



CARVER COUNTY

minnesota

Carver County Board of Commissioners May 3, 2022 Board Meeting

The County Board Room is open to the public.

Individuals who are not able to attend in person and wish to provide public comments can do so by email at admin-contact@co.carver.mn.us or by leaving a voicemail at (952) 361-1516. Public comments received in writing such as those received by e-mail will be summarized during the meeting and posted on the County website at

<https://www.co.carver.mn.us/government/county-board-of-commissioners/county-board-meetings-and-agendas> following the meeting. Voicemail public comments will be played during the meeting. If you would like to join the Regular Session videoconference please send an e-mail, no later than noon on the Monday prior to the scheduled meeting date, to Carver County Administration at admin-contact@co.carver.mn.us to receive a WebEx invitation.

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

The Regular Session portion of the meeting will be webcast live at: <https://www.youtube.com/user/CarverCountyMN/live>

- 9:00 a.m. 1. a) **CONVENE**
 b) **Pledge of allegiance**
 c) **Public comments submitted via email/voice mail**
2. Agenda review and adoption
3. Approve minutes of April 26, 2022, Special Session 1-4
4. Community Announcements
- 9:20 a.m. 5. **CONSENT AGENDA**
- Communities: Create and maintain safe, healthy, and livable communities*
- 5.1 High Water No Wake Ordinance..... 5-10
- 5.2 Professional Service Agreement for a Child's Residential Needs..... 11
- 5.3 Special Use Permit for Walk on Waconia Fundraiser Event..... 12
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Culture: Provide organizational culture fostering accountability to achieve goals and sustain trust/confidence in County government

5.23	Addendum to Chief Deputy Attorney Employment Agreement.....	80
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Finances: Improve the County's financial health and economic profile

5.24	Review Health & Human Services and Commissioner Warrants.....	NO ATT
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9:20 a.m.	6. FINANCES: Improve the County's financial health and economic profile
	6.1 Public Hearing for a 5-Year Capital Improvement Bonding Plan and Steiner Kelting Facility Reimbursement Bond Sale 81-95
9:50 a.m.	7. CULTURE: Provide organizational culture fostering accountability to achieve goals and sustain trust/confidence in County government
	7.1 Reorganization in Public Works 96-98
10:20 a.m.	8. County Administrator Report
10:25 a.m.	ADJOURN REGULAR SESSION

WORK SESSION

- 10:25 a.m. **A. CULTURE: Provide organizational culture fostering accountability to achieve goals and sustain trust/confidence in County government**
1. Social Media Guidance..... 99

David Hemze
County Administrator

UPCOMING MEETINGS

May 10, 2022	7:30 a.m. Joint County Ditch Board Meetings
May 10, 2022	10:00 a.m. County Ditch Board Meeting
May 17, 2022	9:00 a.m. County Board/Division Director Strategic Planning Meeting
May 24, 2022	9:00 a.m. Work Session
May 31, 2022	No Meeting
June 7, 2022	No Meeting
June 14, 2022	9:00 a.m. Board Meeting

A Special Session of the Carver County Board of Commissioners was held in the County Government Center, Chaska, on April 26, 2022. Chair Gayle Degler convened the session at 9:03 a.m.

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

Members absent: None.

Under public comments, Karen Johnson Leuthner, 15735 38th Street, Mayer, noted the Board's meeting video from two weeks ago was incomplete and cut off. She indicated she followed up with an email and she has dealt with things going wrong for 22 years with no explanations. She believed granting the CUP to John Lindner was a scam and wanted some reaction to what she was doing by May 3rd.

The following amendment was made to the agenda:

5.2 Amended request for approval of updated 2022 STOC Wage Scale.

Lynch moved, Udermann seconded, to approve the agenda as amended. Motion carried unanimously.

Udermann moved, Fahey seconded, to approve the minutes of the April 19, 2022, Regular Session. Motion carried unanimously.

Udermann moved, Lynch seconded, to approve the following consent agenda items:

Authorized the Sheriff's Office to provide Scott County secure juvenile bed space.

Approved the updated 2022 rate chart for seasonal, temporary and on-call (STOC) positions.

Reviewed April 26, 2021, Community Social Services' actions/Commissioners' warrants in the amount of \$221,091.90.

Motion carried unanimously.

Pat Lambert, Public Works, requested the Board approve a right of way settlement related to Highway 24.

Workman offered the following Resolution, seconded by Udermann:

Resolution #33-22
Authorizing Settlement of Compensation to Owners for Acquisition of Real Property
Interests Needed for Highway 24 Project.

On vote taken, Degler, Fahey, Udermann, Workman voted aye. Lynch abstained.

Lynch moved, Fahey seconded, to reconvene the 2022 redistricting public hearing. Motion carried unanimously.

Kendra Olson, Elections and Licensing Manager, highlighted the 2022 redistricting schedule and noted today was the deadline to approve a redistricting plan, determine two- and four-year terms and approve the 2022 Soil and Water redistricting plan.

She explained the current commissioner districts were used as a baseline and identified the districts to be on the 2022 ballot due to annexation/boundary changes or terms ending. Olson reviewed the redistricting guidelines. She pointed out population changes by municipality and the new 2022 municipal precincts that needed to be factored in. She explained the Waconia “marriage” requirement that locked areas together that also limited their redistricting options.

Olson reviewed Options A, B, C and D that were discussed last week. She explained the new Option E the Board could also consider. She identified both the positive and negative impacts for each Option. She pointed out Option D submitted by the public did not meet the statutory requirements. Olson indicated the Board was also required to pass a Resolution for new Soil and Water District boundaries this year. She explained at their April 21st meeting, the Soil and Water Board adopted a Resolution with a recommendation on how the lines should be drawn taking into consideration the watershed boundaries. She noted different Commissioner and Soil and Water Districts are allowed by law.

Reid Welch, Carver, stated he did not see a need for the Soil and Water Districts to match the Commissioner Districts and concurred with deferring to Soil and Water’s recommendation due to the watershed boundaries.

Sarah Carlson, Chaska, stated she was present to listen to the Board’s thoughts on redistricting and was a member of the League of Women Voters. She thanked the Board for having this process transparent and open to public participation.

Workman moved, Lynch seconded, to close the public hearing. Motion carried unanimously.

Udermann inquired if Ms. Olson had a recommended option for them to consider. Olson stated they do not make recommendations; only post factual information and it was up to the Board to make a determination. Udermann recognized Option D was not viable and explained the weighting factors he considered for options A, B, C, and E. He stated Option A was the most compact and Option E was the most equal in population.

Mark Metz, County Attorney, stated they are not going to find a perfect plan that meets all the criteria. He stated the Board needs to balance all factors and make their best determination using their due diligence. He clarified when the Board makes a determination it was important to explain why they chose a certain or rejected an option.

Workman recognized that none of the plans were perfect but there were limits on what they can do.

Fahey acknowledged the redistricting challenges they were facing but communities of interest and compactness were important parts in his consideration. He noted District 5 was also unique with the majority of townships.

Lynch stated they have to follow Statutes with certain areas locked together, the inability to split precincts and recognized population was not going to be perfect. He stated communities of interest was important as cities and townships have different needs and it would be difficult for a commissioner to represent an exceedingly large district.

Degler agreed they could not consider Plan D and they were not going to be able to come up with equal population no matter what they choose. He stated population did not play a big weighting factor in his determination and he concurred with keeping communities of interest together. He believed Plan C was the least compact and should not be considered. He indicated he could support Option A or B.

The Board recognized the redistricting challenges and expressed support for Option A as it was the most compact, kept communities of interest together, it had the best numerical objective if all factors were weighted, that it honored the marriage requirement and was a defensible plan. Udermann recognized while the plan objectively fits the best, it may have the appearance of enriching District 3.

Lynch moved, Fahey seconded, to direct staff to prepare findings of fact and Resolution for Option A. Degler, Fahey, Lynch, Workman voted aye. Udermann voted nay. Motion carried.

The Board concurred with Soil and Water's recommendation to base the Soil and Water Districts on drainage and watershed patterns.

Udermann moved, Workman seconded, to direct staff to prepare a Soil and Water Redistricting plan based on Soil and Water's recommendation. Motion carried unanimously.

Degler moved, Workman seconded, to direct staff to prepare a Resolution designating District 1 on the 2022 ballot and up for election in 2024; District 2, 4 and 5 to be on the 2022 ballot and up for election in 2026 and District 3 not to be on the 2022 ballot and be on the 2024 ballot. Motion carried unanimously

Lynch moved, Udermann seconded, to recess at 10:05 a.m. to allow staff to prepare the appropriate findings and Resolutions. Motion carried unanimously.

The Board reconvened at 10:54 a.m. to adopt the redistricting Resolutions.

Workman offered the following Resolution seconded by Fahey:

Resolution #34-22
Adopting Carver County Commissioner Redistricting Plan:
Option A

On vote taken, all voted aye.

Udermann offered the following Resolution, seconded by Lynch:

Resolution #35-22
Determining Commissioner District Terms

On vote taken all voted aye.

Udermann offered the following Resolution, seconded by Fahey:

Resolution #36-22
Adopting Carver County Soil and Water Redistricting Plan

On vote taken, all voted aye.

Lynch moved, Udermann seconded, to adjourn the Special Session at 10:55 a.m. and go into a work session with Health & Human Services.

David Hemze
County Administrator

(These proceedings contain summaries of resolutions/claims reviewed. The full text of the resolutions and claims reviewed are available for public inspection in the office of the county administrator.)

Carver County Board of Commissioners Request for Board Action

**Agenda Item:****High Water No Wake Ordinance**

Primary Originating Division/Dept: Public Services - Planning & Water Mgmt

Meeting Date: 5/3/2022

Contact: Paul Moline

Title: PWM Dept. Manager

Item Type:

Consent

Amount of Time Requested: minutes

Presenter: Title: PWM Dept. Manager

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

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

BACKGROUND/JUSTIFICATION:

The County Board adopted temporary ordinances to enact slow no-wake requirements on select lakes (Lake Waconia, Lake Bavaria, and Reitz Lake) in 2014 and 2019. The Board discussed a proposed permanent ordinance at the August 24, 2021 Board work session and released a draft ordinance for a public comment on October 19, 2021. All local partners including cities, townships, the County Attorney, and the Sheriffs office received the draft ordinance as well. Based on the feedback received from the public and those partners, additional language was added to the ordinance.

A public hearing was held on January 14, 2022 per state statute and MN Dept. of Natural Resources (DNR) requirements and the Board subsequently authorized sending the ordinance to the DNR. The DNR has since completed a review and approved the draft ordinance (letter attached).

The final ordinance (98-2022 attached) is now ready for final Board consideration and approval.

ACTION REQUESTED:

Motion to adopt a Resolution enacting a High Water No Wake Ordinance.

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 2022 - 8330

CARVER COUNTY, MINNESOTA

ORDINANCE 98-2022

**AN ORDINANCE
IMPOSING
SLOW-NO WAKE WATERCRAFT
RESTRICTIONS ON DESIGNATED LAKES**

THE COUNTY BOARD OF COMMISSIONERS OF CARVER COUNTY, MINNESOTA HEREBY ORDAINS:

SECTION 1. TITLE.

This ordinance shall be known, cited, and referred to as the Carver County Slow-No Wake Ordinance.

SECTION 2. DEFINITIONS.

Terms used in this ordinance related to boating are defined in Minnesota Statutes §86B.005.

SECTION 3. STATUORY AUTHORIZATION AND PURPOSE.

- (A) This Ordinance is enacted under the general powers delegated to the Counties by the State of Minnesota, pursuant to Minn. Stat. §§ 375.51, 86B.205, and 459.20, and Minnesota Rules 6110.3000-6110.3800 as now in effect and as hereafter amended.
- (B) It is the intent and purpose of this Ordinance to:
 - (1) To promote the full use and enjoyment by all of the people, now and in the future, and to promote safety for all persons and property in connection with the use of waters of Carver County;
 - (2) To conserve the quality of the natural environment;
 - (3) To harmonize and integrate the varying uses of said waters; and
 - (4) To promote the general health, safety, and welfare of the general public.

SECTION 4. DECLARATION AND DESIGNATED LAKES.

- (A) The County Board of Commissioners declares a high water emergency on the Designated Lakes as defined by Section 4(B) and imposes a Slow-No Wake restriction pursuant to Minnesota Rule 6110.3700, Subpart 9.
- (B) Designated Lakes. This Ordinance shall control and regulate the use of the waters of the following lakes located in Carver County along with the following triggers:

Lake	Area of Lake	Water Level at Which Slow-No Wake Restrictions Apply
Lake Bavaria	Entire water body	At or above the Ordinary High Water Level of 972.7'
Reitz Lake	Entire water body	At or above Ordinary High Water Level of 937.8'
Lake Waconia	600' from shore	At or above FEMA 100-Yr. Flood Elevation 962.92'
Lake Waconia	Entire water body	At or above Ordinary High Water Level of 963.1'
Piersons Lake	Entire water body	At or above FEMA 100-Yr. Flood Elevation 962.98'

SECTION 5. WATERCRAFT SPEED RESTRICTIONS.

During the period this Ordinance is in effect, including any extensions herein, it shall be unlawful for any person to operate a watercraft at greater than a slow-no wake speed (5 miles per hour), 24 hours per day within the Slow-No Wake restriction area specified on any Designated Lake.

SECTION 6. REMOVAL OF SPEED RESTRICTIONS.

The Slow-No Wake Restrictions shall be promptly removed from any Designated Lake, pursuant to this Ordinance, once the water body has been 0.1 feet below the elevation that triggers the Slow-No Wake Restriction for three (3) consecutive days.

SECTION 7. ENFORCEMENT.

The primary responsibility for enforcement of this Ordinance shall rest with the Carver County Sheriff's Office. Other licensed peace officers, including conservation officers of the Minnesota Department of Natural Resources, are also authorized to enforce the provisions of this Ordinance.

SECTION 8. PENALTY.

A person guilty of violating any provision of this chapter shall be guilty of a misdemeanor as defined in M.S. § 609.02(3), as it may be amended from time to time.

SECTION 9. EXCEPTIONS.

All authorized Resource Management, Emergency and Enforcement Personnel, while acting in the performance of their assigned duties, are exempt from the foregoing restrictions.

SECTION 10. NOTIFICATION.

It shall be the responsibility of Carver County to provide for adequate notification to the public, which shall include notification on its website and news releases. Carver County is also responsible for placement of a sign at each Designated Lake public watercraft access, outlining essential elements of this Ordinance.

SECTION 11. EFFECTIVE DATE.

This Ordinance shall be effective upon passage by the Carver County Board of Commissioners.

BOARD OF COUNTY COMMISSIONERS CARVER COUNTY, MINNESOTA

DATE 05/03/2022 RESOLUTION NO. _____
MOTION BY COMMISSIONER _____ SECONDED BY COMMISSIONER _____

A RESOLUTION ADOPTING ORDINANCE 98-2022 AN ORDINANCE IMPOSING SLOW-NO WAKE WATERCRAFT RESTRICTIONS ON DESIGNATED LAKES

WHEREAS, under Minnesota Statute 103B.205, Carver County may, by ordinance, regulate the surface use of bodies of water located entirely or partially within the county; and

WHEREAS, the Rules were prepared with guiding input from the CCWMO Advisory Committee, Carver County Sheriff's Department and the County Attorney's office; and

WHEREAS, landowners on designated lakes were contacted by mail and given the opportunity to submit comments; and

WHEREAS, a public comment period, a public hearing, and affected community review have been held to consider the Slow-No Wake Watercraft Restrictions on Designated Lakes; and

WHEREAS, the Minnesota Department of Natural Resources reviewed and approved the ordinance on April 11, 2022,

THEREFORE, BE IT RESOLVED, THAT the Carver County Board of Commissioners hereby adopts Ordinance 98-2022: An Ordinance Imposing Slow-No Wake Watercraft Restrictions on Designated Lakes; and placing the Ordinance into effect on upon passage of this resolution.

YES

ABSENT

NO

_____	_____	_____
_____	_____	_____
_____	_____	_____
_____	_____	_____
_____	_____	_____

STATE OF MINNESOTA
COUNTY OF CARVER

I, David 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 3rd day of May 2022, now on file in the Administration office, and have found the same to be a true and correct copy thereof.

Dated this _____ day of _____, 2022

County Administrator

April 11, 2022

Adriana Atcheson
Planning & Water Management
Carver County
600 E 4th Street
Chaska, MN 55318

Dear Ms. Atcheson

The Department of Natural Resources (DNR) has completed the review of the materials received from Carver County. The request included permanent slow-no wake restrictions for the following lakes at the following water levels:

- 1) Lake Waconia – 600' from shore with water levels at or above 962.92' but less than 963.1'
- 2) Lake Waconia – entire lake with water levels at or above 963.1'
- 3) Reitz Lake – entire lake with water levels at or above 937.8
- 4) Lake Bavaria – entire lake with water levels at or above 972.7
- 5) Piersons Lake – entire lake with water levels at or above 962.98'

Upon review, the DNR found your proposal reasonable given the conditions experienced over the past decade. I approve your proposed ordinance (Attachment A).

Any changes to the ordinance would have to be submitted to remain valid. Please forward a copy of the final signed ordinance for our official files to LT Adam Block our State Boating Law Administrator. You can forward a copy to LT Block via email at adam.block@state.mn.us.

Sincerely,



Colonel Rodmen Smith

Chief Conservation Officer/Division Director

Attachment A

cc: LT Adam Block, State Boating Law Administrator
CAPT Jason Peterson, DNR R3 Enforcement Manager
LT Phil Mohs, DNR R3, District 13 Supervisor
Taylor Huinker, DNR R3, EWR Hydrologist
WSUM File

Carver County Board of Commissioners Request for Board Action



Agenda Item:

Professional Service Agreement for a Child's Residential Needs

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

Meeting Date: 5/3/2022

Contact: Michelle Selinger

Title: Child & Family Manager

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:

This Purchase of Service Agreement (PSA) with Habilitation Center, LLC, in Arkansas, a psychiatric residential treatment center, is to provide a specialized neuro-psychiatric service for a specific child's residential needs that cannot be provided within the State of MN at the current time. This placement need is time sensitive. The child has multiple failed residential placements in Minnesota and a terminated adoption. The "not to exceed" amount in the PSA is \$100,000. The PSA has routed and been approved in the contract portal.

ACTION REQUESTED:

Request a Motion to approve the PSA for Habilitation Center, LLC.

FISCAL IMPACT: Included in current budget

If "Other", specify:

FUNDING

County Dollars =

\$100,000.00

FTE IMPACT: None

Total

\$100,000.00

☒ Insert additional funding source

Related Financial/FTE Comments:

Specialized placement costs for this PSA are included in the current HHS budget. The PSA shall not exceed \$100,000.

Office use only:

RBA 2022 - 8348

Carver County Board of Commissioners Request for Board Action

**Agenda Item:****Special Use Permit for Walk on Waconia Fundraiser Event**

Primary Originating Division/Dept: Public Works - Parks

Meeting Date: 5/3/2022

Contact: Sam Pertz Title:

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:

St. Joseph's Catholic Church in Waconia has requested a special event use permit for their fundraiser on Saturday, May 21, 2022. The permit request includes use of Lake Waconia Regional Park as well as the Dakota Rail Regional Trail between CR92 and CR10. Participants will be walking/running on the trail surface.

This event also utilizes County ROW throughout sections of the event route(s). Required permits have been coordinated and obtained through the Public Works right of way permits process.

By County Ordinance, Chapter 91; special events require issuance of a use permit.

Appropriate event liability insurance certificates have been requested and will be received prior to the issuance of the permit, as well as other necessary materials involved in the Departments permitting procedure.

The Park Commission recommended approval of issuing the permit at its April 13, 2022 at its regular meeting.

ACTION REQUESTED:

Motion to authorize the issuance of a special event use permit to St. Josephs Catholic Church of Waconia for their Walk on Waconia Fundraiser Event on May 21, 2022.

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 2022 - 8367

Carver County Board of Commissioners Request for Board Action

**Agenda Item:****Trail Snow Removal Agreements**Primary Originating Division/Dept: Public WorksMeeting Date: 5/3/2022Contact: Martin WalshTitle: Parks and Recreation Director

Item Type:

ConsentAmount of Time Requested: minutesPresenter: Title: Attachments: ☐ Yes ☒ No

Strategic Initiative:

Communities: Create and maintain safe, healthy, and livable communities**BACKGROUND/JUSTIFICATION:**

Area cities in Carver County have requested consideration for snow removal on Destination Regional Trails. These trails include the Minnesota River Bluffs Regional Trail, The Dakota Rail Regional Trail and the Lake Waconia Regional Park Trail.

At the January 5, 2022 Board Workshop Session, the County Board provided direction to move forward with agreements for the cities of Chanhassen, Chaska, Carver, Mayer and Waconia on 8 miles of trail. The reasoning behind moving forward with snow removal agreements was based on:

- The popularity and use of these trails
- Limited capacity for the County Parks Department to do the snow removal timely
- Area cities are better equipped, can do the work more efficiently
- Acknowledges County's commitment to Destination Regional Trails

Key terms of the agreements include:

- Cities will remove 2" of snow or greater within 48 hours
County will compensate cities \$500 per lineal mile annually
- Effective dates of the contracts is November 1, 2021 for services provided

The cities of Chaska, Carver and Waconia provided snow removal service during winter of 2021/2022 on 3.3 miles of trails and would be compensated a total of \$1,650. For the year 2022/23 and years forward, a total of 8 miles of trail would be maintained at an annual cost of \$4,000.

ACTION REQUESTED:

Motion to enter into agreements with the cities of Chanhassen, Chaska, Carver, Mayer and Waconia for snow removal on Destination Regional Trails upon completion of the contract review process.

FISCAL IMPACT: Included in current budget

If "Other", specify:

FUNDING

County Dollars =

\$1,650.00**Total****\$1,650.00****FTE IMPACT:** None

Related Financial/FTE Comments:

Funding for snow removal for the Winter of 2021/2022 to come from the Park Budget, professional Services.

Funding for snow removal for winters of 2022/2023 and years forward will be requested in the 2023 budget.

Carver County Board of Commissioners Request for Board Action



Agenda Item:

Professional Service Agreement with MAXIM Healthcare Staffing Services

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

Meeting Date: 5/3/2022

Contact: Richard Scott

Title: Deputy Division Director

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:

To meet the ongoing need for COVID-19 recovery and mitigation services, Carver County Public Health will contract with MAXIM Healthcare Staffing Services, Inc. to provide professional services to Carver County Health and Human Services, which will include but not be limited to: 1) COVID-19 testing; 2) COVID-19 vaccinations; 3) behavioral health/psychiatric nursing; 4) other health care services as specified in the Professional Service Agreement (PSA). These services will enhance Carver County HHS's capacity to both meet the ongoing needs for COVID-19 recovery and mitigation, and enable Carver County Public Health staff to provide services that were deferred due to the pandemic.

Payment for these contracted services will be provided through existing grant funding from the Minnesota Department of Health. No local County tax levy will be used for payment of this PSA.

ACTION REQUESTED:

Motion to approve PSA with MAXIM Healthcare Staffing Services, Inc. for the provision of professional services not to exceed \$50,000, pending approval of Risk Management and the County Attorney.

FISCAL IMPACT: Included in current budget

If "Other", specify:

FUNDING

County Dollars =

\$0.00

MDH Grant Funding

\$50,000.00

FTE IMPACT: None

Total

\$50,000.00

☒ Insert additional funding source

Related Financial/FTE Comments:

PSA not to exceed \$50,000. Funding for PSA will be from existing MDH Grant funding specified to assist Carver County Public Health with COVID-19 recovery and mitigation. No County tax levy will be needed.

Office use only:

RBA 2022 - 8379

Carver County Board of Commissioners Request for Board Action



Agenda Item:

Initial Offers for Right of Way Acquisitions for the Highway20/25 Intersection Project

Primary Originating Division/Dept: Public Works - Program Delivery

Meeting Date: 5/3/2022

Contact: Patrick Lambert

Title:

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 2023 construction season includes the Highway 20/25 Intersection Project which includes the reconstruction of the intersection at County Highway 20 and State Highway 25 northwest of Watertown. Additional right of way is needed to complete the project. Appraisals have been obtained from a certified appraiser and the appraisals have been reviewed by Carver County Right of Way staff. The appraisals are needed to make offers of fair compensation to the landowners impacted by the project are listed on the exhibit attached to the resolution.

ACTION REQUESTED:

Motion to adopt a resolution to make initial offers to the impacted property owners related to the Highway20/25 Intersection Project based on the appraisals completed by a certified appraiser.

FISCAL IMPACT: Included in current budget

If "Other", specify:

FTE IMPACT: None

FUNDING

County Dollars =

CSAH Regular \$77,000.00

Total \$77,000.00

☒ Insert additional funding source

Related Financial/FTE Comments:

Office use only:

RBA 2022 - 8380

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

Date: 5/03/2022

Resolution No: _____

Motion by Commissioner: _____

Seconded by Commissioner: _____

Resolution Authorizing Offers of Just Compensation to Owners for Acquisition of Real Property Interests Needed for the Highway 20/25 Intersection Project-Watertown

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 reconstruct the intersection a County State Aid Highway 20 and MN Highway 25 in Carver County for the Highway 20/25 Intersection 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 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, 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 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 as part of the Highway 20/25 Intersection 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 **May 3rd, 2022** now on file in the Administration office, and have found the same to be a true and correct copy thereof.

Dated this 3rd day of May 2022

Dave Hemze	County Administrator

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

Highway 20/25 Intersection Project

Carver County Public Works No. 198866

Property Tax Identification No. 10.0060400

Parcel Number(s): N/A

Fee Owners: Katrina J Gustafson & Bert E Grant Revocable Living Trusts

Property Address: 13985 Co. Rd. 20, Watertown, MN

Temporary easement for construction purposes contains **1,434 sq. ft.**, more or less.

Property Tax Identification No. 10.0060200

Parcel Number(s): N/A

Fee Owners: John David Pearce

Property Address: 13950 Co. Rd. 20, Watertown, MN

Permanent easement acquisition for public right-of-way purposes contains 6,114 sq. ft. more or less.

Temporary easement for construction purposes contains 45,750 sq. ft. more or less.

Property Tax Identification No. 10.0060300

Parcel Number(s): N/A

Fee Owners: Rodney J & Jessica S Motzko

Property Address: 13975 Common St, Watertown, MN

Temporary easement for construction purposes contains 1,740 sq. ft. more or less.

Property Tax Identification No. 10.0060500

Parcel Number(s): N/A

Fee Owners: Brian H Weege

Property Address: 13955 Co. Rd. 20 NW, Watertown, MN

Permanent easement acquisition for public right-of-way purposes contains 450 sq. ft. more or less.

Temporary easement for construction purposes contains 50,628 sq. ft. more or less.

Property Tax Identification No. 10.0061400

Parcel Number(s): N/A

Fee Owners: R & M Mueller Trust

Property Address: 13855 Common St, Watertown, MN

Permanent easement acquisition for public right-of-way purposes contains 2,348 sq. ft. more or less.

Temporary easement for construction purposes contains 31,043 sq. ft. more or less.

Carver County Board of Commissioners Request for Board Action



Agenda Item:

Request for approval to contract with Koch School Bus Services, Inc

Primary Originating Division/Dept: Health & Human Services

Meeting Date: 5/3/2022

Contact: Stephanie Combey Title: Behavioral Health Clinical Service

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:

During the summer months, the youth served by Anicca and PREP Adventure often require transportation services in order to access care in these two programs. A request for bid from student transportation companies serving Carver County was sought and Koch School Bus Services submitted for the contract. The cost of the transportation varies depending on the client's distance from the program site and time required to transport. This request for approval is for a two year contract. The costs are currently allocated within the program budgets for 2022 and anticipated for 2023 budget.

ACTION REQUESTED:

Motion to approve Purchase of Service Agreement with Koch School Bus Services, Inc.

FISCAL IMPACT: Budget amendment request form

If "Other", specify:

FTE IMPACT: None

FUNDING

County Dollars =

adjustment to other budget	\$8,000.00
Funding currently in budget	\$57,000.00
Budgeted for 2023	\$65,000.00
Total	\$130,000.00

☒ Insert additional funding source

Related Financial/FTE Comments:

Bus services are provided for the PREP summer adventure program and Anicca Day Treatment. Amount varies in regard to numbers of children and distance/time. The difference is being funded by a reduction in other line items.

Office use only:

RBA 2022 - 8385

Budget Amendment Request Form



To be filled out AFTER RBA submittal

Agenda Item: Request for approval to contract with Koch School Bus Services, Inc

Department:

Meeting Date: 5/3/2022

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: Denise Heckmann

DEBIT			CREDIT		
Description of Accounts	Acct #	Amount	Description of Accounts	Acct #	Amount
2022 Prep Adventure Costs	11-427-745-0000-6040	\$6,000.00	2022 Skills/Prep Client expenses	11-427-745-0000-...	\$5,000.00
2022 Anicca Transportation	11-427-739-3670-6040	\$2,000.00	2022 Skills/Prep Mileage	11-427-745-0000-...	\$1,000.00
			2022 Anicca Client Expenses	11-427-739-3670-...	\$2,000.00
TOTAL		\$8,000.00	TOTAL		\$8,000.00

Reason for Request:

Approval of 2 year contract with Koch Bus Services, Inc., for transportation services to be provided for PREP Summer Adventure Program and Anicca Day Treatment. The 2023 contract amount will be built into the 2023 adopted budget.

Carver County Board of Commissioners Request for Board Action



Agenda Item:

CarverLink Standby Backup Generator Power Project Phase 6 - SW Transit

Primary Originating Division/Dept: Public Services - IT

Meeting Date: 5/3/2022

Contact: Randy Lehs

Title: CarverLink Fiber Manager

Item Type:

Consent

Amount of Time Requested: minutes

Presenter:

Title:

Attachments: ☐ Yes ☒ No

Strategic Initiative:

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

BACKGROUND/JUSTIFICATION:

This contract provides for the purchase and installation of a standby backup power generator at the SW Transit Chanhassen St Station on Market St. This site has CarverLink fiber equipment that operates within the CarverLink fiber optic cable network. This location does not currently have a backup generator to provide CarverLink equipment with the needed power to maintain the network in the event of a long-term loss of utility power. CarverLink's equipment will use the generator's backup capacity up to a recommended 50% generator capacity electrical load, providing opportunities to the participating entities to connect their critical systems to support business continuity and disaster recovery operations using the remaining capacity. CarverLink has negotiated with the vendor to include 3 years of maintenance and a 5-year warranty for the generators. SW Transit will be contributing additional funds to purchase a generator that has the capacity needed to power this entire facility.

CarverLink uses Generac generators within the fiber network. To maintain consistency and efficiency, we did not seek quotes from any other generator manufacturer. CarverLink contacted Generac directly and discussed our requirements for both small and large capacity commercial generators and our needed installation requirements which included potential advanced level electrical engineering design. Generac identified Midwest Electric and Generator in Elk River, MN as the closest distributor and installer in the local Twin Cities area that could meet these requirements. There were no local distributors available for a quote. Once installation of the generator is completed, the County will transfer ownership to SW Transit. They will then assume responsibility for the operation and the 20-year estimated maintenance, repair, and ongoing fuel charges of the generator.

ACTION REQUESTED:

Motion to approve the professional services agreement with Midwest Electric and Generator for the purchase and installation of the generator pending completion of the contract review process and transferring ownership of the generator to SW Transit once installation of the generator and all project deliverables have been completed.

FISCAL IMPACT: Included in current budget

If "Other", specify:

FUNDING

County Dollars =	\$0.00
SW Transit	\$83,076.92
CarverLink Revenue	\$16,823.08
Total	\$99,900.00

FTE IMPACT: None

Related Financial/FTE Comments:

Overall cost is \$99,900.00. CarverLink will be reimbursed \$83,076.92 from SW transit for upgrade in generator cost.

Office use only:

RBA 2022- 8331

Carver County Board of Commissioners Request for Board Action

**Agenda Item:****Cartegraph OMS Software Renewal**

Primary Originating Division/Dept: Public Works - Asset & Performance Management

Meeting Date: 5/3/2022

Contact: Perry Clark

Title: Asset Manager

Item Type:

Consent

Amount of Time Requested: minutes

Presenter:

Title:

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

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

BACKGROUND/JUSTIFICATION:

Cartegraph OMS is enterprise asset management software; Public Works has been a Cartegraph customer for in excess of 20 years and uses the software to manage all road and bridge assets. The enterprise implementation allows us to track comprehensive repair and replacement cost data and allows us to make data driven decisions when allocating resources.

ACTION REQUESTED:

Motion to approve a purchase agreement with CARTEGRAPH SYSTEMS INC. pending finalization of the contract review process.

FISCAL IMPACT: Included in current budget

If "Other", specify:

FUNDING

County Dollars =

\$28,108.89

FTE IMPACT: None

Total

\$28,108.89

☒ Insert additional funding source**Related Financial/FTE Comments:**

Total Term 1 \$ 28,108.89, Total Term 2 \$28,952.15, Total Term 3 \$29,820.72, Total Term 4 \$30,715.34, Total Term 5 \$31,636.80

Office use only:

RBA 2022 - 8352

Carver County Board of Commissioners Request for Board Action



Agenda Item:

Special Event Permit for Lola's Lake Waconia Half Marathon

Primary Originating Division/Dept: Public Works - Parks

Meeting Date: 5/3/2022

Contact: Sam Pertz

Title: Parks and Trails Supervisor

Item Type:

Consent

Amount of Time Requested: minutes

Presenter:

Title:

Attachments: ☐ Yes ☒ No

Strategic Initiative:

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

BACKGROUND/JUSTIFICATION:

The annual Lola's 1/2 Marathon, 10-mile race, and 5K events are scheduled to take place on Saturday, June 4, 2022.

By County Ordinance Chapter 91.04: Use permits shall be required for the exclusive or special use of all or portions of park areas and facilities when they are closed to the public; to conduct certain activities not normally permitted as per conditions of this chapter; for regulation of large group activities, as defined herein, or to reduce or eliminate certain user fees for groups, as defined herein.

The event attracts approximately 3,000 participants in addition to spectators. A portion of the ½ marathon route passes through Lake Waconia Regional Park, along with downtown Waconia and then loops around the lake. The Parks Department has issued a Special Event Use Permit for the event since 2012. Parks staff have obtained all necessary materials for permit issuance again this year.

The event has operated successfully at Lake Waconia Regional Park for approximately (10) years.

Use & permit application & processing fees have been invoiced per the 2022 County fee schedule.

The Park Commission recommended approval of the permit request at its February 2022 meeting.

ACTION REQUESTED:

Motion to approve the issuance of the Special Event Use Permit to Podium Sports Marketing for the Lola's ½ Marathon Events on June 4, 2022

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 2022 - 8375

Carver County Board of Commissioners Request for Board Action



Agenda Item:

CarverLink JPA Collaboration with City of Eden Prairie and District 272 Eden Prairie Schools

Primary Originating Division/Dept: Public Services - IT

Meeting Date: 5/3/2022

Contact: Randy Lehs

Title: CarverLink Fiber Manager

Item Type:

Consent

Amount of Time Requested: minutes

Presenter:

Title:

Attachments: ☐ Yes ☒ No

Strategic Initiative:

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

BACKGROUND/JUSTIFICATION:

CarverLink is collaborating with the City of Eden Prairie and District 272 Eden Prairie Schools to construct approximately 3 miles of fiber on Valley View Rd in Eden Prairie from the intersection of Valley View Rd and Prairie Center Dr into the Eden Prairie High School. The City and District will reimburse CarverLink for the cost of the construction after completion, with CarverLink retaining ownership of the fiber cable and utilizing strands within it. In exchange for CarverLink constructing the Valley View Rd route, the City and District will provide fiber within their fiber networks for approximately 2 miles of fiber on Eden Prairie Rd between the intersection of Valley View Rd and Hennepin County 62 (Crosstown).

In parallel with separate fiber agreements that CarverLink is negotiating with Hennepin County and MetroNet, this fiber collaboration with the City and District will allow CarverLink to provide a desired fiber connection to the SW Transit Eden Prairie Garage. This collaboration will also allow CarverLink to secure fiber that it will be provided to Hennepin County to eliminate some problematic MN DOT used fiber for their signal cabinets on County 61. This collaboration will provide fiber to the City and District that will provide each with redundancy and diversity between their respective primary and secondary data centers, of which currently neither have, thus eliminating this high level of vulnerability in each of their networks.

Note that there are two related agenda items. This item is for the collaboration joint powers agreement and the related item is for a contractor to complete the installation.

ACTION REQUESTED:

Motion to approve the joint powers agreement with the City of Eden Prairie and District 272 Eden Prairie Schools pending completion of the contract review process.

FISCAL IMPACT: None

If "Other", specify:

FUNDING

County Dollars =

\$0.00

Total

\$0.00

FTE IMPACT: None

Related Financial/FTE Comments:

Overall cost of the project is \$96,800 but CarverLink will be reimbursed \$130,000 from the City of Eden Prairie and District 272 Eden Prairie Schools to cover the one time \$96,800 construction cost plus \$33,200 that will be utilized to cover future fiber relocation costs.

Office use only:

RBA 2022 - 8382

Carver County Board of Commissioners Request for Board Action



Agenda Item:

CarverLink PSA with Castrejon Inc for Fiber Construction on Valley View Rd in Eden Prairie

Primary Originating Division/Dept: Public Services - IT

Meeting Date: 5/3/2022

Contact: Randy Lehs

Title: CarverLink Fiber Manager

Item Type:

Consent

Amount of Time Requested: minutes

Presenter:

Title:

Attachments: ☐ Yes ☒ No

Strategic Initiative:

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

BACKGROUND/JUSTIFICATION:

The contract with Castrejon Inc is for fiber construction along Valley View Rd in Eden Prairie. This construction is a component of CarverLinks overall collaboration with the City of Eden Prairie and District 272 Eden Prairie Schools to construct approximately 3 miles of fiber on Valley View Rd in Eden Prairie from the intersection of Valley View Rd and Prairie Center Dr into the Eden Prairie High School.

In parallel with separate fiber agreements that CarverLink is negotiating with Hennepin County and MetroNet, this fiber collaboration with the City and District will allow CarverLink to provide a desired fiber connection to the SW Transit Eden Prairie Garage.

The City and District will reimburse CarverLink for the cost of the construction after completion, with CarverLink retaining ownership of the fiber cable and utilizing strands within it. In exchange for CarverLink constructing the Valley View Rd route the City and District will provide fiber within their fiber networks for approximately 2 miles of fiber on Eden Prairie Rd between the intersection of Valley View Rd and Hennepin County 62 (Crosstown). This collaboration will also allow CarverLink to secure fiber that it will provide to Hennepin County to eliminate some problematic MN DOT used fiber for their signal cabinets on County 61. This collaboration will provide fiber to the City and District that will provide each with redundancy and diversity between their respective primary and secondary data centers, of which currently neither have, thus eliminating this high level of vulnerability in each of their networks.

In the spring of 2022 Hennepin County is constructing fiber along Valley View Rd in Eden Prairie with federal funding received for their TMS (Traffic Management System). The fiber cable installed as part of this TMS is not appropriate for CarverLink to have shared resources in with Hennepin. But this Valley View Rd route is the same route that CarverLink desires to have fiber in with the City and School of Eden Prairie, so per CarverLinks request, Hennepin County added an alternate to their fiber construction request for bid that provided costs that allow CarverLink to also install fiber in the Hennepin construction trench at incremental construction costs, which are approximately 1/4th the cost of a separate install. Hennepin awarded the construction contract to Castrejon and as such, in parallel with this agreement, CarverLink is finalizing the agreement with Castrejon to perform the fiber work that CarverLink is requesting to be completed along with the Hennepin County fiber construction.

Note that there are two related agenda items. This item is for a contractor to complete the installation and the related item is a collaboration joint powers agreement.

ACTION REQUESTED:

Motion to approve the professional services agreement with Castrejon Inc pending completion of the contract review process.

FISCAL IMPACT: Included in current budget

If "Other", specify:

FUNDING

County Dollars =

CarverLink Revenue \$96,800.00

Total \$96,800.00

☒ Insert additional funding source

FTE IMPACT: None

Related Financial/FTE Comments:

Overall cost is \$96,800. CarverLink will be reimbursed \$130,000 from the City of Eden Prairie and District 272 Eden Prairie Schools to cover the one time \$96,800 construction cost plus \$33,200 that will be utilized to cover future fiber relocation costs.

Office use only:

RBA 2022 - 8381

Carver County Board of Commissioners Request for Board Action



Agenda Item:

Professional Services Agreement with Taylor Electric for Traffic Signal Improvements

Primary Originating Division/Dept: Public Works - Program Delivery

Meeting Date: 5/3/2022

Contact: Dan McCormick Title: Traffic Services Supervisor / Tra

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:

This contract is for contractor construction work to support updates to the County's traffic signal system as part of the County's Traffic Signal Capital Improvement Plan. This specific work is for the addition of traffic signal revisions in the City of Waconia at the intersections on Highway 59 with Highway 10, 10th Street, and Village Way. This contractor work is to provide video detection systems, flashing yellow arrow (except Village Way), and pedestrian signal revisions to replace outdated equipment and modernize the County's traffic signal systems and services. A bid / quote package with engineering plans was developed with specifications and special provisions with SRF Consulting Group, Inc. to form the basis of the work involved.

Quotes for the traffic signal systems revisions were solicited from six area contractors. Five quotes were received by April 20, 2022 at 1:00 p.m. as follows: Egan - \$122,054.00; Killmer - \$125,789.00; Premier - \$114,293.83; Design Electric - \$118,717.00; and Taylor Electric - \$95,720.00. The engineer's estimate with the consultant was \$149,520.00. Staff is recommending award of the work to the low responsible bidder, Taylor Electric Company.

ACTION REQUESTED:

Motion to approve a professional services agreement with TAYLOR ELECTRIC in the amount of \$95,720.00 for traffic signal improvements on Highway 59, pending finalization of the contract review process.

FISCAL IMPACT: Included in current budget

If "Other", specify:

FUNDING

County Dollars = \$95,720.00

FTE IMPACT: None

Total \$95,720.00

☒ Insert additional funding source

Related Financial/FTE Comments:

Office use only:

RBA 2022 - 8361

Carver County Board of Commissioners Request for Board Action



Agenda Item:

Resolution Approving Carver County's Application for Funding from the 2022 Drop Box Grant Program

Primary Originating Division/Dept:

Meeting Date:

Contact: Title:

Item Type:

Amount of Time Requested: minutes

Presenter: Title:

Attachments: ☒ Yes ☐ No

Strategic Initiative:

BACKGROUND/JUSTIFICATION:

During its 2021 1st Special Session, the Minnesota Legislature appropriated \$2 million to the Office of Minnesota Secretary of State for grants to local units of government to implement the provisions of Minnesota Statutes Section 203B.082. Minnesota Statutes Section 203B.082 specifies the minimum security requirements and standards to establish a 24-hour absentee ballot drop box.

Grants are available for up to \$15,000 per drop box and cover the cost of purchasing the drop box, installation of the drop box, installation of video monitoring, and associated out-of-pocket costs with video monitoring such as license contracts, contracts for data storage, or other costs associated with data storage.

To receive funding from the Ballot Drop Box Grant Program, counties must submit an application to the Minnesota Secretary of State by 5/16/2022 which includes a resolution from the County Board approving the application for Ballot Drop Box Grant funds.

ACTION REQUESTED:

Adopt the attached resolution approving Carver County's application for funding from the 2022 Drop Box Grants Program.

FISCAL IMPACT:

If "Other", specify:

FUNDING

County Dollars =

FTE IMPACT:

Total

\$0.00

☒ Insert additional funding source

Related Financial/FTE Comments:

The Ballot Drop Box Grant Program DOES NOT REQUIRE counties to match any amount of funding to be eligible to receive a grant award amount. County staff have previously recommended installing a Ballot Box in the Chaska Government Center parking lot and one inside the Chaska Government Center near the Elections Department front counter for a total cost of less than \$6,000 which will be eligible for reimbursement by the Ballot Drop Box Grant Program. The Ballot Drop Boxes will eliminate the need for two election workers to staff an absentee ballot drop-off counter during the 46 day early absentee voting period.

Office use only:

RBA 2022 - 8377



BOARD OF COUNTY COMMISSIONERS CARVER COUNTY, MINNESOTA

Date: May 03, 2022

Resolution No.: _____

Motion by Commissioner: _____

Seconded by Commissioner: _____

A RESOLUTION APPROVING CARVER COUNTY'S APPLICATION FOR FUNDING FROM THE BALLOT DROP BOX GRANT PROGRAM

WHEREAS, during its 2021 1st Special Session, the Minnesota Legislature appropriated \$2 million to the Office of Minnesota Secretary of State for grants to local units of government to implement the provisions of Minnesota Statutes Section 203B.082. Minnesota Statutes Section 203B.082 specifies the minimum security requirements and standards to establish a 24-hour absentee ballot drop box; and,

WHEREAS, grants are available for up to \$15,000 per drop box and cover the cost of purchasing the drop box, installation of the drop box, installation of video monitoring, and associated out-of-pocket costs with video monitoring such as license contracts, contracts for data storage, or other costs associated with data storage; and,

WHEREAS, to receive funding from the Ballot Drop Box Grant Program, counties must submit an application to the Minnesota Secretary of State by May 16, 2022; and

NOW THEREFORE BE IT RESOLVED, that the Board of Commissioners approves and authorizes Carver County's application for funding from the Ballot Drop Box Grant Program.

YES

ABSENT

NO

_____	_____	_____
_____	_____	_____
_____	_____	_____
_____	_____	_____
_____	_____	_____

STATE OF MINNESOTA
COUNTY OF CARVER

I, David 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 3rd day of May, 2022, now on file in the Administration office, and have found the same to be a true and correct copy thereof.

County Administrator

Carver County Board of Commissioners Request for Board Action



Agenda Item:

Draft Amendment to the CCWMO Water Management Plan

Primary Originating Division/Dept: Public Services - Planning & Water Mgmt

Meeting Date: 5/3/2022

Contact: Paul Moline

Title: PWM Manager

Item Type:

Consent

Amount of Time Requested: minutes

Presenter: Title: PWM Manager

Attachments: ☒ Yes ☐ No

Strategic Initiative:

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

BACKGROUND/JUSTIFICATION:

The Carver County Water Management Organization (CCWMO) Water Management Plan (Plan) is required under MN statute 103B.231, covering Water Management Organizations (WMO's) within the metropolitan area. The current water management plan was adopted by the Board in 2020 and contains policies and implementation steps to create and maintain a project list. The project list (table 5-5 of the plan) is used to plan and budget for capital projects and grant requests. To qualify for state grant requests and to support project requests to the Board, the CCWMO reviews and updates the project list on a bi-annual basis. Projects are prioritized based on methodology described in Chapter 5 of the plan which considers the

- Benefit to a priority water body
- Project-specific water quality benefits
- Project-specific volume control benefits
- Relationship to impaired waters
- Educational benefits
- Partnership opportunities
- Cost-benefit factors

Staff is proposing a minor plan amendment to keep the list current. The proposed changes have been reviewed by the CCWMO Citizen Advisory Committee and recommended to proceed to a 30-day community review period. Upon completion of the comment period, a public hearing is required to consider the plan amendment. The Board of Water and Soil Resources (BWSR) will review the minor plan amendment prior to County Board final adoption. The proposed project list (table 5-5 strikethrough & underline) is attached.

ACTION REQUESTED:

Motion to release the CCWMO Water Management Minor Plan Amendment for 30-day public and agency review.

FISCAL IMPACT: None

If "Other", specify:

FUNDING

County Dollars =

FTE IMPACT: None

Total

\$0.00

☒ Insert additional funding source

Related Financial/FTE Comments:

CCWMO project implementation funding is reviewed annually as part of the County budget process and is partially reliant on outside grant funding.

ID	Project Description & Need	Sub-watershed	Benefitted Waterbody	Project Type	Project Partners	Timeframe ¹	Total Cost ²	CCWMO Cost ²	Notes
1	Lake Waconia SWA Implementation. Implement strategies identified in the Lake Waconia Subwatershed Analysis Feasibility Study to preserve and protect the quality of Lake Waconia. Projects will be completed as time and funding allow.	Carver Creek	Lake Waconia (Priority 1)	Stormwater BMPs	City of Waconia	Short-, mid-, long-term	\$150,000	\$50,000	
2	Eagle Lake SWA Implementation. Implement strategies identified in the Eagle Lake Subwatershed Analysis Feasibility Study to improve the quality of Eagle Lake. Projects will be completed as time and funding allow.	Crow River	Eagle Lake (Priority 1)	Stormwater BMPs	Parks Department, SWCD	Short-, mid-, long-term	\$100,000	\$50,000	
3	East Chaska Creek Chain of Lakes SWA Implementation. Collaborate with the City of Chaska to implement strategies identified in the East Chaska Creek Chain of Lakes Subwatershed Analysis Feasibility Study. Projects would reduce impervious surfaces and add stormwater treatment for currently untreated areas and improve the quality of stormwater runoff reaching the East Chaska Creek Chain of Lakes. Projects will be completed as time and funding allow.	East Chaska Creek	East Chaska Creek Chain of Lakes (Priority 2)	Stormwater Retrofit	City of Chaska	Short-, mid-, long-term	\$200,000	\$50,000	
4	Swede Lake TMDL Implementation. Implement strategies identified in the Swede Lake TMDL Implementation Plan to improve the water quality in Swede Lake.	Pioneer Creek	Swede Lake (Priority 2)	Lake Restoration	SWCD	Short-, mid-, long-term	\$115,000	\$50,000	
5	Stream Restorations. Restore stream reaches that have been altered by human activities to a more natural/stable state. Restoration practices may include remeandering, reconnection to floodplains, reconnection to historical stream beds, abandoning maintenance schedules, and other BWSR approved practices. <u>Priority 1 reaches will be targeted.</u>	Watershed-wide	Watershed wide	Stream Restoration	SWCD; NRCS; CROW; DNR; Army COE	Short-, mid-, long-term	\$500,000	\$100,000	

ID	Project Description & Need	Sub-watershed	Benefitted Waterbody	Project Type	Project Partners	Timeframe ¹	Total Cost ²	CCWMO Cost ²	Notes
6	Bank Stabilization. Stabilize eroded and degraded streambanks to reduce erosion into streams. The CCWMO will prioritize projects that protect infrastructure and utilize natural armoring to stabilize banks.	Watershed-wide	Watershed-wide	Bank Stabilization		Short-, mid-, long-term	\$300,000	\$150,000	
7	<u>Watertown Bank Stabilization. A feasibility study was completed in the fall of 2021 identifying and ranking bank erosion sites along the South Fork Crow River between County Road 25 south of Watertown and to the County Line north of Watertown that included rankings of 19 individual project sites. CCWMO has identified three projects to move forward and are broken out below. 5 project sites were identified to be of low ranking and will not be pursued at this time. The remaining 11 project sites are included here.</u>	<u>Crow River</u>	<u>Crow River</u>	<u>Bank Stabilization</u>	<u>City of Watertown, SWCD, DNR, Army COE</u>	<u>Short-, mid-, long-term</u>	<u>\$3,385,700</u>	<u>\$846,425</u>	The 11 projects identified within the Feasibility Study are key projects along the South Fork.
8	<u>Watertown Bank Stabilization - Kinder Property. The Kinder Property was identified as a top project through the Watertown Bank Stabilization Feasibility Study. The project would use cedar revetments at the toe of the bank and native plant plugs on the banks to stabilize the streambank. Stabilization is needed to reduce the odds of losing a structure located on the streambank</u>	<u>Crow River</u>	<u>Crow River</u>	<u>Bank Stabilization</u>	<u>City of Watertown, SWCD, DNR, Army COE</u>	<u>Short-, mid-term</u>	<u>\$40,750</u>	<u>\$5,000</u>	Project was one of the highest ranked projects in the Watertown Streambank Feasibility Study.

ID	Project Description & Need	Sub-watershed	Benefitted Waterbody	Project Type	Project Partners	Timeframe ¹	Total Cost ²	CCWMO Cost ²	Notes
9	<u>Watertown Bank Stabilization - Mullen Property.</u> <u>The Mullen Property was purchased by the City of Watertown to restore agricultural areas back to a more native floodplain. In conjunction with this project, a section identified within the Watertown Streambank Feasibility Study is proposed to be constructed. The project would consist of cedar revetments along the toe of the streambank, native plantings along the bank and top of bank.</u>	<u>Crow River</u>	<u>Crow River</u>	<u>Bank Stabilization</u>	<u>City of Watertown, SWCD, DNR, Army COE</u>	<u>Short-, mid-term</u>	<u>\$98,015</u>	<u>\$10,000</u>	Project was identified in the Watertown Streambank Feasibility Study and a part of a larger City Project restoring the floodplain
10	<u>Watertown Bank Stabilization - Boardwalk.</u> <u>The Feasibility Study identified 216 linear feet of failing banks that is impacting the City of Watertown's Boardwalk. Proposed project would replace and regarde existing riprap towards the toe of the bank and plant native plants and shrubs to help stabilize the slope.</u>	<u>Crow River</u>	<u>Crow River</u>	<u>Bank Stabilization</u>	<u>City of Watertown, SWCD, DNR, Army COE</u>	<u>Short-, mid-term</u>	<u>\$157,320</u>	<u>\$20,000</u>	Project was one of the highest ranked projects in the Watertown Streambank Feasibility Study.
11	<u>Laketown Township Bank Stabilization.</u> <u>Streambanks are failing upstream and downstream of a culvert under Little Ave on County Ditch 2-3. This project will aim to stabilize the banks to reduce the amount of sediment eroding into the waterway.</u>	<u>Carver Creek</u>	<u>Carver Creek</u>	<u>Bank Stabilization</u>	<u>Laketown Township, SWCD</u>	<u>Short-, mid-term</u>	<u>\$75,000</u>	<u>\$7,500</u>	Laketown Township requested the addition of this project to stabilize bank failures. This project supports Water Plan goals.

ID	Project Description & Need	Sub-watershed	Benefitted Waterbody	Project Type	Project Partners	Timeframe ¹	Total Cost ²	CCWMO Cost ²	Notes
12	<u>SSTS Direct Discharge Incentives - Remaining South Fork Crow River.</u> In 2007, the County Board established a cost share program to accelerate the elimination of direct discharge SSTS. The program offers direct incentives and low-interest loans to landowners to fix these systems. This project will target the estimated 71 systems in the remaining South Fork Crow River Subwatershed.	<u>Crow River</u>	<u>Crow River</u>	<u>SSTS upgrades</u>		<u>Short-, mid-term</u>	<u>\$142,000</u>	<u>\$142,000</u>	Identifies the remaining areas in Carver County for the removal of direct discharge SSTS
13	<u>SSTS Direct Discharge Incentives - Yancy Subwatershed.</u> In 2007, the County Board established a cost share program to accelerate the elimination of direct discharge SSTS. The program offers direct incentives and low-interest loans to landowners to fix these systems. This project will target the estimated 20 systems in the Yancy Ave Subwatershed of the South Fork Crow River.	<u>Crow River</u>	<u>Crow River</u>	<u>SSTS upgrades</u>		<u>Short-, mid-term</u>	<u>\$40,000</u>	<u>\$40,000</u>	Identifies the remaining areas in Carver County for the removal of direct discharge SSTS
14	<u>SSTS Direct Discharge Incentives - Crow 20.3 Subwatershed.</u> In 2007, the County Board established a cost share program to accelerate the elimination of direct discharge SSTS. The program offers direct incentives and low-interest loans to landowners to fix these systems. This project will target the estimated 44 systems in the Crow 20.3 Subwatershed of the South Fork Crow River.	<u>Crow River</u>	<u>Crow River</u>	<u>SSTS upgrades</u>		<u>Short-, mid-term</u>	<u>\$88,000</u>	<u>\$88,000</u>	Identifies the remaining areas in Carver County for the removal of direct discharge SSTS

ID	Project Description & Need	Sub-watershed	Benefitted Waterbody	Project Type	Project Partners	Timeframe ¹	Total Cost ²	CCWMO Cost ²	Notes
15	SSTS Direct Discharge Incentives - West Chaska Creek Watershed. In 2007, the County Board established a cost share program to accelerate the elimination of direct discharge SSTs. The program offers direct incentives and low-interest loans to landowners to fix these systems. This project will target the systems in the West Chaska Creek watershed.	West Chaska Creek	West Chaska Creek	SSTS upgrades		Mid-term	\$80,000	\$80,000	Identifies the remaining areas in Carver County for the removal of direct discharge SSTs
16	SSTS Direct Discharge Incentives - MN River Watershed. In 2007, the County Board established a cost share program to accelerate the elimination of direct discharge SSTs. The program offers direct incentives and low-interest loans to landowners to fix these systems. This project will target the remaining systems in the CCWMO that drain directly to the MN River.	CCWMO	MN River	SSTS upgrades		Mid-term	\$60,000	\$60,000	Identifies the remaining areas in Carver County for the removal of direct discharge SSTs
17	Stormwater Retrofits in Untreated Urban Areas. Collaborate with cities, business, and other landowners to implement stormwater retrofits practices in areas with minimal or no stormwater treatment that improve water quality in priority waterbodies. Untreated areas have been identified in local water plans.	Watershed-wide	Watershed-wide	Stormwater Retrofit	Local Partners	Short-, mid-, long-term	\$400,000	\$200,000	
18	Stormwater Retrofits in Untreated Urban Areas - Downtown Waconia. Coordinate with the City of Waconia on targeted BMP locations to provide treatment in areas of Downtown Waconia that currently has no stormwater treatment.	Carver Creek	Lake Waconia	Stormwater Retrofit	City of Waconia	Short-, mid-, long-term	\$249,000	\$25,000	Request from the City of Waconia to include project. This project supports Water Plan goals.

ID	Project Description & Need	Sub-watershed	Benefitted Waterbody	Project Type	Project Partners	Timeframe ¹	Total Cost ²	CCWMO Cost ²	Notes
19	Stormwater Retrofits in Untreated Urban Areas - Downtown Watertown. <u>Coordinate with the City of Watertown on targeted BMP locations to provide treatment in areas of Downtown Watertown that currently has no stormwater treatment.</u>	<u>Crow River</u>	<u>Crow River</u>	<u>Stormwater Retrofit</u>	<u>City of Watertown</u>	<u>Short-, mid-, long-term</u>	<u>\$150,000</u>	<u>\$15,000</u>	Request from the City of Watertown to include project and supports Water Plan goals.
20	Redrock Removal. <u>Coordinate and collaborate with cities on the removal of redrock surfaces that includes alleyways and parking lots. This project will decrease the amount of sediments reaching Carver County Waterbodies</u>	<u>Watershed-wide</u>	<u>Watershed-wide</u>	<u>Surface change</u>	<u>City of Waconia</u>	<u>Short-, mid-, long-term</u>	<u>\$250,000</u>	<u>\$25,000</u>	WMO Staff identified areas that would benefit from a surface change
21	Turf to Prairie Initiative. Restore large areas of managed turf grass to prairie in order to conserve groundwater and improve the quality of stormwater runoff.	Watershed-wide	Watershed-wide	Prairie Restoration	Cities	Short-, mid-, long-term	\$100,000	\$50,000	
22	Bevens Creek Dam Removal. Remove an existing, failing dam and repair eroding banks. The dam is located on Bevens Creek south of County Road 50.	Bevens Creek	Bevens Creek	Stream Restoration	SWCD, Public Works Department, DNR	Short-term	\$300,000	\$50,000	
23	Benton Lake Management. Continue to manage rough fish populations in Benton Lake. Removal of rough fish will reduce in-lake pollutant loads and help restore game fish to the lake.	Carver Creek	Benton Lake, Carver Creek	Lake Management/ Restoration	City of Cologne, Benton Lake Conservancy, SWCD	<u>Short-, mid-term</u>	\$80,000	\$50,000	

ID	Project Description & Need	Sub-watershed	Benefitted Waterbody	Project Type	Project Partners	Timeframe ¹	Total Cost ²	CCWMO Cost ²	Notes
24	Benton Lake Stormwater Retrofits. Collaborate with the City of Cologne and willing landowners to install stormwater retrofit projects in the Benton Lake watershed. The retrofits will treat stormwater from untreated areas of the city and improve the quality of runoff reaching Benton Lake.	Carver Creek	Benton Lake, Carver Creek	Stormwater Retrofit	Cologne	Short-term	\$100,000	\$50,000	
25	County Ditch 7 Treatment System Feasibility Study. Explore the feasibility of installing a treatment system (bio-reactor or soluble phosphorus treatment) on the outlet of County Ditch (CD) 7 in Hollywood Township (Section 29). CD 7 drains approximately 750 acres of agricultural land.	Crow River	Crow River	Stormwater BMPs	SWCD	Short-term	\$10,000	\$10,000	
26	<u>Wetland Restoration Prioritization - Crow River Subwatershed. Prioritize wetland restoration opportunities within the Crow River subwatershed based upon the Wetland Restoration Assessment.</u>	<u>Crow River</u>	<u>Crow River</u>	<u>Wetland Restoration</u>	<u>SWCD</u>	<u>Short-, mid-, long-term</u>	<u>\$250,000</u>	<u>\$25,000</u>	WMO Staff is investigating another large wetland restoration project in the Crow River Watershed.
27	<u>Smartwater Program. Conserve groundwater resources and prevent additional runoff by increasing the efficiency of irrigation systems. The program is working with cities where residents will be offered incentives to install SMART controllers on existing irrigation systems. The program will expand to HOAs and larger commercial sites to offer SMART controllers to increase the efficiency of large irrigation systems.</u>	<u>Watershed-wide</u>	<u>Watershed-wide</u>	<u>Irrigation Improvements</u>	<u>Cities</u>	<u>Short-, mid-, long-term</u>	<u>\$100,000</u>	<u>\$25,000</u>	WMO Staff is expanding an existing program due to its popularity with residents

ID	Project Description & Need	Sub-watershed	Benefitted Waterbody	Project Type	Project Partners	Timeframe ¹	Total Cost ²	CCWMO Cost ²	Notes
28	Wetland Restoration. Restore priority wetland restoration areas as identified in the wetland restoration prioritization and priority water bodies.	<u>Watershed-wide</u>	<u>Watershed-wide</u>	<u>Wetland Restoration</u>	<u>SWCD</u>	<u>Short-, mid-, long-term</u>	<u>\$100,000</u>	<u>\$25,000</u>	WMO Staff will investigate possible wetland restoration projects based upon Priority Water Bodies
29	~~BE9 Lake Restoration Implementation. Continue work to restore a historic lake bed on Bevens Creek. Continue work with landowners on easement opportunities to fully restore the lake bed.~~	<u>Bevens Creek</u>	<u>Bevens Creek</u>	<u>Wetland Restoration</u>	<u>SWCD</u>	<u>Short-term</u>	<u>\$93,000</u>	<u>\$10,000</u>	Completed
30	NYA Stormwater Retrofits. Construct a stormwater BMP to treat runoff from approximately 415 acres of agricultural land and 169 acres of residential development that is currently untreated.	Bevens Creek	Bevens Creek	Stormwater Retrofit	City of NYA	<u>Mid-term</u>	\$240,000	\$50,000	
31	~~Bayview Elementary Reuse Expansion. Install 2 additional underground storage tanks and upgrade pretreatment system.~~	<u>Carver Creek</u>	<u>Carver Creek</u>	<u>Stormwater Retrofit</u>	<u>City of Waconia, School District</u>	<u>Mid-term (2022-2024)</u>	<u>\$200,000</u>	<u>\$50,000</u>	Completed
32	Carver Creek Floodplain Reconnection. Reconnect a degraded and historically ditched section of Carver Creek to its floodplain in order to reduce bank degradation and soil loss.	Carver Creek	Carver Creek	Stream Restoration	City of Carver, US Fish and Wildlife Service, SWCD	<u>Mid-term</u>	\$100,000	\$50,000	
33	Carver Creek Gully Stabilization. Stabilize a large gully on Carver Creek in Dahlgren Township (Section 26).	Carver Creek	Carver Creek	Bank Stabilization	SWCD, NRCS	<u>Mid-term</u>	\$40,000	\$10,000	

ID	Project Description & Need	Sub-watershed	Benefitted Waterbody	Project Type	Project Partners	Timeframe ¹	Total Cost ²	CCWMO Cost ²	Notes
34	Dahlgren Road Stormwater Retrofit. Address stormwater issues along Dahlgren Road west of County Road 11. Stormwater from the road surface currently drains untreated to Timber Creek, a tributary of Carver Creek.	Carver Creek	Timber Creek	Stormwater Retrofit	Dahlgren Township, City of Carver	<u>Mid-term</u>			
35	~~Green Parking Demonstration Project. Replace a large area of red rock parking in the City of Waconia with a "green" parking technique. The project will reduce sediment leaving the site and improve downstream water quality.~~	~~Carver Creek~~	~~Carver Creek~~	~~Stormwater Retrofit~~		~~Mid-term (2022-2024)~~	~~\$250,000~~	~~\$50,000~~	Completed
36	Watertown Dam Retrofit. Work with appropriate agencies to retrofit the dam in Watertown to connect the Crow River from the Mississippi River to Otter Lake in Hutchinson MN. This will provide a valuable connection for native fish species to crucial spawning grounds. The project will also reduce bank erosion that is occurring along the edges of the dam and reduce the risk of drowning caused by the tailwaters of the dam.	Crow River	Crow River	Stream Restoration	SWCD; CROW; DNR Fish and Wildlife Services; City of Watertown; Army COE; Dam Safety Program;	<u>Mid-term</u>	\$200,000	\$25,000	
37	East Chaska Creek Chain of Lakes Reclamation - Phase 1. Implement methods to control carp populations and improve water quality in the East Creek Chain of Lakes as identified in the Drawdown Feasibility Study. This phase would focus on Hazeltine Lake.	East Chaska Creek	East Chaska Creek Chain of Lakes	Lake Management/Restoration	City of Chaska	<u>Mid-term</u>	\$200,000	\$75,000	
38	~~Bongards Area SSTS Community Treatment Feasibility Study. Identify options for replacing aging septic systems in the CC9 subwatershed near Bongards with a community septic system.~~	~~Carver Creek~~	~~Carver Creek~~	~~SSTS-upgrades~~		~~Long-term (2025+)~~	~~\$50,000~~	~~\$10,000~~	At this time, this project is not feasible.

ID	Project Description & Need	Sub-watershed	Benefitted Waterbody	Project Type	Project Partners	Timeframe ¹	Total Cost ²	CCWMO Cost ²	Notes
39	East Chaska Creek Chain of Lakes Reclamation - Phase 2. Implement methods to control carp populations and improve water quality in the East Creek Chain of Lakes as identified in the Drawdown Feasibility Study. This phase would focus on Big Woods, McKnight, Jonathan and Grace Lakes.	East Chaska Creek	East Chaska Creek Chain of Lakes	Lake Management/Restoration	City of Chaska	Long-term	\$225,000	\$75,000	
40	Low-cost Greenroof Demonstration Project. Install a low-cost green roof as a demonstration project. Replacing traditional rooftops with living plants can improve water quality and reduce runoff.	Watershed-wide	Watershed-wide	Stormwater Retrofit		Long-term	\$30,000	\$30,000	
41	<u>Grace Lake Ravine Stabilizations. Ravines on the northwest side of Lake Grace are contributing both sediment and phosphorus to the lake. These projects will stabilize and reduce the amount of sediment reaching Lake Grace.</u>	<u>East Chaska Creek</u>	<u>Lake Grace</u>	<u>Ravine Stabilization</u>	<u>City of Chaska</u>	<u>Mid-, long-term</u>	<u>\$300,000</u>	<u>\$52,500</u>	Requested project from the City of Chaska. This project supports Water Plan goals.
42	<u>Swede Lake Outlet. Review potential options to modify the outlet of Swede Lake that includes a lower elevation to increase water quality of the lake by reducing water residency times.</u>	<u>Crow River</u>	<u>Swede lake</u>	<u>Lake Management</u>	<u>SWCD</u>	<u>Mid-, long-term</u>	<u>\$60,000</u>	<u>\$10,000</u>	WMO Staff identified this project with the goal of helping Swede Lake meet TMDL Goals

ID	Project Description & Need	Sub-watershed	Benefitted Waterbody	Project Type	Project Partners	Timeframe ¹	Total Cost ²	CCWMO Cost ²	Notes
43	Effects of Curlyleaf Pondweed Removal on Water Quality. Pilot project to measure the effects of a large scale removal of curlyleaf pondweed in either Eagle or Hydes lake with special consideration towards total phosphorus reductions.	<u>Crow River</u> <u>Carver Creek</u>	<u>Eagle Lake</u> <u>Hydes lake</u>	<u>Lake</u> <u>Management</u>	<u>University of</u> <u>Minnesota</u>	<u>Mid-, long-term</u>	<u>\$188,600</u>	<u>\$47,150</u>	WMO initiative to investigate the cost benefit of doing whole lake treatments for Curly Leaf as a way to reduce in-lake phosphorous concentrations
44	Biochar lake demonstration project. Use biochar has an effective means to reduce total phosphorus in streams. Measure effects of these methods in larger water bodies by using biochar in numerous inlets to a single lake.	<u>Watershed-wide</u>	<u>Watershed-wide</u>	<u>Lake</u> <u>Management</u>		<u>Short-, mid-term</u>	<u>\$25,000</u>	<u>\$25,000</u>	WMO initiative to investigate the benefits of using this technique to reduce in-lake phosphorous concentrations.
45	Watertown Floodplain Restoration Project. The city is pursuing restoring the Mullen Property back to a native floodplain within the city property.	<u>Crow River</u>	<u>Crow River</u>	<u>Wetland</u> <u>Restoration</u>	<u>City of</u> <u>Watertown,</u> <u>SWCD, DNR</u>	<u>Short-term</u>	<u>\$142,000</u>	<u>\$35,500.00</u>	The City of Watertown requested this project. This project supports Water Plan goals.
46	Reitz Lake Gully Restoration. Three ravines have been identified as potential project sites to restore. Restoration will reduce the amount of sediment and phosphorus that will reach Reitz Lake.	<u>Carver Creek</u>	<u>Reitz Lake</u>	<u>Ravine</u> <u>Stabilization</u>	<u>SWCD,</u> <u>Private</u> <u>Landowners</u>	<u>Short-, mid-term</u>	<u>\$166,300</u>	<u>\$41,575.00</u>	SWCD and WMO Staff identified these project locations to reduce external sediment contributions.

ID	Project Description & Need	Sub-watershed	Benefitted Waterbody	Project Type	Project Partners	Timeframe ¹	Total Cost ²	CCWMO Cost ²	Notes
47	86th Street, Camden Township Channel Restoration. <u>A small cutoff channel is forming within the South Fork Crow River that has the potential to impact a township road. A feasibility study will need to be completed to understand the problem and find suitable solutions to protect the road.</u>	<u>Crow River</u>	<u>Crow River</u>	<u>Stream Restoration</u>	<u>SWCD, DNR, Army COE</u>	<u>Short-, mid-term</u>	<u>\$45,000</u>	<u>\$45,000</u>	Camden Township staff requested this project and supports Water Plan goals.
48	Lake Bavaria SWA Implementation. <u>Implement strategies identified in the Lake Bavaria Subwatershed Analysis Feasibility Study to improve the quality of Lake Bavaria. Projects will be completed as time and funding allows.</u>	<u>East Chaska Creek</u>	<u>Lake Bavaria</u>	<u>Stormwater BMPs</u>	<u>SWCD</u>	<u>Short-, mid-, and long-term</u>	<u>\$250,000</u>	<u>\$62,500.00</u>	Implementation of the completed SWA for Lake Bavaria
49	County Ditch 9 SWA Implementation. <u>Implement strategies identified in the County Ditch 9 Subwatershed Analysis Feasibility Study to improve the water quality of the South Fork Crow River. Projects will be completed as time and funding allows.</u>	<u>Crow River</u>	<u>Crow River</u>	<u>Stormwater BMPs</u>	<u>SWCD</u>	<u>Short-, mid-, and long-term</u>	<u>\$250,000</u>	<u>\$62,500.00</u>	Implementation of the completed SWA for CD 9
50	Courthouse Lake Native Restoration. <u>Multiple projects are underway around Courthouse Lake to restore both the shoreline and turfed areas to a native setting.</u>	<u>East Chaska Creek</u>	<u>Courthouse Lake</u>	<u>Native Restoration</u>	<u>SWCD</u>	<u>Short-, mid-, and long-term</u>	<u>\$75,000</u>	<u>\$18,750.00</u>	Completing State Grant requirements and WMO Staff initiatives
51	Water Softener Rebate Program. <u>This program will offer rebates to replace old softeners to more efficient, demand initiated softener to reduce salt usage. This is a high source of chlorides to downstream water bodies.</u>	<u>Watershed-wide</u>	<u>Watershed-wide</u>	<u>Chloride Reductions</u>		<u>Short-, mid-, and long-term</u>	<u>\$25,000</u>	<u>\$25,000</u>	WMO Staff recommended project to help reduce chlorides in Carver County Water Resources

ID	Project Description & Need	Sub-watershed	Benefitted Waterbody	Project Type	Project Partners	Timeframe ¹	Total Cost ²	CCWMO Cost ²	Notes
52	Big Woods and Hazeltine Lake Goldfish Management Program. <u>A feasibility study is currently underway to produce a management plan for goldfish control on Big Woods and Hazeltine Lakes. Depending on the outcomes of the study, long term management will follow the outline provided in this study.</u>	<u>East Chaska Creek</u>	<u>Big Woods and Hazeltine Lake</u>	<u>Lake Management</u>	<u>DNR</u>	<u>Short-, mid-, and long-term</u>	<u>\$100,000</u>	<u>\$25,000</u>	Completing State Grant requirements and WMO Staff initiatives
53	Pollutant Reductions in MS4 Areas. <u>Specific areas within Carver County MS4 coverage have pollutant load reduction requirements tied to existing TMDLs. WMO Staff will work with Carver County Public Works and affected LGUs to identify projects and strategies to meet these load reduction requirements.</u>	<u>Watershed-wide</u>	<u>Watershed-wide</u>	<u>Stormwater BMPs</u>	<u>Local Partners</u>	<u>Short-, mid-, and long-term</u>	<u>\$125,000</u>	<u>\$31,250.00</u>	WMO Staff initiative to meet MS4 Permit Requirements
54	Water Reuse Innovative Project, Downtown Waconia. <u>The City of Waconia is looking to repurpose the historical water tower as storage for stormwater collected from the untreated urbanized center of the city and then reused for irrigation at the city park and surrounding areas. Options for stormwater treatment is limited due to limited space. The project will reduce the amount of stormwater and pollutants reaching Lake Waconia.</u>	<u>Carver Creek</u>	<u>Lake Waconia</u>	<u>Reuse</u>	<u>City of Waconia</u>	<u>Short-term</u>	<u>\$200,000</u>	<u>\$50,000.00</u>	Project requested by the City of Waconia and supports Water Plan goals.

ID	Project Description & Need	Sub-watershed	Benefitted Waterbody	Project Type	Project Partners	Timeframe ¹	Total Cost ²	CCWMO Cost ²	Notes
55	Chaska Creek Bank Stabilization. Streambank erosion is present along Chaska Creek between Hwy 212 and Creek Road in Chaska contributing TSS and TP to Chaska Creek, especially during period of high flow. Potential project areas will be identified and implemented in coordination with City of Chaska's Creek Rd redevelopment projects.	West Chaska Creek	West Chaska Creek	Bank Stabilization	City of Chaska	Short-, mid-term	\$332,000	\$83,000.00	Project requested by the City of Chaska and supports Water Plan goals.
56	Stormwater Pollutant Reduction in Untreated and Undertreated Urban Areas - East Chaska Creek Chain of Lakes. WMO with work with City of Chaska to identify areas where additional stormwater treatment will provide additional nutrient removal within the East Chaska Creek Chain of Lakes Watershed. Priority will be given to project that provide TP reductions to help meet TMDL goals for impaired waters of Hazeltine, Jonathon, and McKnight Lakes.	East Chaska Creek	East Chaska Creek	Stormwater BMPs	City of Chaska	Short-, mid-, and long-term	\$100,000	\$25,000.00	WMO Staff identified project to meet TMDL Goals
57	East Chaska Creek Chain of Lakes Ravine Stabilizations. Ravines draining to the Chain of Lakes are contributing both sediment and phosphorus to the lake. These projects will stabilize slopes and manage stormwater discharge to reduce the amount of sediment reaching adjacent lakes.	East Chaska Creek	East Chaska Creek	Ravine Stabilization	City of Chaska	Short-, mid-, and long-term	\$150,000	\$37,500.00	Project requested by the City of Chaska and supports Water Plan goals.
58	SW Chaska Ravine Stabilizations. Ravines ultimately draining to the Minnesota River are contributing both sediment and phosphorus to the river. These projects will stabilize slopes and manage stormwater discharge to reduce the amount of sediment discharging downstream.	West Chaska Creek	West Chaska Creek	Ravine Stabilization	City of Chaska	Short-, mid-, and long-term	\$200,000	\$50,000.00	Project requested by the City of Chaska and supports Water Plan goals.

ID	Project Description & Need	Sub-watershed	Benefitted Waterbody	Project Type	Project Partners	Timeframe ¹	Total Cost ²	CCWMO Cost ²	Notes
59	SW Chaska Wetland Preservation/Enhancements. <u>Future development of this area of Chaska may provide opportunities for wetland preservation or enhancements. Priority for project locations will be based upon the Wetland Restoration Assessment of the 2020 Water Plan.</u>	<u>West Chaska Creek</u>	<u>West Chaska Creek</u>	<u>Wetland Restoration</u>	<u>City of Chaska</u>	<u>Short-, mid-, and long-term</u>	<u>\$100,000</u>	<u>\$25,000.00</u>	Project requested by the City of Chaska and supports Water Plan goals.
60	Big Woods Lake Gully Restoration. <u>One ravine has been identified as a potential project site to restore. Restoration will reduce the amount of sediment and phosphorus that will reach Big Woods Lake.</u>	<u>East Chaska Creek</u>	<u>Big Woods</u>	<u>Ravine Stabilization</u>	<u>City of Chaska</u>	<u>Short-, mid-, and long-term</u>	<u>\$150,000</u>	<u>\$37,500.00</u>	WMO Staff and City of Chaska identified this project

1. Timeframes:

Short term - 2022-2024

Mid term - 2024-2027

Long term - 2027-2030

2. Where Total Cost exceeds CCWMO Cost, CCWMO will rely on grants and other sources of outside funding (cities, state agencies, etc) to complete the projects.

Carver County Board of Commissioners Request for Board Action



Agenda Item:

CCWMO Landowner Cost Share Program Updates

Primary Originating Division/Dept: Public Services - Planning & Water Mgmt

Meeting Date: 5/3/2022

Contact: Paul Moline Title: PWM 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 Carver County Water Management Organization (CCWMO) Landowner Cost Share Program has been in place, in one form or another, since 2001. Both in 2009 and 2013, revisions were made to the program to: 1) increase matching amounts, 2) establish limits on how and when those funds can be spent, and 3) clarify approval process. The Water Management Organization Advisory Committee (WMOAC) recently completed another review of the program that resulted in updated Ranking Criteria, a ranking score minimum for applications, and an updated approval process. WMOAC recommended these changes to the program effective in 2022 (details attached) along with the attached draft resolution.

ACTION REQUESTED:

Motion to approve a resolution to adopt the updates to the CCWMO Landowner Cost Share program.

FISCAL IMPACT: Included in current budget

If "Other", specify:

FUNDING

County Dollars =

FTE IMPACT: None

Total \$0.00

☒ Insert additional funding source

Related Financial/FTE Comments:

Funds for the cost share program are approved annually as part of the CCWMO budget.

Office use only:

RBA 2022 - 8328

Carver County WMO Cost Share Program

Overview:

Carver County WMO is funding a low-cost cost-share program to promote citizens' use of innovative Best Management Practices (BMP) to protect and restore the quality of water within Carver County.

Purpose:

BMP Cost Share funds can be used by public or private landowners within Carver County to implement projects that assist in one or all of the following:

- 1) Protect or restore quality of lakes and rivers
- 2) Protect or restore groundwater resources
- 3) Protect or restore ecological function of native plant communities
- 4) Innovative approaches to treat stormwater at the source

Funding:

Funding is a 75% match of eligible expenses with a maximum level of \$5,000 per project. Cost share funding is a reimbursement. After all program requirements have been met, approved of, and the project is completed, funds will be disbursed to program participant(s). Completion of project MUST be within one (1) year of approved and signed agreement, unless a written extension has been granted by Carver County. Labor done by the applicant will be reimbursed at a rate of \$12.00 per hour with a signed form of completed work. In-kind labor costs cannot exceed the cost of materials of the project.

Eligibility within Carver County Water Resource Management Area:

There will be A five year waiting period from the previous grant if the County share is between \$2,500 and \$5,000. For projects that are between \$500 and \$2,500, a three-year waiting period from the previous grant. For any grants less than \$500, there will be no waiting period. If a resident that has had a successful grant moves to a new location or if a new resident moves to a location that has had a cost share project, then this requirement is waived. Below is a list of who is eligible for this program:

- Landowners
- Not-for-profit and religious organizations
- Local government agencies
- Public and private schools
- Private Businesses

Eligible Expenses

Carver County may fund partial or full amounts of the requested cost share amount. Any project costs that are decorative or excessive will not be matched. Any project that is under construction or completed at the time of approval is not eligible. All matching funds will be awarded to projects that are above and beyond Carver County Watershed Management Plan requirements. Partial list of eligible projects are below:

- Raingardens
- Shoreline restoration
- Native planting restoration
- Native buffers
- Water reuse projects

Evaluation Criteria:

Carver County Staff will determine the eligibility of a project based upon an established set of criteria. The following are the priorities that are within the criteria and are based upon Carver County's Water Management Plan, in no particular order:

- Location
- Water Quality Impact
- Ecological Improvement
- Public Benefit
- Collaboration

Submittal Requirements:

Cost share applications will have the following to be considered a complete application. Applications are accepted year-round. A signed application form, sketch of onsite location of the project, sketch of project, line item budget including type of materials to used, and if going to bid, three separate bids from contractors, unless approved by CCWMO or Carver SWCD Staff. Additional information, if needed, will be requested by Carver County Staff.

Selection Process:

Staff will receive an application from an eligible applicant to start the selection process. A site visit will occur by either/both staff from CCWMO and Carver SWCD. The application will be ranked based upon the most recently approved ranking criteria, with the score included into the application packet for the CCWMO Advisory Committee to review. For a project to be considered for review, it must score a minimum of 20 points on the approved ranking criteria.

For projects that are requesting a cost share match of less than \$2,500, approval will be Administrative by CCWMO Staff. For projects that are requesting a cost share match of \$2,500 to \$5,000, the application will be submitted to the CCWMO Advisory Committee for review, recommendation, and award the cost share grant. The Carver County Cost Share Program is a competitive grant process; therefore, some projects may not be funded. Incomplete applications will not be reviewed by CCWMO Staff or presented to the Advisory Committee.

Cost Share Grant Agreement:

Applicants that are awarded funding will enter into an agreement with Carver County. This agreement will stipulate the responsibilities and obligations of both the grant applicant and Carver County.

Reporting Requirements:

In addition to a cost share agreement, an operation and maintenance plan will be required that stipulates responsibilities of the applicant for maintenance of the project for a period of five (5) years. To assist Carver County Staff in determining this agreement is followed, yearly reporting that consists of photo documentation will be submitted to Carver County by August 1st of each year.

Application Procedures:

Applicants are encouraged to contact either Carver County WMO or Carver County Soil and Water Conservation District to discuss the potential project as the first step. Applicants that fill out the cost share application need to send it to Carver County Planning and Water Management Department, c/o Tim Sundby at 600 E 4th Street, Chaska, MN (tsundby@co.carver.mn.us). Staff will contact the applicant

to review the application, with the potential for a site visit. During the site visit, project location will be further evaluated to determine consistency with evaluation criteria. Based upon requested cost share funds, Carver County Staff will either review and approve the project or make a recommendation to the Carver County WMO Advisory Committee.

Staff will contact the applicant on the approval status of the application once a decision has been reached. If the application is approved, a meeting will be scheduled to review responsibilities and sign appropriate agreements. Notification of the start date of the construction and of new major tasks is required to Carver County Staff. Upon completion of the project, the applicant must notify Carver County Staff for End of Project Review. Release of funds to the applicant will be awarded after this review.

Carver County Cost Share Application

Contact Information

Name		
Address		
City	State MN	Zip Code
Project Location (If different than above)		
Nearest Lake or Stream		
Home Phone	Work or Cell Phone	
Email Address	Other Contact Info	

Project Information (use additional sheets as necessary)

Project Description

Water Quality Issues the Project will address		
Contributing Drainage Area	Maximum Size of Practice	Landuse in Drainage Area

Cost-Share Request

Total Project Cost (Attach itemized list – required for cost share)	Cost Share Request (Max of 75%)
Collaborators (List partners and contributing funds, if applicable)	

I certify to the best of my knowledge that the information included in this application is true, complete, and accurate.

Signature	Date
-----------	------

Office Use Only:	
Approval: _____	Date: _____

Carver County Cost Share Criteria

Criteria	Max Points Allowed	Actual Points	Discussion
Project Site Location			
Waterbody Priority 1	5		Waterbody Priority based upon Water Plan Determination
Waterbody Priority 2	3		
Waterbody Priority 3	1		
Direct Drainage to Waterbody	10		BMP treats stormwater just prior to draining to the priority waterbody.
Water Quality Impact Criteria			
Phosphorus Loading	6		Best Management Practices types have been determined if they reduce phosphorus, fecal, and/or sediment. The score is the full amount.
Fecal (E. coli) Bacteria Loading	3		
Sedimentation Loading	6		
Volume Control	5 - 10		Get 5 points, with an additional 1 point per 20% reduction.
Ecological Function Improvement Criteria			
Plant Diversity and Richness	5		+1 over 10 species
			+2 over 15 species
			+3 over 20 species
			+4 over 25 species
			+5 over 30 species
Stewardship Level	4		+2 for establishment plan
			+2 for detailed maintenance plan for life of project
Site Prep	3		+1 One treatment with herbicide or turf removal
			+2 Two well timed treatments or turf removal with one treatment
			+3 One year of treatment with herbicide or organic technique
Additional Criteria			
Data collection site	3		Determined by CCWMO Staff if the site will be actively monitored within the first year of completion.
Landowner Contribution			
Demonstration Site - New to WMO/New to local LGU	3		Brand new BMP that either hasn't been done in Carver County or in a City/Town.
Educational Site - Public Access/Visibility	3		Can the public have access to the project/can they view the project from public land with educational signage.
Community Support			
2+ adjoining neighbors	3		Collaboration between neighbors on a project
Other Contributions (other than Landowner)	5		Financial or in-kind help from more than one party
Violation or Permit Requirement	0	0	Projects to repair violations or preojects that are required by permit are not eligible
TOTAL:			

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

DATE: 05/03/2022
MOTION BY COMMISSIONER:

RESOLUTION NO.
SECONDED BY COMMISSIONER:

**A Resolution Amending the Carver County Water Management Organization (CCWMO)
Water Stewardship Cost Share Program**

WHEREAS, the Carver County Water Management Organization (CCWMO) has adopted a Water Management Plan which sets goals to promote water resource protection in the County and encourage landowners to implement conservation practices on their land; and

WHEREAS, the Plan intends to provide financial assistance and seek grants from other funding sources for willing landowners; and

WHEREAS, landowners have demonstrated a willingness to implement projects with local financial incentives; and

WHEREAS, the CCWMO's current process for distribution of cost share funds to landowners was last changed in 2013; and

WHEREAS, the CCWMO has a need to make refinements to the process for reviewing, prioritizing and funding landowner requests for cost share projects; and

THEREFORE BE IT RESOLVED that the Carver County Board of Commissioners hereby establishes the 2022 cost-share program as stated in Exhibit A, CCWMO 2022 COST SHARE PROGRAM (attached).

YES

ABSENT

NO

STATE OF MINNESOTA
COUNTY OF CARVER

I, David 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 3rd day of May, now on file in the Administration office, and have found the same to be a true and correct copy thereof.

Dated this _____ day of _____

David Hemze, County Administrator

Carver County Board of Commissioners

Request for Board Action



Agenda Item:

Software Purchase Agreements with Procore and Finario

Primary Originating Division/Dept: Public Works - Administration

Meeting Date: 5/3/2022

Contact: Lyndon Robjert

Title: Public Works Director

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:

Public Works is seeking to implement database driven CIP, project finance and project management software. At the conclusion of a detailed market study the Division selected Procore and Finario. Procore is an industry leading construction software that includes project management and project financials, Finario is a tightly integrated CIP software that consumes project actuals from Procore. Implementing these software packages gives us the opportunity to make project cost tracking and CIP a real-time process. Additional details about each software follow.

Procore is a cloud-based construction software with a suite of project management tools. Procore will help increase project efficiency & accountability and will become the system of record for Public Works projects. Procore functions include project; management, financials, invoicing, budgeting, cashflow & change management.

Finario is a financial planning system purpose-built for Capex. Finario is a cloud-based solution unifies capital budgeting and project forecasting with approval workflow to deliver financial reporting automation across the investment life-cycle. The software will assist with capital reporting accuracy, generate valuable project & portfolio insights and accelerate decision making. Additionally, this software integrates natively with Procore so that project actuals can be considered in-line with the CIP.

ACTION REQUESTED:

Motion to approve Software Purchase Agreements with Procore and Finario, pending finalization of the contract review process.

FISCAL IMPACT: Included in current budget

If "Other", specify:

FUNDING

County Dollars =

\$90,371.00

Total

\$90,371.00

FTE IMPACT: None

Related Financial/FTE Comments:

Procore - \$43,371 first year software cost plus 15k implementation cost. Subsequent year costs are based upon construction program volume and is estimated between 20k-60k per year.

Finario - Year 1 cost 24k software and 8k implementation. The subscription amount for years two through five are \$25,500, \$27,000, \$28,500, and \$30,000, respectively.

Office use only:

RBA 2022 - 8354

CARVER COUNTY

Resolution for Community Project Funding and Congressionally Directed Spending Requests

Attachments: ☒ Yes ☐ No

BOARD OF COUNTY COMMISSIONERS CARVER COUNTY, MINNESOTA

Date: May 3, 2022

Resolution No: _____

Motion by Commissioner: _____

Seconded by Commissioner: _____

Resolution of Support and Approval for Submittal of Community Project Funding and Congressionally Directed Spending Requests

WHEREAS, the United States House of Representatives (House) Committee on Appropriations announced that Community Project Funding (CPF) requests will be considered in the Fiscal Year (FY) 2023 cycle; and

WHEREAS, the United States Senate (Senate) Appropriations Committee is accepting requests from Senators for Congressionally Directed Spending (CDS) for the FY 2023 appropriations process; and

WHEREAS, House and Senate Members requested local agencies to submit eligible projects for consideration; and

WHEREAS, project requests that advance the goals of specified funding accounts will be considered including for the Transportation, Housing, and Urban Development – Highway Infrastructure Programs account; and

WHEREAS, the County identified two priority projects for FY 2023 CFP and CDS funding requests under the Highway Infrastructure Programs account:

1. US Highway 212 Rural Freight Mobility and Safety Project
2. Highway 5 Mobility and Lake Minnewashta Causeway Bridge Project

WHEREAS, US Highway 212 is part of the National Highway System and identified by MnDOT as a Critical Rural Freight Corridor. The planned project expands the highway from a two-lane rural highway to a four-lane divided expressway between Norwood Young America (County Highway 34) and Cologne (County Highway 36); and

WHEREAS, the proposed improvements on US Highway 212 will remove barriers to efficient freight movement and job opportunities, support economic vitality by providing development opportunities at key locations, preserve and remedy existing infrastructure, and improve mobility and safety for all corridor users; and

WHEREAS, Highway 5 serves a major east-west connection between Eden Prairie, Chanhassen, Chaska, Victoria, Waconia, and Norwood Young America for both regional commuter and freight traffic

and also provides primary access to the Minnesota Landscape Arboretum and its 500,000 visitors per year; and

WHEREAS, Highway 5 serves 27,000 vehicles per day on a two-lane roadway creating significant congestion and resulting in a crash rate 2.5 times the state average; and

WHEREAS, completing the proposed project on Highway 5 to a 4-lane divided highway will provide improved safety, mobility, community connectivity, environmental sustainability, and quality of life; and

WHEREAS, the US Highway 212 Rural Freight Mobility and Safety Project and the Highway 5 Mobility and Lake Minnewashta Causeway Bridge Project meet the eligibility guidance for consideration of CPF and CDS funding requests; and

WHEREAS, Carver County will provide funding towards the local match and partner with MnDOT to contribute to the overall local match and project funding as identified in the project request information for both projects; and

NOW THEREFORE BE IT RESOLVED, that the Carver County Board of Commissioners supports and approves submittal of the US Highway 212 Rural Freight Mobility and Safety Project and the Highway 5 Mobility and Lake Minnewashta Causeway Bridge Project for consideration of Community Project Funding and Congressional Directed Funding requests for corridor improvements that will benefit the safe and efficient travel for all users through the project corridors, Carver County, and the region, and directs the Carver County Engineer to submit requested project information.

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 3rd day of May, 2022, now on file in the Administration office, and have found the same to be a true and correct copy thereof.

Dated this 3rd day of May 2022.

_____ Dave Hemze Administrator	_____ County
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Carver County Board of Commissioners

Request for Board Action



Agenda Item:

Emily & Zach Stover - Conservation Incentive Additional Density - One Lot Incentive (CUP)

Primary Originating Division/Dept: Public Services - Land Mgmt.

Meeting Date: 5/3/2022

Contact: Christina Neel Title: Land Management Planner

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:

File #PZ20220012. On April 19, 2022, the Planning Commission recommended approval of Emily and Zach Stover's Conditional Use Permit (CUP) for an Additional Density (Conservation Incentive- One Lot Incentive) located in Section 13 of Watertown Township. The subject property (approx. 70 acres) is owned by The Sasanfar Family Trust and consists of tillable agricultural land, wooded land, and wetland areas.

If approved, the Stovers would split an approximate 50-acre wooded, wetland, and agricultural area located in the southern portion of the property to create one (1) Conservation Incentive Lot, with the appropriate 10-acre recorded Conservation Easement. The remaining 20+/- acres would utilize the last remaining 1-per-40 Building Eligibility.

The CUP for a Conservation Incentive additional density lot is allowed pursuant to Section 152.078 (D) & (E) of the Carver County Zoning Code, and pursuant to the Watertown Townships chapter of the Comprehensive Plan. If approved, this permit would allow the applicant to avoid the platting process or having a township road constructed; instead, the applicant would need to submit an Administrative Minor Subdivision application for review and approval.

The development of the site would need to meet the Carver County Water Mgmt. Organization (CCWMO) Chapter 153 – Water Resource Management standards, as well as the County Subsurface Sewage Treatment System (SSTS) requirements.

There was no opposition noted during the Planning Commission public hearing process, and the Watertown Town Board supports the request.

ACTION REQUESTED:

A motion to adopt Findings of Fact and issue Order #PZ20220012 for the issuance of a Conditional Use Permit

FISCAL IMPACT: None

If "Other", specify:

FTE IMPACT: None

FUNDING

County Dollars =

Total \$0.00

☐ Insert additional funding source

Related Financial/FTE Comments:

Office use only:

COUNTY OF CARVER
PLANNING COMMISSION RESOLUTION

FILE #: PZ20220012

RESOLUTION #: 22-04

WHEREAS, the following application for a Conditional Use Permit has been submitted and accepted:

FILE #: PZ20220012

APPLICANTS: Zach and Emily Stover

PROPERTY OWNER: The Sasanfar Family Trust

SITE ADDRESS: 36XX Market Ave, Watertown 55388

PERMIT TYPE: Additional Density (One Lot Incentive - Conservation)

PURSUANT TO: County Code, Chapter 152, Section(s) 152.078(D) & (E)

LEGAL DESCRIPTION: See attached Exhibit "A"

PARCEL #: 10-013-1310

WHEREAS, said application was duly considered at a public hearing held by the Carver County Planning Commission at its regular meeting of April 19, 2022; and,

WHEREAS, the Carver County Planning Commission finds as follows:

1. Guy and Gail Sasanfar own approximately 70 acres located in the East Half (E½) of the Southeast Quarter (SE¼) of Section 13, Watertown Township. The property has one unused 1 per 40 building eligibility remaining on the site. The property is currently unimproved, but includes agricultural production land, small pocket wetlands, and woods. It is located within the Agricultural Zoning District, Shoreland Overlay District of a Protected Creek and the CCWMO (Crow River Watershed).
2. The applicants, Zach and Emily Stover, have a purchase agreement in place with Guy and Gail Sasanfar. The Stovers are requesting to create and develop one (1) Conservation Incentive lot (under the one lot incentive option) which would include a minimum of a 10-acre conservation easement area. Conservation Incentive lots are allowed as a Conditional Use Permit (CUP) pursuant to the "Additional Density Option" under Section 152.78 of the Carver County Zoning Code.
3. Watertown Township has provided for Conservation Incentive option in its chapter of the Comprehensive Plan. The property having wetlands and area for prairie restoration (for permanent preservation) is considered to be eligible land under the conservation incentive. The proposed development would comply with the limitation of 4 homes per 40 acres (i.e. no more than 4 per ¼¼). In addition, a CUP has not been previously issued for additional density on the subject property; therefore, allowing the site to be considered eligible for the additional density provision.
4. The subject property has been owned by the Sasanfar Family Trust since 1995, following a Minor Subdivision (File #9802) to split the existing home site at 3650 Market Avenue. Based on historic GIS aerial photography, the use of the land over the years has not changed from how it is currently being utilized. The areas that are in agricultural production have remained in production, and the areas not in agricultural production may be due to topographic limitations such as wetlands, slopes, or low-lying drainage swales not suitable for farming.

5. The applicants stated in their letter, dated March 7, 2022, they are proposing one (1) additional density parcel on approximately 50 acres, which would meet the standards for a conservation incentive lot. The 70-acre parcel would have the potential for additional amenity lots; however, the applicant would like to have one conservation incentive lot without platting or building a township road. The driveway and building site have been chosen to reduce the number of trees to be removed, as well as maintaining an appropriate setback from the wetlands within the site. The remnant piece of land, approximately 20 acres to the north, would use the remaining 1 per 40 building eligibility available. The subject property is not enrolled in the Ag Preserve program, nor has a Conditional Use Permit for additional density been issued previously on this parcel.
6. As a requirement for the creation of the one (1) conservation lot, the applicant needed to identify the establishment of a preservation, restoration, or enhancement consisting of a minimum of ten (10) acres in order to be granted one (1) additional building eligibility. The easement language would need to be submitted to the Land Management Department for review and approval prior to minor subdivision approval. The applicant shall provide a plan for restoration to native plant community, including method of restoration (seeding, planting, etc.), a list of establishment and maintenance activities detailing how the plant community will be established over the next 2-3 years, and how the community will be maintained in the future.
7. Each lot would meet the requirements for public road frontage; therefore, no additional township roadway design or construction is being proposed. All future driveway access point locations serving each building site would need to be reviewed and approved by the Watertown Town Board, as the road authority.
8. On March 11, 2022, this request was reviewed by Kristen Larson, Water Resources Program Specialist, who stated that the development falls under the CCWMO Water Rules provision, which is required to be reviewed and approved by the Carver County Planning & Water Management Department. The property includes a number of wetlands, including on the lots proposed for development. The applicant must complete a wetland delineation and address any wetland impacts and/or degradation in accordance with the Wetland Conservation Act (WCA) and also submit a Stormwater Pollution Prevention Plan (SWPPP). A pre-application meeting is recommended with Water Rules permit review staff to discuss concept plans and permit review requirements.
9. The applicants' request would meet the intent of the 2040 Comprehensive Plan. The proposed lot contains wetland and upland areas which could support two building sites. Both parcels would be conforming lot after the subdivision. The proposed conservation incentive lot would not need to be platted, but an administrative Minor Subdivision application and approval would be required.
10. The applicant and current property owners have acknowledged that no additional amenity eligibilities would be permitted in the future. Section 152.078 states that the CUP provision may be exercised only once for each parcel that was of record as of July 1, 1974.
11. The Watertown Town Board reviewed and recommended approval of the request during their March 7, 2022, Town Board meeting, without any additional conditions.
12. 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 the issuance of Conditional Use Permit #PZ20220012 for the creation of one (1) conservation incentive amenity lot on the land described in Exhibit "A" of the permit application. The Planning Commission further recommends that the following conditions be attached to the permit:

1. One (1) conservation incentive building eligibility shall be available, pursuant to the approved site plan. Additional lots (eligibilities) shall not be granted as a conditional use. The proposed lot shall be subdivided in accordance with the Minor Subdivision requirements including but not limited to, a survey and primary and alternate SSTS locations, and deeds.

2. A minimum of a 10-acre conservation easement proposal must be drafted for review and submitted with the minor subdivision application. Easement documents must be recorded simultaneously with the deeds for the new lots.
3. Access permits must be approved by Watertown Township (road authority) prior to any work occurring within the road right-of-way.
4. Prior to any construction activities, appropriate building permits shall be obtained for the single-family houses and any accessory buildings, garages, or other structures.
5. Notice pursuant to Section 152.078 (C) (5) is hereby provided stating the following:
 - (a) The keeping of animals, with the exception of dogs, cats and similar animals kept as household pets, is prohibited on any residential lot.
 - (b) All conditional use permit activities shall be prohibited on any residential lot. Agricultural parcels (i.e., 20 acres or more) and/or lots shall be subject to the "A" District regulations.
 - (c) The area is rural and that commercial agriculture and other rural land use activities will likely be occurring in the area. A notice should be provided regarding the odors, dirt, dust, insects, noises, long hours of operation and other factors associated with agriculture and feedlot activities. Complaints relating to these activities shall be considered unwarranted so long as the activities are being conducted in accordance with existing standards.
 - (d) The protection of environmentally sensitive land shall be enforced. The protections shall include restrictions on clear cutting or vegetation removal; erosion control plan to control erosion during and after building construction; and designation of specific building sites or areas with buildings prohibited.
6. A completed CCWMO Water Rules application with required attachments, shall be submitted with the building permit application(s). A drainage plan, erosion control plan, and storm water management plan shall be submitted with the building permit. If a wetland delineation is needed, it shall be completed prior to the application for a building permit.

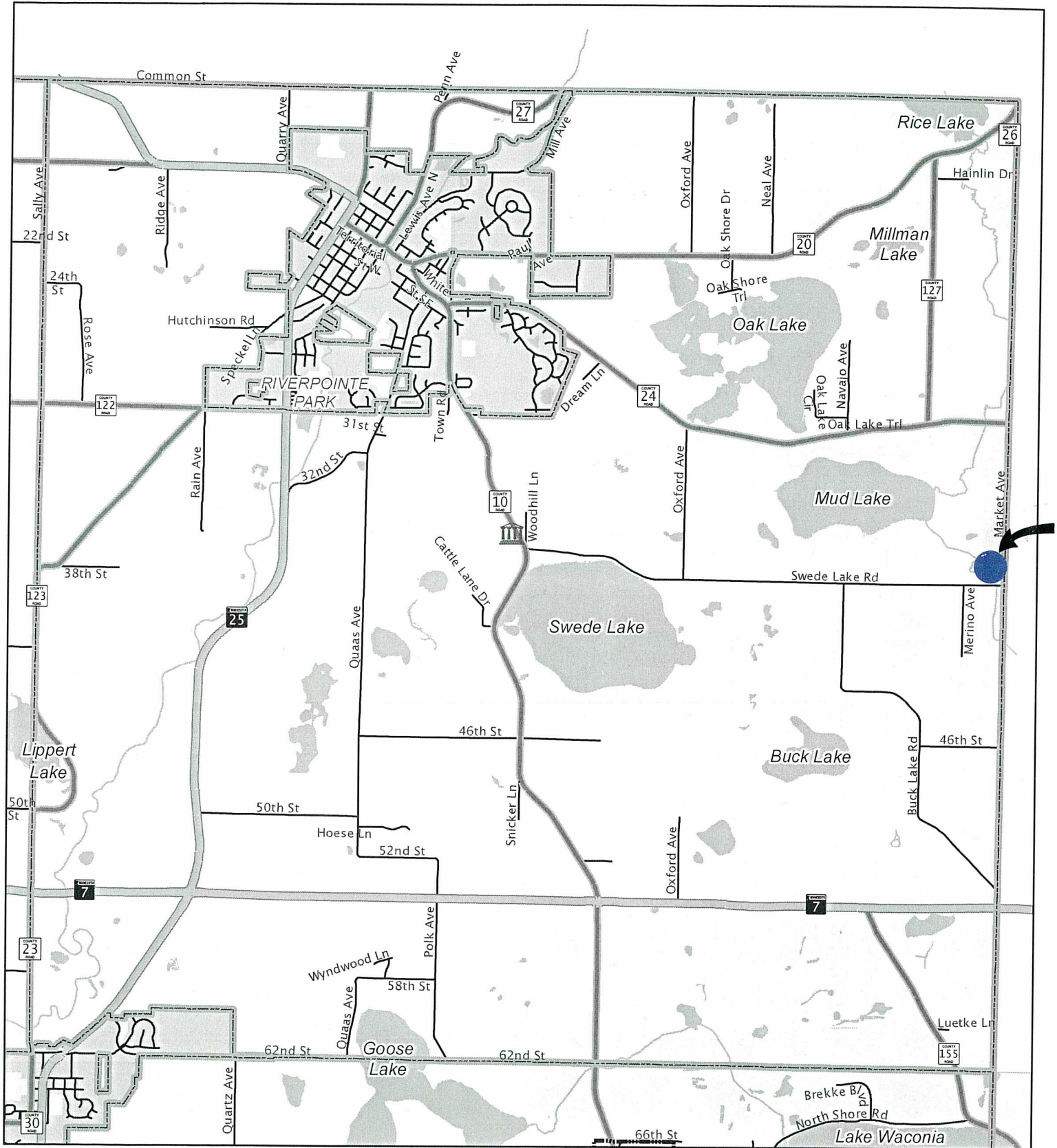
ADOPTED by the Carver County Planning Commission this 19th day of April, 2022.



[Scott Wakefield \(Apr 22, 2022 21:49 CDT\)](#)

Scott Wakefield, Chairman 04/22/22
Carver County Planning Commission

WATERTOWN 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

Carver County Board of Commissioners

Request for Board Action



Agenda Item:

USS Dressen Family Solar LLC - Large Solar Energy System (CUP)

Primary Originating Division/Dept: Public Services - Land Mgmt.

Meeting Date: 5/3/2022

Contact: Jason Mielke

Title: Land Use Manager

Item Type:

Consent

Amount of Time Requested: minutes

Presenter: Title: Land Use Manager

Attachments: ☒ Yes ☐ No

Strategic Initiative:

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

BACKGROUND/JUSTIFICATION:

FILE #: PZ20220003. On April 19, 2022, the Planning Commission voted 6-0 to recommend approval of a Conditional Use Permit (CUP) for USS Dressen Family Solar LLC for a Large Solar Energy System (Large SES) of up to one megawatt (1 MW). The proposed site is owned by Bob & Brenda Dressen and is located in Section 33 of Watertown Township. The Dressens reside on a parcel adjacent to the property on which the SES is proposed to be located.

The Large SES would be located on approximately 6.4 acres (currently a mix of tillable agricultural land and CRP land) of the 158.1-acre parcel. The project site consists of approximately 34% of production land, well below the maximum 75%. The remaining land will remain in cultivation or its existing state. Access would be provided from Polk Avenue, a Township road. The request meets the standards of the Carver County Zoning Code Chapter 152, Section 152.057 (C)(2)(b) Large SES. The solar array would be required to meet the Carver County Water Mgmt. Organization (CCWMO) Chapter 153 – Water Resource Management standards for the duration of the permit (i.e. stormwater management and vegetative cover).

During the April 19, 2022, Planning Commission public hearing, comments were made in favor of granting the CUP with no opposition.

Pursuant to Minn Statute Chapter 394, Carver County is the land use authority governing the issuance of a CUP for a Large SES. The current County Comprehensive Plan and County Zoning Code do not have a residency requirement and the application meets all County requirements. It is the applicant's responsibility to follow all Federal, State, and local regulations. As such, the applicant also submitted an application for a Large SES Interim Use Permit to Watertown Township. The Watertown Town Board at their March 23, 2022 meeting passed a resolution to approve "the requested variance to allow a solar garden without the requirement that the owner of the property reside on the property as the owner's primary residence." They also passed a separate resolution to approve the township Interim Use Permit (IUP) application. The Planning Commission resolution is attached for your review and provides more detail.

ACTION REQUESTED:

A motion to adopt the Findings of Fact and issue Order #PZ20220003 for the approval of the Conditional Use Permit.

FISCAL IMPACT: None

If "Other", specify:

FUNDING

County Dollars =

FTE IMPACT: None

Total **\$0.00**

Related Financial/FTE Comments:

COUNTY OF CARVER
PLANNING COMMISSION RESOLUTION

FILE #: PZ20220003

RESOLUTION #: 22-03

WHEREAS, the following application for a Conditional Use Permit has been submitted and accepted:

FILE #: PZ20220003

APPLICANT: Luke Gildemeister (USS Dressen Family Solar LLC)

OWNER: Bob & Brenda Dressen

SITE ADDRESS: 58XX Polk Avenue Mayer, MN 55360

PERMIT TYPE: Energy Production – Large SES

PURSUANT TO: County Code, Sections 152.057 (A), (C)(1), (C)(2)(b); 152.041

LEGAL DESCRIPTION: See attached Exhibit "A"

PARCEL #: 10-033-0400

WHEREAS, said application was duly considered at a public hearing held by the Carver County Planning Commission at its regular meeting of April 19, 2022; and,

WHEREAS, the Carver County Planning Commission finds as follows:

1. The subject property (approximately 158.1 acres) is owned by Bob & Brenda Dressen and is located in the East Half (E½) of the South Half (S½) of Section 33, Watertown Township. The property consists of agricultural production land, wetlands, wooded land, and native vegetation. The property is located in the Agricultural Zoning District, the Shoreland Overlay District of Goose Lake, and the CCWMO (Carver Creek & Crow River Watersheds). The project site itself, however, is not located in the Shoreland Overlay District.
2. The applicant, Luke Gildemeister of USS Dressen Family Solar LLC, a subsidiary of US Solar Corporation, is requesting to construct, operate (by lease), and maintain up to a one (1) Mega-Watt (MW) Community Solar Garden (CSG) as an energy production (Large – Solar Energy System) – Conditional Use Permit (CUP) on the subject property. The request is being proposed as part of Xcel Energy’s Community Solar Garden Program, which was established by the State of Minnesota in 2013.
3. The proposal is considered a Large Solar Energy System (LSES) based on the fact that the current (DC) rate capacity exceeds 100 kilowatts and would produce energy that would be added to Xcel Energy’s existing grid system. A Large SES requires a CUP and development standards pursuant to Sections 152.057 (A), (C)(1), and (C)(2)(b) of the Zoning Code
4. The 2040 Carver County Comprehensive Plan recognizes the importance of providing access to solar resources. The County looks to ensure development of solar is in a manner which is efficient and follows all land use control. The development of solar energy systems is guided by Policy LU-20 Essential Services, Public and Quasi-Public, and Limited Private Uses that Serve a Community Purpose. This policy states that energy production is deemed essential to the public health and safety, welfare, or serves a public good of the community. In addition, Policy LU-37 under Solar Resources Policies states that “the County will avoid any undue restrictions on solar access”. The use of agricultural land is temporary in nature and the impervious areas would be minimal. The amount of long-term agriculture land utilized for the Large SES is small in relation to the total acreage of the Xcel Energy service area. These factors are compatible with the 2040 Comprehensive Plan.

5. Luke Gildemeister, submitted a complete CUP application (dated: January 26, 2022) on behalf of US Solar, a business that coordinates solar projects including site acquisition, development, interconnection, permitting, finance, construction, operations, and maintenance. Property owners Bob & Brenda Dressen have entered into a minimum 25-year lease agreement with US Solar.
6. As shown in the submitted site plan (dated: April 4, 2022), the applicant is proposing to construct and operate up to a one (1) Mega-Watt (MW) solar garden on the 6.4-acre site. The proposed energy production area is located on approximately 6.4 acres of the property, consisting of some production land, wetlands, and uncultivated fields. The major equipment components of the solar array include the solar modules, inverters, and racking. The panels would be on single-axis trackers, which rotate from east to west and will be approximately 6-8 feet in height depending on the tilt angle and do not require concrete foundations. There will be no permanent structures or external signage. The energy produced on the site would be transferred to the network interconnection location through underground, medium-voltage cable, to the existing utility pole within an Xcel Energy easement area adjacent to Polk Avenue on the northwest corner of the Dressen property. The project meets required setbacks from property lines. Consistent with Code, there is not a Large SES within 1-mile of the proposed project site.
7. The surrounding land uses consist of agriculture production land, farming operations, hobby farms, and approximately 8 homesteads within a half mile of the project. It appears that the closest residence is approximately 1,500 feet southwest of the proposed operational area. US Solar proposes a security fence, of “farm-field” style composed of wood and wire and not to exceed 8-feet in height, around the entire perimeter of the project site. Any fences over 7-feet in height require a building permit. With the exception of the graveled vehicle access area, the site will be planted with a “mix of native grasses and pollinator-friendly habitat.” Citing Watertown Township’s, the owner’s, and tenant farmer’s stated preference, no landscaping screening is proposed. Due to the remoteness of the nearest residence and public road, the applicant is not proposing any landscape screening. As part of the comprehensive zoning update that the County Board adopted in July 2021, new screening standards for energy production facilities were adopted. Site screening may be required as a condition of the CUP to “break up the visual profile in an aesthetically pleasing manner.” The Planning Commission determined screening would not be required pursuant to Section 152.041 “Screening Standards” of the County Zoning Code.
8. The project site consists of approximately 34.3% production land, which complies with the requirement that no more than 75% of a SES operation area be existing land under till. There are wetlands within and adjacent to the project site. US Solar has completed a wetland delineation, with some proposed wetland impacts. About .1-acre of the operations area is environmentally sensitive land. US Solar will be required to comply with all Wetland Conservation Act rules.
9. The submitted preliminary grading plan shows the amount of cut and fill proposed for the site to accommodate the rows of 2,700 solar panels. The proposed solar racking is noted to accommodate the existing terrain allowing for maintenance of the existing drainage and runoff patterns, minimizing the impact to surrounding lands. Any/all grading would be pursuant to Chapter 153 – Water Resource Management guidelines.
10. During the estimated four-month construction period the hours of construction activity are proposed to be 7:00 a.m. – 7:00 p.m. Monday through Saturday (no work is permitted on Sundays or nationally observed holidays). After construction, the solar project would operate 24 hours a day, 365 days a year. Site operations (energy productivity) would be monitored remotely. There would be no daily traffic after completion of construction. Approximately four times per year workers will visit the site to perform routine maintenance on equipment.
11. US Solar is proposing to drive piles (metal posts) into the ground to support the single-axis tracker racking system, a process they estimate will take two days or less. The Carver County Zoning Code includes a standard which requires foundation posts to be installed using noise mitigating equipment such as a vibrating post driver or any other noise reduction method.
12. US Solar submitted documentation of an Xcel Energy Interconnection Agreement (dated January 5, 2022). US Solar states their intention was to fund the Agreement by February 18, 2022.

13. US Solar or its successors would take on the responsibility and costs of the decommissioning of the site at the end of the operational life of the solar array as noted in the Project Narrative. Decommissioning would commence after twelve (12) months of non-operation. The project site would be restored to pre-construction conditions after removal of the structures, foundations, and restoration of soil and vegetation. Fencing would be removed and recycled, the access will be reclaimed, and soils replaced where needed. USS Dressen Family Solar LLC, the entity that will control the project once construction begins, “will establish a bond, letter of credit, or an escrow account in the name of the landowner to ensure proper decommissioning. Carver County will also be listed on this surety.” The applicant has referenced the decommissioning process in their operations plan (dated: January 12, 2022) which appears to satisfy the decommissioning standard for an application submittal.
14. The applicant’s project narrative references the public’s concerns regarding stray voltage and property values. A condition of this permit should be that any stray voltage would be remediated within 30 days of detection and verification, and all test results would be sent to Carver County for reference and made publicly available.
15. The applicant has provided contact information for any maintenance and operation questions or concerns. The applicant would be required to submit (to the Carver County Land Management Department) the list of emergency contacts (during the construction phase) with an emergency plan prior to the issuance of any building permits. Updated contacts for post construction would be required to be submitted within 30 days of the issuance of the Building Permit Certificate of Occupancy (C.O.). The applicant would be required to provide signage with referenced contact information to be placed on the security fencing at this entrance to the operational area. All signage posted on site would be in compliance with Chapter 154 – Sign Regulations. Internal signage is required for labeling of electrical equipment to provide safety and support good practices.
16. The applicant has completed a preliminary drainage plan although, a full drainage report would be completed as part of the Stormwater and Pollution Prevention Plan (SWPPP) permit to be reviewed by the CCWMO as part of their stormwater management standards.
17. The Carver County Planning and Water Management Department (CCWMO) and Carver Soil & Water Conservation District (SWCD) would be reviewing the project with respect to the County Water Rules (Chapter 153), and for site stabilization requirements and Best Management Practices (BMP’s). The applicant would be required to comply with any/all permitting requirements. As part of their formal review, they will also:
 - a. Review project plans to ensure that there are no upstream or downstream impacts caused by the project;
 - b. Review project plans to ensure that existing drain tile servicing the site has been identified and will be avoided during construction. Or, if any changes to the site’s existing natural and subsurface drainage system are proposed, review changes to ensure that the proposed drainage system has the same capacity as the existing system;
 - c. Review proposed erosion and sediment control BMP’s to ensure the site will be managed in a way that prevents offsite erosion or deposit of sediment during construction and is permanently stabilized following construction;
 - d. Review other items as needed to demonstrate compliance with County Water Rules (Chapter 153);
 - e. Collect a surety of \$1,000 per acre up to a maximum of \$50,000 to ensure for faithful performance of the approved plans and to finance any necessary remedial work. The surety shall be held until the following conditions are met (additional conditions may be added during review):
 - i. The project is complete;
 - ii. The site has been re-vegetated (90% vegetative cover across the site, 100% vegetative cover with no signs of erosion in areas of concentrated flows);
 - iii. All erosion and sediment control measures have been removed.
18. The applicant has committed to using pollinator-friendly and native grasses underneath the solar panels and in the surrounding areas. The vegetation would be chosen to reduce stormwater runoff, expand habitat for pollinators, and preserve and improve soils to enhance the surrounding agricultural activity. US Solar would control weeds and maintenance throughout the life of the project. Final implementation of the seeding plan shall be subject to review/recommendations by the CCWMO and Carver County SWCD to ensure the vegetative cover will meet or exceed the statewide standard for pollinator-friendly solar by scoring at least 70 points on the *BWSR Solar Site Pollinator Habitat Assessment*. US Solar would ensure ground cover at the site is maintained and mowed for the duration of the permit.

19. The applicant has indicated that they have a liability insurance policy which will meet the applicable insurance coverage requirements. Minnesota state guidelines require the Permittee to maintain a comprehensive public liability insurance policy which is written by an insurance carrier and must be authorized by law.
20. This project proposal has been sent to Taylor Huinker, Area Hydrologist for the Minnesota Department of Natural Resources, for review. The DNR stated they have no comments on the project.
21. In July 2021 the Watertown Town Board adopted a Watertown Solar Garden Ordinance regulating large scale solar array projects within Township boundaries. The Ordinance defines solar gardens as an interim use requiring the issuance of an Interim Use Permit (IUP) from the Township. In addition to the County standards for solar gardens the Town Board added an additional condition: The owner of the property must reside and establish as their primary residence the property on the solar garden is located. Further, the IUP “shall expire at such time as the owner of such property no longer maintains such property as the owner’s primary residence.” Currently, the owners live in a house on a parcel adjacent to the subject property (i.e. across the road to the west on Polk Ave). It is the sole responsibility of the applicant to comply with all state and local regulations.
22. Proposed site access is through the existing field access near the utility pole at the northwest corner of the parcel. Watertown Township has provided written approval for this access onto Polk Ave. in a letter dated December 22, 2021.
23. The Large SES application was reviewed by the Planning Commission at their February 15, 2022 meeting, at which a public hearing was conducted. Members of the public who spoke during the public hearing spoke in support of the project. Prior to the meeting the applicant submitted a Statement of Support signed by ten residents. Wanting to receive a full recommendation and a decision from the Watertown Township Board on the recently submitted Interim Use Permit application, the County Planning Commission passed a motion to continue the request to the March 15, 2022 Planning Commission Meeting. The continuous allowed the Town Board the opportunity to review the IUP application at their March 7th meeting. The Planning Commission’s public hearing was not closed. A “60 Day Law” letter was sent to the applicant on February 18, 2022, extending the deadline for a final decision until May 26, 2022.
24. The Watertown Town Board continued US Solar’s IUP and variance application at their March 7, 2022 meeting due to the desire of the Town Board to have additional discussion with their legal counsel and prepare proper resolution for the Board to consider.
25. Since the Town Board had not rendered their decision on the Watertown Solar Ordinance IUP, the Carver County Planning Commission at their March 15, 2022 meeting again continued the CUP application until the April 19, 2022 meeting.
26. At their March 23, 2022 meeting, the Watertown Town Board passed a resolution to approve “the requested variance to allow a solar garden without the requirement that the owner of the property reside on the property as the owner’s primary residence.” They also passed a separate resolution to approve the Watertown Solar Ordinance IUP application.
27. 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 the issuance of Conditional Use Permit #PZ20220003, for a Large Solar Energy System (SES) on the land described in Exhibit “A” of the permit application. The Planning Commission further recommends that the following conditions be attached to the permit:

1. The permit is subject to Compliance Review. The permit allows for a community solar garden on the subject 158± acre property (approx. 6.4-acre lease area) and it is not transferable to another parcel and/or another area of the parcel subject to the permit. Upon notice to the Carver County Land Management Department, the permit, including all rights and obligations therein, may be assigned, in whole or in part, to any Permittee affiliate and any party with experience owning and operating energy generation facilities. Any other proposed change in facility ownership shall be cause for the permit to be reviewed by the Carver County Land Management Department for a determination as to whether an application for an amendment or similar consideration is necessary, and any such proposed owners and/or operators of the solar site are encouraged to contact Land Management as early on in the timeline of the proposed change as possible.
2. Permittee shall operate in accordance with the submitted CUP Application operations plan (dated: January 12, 2022) and site plan (dated: April 4, 2022) and any/all CCWMO permit approval(s) (i.e. stormwater infiltration, BMPs, site vegetation and plantings, and site reclamation). These plans shall be considered a requirement of this permit. If there are any inconsistencies between previously submitted versions, the terms of the most recent shall prevail and shall be considered requirements of this permit. The CSG shall be installed and maintained in accordance with Section 152.057, including noise mitigation and decommissioning. Construction activity may occur 7am-7pm Monday through Saturday (no work is permitted on Sundays or nationally observed holidays).
3. All structures used in conjunction with the facility shall meet the applicable requirements of the Carver County Zoning Code and State Building Code. Any required building permits must be obtained prior to construction. The north property line of the subject parcel shall be surveyed to determine the operational area meets the minimum setback of 50 feet. The survey information shall be submitted to the Carver County Land Management Department with the building permit application.
4. The permit is subject to any/all Watertown Township standards pertaining to access requirements.
5. Any grading and/or filling activity on the property shall be completed in accordance with the CCWMO Rules and the Wetland Conservation Act (WCA), if applicable. Any and all site improvements shall be completed pursuant to Chapter 153 – Water Resource Management. Stormwater Management review and approvals are required prior to the issuance of construction and/or building permits.
6. The Permittee shall be responsible for the maintenance, replacement, and/or abandonment of any/all drain tile services this solar array area for the duration of the CUP. The Permittee shall work with the landowner to determine if replacement or abandonment is necessary for any drain tile (if problems occur).
7. The vegetative cover shall be implemented in accordance with the operational plan (dated: January 12, 2022), and site plan (dated: April 4, 2022), which shall be considered a requirement of this permit. The project shall be planned and developed in a way that is beneficial to pollinators – the vegetative cover will meet or exceed the statewide standard for pollinator-friendly solar by scoring at least 70 points on the *BWSR Solar Site Pollinator Habitat Assessment*. The Permittee shall be responsible for maintaining any/all vegetative ground cover for the duration of the CUP and complying with MN Statutes Noxious Weeds Control and Management rules. Final implementation of the plan(s) shall be subject to the CCWMO review and approval. If screening is required, the permittee shall submit a screening escrow in the amount specified in the Fee Schedule.
8. Pursuant to the operational plan (dated: January 12, 2022), US Solar shall construct the facility according to the National Electrical Safety Code standards. The permittee shall conduct pre-construction and post-construction stray voltage testing. Results of any stray voltage data collection shall be submitted to the Carver County Land Management Department. Any stray voltage identified shall be remediated within 30 days of detection and verification.

9. Decommissioning of the solar facility shall be implemented in accordance with the Decommissioning Plan process (dated: January 12, 2022), at the end of the life of the community solar garden. The Permittee and property owner shall be responsible for all of the decommissioning costs and shall list Carver County as having access to the security, escrow, or letter of credit in the event decommissioning is required. The Carver County Land Management department shall receive a copy of the security document from the Permittee or property owner prior to issuance of the required building permit(s). The Permittee & Property Owner shall maintain this agreement for the duration of the solar energy array. The Permittee shall also provide the list of contractors including name(s), addresses and telephone numbers to Land Management Department for the decommissioning and reclamation once the essential service is no longer in use.
10. The Permittee shall provide the Carver County Land Management Department with the Operation & Maintenance agreement documenting the emergency/response plan containing contact name(s), addresses, and telephone number(s) for the responsible party(s) as it pertains to drainage, weed maintenance, screening, site maintenance, stray voltage, etc. The list of contacts shall also be posted and/or identified by a placard sign at the site with the contact name(s), addresses, and telephone number(s). The completed (construction) emergency/response plan shall be submitted to the Land Management Department prior to the issuance of any building permit(s), and/or prior to beginning any construction activities on the subject parcel, as well as an emergency plan (post-construction) listing contacts for the on-going maintenance/operations after construction is completed. This plan shall be submitted within 30-days of receiving the Building Permit Certificate of Occupancy (C.O.).
11. No later than the date that construction of the solar facility begins, the Permittee (including all Permittee affiliates) shall name Carver County as an additional insured on all policies of liability insurance. The Permittee shall annually file with the Carver County Land Management Department a certificate evidencing coverage. The certificate shall provide that the County must be given thirty (30) days written notice of the cancellation of insurance.
12. No later than the date that construction of the solar facility begins, the Permittee (including all Permittee affiliates) shall submit a copy of Worker's Compensation Insurance to the Carver County Land Management Department.
13. Permittee shall comply at all times with the County standards as detailed in Chapter 152 – Zoning Code and Chapter 154 – Sign Regulations.

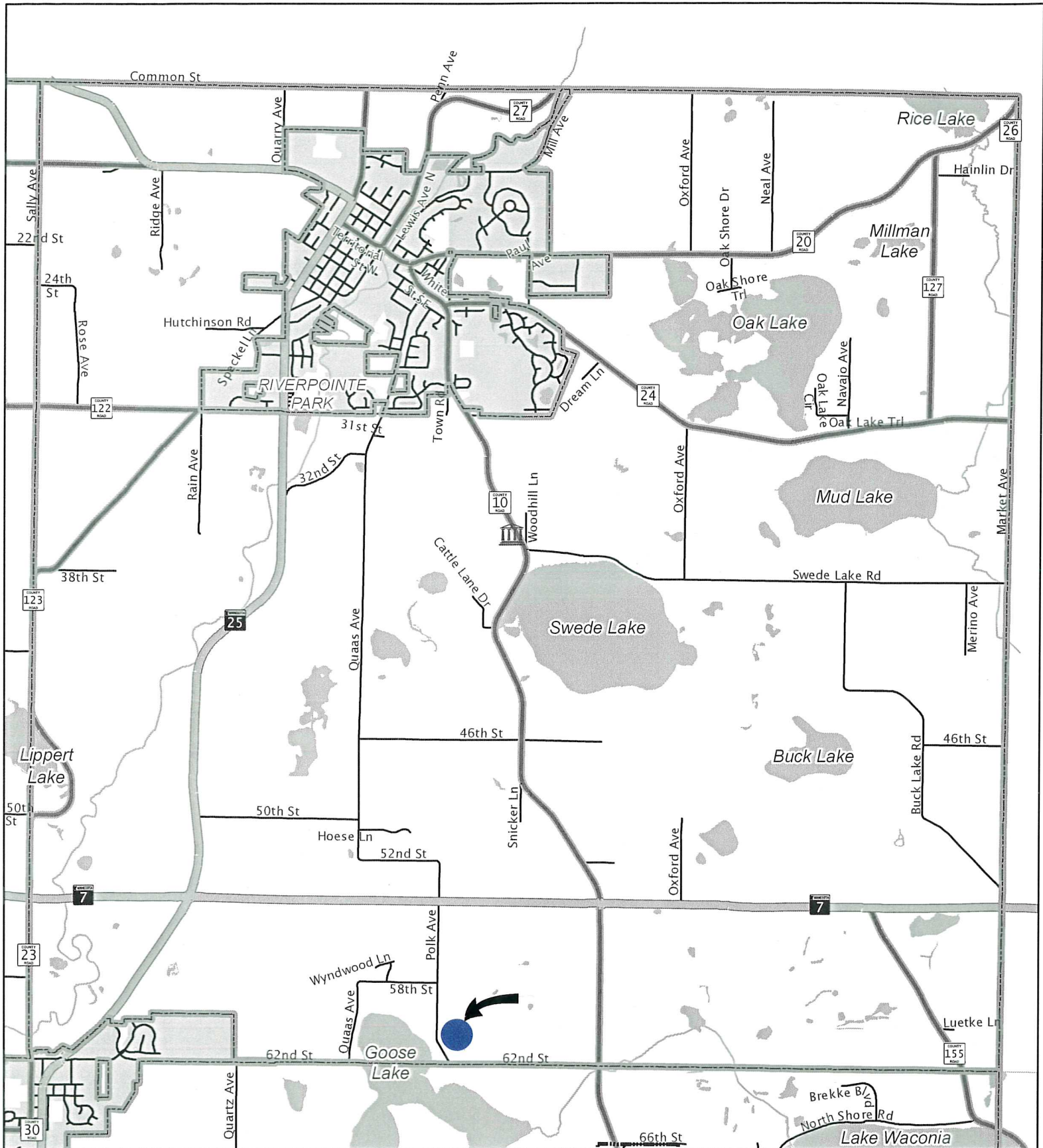
ADOPTED by the Carver County Planning Commission this 19th day of April 2022.



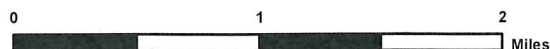
[Scott Wakefield \(Apr 22, 2022 21:45 CDT\)](#)

Scott Wakefield, Chairman 04/22/22
Carver County Planning Commission

WATERTOWN TOWNSHIP



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Carver County Board of Commissioners Request for Board Action



Agenda Item:

Tamie Schmitz - Farm Related Business (CUP)

Primary Originating Division/Dept: Public Services - Land Mgmt.

Meeting Date: 5/3/2022

Contact: Donovan Hart Title: Senior Planner

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:

File #PZ20220011. On April 19, 2022, the Planning Commission recommended approval of the Tamie Schmitz's Conditional Use Permit (CUP) to operate a Farm-Related Business (Christmas Tree Farm) on property she owns in Section 24 of Watertown Township. The property consists of approximately 8 acres and is currently improved with a single-family home, attached garage, accessory structures, and includes mowed fields.

If approved, Tamie Schmitz would begin staged planting of trees, and once trees reach maturity in 5-6 years, operate a retail sales business during the year-end holiday season. The applicant expects 30 - 40 vehicles per day during season, with parking occurring strictly on site in a gravel area. The attached PLC Resolution includes more detail on the site improvements and operational plan.

The request meets the standards of the Carver County Zoning Code Chapter 152, Section 152.079 (C)(2). The activity and development of the site would be required to meet the CCWMO Chapter 153 – Water Resource Management standards for the duration of the permit (i.e. stormwater management and vegetative cover), if applicable, as well as, the Carver County Sign Regulations and the Environmental Services' regulations with regard to public restroom facilities.

During the Planning Commission public hearing, comments were made in favor of granting the CUP and no opposition.

The Watertown Town Board supports the request.

ACTION REQUESTED:

A Motion to adopt the Findings of Fact and issue Order # PZ20220011 for the issuance of a Conditional Use Permit.

FISCAL IMPACT: None

If "Other", specify:

FUNDING

County Dollars =

Total

\$0.00

Insert additional funding source

FTE IMPACT: None

Related Financial/FTE Comments:

Office use only:

RBA 2022 - 8372

COUNTY OF CARVER
PLANNING COMMISSION RESOLUTION

FILE #: PZ20220011

RESOLUTION #: 22-05

WHEREAS, the following application for a Conditional Use Permit has been submitted and accepted:

FILE #: PZ20220011

APPLICANTS/OWNER: Tamie Schmitz/Tamie & Robert Schmitz

SITE ADDRESS: 3950 Merino Avenue, Watertown

PERMIT TYPE: Farm-Related Business

PURSUANT TO: County Code, Chapter 152, Sections 152.079 (C)(2)

LEGAL DESCRIPTION: See attached Exhibit "A"

PARCEL #: 10-024-1300

WHEREAS, said application was duly considered at a public hearing held by the Carver County Planning Commission at its regular meeting of April 19, 2022; and,

WHEREAS, the Carver County Planning Commission finds as follows:

1. Tamie and Robert Schmitz own an approximate 8-acre parcel located in the West Half (W½) of the Northeast Quarter (NE¼) of Section 24, Watertown Township. The property is improved with a house (w/an attached garage), several accessory structures, and includes mowed field areas. The property is located in the Agriculture Zoning District and the CCWMO (Crow River watershed).
2. The applicant is requesting a Conditional Use Permit (CUP) to operate a Farm-Related Business (i.e. tree farm) pursuant to Section 152.079 (C)(2) of the Carver County Zoning Code.
3. Tamie Schmitz is requesting to operate a Christmas tree farm as a farm-related business from her property, utilizing roughly three (3) acres of the northern portion of the approximately eight-acre parcel for the staged planting of trees. The applicant's business would consist of growing Christmas trees to maturity and conducting retail sales on the property during the year-end holiday period, "mostly weekends from Thanksgiving to mid-December." The proposal is for customers to come to the property, select a tree, and transport the tree home. The first tree sales are not expected for five or six years, as the field is currently grass and the trees must grow to maturity.
4. The applicant's narrative (dated: April 12, 2022) describes an existing gravel area for customer parking and measures approximately 175' x 90', which is estimated to accommodate 10 vehicles at any given time. The site plan shows parking between the accessory structures and overflow parking between the eastern accessory structure and Merino Avenue. The narrative estimates 30-40 customer vehicles per day during the holiday retail period to purchase an estimated 350-400 trees per year. The letter states that customers will not park along Merino Avenue. The business hours of operation would be "dawn to dusk, mostly weekends."
5. The site plan shows three (3) accessory structures that surround the main parking area. The narrative states that the "needed machinery/gardening tools currently have space inside our sheds." No outdoor storage of business-related equipment or material is proposed. No public use is proposed for the accessory structures for the immediate future. Ms. Schmitz intends to use the southernmost building, identified as a 40' x 70' building in the site plan, as a future "warming place, snack shack and an area for customers to pay." Any public use of buildings requires building code compliance, and septic compliance, if necessary. At this time, a handicap-accessible portable bathroom will be available for customers' use.

6. The applicant and the applicant's husband would be the only long-term employees. During the seasonal retail tree sales period the applicant anticipates having up to four employees on site.
7. The applicant is proposing an approximate 20 square foot sign, shown on the site plan near the Merino Avenue public right-of-way. The signage proposed would be required to meet the standards of Chapter 154 of the County Code; not to exceed a total of 32 square feet of surface area and be located at least three feet from the Merino Avenue right-of-way.
8. The Watertown Town Board reviewed and recommended approval of the request during their February 7, 2022 meeting, commenting, "Township approves of applicant plans."
9. 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 the issuance of Conditional Use Permit #PZ20220011, for a Farm-Related Business on the land described in Exhibit "A" of the permit application. The Planning Commission further recommends that the following conditions be attached to the permit:

1. The permit is subject to administrative review. The Permittee shall maintain homestead status and occupancy on the property. A change in ownership, operations or operator shall be cause for the permit to be reviewed by Land Management for a determination as to whether an application for an amendment or similar consideration is necessary. Proposed owners/operators are encouraged to contact Land Management as early on in the timeline of the proposed change as possible.
2. The Farm-Related Business (Tree Farm) shall operate in accordance with the operational letter (dated: 4/12/22) and site plan (dated: 3/11/22). These plans shall be considered requirements of this permit.
3. The existing structure(s) will be utilized for the business-related storage of equipment and material and not open to the public. There shall be no outdoor storage of business-related equipment or material. Any proposed future public use of a building will require the structure to adhere to applicable building and SSTS code requirements prior to public use of the structure.
4. There shall be no more than four employees working on-site at a time.
5. Portable bathroom must be maintained by a licensed company and a copy of the contract agreement submitted annually to Carver County Environmental Services.
6. Any future remodeling or improvements structures shall require Carver County Building Official review and permit approval. Future construction of any new structure to be utilized as part of the business, shall be permitted upon review and issuance of appropriate building permit(s) prior to construction.
7. The Permittee shall be allowed to conduct retail sales from the facility; however, no wholesaling of any processed products is allowed.
8. Permittee shall comply with all road authority (Watertown Township) access requirements. There shall be no customer parking on Merino Avenue.
9. The Permittee shall comply at all times with the County standards as detailed in Chapter 152 – Zoning Code and Chapter 154 – Sign Regulations. The Permittee shall not exceed the allowed square footage of signage per property.
10. The property including the structure and grounds shall be maintained in a neat and orderly manner.

11. The Permittee shall submit proof of liability insurance and Workers Compensation insurance to the Land Management Department annually when there is active retail sales and/or employees.

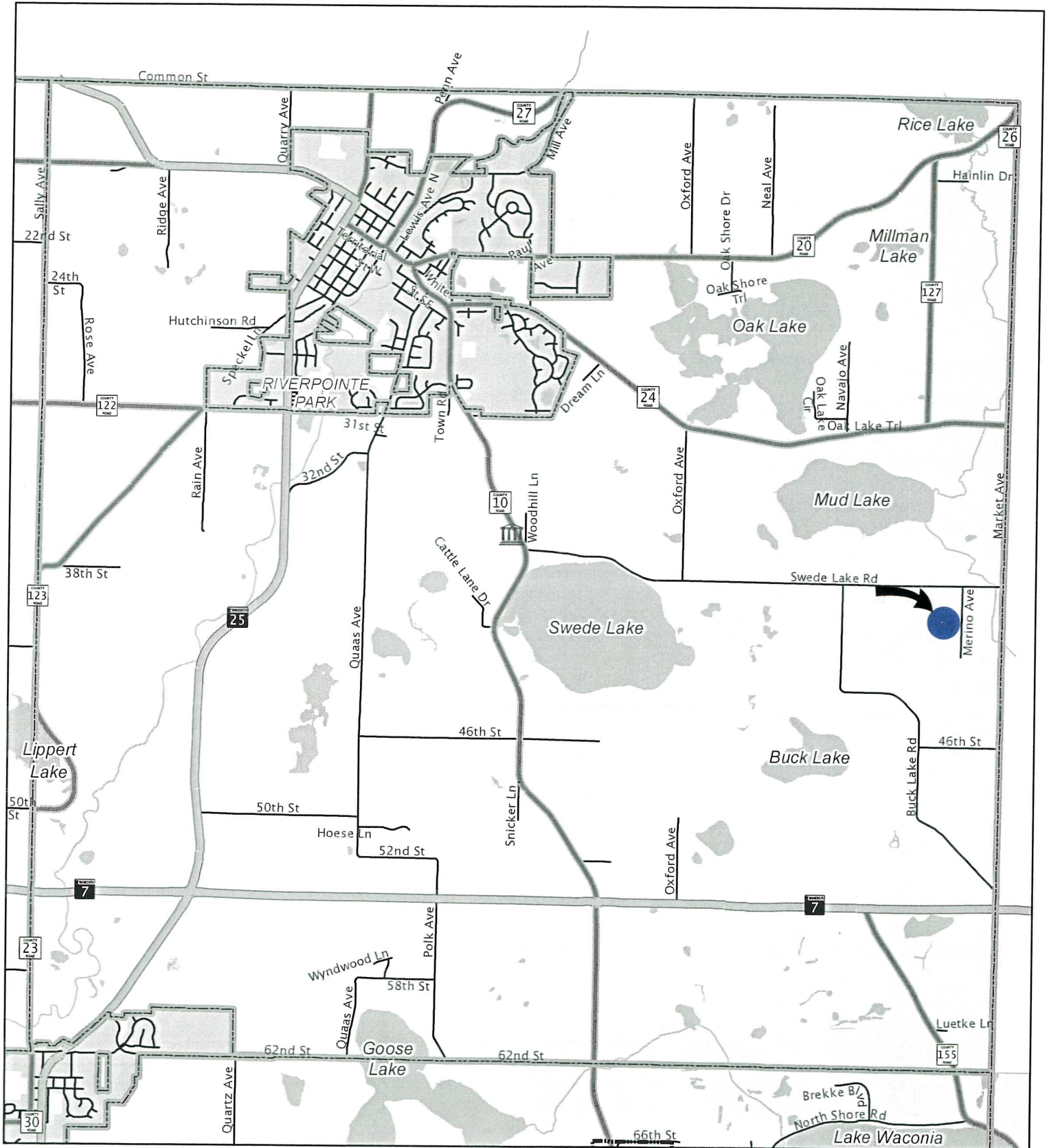
ADOPTED by the Carver County Planning Commission this 19th day of April 2022.



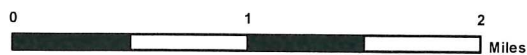
[Scott Wakefield \(Apr 22, 2022 21:48 CDT\)](#)

Scott Wakefield, Chairman 04/22/22
Carver County Planning Commission

WATERTOWN TOWNSHIP



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Map Created by Carver County GIS

Carver County Board of Commissioners Request for Board Action



Agenda Item:

Resolution of Support for US Highway 212 Federal MPDG Opportunity Program Application

Primary Originating Division/Dept: Public Works - Program Delivery	Meeting Date: 5/3/2022
Contact: Angie Stenson Title: Sr. Transportation Planner	Item Type: Consent
Amount of Time Requested: minutes	Attachments: ☒ Yes ☐ No
Presenter: Title: 	
Strategic Initiative: Growth: Manage the challenges and opportunities resulting from growth and development	

BACKGROUND/JUSTIFICATION:

The U.S. Department of Transportation (USDOT) is soliciting applications for three Fiscal Year (FY) 2022 funding opportunities under the Multimodal Project Discretionary Grant (MPDG) Opportunity Program: the National Infrastructure Project Assistance grants program (Mega), the Nationally Significant Multimodal Freight and Highways Projects grants program (INFRA), and the Rural Surface Transportation program (Rural). This newly created, combined, competitive solicitation allows applicants to apply for discretionary funding for transportation projects of national or regional significance by submitting one application. \$2.85 billion in FY 2022 MPDG opportunity funds is available for awards, with up to \$1 billion available for the new Mega program, \$1.55 billion available for INFRA, and \$300 million available for the new Rural funding opportunities program. The USDOT is focusing the competition on transportation infrastructure projects that support six key objectives: Safety; State of good repair; Economic impacts, freight movement, and job creation; Climate change, resiliency, and the environment; Equity, multimodal options, and quality of life; and Innovation areas: technology, project delivery, and financing.

The County, in partnership with the Minnesota Department of Transportation (MnDOT) is seeking funds to reconstruct US Highway 212 from a two-lane rural highway to a four-lane divided expressway between County Highway 34 in Norwood Young America and County Highway 36 in Cologne. The improvements proposed in the US Highway 212 Rural Freight Mobility and Safety Project will remove barriers to efficient freight movement and job opportunities, support economic vitality by providing development opportunities at key locations, preserve existing infrastructure, address climate change and environmental considerations in the project area, and improve mobility and safety for all corridor users. This project is eligible to be submitted under the INFRA and Rural programs of the MPDG solicitation.

The resolution states that the County will provide funding towards the local match and partner with MnDOT to contribute to the overall local match and project funding as identified in the MPDG application. The grant application funding request is for \$10 million of the estimated \$59.45 million project. Funding secured to date includes \$3.5 million in federal funding through the Metropolitan Council's Regional Solicitation, \$7.5 million in federal funding from the Minnesota Highway Freight Program, \$28.9 million in State bonding funds, \$2.5 million federal Community Project Funding, as well as commitment from MnDOT of \$2.55 million for construction administration. The County's share is identified as approximately \$4.5 million from the transportation sales tax.

ACTION REQUESTED:

Motion to adopt a resolution to support and approve submittal of the US Highway 212 Rural Freight Mobility and Safety Project for consideration to the USDOT's FY 2022 MPDG Opportunity Program to reconstruct US Highway 212 from a two-lane undivided highway to a four-lane divided expressway between County Highway 34 and County Highway 36 and authorizes and directs the Carver County Engineer to submit the application.

FISCAL IMPACT: Other	FUNDING
<i>If "Other", specify:</i> 	County Dollars =
FTE IMPACT: None	Met Council Fed Funding \$3,500,000.00
	Mn Hwy Freight Program \$7,500,000.00
	State Bonding \$28,900,000.00
	MnDOT Committed Fun... \$2,550,000.00
	Community Project Fun... \$2,500,000.00
	County Sales Tax \$4,500,000.00
	RAISE Grant Request \$10,000,000.00
	Total \$59,450,000.00
	☒ Insert additional funding source

Related Financial/FTE Comments:

This project is on the approved Transportation Sales Tax project list. Project cost is estimated and is subject to change.

BOARD OF COUNTY COMMISSIONERS CARVER COUNTY, MINNESOTA

Date: March 15, 2022

Resolution No: _____

Motion by Commissioner: _____

Seconded by Commissioner: _____

Resolution of Support and Approval for Submittal of the US Highway 212 Rural Freight Mobility and Safety Project to US DOT's Multimodal Project Discretionary Grant Opportunity Program

WHEREAS, the U.S. Department of Transportation (USDOT) is soliciting applications for three Fiscal Year (FY) 2022 funding opportunities under the Multimodal Project Discretionary Grant (MPDG) Opportunity Program: the National Infrastructure Project Assistance grants program (Mega), the Nationally Significant Multimodal Freight and Highways Projects grants program (INFRA), and the Rural Surface Transportation program (Rural); and

WHEREAS, this newly created, combined, competitive solicitation allows applicants to apply for discretionary funding for transportation projects of national or regional significance by submitting one application; and

WHEREAS, \$2.85 billion in FY 2022 MPDG opportunity funds is available for awards, with up to \$1 billion available for the new Mega program, \$1.55 billion available for INFRA, and \$300 million available for the new Rural funding opportunities program; and

WHEREAS, the USDOT is focusing the competition on transportation infrastructure projects that support six key objectives: Safety; State of good repair; Economic impacts, freight movement, and job creation; Climate change, resiliency, and the environment; Equity, multimodal options, and quality of life; and Innovation areas: technology, project delivery, and financing; and

WHEREAS, Carver County, in partnership with the Minnesota Department of Transportation (MnDOT) is seeking funds to reconstruct US Highway 212, part of the National Highway System and identified by MnDOT as a Critical Rural Freight Corridor, from a two-lane rural highway to a four-lane divided expressway between County Highway 34 and County Highway 36; and

WHEREAS, the proposed improvements will remove barriers to efficient freight movement and job opportunities, support economic vitality by providing development opportunities at key locations, preserve existing infrastructure, address climate change and environmental considerations in the project area, and improve mobility and safety for all corridor users; and

WHEREAS, the Carver County Board of Commissioners adopted a ½ percent local option sales tax in May 2017 dedicated for transportation projects. This project is identified in the implementation plan for use of these funds and is a local revenue source to match federal funds; and

WHEREAS, Carver County will provide funding towards the local match and partner with MnDOT to contribute to the overall local match and project funding as identified in the funding application; and

NOW THEREFORE BE IT RESOLVED, that the Carver County Board of Commissioners supports and approves submittal of the US Highway 212 Rural Freight Mobility and Safety Project for consideration to the USDOT's FY 2022 MPDG Opportunity Program to reconstruct US Highway 212 from a two-lane undivided highway to a four-lane divided expressway between County Highway 34 and County Highway 36 and authorizes and directs the Carver County Engineer to submit the application.

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 3rd day of May, 2022, now on file in the Administration office, and have found the same to be a true and correct copy thereof.

Dated this 3rd day of May 2022.

Dave Hemze
Administrator

County

Carver County Board of Commissioners Request for Board Action

**Agenda Item:****Addendum to Chief Deputy Attorney Employment Agreement**

Primary Originating Division/Dept: Attorney

Meeting Date: 5/3/2022

Contact: Mark Metz

Title: County Attorney

Item Type:

Consent

Amount of Time Requested: minutes

Presenter:

Title:

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

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

BACKGROUND/JUSTIFICATION:

The employment agreement for Peter Ivy, Chief Deputy County Attorney, has been in place since 2013. County Attorney, Mark Metz, has requested an addendum to the Chief Deputy County Attorney Employment Agreement to update on-call pay. The existing employment agreement specifies that Mr. Ivy is to receive \$125 for each week he is assigned to be on-call.

The requested addendum would revise the on-call rotation pay to be consistent with the on-call pay that is provided for other Attorney's Office management employees in the rotation, which is currently \$170 for each week assigned on-call.

ACTION REQUESTED:

Approval of an addendum to the agreement between the County Attorney, Mark Metz, and the Chief Deputy County Attorney, Peter Ivy, to update the on-call pay provision.

FISCAL IMPACT: Included in current budget

If "Other", specify:

FUNDING

County Dollars =

\$585.00

FTE IMPACT: None

Total

\$585.00

☒ Insert additional funding source**Related Financial/FTE Comments:**

The estimated annual incremental cost for this change is \$585.

Office use only:

RBA 2022 - 8389

Carver County Board of Commissioners

Request for Board Action



Agenda Item:

Public Hearing for a 5-Year Capital Improvement Bonding Plan and Steiner Kelting Facility Reimbursement Bond Sale

Primary Originating Division/Dept: Property & Financial Services

Meeting Date: 5/3/2022

Contact: David Frischmon

Title: Property & Finance Director

Item Type:

Regular Session

Amount of Time Requested: 15 minutes

Presenter: David Frischmon/Nick Anhu... Title:

Attachments: ☒ Yes ☐ No

Strategic Initiative:

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

BACKGROUND/JUSTIFICATION:

A Public Hearing is required for a 5 Year Capital Improvement Bonding Plan and for a Bond Sale to reimburse the County for the \$2.5 million in cash reserves that was used to acquire and improve the Steiner Kelting Mental Wellness Facility. \$1.25 million of State of Mn bonding funds were also used for the \$3.75 million dollar project. The County Board approved a "notice of intent to reimburse with a future bond sale" which by IRS rules created an 18 month window from October 2021, when the remodeled Facility re-opened its doors for business, for the County Board to issue bonds to get reimbursed for the \$2.5 million. Peoples Inc. will pay the debt service and operating costs of the facility under the terms of their long-term lease agreement.

Mn Statutes outlines a process for County Board's to issue bonds for eligible capital projects without a public referendum. This statutory process requires a Public Hearing and the adoption of the attached 5 Year Capital Improvement Bonding Plan.

ACTION REQUESTED:

1. Open Public Hearing
2. Staff Presentation
3. Public Input
4. Close Public Hearing
5. Motion to adopt attached Resolution approving a 5-Year Capital Improvement Bonding Plan and confirm the Board's intent to issue reimbursement bonds for the Steiner Kelting Facility acquisition and improvement project.

FISCAL IMPACT: Other

If "Other", specify:

see below

FUNDING

County Dollars =

Total

\$0.00

FTE IMPACT: None

Related Financial/FTE Comments:

Debt service will be paid by Peoples, Inc under the terms of a long term lease agreement.

Approving the bid opening for the Lakefront Service Center project and the Steiner Kelting Facility Reimbursement Bond Sale are both scheduled to be on the June 14, 2022 County Board Meeting.

Bond sale proceeds of \$2.5 million will be used for the 50/50 match with State of Mn bond funds for the Lake Waconia Regional Park Phase II: Lakefront Service Center project.

Office use only:

RBA 2022 - 8373

May 3, 2022

FIVE – YEAR CAPITAL IMPROVEMENT BONDING PLAN
FOR THE ISSUANCE OF GENERAL OBLIGATION CIP
BONDS:

Carver County, Minnesota

2022 - 2026



Prepared by:

Ehlers
3060 Centre Pointe Drive
Roseville, Minnesota 55113

BUILDING COMMUNITIES. IT'S WHAT WE DO.

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APPENDIX A: UNDERLYING INDEBTEDNESS

APPENDIX B: PROPOSED CIP BOND ISSUE

I. INTRODUCTION

Minnesota Statutes, Section 373.40, referred to herein as the “CIP Act” allows counties to issue municipal bonds under a Capital Improvement Plan (“CIP”) without the usual referendum requirement (except for the so-called “reverse referendum” described below). The CIP Act applies to capital improvements consisting of the acquisition and betterment of public lands, buildings, or other improvements within the county for the purpose of a county courthouse, administrative building, health or social service facility, correctional facility, jail, law enforcement center, hospital, morgue, library, park, qualified indoor ice arena, and roads and bridges. An improvement must have an expected useful life of five years or more to qualify.

The CIP Act requires that a CIP be prepared which must cover at least the five-year period beginning with the date of the CIP’s adoption. The CIP must set forth:

1. The estimated schedule, timing and details of specific capital improvements;
2. Estimated cost of the capital improvements identified;
3. The need for the improvements; and
4. The sources of revenues needed to pay for the improvements.

Approval of the CIP and annual amendments must be approved by the County Board after a noticed public hearing.

Throughout this plan, the term “capital improvement” refers only to those improvements identified in the CIP Act, as summarized above. Capital expenditures for other public improvements in the County will be financed through other means and are not governed by this plan.

As part of the authorization process to issue capital improvement plan bonds, the CIP Act requires municipalities to prepare a five-year capital improvement plan that includes information specified in the statute, and separate from the information that municipalities often provide in a more detailed “budget CIP.” This document, therefore, is the “bond CIP” intended to meet the specific requirements of the CIP Act.

II. PURPOSE

A Capital Improvement Plan is a document designed to anticipate capital improvement expenditures and schedule them over a five-year period so that they may be purchased in the most efficient and cost-effective method possible. A CIP allows the matching of expenditures with anticipated income. As potential expenditures are reviewed, the county considers the benefits, costs, alternatives and impact on operating expenditures.

Carver County, Minnesota (the “County”) believes the capital improvement process is an important element of responsible fiscal management. Major capital expenditures can be anticipated and coordinated to minimize potentially adverse financial impacts caused by the timing and magnitude of capital outlays. This coordination of capital expenditures is important to the County in achieving its goals of adequate physical assets and sound fiscal management.

The Capital Improvement Plan is designed to be updated on an annual basis. In this manner, it becomes an ongoing fiscal planning tool that continually anticipates future capital expenditures and funding sources.

III. PLANNING PROCESS

The process begins with analysis of the County’s five-year capital improvement needs and funding sources. The County may solicit input from citizens and other governmental units at an early stage, if desired.

The County Board then directs staff or consultants to prepare a plan that sets forth the estimated schedule, timing and details of specific capital improvements by year, together with the estimated cost, the need for the improvement, and the sources of revenue for the improvement. The County Board then holds a public hearing on the CIP, with notice published not more than 30 days and not less than seven days for the hearing (except as described below). The Board may either approve the CIP immediately after the hearing, or based on public input, may make revisions and approve the CIP at a later meeting.

If the CIP calls for general obligation bonds to finance certain improvements, the County Board must follow an additional set of

procedures. The Board must hold a public hearing regarding issuance of the bonds. Notice of such hearing must be published in the official newspaper of the municipality at least 14, but not more than 28 days prior to the date of the public hearing. In addition, the notice may be posted on the County's official web site. (The public hearings on the CIP and the bonds may be combined into a single hearing, in which case the notice requirements for bonds must be followed.)

The Board must approve the sale of CIP bonds by a 2/3rd vote of its membership. However, the bonds are subject to a so-called "reverse referendum:" if a petition signed by voters equal to at least five percent of the votes cast in the County in last general election is filed with the County Auditor within 30 days after the public hearing regarding the bonds, the bonds may not be issued unless approved by the voters (by a majority of those voting on the question). Further, the maximum debt service in any year on all outstanding CIP Bonds is 0.12% of the estimated market value of property in the County, using the market value for the taxes-payable year in which the bonds are issued.

After the Board has approved the CIP and authorized the specific CIP Bond issue to proceed as proposed, the County works with its municipal advisor to prepare a bond sale and repayment schedule. Assuming no petition for a referendum is filed, the bonds are sold, and when proceeds from the sale of the bonds (and any other identified revenue sources) become available, the expenditures (including qualified reimbursement) for specified capital improvements can be made. In subsequent years, the process is repeated as expenditures are completed and as new needs arise.

IV. PROJECT SUMMARY

The only project financing to be undertaken with this CIP for the years 2022 to 2026 is to reimburse the County for its prior expenditure for the site acquisition necessary to construct the Steiner Kelting Mental Wellness Facility located in the County (the "Facility"). The 12-bed mental health facility provides regional residential crisis stabilization services in lieu of inpatient psychiatric hospitalization.

The aggregate principal amount of CIP Bonds to be issued under this CIP shall not exceed \$2,600,000. All other foreseeable capital projects within the County will be funded with other means as identified through the County's annual budgeting process.

The CIP Act requires the County Board to consider eight factors in preparing the CIP:

- a. Condition of the County's existing infrastructure, including projected need for repair or replacement.
- b. Likely demand for the improvement.
- c. Estimated cost of the improvement.
- d. Available public resources.
- e. Level of underlying debt in the County.
- f. Relative benefits and costs of alternative uses of funds.
- g. Operating costs of the proposed improvement.
- h. Alternatives for providing services most efficiently through shared facilities with other municipalities.

The County has considered the eight points as they relate to the Facility improvements financed through the issuance of CIP Bonds. The findings are as follows:

Condition of County Infrastructure and Need for the Project

Ridgeview Medical Center and the County identified a need for a local mental health facility within the area, as residents often had to seek care outside the community. The services provided by the Facility were not previously offered in the County and it is intended to complete a gap in local options for continuum of care.

Demand for Project

The County's population continues to grow, as well as growing commercial and industrial entities within the community. The identification and demand for services specific to this Facility has increased over the years. The project furthers the public purpose of providing a residential crisis stabilization facility to improve the quality of life for people with mental illness and substance abuse disorder and is an

important resource benefiting people of Carver County and the surrounding counties.

Estimated Cost of the Project

The land acquisition and building expansion and renovation necessary to complete the Facility costs a total of \$3.75 million. The County Board adopted a resolution to allow a qualified reimbursement of \$2.5 million in reserves that were used to temporarily fund the amount necessary to acquire the site and begin the improvements. The Bonds will provide a permanent source of funds to reimburse the temporary funds used for the County's \$2.5 million share of the expense, with the remaining \$1.25 million amount provided by State of Minnesota bonding funds.

Availability of Public Resources

The County proposes to issue General Obligation CIP Bonds to permanently fund at least \$2.5 million of the cost associated with the Facility and will use State of Minnesota bonding funds to fund the remaining costs of the facility. Debt service will be paid by the Facility's 501c3 operator Peoples Incorporated, a Minnesota non-profit corporation, under the terms of a signed long-term lease agreement.

Level of Underlying Debt

See Appendix A for a listing of the underlying debt of public entities located within the County, as of December 31, 2021.

Relative Costs and Benefits of Alternative Uses of the Funds

The Facility addresses key deficiencies in the existing mental health services infrastructure, and provides long term benefits in the areas of health and human services and public safety across the community. There are no viable alternatives to the proposed project that would address the problematic conditions listed above and meet the County's strategic objectives for the new Facility.

Operating Costs of the Proposed Improvements

Under terms of the lease agreement, the Facility tenant shall also pay for all utility, telecommunications, trash and recycling services and any real estate taxes if applicable, in addition to any routine cleaning or interior maintenance costs related to programs and services. The County will provide general building and external premise maintenance and repairs, which are expected to be minimal due to new construction.

Options for Shared Facilities with Other Municipalities

Carver County and local health care facilities do have arrangements with other governmental units where possible, however, there is no current option for additional sharing that would reduce or eliminate the need for the proposed Facility. Moreover, the Facility is anticipated to provide regional services to referrals from critical access hospitals in neighboring counties as well.

V. FINANCING

The aggregate principal amount of CIP Bonds to be issued under the CIP shall not exceed \$2,600,000. Estimated sources and uses of funds and debt service payments for the proposed CIP Bonds are shown in Appendix B.

The Bonds are being issued pursuant to Minnesota Statutes, Chapter 475 and Section 373.40. The Bonds will be general obligations of the County for which its full faith, credit and taxing powers are pledged.

The Bonds will count against the Net Debt Limit of the County. Specifically, the County may not incur debt in excess of 3% of the estimated market value (EMV) of taxable property within the County. The County's EMV for Pay 2022 is \$16,929,129,100. Therefore, the total amount of outstanding debt may not exceed approximately \$507 million.

The County has \$16,042,000 of existing debt that is subject to the Net Debt Limit. Adding an additional \$2.6 million of CIP Bonds, therefore, will leave the County with approximately \$488 million of unused statutory debt capacity.

In addition, a separate limitation under the CIP Act specifies the total amount of principal and interest payable in any calendar year on all CIP Bonds issued by the County may not exceed 0.12% of the EMV. Therefore, maximum annual debt service on all CIP Bonds authorized may not exceed \$20.3 million.

The maximum annual debt service requirement remaining on the sum of the County's existing CIP Bonds is \$2,825,580. The annual debt service on the proposed Bonds is estimated to not exceed \$170,000. Together, this leaves over \$17.3 million in unused capacity. As such, debt service payments on the proposed Bonds will be within the annual limits under the CIP Act.

VI. PLAN CONTINUATION

The County should review and update this CIP as needed, using the process outlined in this document.

APPENDIX A

NAME OF GOVERNMENTAL UNIT	BONDS OUTSTANDING JANUARY 1, 2021	BONDS ISSUED DURING 2021	BONDS PAID DURING 2021	TOTAL	BONDS OUTSTANDING DECEMBER 31, 2021				OTHER LONG-TERM LIABILITIES	STATE AND LOCAL ANTI-INFLATION CERTIFICATES	REFUNDING BONDS OUTSTANDING
					GENERAL OBLIGATION	GO INDEBTMENT	GO SPECIAL	GO REVENUE			
County											
Caveir	\$10,650,000.00	\$0.00	\$2,345,000.00	\$8,305,000.00	\$8,305,000.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$2,985,000.00
Caveir	\$23,735,000.00	\$17,270,000.00	\$3,187,000.00	\$37,790,000.00	\$37,790,000.00	\$6,995,043.86	\$20,077,956.14	\$0.00	\$0.00	\$0.00	\$5,275,000.00
Chambers	\$31,455,000.00	\$0.00	\$2,465,000.00	\$33,770,000.00	\$33,770,000.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$5,950,000.00
Chaska	\$98,135,000.00	\$8,530,000.00	\$27,780,000.00	\$183,455,000.00	\$2,909,000.00	\$29,205,000.00	\$17,215,000.00	\$22,610,000.00	\$0.00	\$0.00	\$36,200,000.00
Glendale	\$18,266,934.94	\$780,000.00	\$14,898,000	\$18,017,036.94	\$1,652,066.94	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$5,065,000.00
Humboldt	\$2,588,999.57	\$31,793.86	\$28,800.00	\$2,417,197.43	\$0.00	\$134,088.23	\$2,252,905.20	\$0.00	\$45,600.00	\$0.00	\$0.00
Maver	\$4,935,000.00	\$4,500,000.00	\$965,980.00	\$8,209,200.00	\$5,214,000.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00
New Germany	\$7,160,300.00	\$1,440,000.00	\$611,000.00	\$5,440,300.00	\$0.00	\$0.00	\$6,300,300.00	\$0.00	\$120,000.00	\$0.00	\$0.00
Norwood Young America	\$13,534,300.00	\$2,220,000.00	\$2,220,000.00	\$12,799,000.00	\$7,240,000.00	\$3,106,144.00	\$0.00	\$2,452,856.00	\$0.00	\$0.00	\$2,635,000.00
Norwood	\$24,120,000.00	\$2,700,000.00	\$2,600,000.00	\$24,220,000.00	\$1,585,000.00	\$1,410,000.00	\$4,235,000.00	\$0.00	\$0.00	\$0.00	\$840,000.00
Victoria	\$2,700,000.00	\$1,585,000.00	\$2,600,000.00	\$1,410,000.00	\$0.00	\$0.00	\$4,235,000.00	\$0.00	\$0.00	\$0.00	\$0.00
Watson	\$44,839,657.71	\$7,215,000.00	\$17,363,621	\$41,937,609.50	\$2,970,000.00	\$14,065,000.00	\$2,456,689.50	\$15,380,000.00	\$766,000.00	\$0.00	\$2,389,000.00
Waterson	\$3,786,000.00	\$0.00	\$682,000.00	\$3,104,000.00	\$1,841,000.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00
Total Cities	\$273,136,467.22	\$43,844,798.86	\$46,271,041.21	\$270,707,219.87	\$6,108,000.00	\$65,995,276.09	\$88,032,450.44	\$40,442,856.00	\$10,006,600.00	\$45,600.00	\$66,484,000.00
City											
Lakeview	\$900,000.00	\$0.00	\$55,000.00	\$845,000.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00
Wadena	\$165,000.00	\$0.00	\$100,000.00	\$155,000.00	\$155,000.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00
Total Township	\$1,065,000.00	\$0.00	\$65,000.00	\$1,000,000.00	\$155,000.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00
School District											
School Dist # 108	\$7,695,000.00	\$9,175,000.00	\$9,335,000.00	\$16,135,000.00	\$16,235,000.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00
School Dist # 110	\$114,355,000.00	\$114,355,000.00	\$3,455,000.00	\$109,570,000.00	\$109,570,000.00	\$0.00	\$0.00	\$0.00	\$5,429,339.00	\$7,000,000.00	\$0.00
School Dist # 111	\$52,482,600.00	\$9,625,000.00	\$3,775,000.00	\$38,979,603.00	\$38,979,603.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$9,625,000.00
School Dist # 112	\$78,825,000.00	\$6,839,000.00	\$7,295,000.00	\$77,699,000.00	\$172,769,000.00	\$0.00	\$0.00	\$0.00	\$6,339,000.00	\$0.00	\$108,775,000.00
School Dist # 216	\$173,540,000.00	\$7,035,000.00	\$7,560,000.00	\$182,915,000.00	\$135,620,000.00	\$0.00	\$0.00	\$0.00	\$67,295,000.00	\$0.00	\$0.00
School Dist # 224	\$17,959,000.00	\$0.00	\$3,010,000.00	\$14,949,000.00	\$14,949,000.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00
School Dist # 716	\$18,939,000.00	\$15,350,000.00	\$18,470,000.00	\$18,810,000.00	\$18,810,000.00	\$0.00	\$0.00	\$0.00	\$859,232.00	\$0.00	\$1,370,000.00
School Dist # 2687	\$38,415,000.00	\$255,000.00	\$1,650,000.00	\$37,290,000.00	\$37,290,000.00	\$0.00	\$0.00	\$0.00	\$251,280.00	\$0.00	\$16,485,000.00
School Dist # 2859	\$22,880,000.00	\$0.00	\$635,000.00	\$22,245,000.00	\$22,245,000.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00
Total Schools	\$625,232,663.00	\$118,649,000.00	\$110,515,000.00	\$633,366,663.00	\$559,232,663.00	\$0.00	\$0.00	\$0.00	\$74,134,000.00	\$8,806,371.00	\$280,050,000.00
Other Districts											
Crocker County CDA	\$27,870,000.00	\$8,290,000.00	\$9,335,000.00	\$26,825,000.00	\$0.00	\$0.00	\$26,825,000.00	\$0.00	\$0.00	\$0.00	\$20,475,000.00
Norwood Young America FIDA	\$4,580,000.00	\$0.00	\$195,000.00	\$4,385,000.00	\$0.00	\$0.00	\$0.00	\$4,385,000.00	\$0.00	\$0.00	\$0.00
Chaska FIDA	\$32,475,000.00	\$0.00	\$1,610,000.00	\$31,265,000.00	\$0.00	\$0.00	\$0.00	\$31,265,000.00	\$0.00	\$0.00	\$3,195,000.00
Watson FIDA	\$5,108,400.00	\$0.00	\$349,851.00	\$5,216,180.00	\$0.00	\$0.00	\$0.00	\$5,216,180.00	\$0.00	\$0.00	\$0.00
Minnehaha Creek Watershed Metropolitan Council	\$1,688,025,605.00	\$318,591,306.00	\$399,523,000.00	\$1,697,093,904.00	\$193,320,000.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00
Metropolitan Airport Comm	\$1,407,675,000.00	\$0.00	\$65,960,000.00	\$1,341,615,000.00	\$0.00	\$0.00	\$0.00	\$1,341,615,000.00	\$0.00	\$0.00	\$60,434,800.00
Mosquito Control	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00
MN Municipal Power Agency	\$185,314,624.70	\$0.00	\$9,413,952.57	\$176,100,672.13	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00
Total MN Districts	\$3,560,586,755.70	\$556,881,306.00	\$396,586,803.57	\$3,886,403,258.13	\$193,320,000.00	\$0.00	\$0.00	\$1,731,198,968.00	\$1,561,884,292.13	\$0.00	\$125,135,000.00
GRAND TOTAL S	\$4,766,022,985.92	\$689,172,009.86	\$555,782,844.78	\$4,900,782,141.00	\$6,108,000.00	\$63,840,276.09	\$1,810,231,418.84	\$1,602,372,146.13	\$844,140,600.00	\$79,671,334.20	\$474,654,000.00

- 1) Carver County: Refunding identified as General Obligation.
- 2) Carver City: Refunding identified as Special Tax \$18,000,000 & GO Revenue \$3,760,000
- 3) Chaska: Refunding identified as Special Tax \$2,980,000,000 & GO Revenue \$3,770,000
- 4) Chaska: Refunding identified as GO Tax Increment \$300,000; GO Tax Abatement \$350,000; GO SPASS \$3,595,000; GO Revenue \$8,990,000; Revenue \$16,435,000 & GO State Aid Street \$4,940,000, lease purchase \$3,560,000, GO taxable abatement \$575,000
- 5) Cologne: Refunding identified as GO \$5,965,000
- 6) Hamburg: Other identified as Equipment Certificate.
- 7) New Germany: Other identified as Equipment Bond. Refunding identified as GO Assess \$2,010,000 & GO Revenue \$615,000.
- 8) NVA: Refunding identified as General Obligation.
- 9) Victoria: Refunding identified as General Obligation Special Assessment.
- 10) Watocina: Other identified as Lease Purchase Agreement - Grandstand 2016.
- 11) Watertown: Refunding identified as \$753,000 TIF Refunding \$1,180,000 Taxable GO Street Reconstruction Crossover Refunding Bond, \$456,000 GO Street Reconstruction Refunding Bonds
- 12) SD #111: Refunding identified as General Obligation School Building Refunding Bonds
- 13) SD #112: Other identified as Equipment Certificate Series 2021; Refunding identified as 2012A Refunding Bonds \$17,275,000, 2013A GO Bldg. Refunding Bonds \$47,420,000 & 2020A Refunding Bonds \$44,080,000
- 14) SD #276: Other identified as Certificates of Participations. Refunding identified as General Obligations
- 15) SD #424: Variance in Ending Total of Bonds outstanding for 2020 and Beginning Total of Bonds outstanding for 2021 is due to Refunding Bonds in December of 2020 that did not get included on the Certificate of Indebtedness for 2020.
- 16) SD #716: Refunding identified as General Obligation.
- 17) SD #2687: Refunding identified as General Obligation
- 18) Carver County CDA: Refunding identified as General Obligation
- 19) Chaska EDA: Refunding identified as Revenue Bonds.
- 20) Met Council: Refunding identified as General Obligations

Carver County, Minnesota

\$2,580,000 General Obligation CIP Bonds, Series 2022

Assumes Current Market Non-BQ AAA Rates plus 50bps

20 Years

Sources & Uses

Dated 07/07/2022 | Delivered 07/07/2022

Sources Of Funds

Par Amount of Bonds	\$2,580,000.00
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Total Sources	\$2,580,000.00
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Uses Of Funds

Total Underwriter's Discount (1.200%)	30,960.00
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Costs of Issuance	49,000.00
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Deposit to Project Construction Fund	2,500,000.00
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Rounding Amount	40.00
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Total Uses	\$2,580,000.00
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Carver County, Minnesota

\$2,580,000 General Obligation CIP Bonds, Series 2022

Assumes Current Market Non-BQ AAA Rates plus 50bps

20 Years

Debt Service Schedule

Date	Principal	Coupon	Interest	Total P+I	Fiscal Total
07/07/2022	-	-	-	-	-
06/20/2023	-	-	85,359.36	85,359.36	-
12/20/2023	-	-	44,795.00	44,795.00	130,154.36
06/20/2024	75,000.00	2.550%	44,795.00	119,795.00	-
12/20/2024	-	-	43,838.75	43,838.75	163,633.75
06/20/2025	80,000.00	2.650%	43,838.75	123,838.75	-
12/20/2025	-	-	42,778.75	42,778.75	166,617.50
06/20/2026	80,000.00	2.850%	42,778.75	122,778.75	-
12/20/2026	-	-	41,638.75	41,638.75	164,417.50
06/20/2027	85,000.00	2.900%	41,638.75	126,638.75	-
12/20/2027	-	-	40,406.25	40,406.25	167,045.00
06/20/2028	85,000.00	3.000%	40,406.25	125,406.25	-
12/20/2028	-	-	39,131.25	39,131.25	164,537.50
06/20/2029	90,000.00	3.100%	39,131.25	129,131.25	-
12/20/2029	-	-	37,736.25	37,736.25	166,867.50
06/20/2030	90,000.00	3.150%	37,736.25	127,736.25	-
12/20/2030	-	-	36,318.75	36,318.75	164,055.00
06/20/2031	95,000.00	3.200%	36,318.75	131,318.75	-
12/20/2031	-	-	34,798.75	34,798.75	166,117.50
06/20/2032	100,000.00	3.250%	34,798.75	134,798.75	-
12/20/2032	-	-	33,173.75	33,173.75	167,972.50
06/20/2033	100,000.00	3.300%	33,173.75	133,173.75	-
12/20/2033	-	-	31,523.75	31,523.75	164,697.50
06/20/2034	105,000.00	3.350%	31,523.75	136,523.75	-
12/20/2034	-	-	29,765.00	29,765.00	166,288.75
06/20/2035	110,000.00	3.400%	29,765.00	139,765.00	-
12/20/2035	-	-	27,895.00	27,895.00	167,660.00
06/20/2036	110,000.00	3.450%	27,895.00	137,895.00	-
12/20/2036	-	-	25,997.50	25,997.50	163,892.50
06/20/2037	115,000.00	3.500%	25,997.50	140,997.50	-
12/20/2037	-	-	23,985.00	23,985.00	164,982.50
06/20/2038	120,000.00	3.550%	23,985.00	143,985.00	-
12/20/2038	-	-	21,855.00	21,855.00	165,840.00
06/20/2039	125,000.00	3.650%	21,855.00	146,855.00	-
12/20/2039	-	-	19,573.75	19,573.75	166,428.75
06/20/2040	130,000.00	3.700%	19,573.75	149,573.75	-
12/20/2040	-	-	17,168.75	17,168.75	166,742.50
06/20/2041	135,000.00	3.750%	17,168.75	152,168.75	-
12/20/2041	-	-	14,637.50	14,637.50	166,806.25
06/20/2042	140,000.00	3.800%	14,637.50	154,637.50	-
12/20/2042	-	-	11,977.50	11,977.50	166,615.00
06/20/2043	145,000.00	3.850%	11,977.50	156,977.50	-
12/20/2043	-	-	9,186.25	9,186.25	166,163.75
06/20/2044	150,000.00	3.900%	9,186.25	159,186.25	-
12/20/2044	-	-	6,261.25	6,261.25	165,447.50
06/20/2045	155,000.00	3.950%	6,261.25	161,261.25	-
12/20/2045	-	-	3,200.00	3,200.00	164,461.25
06/20/2046	160,000.00	4.000%	3,200.00	163,200.00	-
12/20/2046	-	-	-	-	163,200.00
Total	\$2,580,000.00	-	\$1,360,644.36	\$3,940,644.36	-

Yield Statistics

Bond Year Dollars	\$37,283.17
Average Life	14.451 Years
Average Coupon	3.6494871%
Net Interest Cost (NIC)	3.7325273%
True Interest Cost (TIC)	3.7317567%
Bond Yield for Arbitrage Purposes	3.6196081%
All Inclusive Cost (AIC)	3.9132666%

IRS Form 8038

Net Interest Cost	3.6494871%
Weighted Average Maturity	14.451 Years

Series 2022A GO CIP Bonds | SINGLE PURPOSE | 4/25/2022 | 12:45 PM



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

DATE: May 3, 2022

RESOLUTION NO. _____

MOTION BY COMMISSIONER:

SECONDED BY COMMISSIONER:

**RESOLUTION APPROVING FIVE-YEAR CAPITAL IMPROVEMENT PLAN 2022-
2026 AND CONFIRMING INTENT TO ISSUE BONDS**

WHEREAS, there has been presented to the Board of County Commissioners (the “Board”) of Carver County, Minnesota (the “County”) a Five-Year Capital Improvement Plan 2022-2026 (the “Plan”) for the County prepared in accordance with Minnesota Statutes, Section 373.40;

WHEREAS, in preparing the Plan, this Board considered the factors set forth in Minnesota Statutes, Section 373.40, Subd. 3; and

WHEREAS, a public hearing was duly called and held on the Plan and the Board’s intent to issue bonds to finance projects contemplated by the Plan consisting of the Steiner Kelting Mental Wellness facility acquisition and improvement project pursuant to the requirements of Minnesota Statutes, Section 373.40.

NOW THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF CARVER COUNTY, MINNESOTA, AS FOLLOWS:

1. The Plan is hereby approved.
2. The Board’s intent to issue bonds pursuant to the Plan is hereby confirmed. Preliminary schedules describing the bonds are set forth in the Plan and the amount of bonds will not exceed \$2,600,000. The issuance of the bonds is subject to a referendum if a petition meeting the requirements of Minnesota Statutes, Section 373.40, Subd. 2(c) requesting a vote on the issuance is filed with the County Auditor within 30 days after the date hereof.
3. Sealed proposals for the bonds will be received at the offices of Ehlers & Associates, Inc. and considered by the Board at its meeting on June 14, 2022. The terms of the bonds and the sale thereof shall be substantially as set forth in the report of Ehlers & Associates, Inc. on file in the office of the County Administrator.

YES

ABSENT

NO

STATE OF MINNESOTA
COUNTY OF CARVER

I, David 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 May, 2022, now on file in the Administration office, and have found the same to be a true and correct copy thereof.

David Hemze, County Administrator

Carver County Board of Commissioners

Request for Board Action



Agenda Item:

Reorganization in Public Works

Primary Originating Division/Dept: Public Works

Meeting Date: 5/3/2022

Contact: Lyndon Robjent

Title: Public Works Director/Count...

Item Type:

Regular Session

Amount of Time Requested: 15 minutes

Presenter: Lyndon Robjent

Title: Public Works Director/County ...

Attachments: ☐ Yes ☒ No

Strategic Initiative:

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

BACKGROUND/JUSTIFICATION:

There are several organizational changes that are recommended in the Public Works Division. The Division Director with assistance from Employee Relations has drafted a proposal for County Board consideration. The proposed reorganization is not expected to require additional county levy funding. The following organizational changes are recommended to enhance the service delivery in Public Works.

Operations:

Eliminate 1.0 FTE Operations Manager, Create 1.0 FTE Assistant County Engineer/Operations Engineer

- This position is a direct report to the Division Director and the main purpose of the change is to increase the professional and engineering role of operations similar to other metro counties. Bridge safety inspections, as well as all road and bridge preservation (e.g. pavement resurfacing, bridge rehabilitation) responsibilities will be moved from Program Delivery to Operations. Traffic engineering and operations will also move to Operations. This position will all be responsible for creating operational policy, negotiating county wide agreements, and enhancing county fleet management.

Eliminate 1.0 Equipment Technician, Create 1.0 Operations Supervisor-Transportation

Eliminate 1.0 FTE Traffic Services Supervisor, Create 1.0 FTE Traffic Engineer

- The equipment technician position is no longer needed at this time due to increased efficiency of existing staff and increased utilization of fleet maintenance software. The Operations Supervisor will report to the Operations Engineer and is needed to supervise sign and traffic signal operations as well transportation asset management. The Traffic Services Supervisor is no longer needed in Program Delivery and will be replaced with a Traffic Engineer that will report to the Operations supervisor

Eliminate 1.0 FTE Highway Maintenance Operator, Create 1.0 FTE Transportation Asset Inspector

- The operator is a new position that was approved in the 2022 budget. The asset inspector combines operator duties and asset inspection duties and will support the continued implementation of the Public Works Asset Management System, which is critical to preserving infrastructure in a cost-effective manner.

Program Delivery:

Eliminate 1.0 Assistant Program Delivery Manager/Engineering Manager, Create 1.0 FTE Program Delivery Manager/Engineering Manager

Eliminate 0.40 Program Delivery Manager/Engineering Manager, Create 0.40 FTE Project Manager

- This results in one less supervisor. The full time Program Delivery Manager will replace the Assistant Program Delivery

with the same duties and DBM grade. The 0.4 FTE Project Manager will not be a supervisor.

Eliminate 1.0 FTE Construction Supervisor, Create 1.0 FTE Construction Manager
Create 1.0 Senior Civil Engineer

- This Construction Manager position will report to the Assist Public Works Director. The county's construction program is growing significantly and managing the program in house is very important to ensure projects are completed accurately with minimal changes. The new Senior Engineer will add an FTE to the construction group to support the growth in the program while minimizing consultant contract costs. The part time project manager will also support construction and engineering.

Eliminate 1.0 FTE Senior Transportation Planner, Create 1.0 FTE Transportation Planning Manager

- This position will report to the Assist Public Works Director. This position will manage a new Transportation Planning Group that is responsible for complex corridor studies, comprehensive planning, grant writing, public involvement, development review, permit oversight, and property acquisition. All these areas are expanding in workload.

Eliminate 1.0 FTE Engineering Specialist, Create 1.0 FTE Civil Engineer
Eliminate 1.0 FTE Civil Engineer, Create 1.0 FTE Senior Civil Engineer

- These are promotional opportunities for engineering staff to optimize retention. Current staff are fully trained, certified, and qualified to move up in responsibility.

Asset and Performance Management

Eliminate 1.0 FTE GIS Specialist, Create 1.0 FTE GIS Analyst

- This is a promotional opportunity for GIS staff to optimize retention. Current staff are fully trained, certified, and qualified to move up in responsibility.

Parks:

Eliminate 0.8 FTE Parks Administrative Assistant, Create 1.0 FTE Parks Administrative Assistant

- The increase in FTE is needed to assist with Parks grants financial management and other administrative duties.

The next steps in the reorganization include completing revised job descriptions, determining DBM grades and filling positions.

ACTION REQUESTED:

Motion to approve a reorganization in Public Works as outlined.

FISCAL IMPACT: Budget amendment request form

If "Other", specify:

FTE IMPACT: Increase budgeted staff

FUNDING

County Dollars =	\$0.00
CSAH Maint	\$250,000.00
Total	\$250,000.00

Related Financial/FTE Comments:

The reorganization results in a net increase of 1.2 FTEs. No levy funding is needed.

Office use only:

RBA 2022 - 8346

Budget Amendment Request Form



To be filled out AFTER RBA submittal

Agenda Item: Reorganization in Public Works

Department:

Meeting Date: 5/3/2022

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: Lyndon Robjent

DEBIT

Description of Accounts	Acct #	Amount
Sal/Ben	03-302.61xxx	\$13,050.00
Sal/Ben	03-303.61xx	\$174,036.00
Sal/Ben	03-304.61xx	\$42,435.00
Sal/Ben	01-520.61xx	\$20,479.00
TOTAL		\$250,000.00

CREDIT

Description of Accounts	Acct #	Amount
State Aid- Regular Maint	03-820.5225	\$250,000.00
TOTAL		\$250,000.00

Reason for Request:

Reorganization- budget for sal/ben increases, offset by increase in CSAH Maint funds.

Carver County Board of Commissioners Request for Board Action



Agenda Item:

Social Media Guidance

Primary Originating Division/Dept: Public Services

Meeting Date: 5/3/2022

Contact: Nick Koltavy Title: Assistant County Administrator

Item Type:

Work Session

Amount of Time Requested: 45 minutes

Presenter: Thomas Haines Title: Assistant Carver County Attorney

Attachments: ☐ Yes ☒ No

Strategic Initiative:

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

BACKGROUND/JUSTIFICATION:

The Carver County Attorney's Office will present on Carver County Board social media guidance. The discussion will be framed around a case out of the Fourth Circuit Court of Appeals. Davison v. Randall is a 2019 opinion out of Virginia that deals with what happened when a county commissioner deleted a constituent comment on Facebook (the deletion was held to be a Free Speech violation). In many ways, the law is not set in this area, however, this case gives us a glimpse on how the courts may interpret this issue. As part of the meeting, Commissioners will have a informal discussion as to the possible ramifications related to social media use.

ACTION REQUESTED:

No 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:

RBA 2022 - 8271