



Carver County Board of Commissioners
May 2, 2023
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://youtube.com/@CarverCountyMN>

- 9:00 a.m. 1. a) **CONVENE**
 b) **Pledge of allegiance**
 c) **Public comments**
2. Agenda review and adoption
3. Approve minutes of April 18, 2023 Regular Session 1-5
4. Community Announcements
- 9:20 a.m. 5. **CONSENT AGENDA**
- Communities: Create and maintain safe, healthy, and livable communities*
- 5.1 Updates to the Carver County SSTs Safety Net Program 6--8
- 5.2 Seasonal Temporary On-Call Detention Deputies (STOC) 9-10
- 5.3 Caseload/Workload Reduction Grant FY 2024-25 11
- 5.4 Request for Approval to Contract with Carp Solutions for Benton Lake
 Carp Management Feasibility Study 12
- 5.5 Contract with MDH for CDC Federal Infrastructure Grant 13-14

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5.7	Contract and Bond to Furnish Bituminous Material – 2023 County Wide Seal Coat Project.....	17-19
5.8	Add Professional-Level STOC to Carver County Outpatient Services....	20
5.9	Contract with First Call for Help Itasca County.....	21
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Connections: Develop strong public partnerships and connect people to services and information

5.12	Charitable Gambling Application for Exempt Permit-Augusta Ball Club Inc	36
5.13	Application for a 1 Day to 4 Day Temporary On-Sale Liquor License for Augusta Ball Club	37
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Growth: Manage the challenges and opportunities resulting from growth and development

5.15	Nicholas Hartwig - Youth & Amateur Rodeo (One-Time Special Event)	40-46
5.16	Kevin Ciernia - Request for Home Extended Business Accessory Use (CUP).....	47-51
5.17	Mathiowetz Construction - Request to Deposit Fill Material on Private Property (IUP).....	52-56
5.18	Professional Services Agreement with Alliant Engineering, Inc. for Highway 11 Project - Carver Park Reserve.....	57
5.19	Final Plat approval for SENERITY PLACE.....	58-61
5.20	Dennis Henning - Request for Farm-Related Business (CUP).....	62-66
5.21	Hilk Acres - Preliminary Plat	67-77

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

5.22	Grant Agreement with Mn Dept Of Transportation for LBRP for Bridge 10J36	78-79
5.23	Request for approval to contract with OpenGov (Renewal).....	80
5.24	Review Health & Human Services and Commissioner Warrants.....	NO ATT

9:20 a.m.	6.	COMMUNITIES: Create and maintain safe, healthy, and livable communities
	6.1	Presentation and Proclamation of May as Mental Health Awareness Month
		81-82
9:35 a.m.	7.	COUNTY ADMINISTRATOR REPORT
9:40 a.m.	8.	COMMUNITIES: Create and maintain safe, healthy, and livable communities
	8.1	Closed Session for the Highway 40 Project - Belle Plaine, Property Acquisition Negotiations
		83
	8.2	Closed Session to Discuss Confidential Negotiations related to an Easement Purchase on CSAH 33.....
		84
11:15 a.m.		ADJOURN CLOSED AND REGULAR SESSION

David Hemze
County Administrator

UPCOMING MEETINGS

May 4, 2023	4:00 p.m. West Creek Apartment Open House Groundbreaking, Schram Haus Brewery, Chaska
May 9, 2023	No Meeting
May 9, 2023	9:00 a.m. Midwest Medical Examiner Building Tour
May 9, 2023	5:30 p.m. Carver County Foster Care Banquet, Chaska Event Center
May 16, 2023	9:00 a.m. Board Meeting
May 16, 2023	7:00 p.m. Sheriff's Office Employee Recognition Event EOC Training Room
May 23, 2023	9:00 a.m. Board Work Session
May 30, 2023	No Meeting
June 6, 2023	9:00 a.m. Strategic Plan Meeting

A Regular Session of the Carver County Board of Commissioners was held in the County Government Center, Chaska, on April 18, 2023. Chair John P. Fahey convened the session at 9:00 a.m.

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

Members absent: None.

No public comments were received.

Degler moved, Workman seconded, to approve the agenda. Motion carried unanimously.

Degler moved, Fahey seconded, to approve the minutes of the April 4, 2023, Regular Session and April 10, 2023, Emergency Meeting. Degler, Fahey, Lynch, Udermann voted aye. Workman abstained. Motion carried.

For the record, Udermann noted the Emergency Meeting was needed to declare a flood emergency and after the initial declaration was signed by the Chair, a special meeting was required to continue that declaration.

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

Resolution #28-23, Requesting a Variance from Standard for State Aide Operation for Project No. S.A.P. 010-661-010 and 010-661-011.

Approved the signing of the Shared Detention Bed Agreement with Prairie Lakes Youth Programs 2023.

Approved a professional services agreement with Barga, Inc., for crack sealing services pending finalization of the contract review process.

Resolution #29-23, Continuing the Elimination of Direct Discharge Sub-Surface Treatment Systems (SSTS) Program.

Authorized the Chair to sign the 2022 County Feedlot Officer Annual Report and approved submittal of the report to the Minnesota Pollution Control Agency.

Resolution #30-23, Family Homeless Prevention and Assistance Program 2021-2023 Second Amendment for Fast Track Funding and related HH&S budget amendment.

Professional services agreement with Mi C.A.S.A. for an amount not to exceed \$101,000 for community engagement, community outreach, health promotion and case management activities with the Latino Community in Carver County, pending approval through the contract review process.

Resolution #31-23, Authorizing Offers of Just Compensation to Owners for Acquisition of Real Property Interests Needed for the Highway 50 Project-West Hamburg Area.

Resolution #32-23, Awarding of the 2023 Box Culverts CSAH 51, Rose Ave, Salem Ave., Carver County Contract 23-147 PR 148740, 178839, 208885.

Approved issuing a charitable gambling license to the Ridgeview Foundation for a raffle to be held on June 26, 2023.

Approved acceptance of money donation for the Encore Adult Day Services program.

Approved 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 City of Cologne once installation of the generator and all project deliverables have been completed.

Approved contract with Burns & McDonnell to create a plan for future service and facility planning for managing household hazardous waste, problem materials and recycling in Carver County, pending the contract review process.

Professional services agreement with SRF Consulting Group for \$665,055.91 for preliminary design and fully electronic plans for the Highway 40 project-Silver/Bevens Creek Area, pending contract review.

Approved amendment to the professional services agreement with SRF Consulting Group for subsurface utility location work needed for Highway 212 Project-Benton Township in the amount of \$111,837.12, pending finalization of the contract review process.

Authorized the issuance of a certificate of zoning compliance (A20230027) for the May 21, 2023, St. Peter Lutheran Church Maifest celebration.

Authorized the Sheriff's Office Dive Team's acceptance of the following donations: City of Chaska Lions Club \$5,000; City of Waconia Lions Club \$4,000; City of Victoria Lions Club \$2,000 and related Sheriff's budget amendment.

Reviewed April 11, 2023, Community Social Services' actions/Commissioners' warrants in the amount of \$491,601.13 and reviewed April 18, 2023, Community Social Services' actions/Commissioners' warrants in the amount of \$391,926.00.

Motion carried unanimously.

Jason Mielke, Land Management, appeared before the Board to request approval for the Phyllis Wheatley Community Center (PWCC) conditional use permit for an educational large-scale activity. He indicated this was reviewed at the March 21st Planning Commission and the Commission voted 4-3 to recommend approval. He stated the activity had an educational component and the PWCC owns approximately 105 acres on Oak Lake in Watertown Township. He explained the property

was used as a camp in the past. The PWCC was proposing to update the facilities with the replacement and construction of camp buildings, the reconstruction of an access road and creating dedicated parking areas as part of Phase I. Phase II would require the applicant to come back to the Planning Commission and go through another public hearing.

He noted the camp was established in 1955 and remained dormant since the late 1990's. No CUP had been issued as it was a grandfathered activity and there is now an opportunity to go through the CUP process. He reviewed the proposal to provide camping activities to a maximum of 100 people, with 20 of those being staff. Mielke stated this type of activity does meet the 2040 comp plan standards and follows the zoning code requirements. He pointed out the March 17th revised operational plan and March 18th amended letter from Oak Lake residents. He stated this information was not part of the initial application submitted to the Planning Commission, but the changes made were part of the Planning Commission discussion. He reviewed the revisions made with the exception to the number of people.

A number of governmental entities had the opportunity to review the proposal and provide input. He stated Watertown Township recommended denial based on the original application and the neighborhood group concerns. Mielke indicated the Township however did not get an opportunity to hear this application with the revised information the Planning Commission had. He stated the applicant would like to move forward with the 100-maximum number of people knowing they compromised on the other issues. He pointed out the draft March 21st Planning Commission minutes were provided to the Board that outlined the discussion that took place.

Mielke recognized allowing Carver County youth was brought up and would be able to access the site for educational purposes.

Anthony Taylor, representing PWCC, stated they see this not just as a camp but part of a statewide ecosystem of outdoor programming and have reached out to Parks and School Districts to ask if there were opportunities to partner on educational opportunities for County youth.

Laura Danielson, PWCC, introduced members from the PWCC in attendance and stated they were all interested in seeing this process going through. She stated Katherine Parsons was very involved in bringing kids to the outdoors and PWCC has a long history of doing that. She stated they did reach out to the neighbors to resolve the neighborhood concerns and the only remaining issue was the number of campers. She indicated PWCC would not rent the facility out and there would be supervision at all times at the camp. She stated they hoped to start off on a cooperative level and any issues that would arise would be ones they could resolve as good neighbors.

She highlighted the reasons they were requesting the 100 maximum that included robust programming to reach all kids, historical number of campers, the numbers from a comparable camp in the County, and busing costs. She also pointed out they would be relying on donations and those individuals that donate want to make an impact to a significant number of children served. She noted they would be using the entire site and the Land Trust was aware of this plan.

Taylor stated he was inspired by the stewardship of the community members and environmental stewardship was also important to them. He stated they are both environmental and youth development professionals. He noted PWCC has been in existence for 100 years and highlighted their community engagement.

Jenny Verner, Dahlgren Township resident, pointed out Phyllis Wheatley has been good neighbors throughout their ownership and worked with the Land Trust to preserve the property. She stated they have listened to the community and spoke in favor of the CUP.

Fahey noted, as a liaison to the Planning Commission, they did thoroughly discuss the number of campers and the Planning Commission consensus was that 100 was acceptable.

Aaron Raivo-Lynch, representing PWCC, explained the topography of the property and timeline for future construction.

Danielson confirmed the Land Trust was aware they were intending to renew the camp when they entered into the agreement.

Raivo-Lynch stated they would use the property for day camps during the summer and fall through spring would focus on outdoor education. He pointed out the work that would occur during Phase I and recognized Phase II would require a variance. He stated road construction costs were not known as this time, but they do have a legislative ask and were starting a capital campaign.

Workman acknowledged he previously had a working relationship with the former executive director who was his boss as an elected Minneapolis Park Board Commissioner where he did some lobbying, but Mr. Bourne has not been there for ten months, so he did intend to vote today.

The Board thanked the applicants for reaching out to the neighbors to address their concerns and the partnership with the local schools.

Udermann moved, Workman seconded, to adopt the Findings of Fact and issue Order #PZ20230005 for the issuance of a Conditional Use Permit, Phyllis Wheatley Settlement House (Community Center) Watertown Township. Motion carried unanimously.

Shelby Sovell, Public Works, requested the Board approve 2023 fleet equipment purchases. He stated the annual long term plan included replacement of these vehicles and pointed out the length of time before they these vehicles are actually delivered. He noted they used the State contract and reached out to local vendors to determine if they are able to provide the equipment and match the State contract pricing.

Udermann moved, Lynch seconded, to approve the purchase of budgeted fleet equipment replacements and additions for 2023. Motion carried unanimously.

Sonja Wolter, Risk Management, requested the Board approve an agreement with MCIT related to worker's compensation claims. She explained from 1992-1996 the County self-insured the worker's comp program, paid MCIT to provide claims handling, and made contributions to a self-insured loss

fund. In 1996 the County then transferred to a high deductible self-insured retention program with MCIT. Since 2003 there has been no activity on these claims and the agreement indicates that should any of the claims reopen, MCIT will manage claims under current practices. She stated remaining funds currently held by MCIT, from the self-insured loss fund associated with claims incurred from 1992-1996, will be returned to the County.

Dave Hemze, Administrator, clarified the funds would be placed in the self-insurance fund and re-evaluated at a future date.

Degler moved, Udermann seconded, to approve the agreement between Carver County and MCIT regarding workers compensation claims incurred 1992-1996, to approve receipt of funds from MCIT to Carver County in the amount of \$133,588.41, plus additional accumulated interest, to direct Finance to deposit the funds into the County's insurance fund upon receipt and approved related budget amendment. Motion carried unanimously.

Administrator Hemze requested the Board approve the Suburban County Transportation Finance Principals. He explained the Suburban Counties group was initially created due to Met Council concerns and the actions they were taking on the 2040 transportation plan. He indicated they recently regrouped to look at what was going on with the transportation funding proposals being considered at the legislature. Hemze stated he was asking the Board to adopt the Finance Principles developed by the group.

Lyndon Robjent, Public Work, pointed out the unprecedented debate taking place on the Omnibus transportation bill and the crux of this is the revenue sources in the bill. He stated the revenue sources in the bill were dramatic and the policy language was detrimental to the growth of the County. Robjent indicated the first policy goal is for every County to be treated equally and everything considered. He explained each of the principals related to State funding, transportation resources, distribution of the leased vehicle sales tax, new funding going directly to the Counties vs the Met Council, the State's commerce of corridors program and new transit funding.

Workman moved, Degler seconded, to approve the Suburban County Transportation Finance Principles as outlined. Motion carried unanimously.

Under Administrator's reports, Commissioner Udermann entered into the record his memo to the County Board dated April 18, 2023, outlining his concerns with the revised Board Operating Rules and the use of one-time funds for ongoing operations. The full text of the memo is available in the Office of the County Administrator.

Degler moved, Lynch seconded, to adjourn the Regular Session at 10:58 a.m. Motion carried unanimously.

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:

Updates to the Carver County SSTS Safety Net Program

Primary Originating Division/Dept: Public Services - Environ. Svc.

Meeting Date: 5/2/2023

Contact: Greg Boe Title: Env Services 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:

In 2008, the Carver County Board created the Subsurface Sewage Treatment System (SSTS) Safety Net fund, to assist with upgrading or replacing failing septic systems.

Staff proposed slight changes to enhance the flexibility of the SSTS Safety Net during a work session with the Board on January 24, 2023. These proposed changes include:

- SSTS Safety Net loan would not accrue any interest for qualifying residents during the first 10 years of the loan, and no payments will be required (other than a fee - \$10/year - needed to help track the loan during the interest-free period). After that initial 10-year interest-free period, interest would begin to accrue at 1.5% annually. Payments would then be required 2x/year, with a repayment period of up to 10 years, for a maximum loan duration of 20 years. If at any time during the 20-year life of this loan, any portion of the land being improved is sold, transferred, subdivided, and/or refinanced, the entire loan would be required to be repaid in full.
- The SSTS Safety Net could also provide funding, when needed, so that Carver County can pay the cost to update or replace a failing septic system, when Environmental Services is working with the Attorney's Office to address an enforcement or compliance situation. All funds expended for such a system replacement will be recaptured through an assessment or lien placed upon the improved property, and those funds will be placed back into the SSTS Safety Net account.

Staff recommends approval of the attached resolution, adopting these changes to the SSTS Safety Net Program

ACTION REQUESTED:

Motion to adopt a resolution approving modifications to the Carver County SSTS Safety Net program.

FISCAL IMPACT: None

If "Other", specify:

FTE IMPACT: None

FUNDING

County Dollars = \$100,000.00

Total \$100,000.00

Insert additional funding source

Related Financial/FTE Comments:

Funding for the SSTS Safety Net program was approved by the Carver County Board in 2008. Those funds continue to roll forward within the Environmental Services Department budget, so these proposed changes will have no new financial impact.

BOARD OF COUNTY COMMISSIONERS CARVER COUNTY, MINNESOTA

Date: May 2, 2023

Resolution #:

Motion by Commissioner:

Seconded by Commissioner:

A RESOLUTION

MODIFYING AND CLARIFYING THE CARVER COUNTY SSTS SAFETY NET PROGRAM

WHEREAS, the Carver County Board of Commissioners originally created the SSTS Safety Net in 2008, by placing \$100,000 into the Safety Net account, to protect our local environment while assisting low-income Carver County families with failing septic systems; and

WHEREAS, the existing AgBMP Direct Discharge low-interest loan and cost share programs will help most residents, who reside in specified watersheds and have a failing septic system with a direct discharge; and

WHEREAS, the Environmental Services Department is also seeking funding from sources including the MPCA and their Fix-up Grants and other programs, to help low-income Carver County residents with failing septic systems; and

WHEREAS, the Carver County SSTS Safety Net will serve county residents who have extremely low and fixed incomes but also own land that contains a failing septic system; and

WHEREAS, this SSTS Safety Net could provide funding, when needed, for Carver County to pay to update or replace a failing septic system when Environmental Services is working through the Attorney's Office to address a non-cooperative enforcement or compliance situation.

THEREFORE, the Carver County Board, at its regular meeting on April 18, 2023, has authorized as follows:

1. In addition to other existing programs the Carver County SSTS Safety Net will be available as a helpful tool for county residents, thereby aiding qualified property owners with efforts to upgrade a failing septic system and bring their system(s) into compliance with applicable Minnesota Pollution Control Agency (MPCA) and Carver County codes, standards, and ordinances. Qualification will be determined through consultation with Carver County CDA.
2. The Carver County SSTS Safety Net will serve as an additional level of assistance for qualified Carver County residents, after the AgBMP low-interest loan and cost-share and MPCA Grant programs have first been considered.
3. To qualify for the SSTS Safety Net loan, applicants must have a household income at or below 80% of the Area Median Income, as established by HUD, with incomes verified by Carver County CDA. No Application Fee or Special Assessment Certification Fee will be charged for qualified applicants or loan recipients, with no asset limitations.
4. No interest will accrue during the first 10 years of an SSTS Safety Net loan. However, a once-per-year payment of \$10 will be charged as a special assessment on the property (no direct payment is necessary), to facilitate tracking of the loan during that interest-free period.
5. After that initial 10-year period, interest will begin to accrue at 1.5% annually. Payments will then be required 2x-per-year, during a repayment period up to 10 years, with a total loan duration of up to 20 years.
6. If at any time during the 20-year life of this loan, any portion of the land receiving this improvement is sold, transferred, subdivided, and/or refinanced, the entire principal and interest will be required to be repaid in full.
7. Carver County can use the fund to pay the cost to update or replace a failing septic system when Environmental Services is working with the Attorney's Office to address an enforcement or compliance scenario.
8. Those costs incurred by the County in the enforcement efforts mentioned above, and all funds collected for both principal and interest from any SSTS Safety Net loan, shall be collected from the owner of any property being improved by a lien or special assessment, with said funds then being deposited back into the SSTS Safety Net account.
9. Any property owner receiving an SSTS Safety Net loan must sign and uphold the terms of a septic maintenance agreement, to protect and extend the life of their new septic system.

THEREFORE, BE IT FURTHERMORE RESOLVED that the Carver County Board of Commissioners hereby adopts these modifications to the Carver County SSTs Safety Net Program.

YES

NO

ABSENT

STATE OF MINNESOTA

COUNTY OF CARVER

I, Dave Hemze, duly appointed and qualified County Administrator of the County of Carver, in the 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 2nd day of May, in the year of 2023, now on file in the Administration office, and have found the same to be a true and correct copy thereof.

Dated this _____ day of _____, 2023.

Dave Hemze, County Administrator

Carver County Board of Commissioners Request for Board Action



Agenda Item:

Seasonal Temporary On-Call Detention Deputies (STOC)

Primary Originating Division/Dept: Sheriff

Meeting Date: 5/2/2023

Contact: Ben Beyer

Title: Assistant Jail Administrator

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:

MN Department of Corrections Rules Governing Adult Detention Facilities requires that there be sufficient staff to complete the duties listed in post orders (MN Rule 2911.0900 subp. 17). We are working to recruit and interview detention candidates to fill the open vacancies, the approval of STOC positions would enable us to cover vacancies in shifts while we complete the recruitment and pre-placement process. We have identified three individuals that are interested in the opportunity to work limited hours.

ACTION REQUESTED:

Jail Administration is asking to create STOC Detention Deputy positions (200hrs) to comply with the minimum staffing requirements mandated by the licensing authority, the MN Department of Corrections.

FISCAL IMPACT: Budget amendment request form

Budgeted STOC Pool funded through E

If "Other", specify: R

FUNDING

County Dollars = \$6,400.00

200 hours x \$32.00 per hr

Total \$6,400.00

FTE IMPACT: None

☒ Insert additional funding source

Related Financial/FTE Comments:

Request to use \$6400 (200hrs x \$32.00) from the ER budgeted STOC Pool to create 2024 one-time STOC positions in the jail.

Office use only:

RBA 2023 - 9022

Budget Amendment Request Form



To be filled out AFTER RBA submittal

Agenda Item: Seasonal Temporary On-Call Detention Deputies (STOC)

Department:

Meeting Date: 5/2/2023

Fund:

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

Requested By: Ben Beyer

DEBIT			CREDIT		
Description of Accounts	Acct #	Amount	Description of Accounts	Acct #	Amount
STOC	01-201-235.6119	\$6,400.00	ER- STOC	01-050.6119	\$6,400.00
TOTAL		\$6,400.00	TOTAL		\$6,400.00

Reason for Request:

Request to use \$6400 (200hrs x \$32.00) from the ER budgeted STOC Pool to create 2024 one-time STOC positions in the jail.

Carver County Board of Commissioners Request for Board Action



Agenda Item:

Caseload/Workload Reduction Grant FY 2024-25

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

Meeting Date: 5/2/2023

Contact: Eric D Johnson

Title: Court Services 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:

This is a biennial grant agreement from the State of MN to provide additional funding for caseload management. Created in 1996, this grant was a result of a caseload/workload study across probation departments in MN. The MN Department of Corrections, upon analyzing best practices in probation as well as optimal caseload sizes for enhancing public safety and reducing recidivism, provided grant funds to MN counties to assist with caseload management. Carver County's grant amount has remained static. The state requires an application every two years to receive the funds. This application has been submitted and approved for FY 2024-25.

ACTION REQUESTED:

Motion to approve Caseload/Workload Reduction Grant FY 2024-25.

FISCAL IMPACT: Included in current budget

If "Other", specify:

FTE IMPACT: None

FUNDING

County Dollars =

State Grant

\$196,908.00

Total

\$196,908.00

☒ Insert additional funding source

Related Financial/FTE Comments:

Program 256 in Court/Probation Services budget.

Office use only:

RBA 2023 - 9039

Carver County Board of Commissioners

Request for Board Action



Agenda Item:

Request for Approval to Contract with Carp Solutions for Benton Lake Carp Management Feasibility Study

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

Meeting Date: 5/2/2023

Contact: Andrew Dickhart

Title: AIS Coordinator

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 Carver County Water Management Organization (CCWMO) has identified common carp as a primary driver to water quality related issues in Benton Lake, Cologne. Staff have been contracting with Carp Solutions LLC for approximately seven years to identify and test common carp management strategies and removal techniques. This collaborative project has successfully reduced the carp population in Benton Lake by over 50% by utilizing and testing several novel management methods. It has now been confirmed that a larger proportion of remaining carp are juveniles. To control the younger fish, the CCWMO has been awarded funding from the MN Board of Water & Soil Resources (BWSR) to complete a feasibility study that includes young carp migration tracking, removals, and the use of an Electric Guidance System for management activities. Carp solutions was chosen due to their previous contracting work and familiarity with Benton Lake and they are considered the expert in carp mitigation in MN. Approval and execution of this contract will allow the county to continue its partnership with Carp Solutions, LLC for a long term water quality mitigation effort on Benton Lake by addressing this primary stressor of water quality impairment to the lake.

ACTION REQUESTED:

Motion to approve a contract with Carp Solutions LLC. for the Benton Lake Carp Management Feasibility study contingent upon the contract review process.

FISCAL IMPACT: Included in current budget

If "Other", specify:

FTE IMPACT: None

FUNDING

County Dollars =

\$0.00

BWSR Watershed Fundin

\$70,000.00

CCWMO

\$36,500.00

State Prevention Aid

\$45,641.90

Total

\$152,141.90

☒ Insert additional funding source

Related Financial/FTE Comments:

State AIS Prevention Aid (\$45,641.90) is a combination of rollover and annual allocated funds.

Office use only:

RBA 2023 - 9048

Carver County Board of Commissioners Request for Board Action



Agenda Item:

Contract with MDH for CDC Federal Infrastructure Grant

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

Meeting Date: 5/2/2023

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:

This grant contract amends the Master Grant Contract with Minnesota Department of Health (MDH) (Contract Number 12-700-00062) to incorporate funding from the CDC Federal Infrastructure Grant. Carver County Public Health is being awarded \$285,383 over a nearly five year period to support efforts to recruit, retain, and train a skilled and diverse public health workforce; strengthen workforce planning, systems, processes, and policies; address longstanding public health infrastructure needs; and increase size/capacity of the public health workforce.

ACTION REQUESTED:

Motion to approve amendment to the Master Grant Contract with MN DEPT OF HEALTH to incorporate the CDC Federal Infrastructure Grant.

FISCAL IMPACT: Budget amendment request form

If "Other", specify:

FTE IMPACT: None

FUNDING

County Dollars =

\$0.00

MDH CDC Federal Infrast

\$285,383.00

Total

\$285,383.00

☒ Insert additional funding source

Related Financial/FTE Comments:

MDH will award funds to Grantee for all activities performed in accordance with this grant project agreement. The award of \$285,383 can be spent over the course the term of the grant agreement.

Office use only:

RBA 2023 - 9053

Budget Amendment Request Form



To be filled out AFTER RBA submittal

Agenda Item: Contract with MDH for CDC Federal Infrastructure Grant

Department:

Meeting Date: 5/2/2023

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

Description of Accounts	Acct #	Amount
Salaries	11-460-460-2314-6111	\$250,000.00
Travel	11-460-460-2314-6331	\$2,000.00
Supplies	11-460-460-2314-6401	\$5,000.00
Other Misc	11-460-460-2314-6379	\$3,383.00
Indirect Costs	11-460-460-2314-6849	\$25,000.00
TOTAL		\$285,383.00

CREDIT

Description of Accounts	Acct #	Amount
CDC Federal Infrastructure Grant	11-460-460-2314-...	\$285,383.00
TOTAL		\$285,383.00

Reason for Request:

Acceptance of the CDC Federal Infrastructure Grant award.

Carver County Board of Commissioners Request for Board Action



Agenda Item:

Contract with WGH Group, LLC for Jail Mental Health Services

Primary Originating Division/Dept: Health & Human Services

Meeting Date: 5/2/2023

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:

The Health and Human Services (HHS) Division is requesting approval to enter into a Professional Service Agreement (PSA) with WGH Group in the amount not to exceed \$72,500 for the provision of virtual, in-person, and on-call Mental Health services to serve inmates residing at the Carver County Jail. The Mental Health Provider Team through the WGH Group includes a Psychiatrist, Psychotherapist, Community Paramedic, and Medical Director as outlined in the PSA.

Contracting with the WGH Group has become necessary due to the termination of services with MEnD Correctional Care, and limited capacity of Carver County Behavioral Health to meet the full mental health needs of inmates in the Carver County Jail.

Existing HHS budget for jail mental health services in the amount of \$70,600 of which \$65,875 remains, will be redirected from paying MEnD Correctional Care to support this contract. HHS will decrease an existing HHS Service Agreement budget line to cover the remaining balance of \$6,625. Total contract through 12/31/2023 shall not exceed \$72,500.

ACTION REQUESTED:

Motion to approve PSA with WGH Group, LLC for Jail Mental Health Services through 12/31/2023.

FISCAL IMPACT: Budget amendment request form

If "Other", specify:

FUNDING

County Dollars =

HHS budget \$6,625.00

FTE IMPACT: None

Total \$6,625.00

☐ Insert additional funding source

Related Financial/FTE Comments:

Remaining HHS budget of \$65,875 for jail mental health services will be utilized to help cover cost of PSA with WGH Group. HHS will decrease a Service Agreement budget line in the amount of \$6,625 and will add it to the Jail MH contract budget line to cover balance of expenses for contracted services. Contract amount not to exceed \$72,500.

Office use only:

RBA 2023 - 9054

Budget Amendment Request Form



To be filled out AFTER RBA submittal

Agenda Item: Contract with WGH Group, LLC for Jail Mental Health Services

Department:

Meeting Date: 5/2/2023

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
Jail MH Contract	11-480-702-0000-6040	\$6,625.00	Service Agreements	11-405-700-0000-...	\$6,625.00
TOTAL		\$6,625.00	TOTAL		\$6,625.00

Reason for Request:

Move existing HHS service agreement budget to fund the WGH Group services.

Carver County Board of Commissioners Request for Board Action



Agenda Item:

Contract and Bond to Furnish Bituminous Material – 2023 County Wide Seal Coat Project

Primary Originating Division/Dept: Public Works - Operations

Meeting Date: 5/2/2023

Contact: Shelby Sovell Title: Operations Engineer - Assistant

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:

Seal Coating is an integral part of the County's Highway Preservation Program (HPP). Seal coating preserves and improves the surface of the roadway by placement of a thin layer of bituminous material to seal the pavement surface, and then covering the bituminous material with a thin aggregate layer. Each year, Public Works contracts the furnishing and application of the bituminous material needed for the seal coating because it is specialized work that County forces cannot perform in a cost-effective manner. The Contractor supplies the labor, equipment, and material to furnish and install the bituminous material and the County supplies the labor, equipment, and material to furnish and install the aggregate layer.

The 2023 seal coating project includes approximately 39 miles of roadway as shown on the attached map. Bids were received and evaluated on April 18, 2023, as shown on the attached summary. The apparent low bid was Pearson Brothers, Inc. of Hanover, MN in the amount of \$548,017.50. Public Works staff recommends award of the contract to Pearson Brothers, Inc. to proceed with the 2023 County Wide Seal Coat Project.

ACTION REQUESTED:

Motion to adopt a resolution to award a construction contract to Pearson Brother, Inc. for \$548,017.50 for Furnishing Bituminous Material for the 2023 County Wide Seal Coat Project, pending finalization of the contract review process.

FISCAL IMPACT: Included in current budget

If "Other", specify:

FUNDING

County Dollars =

\$548,017.50

FTE IMPACT: None

Total

\$548,017.50

☒ Insert additional funding source

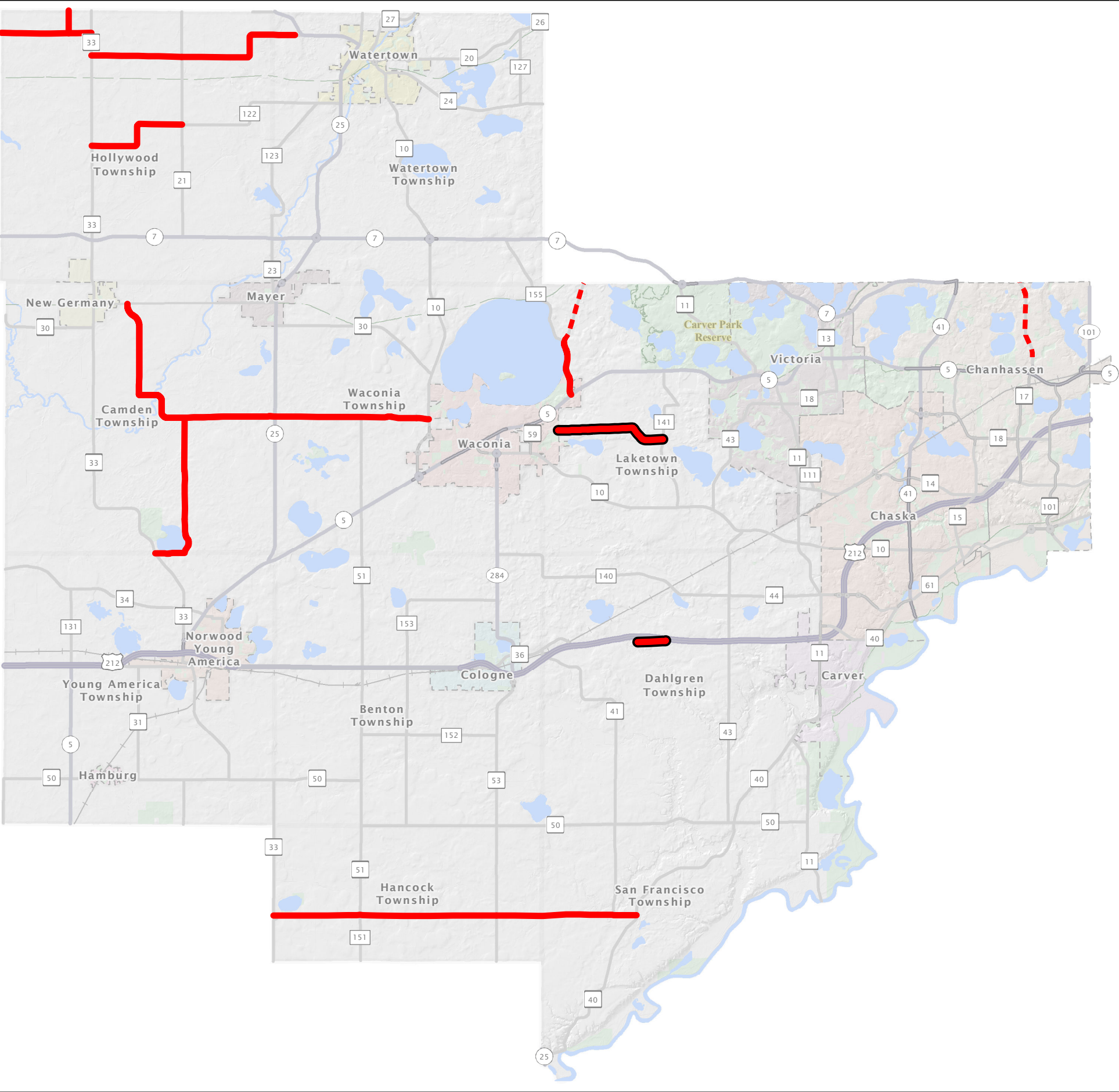
Related Financial/FTE Comments:

Office use only:

RBA 2023 - 9061

2023 Furnish Bituminous Material
Carver County Public Works
County Project #2302
4/18/2023

Bid Name	Total
Pearson Bros., Inc.	\$548,017.50
Henry G. Meigs, LLC	\$558,280.00



2023 Highway Preservation Plan - Seal Coating

- Township**
- Seal Coat
- County**
- Seal Coat (Year 4)
 - Seal Coat (Year 12)

Road	Segment	Miles	Emulsion	Rock
			Gallons	
17	1300 FT North of TH 5 to CL	1.81	17,095	492
20	MC line to Neaton Ave	7.15	37,869	1,090
32	CSAH 30 to CR 135	2.37	16,885	486
32	CR 135 to TH 25	2.00	9,519	274
32	TH 25 to CSAH 10	3.40	16,494	475
52	CSAH 33 to CSAH 51	1.92	9,023	260
52	CSAH 51 to CSAH 53	3.03	14,334	413
52	CSAH 53 to CSAH 40	3.11	14,815	426
92	CR 155 to CL	1.53	11,584	333
92	TH 5 to CR 155	2.64	11,604	334
122	CSAH 33 TO CSAH 21	2.45	11,360	327
133	North CL to CR 20	0.53	2,463	71
135	CSAH 33 to CSAH 32	3.69	17,233	496
Airport Rd	141 to Waconia City limit 13,454 FT	2.55	11,848	341
Herb Farm Ct	Kelly Ave to culdesac end	0.67	3,113	90



This map was created using a compilation of information and data from various City, County, State, and Federal offices. It 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.



Public Works Division
11360 Hwy 212, Suite 1
Cologne, MN 55322
(952) 466-5200
Created: 3/17/2023

Carver County Board of Commissioners Request for Board Action



Agenda Item:

Add Professional-Level STOC to Carver County Outpatient Services

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

Meeting Date: 5/2/2023

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:

Currently, the outpatient clinic at First Street Center (FSC) does not have sufficient Licensed Practical Nurse (LPN) staffing for the psychiatric services being provided. A professional-level Seasonal/Temporary/On Call (STOC) is needed to support the in person activities of health metrics and preparation for psychiatric services on days with higher volume than can be managed by the current staffing. Our contract with Innovatel for tele-prescribing services requires FSC to have a nurse on-site to perform pre-visits and other duties 100% of the time. Due to current staffing absences, we are not able to meet the requirements for pre-visits, have had to reduce the number of clients being scheduled, and are unable to meet productivity expectations for prescribing services. Budget Stabilization Account (BSA) funds, in the amount of \$21,000, needed to cover the cost of this STOC position were approved by the County Board on 09/07/2021 (RBA 2021-7839).

ACTION REQUESTED:

Motion to approve the addition of a professional-level STOC position at First Street Center.

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:

BSA funds 11-480-740-1120-6119. \$21k approved via RBA 7839.

Office use only:

RBA 2023 - 9062

Carver County Board of Commissioners Request for Board Action



Agenda Item:

Contract with First Call for Help Itasca County

Primary Originating Division/Dept: Health & Human Services

Meeting Date: 5/2/2023

Contact: Stephanie Combey Title: Human Services Manager - Beh

Item Type:

Consent

Amount of Time Requested: minutes

Presenter: Title:

Attachments: ☐ Yes ☒ No

Strategic Initiative:

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

BACKGROUND/JUSTIFICATION:

The Health and Human Services (HHS) division is requesting approval of a Professional Service Agreement (PSA) to provide phone coverage for Carver County and McLeod County Crisis lines, including receipt of child protection calls, between the hours of 1:00 a.m. to 7:00 a.m. daily, with the possible addition of hours during times of no other coverage. This service is sought due to the ongoing, long-term lack of interested or available Carver County staff to cover these shifts and the requirement of our Crisis certification and State contracts to provide 24/7/365 coverage of incoming crisis calls. The service provider, First Call for Help Itasca County, currently provides similar services for many other crisis programs in Minnesota and is one of the four National Suicide Prevention Lifeline call centers.

No county levy will be required for this PSA. The PSA, not to exceed \$25,500, will be funded by an already existing and approved federal Crisis Grant. The PSA is pending finalization through the internal contract review process and is identified to begin on 06/02/2023.

ACTION REQUESTED:

Motion to approve the Professional Service Agreement with First Call for Help Itasca County pending finalization through the internal contract review process.

FISCAL IMPACT: Included in current budget

If "Other", specify:

FTE IMPACT: None

FUNDING

County Dollars =

Crisis FMAP Grant \$25,500.00

Total \$25,500.00

☒ Insert additional funding source

Related Financial/FTE Comments:

NTE \$25,500 to be paid by Crisis FMAP Grant fund 11-480-756

Office use only:

RBA 2023 - 9064

Carver County Board of Commissioners Request for Board Action



Agenda Item:

Carver County Right of Way Plat No. 34 for the Highway 40 Project

Primary Originating Division/Dept: Public Works - Program Delivery

Meeting Date: 5/2/2023

Contact: Luke Kranz

Title: Assistant County Surveyor

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 2024 construction season includes the reconstruction of Highway 40 from State Highway No. 25 north to CSAH No. 52. In order to meet state and federal regulations, additional right-of-way acquisition in some areas is necessary.

The County Surveyor has prepared CARVER COUNTY RIGHT OF WAY PLAT NO. 34 to simplify the writing of easement descriptions and to identify to the public the County's interest in the highway right of way.

ACTION REQUESTED:

Motion to adopt a resolution to approve CARVER COUNTY RIGHT OF WAY PLAT NO. 34 and authorize the Chair of the County Board to sign the plat

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 2023 - 9067

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

Date: May 2, 2023

Resolution No: _____

Motion by Commissioner: _____

Seconded by Commissioner: _____

Carver County Right of Way Plat No. 34

WHEREAS, Carver County will be improving County State Aid Highway (CSAH) No. 40 from MN State Hwy No. 25 northerly to County State Aid Highway (CSAH) No. 52; and

WHEREAS, the County Surveyor has prepared Carver County Right of Way Plat No. 34 to simplify the writing of legal descriptions and to identify to the public the County's interest in the highway right of way.

NOW, THEREFORE BE IT RESOLVED, that the Carver County Board of Commissioners approves Carver County Right of Way Plat No. 34 and authorizes the Chair of the County Board to sign the plat.

YES

ABSENT

NO

STATE OF MINNESOTA
COUNTY OF CARVER

I, Dave Hemze, duly appointed and qualified County Administrator of the County of Carver, State of Minnesota, do hereby certify that I have compared the foregoing copy of this resolution with the original minutes of the proceedings of the Board of County Commissioners, Carver County, Minnesota, at its session held on the 2nd day of May, 2023, now on file in the Administration office, and have found the same to be a true and correct copy thereof.

Dated this 2nd day of May, 2023.

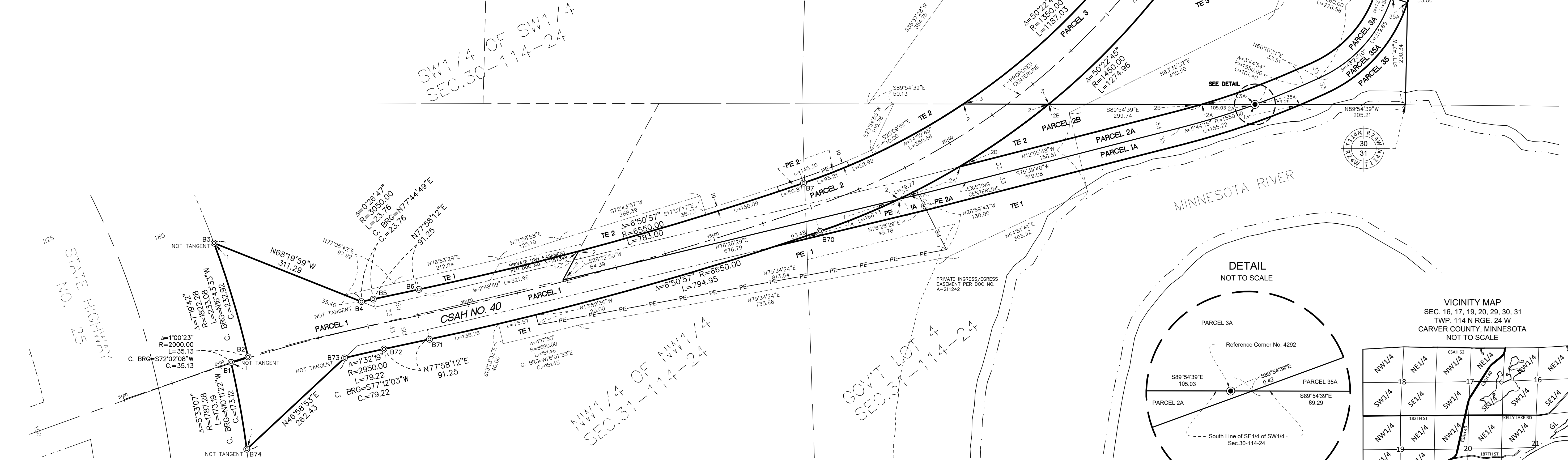
Dave Hemze

County Administrator

CARVER COUNTY RIGHT OF WAY PLAT NO. 34

PLAT FILE NO.
C.R. DOC. NO.
R.T. DOC. NO.

PARCEL NUMBER	RECORD OWNER	LOCATION	PARCEL ID NO.	RECORDED DOC. NO.	EXISTING ROAD RW (SQ FT)	TURNBACK (SQ FT)	NEW ROAD RW (SQ FT)	TOTAL ROAD RW (SQ FT)	PERMANENT EASEMENT (SQ FT)	TEMPORARY EASEMENT (SQ FT)	INTEREST
1	MICHAEL F & SHIRLEY CARNEY	PART OF NW1/4 OF NW1/4 & GOV'T LOT 4, SEC.31, T114, R24	08.0300200	TODD A692601	105,890	•	19,610	125,500	43,650	48,747	EASEMENT
1A	MICHAEL F & SHIRLEY CARNEY	PART OF GOV'T LOT 4, SEC.31, T114, R24	08.0300200	TODD A692601	•	23,908	•	•	4,936	•	•
2	STEINKRAUS J&M PROPERTIES, LLC NORBERT A. KRAUS & CLAIRE J. FOX-KRAUS (CONTRACT PURCHASER)	PART OF NW1/4 OF NW1/4 & GOV'T LOT 4, SEC.31, T114, R24	08.0310100	QCD A702844 CFD A758805	24,121	•	45,223	69,344	1,457	18,711	EASEMENT
2A	STEINKRAUS J&M PROPERTIES, LLC NORBERT A. KRAUS & CLAIRE J. FOX-KRAUS (CONTRACT PURCHASER)	PART OF GOV'T LOT 4, SEC.31, T114, R24	08.0310100	QCD A702844 CFD A758805	•	19,809	•	•	171	•	•
2B	STEINKRAUS J&M PROPERTIES, LLC NORBERT A. KRAUS & CLAIRE J. FOX-KRAUS (CONTRACT PURCHASER)	PART OF GOV'T LOT 4, SEC.31, T114, R24	08.0310100	QCD A702844 CFD A758805	•	•	•	•	•	9,780	FEE?
3	SCHMIDT ACRES, LP	PART OF SE1/4 OF SW1/4, SEC.30, T114, R24	08.0300800	LWD A296440	21,165	•	122,206	143,371	35,925	279,801	EASEMENT
3A	SCHMIDT ACRES, LP	PART OF SE1/4 OF SW1/4, SEC.30, T114, R24	08.0300800	LWD A296440	•	32,906	•	•	•	•	•
33A	DANIEL L & MEGAN M CHARD	PART OF SE1/4 OF SW1/4, SEC.30, T114, R24	08.0300730	QCD A455966	•	15,676	•	•	•	•	•
34	STATE OF MINNESOTA	PART OF GOV'T LOT 3, SEC.30, T114, R24	08.0300600	WD 16973,2100	•	1,983	•	•	•	•	•
35	JOHN M SIEGFRIED	PART OF SE1/4 OF SW1/4, SEC.30, T114, R24	08.0300900	CFL A263449	•	•	•	•	•	•	FEE
35A	JOHN M SIEGFRIED	PART OF SE1/4 OF SW1/4, SEC.30, T114, R24	08.0300900	CFL A263449	•	10,782	•	•	•	•	FEE
39	UNKNOWN	PART OF SE1/4 OF SW1/4, SEC.30, T114, R24	UNKNOWN	UNKNOWN	•	5,428	•	•	•	•	•



NOTES:

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

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

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

All right angle road widths shown are to the proposed construction centerline.

The Carver County Board of Commissioners pursuant to resolution number _____, dated _____, is hereby designating the definite location of a portion of the right-of-way of County State Aid Highway No. 40 in the NW1/4 Sec.16; SW1/4, SE1/4, and NE1/4 Sec.17; SE1/4 Sec.19; SW1/4 and NW1/4 Sec.20; NW1/4 Sec.29; SW1/4, SE1/4, and NE1/4 Sec.30; and N1/2 Sec.31, Township 114 North, Range 24 West, Carver County, Minnesota as shown on this official plat of said right-of-way, pursuant to Minnesota Statutes Sections 160.085 and 160.14.

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

Chair _____ Attest _____

I hereby certify that this plat was prepared by me or under my direct supervision and that I am a duly Licensed Land Surveyor under the laws of the State of Minnesota; that this plat meets the requirements of Minnesota Statutes Chapter 160.085 and Chapter 160.14, Subdivision I, that all parcels of land affected by the acquisition are correct as shown on this plat; that monuments indicating the boundary lines will be correctly placed in the ground after completion of construction; that all measurements are correctly shown on this plat; and that the right-of-way boundary lines are correctly designated on this plat.

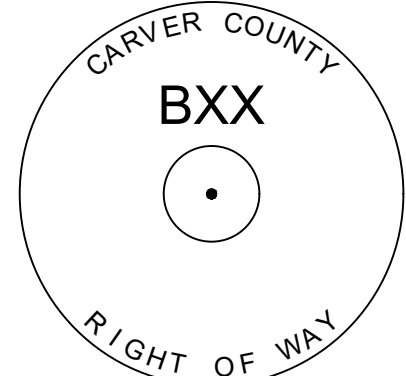
Brian E. Praske, Carver County Surveyor
Minnesota License Number 44646

I hereby certify that this plat was filed this _____ day of _____, 20____ at _____ o'clock _____ M. as Document Number _____.

_____, Carver County Recorder

I hereby certify that this plat was filed this _____ day of _____, 20____ at _____ o'clock _____ M. as Document Number _____.

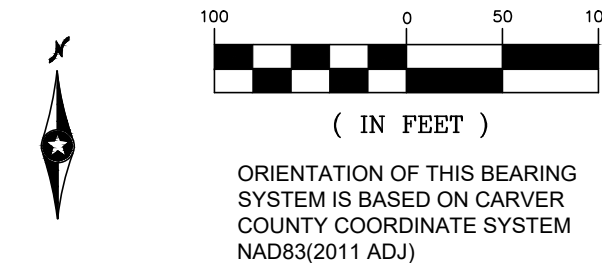
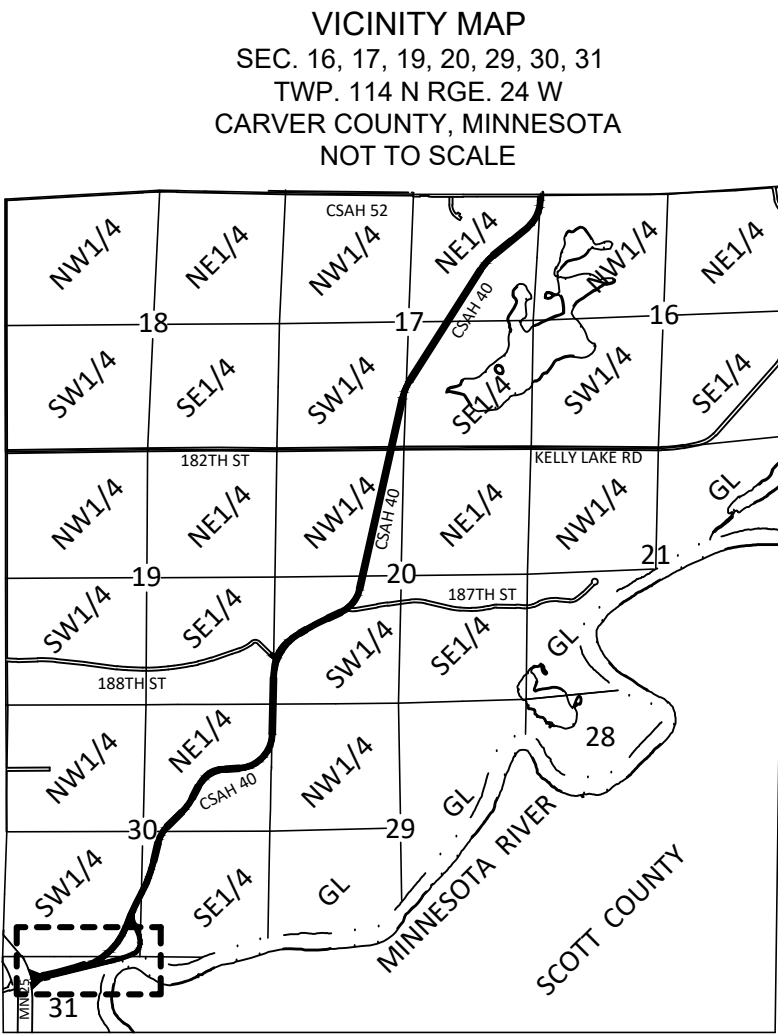
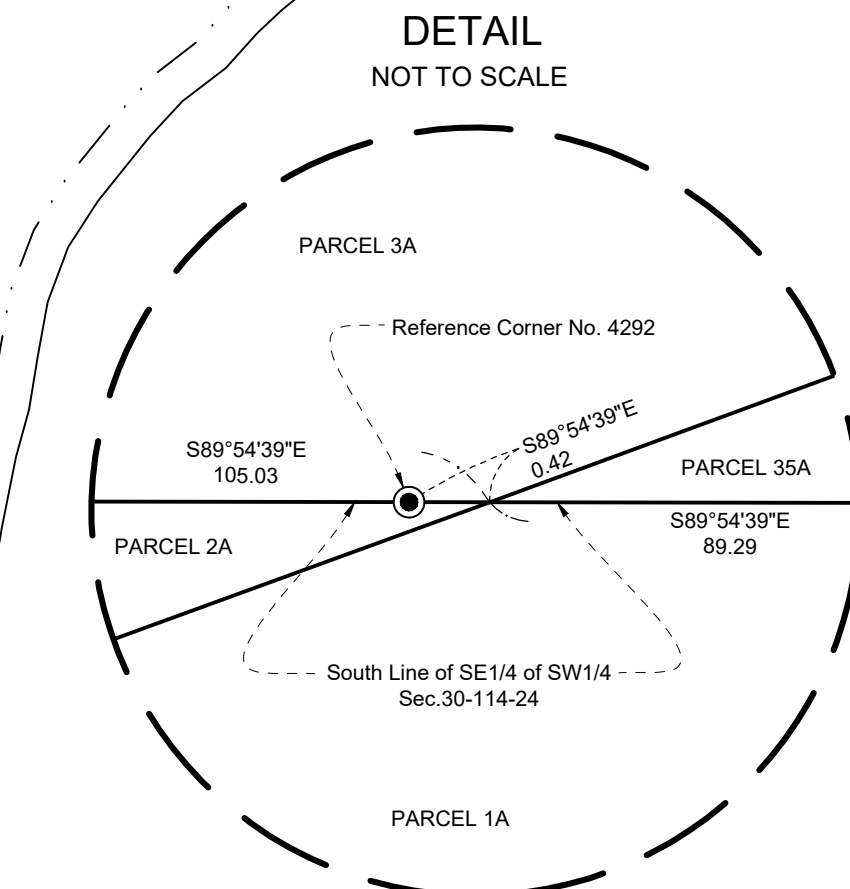
_____, Carver County Registrar of Title



- Carver County Cast Iron Monument
- Individual Parcel Limits
- Boundary Corner with set 3/4 inch by 18 inch iron pipe with an aluminum cap stamped Carver County RW and the boundary corner number (see monument detail).
- Found monument as noted

- Existing Right of Way Line
- PE — PE — Permanent Easement
- Temporary Easement

R= Curve Radius
Δ= Curve Central Angle
L= Curve Length
C.BRG= Curve Chord Bearing

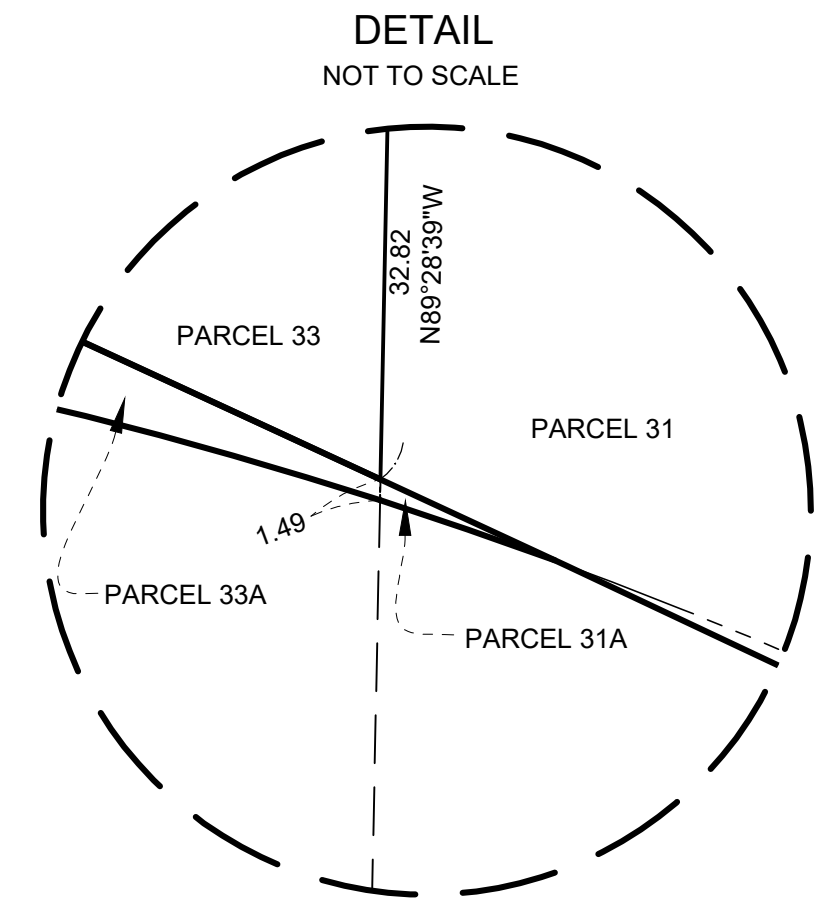
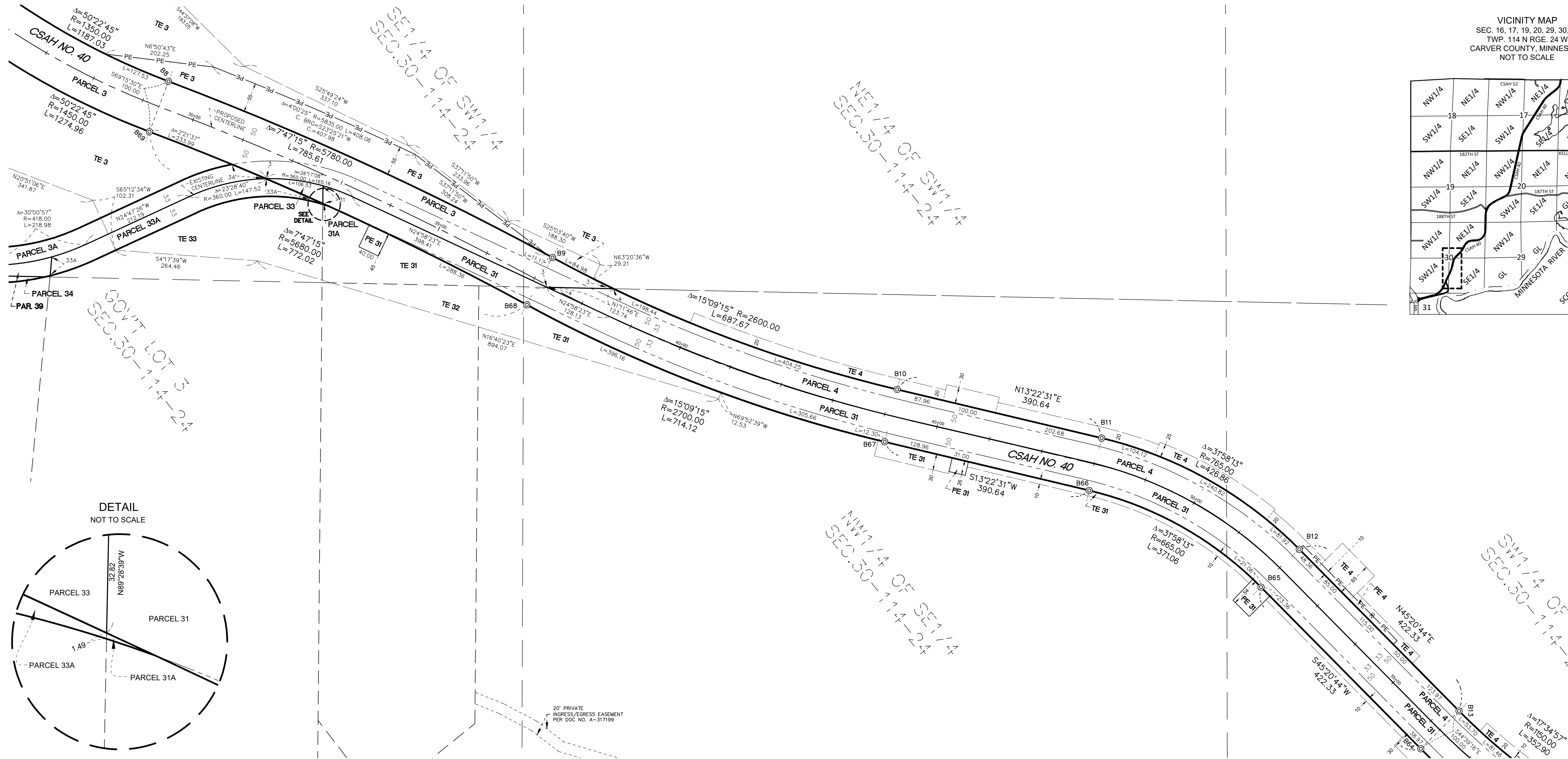
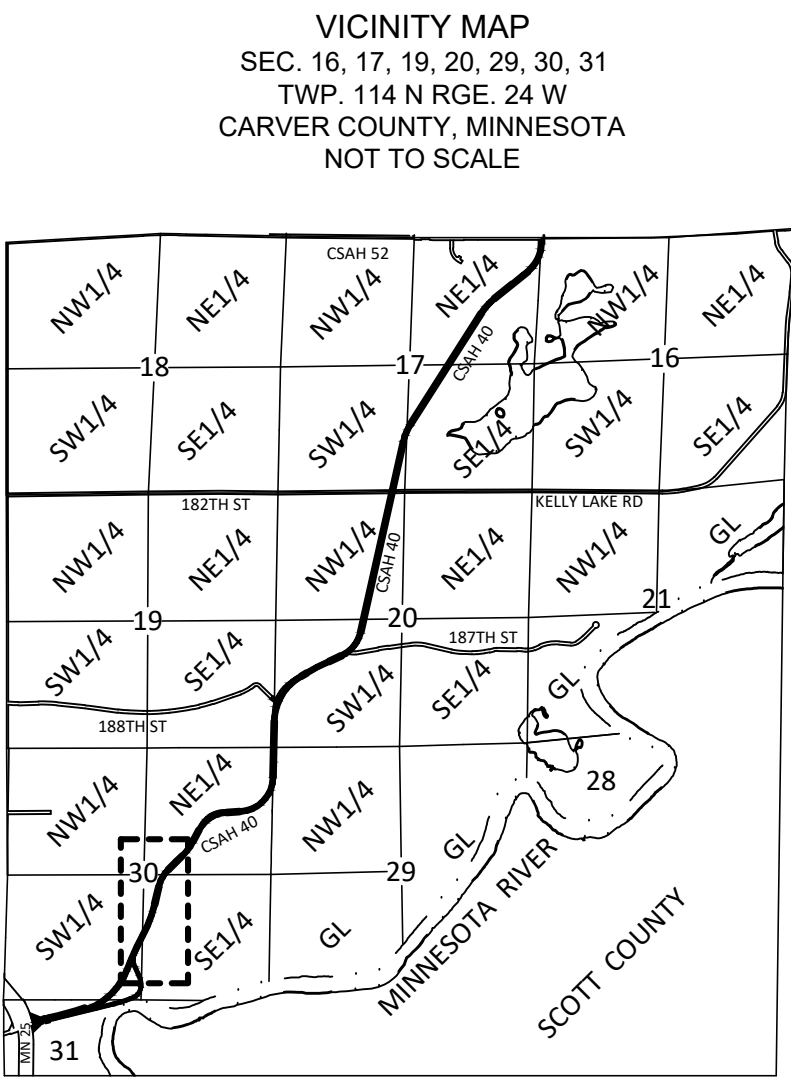


C.S.A.H. No. 40 (188844)

Public Works Division
11360 Hwy 212, Suite 1
Cologne, MN 55322
952.466.5200

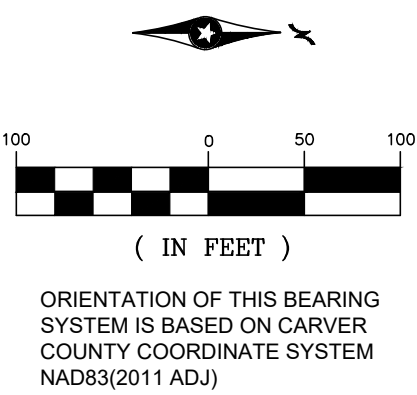
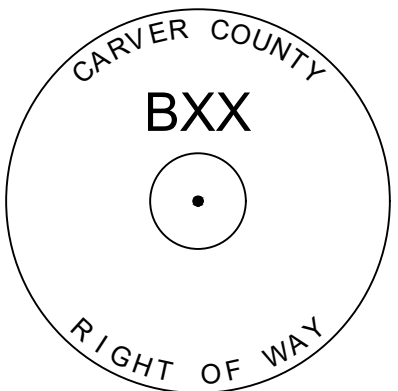
CARVER COUNTY RIGHT OF WAY PLAT NO. 34

PLAT FILE NO.
C.R. DOC. NO.
R.T. DOC. NO.



PARCEL NUMBER	RECORD OWNER	LOCATION	PARCEL ID NO.	RECORDED DOC. NO.	EXISTING ROAD RW (SQ FT)	TURNBACK (SQ FT)	NEW ROAD RW (SQ FT)	TOTAL ROAD RW (SQ FT)	PERMANENT EASEMENT (SQ FT)	TEMPORARY EASEMENT (SQ FT)	INTEREST
3	SCHMIDT ACRES, LP	PART OF SE1/4 OF SW1/4, SEC.30, T114, R24	08.0300800	LWD A296440	21,165	•	122,206	143,371	35,925	279,801	EASEMENT
3A	SCHMIDT ACRES, LP	PART OF SE1/4 OF SW1/4, SEC.30, T114, R24	08.0300800	LWD A296440	•	32,906	•	•	•	•	•
4	BRIAN S & WANDA K OVERLINE	PART OF SW1/4 OF NE1/4, NW1/4 OF SE1/4, SEC.30, T114, R24	08.0300720	QCD A391508	80,324	•	38,987	119,311	2,770	48,161	EASEMENT
31	C.L.C. DEVELOPMENT, INC	PART OF E1/2 OF SE1/4, E1/2 OF SEC.30, T114, R24	08.0300700	WD A226074	142,741	•	85,853	228,594	34,009	93,812	EASEMENT
31A	C.L.C. DEVELOPMENT, INC	PART OF SE1/4 OF SW1/4, SEC.30, T114, R24	08.0300700	WD A226074	•	9	•	•	•	•	•
32	THOMAS L CHARD	PART OF GOV'T LOT 3, SEC.30, T114, R24	08.0300500	QCD A561948	•	•	•	•	•	10,469	•
33	DANIEL L & MEGAN M CHARD	PART OF SE1/4 OF SW1/4, SEC.30, T114, R24	08.0300730	QCD A455966	1,986	•	•	1,986	•	33,882	EASEMENT
33A	DANIEL L & MEGAN M CHARD	PART OF SE1/4 OF SW1/4, SEC.30, T114, R24	08.0300730	QCD A455966	•	33,882	•	•	•	•	•
34	STATE OF MINNESOTA	PART OF GOV'T LOT 3, SEC.30, T114, R24	08.0300600	QCD A455966	•	1,983	•	•	•	•	•
39	UNKNOWN	PART OF SE1/4 OF SW1/4, SEC.30, T114, R24	UNKNOWN	UNKNOWN	•	5,428	•	•	•	•	•

- Carver County Cast Iron Monument
- Individual Parcel Limits
- Boundary Corner with set 3/4 inch by 18 inch iron pipe with an aluminum cap stamped Carver County RW and the boundary corner number (see monument detail).
- Found monument as noted
- Existing Right of Way Line
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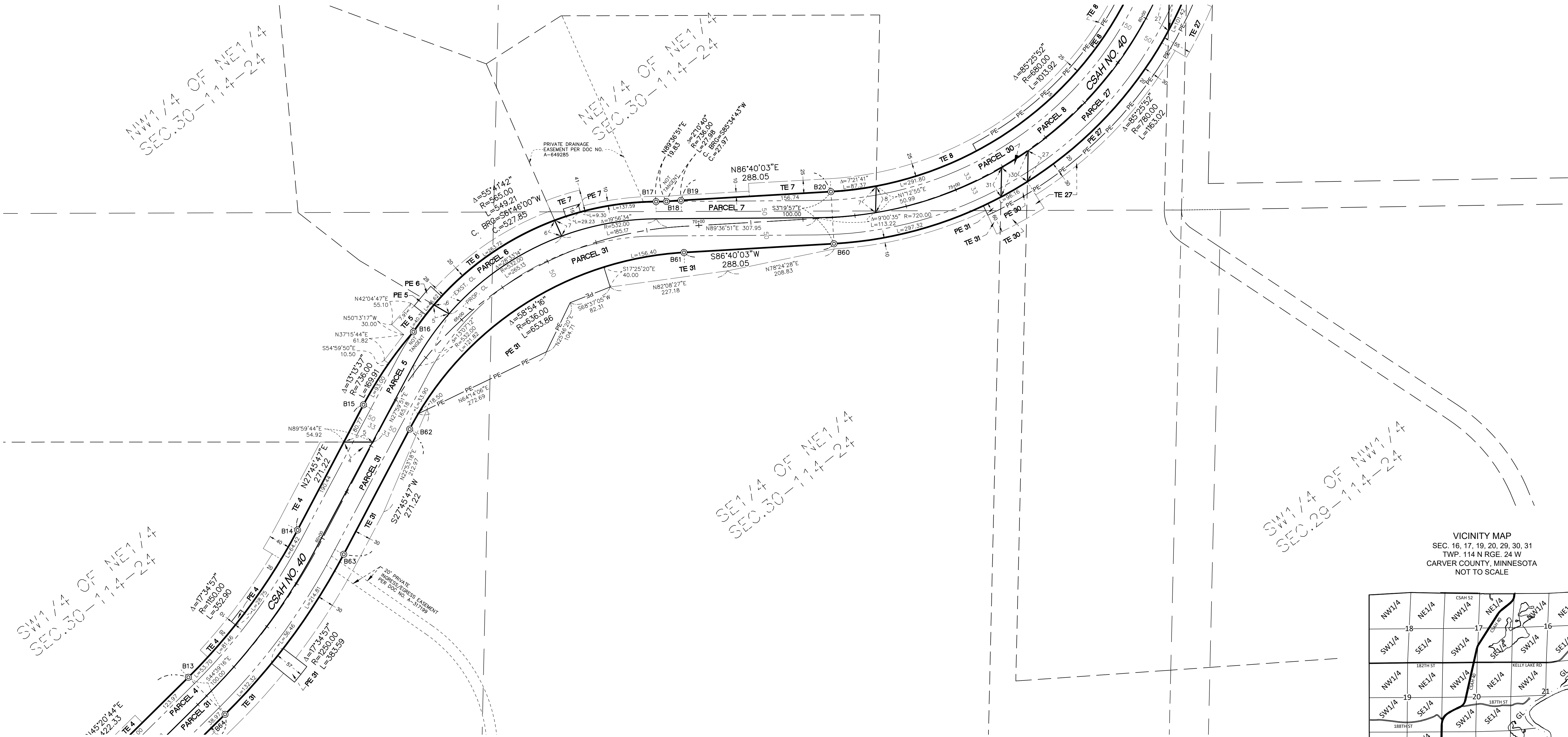


C.S.A.H. NO. 40 (188844)

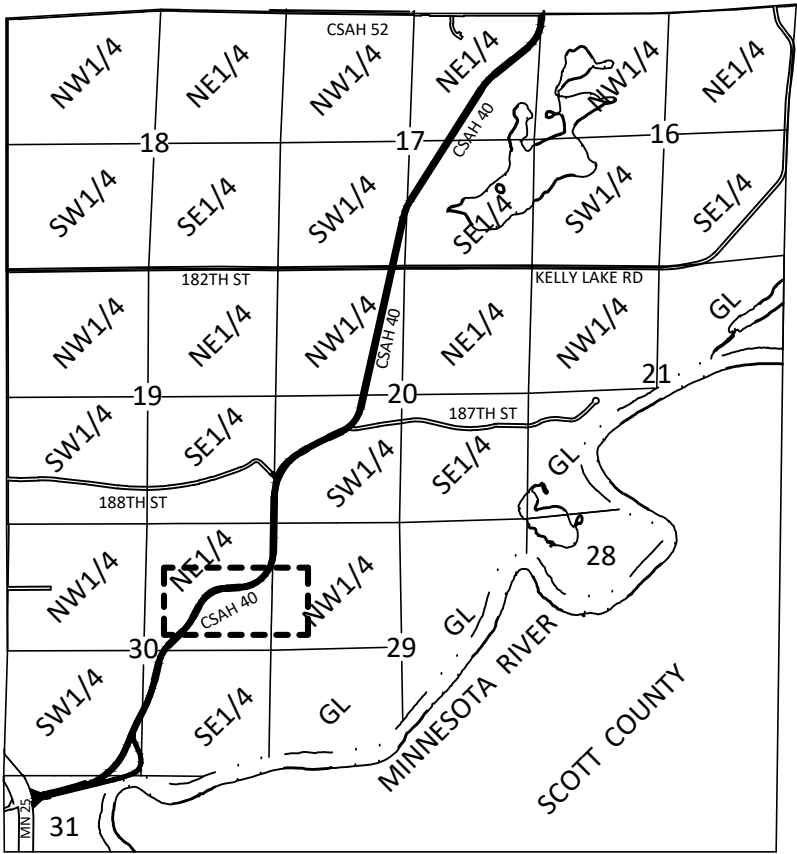
Public Works Division
11360 Hwy 212, Suite 1
Cologne, MN 55322
952.466.5200

CARVER COUNTY RIGHT OF WAY PLAT NO. 34

PLAT FILE NO.
C.R. DOC. NO.
R.T. DOC. NO.

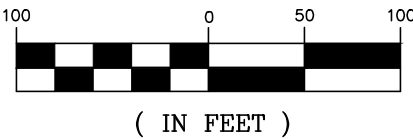
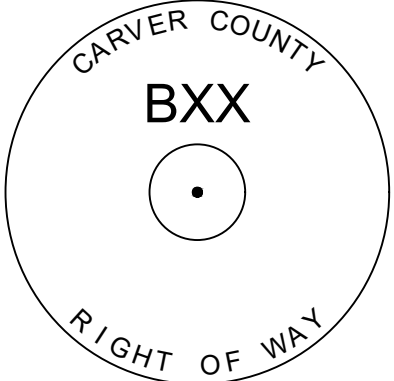


VICINITY MAP
SEC. 16, 17, 19, 20, 29, 30, 31
TWP. 114 N RGE. 24 W
CARVER COUNTY, MINNESOTA
NOT TO SCALE



PARCEL NUMBER	RECORD OWNER	LOCATION	PARCEL ID NO.	RECORDED DOC. NO.	EXISTING ROAD RW (SQ FT)	TURNBACK (SQ FT)	NEW ROAD RW (SQ FT)	TOTAL ROAD RW (SQ FT)	PERMANENT EASEMENT (SQ FT)	TEMPORARY EASEMENT (SQ FT)	INTEREST
4	BRIAN S & WANDA K OVERLINE	PART OF SW1/4 OF NE1/4, NW1/4 OF SE1/4, SEC.30, T114, R24	08.0300720	QCD A391508	51,527	•	25,726	77,253	2,770	34,697	EASEMENT
5	SHEILA A & STEPHEN L HENDRICKS	PART OF W1/2 OF NE1/4, SEC.30, T114, R24	08.0300710	WD A704651	9,786	•	2,892	12,678	640	2,764	EASEMENT
6	MATTHEW J FLYKT & JILL K HINK	PART OF NE1/4, SEC.30, T114, R24	08.0301200	WD A732890	9,088	•	•	9,088	697	5,357	EASEMENT
7	ERIK LOOMIS	PART OF NE1/4, SEC.30, T114, R24	08.0190120	WD A661522	20,247	•	4,169	24,416	444	11,496	EASEMENT
8	GLEN A & HEIDI S SCHMIDT	PART OF N1/2 OF NE1/4, SEC.30, T114, R24 & PART OF E1/2 OF SEC.19, T114, R24	08.0190130	WD A712079	80,656	•	36,991	117,647	10,502	33,418	EASEMENT
27	SEVER PETERSON FAMILY TRUST, BERT & BONNIE NOTERMANN; REVOC. TRUST AGREEMENT OF THOMAS M REDMOND	PART OF E1/2 OF NE1/4, SEC.30, T114, R24 & PART OF SEC.29, T114, R24 & PART OF S1/4 OF SW1/4, SEC.20, T114, R24	08.0200300	QCD A505806, CERT 34267, CERT 34266	57,619	•	31,028	88,647	13,859	14,754	EASEMENT
28	WM MUELLER & SONS, INC.	PART OF E1/2 OF SEC.30, T114, R24 & WEST 1/2 OF SEC.29, T114, R24	08.0290100	WD A37342	4,078	•	1,439	5,517	1,530	1,157	EASEMENT
30	AMELIA R BERRY	PART OF NE1/4 OF SEC.30, T114, R24 & SW1/4 OF NW1/4, SEC.29, T114, R24	08.0300100	WD A670471	1,964	•	915	2,879	1,167	2,304	EASEMENT
31	C.L.C. DEVELOPMENT, INC	PART OF E1/2 OF SE1/4, E1/2 OF SEC.30, T114, R24	08.0300700	WD A226074	142,741	•	85,853	228,594	34,009	93,812	EASEMENT

- Carver County Cast Iron Monument
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- Boundary Corner with set 3/4 inch by 18 inch iron pipe with an aluminum cap stamped Carver County RW and the boundary corner number (see monument detail).
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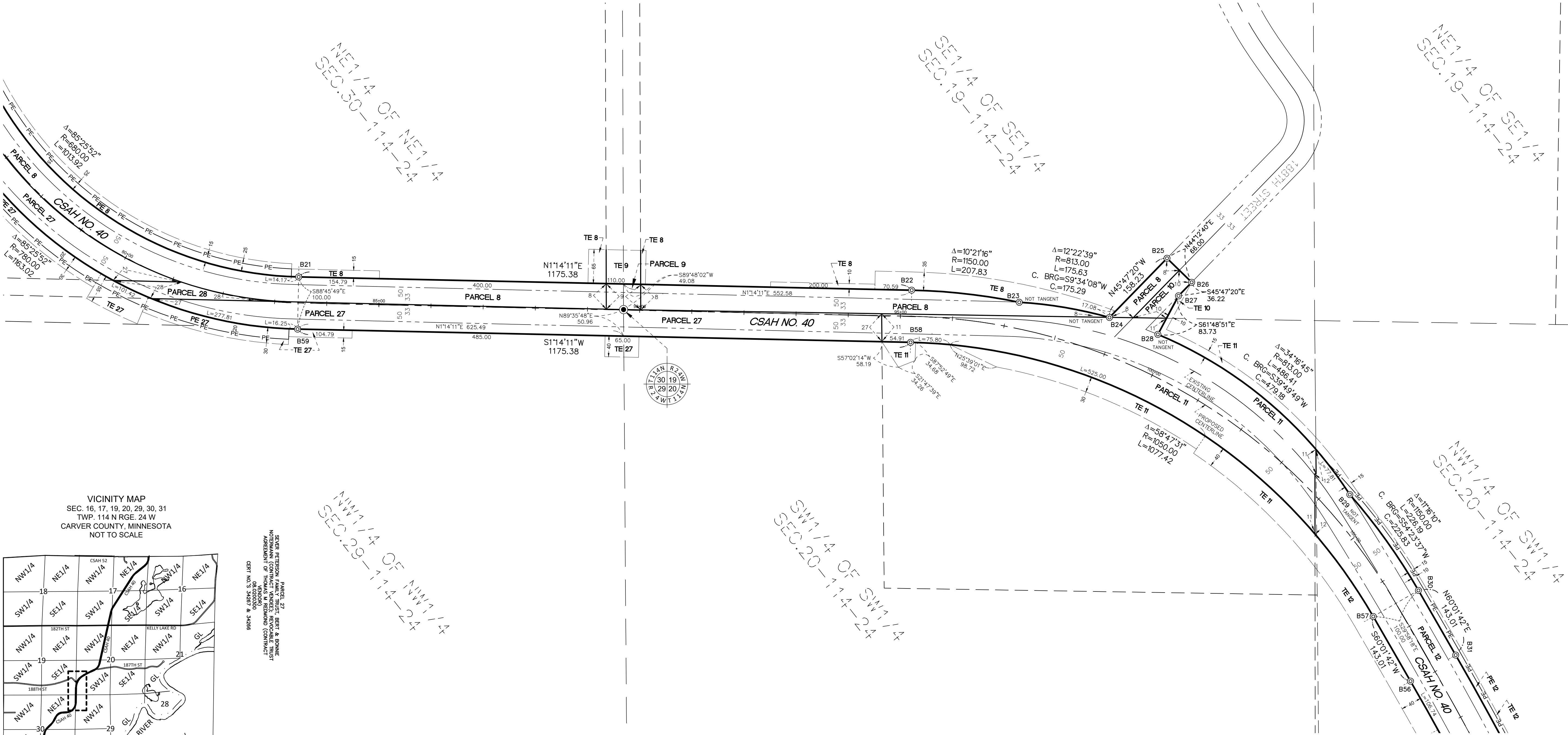


ORIENTATION OF THIS BEARING SYSTEM IS BASED ON CARVER COUNTY COORDINATE SYSTEM NAD83(2011 ADJ)

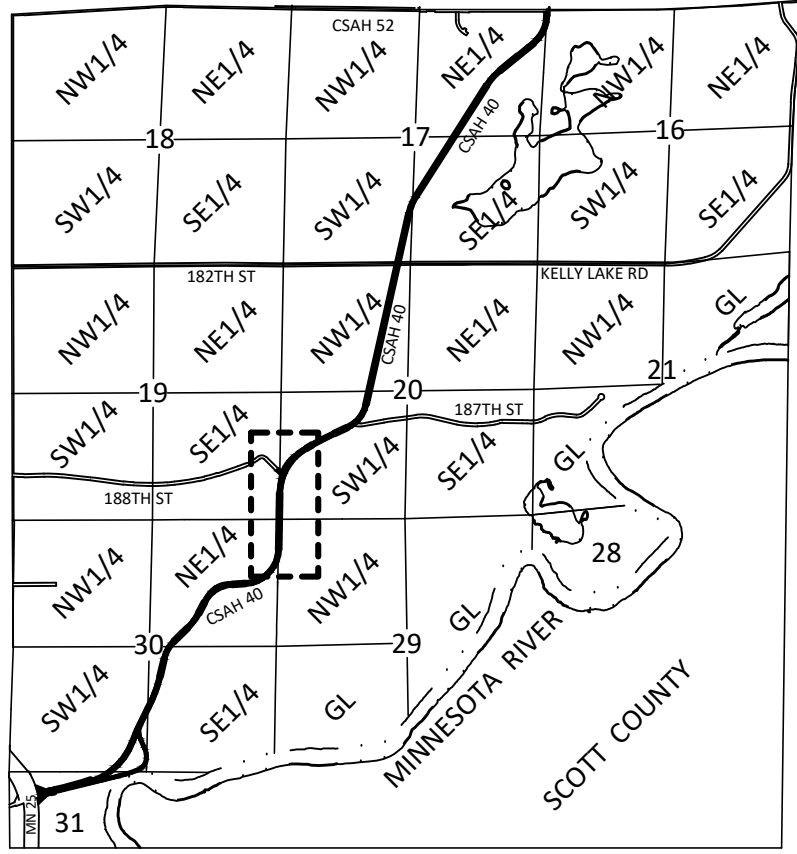
C.S.A.H. NO. 40 (188844)

CARVER COUNTY RIGHT OF WAY PLAT NO. 34

PLAT FILE NO.
C.R. DOC. NO.
R.T. DOC. NO.



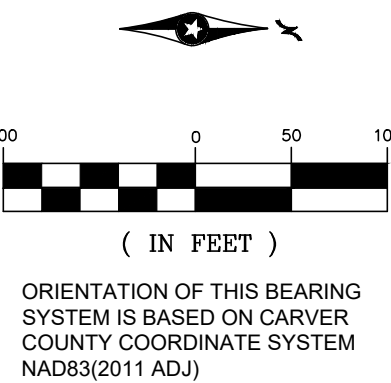
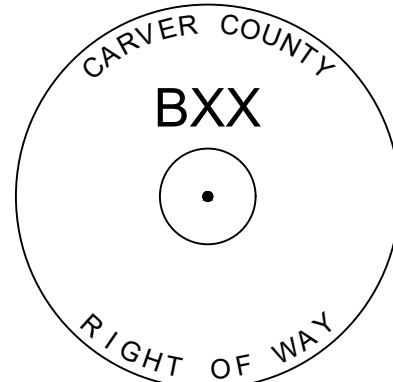
VICINITY MAP
SEC. 16, 17, 19, 20, 29, 30, 31
TWP. 114 N RGE. 24 W
CARVER COUNTY, MINNESOTA
NOT TO SCALE



SEVER PETERSON FAMILY TRUST, BERT & BONNIE
NOTERMANN (CONTRACT GRANTOR, REVOCABLE TRUST
AGREEMENT OF THOMAS M REDMOND)
(ENDORSED)
CERT NO'S 34027 & 34068

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8	GLENN A & HEIDI S SCHMIDT	PART OF N1/2 OF NE1/4, SEC.30, T114, R24 & PART OF E1/2 OF SEC.19, T114, R24	08.0190130	WD A712079	80,656	•	36,991	117,647	10,502	33,418	EASEMENT
9	GLENN A & HEIDI S SCHMIDT	PART OF NE1/4 OF NE1/4, SEC.30 & PART OF SE1/4 OF SE1/4, SEC.19, T114, R24	08.0190100	QCD A423448	2,157	•	1,078	3,235	•	4,291	EASEMENT
10	TERRY J & JENNIFER M SCHMIDT	PART OF SE1/4 OF SE1/4, SEC.19, T114, R24	08.0190210	WD A188627	3,670	•	399	4,069	•	635	EASEMENT
11	STUART H EISCHENS	PART OF SW1/4 OF SW1/4, SEC.20, T114, R24	08.0200700	CERT 24859	52,004	•	41,732	93,736	•	34,155	EASEMENT
12	DOUGLAS D HILLSTROM	PART OF N1/2 OF SW1/4, SE1/4 OF NW1/4, SEC.20, T114, R24	08.0200400	QCD A578574	255,407	•	116,523	371,930	22,975	236,510	EASEMENT
27	SEVER PETERSON FAMILY TRUST, BERT & BONNIE NOTERMANN; REVOC. TRUST AGREEMENT OF THOMAS M REDMOND	PART OF E1/2 OF NE1/4, SEC.30 & PART OF SEC.29, T114, R24 & PART OF S1/4 OF SW1/4, SEC.20, T114, R24	08.0200300	QCD A505806, CERT 34267, CERT34266	57,619	•	31,028	88,647	13,859	14,754	EASEMENT
28	WM MUELLER & SONS, INC.	PART OF E1/2 OF SEC.30, T114, R24 & WEST 1/2 OF SEC.29, T114, R24	08.0290100	WD A37342	4,078	•	1,439	5,517	1,530	1,157	EASEMENT

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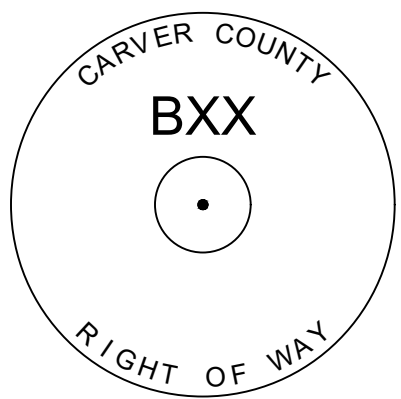
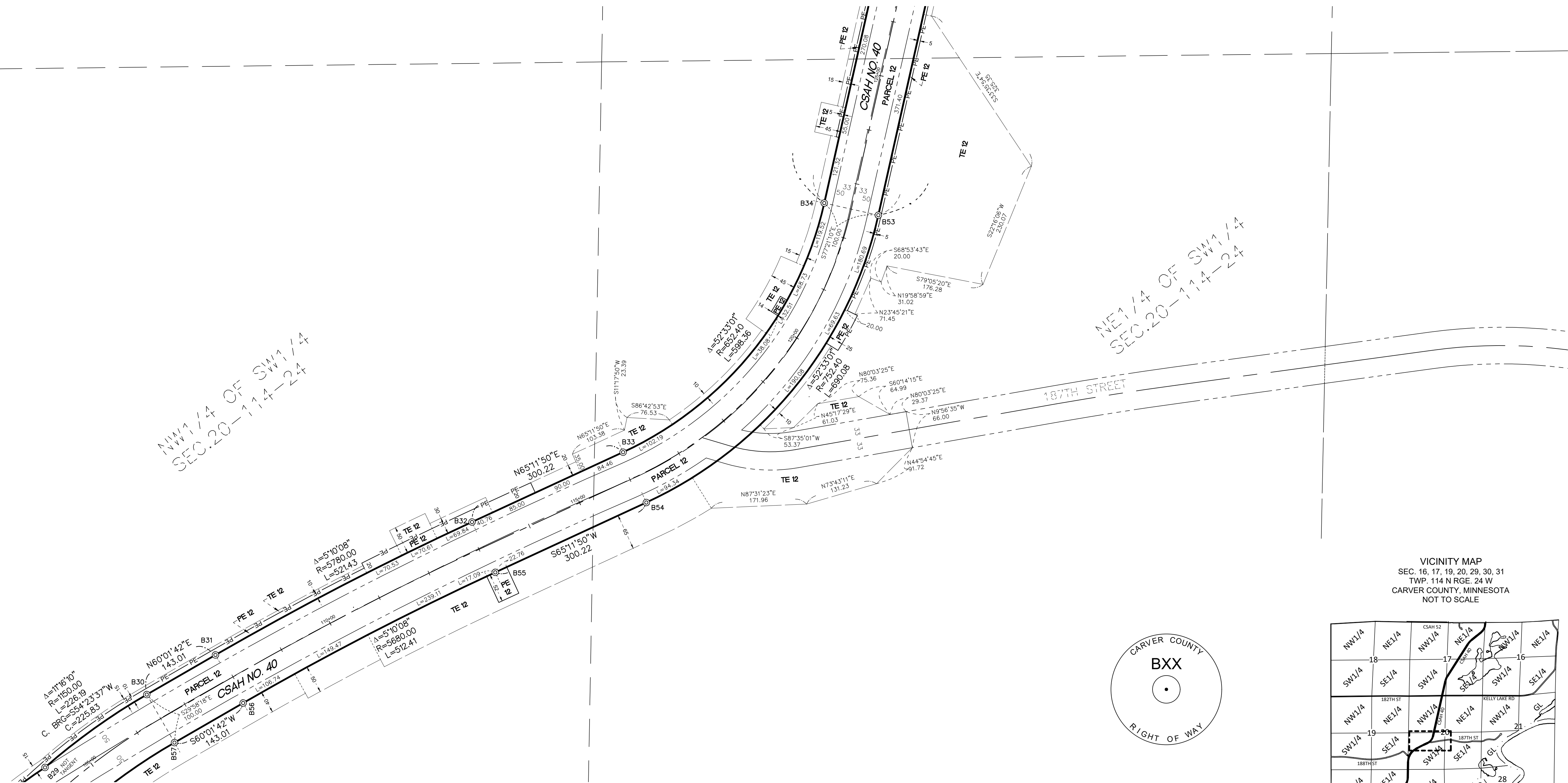


C.S.A.H. NO. 40 (188844)

Public Works Division
11360 Hwy 212, Suite 1
Cologne, MN 55322
952.466.5200

CARVER COUNTY RIGHT OF WAY PLAT NO. 34

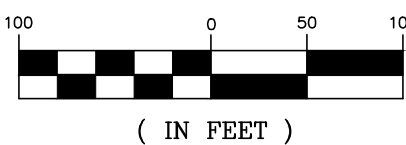
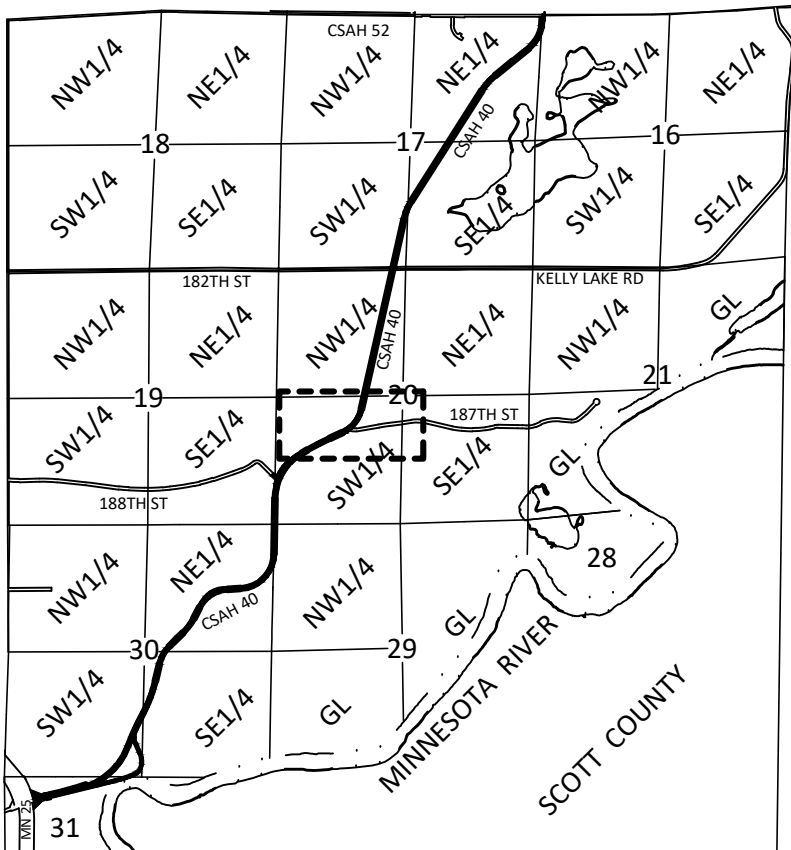
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TWP. 114 N RGE. 24 W
CARVER COUNTY, MINNESOTA
NOT TO SCALE



(IN FEET)
ORIENTATION OF THIS BEARING
SYSTEM IS BASED ON CARVER
COUNTY COORDINATE SYSTEM
NAD83(2011 ADJ)

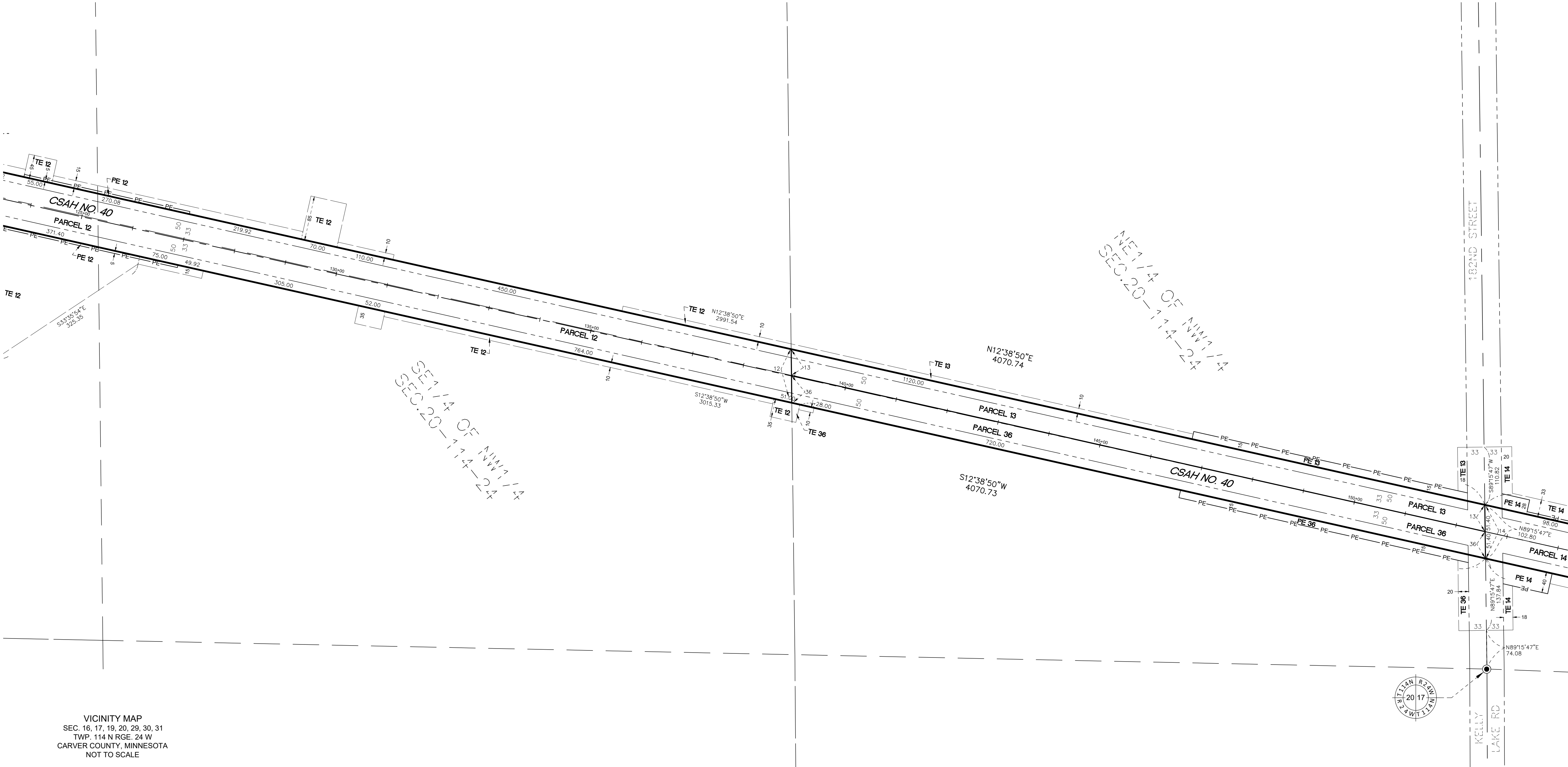
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12	DOUGLAS D HILLSTROM	PART OF N1/2 OF SW1/4, SE1/4 OF NW1/4, SEC.20, T114, R24	08.0200400	QCD A578574	255,407	•	116,523	371,930	22,975	236,510	EASEMENT

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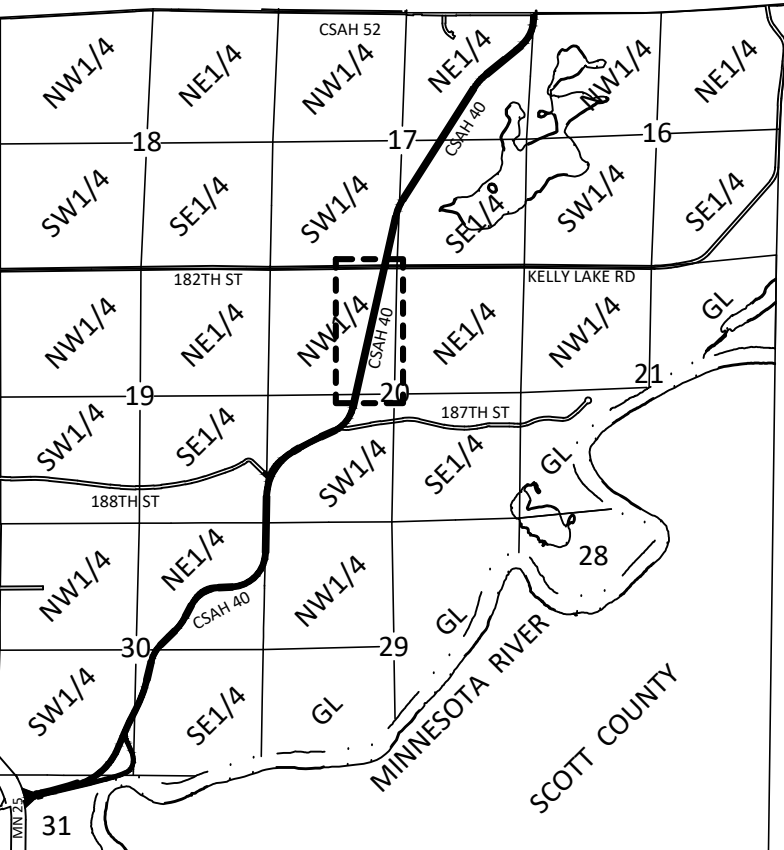
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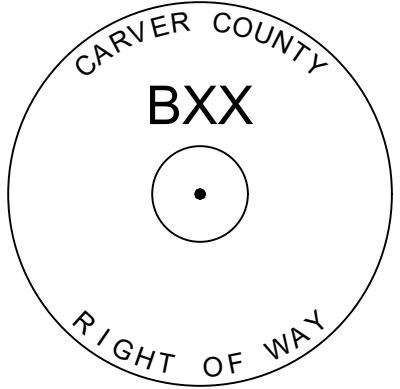
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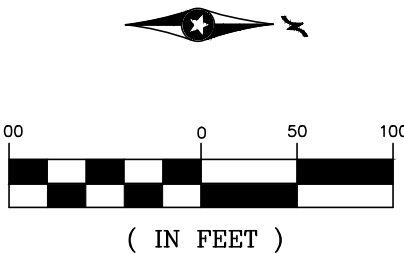


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12	DOUGLAS D HILLSTROM	PART OF N1/2 OF SW1/4, SE1/4 OF NW1/4, SEC.20, T114, R24	08.0200400	QCD A578574	255,407	•	116,523	371,930	22,975	236,510	EASEMENT
13	DOUGLAS D HILLSTROM	PART OF NE1/4 OF NW1/4, SEC.20, T114, R24	08.0200610	WD A207971	49,078	•	21,770	70,848	8,093	9,425	EASEMENT
14	DOUGLAS D HILLSTROM	PART OF SE1/4 OF SW1/4 & SW1/4 OF SE1/4, SEC.17, T114, R24	08.0170700	QCD A739442	94,850	•	45,201	140,051	7,200	31,861	EASEMENT
36	ANNE M KEENAN	PART OF NE1/4 OF NW1/4 & NW1/4 OF NE1/4, SEC.20, T114, R24	08.0200605	QCD A754196	49,421	•	23,401	72,822	8,503	3,344	EASEMENT



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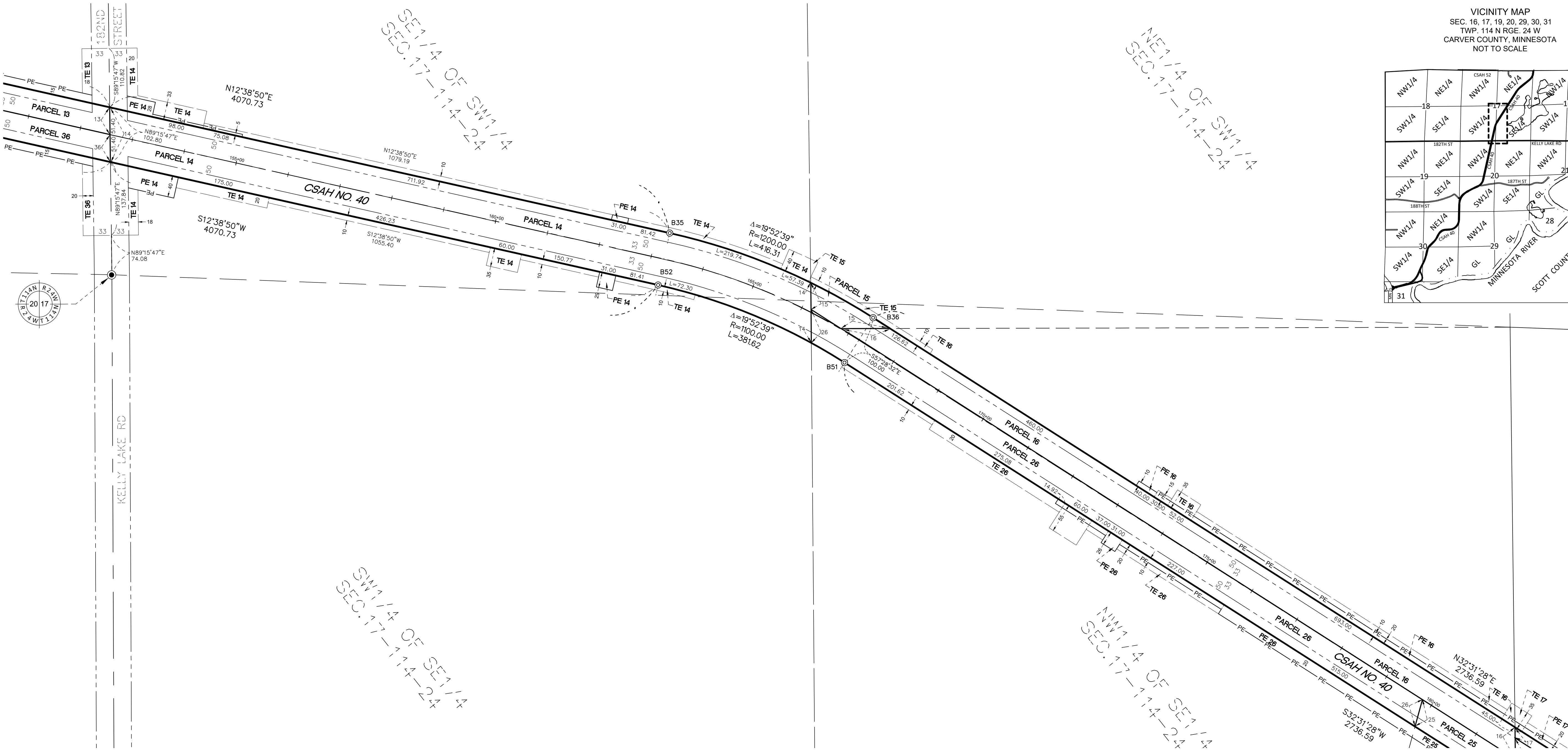
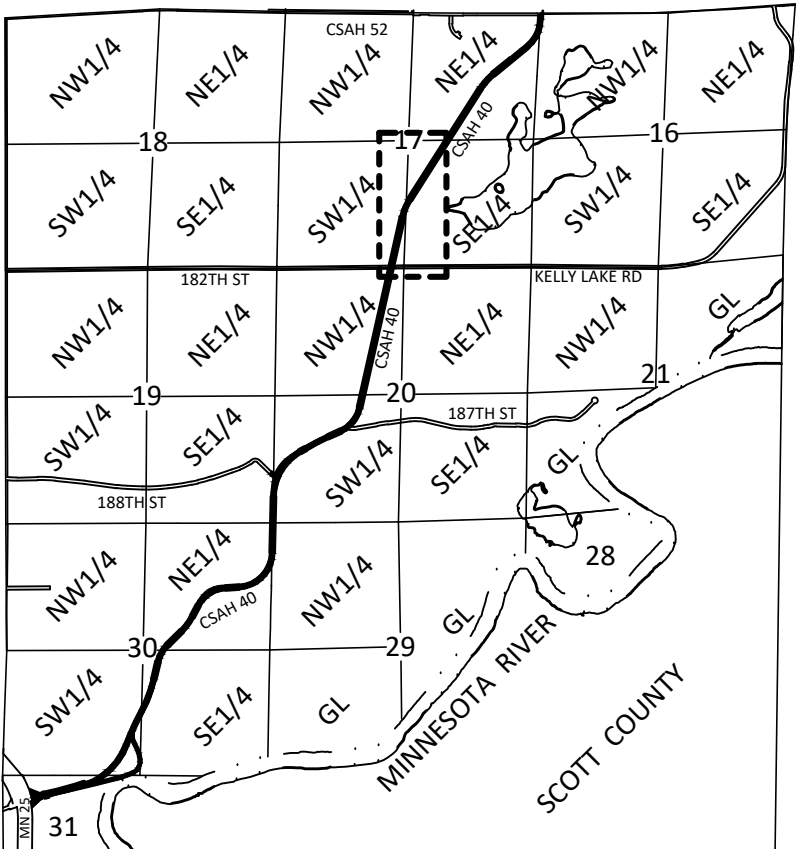
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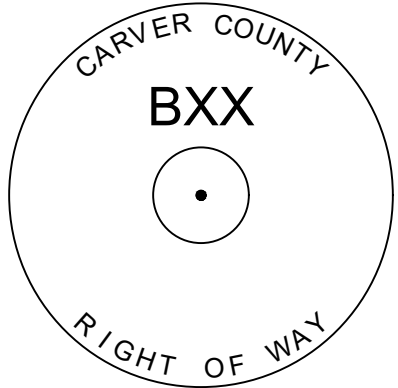
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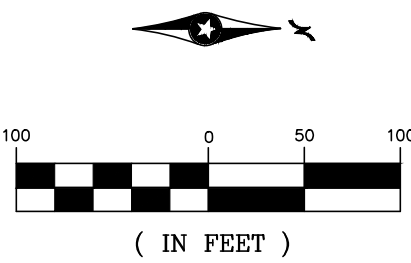


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14	DOUGLAS D HILLSTROM	PART OF SE1/4 OF SW1/4 & SW1/4 OF SE1/4, SEC.17, T114, R24	08.0170700	QCD A739442	94,850	•	45,201	140,051	7,200	31,861	EASEMENT
15	DOUGLAS D HILLSTROM	PART OF NE1/4 OF SW1/4 & NW1/4 OF SE1/4, SEC.17, T114, R24	08.0171100	QCD A526751	3,224	•	2,478	5,702	•	2,069	EASEMENT
16	DEAN G & NANCY A GAVIN	PART OF NW1/4 OF SE1/4, SEC.17, T114, R24	08.0170110	WD A264185	48,391	•	23,096	71,487	8,416	9,569	EASEMENT
25	LARS E & DARCY R AKERBERG	PART OF NW1/4 OF SE1/4 & NE1/4 OF SE1/4, SEC.17, T114, R24	08.0170100	WD A400302	7,034	•	3,808	10,842	3,026	4,479	EASEMENT
26	LARS E & DARCY R AKERBERG	PART OF NW1/4 OF SE1/4, SEC.17, T114, R24	08.0170120	WD A316164	44,861	•	23,894	68,755	12,769	13,007	EASEMENT



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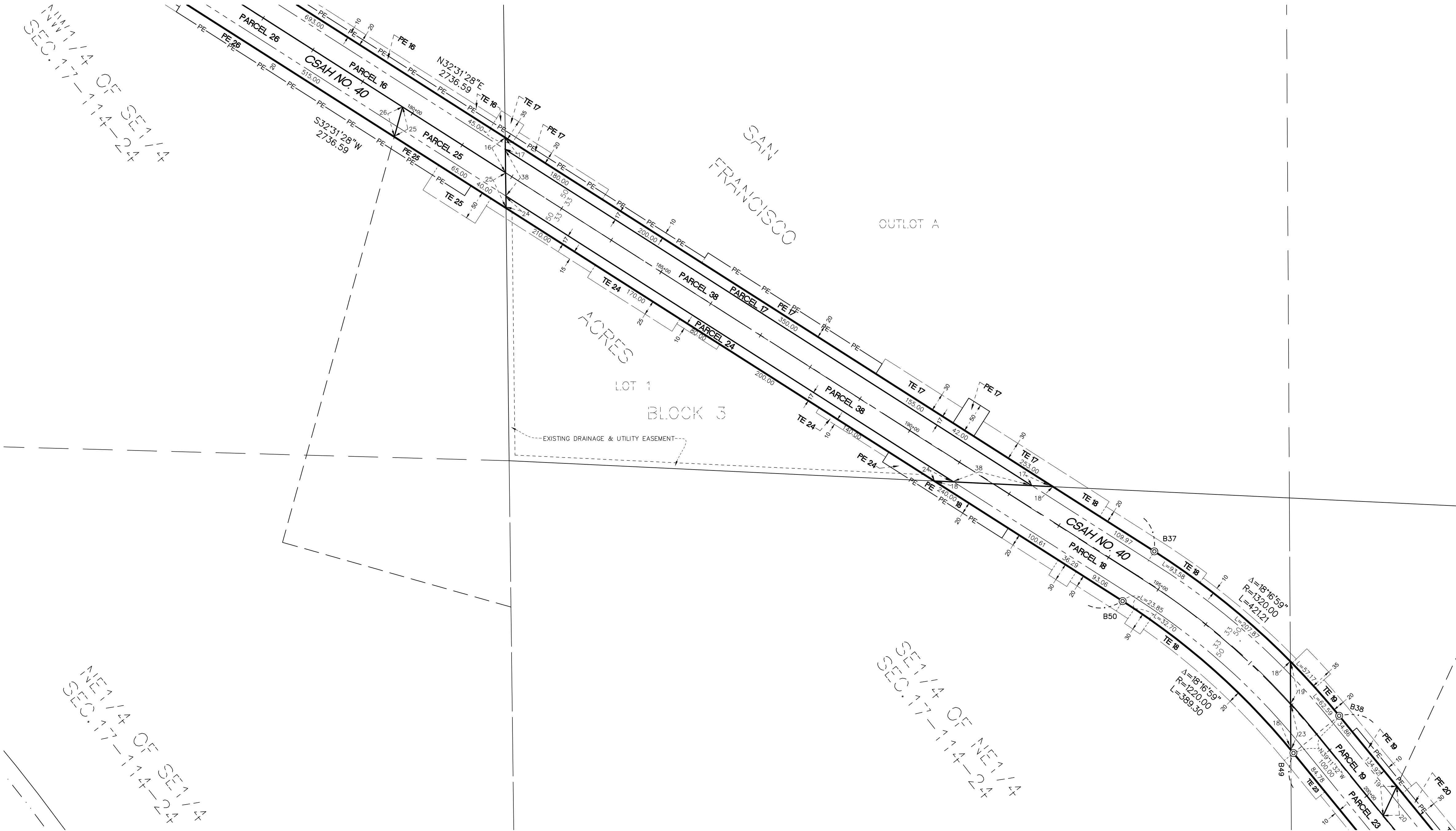
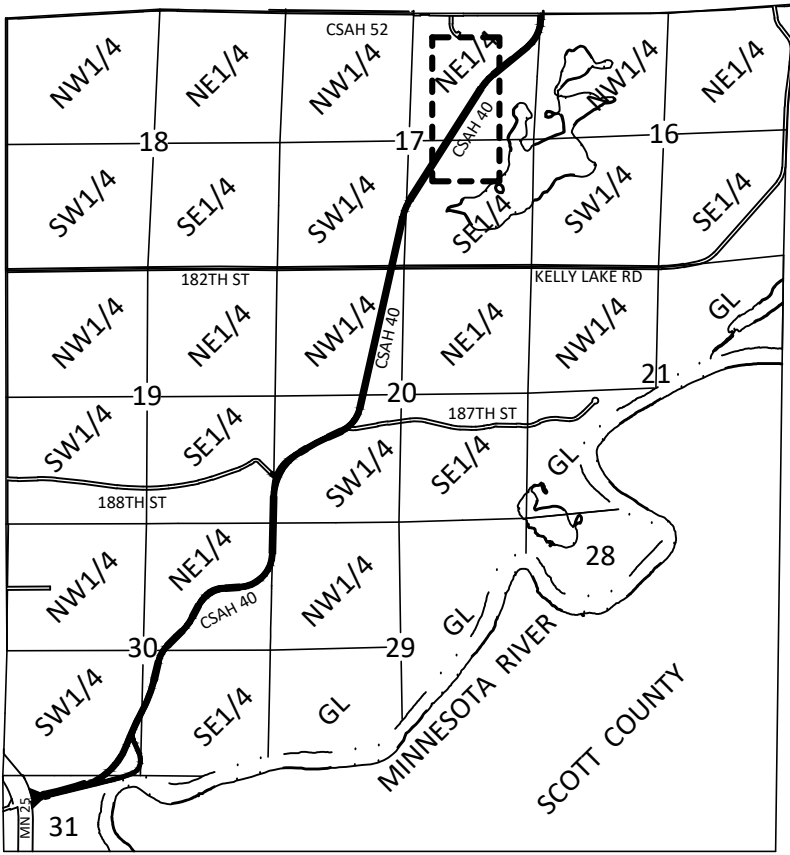
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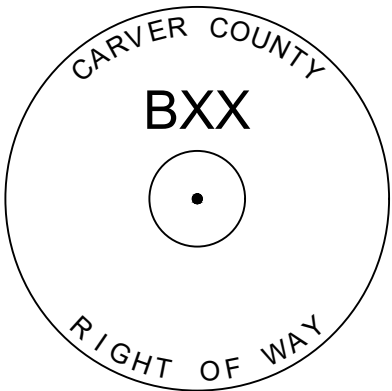
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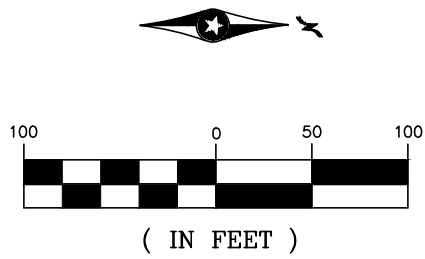


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16	DEAN G & NANCY A GAVIN	PART OF NW1/4 OF SE1/4, SEC.17, T114, R24	08.0170110	WD A264185	48,391	•	23,096	71,487	8,416	9,569	EASEMENT
17	ROXANNE E PIEPER INTERVIVOS REVOC. TRUST	PART OF OUTLOT A, SAN FRANCISCO ACRES	08.8550050	WD A637924	•	•	18,651	18,651	13,084	12,749	EASEMENT
18	BUTLER BROTHERS PARTNERSHIP, LLC	PART OF SE1/4 OF NE1/4, SEC.17, T114, R24	08.0160700	WD A667671	41,571	•	21,456	63,027	3,325	21,229	EASEMENT
19	KENNETH L & KUM CHA SIEBER	PART OF NE1/4 OF NE1/4, SEC.17, T114, R24	08.0170520	WD A120451	8,505	•	4,363	12,868	1,171	5,202	EASEMENT
20	MARK D ALEATA M DAUWALTER	PART OF NE1/4 OF NE1/4, SEC.17, T114, R24	08.0170510	WD A141411	10,336	•	5,379	15,715	4,413	5,588	EASEMENT
23	BUTLER BROTHERS PARTNERSHIP, LLC	PART OF NE1/4 OF NE1/4, SEC.17, T114, R24	08.0170400	WD A667671	47,318	•	23,019	70,337	1,050	18,748	EASEMENT
24	JAMES S ODEGAARD & MOLLY C ODEGAARD	PART OF LOT 1, BLOCK 3, SAN FRANCISCO ACRES	08.8550040	WD A756046	•	•	14,766	14,766	1,475	9,071	EASEMENT
25	LARS E & DARCY R AKERBERG	PART OF NW1/4 OF SE1/4 & NE1/4 OF SE1/4, SEC.17, T114, R24	08.0170100	WD A400302	7,034	•	3,808	10,842	3,026	4,479	EASEMENT
26	LARS E & DARCY R AKERBERG	PART OF NW1/4 OF SE1/4, SEC.17, T114, R24	08.0170120	WD A316164	44,861	•	23,894	68,755	12,769	13,007	EASEMENT
38	DEDICATED	SAN FRANCISCO ACRES	•	PLT A307941	64,676	•	•	64,676	•	•	•



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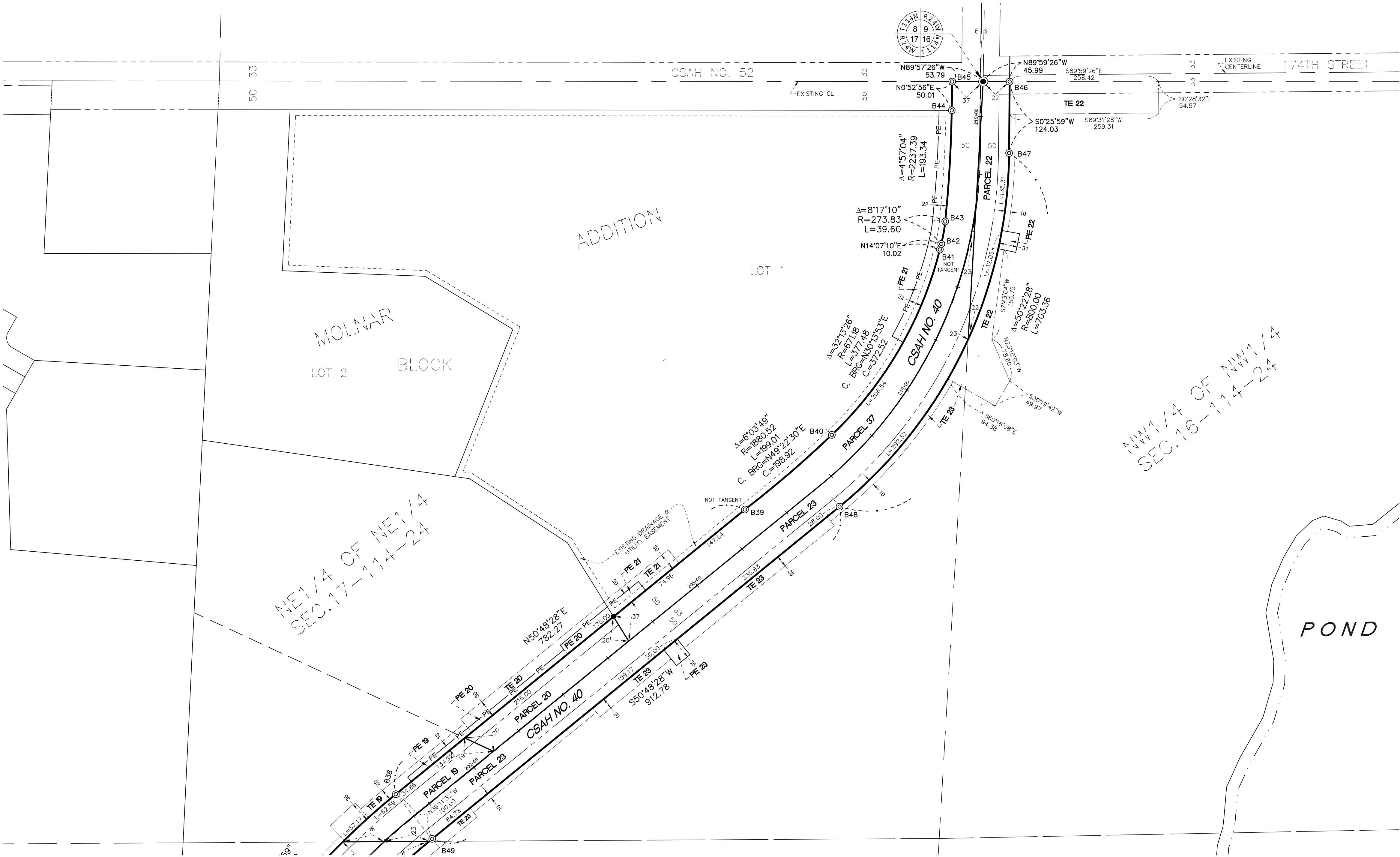
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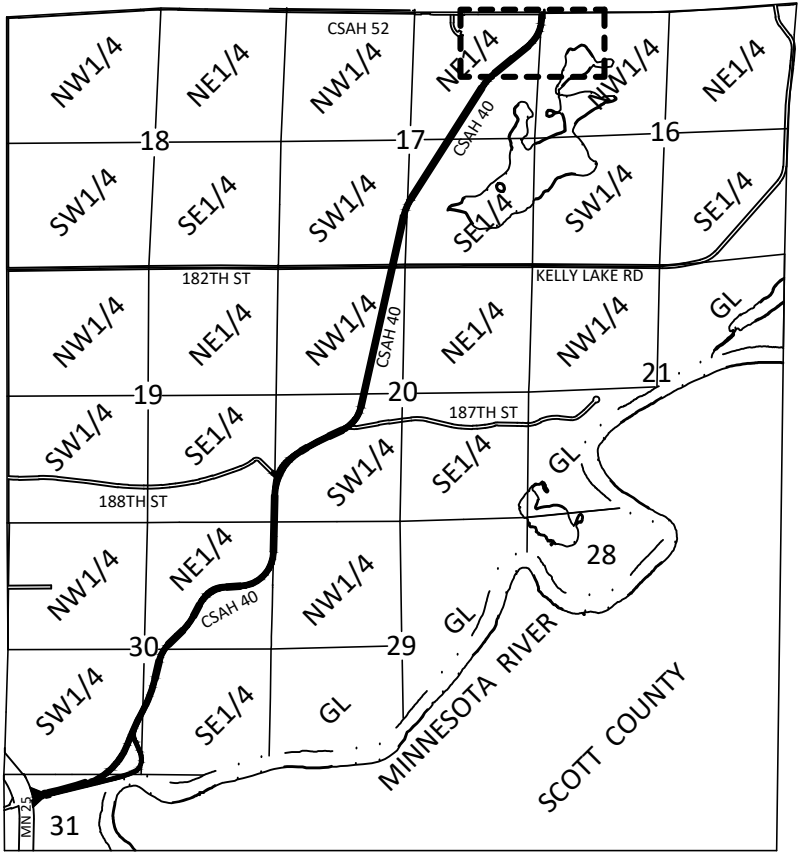
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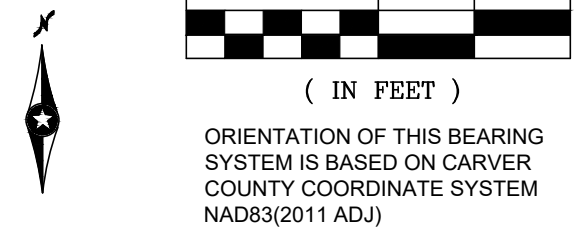
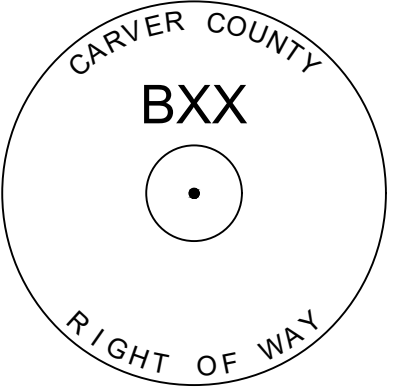


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20	MARK D ALEATA M DAUWALTER	PART OF NE1/4 OF NE1/4, SEC.17, T114, R24	08.0170510	WD A141411	10,336	•	5,379	15,715	4,413	5,588	EASEMENT
21	MADISON MARIE NELSON, KAREN JEAN KING, MITCHELL JAMISON	PARK OF LOT 1, BLOCK 1, MOLNAR ADDITION	08.8230010	WD A724468	•	•	•	•	5,384	2,087	EASEMENT
22	CHARLES SWANSON	PARK OF NW1/4 OF NW1/4, SEC.16, T114, R24	08.0161400	WD A655192	16,308	•	7,423	23,731	1,013	20,891	EASEMENT
23	BUTLER BROTHERS PARTNERSHIP, LLC	PART OF NE1/4 OF NE1/4, SEC.17, T114, R24	08.0170400	WD A667671	47,318	•	23,019	70,337	1,050	18,748	EASEMENT
37	DEDICATED	MOLNAR ADDITION	•	PLT A232447	56,690	•	•	56,690	•	•	•



Carver County Board of Commissioners Request for Board Action



Agenda Item:

Reorganization of Parks Seasonal Temporary On-Call Hours to 0.6 FTE Park Maintenance Technician

Primary Originating Division/Dept: Public Works - Parks

Meeting Date: 5/2/2023

Contact: Martin Walsh

Title: Parks and Recreation Director

Item Type:

Consent

Amount of Time Requested: minutes

Presenter: Title: Parks and Recreation Director

Attachments: ☐ Yes ☒ No

Strategic Initiative:

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

BACKGROUND/JUSTIFICATION:

The Parks Department is proposing to reorganize budgeted Seasonal Temporary and On-Call (STOC) hours to create a B22 0.6 FTE Park Maintenance Technician position. Justification for the reorganization stems from the difficulty to recruit qualified seasonal staffing to drive larger vehicles with trailers and operate larger mowers in our parks and trail areas. Additionally, due to a 67day employment limitation for STOC employees and because the duration of the mowing season is much longer than this time, STOC employees are not compatible with this operation.

The cost to create the position is \$43,000.

Funding for the position would come from the following existing budget funds

Park Site and Grounds Improvements \$10,000

Reduction in budgeted STOC \$33,000 (0.80 FTE)

Total \$43,000

ACTION REQUESTED:

Motion to approve reorganization of the Parks Department utilizing funding from the existing sources of site and grounds improvements and eliminate 0.80 FTE in STOC budget to create a B22 0.60 FTE Park Maintenance Technician.

FISCAL IMPACT: Budget amendment request form

If "Other", specify:

FUNDING

County Dollars =

\$43,000.00

FTE IMPACT: Other staffing change (grade, classification, hours, etc.)

Total

\$43,000.00

☒ Insert additional funding source

Related Financial/FTE Comments:

Redirection of budget, no additional levy dollars requested.

Summary of Permanent FTEs (does not include Temporary/STOC positions):

2023 Budget Board approved FTEs - 1/1/23 (adjusted based on reconciliation):	757.18
--	--------

Non-levy funded Board Approved net FTE changes so far in 2023:	3.65
--	------

April 4th RBAs non-levy funded net FTE change:	<u>0.60</u>
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2023 Total FTE - 5/2/23	761.43
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Office use only:

RBA 2023 - 9056

Budget Amendment Request Form



To be filled out AFTER RBA submittal

Agenda Item: Reorganization of Parks Seasonal Temporary On-Call Hours to .6FTE Park Technician

Department:

Meeting Date: 5/2/2023

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: FRANCIS KERBER

DEBIT			CREDIT		
Description of Accounts	Acct #	Amount	Description of Accounts	Acct #	Amount
SALARIES - PT	01-520-000-0000-6112	\$43,000.00	SALARIES - STOC	01-520-000-0000-...	\$33,000.00
TOTAL		\$43,000.00	SITE & GROUNDS IMPROVEMENT	01-520-000-0000-...	\$10,000.00
			TOTAL		\$43,000.00

Reason for Request:

RBA-9056

Carver County Board of Commissioners Request for Board Action



Agenda Item:

Charitable Gambling Application for Exempt Permit-Augusta Ball Club Inc

Primary Originating Division/Dept:

Meeting Date:

Contact: Title:

Item Type:

Amount of Time Requested: minutes

Presenter: Title:

Attachments: ☐ Yes ☒ No

Strategic Initiative:

BACKGROUND/JUSTIFICATION:

A Charitable Gambling application for Exempt Permit was received from the Augusta Ball Club Inc. They plan to hold a raffle on October 7, 2023 at the ballpark located at 5950 Hampshire Rd, Chaska, MN 55318. This applicant has received this same type of license previously.

ACTION REQUESTED:

Approval to issue a Charitable Gambling License to the Augusta Ball Club Inc for a raffle to be held on October 7, 2023.

FISCAL IMPACT:

If "Other", specify:

FUNDING

County Dollars =

FTE IMPACT:

Total

\$0.00

☒ Insert additional funding source

Related Financial/FTE Comments:

Office use only:

RBA 2023 - 9045

Carver County Board of Commissioners Request for Board Action



Agenda Item:

Application for a 1 Day to 4 Day Temporary On-Sale Liquor License for Augusta Ball Club

Primary Originating Division/Dept:

Meeting Date:

Contact: Title:

Item Type:

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:

Augusta Ball Club, 5950 Hampshire Rd, Chaska has applied for a 1 Day to 4 Day Temporary On-Sale Liquor License. They are planning an event for June 1st-4th, 2023 and an event for October 7th, 2023. These are for events they hold annually. The event will be held at the meeting house and pavilion. The officers are Chris Huffman (President); Bill Boecker (Vice-President); Trudy Vogel (Secretary); Julie Eiden (Treasurer). There are no delinquent taxes on this property.

ACTION REQUESTED:

Motion to approve the 1 Day to 4 Day Temporary On-Sale Liquor License application for Augusta Ball Club, Chaska for June 1-4, 2023 and October 7, 2023.

FISCAL IMPACT:

If "Other", specify:

FTE IMPACT:

FUNDING

County Dollars =

Total	\$0.00

☒ Insert additional funding source

Related Financial/FTE Comments:

Office use only:

RBA 2023 - 9046

Carver County Board of Commissioners Request for Board Action



Agenda Item:

Request for approval to use Commission Contingency Funds to Pay for New Board Agenda Solution

Primary Originating Division/Dept: Public Services - IT	Meeting Date: 5/2/2023
Contact: Lorraine Brady Title: Lead Project Manager	Item Type: Consent
Amount of Time Requested: minutes	Attachments: ☐ Yes ☒ No
Presenter: Title:	
Strategic Initiative: Connections: Develop strong public partnerships and connect people to services and information	

BACKGROUND/JUSTIFICATION:

The Carver County Board of Commissioners Agenda solution, currently written in a version of SharePoint, will be deprecated in October 2023. Despite efforts, the Carver County IT Department is unable to recreate the solution using Microsoft's new online SharePoint version and tools. Consequently, they conducted a search for a vendor solution and selected Granicus' OneMeeting solution.

To cover the one-time implementation cost, the one-time migration of 2023 archived board documents on the public website, and year one support, Carver County IT is requesting Commissioner Contingency funds. The Public Services Division will be paying \$3,022 of the project costs and requesting to use \$10,034.58 from the Commissioner Contingency Fund. Carver County IT will seek ongoing yearly support costs through the 2024 budget process.

OneMeeting was chosen from several vendors due to its similarity to the current solution, including enhancements in building the board agenda, a new enhanced citizen website, and cost competitiveness.

ACTION REQUESTED:

Motion to approve \$10,034.58 in Commissioner Contingency Funds to purchase and implement OneMeeting board action solution.

FISCAL IMPACT: Commissioner contingency form

If "Other", specify:

FTE IMPACT: None

FUNDING

County Dollars =

Commissioner Contingen	\$10,035.00
------------------------	-------------

Total	\$10,035.00
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☒ Insert additional funding source

Related Financial/FTE Comments:

2023 project costs consist of \$5000 (one-time implementation), \$1920 (one-time migration of 2023 archived documents), and \$6,136.58 for support in 2023. Public Services - \$3,022, Commissioner Contingency Funds - \$10,034.58 = \$13,056.58.

Office use only:

RBA 2023 - 9078

Commissioner Contingency Request Form



Submit AFTER RBA submittal

Agenda Item: Request for approval to use Commission Contingency Funds to Pay for New Board Agenda Solution

Department:

Meeting Date: 5/2/2023

Requested By: Peter Henschel

Fund: 01 - General

Description of Revenue Accounts	Acct #	Increase/ (Decrease) Amount	Description of Expenditure Accounts	Acct #	Increase/ (Decrease) Amount
			Professional Services	01-049.6260	\$10,035.00
TOTAL		\$0.00	TOTAL		\$10,035.00

Reason for Request:

To help cover the one-time implementation costs, migration of 2023 archived board documents on the public website, and year one support- IT is requesting use of Commissioner Contingency Funds. Ongoing costs will be built into the 2024 budget.

Financial Impact *(to be filled out by Finance Director)*

Commissioner Contingency Beginning of the Year Balance	\$100,000.00
Commissioner Contingency Current Adjustment	(\$10,035.00)
Commissioner Contingency Previous Adjustment	0.00
Remaining Balance After Adjustment	\$89,965.00

County Board Decision:

Carver County Board of Commissioners Request for Board Action



Agenda Item:

Nicholas Hartwig - Youth & Amateur Rodeo (One-Time Special Event)

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

Meeting Date: 5/2/2023

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 #A20230028. Nicholas Hartwig has requested a One-Time Administrative Special Event Permit for a youth and amateur rough stock rodeo (with spectators) on June 10, 2023, in Section 16, Hollywood Township. The event is sanctioned through the Iowa Roughstock Rodeo and Professional Youth Roughstock Association and would be held entirely on Mr. Hartwig's property at 3380 Vega Ave Mayer, MN. Events would include bull riding, saddle and bareback bronco riding. Setup would start at 12:00PM, with the event occurring from 6PM to 9PM, and approximately one hour of cleanup after the event ends. All parking for competitors and attendees would be on-site in an open grass meadow area, pursuant to the submitted site plan.

The event is insured for up to 500 attendees, with food and alcohol catered. The applicant has provided all catering permits (food & liquor), proof of contract for waste disposal, and sanitation facilities/portable restrooms.

The Carver County Sheriff's Department has reviewed the request and does not have any objections with the request.

Hollywood Township reviewed and recommended approval of the event during their February 13, 2023, meeting. The Town Board requested the applicant apply dust control to 300 feet of the Township Road (Vega Avenue) from the intersection of County Road 122, north to the property.

ACTION REQUESTED:

A motion authorizing the issuance of a Certificate of Zoning Compliance (#A20230028) for the June 10, 2023, Youth and Amateur Rodeo event.

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 2023 - 9037

Lone Oak Rodeo
3380 Vega Ave, Mayer

June 10, 2023 6-9pm

This event is sanctioned with the Iowa Roughstock Rodeo and Professional Youth Roughstock Association. Carver County has a copy of all insurance necessary for the event.

Events include bull riding, saddle and bareback bronco riding and will utilize existing arena on site.

Some setup will occur earlier in the day, such as restroom and dumpster drop off and flagging off parking area.

Advertising is primarily through website and social media, with some flyers hung in local businesses. Parking/yard signs will be placed the morning of the event.

Dust control is to be placed for 300 feet on Township Road, per Hollywood Township request at their February 13 meeting.

Hollywood Sports Complex is catering food and alcohol for the event.

Onsite Companies is handling sanitation/portable restrooms.

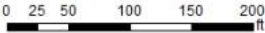
Event has been stated to have a maximum of 500 attendees. Parking shall be according to site plan.

Tentatively, a second rodeo event is scheduled for August 25. A separate event permit will be applied for later this summer.

LONE OAK RODEO SITE



Date: 4/20/2023
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.



COUNTY OF CARVER
CERTIFICATE OF ZONING COMPLIANCE

FILE/CERTIFICATE # A20230028

DATE ISSUED: 5/2/2023

TYPE OF CERTIFICATE: ONE TIME SPECIAL EVENT – Youth and Amateur Rodeo

This permit certificate is issued for a Youth and Amateur Roughstock Rodeo (Lone Oak Rodeo) to be held on Saturday June 10, 2023. The event will be held entirely on property owned by Nicholas Hartwig. Festivities at the property will run from setup at 12:00 p.m. to the event at 6:00pm– 9:00 p.m. and includes: various rodeo events as well as catered food, beverage, and alcohol. This event is allowed with a Certificate of Zoning Compliance, pursuant to Chapter 152, section 152.074 (B)(6) of the Carver County Code. **This certificate is issued to:**

**Nicholas Hartwig
3380 Vega Avenue
Mayer, MN 55360**

And is not transferable to another person or to another parcel of property.

Purpose of Certificate: To certify that the permittee and/or organization to which this certificate is issued is permitted and authorized to hold a Youth and Amateur Rodeo event on Saturday, June 10, 2023. The event shall take place in Hollywood Township in accordance with the conditions listed on this permit and in accordance with Chapter 152, Section 152.074 (B)(6) of the Carver County Code.

THE FOLLOWING CONDITIONS ARE ATTACHED AND MUST BE COMPLIED WITH:

1. The Permit is valid only for the day of Saturday June 10, 2023.
2. The event must be conducted in accordance with the Operational Plan & Site Maps attached hereto.
3. There shall be at least two (2) bathroom satellites available for the event.
4. The sponsors are responsible to clean up all excess trash and litter during and after the event.
5. Emergency vehicle access must be provided within the activity areas of the event.
6. Parking shall be provided as described in the application, on site only.

7. No parking shall be allowed on Vega Ave. In the event of wet weather, the applicant is responsible for keeping Vega Ave clear of mud and debris, and shall spray dust control according to Hollywood Township requirements.
8. The applicant shall submit a copy of the Certificate of Liability Insurance for the event to the Land Management Department prior to the event.
9. The applicant shall provide copies of the appropriate liquor licenses to allow for the serving of beer and brats for the event to the Land Management Department prior to the event.
10. The permittee shall inform adjacent residents, Hollywood Town Board and the Carver County Public Works Department of the date(s) in which the event will take place. (Notification shall be provided prior to the event.)

Christina Neel
Land Management Planner

THIS CERTIFICATE IS ISSUED FOR SATURDAY, JUNE 10, 2023, AND IS NOT EFFECTIVE UNTIL SIGNED:

I HAVE READ THE ABOVE CONDITIONS AND AGREE TO FOLLOW THEM. I REALIZE THAT FAILURE TO ABIDE BY THE CONDITIONS IS A VIOLATION OF THE ZONING ORDINANCE. I AGREE THAT THE ZONING ADMINISTRATOR OR A DESIGNATED REPRESENTATIVE MAY ENTER UPON THE SUBJECT PROPERTY TO CHECK FOR COMPLIANCE OR FOR REVIEW PURPOSES. I ALSO UNDERSTAND THAT THIS IS NOT A BUILDING PERMIT AND THAT OTHER PERMITS MAY BE REQUIRED.

Signature of Certificate Holder

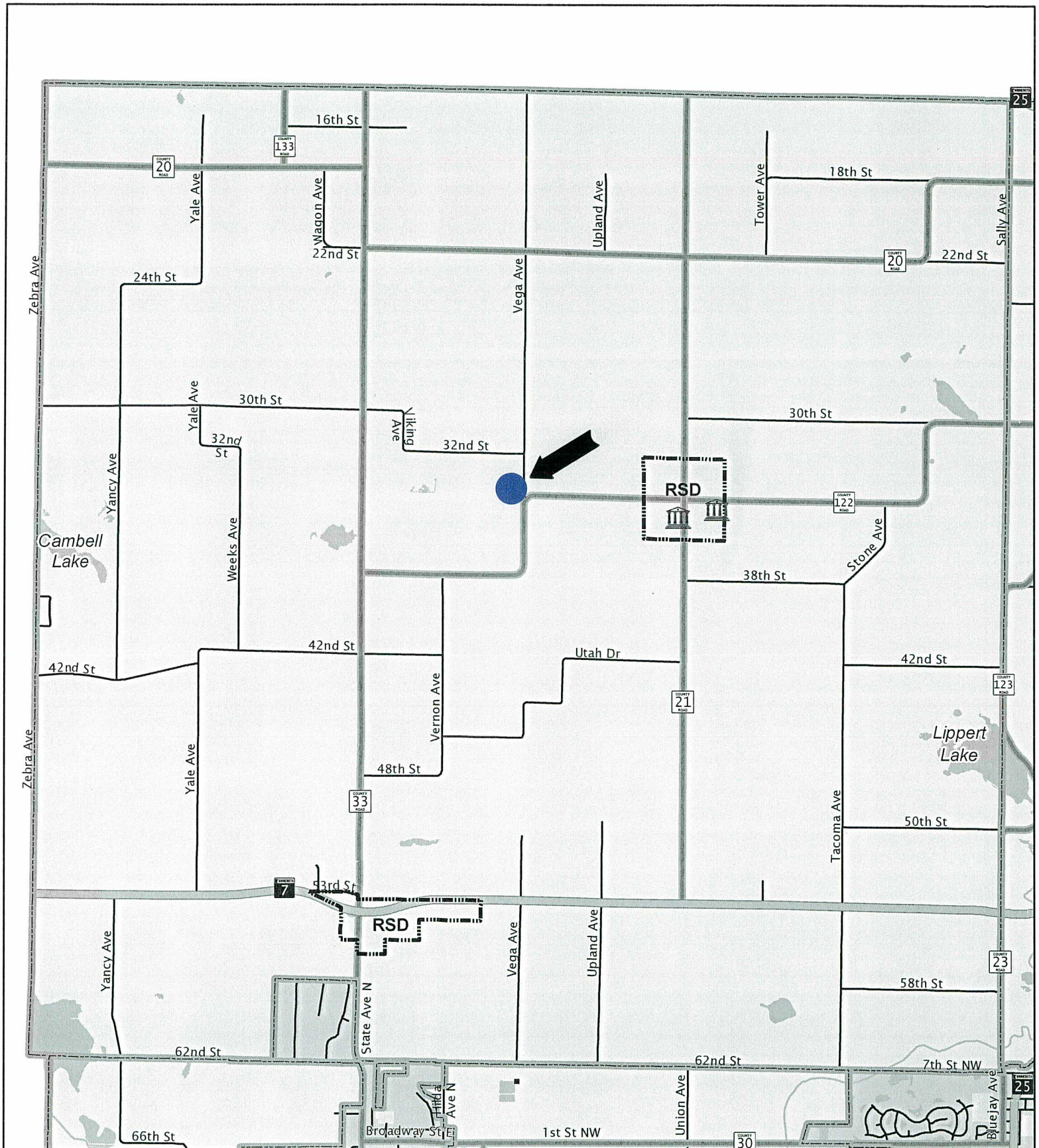
Date

Attached To:

***Property outlined in attached site plans,
And PID #06-016-0810***

That part of the Northeast Quarter of Section 16, Township 117, Range 26, Carver County, Minnesota, described as follows: Commencing at the Southeast corner of said Northeast Quarter; thence on an assumed bearing of North along the east line of said Northeast Quarter, a distance of 125.52 feet to the point of beginning; thence continue on a bearing of North along said east line, a distance of 430.71 feet; thence North 88 degrees 19 minutes 24 seconds West, a distance of 1,148.48 feet; thence on a bearing of South, a distance of 404.15 feet; thence South 87 degrees 00 minutes 00 seconds East, a distance of 1,149.56 feet to the point of beginning.

HOLLYWOOD TOWNSHIP



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Map Created by Carver County GIS

Carver County Board of Commissioners Request for Board Action



Agenda Item:

Kevin Ciernia - Request for Home Extended Business Accessory Use (CUP)

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

Meeting Date: 5/2/2023

Contact: Donovan Hart Title:

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 #PZ20230017. On April 18, 2023, the Planning Commission voted 6-0 to recommend approval of Kevin Ciernia's Conditional Use Permit (CUP) application for a Home Extended Business Accessory Use (small engine repair) on his 9-acre parcel in Section 25, Dahlgren Township.

Mr. Ciernia is requesting to operate his business (Full Spectrum Motors) from the existing 50' x 100' structure that was previously used for a small-scale trucking business. He is the only full-time employee, with added 1-2 part-time helpers as needed. Operating hours are typically 7AM-5PM weekdays, with occasional Saturdays. Customers (no more than 3 at a time) and parts delivery vehicles come to the property. No signage is being proposed as this time. Two cargo containers are proposed for commercial storage. The operational area is well screened by existing trees, the house where Mr. Ciernia lives, and the change in grade from the road. On March 1, 2023, Mr. Ciernia applied for and received a variance (PZ20230003) to be allowed the establishment of his business within the required 500-foot setback from neighboring residences, as required for this type of land use.

The property's SSTS system is compliance and County Public Works approves of the access driveway with only a minor condition of removing a second driveway that's no longer being used. The Dahlgren Town Board recommended approval of the request.

The Planning Commission Resolution is attached for the Board's consideration.

ACTION REQUESTED:

A motion to adopt the Findings of Fact and issue Order #PZ20230017 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:

RBA 2023 - 9058

COUNTY OF CARVER
PLANNING COMMISSION RESOLUTION

FILE #: PZ20230017

RESOLUTION #: 23-05

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

FILE #: PZ20230017

APPLICANT: Kevin Ciernia

OWNER: Kevin Ciernia

SITE ADDRESS: 14621 Co Road 40 Carver, MN 55315

PERMIT TYPE: Home Extended Business Accessory Use.

PURSUANT TO: Carver County Code: Section 152.079 (C)(9)

LEGAL DESCRIPTION: See attached Exhibit "A"

PARCELS #: 04-025-1400

WHEREAS, said application was duly considered at a public hearing held by the Carver County Planning Commission at its regular meeting of April 18, 2023; and,

WHEREAS, the Carver County Planning Commission finds as follows:

1. Kevin Ciernia owns an approximate 9.83-acre parcel located in the West Half (W½) of the Southwest Quarter (SW¼) of Section 25, Dahlgren Township. The property is improved with a single-family residence with an attached garage, a 50' x 100' accessory structure and three cargo containers. The parcel is located in the Agricultural Zoning District, Transition Overlay District (City of Carver), and Carver County Water Management Organization - CCWMO (Carver Creek watershed).
2. In 1994, the previous owner of the property was issued a Certificate of Zoning Compliance for an Existing Contractor's Yard (a trucking business) on the property. This type of permit, no longer issued, allowed the applicant to use the property in an approved manner which was not transferable to another owner, thus the permit was terminated when the property was sold. Assuming that permit was still valid when he purchased the property in 2015, Mr. Ciernia established his small-scale engine repair business (Full Spectrum Motors) on the property.
3. The size of Mr. Ciernia's business classified it as a Home Extended Business Accessory Use (HEBAU). However, there are three residences on neighboring properties that are within the required setback for this type of land use. The County Zoning Code requires a home extended business accessory use to be located a minimum of 500 feet from any neighboring residence not on the same parcel as the business. Therefore, Mr. Ciernia applied for and received a Variance (V-PZ20230003) for a reduced HEBAU setback from adjacent residences. The applicant requested a Conditional Use Permit (CUP) for a HEBAU in order to operate his existing engine repair business, pursuant to Section 152.079 (C)(9) of the Carver County Zoning Code.
4. The previous owner of the subject property operated a home-based trucking company for which he received Certificate of Zoning Compliance #9809 (attached) for an Existing Contractor's Yard. This type of permit, no longer issued, was a mechanism to allow to legal nonconforming businesses to operate and expand. The relevant feature of these types of permits, which were deliberately not conditional use permits, was that they were "not transferable to another person or corporation or to another parcel of property." Thus, when the property was sold the permit was terminated and future property owners lost the ability to use the property for a commercial use (unless they obtained a CUP). As Mr. Ciernia relates in his narrative, he purchased the property in 2015 without knowing the previous commercial permit had expired.

5. Mr. Ciernia is requesting a Conditional Use Permit to operate a motor repair business as a Home Extended Business Accessory Use from his property. The applicant has submitted an operational plan (dated March 22, 2023) outlining the details of the operation, along with a site plan showing the existing business structure and operational area.
6. The applicant's narrative states the hours of operations are "in line with a small auto repair shop." Mr. Ciernia reports that there are four business-related vehicles and a couple of trailers. He has "1-2 part time employees to help on smaller projects." Customers come to property to drop off vehicles for repair and he estimates that parts delivery vehicles visit the property a couple of times per day. Mr. Ciernia states: "There are no plans to expand the business beyond its current operating capacity."
7. Mr. Ciernia proposes to use the existing 50' x 100' (5,000 square-foot) pole shed located behind his house on the property. A small bathroom in the attached office area is available for customers and workers. The site plan (dated March 22, 2023) shows that vehicle access for the business is from a separate driveway than what is used for the house. Exterior storage for the business consists of a row parked vehicles along the property's southern property line. This area is shielded from neighbor view by a row of trees and from public view by the house and a change in elevation. There are three cargo containers on site. Two of the containers are proposed for commercial use. The third cargo container is designated for personal storage. No signage exists for the business and none is proposed. The operation and site plan appear to meet the standards of the Zoning Code.
8. The neighborhood is comprised of a mixture of agricultural and residential uses. The subject property is located in the City of Carver's growth area, which is also known as a Transition Overlay District pursuant to the Carver County Comprehensive Plan. The District's standards for CUP's require the County to refer applications to the municipality for "comment and consideration." Furthermore, District standards state:

"Conditional uses provided for in the Agriculture District should not be permitted in transition areas if they are a significant departure from the future land use in the city's comprehensive plan and the use is of a nature that it could not easily and economically be converted to the planned land use upon urbanization." § 152.162 (D)

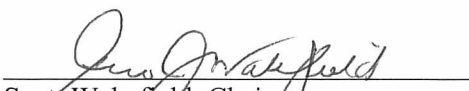
On April 3, 2023, Erin Smith, Community Development Director at the City of Carver, reviewed the application and in an email stated that she had no comments.

9. Jack Johansen, Carver County Public Works Transportation Planner, reviewed the application materials and in an email (dated April 5, 2023) commented: "The field access between the northernmost access and the southernmost must be removed."
10. The subject property is located within the CCWMO jurisdiction. Stormwater management, wetland buffers, site stabilization requirements, and Best Management Practices (BMP's) are typically reviewed as part of any site improvements pursuant to Chapter 153 of the County Code (Water Management Rules). The overall area of disturbance and the proposed operational area may trigger additional permit requirements by the CCWMO. If required, all CCWMO related permits and conditions shall be met prior to the issuance of any future building permits or beginning any excavation activity. Any wetlands on the property would be reviewed pursuant to the Wetland Conservation Act (WCA).
11. On March 3, 2023, Jacob McLain, Senior Environmentalist - Carver County Environmental Services Department, reviewed the variance application request. Mr. McLain stated that there is a holding tank in the existing shed but there are no concerns with the current SSTS system.
12. The County received a letter (dated April 5, 2023) from Roger Falkenstein and a letter (dated April 17, 2023) from Jon West, both in support of the application.
13. The Dahlgren Township Board reviewed the application request at their February 13, 2023, meeting. The Township Board recommend approval with no additional comments.
14. 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 approval of CUP #PZ20230017 for Home Extended Business Accessory Use (Conditional Use Permit) for the applicant to operate a small engine repair business on the land described in Exhibit “A” of the permit application. The Planning Commission further recommends that the following conditions should be considered part of the permit:

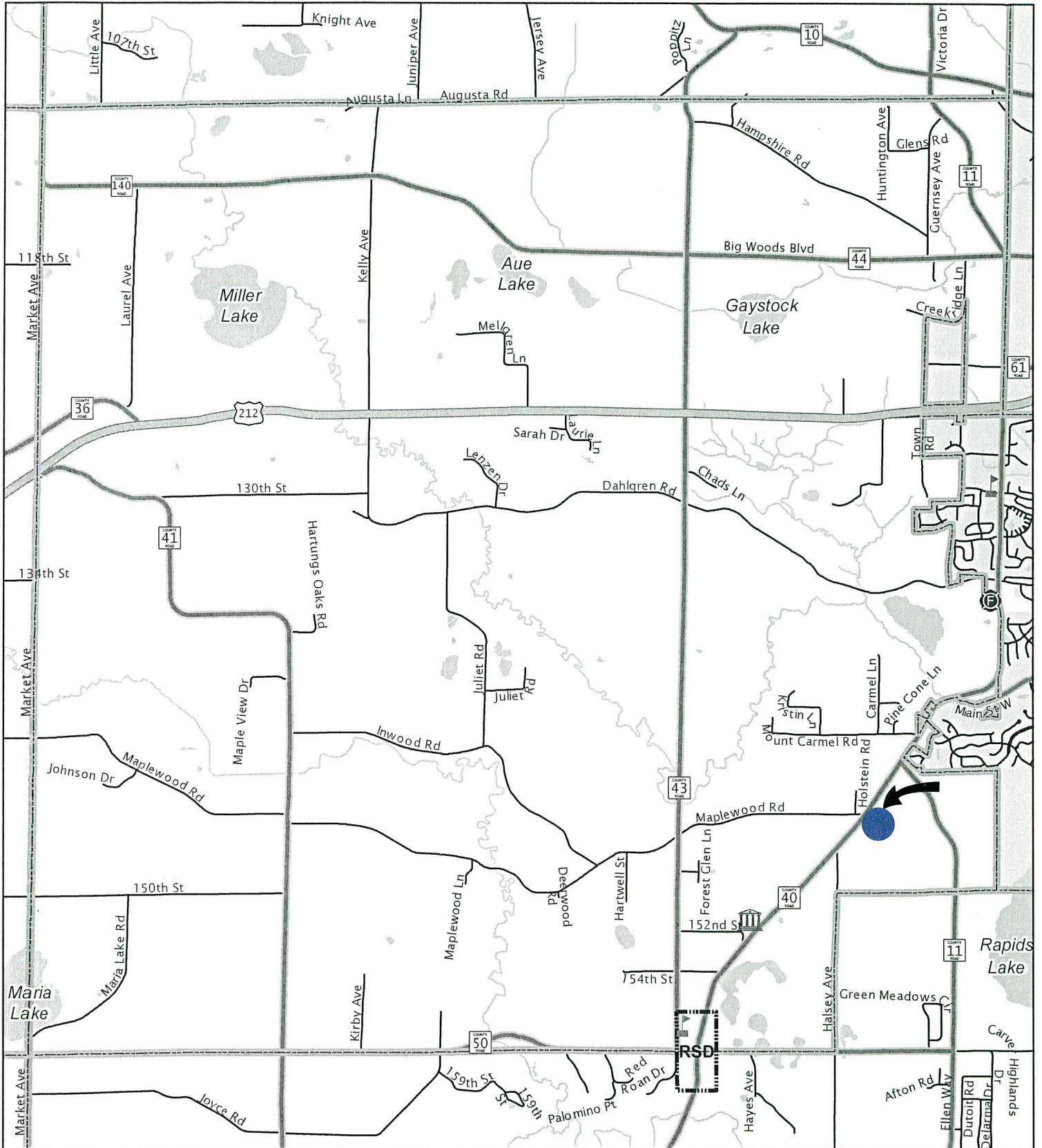
1. The permit is subject to administrative review. The Permittee shall homestead and occupy the property. A change in ownership, operations or operator shall be cause for the permit to be reviewed by Land Management for a determination as to whether an application for an amendment or similar consideration is necessary. Proposed owners and/or operators are encouraged to contact Land Management as early in the timeline of the proposed change as possible.
2. The operation shall be substantially in accordance with the submitted operational plan and site plan (dated March 22, 2023). These plans shall be attached to and become part of this permit. The hours of the operation shall typically conform to the hours of 7:00AM – 5:00PM Monday through Friday and occasional Saturdays, with no more than three customers coming to the site at any time. Outdoor storage shall be screened and within the operational area.
3. Consistent with approval conditions of V-PZ20230006, the approved operational area shall not extend closer than 498 feet, 86 feet, and 377 feet from the three closest residences on neighboring properties.
4. The permittee shall obtain building permits for the three cargo containers currently on site (two commercial & one personal storage).
5. Any grading and/or filling activity on the property shall be completed in accordance with the CCWMO Water Resource Management standards and the Wetland Conservation Act (WCA), if applicable. 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. The permittee must obtain the required permits for the construction of the retaining wall already on the site.
6. The permittee shall comply with Carver County Public Works Road access requirements.
7. All business-related trucks, equipment and supplies shall be stored within the approved operational area. Any expansion of the approved operational area shall constitute an expansion of the use and may require a review by Land Management for determination as to an amended Conditional Use Permit will be required.
8. Permittee shall maintain the Non-generator’s Certificate or contact the Environmental Services Department to determine if a Hazardous Waste Generator License is required.
9. The Permittee shall comply at all times with the County standards as detailed in Chapter 152 – Zoning Code, Chapter 154 – Sign Regulations, Chapter 51 – Hazardous Waste Management, Chapter 52 - Subsurface Sewage Treatment System (SSTS) regulations, MN State Building Code requirements, and all other applicable local, state, and federal regulations. No signage shall be allowed within the public road right-of-way.
10. Permittee shall submit a Certificate of Workers’ Compensation Insurance and/or proper affidavit (stating that they do not have any employees) to the Land Management Department. The insurance or affidavit shall be maintained for the duration of the CUP.

ADOPTED by the Carver County Planning Commission this 18th day of April 2023.



Scott Wakefield, Chairman
Carver County Planning Commission

DAHLGREN TOWNSHIP



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Map Created by Carver County GIS

Carver County Board of Commissioners Request for Board Action



Agenda Item:

Mathiowetz Construction - Request to Deposit Fill Material on Private Property (IUP)

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

Meeting Date: 5/2/2023

Contact: Donovan Hart Title:

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 #PZ20230014. On April 18, 2023, the Planning Commission voted 6-0 to recommend approval of Mathiowetz Construction Company's Interim Use Permit (IUP) application to deposit approximately 30,000 cubic yards of clean uncontaminated material from the Hwy. 25/Co Rd 20 intersection realignment project onto Brian Wegge's nearby farm field.

The subject property consists of approximately 72 acres and is located in Section 6, Watertown Township. The county-led road project would take place summer 2023, with the soil movement planned to occur in June and July during the excavation of the roadbed. Because of the immediate proximity of the project and fill site, there would be no impact of loaded trucks on County and township roads.

The submitted site plans show detailed efforts to minimize soil erosion and control stormwater runoff. There would be full reclamation of the approximately 3-acre disturbed area, with a cover crop and seed mix planted when the soil depositing is completed. the Carver County Water Management Organization (CCWMO) permitting is required. The Interim Use Permit would be terminated when all permit requirements are met.

The Watertown Town Board recommended approval of the request.

The Planning Commission's Resolution is attached for the County Board's consideration.

ACTION REQUESTED:

A motion to adopt the Findings of Fact and issue Order #PZ20230014 for the issuance of an Interim Use Permit.

FISCAL IMPACT: None

If "Other", specify:

FUNDING

County Dollars =

Total \$0.00

FTE IMPACT: None

☒ Insert additional funding source

Related Financial/FTE Comments:

Office use only:

RBA 2023 - 9059

COUNTY OF CARVER
PLANNING COMMISSION RESOLUTION

FILE #: PZ20230014

RESOLUTION #: 23-08

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

FILE #: PZ20230014

APPLICANT: Mathiowetz Construction (Dale Schweiss)

OWNER: Brian Weege

SITE ADDRESS: 13955 County Rd 20, Watertown, MN 55388

PERMIT TYPE: Land Reclamation (Filling)

PURSUANT TO: County Code, Chapter 152, Section(s) 152.081 and 152.082 (C)(1)

LEGAL DESCRIPTION: See attached Exhibit "A"

PARCEL #: 10-006-0500

WHEREAS, said application was duly considered at a public hearing held by the Carver County Planning Commission at its regular meeting of April 18, 2023; and,

WHEREAS, the Carver County Planning Commission finds as follows:

1. Brian Weege owns an approximate 72.5-acre parcel located in the West Half (W½) of the Southeast Quarter (SE¼) of Section 6, Watertown Township. The property is improved with an existing farmstead (i.e. house and associated buildings), wooded pastureland, and agricultural land. The site is also located in the Agricultural Zoning District and the Carver County Water Management Organization - CCWMO (Crow River watershed).
2. Mathiowetz Construction Company ("Mathiowetz") has secured the contract with Carver County to realign the intersection of Hwy. 25 and County Road 20, located west of the City of Watertown. The intersection reconstruction would upgrade the intersection to current standards and improve sightlines and traffic flow. Scheduled to take this place this summer, the road project would involve removal of a large amount of soil from the project area. Conveniently located next to the project site, Mr. Weege's property is the proposed site for the removed soil, which reduces project cost and eliminates the impact of loaded disposal trucks on County roads to a distant haul site.
3. Mathiowetz requested an Interim Use Permit (IUP) pursuant to Section 152.081 and 152.082 (C)(1) of the Carver County Zoning Code which allows for land reclamation involving 10,000 cubic yards or more as an Interim Use Permit (IUP).
4. The submitted project narrative (dated March 6, 2023) explains the project. Mathiowetz has an agreement with the property owner, Mr. Weege, to deposit approximately 30,000 cubic yards of clean uncontaminated material onto his property during June and July 2023. The fill, trucked directly from the intersection work area, would be placed on land that is currently tillable farmland and pasture. Work vehicles include off-road haul trucks, a grader, and a bulldozer. The narrative states that there are no known tiles or utility easements in the project area. The narrative details efforts to minimize stormwater runoff and provide for temporary sediment basins.
5. The project narrative includes some details on site restoration. Upon completion of the road project, the farmland would be restored to tillable farmland and pasture, with finished slopes more gradual than the current topography of the land. All disturbed farmland areas would be planted with a cover crop of oats in 2023. A pasture seed mix would be planted in 2023 on a portion of the pastureland. No on-site soil processing is proposed. A wetland review revealed that there are no wetlands in the project area.

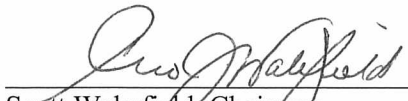
6. The applicant has submitted site plans (dated February 28, 2023) showing the existing and proposed conditions for where soil would be deposited in two locations covering about 3 acres on the Weege property. The site plan shows the contractor trucks coming onto the Weege property would use a new temporary access east of the farmstead so that the trucks would not travel outside of the road construction zone. The site plans show the network of sediment control and stormwater management facilities used to manage soil and stormwater runoff during the life of the project. The site plan contour lines confirm that the slopes, particularly in the northern fill area, would be decreased from the soil deposits.
7. Since there is no public road impact of the soil-hauling trucks, there is not a concern about daily truck traffic on public roads. The Carver County Public Works project website lists the anticipated project completion as August 2023.
8. Jack Johansen, Carver County Public Works Transportation Planner, has reviewed the application materials. In an email dated April 6, 2023, he stated: "A temporary Access Permit will be required. Please coordinate with Public Works for permit approval."
9. A CCWMO permit is required, and Stormwater Management standards would need to be met for the reclamation of all disturbed areas. Erosion control and stormwater permits have been submitted to the CCWMO. Mathiowetz has met CCWMO requirements and the CCWMO permit would be issued when all other permitting requirements are met and the surety for the CCWMO permit is submitted.
10. The Watertown Town Board reviewed and recommended approval of the request during their April 3, 2023, Town Board meeting with the following comments: "Excess/muck to be placed Brian Weege's adjoining property; not to be hauled on Twp road. Request approved per Twp. Bd. with the above provisions."
11. 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 approval of the Interim Use Permit application #PZ20230014 to allow Mathiowetz Construction Company to deposit approximately 30,000 cubic yards of soil onto the property on the land described in Exhibit "A" of the permit application. The Planning Commission further recommends that the following conditions should be considered part of the permit:

1. The permit is subject to administrative review. The Interim Use Permit (IUP) is issued to Mathiowetz Construction Company. The permit allows for the deposit of approximately 30,000 cubic yards of materials onto the subject property. The permit shall not be terminated until all reclamation areas have been completed to the satisfaction of the approved CCWMO permit.
2. The termination date of the IUP shall be when the permittee has completed all permit requirements of the necessary Carver County, CCWMO and other agency permits.
3. The soil movement and land reclamation activities shall operate in accordance with the submitted project narrative (dated March 6, 2023), site plans (dated February 28, 2023), and any/all CCWMO permit approval(s) (i.e. stormwater infiltration, BMPs and site reclamation), and any/all Carver County Public Works access requirements/right-of-way standards. 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 soil movement and land reclamation activities shall be operated and maintained in accordance with the Carver County Zoning Code. These plans shall be attached to and be considered part of this permit.
4. The Permittee shall comply with all road authority access requirements, as determined by the Carver County Public Works Department.

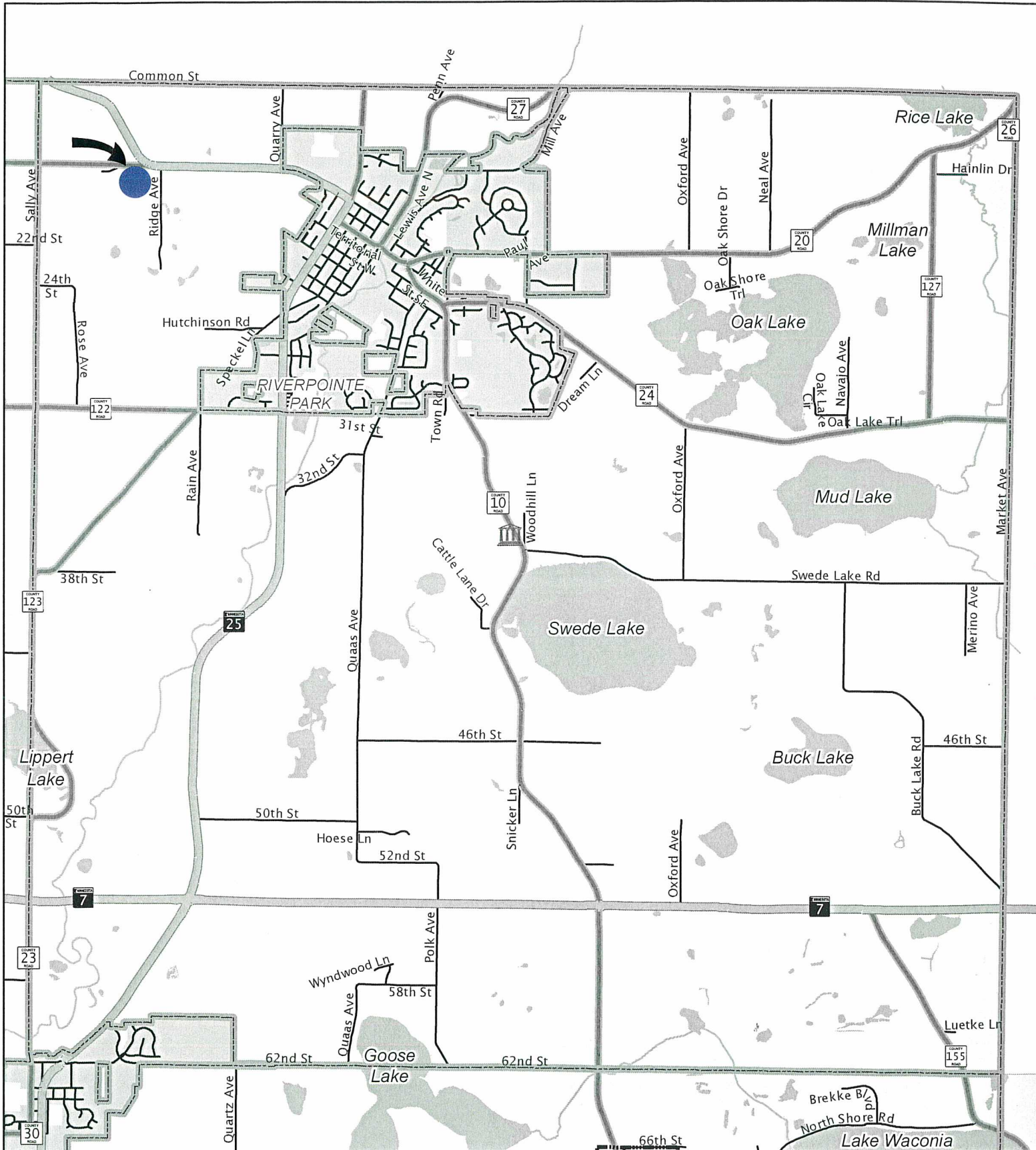
5. All required plans shall be prepared, submitted, approved, and implemented in accordance with the Carver County Water Management Organization (CCWMO) Water Management guidelines and permit requirements. Any and all site improvements shall be completed pursuant to Chapter 153 – Water Resource Management. Permittee shall obtain an NPDES permit as required by the MPCA.
6. The Permittee shall always comply with the County standards as detailed in Chapter 152 – Zoning Code and Chapter 154 – Sign Regulations.
7. The hours of operation shall be in conjunction with the roadway construction, approximately from 7:00 a.m. to 7:00 p.m. Monday through Friday, with occasional shortened workdays on Saturday due to inclement weather on weekdays. Dirt hauling shall not occur on federally observed holidays.
8. If internal access roads are used to the extent that dust becomes a problem for surrounding properties, the access roads shall be treated with water or other similar dust control measures.
9. All storage of equipment and materials used in the operation shall be kept within the project area identified in the submitted site plan.
10. Noise pollution shall be kept to the requirements/standards of the Minnesota State Statute Chapter 7030.
11. No trash, garbage, waste, construction debris, or other similar materials shall be deposited in or near the project area.
12. Permittee agrees to defend, indemnify and hold harmless the County, its officers and employees against any and all liability, loss, costs, damages and expenses which the County, its officers or employees may hereafter sustain, incur, or be required to pay arising out of the permittee's performance or failure to adequately perform its obligations pursuant to this permit, or arising out of a dispute as to the ownership of the property.

ADOPTED by the Carver County Planning Commission this 18th day of April 2023.

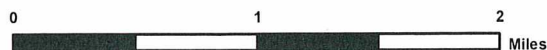


Scott Wakefield, Chairman
Carver County Planning Commission

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.



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Map Created by Carver County GIS

Carver County Board of Commissioners Request for Board Action



Agenda Item:

Professional Services Agreement with Alliant Engineering, Inc. for Highway 11 Project - Carver Park Reserve

Primary Originating Division/Dept: Public Works - Program Delivery	Meeting Date: 5/2/2023
Contact: Luke Schwarz Title: Design Engineer	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 Highway 11 Project - Carver Park Reserve, which is from Trunk Highway 5 to Trunk Highway 7, serves as an important connection between two major highways. This road has narrow shoulders and tight curves, causing drivers to feel uncomfortable when traveling this highway. This project will construct wider shoulders and adjust horizontal curves to meet State Aid standards where feasible. Construction is planned to begin in the fall of 2024 and continue through 2025. A request for proposals was made publicly available by Public Works staff, and proposals were reviewed by three (3) Public Works employees. Alliant Engineering, Inc., has been selected to perform the consultant services of design, project management, and environmental documentation.

ACTION REQUESTED:

Motion to approve a professional services agreement with Alliant Engineering, Inc. for \$234,520.00 for the Highway 11 Project - Carver Park Reserve for preliminary and final design services, pending finalization of the contract review process.

FISCAL IMPACT: Included in current budget	FUNDING
If "Other", specify:	County Dollars = \$234,520.00
FTE IMPACT: None	
	Total \$234,520.00
	☒ Insert additional funding source

Related Financial/FTE Comments:

Office use only:

RBA 2023 - 9066

Carver County Board of Commissioners Request for Board Action



Agenda Item:

Final Plat approval for SERENITY PLACE

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

Meeting Date: 5/2/2023

Contact: Jason Mielke Title: Land Use 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:

Plat #PZ20220031. Roger and Julie Falkenstein are requesting final plat approval of SERENITY PLACE located in Section 36 of San Francisco Township. The County Board approved the Preliminary Plat (Resolution #66-22) on August 2, 2022, allowing for a total of five (5) lots (Lots 1-5, Block 1) which consists of three (3) conservation incentive lots (Lot 1, agricultural and Lots 4 & 5 – residential), one (1) high amenity lot (Lot 2 – residential), and the re-configuration of the existing 1 per 40 (Lot 3 - residential) all pursuant to the High Amenity and Conservation Incentive additional density provisions. All lots would have existing road frontage on a township road (Halsey Avenue); therefore, no developers Agreement is warranted.

The County Surveyor has reviewed the title information, approved the final plat, and signed the official mylar.

The Assistant County Attorney has reviewed the required covenants and conservation easement for platting purposes. Both documents would be recorded with the final plat.

The Carver County Water Mgmt Organization (CCMWO) – Chapter 153 Water Resource Management standards have been met (i.e. stormwater management and vegetative cover).

The conditions of the Preliminary Plat (PP-PZ20220031) have been satisfied.

The San Francisco Town Board has approved the final plat and signed the official mylar.

The final plat map and draft County Board Resolution are attached for the Board's consideration.

ACTION REQUESTED:

A motion adopting a resolution approving the Final Plat of SERENITY PLACE and authorizing the Chair's signature on the official mylar.

FISCAL IMPACT: None

If "Other", specify:

FTE IMPACT: None

FUNDING

County Dollars =

Total

\$0.00

☒ Insert additional funding source

Related Financial/FTE Comments:

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

Date: May 2, 2023

Resolution #

Motion by Commissioner

Seconded by Commissioner

A RESOLUTION APPROVING THE FINAL PLAT OF SERENITY PLACE

WHEREAS, the preliminary plat has been submitted and approved by the County Board of Commissioners by Resolution No. 66-22, adopted August 2, 2022; and

WHEREAS, the final plat of SERENITY PLACE has been prepared and submitted for consideration; and

WHEREAS, the Carver County Planning Commission, by Resolution No. 22-12, waived any additional review of the final plat if no significant changes were made from the preliminary plat it approved; and

WHEREAS, the final plat conforms to the approved preliminary plat (#PZ20220031); and

WHEREAS, the County Board has reviewed the final plat and accompanying documents and finds as follows:

1. The final plat of SERENITY PLACE meets all the requirements of County Board Resolution No. 66-22.
2. The County Surveyor has reviewed the information pertaining to the Certificate of Title (dated: April 11, 2022) and determined that Roger and Julie Falkenstein are the fee owner of the subject property to be platted.
3. The Assistant County Attorney, in consultation with the Land Management Department and Planning & Water Department, has reviewed the Declaration of Restrictive Covenants and Conservation Easement Agreement, which contain all items required by the August 2, 2022, Board of Commissioners' Resolution #66-22, and Conditional Use Permit #PZ2022009.
4. The final plat conforms to the requirements of Chapter 151 (Subdivisions), Chapter 152 (Zoning), Chapter 153 (Water Resource Management, all of the Carver County Code, and Conditional Use Permit #PZ20220009.
5. The San Francisco Town Board has approved the final plat (dated: April 12, 2023).
6. The County Surveyor has approved the final plat (dated: April 19, 2023).

THEREFORE, BE IT RESOLVED THAT THE Carver County Board of Commissioners hereby approves the final plat of SERENITY PLACE.

BE IT FURTHER RESOLVED THAT THE Carver County Board of Commissioners hereby authorizes the Board Chair to sign the plat mylar.

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YES	NO	ABSENT
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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 2nd day of May 2023, now on file in the Administration Office, and have found the same to be a true and correct copy thereof.

Dated this 2nd day of May 2023.

David Hemze, County Administrator

SERENITY PLACE

PLAT FILE NO.
C.R. DOC. NO.

KNOW ALL PERSONS BY THESE PRESENTS: That Roger W. Falkenstein and Julie W. Falkenstein, husband and wife, fee owners of the following described property situated in the County of Carver, State of Minnesota, to wit:

The West Half of the Northwest Quarter of Section 36, Township 115, Range 24, Carver County, Minnesota, except the North 420.83 feet of the West 420.00 feet thereof.

Have caused the same to be surveyed and platted as SERENITY PLACE, and do hereby donate and dedicate to the public for public use forever the public ways, the drainage easements, and the drainage and utility easements as created herewith.

In witness whereof said Roger W. Falkenstein and Julie W. Falkenstein, husband and wife, have hereunto set their hands this ____ day of

_____, 20____.

Roger W. Falkenstein

Julie W. Falkenstein

STATE OF MINNESOTA
COUNTY OF _____

The foregoing instrument was acknowledged before me this ____ day of _____, 20____, by
Roger W. Falkenstein and Julie W. Falkenstein.

Signature _____

Printed _____

Notary Public, _____ County, Minnesota

My Commission Expires _____

SURVEYOR'S CERTIFICATE

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

Dated this ____ day of _____, 20____.

Curtiss Kallio, Land Surveyor
Minnesota License No. 26909

STATE OF MINNESOTA
COUNTY OF _____

The foregoing Surveyor's Certificate was acknowledged before me this ____ day of _____, 20____, by Curtiss Kallio, Minnesota License No. 26909.

Signature _____

Printed _____

Notary Public, _____ County, Minnesota

My Commission Expires _____

TOWNSHIP OF SAN FRANCISCO

We do hereby certify that on the ____ day of _____, 20____, the Board of Supervisors for the Township of San Francisco, Carver County, Minnesota, approved this plat of SERENITY PLACE and said plat is in compliance with the provisions of Minnesota Statutes, Section 505.03, Subd. 2.

BOARD OF SUPERVISORS FOR SAN FRANCISCO TOWNSHIP, CARVER COUNTY, MINNESOTA

By _____ Chair Attest _____ Clerk

COUNTY SURVEYOR, Carver County, Minnesota

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

Brian E. Praske, County Surveyor

By: _____

CARVER COUNTY BOARD OF COMMISSIONERS

This plat of SERENITY PLACE was approved and accepted by the Board of Commissioners of Carver County, Minnesota, at a regular meeting held this ____ day of _____, 20____, and is in compliance with the provisions of Minnesota Statutes, Section 505.03, Subd. 2.

BOARD OF COMMISSIONERS OF CARVER COUNTY, MINNESOTA

By _____ Chair Attest _____ Administrator

County Auditor, Carver County, Minnesota

I hereby certify that taxes payable in ____ and prior years have been paid for land described on this plat. Dated this ____ day of _____, 20____.

Crystal Campos, County Auditor

By: _____

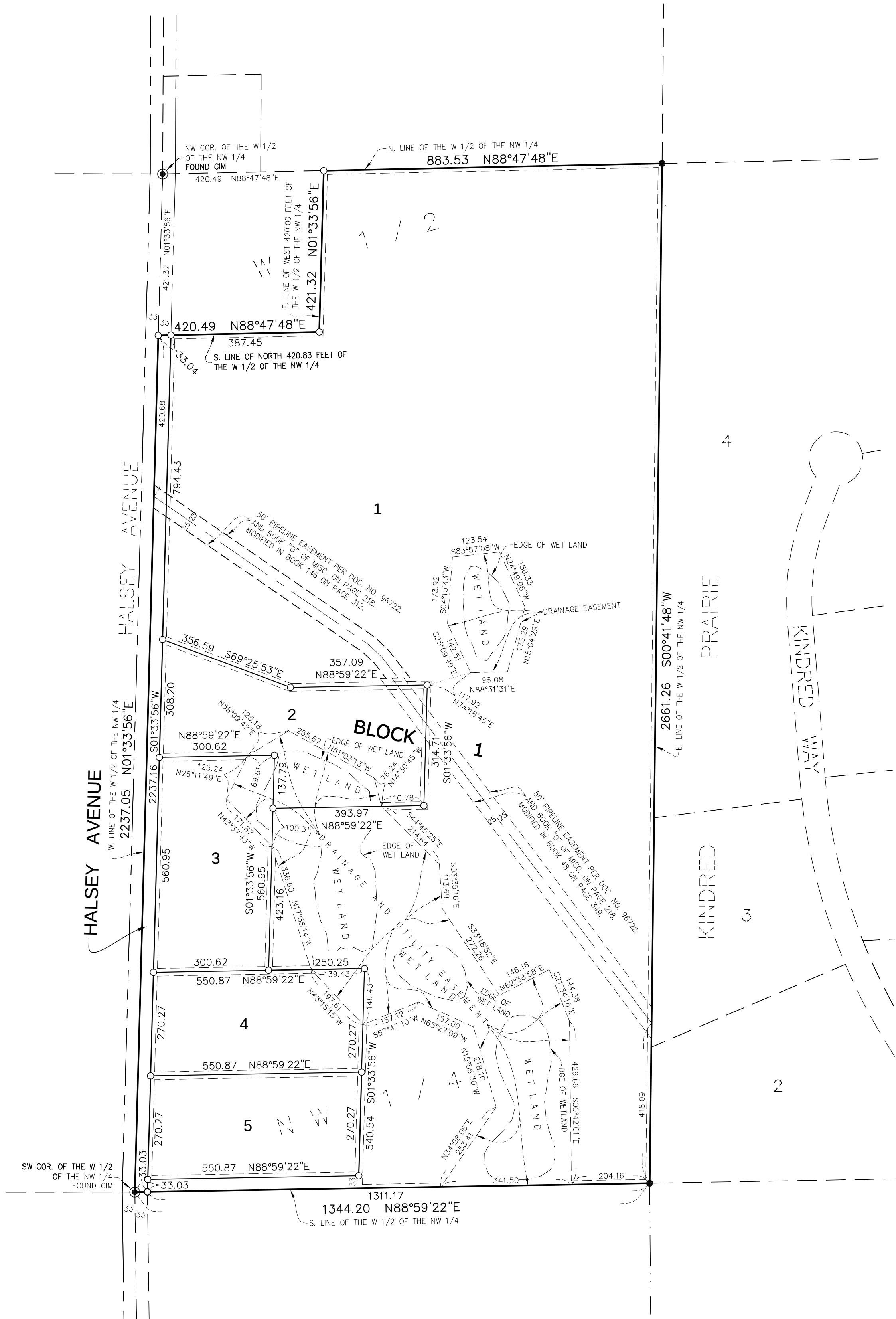
County Recorder, Carver County, Minnesota

I hereby certify that this plat of SERENITY PLACE was filed this ____ day of _____, 20____, at ____ o'clock __M., as

Document No. _____.

Kaaren Lewis, County Recorder

By: _____

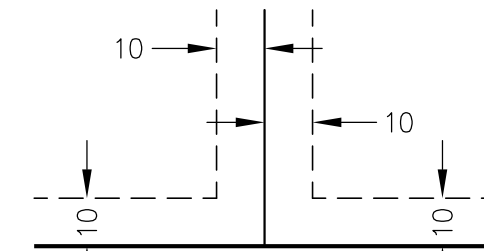


THE NORTH LINE OF THE NW 1/4 OF THE NW 1/4 OF SECTION 36, TOWNSHIP 115, RANGE 24 HAS A COUNTY BEARING OF N88°47'48"E NAD83 (1986).

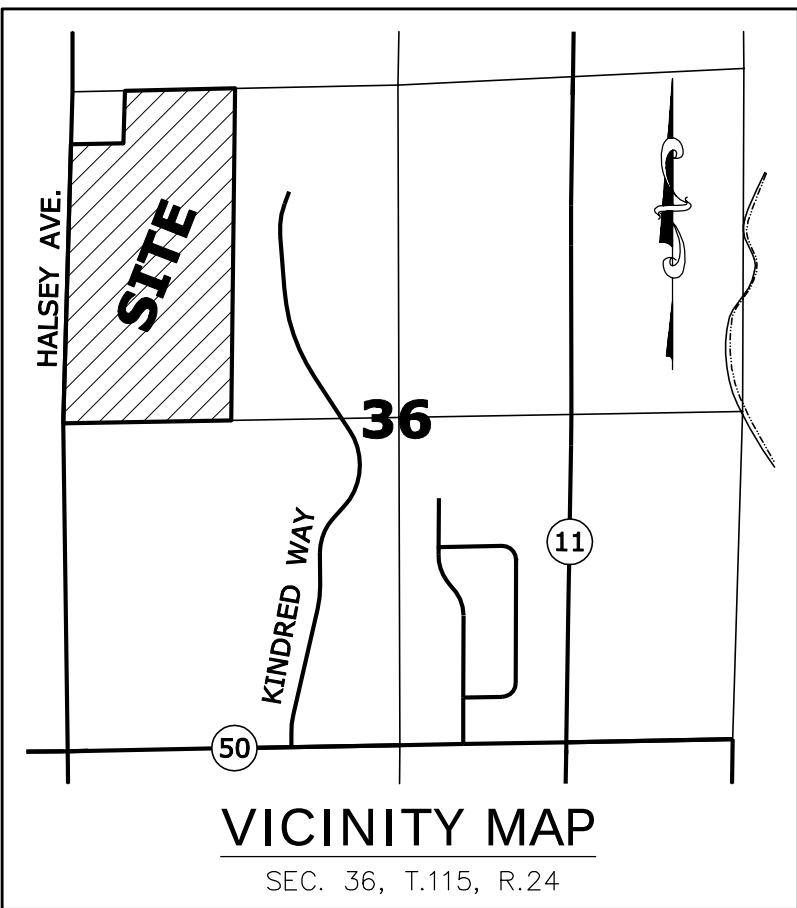
0 200 400
SCALE IN FEET
1 INCH = 200 FEET

- DENOTES CARVER COUNTY CAST IRON MONUMENT FOUND
- DENOTES IRON MONUMENT FOUND
- DENOTES 1/2 INCH BY 14 INCH MONUMENT SET AND MARKED BY LICENSE NO. 26909, UNLESS OTHERWISE SHOWN.

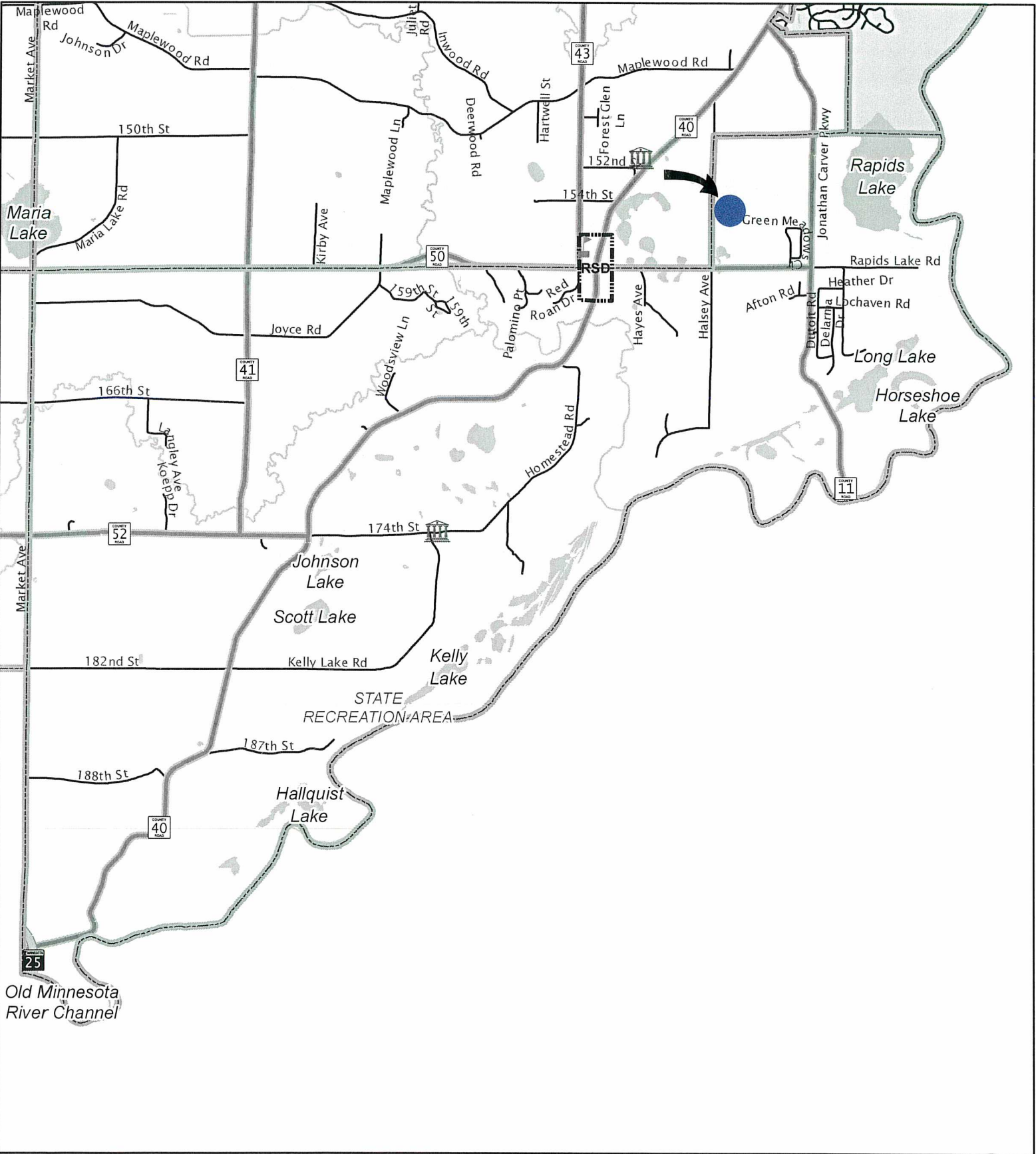
DRAINAGE AND UTILITY EASEMENTS ARE SHOWN THUS:



BEING 10 FEET IN WIDTH AND ADJOINING LOT LINES AND RIGHT OF WAY LINES AS SHOWN ON THIS PLAT.



SAN FRANCISCO 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.



Carver County Board of Commissioners Request for Board Action



Agenda Item:

Dennis Henning - Request for Farm-Related Business (CUP)

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

Meeting Date: 5/2/2023

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 #PZ20230016. On April 18, 2023, the Planning Commission voted 6-0 to recommend approval of Dennis Henning's Conditional Use Permit (CUP) application to amend and expand the existing Farm Related Business (Henning Excavating) on family-owned property. The two parcels consist of 25.57 acres (14.26 acres & 11.31 acres) and are located in Section 33, Hollywood Township.

Mr. Henning is requesting to expand the operational area and add a proposed addition onto an existing building (approx. 4,000 sq ft bringing the total indoor commercial space to 14,920 sq. ft.) which is utilized for storage of excavating equipment, pipes, supplies, and vehicles. Outdoor storage would consist of some additional trailers, excavation equipment, and small gravel stockpiles. The Henning's business consists of installing shed pads, water lines, footings, farm drainage, tiling, excavation, sewer/water line installation, and some emergency work for Carver County cities. The operation consists of four (4) full-time family members typically working from sunrise to sunset (approx. 7AM to 8PM, or 9PM in summer).

While Henning Excavating has been operating in Carver County since 1953, the original Farm Related Business CUP was issued to the property in 1982, (CUP #5530) and then expanded in 1989 (CUP Order #9744). This request would supersede and replace the current CUP #5530 and CUP Order #9744 for the same business activity.

The property's SSTS system is compliant, and the building site is serviced by an existing access driveway.

The Hollywood Town Board recommended approval of the request.

The Planning Commission Resolution is attached for the Board's consideration.

ACTION REQUESTED:

A motion to adopt the Findings of Fact and issue Order # PZ20230016 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:

COUNTY OF CARVER
PLANNING COMMISSION RESOLUTION

FILE #: PZ20230016

RESOLUTION #: 23-06

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

FILE #: PZ20230016

APPLICANT: Dennis Henning

PROPERTY OWNERS: Leroy & Lucille Henning, Dennis & David Henning

SITE ADDRESS: 17510 62nd Street New Germany, MN 55367

& Vacant Adjacent Property directly East

PERMIT TYPE: Farm-Related Business

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

LEGAL DESCRIPTION: See attached Exhibit "A"

PARCEL #: 06-033-1900 & 06-033-1600

WHEREAS, said application was duly considered at a public hearing held by the Carver County Planning Commission at its regular meeting of April 18, 2023; and,

WHEREAS, the Carver County Planning Commission finds as follows:

1. Leroy and Lucille Henning, and Dennis and David Henning own approximately 25.57 acres (14.26 acres & 11.31 acres) located in the Southwest Quarter (SW¼) of the Southwest Quarter (SW¼) of Section 33, Hollywood Township. The properties are improved with a house (w/an attached garage), two commercial buildings, wetlands, agricultural production land, and a Farm-Related Business (i.e. Henning Excavating). The property is located in the Agricultural Zoning District and the Carver County Water Management Organization - CCWMO (Crow River watershed).
2. The applicant, Dennis Henning, is requesting to amend the existing Conditional Use Permit (CUP) #5330 to expand the operational area and add a proposed addition to the existing structure as part of the Farm-Related Business – Henning Excavating (i.e. tiling, excavation, sewer/water line business). While Henning Excavating has been operating in Carver County since 1953, the original Farm-Related Business CUP was issued to the property in 1982 (CUP # 5330, attached) from a 6,000 square-foot shed. The operational area was expanded in 1989 (CUP Order #7944, attached), with an approximate 1,320 sq ft addition to the existing building. The proposed expansion to the commercial activity would allow the operation to continue to operate as a Farm-Related Business allowed pursuant to Section 152.079 (C)(2) of the Carver County Zoning Code.
3. The Henning's business consists of installing shed pads, water lines, footings, farm drainage and some emergency work for Carver County cities. The applicant's site plan (dated February 14, 2023) shows the current and future operational areas between the two parcels. The operations area currently consists of a 50' x 150' (approx. 7,320 sq ft) commercial building and a 40' x 90' building (approx. 3,600 sq ft). The commercial buildings are utilized for the storage of excavating equipment, pipes, and vehicles. Outdoor storage would consist of some additional trailers, excavation equipment, and small gravel stockpiles. The applicant is not proposing any screening at this time.
4. As described in their letter (dated March 21, 2023), the applicants would like to add to the north building, a 40' x 60' addition and a 20' x 80' lean to, for an additional 4,000 sq ft of commercial storage space. This brings the total indoor commercial space to 14,920 square feet. Hours of operation are stated to be sunrise to sunset (approximately 7AM to 8PM, or 9PM in the summer). The number of employees consists of four family members at this location, with family living in the house on site. The business estimates approximately four trips to and from the site per day, with customers rarely coming to the site. The business has ten (10) business/company vehicles stored onsite consisting of dump trucks, lowboys, and equipment trailers. The request appears to meet the minimum standards for a Farm-Related Business CUP.

5. The subject property is located within the Carver County Water Management Organization (CCWMO) jurisdiction. Stormwater management, site stabilization requirements, and Best Management Practices (BMP's) are typically reviewed as part of any site improvements pursuant to Chapter 153 of the County Code (Water Management Rules). The overall area of disturbance and the proposed operational area may trigger additional permit requirements by the CCWMO. If required, all CCWMO related permits and conditions shall be met prior to the issuance of any future building permits or beginning any excavation activity.
6. At this time, the applicant does not have plans to add signage to the site but may do so in the future. All future signage is required to meet the standards of Chapter 154 – Sign Regulations of the County Code; not to exceed 32 square feet of surface area. The size of a two-sided sign shall be calculated based on the surface area of only one of the sides, provided the sign surfaces are completely flush.
7. On April 4, 2023, Land Management staff received an email from neighbor Clay Montgomery, who stated: “The Henning family has always done a good job of keeping their property in good shape. The Henning family has been an asset to the area for many years.”
8. The City of New Germany reviewed the application materials and site plan. In an email dated April 6, 2023, staff indicated they did not have any concerns.
9. The Hollywood Town Board reviewed the application request during their March 13, 2023, Hollywood Township meeting. This request was approved without additional conditions or comments.
10. The Planning Commission has considered all the factors required by Section 152.251 of the Carver County Code and finds that all are either true in this case or can be mitigated by conditions placed on the permit.

THEREFORE, BE IT RESOLVED, THAT the Carver County Planning Commission hereby recommends approval of the Conditional Use Permit application for a Farm-Related Business on the land described in Exhibit “A” of the permit application, the previous CUP #5330 (Document No. 56706) and CUP Order #7944 (Document No. 111237) would be terminated upon final approval (and recording) of the new CUP #PZ20230016. Therefore, CUP #PZ20230016 would supersede any prior approvals. The Planning Commission further recommends that the following conditions should be considered part of 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 (Henning Excavating) shall operate in accordance with the operational letter (dated 3/23/2023) and site plan (dated 2/14/2023). These plans shall be attached to and become part of this permit. Any proposed expansion of the submitted site plan 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.
3. The existing structure(s), not utilized for the business, shall be used only by the occupant(s) of the residence and/or property owner for personal storage, hobbies, personal recreation and entertainment, family uses, private maintenance and repair activities, and as otherwise regulated by this Ordinance.
4. Any future remodeling or improvements structures on the property 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.

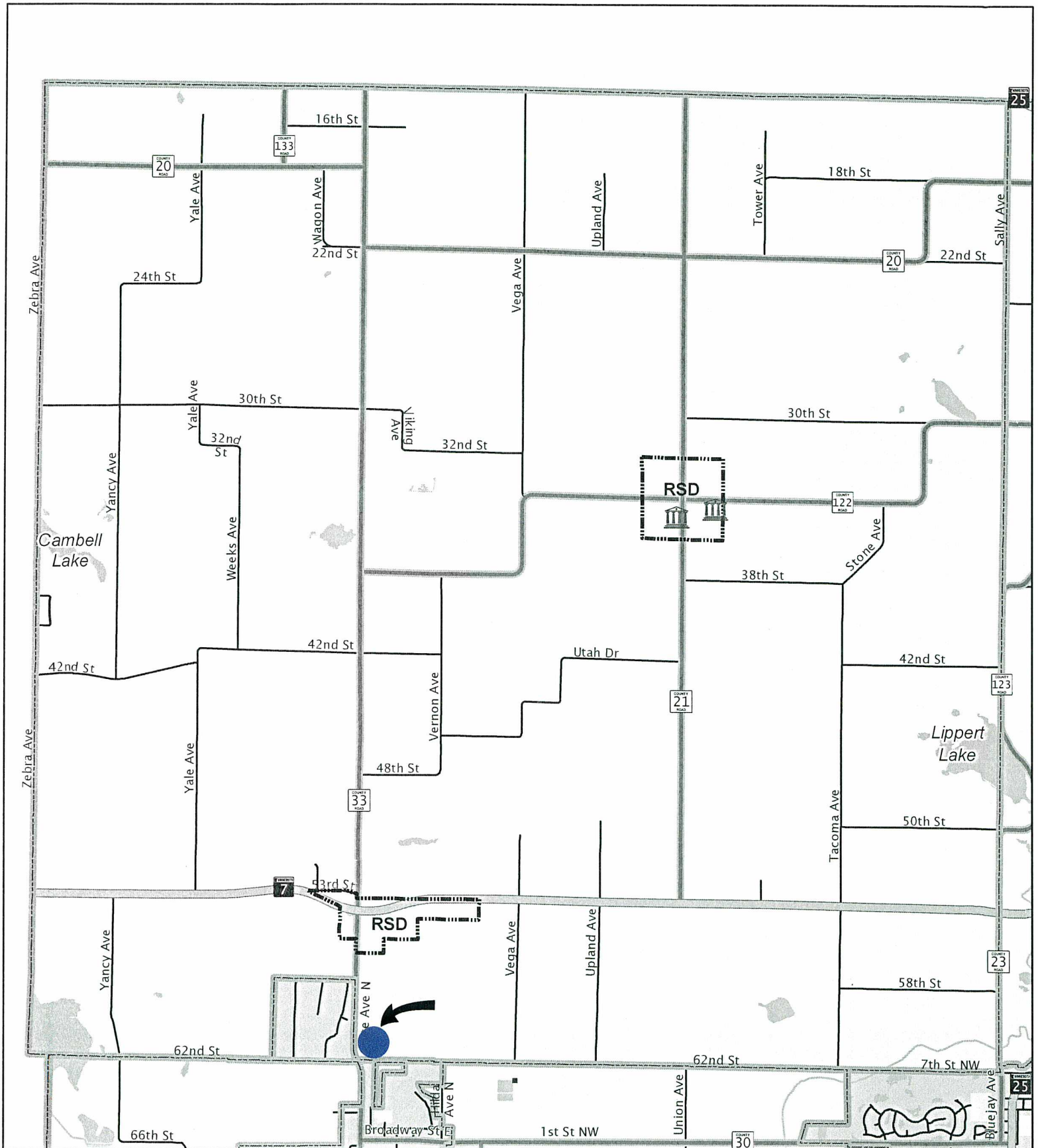
5. Any grading, filling, or site improvement activity on the property shall be completed in accordance with the CCWMO Rules (Chapter 153 – Water Resource Management) and the Wetland Conservation Act (WCA), if applicable. Stormwater Management review and approvals are required prior to the issuance of construction and/or building permits.
6. Permittee shall comply with all road authority (i.e. Hollywood Township) access requirements on 62nd Street.
7. The Permittee shall maintain a conforming Subsurface Sewage Treatment System (SSTS) pursuant to Chapter 52 of the Carver County Code to accommodate any wastewater produced on site.
8. Permittee shall maintain the Non-generator's Certificate or contact the Environmental Services Department to determine if a Hazardous Waste Generator License is required.
9. All solid waste materials generated by the operation shall be done by contract with a licensed company. All future contracts must be submitted to the Land Management and Environmental Services Departments annually.
10. The Permittee shall comply at all times with the County standards as detailed in Chapter 152 – Zoning Code, Chapter 154 – Sign Regulations, Chapter 51 – Hazardous Waste Management, Chapter 52 - Subsurface Sewage Treatment System (SSTS) regulations, MN State Building Code requirements, and all other applicable local, state, and federal regulations. No signage shall be allowed within the public road right-of-way.
11. The permittee shall submit Certificate of Workers' Compensation Insurance to the Land Management Department annually when there are additional employees beyond the owner/operator. The insurance shall be maintained for the duration of the CUP.

ADOPTED by the Carver County Planning Commission this 18th day of April 2023.



Scott Wakefield, Chairman
Carver County Planning Commission

HOLLYWOOD 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.

0 1 2 Miles



66

Map Created by Carver County GIS

Carver County Board of Commissioners

Request for Board Action



Agenda Item:

Hilk Acres - Preliminary Plat

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

Meeting Date: 5/2/2023

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 #PP-PZ20230013. On April 18, 2023, the Planning Commission voted 6-0 to recommended approval of the Preliminary Plat "Hilk Acres" Subdivision. The applicant, Mark Eklo, is requesting approval to plat an existing 8.13-acre parcel located in Section 3 of Waconia Township. The request would result in a total of three (3) residential parcels (Lots 1-3, Block 1) ranging in size from 2.5 acres to 2.6 acres. The project would be developed in pursuant to the Wooded Lot additional density provision (Section 152.078 B) of the Carver County Zoning Code. Waconia Township has provided for the Wooded Lot option in their Chapter of the 2040 Comprehensive Plan. All building sites would meet the requirements of the Conditional Use Permit (CUP) #PZ20220046, County Subdivision Ordinance, and County Zoning Code.

Acceptable soil boring Subsurface Sewage Treatment System (SSTS) locations for the primary and alternate septic sites on the three (3) undeveloped lots have been submitted, reviewed, and approved by the Carver County Environmental Services Department.

A new township road would not be necessary, because the proposed lots have frontage on the existing 66th Street which would provide for individual driveway accesses. The Waconia Town Board (i.e. road authority for 66th St) would be reviewing and issuing any access permits as part of any new house building permit application process. The township is planning to provide road improvements (widening and gravel) to 66th Street at the plat location.

The draft covenants, as required by Conditional Use Permit #PZ20220046, would need to be submitted and approved by Carver County prior to final plat approval.

The Waconia Town Board has recommended approval of the request.

The Planning Commission Resolution and Hilk Acres Preliminary Plat are attached for the Board's consideration.

ACTION REQUESTED:

A motion to adopt a Resolution approving the Preliminary Plat of Hilk Acres

FISCAL IMPACT: None

If "Other", specify:

FUNDING

County Dollars =

FTE IMPACT: None

Total \$0.00

Insert additional funding source

Related Financial/FTE Comments:

BOARD OF COUNTY COMMISSIONERS

CARVER COUNTY, MINNESOTA

DATE: _____ RESOLUTION #: _____
MOTION BY COMMISSIONER: _____ SECONDED BY COMMISSIONER: _____

A RESOLUTION APPROVING THE PRELIMINARY PLAT OF *HILK ACRES*

WHEREAS, the following application for a Preliminary Plat has been submitted and accepted:

FILE: PP-PZ20230013

APPLICANT: Mark Eklo

OWNER: Golf Lake Condos, LLC

SITE ADDRESS: 112XX 66th Street, 55387

PURSUANT TO: County Code, Chapters 151 & 152

LEGAL DESCRIPTION: See attached Exhibit "A"

PARCELS #: 09-003-1130

WHEREAS, said application was duly considered at a public hearing held by the Carver County Planning Commission at its regular meetings of April 18, 2023, and forwarded to the Carver County Board of Commissioners for action; and

WHEREAS, the County Board has reviewed the recommendations and proposed conditions put forward by the Planning Commission after the public hearings on the matter and concurs with the findings, recommendations and conditions of the Planning Commission; and

WHEREAS, the plat substantially meets the requirements of applicable county ordinances except where noted by Planning Commission Resolution No. 23-07 and the areas of deficiency can be addressed through conditions placed on the preliminary plat that must be complied with prior to acceptance of the Final Plat.

1. Mr. Eklo recently purchased the subject 8.13-acre parcel located in the Northeast Quarter (NE¼) of the Southeast Quarter (SE¼) Section 3, Waconia Township. The property is undeveloped, currently wooded with no wetlands. The site is adjacent to the Dakota Rail Trail (Carver County Regional Rail Authority) and is also located in the Agricultural Zoning District, Rural Service Overlay District (Maple), and the Carver County Water Management Organization - CCWMO (Carver Creek watershed).
2. On January 3, 2023, Conditional Use Permit (CUP) #PZ20220046 (see attached) was issued to the subject property in order to create three (3) residential parcels pursuant to the additional density provision (Section 152.078 B – Wooded Lots) of the Carver County Zoning Code. With the approval of the CUP, the applicant is now requesting an approval of the Preliminary Plat “Hilk Acres” Subdivision. The request would consist of three residential lots (Lots 1-3, Block 1) for single-family homes.
3. Copies of the preliminary plat (signed date 3/24/23) have been sent to the Waconia Township Clerk (Sue Goede), CCWMO (Kristen Larson), Carver County Soil & Water Conservation District (SWCD), Carver County Environmental Services (Jacob McLain), Carver County Regional Rail Authority (Marty Walsh), Waconia Schools District 110 (Finance & Operations Office), CenterPoint Energy (natural gas utility company serving the area), and Xcel Energy (electric utility company serving the area). As of this report, Environmental Services and the CCWMO have submitted comments. Other comments may also be available at the time of the public hearing.

4. The additional density, wooded lots, are laid out in such a manner that there are no more than four (4) homes per quarter-quarter as permitted by the density regulations of the Carver County Zoning Code. The residential lot sizes range from 2.5 acres to 2.6 acres. Each lot has a defined building site (i.e. minimum of a 1-acre building site) that conforms to code requirements, and any home constructed within the site would meet the zoning setback requirements. Prior to submitting a building permit application for a new house, the Permittee shall identify the lowest floor elevation to document an emergency overflow for stormwater. Said homes shall be set to allow for positive drainage on the property without impacting adjacent properties.
5. The preliminary plat shows 5-foot utility & drainage easements around each of the three (3) lots. There are no wetlands identified on the subject property; therefore, no wetland “drainage” easements are being provided as part of the platting process. No obstructions shall be permitted in any of the drainage and utility easements located around the perimeter of each lot. The covenants should address the preservation of the easements and that no obstructions shall be permitted within those areas.
6. The Hilk Acres plat does not involve the construction of an interior road (i.e. township road). Each of the subject lots would be provided access from the existing township road (i.e. 66th Street). Therefore, there would not be a development contract agreement as part of this platting process. Each proposed driveway access would be reviewed and approved by the road authority (Waconia Township) prior to driveway access permits and prior to building permit approvals.
7. The Carver County Environmental Services Department has received a report from a licensed SSTS professional identifying the primary and alternate Subsurface Sewage Treatment System (SSTS) locations. Environmental Services has reviewed the material and conducted a site visit. In an email dated November 30, 2022, Senior Environmentalist Jacob McLain reported “All lots include suitable areas for primary and alternative sites. Soils have been reviewed and approved.” No changes to primary and alternate SSTS sites have been proposed since the original submittal. All of the SSTS system locations would need to be fenced off and protected prior to any land alteration for driveway or house construction, etc.
8. The approximate 8.13-acre plat is located within the CCWMO jurisdiction. Stormwater management, and erosion control measures would need to be addressed pursuant to Chapter 153 of the County Code (i.e. Water Management Rules). A combined erosion and sediment control and stormwater permit from the CCWMO would be required if the cumulative impervious surface constructed on all lots (drive, house pad, garage, other outbuildings, etc.) is greater than 1-acre. An erosion and sediment control permit from the CCWMO would be required if lots are constructed at the same time and the total disturbed area for all lots is greater than 1-acre. Additional information on stormwater and erosion and sediment control permits (requirements, application, guidance documents) is available on the County’s website.
9. The Carver SWCD typically reviews the project with regard to the CCWMO “Water Management Rules”. All lots shall be reviewed for erosion/sediment control measures during the building permit process. The Carver SWCD would also be involved in the review and approval of the plans as they relate to the Water Rules, Wetland Conservation Act (WCA), and the Stormwater Pollution Prevention Plan (SWPPP), if applicable.
10. The draft covenants, as required by Conditional Use Permit #PZ20220046, have been submitted with the application and would need to be reviewed and approved by Carver County prior to final plat approval. The covenants shall address the preservation of the drainage and utility easements and that no obstructions shall be permitted within those areas. The required covenants shall address that each lot would be reviewed in the field prior to issuance of any building permits. The covenants shall be filed with the final plat and include minimum requirements as identified in the CUP.
11. The plat substantially meets the requirements of applicable County Zoning Code sections except where noted. The areas of deficiency would need to be addressed through conditions placed on the preliminary plat approval that must be complied with prior to acceptance of the final plat.
12. The Waconia Town Board reviewed and recommended approval of the Hilk Acres Preliminary Plat during their March 7, 2023, meeting without additional comments.

13. On April 18, 2023, the Planning Commission opened the public hearing, where a neighboring property owner asked about the expansion (widening) of the Township Road (66th Ave), and potential tree removal prior to the homes being constructed. Scott Wakefield, Carver County Planning Commission Chairman and Waconia Township Treasurer, stated the Waconia Town Board has agreed to make improvements (widen) to 66th Street in this area, after the tree removal within the township road right of way was completed. The tree removal is the responsibility of Mr. Eklo, the developer of the project, and is scheduled to be completed Spring 2023.
14. The County Board of 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 preliminary plat.

THEREFORE, BE IT RESOLVED, THAT the Carver County Board of Commissioners hereby approves the Preliminary Plat of Hilk Acres for the land described on the preliminary plat, and with the following conditions attached to the preliminary plat approval:

1. A total of three (3) residential wooded lots are permitted. The property shall be platted in accordance with M.S. Chapter 505, Carver County Zoning Subdivision Code 151, and the Carver County Zoning Code 152.
2. The layout of the final plat must substantially conform to the preliminary plat. Any significant departure from the preliminary plat must be approved by the Planning Commission before final plat consideration. As part of the preliminary plat approval, each lot shall document a suitable one (1) acre building site including a house location and primary & alternate septic site locations. All conditions of CUP #PZ20220046 shall be satisfied prior to the recording of the final plat.
3. The Covenants as required by CUP #PZ20220046 shall be reviewed and approved by Carver County prior to final plat consideration by the County Board. The Assistant County Attorney shall review and approve the covenants and County Surveyor shall review and approve any title work. The covenants shall address at least the following:
 - A. A covenant must clearly state the building eligibility status for each parcel in the development. The keeping of animals, with the exception of dogs, cats and similar animals kept as household pets, is prohibited on any lot in the residential area.
 - B. A covenant stating that the area is rural, and that commercial agriculture and other rural land use activities shall likely be occurring in the area. A notification must be provided regarding “odors, dirt, dust, 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 such activities are being conducted in accordance with existing standards. A condition clearly stating and restricting the use of the land in the agricultural area to agriculture and to certain conditional uses listed in the “A” district.
 - C. If the home sites include any environmentally sensitive land, then restrictions must be placed in the covenants addressing: clear cutting of land, vegetation removal, plus the development and implementation of an erosion control plan to control erosion during and after building construction.
 - D. A covenant must be added requiring that the alternative sewer site must be preserved for a future sewer site. No buildings can be erected on the alternative site and no trees can be planted on the site. Heavy equipment must be kept off the site. If the lot owner must build on the site, they would have to submit soil borings for another site before any building permit will be issued.
 - E. A covenant must be added requiring the preservation of the easements and that no obstructions shall be permitted within any easement areas.
4. The above-required Covenants shall be become part of the plat approval.

5. Each lot must be reviewed in the field prior to the issuance of any building permit and/or SSTS permit. All septic system locations (i.e. primary & alternate) shall be marked and protected (rope, fencing, etc.) to prohibit any disturbance to those areas. Furthermore, prior to the commencement of any construction related activity, the primary and alternate septic locations for each lot shall be protected.
6. Each lot shall be reviewed and approved by CCWMO pursuant to Chapter 153 of the Zoning Code. Specific details for each lot must be submitted to the CCWMO for approval prior to issuance of building permit(s) on individual lots.
7. The driveways for each lot shall conform to the Carver County Land Management Department and CCWMO requirements. The applicant shall comply with any and/or all requirements established by the appropriate road authority (i.e. Waconia Township). An access permit for each driveway from 66th Street shall be obtained from the Township (or appropriate road authority) prior to issuance of an access permit or new home building permit(s).
8. Prior to submitting a building permit application for a new house, the Permittee shall identify the lowest floor elevation to document an emergency overflow for stormwater. Said homes shall be set to allow for positive drainage on the property.
9. As per Section 151.163 of the Carver County Code, all utility facilities are to be located underground. The access and drainage ways will be designed so that public utilities can be installed at a later date.

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 2nd day of May 2023, now on file in the Administration Office, and have found the same to be a true and correct copy thereof.

Dated this 2nd day of May 2023.

County Administrator

COUNTY OF CARVER
PLANNING COMMISSION RESOLUTION

FILE #: PP-PZ20230013

RESOLUTION #: 23-07

WHEREAS, the following application for a Preliminary Plat (HILK ACRES) approval has been submitted and accepted:

FILE: PP-PZ20230013

APPLICANT: Mark Eklo

OWNER: Golf Lake Condos, LLC

SITE ADDRESS: 112XX 66th Street, 55387

PURSUANT TO: County Code, Chapters 151 & 152

LEGAL DESCRIPTION: See attached Exhibit "A"

PARCELS #: 09-003-1130

WHEREAS, said application was duly considered at a public hearing held by the Carver County Planning Commission at its regular meeting of April 18, 2023; and,

WHEREAS, the Carver County Planning Commission finds as follows:

1. Mr. Eklo recently purchased the subject 8.13-acre parcel located in the Northeast Quarter (NE¼) of the Southeast Quarter (SE¼) Section 3, Waconia Township. The property is undeveloped, currently wooded with no wetlands. The site is adjacent to the Dakota Rail Trail (Carver County Regional Rail Authority) and is also located in the Agricultural Zoning District, Rural Service Overlay District (Maple), and the Carver County Water Management Organization - CCWMO (Carver Creek watershed).
2. On January 3, 2023, Conditional Use Permit (CUP) #PZ20220046 (see attached) was issued to the subject property in order to create three (3) residential parcels pursuant to the additional density provision (Section 152.078 B – Wooded Lots) of the Carver County Zoning Code. With the approval of the CUP, the applicant is now requesting an approval of the Preliminary Plat “Hilk Acres” Subdivision. The request would consist of three residential lots (Lots 1-3, Block 1) for single-family homes.
3. Copies of the preliminary plat (signed date 3/24/23) have been sent to the Waconia Township Clerk (Sue Goede), CCWMO (Kristen Larson), Carver County Soil & Water Conservation District (SWCD), Carver County Environmental Services (Jacob McLain), Carver County Regional Rail Authority (Marty Walsh), Waconia Schools District 110 (Finance & Operations Office), CenterPoint Energy (natural gas utility company serving the area), and Xcel Energy (electric utility company serving the area). As of this report, Environmental Services and the CCWMO have submitted comments. Other comments may also be available at the time of the public hearing.
4. The additional density, wooded lots, are laid out in such a manner that there are no more than four (4) homes per quarter-quarter as permitted by the density regulations of the Carver County Zoning Code. The residential lot sizes range from 2.5 acres to 2.6 acres. Each lot has a defined building site (i.e. minimum of a 1-acre building site) that conforms to code requirements, and any home constructed within the site would meet the zoning setback requirements. Prior to submitting a building permit application for a new house, the Permittee shall identify the lowest floor elevation to document an emergency overflow for stormwater. Said homes shall be set to allow for positive drainage on the property without impacting adjacent properties.

5. The preliminary plat shows 5-foot utility & drainage easements around each of the three (3) lots. There are no wetlands identified on the subject property; therefore, no wetland “drainage” easements are being provided as part of the platting process. No obstructions shall be permitted in any of the drainage and utility easements located around the perimeter of each lot. The covenants should address the preservation of the easements and that no obstructions shall be permitted within those areas.
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12. The Waconia Town Board reviewed and recommended approval of the Hilk Acres Preliminary Plat during their March 7, 2023, meeting without additional comments.
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14. 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 preliminary plat.

THEREFORE, BE IT RESOLVED, THAT the Carver County Planning Commission hereby recommends the approval of the Preliminary Plat of Hilk Acres on the land described in Exhibit “A” of the permit application. The Planning Commission further recommends that the following conditions be attached to the Preliminary Plat approval:

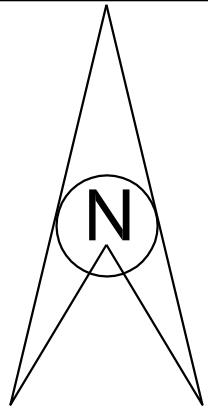
1. A total of three (3) residential wooded lots are permitted. The property shall be platted in accordance with M.S. Chapter 505, Carver County Zoning Subdivision Code 151, and the Carver County Zoning Code 152.
2. The layout of the final plat must substantially conform to the preliminary plat. Any significant departure from the preliminary plat must be approved by the Planning Commission before final plat consideration. As part of the preliminary plat approval, each lot shall document a suitable one (1) acre building site including a house location and primary & alternate septic site locations. All conditions of CUP #PZ20220046 shall be satisfied prior to the recording of the final plat.
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 - A. A covenant must clearly state the building eligibility status for each parcel in the development. The keeping of animals, with the exception of dogs, cats and similar animals kept as household pets, is prohibited on any lot in the residential area.
 - B. A covenant stating that the area is rural, and that commercial agriculture and other rural land use activities shall likely be occurring in the area. A notification must be provided regarding “odors, dirt, dust, 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 such activities are being conducted in accordance with existing standards. A condition clearly stating and restricting the use of the land in the agricultural area to agriculture and to certain conditional uses listed in the “A” district.
 - C. If the home sites include any environmentally sensitive land, then restrictions must be placed in the covenants addressing: clear cutting of land, vegetation removal, plus the development and implementation of an erosion control plan to control erosion during and after building construction.
 - D. A covenant must be added requiring that the alternative sewer site must be preserved for a future sewer site. No buildings can be erected on the alternative site and no trees can be planted on the site. Heavy equipment must be kept off the site. If the lot owner must build on the site, they would have to submit soil borings for another site before any building permit will be issued.
 - E. A covenant must be added requiring the preservation of the easements and that no obstructions shall be permitted within any easement areas.
4. The above-required Covenants shall become part of the plat approval.
5. Each lot must be reviewed in the field prior to the issuance of any building permit and/or SSTS permit. All septic system locations (i.e. primary & alternate) shall be marked and protected (rope, fencing, etc.) to prohibit any disturbance to those areas. Furthermore, prior to the commencement of any construction related activity, the primary and alternate septic locations for each lot shall be protected.

6. Each lot shall be reviewed and approved by CCWMO pursuant to Chapter 153 of the Zoning Code. Specific details for each lot must be submitted to the CCWMO for approval prior to issuance of building permit(s) on individual lots.
7. The driveways for each lot shall conform to the Carver County Land Management Department and CCWMO requirements. The applicant shall comply with any and/or all requirements established by the appropriate road authority (i.e. Waconia Township). An access permit for each driveway from 66th Street shall be obtained from the Township (or appropriate road authority) prior to issuance of an access permit or new home building permit(s). Waconia Township will be responsible for providing improvements (widen) to 66th Street in the area of the plat, after the tree removal within the township road right of way is completed in the Spring of 2023.
8. Prior to submitting a building permit application for a new house, the Permittee shall identify the lowest floor elevation to document an emergency overflow for stormwater. Said homes shall be set to allow for positive drainage on the property.
9. As per Section 151.163 of the Carver County Code, all utility facilities are to be located underground. The access and drainage ways will be designed so that public utilities can be installed at a later date.

ADOPTED by the Carver County Planning Commission this 18th day of April 2023.

Scott Wakefield, Chairman
Carver County Planning Commission

Preliminary Plat of HILK ACRES



0 40 80 Feet

Total Property Area = 8.13 Acres

- LEGEND**
- denotes Telephone Pedestal
 - denotes Power Pole
 - denotes Soil Boring
 - denotes Existing Contour
 - denotes Existing Culvert
 - denotes Building Setback Line
Front = 68' from Centerline
Side = 15'
Rear = 30'
 - denotes Drainage & Utility Easement
Front = 10'
Side = 5'
Rear = 5'
 - denotes Possible Primary Septic Area
 - denotes Possible Alternate Septic Area

Property Description:

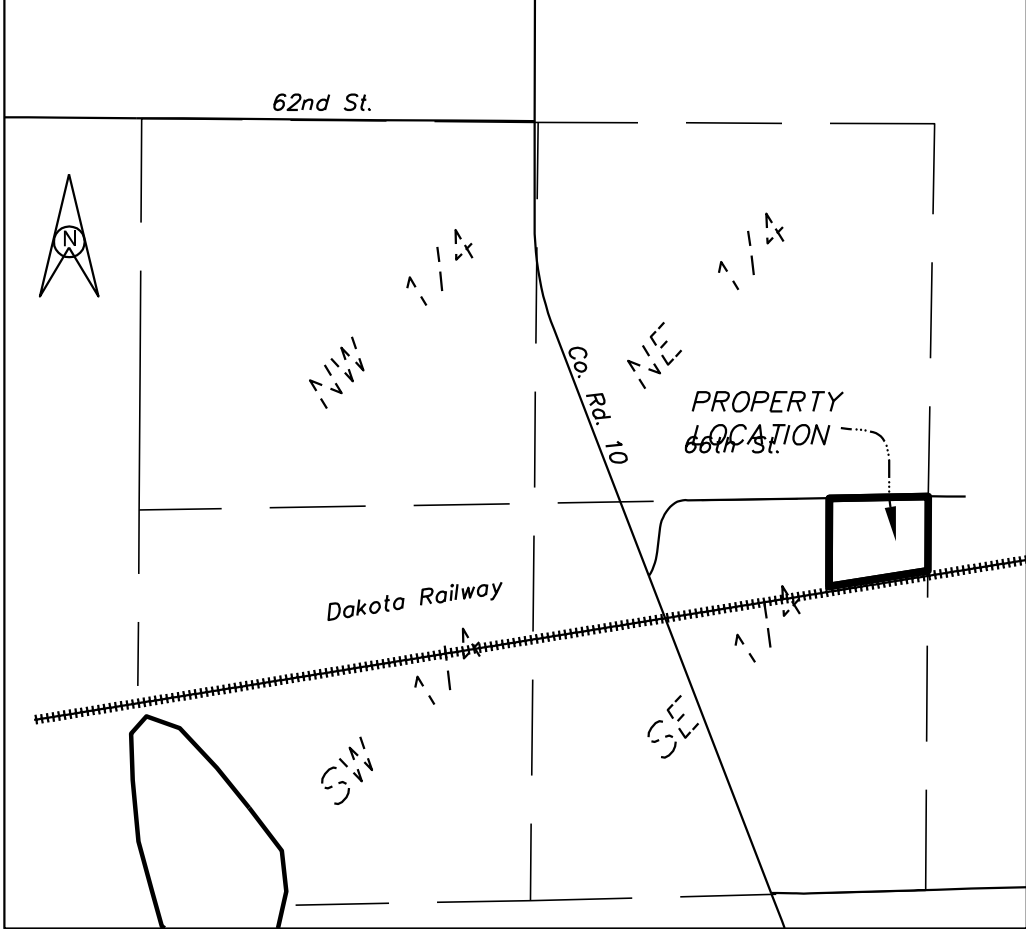
That part of the East Half of the Northeast Quarter of the Southeast Quarter of Section 3, Township 116, Range 25, Carver County, Minnesota that lies northerly of the northerly right-of-way of the Dakota Railway.

DEVELOPER:
MARK ELKO
3360 BAVARIA ROAD, CHASKA, MN
PHONE: 813-777-0015
WACONIA PUBLIC SCHOOL DISTRICT
WATERSHED: CARVER COUNTY WATER MANAGEMENT ORGANIZATION

- Note:
- Septic borings and design by Wachholz Inc.
 - Topography is from County lidar
 - There will be no grading except that done by individual lot owners during home construction.
 - There are No Existing Covenants
 - There are No Existing Easements
 - Existing Zoning: Agricultural District

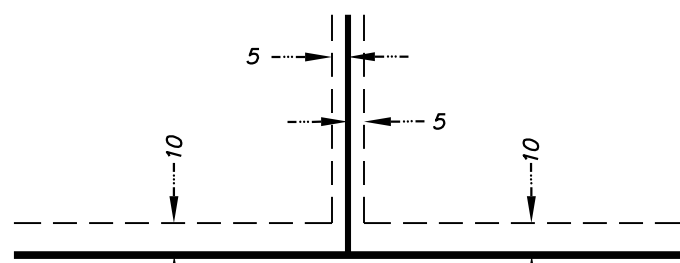
Vicinity Map

Not to Scale
SEC. 3, T. 116, R. 25

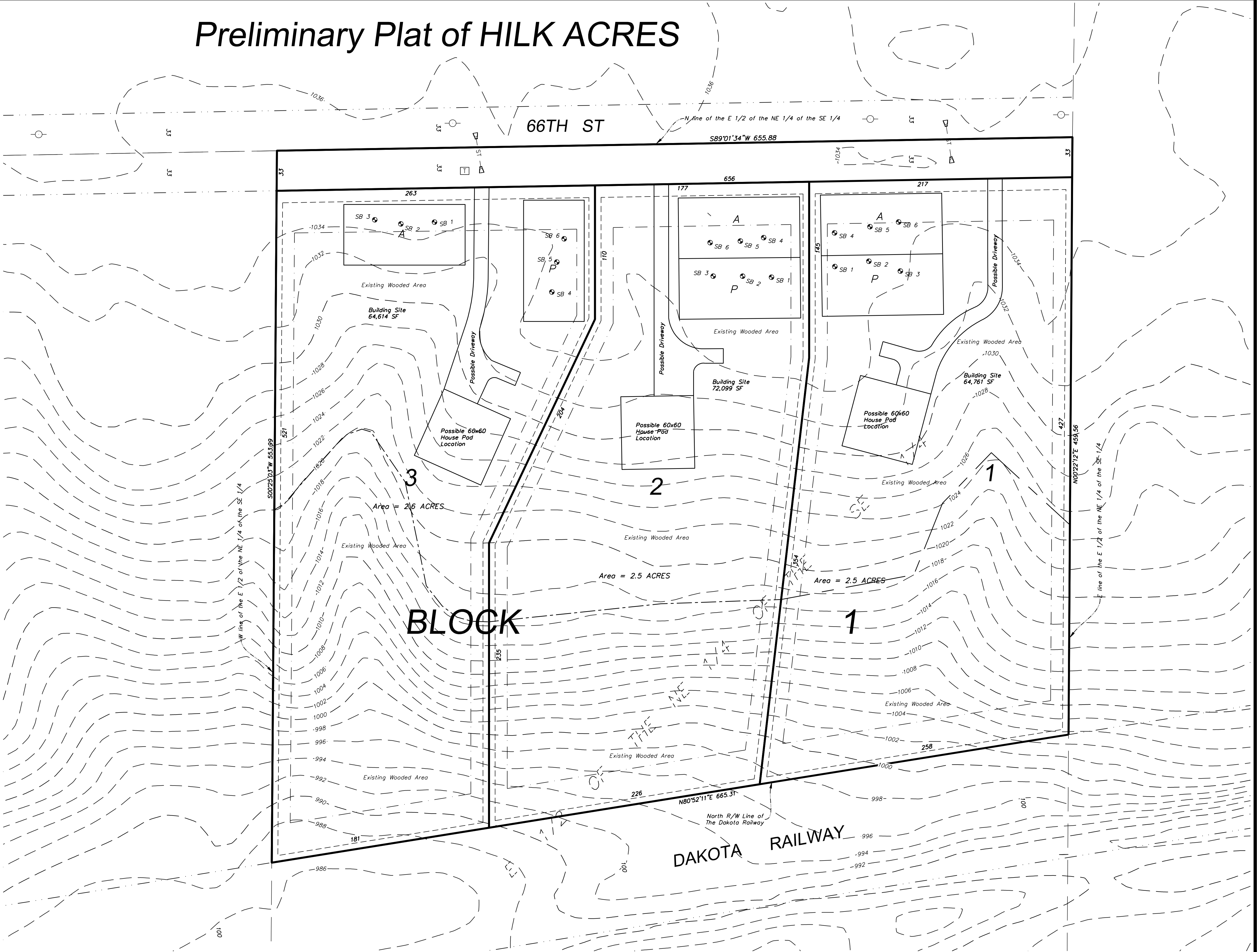


- denotes 1/2 inch open iron pipe found (Unless Otherwise Noted)
- denotes 1/2 inch by 14 inch iron pipe set and marked by License number 40062

DRAINAGE AND UTILITY EASEMENTS ARE SHOWN THUS:



BEING 10 FEET IN WIDTH, UNLESS OTHERWISE INDICATED, AND ADJOINING RIGHT-OF-WAY LINES, AND BEING 5 FEET IN WIDTH, UNLESS OTHERWISE INDICATED, AND ADJOINING LOT LINES, AS SHOWN ON THE PLAT.



REV. NO.	DATE	BY	DESCRIPTION

DESIGNED	DRAWN
P.E.O.	B.M.H.
CHECKED	
P.E.O.	

I hereby certify that this plan, specification, or report was prepared by me or under my direct supervision and that I am a duly Licensed Professional Engineer under the laws of the State of Minnesota.

Paul E. Otto
Paul E. Otto
License # 40062
Date: 03-24-23

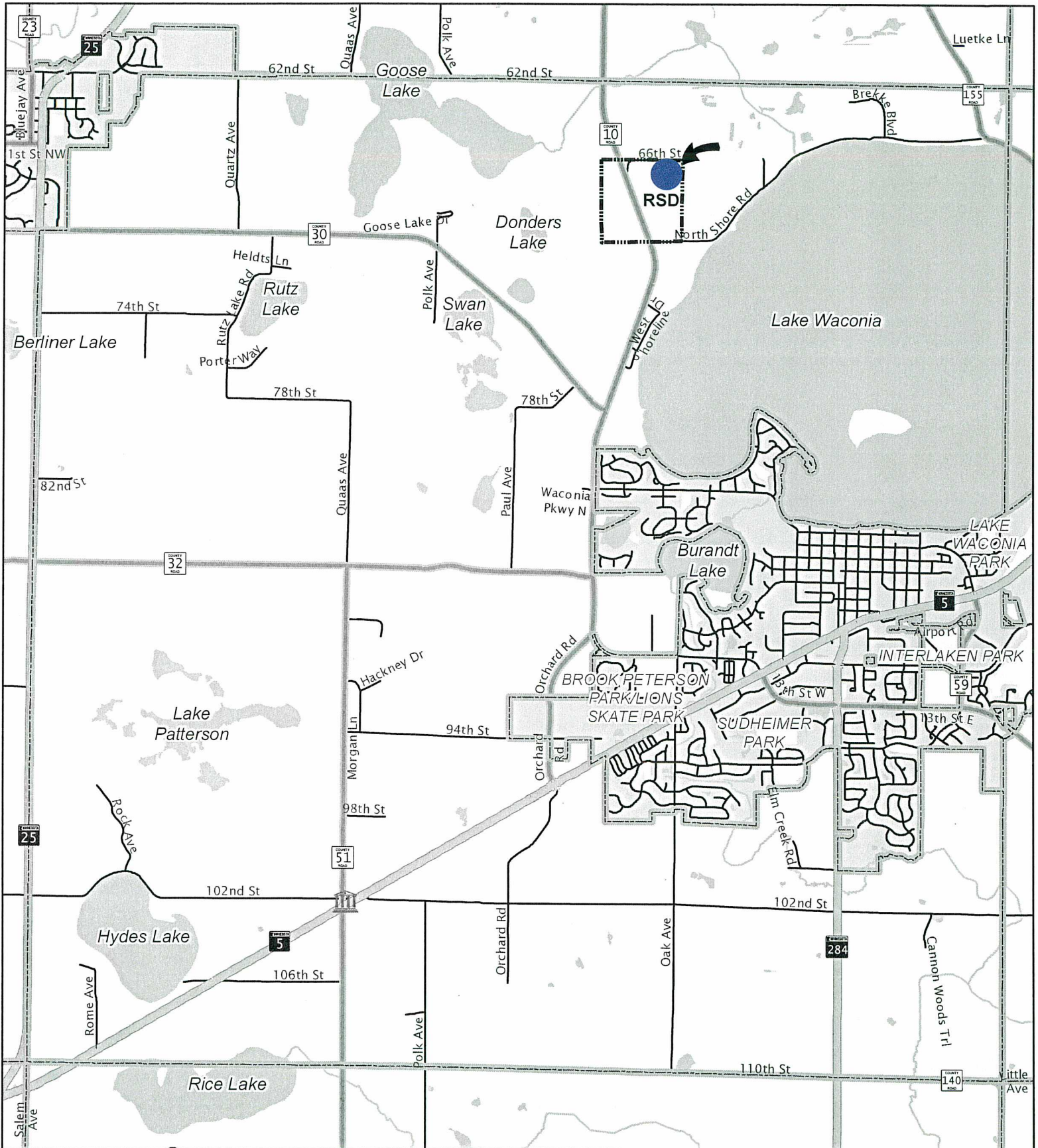


www.ottoassociates.com
9 West Division Street
Buffalo, MN 55313
(763)682-4727
Fax: (763)682-3522

HILK ACRES
MARK ELKO
WACONIA, MN

PROJECT NO:	22-0410
DATE:	03-22-23
SHEET NO. 1 OF 1 SHEETS	PRELIMINARY PLAT

WACONIA 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.



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Map Created by Carver County GIS

Carver County Board of Commissioners Request for Board Action



Agenda Item:

Grant Agreement with MN DEPT OF TRANSPORTATION for LBRP for Bridge 10J36

Primary Originating Division/Dept: Public Works - Program Delivery

Meeting Date: 5/2/2023

Contact: Luke Schwarz

Title: Design Engineer

Item Type:

Consent

Amount of Time Requested: minutes

Presenter:

Title:

Attachments: ☒ Yes ☐ No

Strategic Initiative:

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

BACKGROUND/JUSTIFICATION:

A new box culvert, Bridge 10J36, will be constructed on Highway 51. The existing culvert is made of corrugated metal and is structurally deficient. Landwehr Construction has been contracted to install the culvert, and Oldcastle Infrastructure has been contracted to provide the material. This project will take place in the fall of 2023.

The new bridge has been awarded grant funding for the removal of the existing culvert to be replaced with a new concrete box culvert. The grant was made available through the Local Bridge Replacement Program (LBRP). This program is administered by MnDOT to provide funding to local agencies for reconstruction of bridges on their local system. LBRP covers fifty percent of the structure replacement cost for bridges on the County State Aid Highway system, the County is responsible for the other 50% and for the approach grading and pavement costs.

Grant Agreement No. 1032833 is for Local Bridge Replacement Program (LBRP) funds for construction of Bridge 10J36 over Carver Creek on Highway 51. This project is identified as S.A.P. 010-651-012 and CP 148740.

ACTION REQUESTED:

Motion to adopt a resolution to enter Agreement No. 1032833 with MN DEPT OF TRANSPORTATION to accept grant funds from the Local Bridge Replacement Program pending finalization of the contract review process.

FISCAL IMPACT: Included in current budget

If "Other", specify:

FUNDING

County Dollars =

\$463,364.07

LBRP (state)

\$206,922.54

FTE IMPACT: None

Total

\$670,286.61

☒ Insert additional funding source

Related Financial/FTE Comments:

Office use only:

RBA 2023 - 9042

BOARD OF COUNTY COMMISSIONERS

CARVER COUNTY, MINNESOTA

Date: 5/02/2023

Resolution No: _____

Motion by Commissioner: _____

Seconded by Commissioner: _____

WHEREAS, Carver County has applied to the Commissioner of Transportation for a grant from the Minnesota State Transportation Fund for construction of Bridge No.10J36 (SAP 010-651-012); and

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

WHEREAS, the amount of the grant has been determined to be \$206,922.54 by reason of the lowest responsible bid;

NOW THEREFORE, be it resolved that Carver County does hereby agree to the terms and conditions of the grant consistent with Minnesota Statutes, section 174.50, and will pay any additional amount by which the cost exceeds the estimate, and will return to the Minnesota State Transportation Fund any amount appropriated for the bridge but not required. The proper county officers are authorized to execute a grant agreement and any amendments thereto with the Commissioner of Transportation concerning the above-referenced grant.

YES

ABSENT

NO

STATE OF MINNESOTA
COUNTY OF CARVER

I, Dave Hemze, duly appointed and qualified County Administrator of the County of Carver, State of Minnesota, do hereby certify that I have compared the foregoing copy of this resolution with the original minutes of the proceedings of the Board of County Commissioners, Carver County, Minnesota, at its session held on the 2nd day of May, 2023, now on file in the Administration office, and have found the same to be a true and correct copy thereof.

Dated this 2nd day of May, 2023.

Dave Hemze

County Administrator

Carver County Board of Commissioners Request for Board Action

**Agenda Item:****Request for approval to contract with OpenGov (Renewal)**Primary Originating Division/Dept: Meeting Date: Contact: Title: Item Type:
Amount of Time Requested: minutesPresenter: Title: Attachments: ☐ Yes ☒ No**Strategic Initiative:****BACKGROUND/JUSTIFICATION:**

Renew contract with OpenGov for its Budget Builder solution and supporting solutions (platform, reporting & analysis, budget book, & personnel cost forecasting) to streamline the budget process for both Finance and all Divisions. This is a five year contract, \$48,505.52 each year totaling \$242,527.60

ACTION REQUESTED:

Motion to contract with OpenGov pending finalization of the contract review process.

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

County Dollars =

Total	\$0.00

☒ Insert additional funding source

Related Financial/FTE Comments:

\$48,505.52 each year, 2023-2028

Office use only:

RBA 2023 - 9071

Carver County Board of Commissioners Request for Board Action



Agenda Item:

Presentation and Proclamation of May as Mental Health Awareness Month

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

Meeting Date: 5/2/2023

Contact: Richard Scott

Title: Deputy Division Director

Item Type:

Regular Session

Amount of Time Requested: 20 minutes

Presenter: Stephanie Combey

Title: Behavioral Health Clinical Service

Attachments: ☒ Yes ☐ No

Strategic Initiative:

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

BACKGROUND/JUSTIFICATION:

The Month of May has been designated as "Mental Health Awareness Month". Richard Scott, Deputy Division Director for Health Services, and Stephanie Combey, Behavioral Health Clinical Services Manager, will provide a brief presentation on the status of mental health in Carver County, and the continuum of services we provide to promote optimal mental wellbeing for our residents.

Carver County has a strong commitment to provide Behavioral/Mental Health services to those in need. These include Outpatient Therapy, School-Linked Mental Health, ANICCA Adolescent Day Treatment, Mobile Crisis Response Program, Adult Mental Health Case Management and Community Support Program, Childrens Mental Health Case Management, Substance Use Assessment and Referral services, and coordination of mental health services with Carver County Corrections and the Sheriff's Office. We are proud of the work that our many dedicated employees perform every day to help make our county a healthy place to "live, learn, work, and play".

ACTION REQUESTED:

Motion to approve the attached Proclamation recognizing May as "Mental Health Awareness Month".

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 2023 - 9073



PROCLAMATION

National Mental Health Month: May 2023

WHEREAS mental health impacts the health and well-being of our children, families, schools, businesses, and communities; and

WHEREAS the COVID-19 pandemic and current economic conditions have exacerbated the stress, trauma, anxiety, depression, and suicide ideation across our communities making mental health awareness and provision of services more important now than ever; and

WHEREAS one in five adults and one in five young person between the ages of 13 to 17 years experiences a mental health problem in any given year; and

WHEREAS suicide is the second leading cause of death for U.S. children ages 10 to 14, the 11th leading cause of death across the nation, and a higher percentage of older adults (age 65+) commit suicide more often than any other age group; and

WHEREAS it is critical to increase the awareness and knowledge of mental health problems and how to get help when it is needed; and

WHEREAS early identification and treatment are vital to the prevention of suicide and successful management of mental health problems and recovery; and

WHEREAS every citizen and community can make a difference in helping end the silence and stigma that surrounds mental illness and discourages people from getting help; and

WHEREAS public education and civic activities can encourage mental wellness and help improve the lives of individuals and families affected by mental illness.

THEREFORE, BE IT RESOLVED, that we the Carver County Board of Commissioners do hereby acknowledge the month of **May 2023 as "Mental Health Month"** in Carver County, in honor of the dedicated professionals who work to create a safer and healthier community in Carver County.

**Carver County
Board of Commissioners**

John P. Fahey, Chair
Tom Workman, Vice Chair
Gayle Degler
Tim Lynch
Matt Udermann

Carver County Board Chair

May 2, 2023

Carver County Board of Commissioners Request for Board Action



Agenda Item:

Closed Session for the Highway 40 Project - Belle Plaine, Property Acquisition Negotiations

Primary Originating Division/Dept: Public Works - Program Delivery

Meeting Date: 5/2/2023

Contact: Patrick Lambert

Title: Senior Right of Way Agent

Item Type:

Closed Session

Amount of Time Requested: 30 minutes

Presenter: Patrick Lambert

Title: Senior Right of Way Agent

Attachments: ☐ Yes ☒ No

Strategic Initiative:

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

BACKGROUND/JUSTIFICATION:

The 2024 construction season includes the shoulder widening, grading and re-surfacing of Highway 40 from State Highway 25 on the south to County Highway 52 on the north. Additional right-of-way is needed to complete the project scope. On March 7, 2023, the County Board authorized Public Works staff to make offers for direct purchase of the impacted properties. Staff will update the Board on preliminary discussions with owners of individual parcels of real property discuss appraisal data classified as confidential data on individuals or protected nonpublic data under Minn. Stat. § 13.44, Subd. 3; and to seek direction from the Board regarding the next steps of staff regarding future negotiations for the real property acquisitions at PID #'s 080300900 and 08.0300800.

ACTION REQUESTED:

Motion to enter into closed session to discuss confidential negotiations for right of way acquisitions on the Highway 40 Project - Belle Plaine, pursuant to Minn. Stat. Section 13D.05, Subd. 3 (c) of vacant land identified at tax property identification numbers 080300900 and 08.0300800.

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 2023 - 8986

Carver County Board of Commissioners Request for Board Action



Agenda Item:

Closed Session to Discuss Confidential Negotiations related to An Easement Purchase on CSAH 33

Primary Originating Division/Dept: Public Works - Program Delivery

Meeting Date: 5/2/2023

Contact: Patrick Lambert

Title: Senior Right of Way Agent

Item Type:

Closed Session

Amount of Time Requested: 20 minutes

Presenter: Lyndon Robjert

Title: Division Director-:Public Works

Attachments: ☐ Yes ☒ No

Strategic Initiative:

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

BACKGROUND/JUSTIFICATION:

The 2020 construction season included the construction of a roundabout at the intersection of State Highway 5 and County Highway 33 in Norwood Young America. As part of a settlement agreement, the County compensated the landowner to construct an extension of an existing earthen berm to act as a noise barrier between the road and his home. The berm has impacted a wetland on the property and must be removed. The county is working with the landowner to mitigate the issue. An easement is required for the work and to protect the wetland and restore drainage.

ACTION REQUESTED:

Motion to enter into closed session to discuss confidential negotiations for an easement acquisition and wetland restoration on the property located at the northeast corner of Highway 5 and County Road 33, Norwood Young America, MN, pursuant to Minn. Stat. Section 13D.05, Subd. 3 (c)

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 2023 - 9081