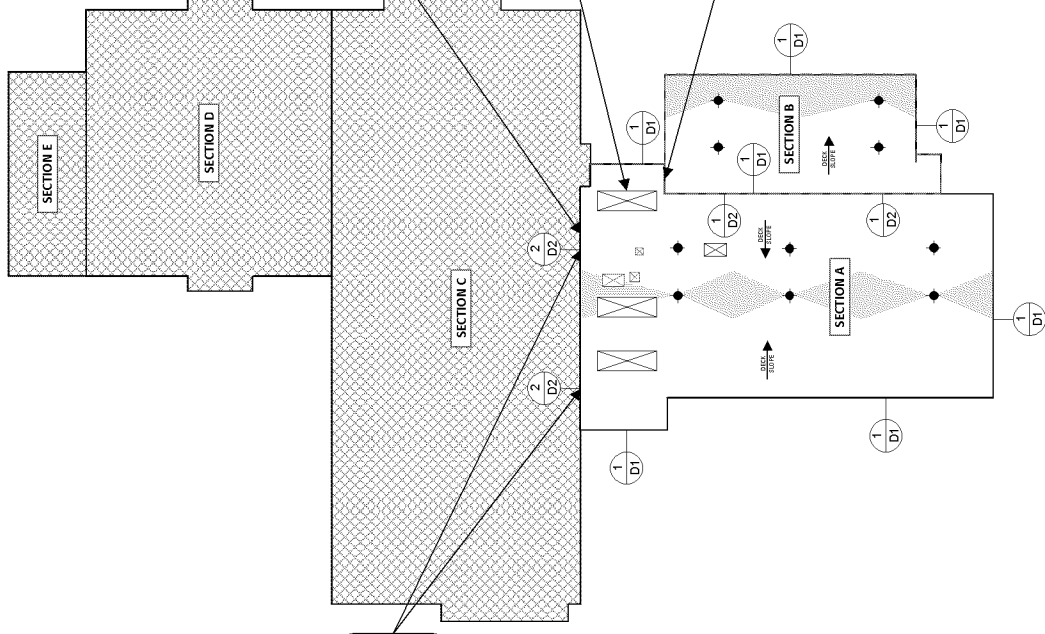
1. NEW ROOF SYSTEM ON AREAS IDENTIFIED ABOVE SHALL BE AS FOLLOWS:

- THREE-PLIES OF HPR GLASFELTS.
 - ONE-PLY OF APPROVED MODIFIED FIELD MEMBRANE SET IN HOT ASPHALT.
 - ONE-PLY OF MODIFIED FLASHING MEMBRANE WITH BASE FLASHING UNDERLAYMENT.
 - FLOOD/GRAVEL SURFACING SET IN HOT ASPHALT.
- All roof drains and primary scuppers shall receive 8' x 8' roof sump.
 - All roof penetrations shall have a min. of 8" flashing heights.
 - All penetrations and perimeters shall receive new 24 ga. Prefinished sheet metal extended down to the field of the roof.
 - All HVAC Disconnect/Reconnect and Unit Raising shall be provided by the "Others".
 - All Electrical Disconnect/Reconnect shall be provided by the "Owner".
 - All Plumbing Disconnect/Reconnect shall be provided by the "Roofing Contractor".
 - Contractor shall provide necessary "Over-Flow" Scuppers if one is not currently present.
 - Contractor to provide insulation drawings for approval. Crickets and Saddles to be 1/4" Slope.

REPLACEMENT SCOPE:

- Tear Off & Preparation** – All bidding contractors are responsible to field measure and verify existing core data as needed to accurately bid the project. Remove the existing roof system and sheet metal down to the top surface of insulation. Dispose of all debris in a certified landfill. Any wet insulation shall be replaced per the unit price found on the bid form. Proper change notice form must be submitted and signed for approval.
 - New Base Insulation** – Calculate the R-value of the existing insulation. Install additional rigid insulation in order to meet or exceed current R-value code requirements (existing & new combined). Contractor to submit shop drawings for approval.
 - Install tapered saddles, crickets, 8'x8" drain sumps, and overflow scuppers at all primary roof drain locations. Crickets and saddles shall slope twice that of the field of the roof.
 - Install 1/2" wood fiber recovery board set into solid moppings of Type III hot asphalt. Stagger all insulation joints from underlying layers.
 - Install the new modified bitumen roof system as specified.
 - Install new 24ga. Prefinished sheet metal throughout the perimeter and projections as shown in the detailed drawings and as specified. Maximum allowable face is 8". All sheet metal must extend down to the field of the roof. **NO EXPOSED FLASHINGS ALLOWED – OWNER TO APPROVE COLOR**
- 7) DIMENSIONS AND CORE DATA TO BE VERIFIED BY CONTRACTOR

Drawing Scale: 1" = 50'



Replace Wall Caulking
Grind out (12) existing wall joint sealant above new roof. Install new closed seal foam between wall panels. Seal wall joint with new sealant.

Temp & Re-Flash Unit
Roofing Contractor to temporarily flash existing unit. Roofing Contractor to return at later date (Late 2024) when new unit is installed to install new flashing system per drawings and specifications.

Modify Existing Ladder
Modify ladder rail to eliminate contact with new roof.

LEGEND

- Roof N.I.C.
- Details
- Sleepers
- Roof drain
- New Roof Drain
- Roof Curb
- Plumbing stack
- Scupper
- Skylight

SHEET TITLE:

ROOF
PLAN

SHEET NO.

A-1



CARVER
COUNTY

CARVER COUNTY
PUBLIC WORKS

11360 US-212, Cologne, MN 55322

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NO.	DATE	REVISIONS/DESCRIPTION
01	11-22-2024	ISSUED FOR BID
02		
03		
04		
05		
06		
07		
08		
09		
10		

Carver County Board of Commissioners

Request for Board Action



Agenda Item:

Utility Relocation and Release of Easements Agreement with Northern Natural Gas for Highway 212 Project - Benton Township

Primary Originating Division/Dept:

Meeting Date: 6/4/2024



Contact: Darin Mielke

Title:

Item Type:

Amount of Time Requested: minutes

Presenter:

Title:

Attachments: ☐ Yes ☒ No

Strategic Initiative:

BACKGROUND/JUSTIFICATION:

Carver County and the Minnesota Department of Transportation (MnDOT) have been working together the past several years on the preliminary and final design of the US 212 Project -Benton Township, which includes the expansion of Highway 212 to four-lanes between Highway 34 in the City of Norwood Young America on the west and Highway 36 in the City of Cologne to the east. Northern Natural Gas has existing utility easements and facilities on private property that Carver County is acquiring for the project. Carver County and MnDOT are required to reimburse the utility owner for the relocation of their facilities within these existing easement areas. This agreement includes provisions as to when the relocation work will be completed and the cost reimbursement process to the utility owner. Northern Natural Gas will be relocating their facilities in 2024 and 2025 in coordination with the project. The reimbursement costs will be covered by the IIA State Match funding for the project.

ACTION REQUESTED:

Motion to approve an agreement with Northern Natural Gas for \$597,348.00 for utility relocation and release of easements, pending finalization of the contract review process.

FISCAL IMPACT:

If "Other", specify:

FTE IMPACT:

FUNDING

County Dollars =

IIJA State Match Funds \$597,348.00

Total \$597,348.00

☐ Insert additional funding source

Related Financial/FTE Comments:

Office use only:

RBA 2024 - 9865

Carver County Board of Commissioners Request for Board Action

**Agenda Item:****Contract for Signal Cabinet Components for Highway 17/W 78th St Traffic Signal Replacement**Primary Originating Division/Dept:

Meeting Date: 6/4/2024



Contact: Whitney Schroeder

Title:

Item Type:

Amount of Time Requested: minutes

Presenter:

Title: Attachments: ☐ Yes ☒ No**Strategic Initiative:****BACKGROUND/JUSTIFICATION:**

The Highway 17/W 78th Street Intersection Project final design is nearly complete for the traffic signal replacement at this intersection. Due to extensive lead time for traffic signal-related materials, the components need to be preordered before the project is let for bid. This material quote was obtained from the state contract, therefore a secondary quote is unnecessary.

ACTION REQUESTED:

Motion to approve a materials contract agreement with Traffic Control Corporation for \$61,528.50 for the Highway 17/W 78th Street Intersection Project traffic signal cabinet.

FISCAL IMPACT: If "Other", specify: **FTE IMPACT:** **FUNDING****County Dollars =**

County State Aid Regular \$30,764.25

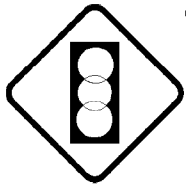
City of Chanhassen \$30,764.25

Total \$61,528.50☐ Insert additional funding source

Related Financial/FTE Comments:

Office use only:

RBA 2024 - 9867

**TRAFFIC CONTROL
CORPORATION**5651 MEMORIAL AVENUE
OAK PARK HEIGHTS, MN 55082
PHONE: 651-439-1737**QUOTATION**

Number 658429

Page: 1 of 2

To: 14077

CARVER COUNTY

11360 HWY 212, SUITE 1

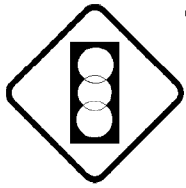
COLOGNE MN 55322 USA

Attn:**Email:****Phone:** 952-466-5200**Fax:** 952-466-5223**Quote Date:** 5/7/2024**Expires:** 6/28/2024**Terms:** NET 30 BASED ON APPROVED CREDIT**FOB:****Salesperson:** MATT ALLWOOD**Email:** Mallwood@TCC1.com**Phone:** 651-439-1737**Letting Date:****Location:** SIGNAL REBUILD**Book / Call / Item:****Description:** TS2 SIGNAL CABINET / VIDEO DETECTION**Contract No:** MNDOT #144047

CABINET BUILD LEAD TIME OF 10-12 WEEKS

Part Number / Description	Unit Price	Qty/UM	Net Price
TS2 SIGNAL CABINET - STOCK	17,040.00	1.00 EA	17,040.00
65" UNPAINTED ALUMINUM CABINET BUILT TO CARVER COUNTY SPECIFICATIONS, CORBIN LOCK WITH TWO KEYS, EDCO SHA-1250 SURGE PROTECTOR, TS2 16 CHANNEL ASSEMBLY SETUP FOR FLASHING YELLOW ARROW OPERATION, 1 DETECTOR RACK, 80 POSITION FUSE BLOCK, PEDESTRIAN INTERFACE BLOCK, COMPUTER DRAWER, THREE SHELVES, TWO THERMOSTAT CONTROLLED FANS, LED CABINET LIGHTING, ANCHOR BOLTS AND CABINET GASKET			
F91457	635.00	1.00 EA	635.00
POWER SUPPLY, TS-2 CABINET, HEAVY DUTY, SHELF MOUNT: EDI, PS250			
MNDOT CONTRACT #144047 - LINE #17			
F40225	4,500.00	1.00 EA	4,500.00
(504) CONTROLLER, COBALT, G, TYPE 1, DATA KEY, 6 YEAR WARRANTY: ECONOLITE, COB11120110000 W/ COBEW6YR			
MNDOT CONTRACT #144047 - LINE #39			
F78272	1,462.00	1.00 EA	1,462.00
ENHANCED TS2 SMART MONITOR: RENO, MMU2-1600GE			
MNDOT CONTRACT #144047 - LINE #9			
F42211	359.00	3.00 EA	1,077.00
BIU (BUS INTERFACE UNIT): ECONOLITE			
MNDOT CONTRACT #144047 - LINE #16			
F74868	41.50	16.00 EA	664.00
LOAD SWITCH SOLID STATE: RENO, LS-200			
MNDOT CONTRACT #144047 - LINE #11			

Pricing does not include applicable sales taxes. If order is to be exempt sales tax, documentation must be provided at time of order.
Additional terms may apply. Review our full Terms & Conditions of Sale at www.trafficcontrolcorp.com.

**TRAFFIC CONTROL
CORPORATION**5651 MEMORIAL AVENUE
OAK PARK HEIGHTS, MN 55082
PHONE: 651-439-1737**QUOTATION**

Number 658429

Page: 2 of 2

Part Number / Description	Unit Price	Qty/UM	Net Price
F59729 FLASHER, SOLID STATE: RENO, FL-200 <i>MNDOT CONTRACT #144047 - LINE #14</i>	41.50	1.00 EA	41.50
F38063 (504) FLASH TRANSFER RELAY: RENO, TR-200 <i>MNDOT CONTRACT #144047 - LINE #15</i>	41.50	4.00 EA	166.00
A62147 EXTENDED CAMERA MOUNT, 74in, ENCORE <i>MNDOT CONTRACT LINE #25</i>	340.00	4.00 EA	1,360.00
F40491 (504) AUTOSCOPE VISION VIDEO CAMERA: ECONOLITE, AVISION <i>MNDOT CONTRACT LINE #26</i>	6,915.00	4.00 EA	27,660.00
F72698 (504) AUTOSCOPE VISION COMM MANAGER: ECONOLITE, AVCM <i>MNDOT CONTRACT LINE #27</i>	4,450.00	1.00 EA	4,450.00
F90287 CABLE TERRA POWER 18/3 1400FT <i>MNDOT CONTRACT LINE #28</i>	1,595.00	1.00 RE EL	1,595.00
VIDEO DETECTION POWER / SDLC 6 FT AC LINE CORD & SDLC Y CABLE	178.00	1.00 EA	178.00
FIELD SERVICE 1 TRIP, UP TO 4 HOURS, TCC TECH ON-SITE FOR VIDEO TURN-ON ASSISTANCE	700.00	1.00 EA	700.00

Item Total:	61,528.50
Misc Charges and Adjustments:	0.00

Quote Total:	61,528.50
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As an authorized purchaser for the above named company, the undersigned agrees to the above quantities, prices, and all terms listed above. Pricing does not include applicable sales taxes. If order is to be exempt sales tax, documentation must be provided at time of order.

Additional terms may apply. Review our full Terms & Conditions of Sale at www.trafficcontrolcorp.com.

PO Number _____ Auth Date _____ ☐ Taxable ☐ Exempt

Signature _____ Printed Name _____

Carver County Board of Commissioners Request for Board Action

**Agenda Item:****Riley Purgatory Bluff Creek Watershed District Board of Managers Appointment**

Primary Originating Division/Dept: Administration (County) ▼

Meeting Date: 6/4/2024



Contact: Dave Hemze

Title: County Administrator

Item Type:

Regular Session ▼

Amount of Time Requested: 10 minutes

Presenter:

Title:

Attachments: ☐ Yes ☒ No**Strategic Initiative:**

Connections: Develop strong public partnerships and connect people to services and information ▼

BACKGROUND/JUSTIFICATION:

The County Board has one appointment to the Riley Purgatory Bluff Creek Watershed District (RPBCWD) Board of Managers. Current incumbent Larry Koch's term expires July 31, 2024, but he is eligible for another term. Notice of this vacancy was published in both the Chaska Herald and Chanhassen Villager.

Applications have been received from: Andrew Aller, Bonnie Nelson, Edward Goff, Jim Boettcher, Larry Koch, and Purdy Busch. All applicants live within the RPBCWD. The City of Chanhassen recommends Bonnie Nelson for the RPBCWD Board position and also supports Andrew Aller or Edward Goff. According to Statutes, the County Board must select from the City of Chanhassen's list of three nominees.

ACTION REQUESTED:

Motion to approve appointment of Bonnie Nelson, Andrew Aller, or Edward Goff to the Riley Purgatory Bluff Creek Watershed District Board of Managers to fill a three-year term.

FISCAL IMPACT: None ▼

If "Other", specify:

FUNDING

County Dollars =

FTE IMPACT: None ▼

Total

\$0.00

Insert additional funding source

Related Financial/FTE Comments:

Office use only:

RBA 2024 - 9758

Carver County Board of Commissioners Request for Board Action

**Agenda Item:****Semi-Annual Report to the County Health Board**

Primary Originating Division/Dept: Health & Human Services - Public Health

Meeting Date: 6/4/2024

Contact: Richard Scott

Title: Deputy Division Director for ...

Item Type:

PH Board (CHB)

Amount of Time Requested: 25 minutes

Presenter: Richard Scott

Title: Deputy Division Director & Co...

Attachments: ☐ Yes ☒ No**Strategic Initiative:**

Communities: Create and maintain safe, healthy, and livable communities

BACKGROUND/JUSTIFICATION:

Dr. Richard Scott, Carver County Community Health Services Administrator and Deputy Division Director for Health Services, will provide the Carver County Board of Health with a Semi-Annual Update as required by MS 145A. The update will include a brief presentation on the recently completed Community Health Assessment, the 2024 County Health Report, and the future outlook for the health of Carver County.

ACTION REQUESTED:

Motion to convene as the Carver County Board of Health, and receive the semi-annual report from the Community Health Services Administrator.

FISCAL IMPACT: None

If "Other", specify:

FUNDING

County Dollars =

FTE IMPACT: None

Total

\$0.00

☐ Insert additional funding source

Related Financial/FTE Comments:

Office use only:

RBA 2024 - 9794

Carver County Board of Commissioners Request for Board Action

**Agenda Item:****Closed Session for Labor Negotiation Strategy**Primary Originating Division/Dept:

Meeting Date: 6/4/2024



Contact: Kerie Anderka

Title:

Item Type:

Amount of Time Requested: minutesPresenter: Susan Hansen, Kerie Ander... Title: Attachments: ☐ Yes ☒ No**Strategic Initiative:****BACKGROUND/JUSTIFICATION:**

Minnesota Statutes 13D.03, subd 2 allows a public entity to enter into a closed session to plan and discuss labor negotiation strategy. Employee Relations requests to enter into a closed session with the Board to discuss labor negotiation strategy.

ACTION REQUESTED:

Motion to go into closed session to discuss labor negotiation strategy.

Upon conclusion of the closed session, a motion to return to regular session.

FISCAL IMPACT: If "Other", specify: **FUNDING**

County Dollars =

FTE IMPACT: **Total**

\$0.00

☐ Insert additional funding source

Related Financial/FTE Comments:

Office use only:

RBA 2024 - 9870

Carver County Board of Commissioners Request for Board Action

**Agenda Item:****CDA Housing Study**

Primary Originating Division/Dept: Public Services

Meeting Date: 6/4/2024

Contact: Nick Koktavy

Title: Assistant County Administrator

Item Type:

Work Session

Amount of Time Requested: 60 minutes

Presenter: Allison Streich

Title: CDA Deputy Director

Attachments: ☐ Yes ☒ No**Strategic Initiative:**

Growth: Manage the challenges and opportunities resulting from growth and development

BACKGROUND/JUSTIFICATION:

Carver County Community Development Agency (CDA) contracted with Maxfield Research and Consulting to prepare a comprehensive housing needs analysis for Carver County. The study examines current housing market conditions and determines the market potential for developing different types of owned and rented housing in the County to 2040.

The scope of the study includes: an analysis of the demographic and economic characteristics of Carver County; a review of existing housing stock characteristics; an analysis of the for-sale housing market; an evaluation of rental market conditions; a senior housing supply and demand analysis; an assessment of housing affordability in the County; and an overview of housing needs for homeless and special needs populations. Recommendations on the number and types of housing products that should be considered in each submarket are also provided.

The complete study can be found on the CDA's website (www.carvercda.org) under news.

At the work session, the CDA and Maxfield will provide an overview of the study and briefly discuss next steps. In addition, Carver County Health and Human Services will present an overview of the quarter-cent metro sales tax for housing, known as Local Affordable Housing Aid (LAHA).

ACTION REQUESTED:

No formal action requested.

FISCAL IMPACT: None

If "Other", specify:

FUNDING

County Dollars =

FTE IMPACT: None

Total

\$0.00

☐ Insert additional funding source

Related Financial/FTE Comments:

Office use only:

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