



CARVER COUNTY

minnesota

Carver County Board of Commissioners February 20, 2024 Board Meeting

The County Board Room is open to the public

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

- 9:00 a.m. 1. a) **CONVENE**
b) **Pledge of allegiance**
c) **public comments that relate to an item on the agenda may be heard when that agenda item is discussed. Please limit your public comments to five minutes or less.**

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

2. Agenda review and adoption
3. Approve minutes of February 6, 2024, 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 Drug Court Probation Agent..... 6
5.2 2024 Seasonal Road Restrictions..... 7-8
5.3 Speed Zone Study Requests for Various Highway Locations 9-10
5.4 2024 AIS Annual Plan..... 11-15
5.5 Award of Construction Contract with Minger Construction, Inc. for Highway 40 Project - Belle Plaine Area 16-18

Connections: Develop strong public partnerships and connect people to services

- 5.6 Amendment 1 to JPA for Fleet Software..... 19
5.7 Amendment 6 to Professional Services Agreement for Highway 41/10 Project with SRF Consulting Group 20
5.8 Professional Services Agreement with SRF Consulting Group Inc for Final Design of the Engler Trail Gap..... 21

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

- 5.9 Approval of MPCA Stipulation Agreement for the Highway 10 and 24 Projects 22-23

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

5.10	Authorization to Preorder 2025 Equipment	24
5.11	2024 Fleet Equipment Purchases	25

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

5.12	Amendment 3 to PSA for Final Design Work for Hwy 212 Project - Benton Township with SRF Consulting Group	26-27
5.13	Resolution of Support for Minnesota River Crossing and Flood Resiliency Study RAISE Grant Application	28-30
5.14	Settlements for Right of Way Acquisition for the US 212 Project - Benton Township	31-35
5.15	Amendment 6 to Professional Services Agreement for Highway 41/10 Project with SRF Consulting Group	36

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

5.15	Rebate debit cards from K-9 Flea, Tick, and Heartworm shots	37
5.16	Review Health & Human Services and Commissioner Warrants.....	NO ATT

9:20 a.m. **RECESS AS COUNTY BOARD AND CONVENE AS CARVER COUNTY REGIONAL RAIL AUTHORITY**

9:20 a.m. 6. **GROWTH: Manage the challenges and opportunities resulting from growth and development**
6.1 Approval to Make Offers for Necessary Temporary and Permanent Easement for Crane Creek Bridge Repair..... 38-41

9:30 a.m. **ADJOURN AS CARVER COUNTY REGIONAL RAIL AUTHORITY AND RECONVENE AS COUNTY BOARD**

9:30 a.m. 7. **CULTURE: Provide organizational culture fostering accountability to achieve goals and sustain trust/confidence in County government**
7.1 County Administrator's 2023 Annual Performance Evaluation Summary..... 42

9:35 a.m. 8. **COUNTY ADMINISTRATOR REPORT**

9:40 a.m. **ADJOURN REGULAR SESSION**

David Hemze
County Administrator

UPCOMING MEETINGS

February 20, 2024	12:30 p.m. Paradise Commons Ribbon Cutting
February 27, 2024	9:00 a.m. Work Session
March 5, 2024	No Meeting
March 12, 2024	9:00 a.m. Board Meeting
March 19, 2024	9:00 a.m. Board Meeting
March 26, 2024	9:00 a.m. Work Session
April 2, 2024	9:00 a.m. Board Meeting
April 9, 2024	No Meeting

A Regular Session of the Carver County Board of Commissioners was held in the County Government Center, Chaska, on February 6, 2024. Chair Gayle Degler convened the session at 9:00 a.m.

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

Under public comments, Chair Degler acknowledged the comments received from Sam Cook submitted through email and clarified they were available for the public in the County Administration office.

Udermann moved, Workman seconded, to move items 5.4 and 5.12 from the consent agenda to items 6.4 and 6.5 on the regular agenda. Degler, Lynch, Udermann, Workman voted aye. Fahey voted nay. Motion carried.

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

Lynch moved, Udermann seconded, to approve the minutes of the January 16, 2024, Regular Session. Motion carried unanimously.

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

Approved an agreement with TC&W Railroad Company for the railroad crossing replacement at Highway 51, pending finalization of the contract review process.

Contract with the Minnesota Department of Public Safety pending finalization of the contract review process, receiving the 2023 UASI grant and related Sheriff's Office budget amendment.

Resolution #04-24, Support of the City of Chaska's Application to the Minnesota Department of Transportation for a Safe Routes to School Infrastructure Grant Program for the Engler Boulevard (CSAH 10) Trail Project.

Approved Scott County Boarding Agreement to provide secure juvenile detention space.

Approved Blue Earth and Nicollet County Boarding Agreements to provide secure juvenile detention space.

Approved issuance of a charitable gambling license to the Ridgeview Foundation for a raffle to be held on June 24, 2024.

Resolution #05-24, Requesting a Variance from Standard for State Aid Operation for Project No. S.P. 010-591-002.

Approved out of state travel to Washington DC, for Assistant County Attorney, Civil Division Manager.

Approved out of state travel to St. Louis, Missouri for four staff members from the County Attorney's office.

Contract with Envisionware, Inc., pending finalization of the contract review process and related Library budget amendment.

Professional services agreement with Alliant Engineering, Inc., for engineering services in the amount of \$209,538, pending finalization of the contract review process.

Adopted the Findings of Fact and issued Order #PZ20230045 for the issuance of a Conditional Use Permit, John Zimmermann, Waconia Township.

Resolution #06-24, Support and Authorization for an Application to the United States Department of Transportation for a FY 24 Rebuilding American Infrastructure with Sustainability and Equity (RAISE) Grant Program for the Highway 5 Arboretum Area Mobility Project.

Resolution #07-24, Authorizing Offers of Just Compensation to Owners for Acquisition of Real Property Interest Needed for Highway 18 Project-Arboretum Area.

Resolution #08-24, Authorizing Offers of Compensation to Owners for Acquisition of Real Property Interests Needed for the Highway 41/10 Project

Resolution #09-24, Authorizing Settlement of Compensation to Owners for Acquisition of Real Property Interests Needed for Highway 212 Project-Benton Township.

Authorized the Sheriff's Office Dive Team acceptance of donation from NYA West Carver Lions and related budget amendment.

Professional services agreement with Primacy Strategy Group for federal government relations strategy services, pending finalization of the contract review process.

Reviewed January 23, 2024, Community Social Services' actions/Commissioners' warrants in the amount of \$1,334,473.84; reviewed January 30, 2024, Community Social Services' actions/Commissioners' warrants in the amount of \$277,029.50 and reviewed February 6, 2024, Community Social Services' actions/Commissioners' warrants in the amount of \$538,192.83.

Motion carried unanimously.

Daniel Huff, Metropolitan Mosquito Control Director, introduced Alex Carlson, MMCD Public Affairs Manager, and stated they were present to give their annual update.

Alex Carlson, MMCD, explained the District was established in 1958, includes the seven metro counties and covers a 2,900 square mile service area. He reviewed the services provided by the District, the mosquito life cycle and habitat. He pointed out the number of West Nile virus cases in 2023 and other diseases they monitor. Carlson clarified their decisions are driven by data and they have an entomology lab in St. Paul.

In 2023, the District saw an early spring mosquito surge followed by a gradual decline in August. He reviewed their control methods and the number of inspections and treatments within the County.

Carlson highlighted their tax levy and expenditures that increased slightly. He stated they would continue to expand services in 2024, increase use of drone programs as well as educational outreach. He suggested a mosquito spike in spring may not be as significant in 2024 due to the lack of snowfall. Carlson pointed out maps and alerts that were available on their website for the public and encourage the Board to let them know of groups that MMCD should connect with.

The Board expressed appreciation for the education and information shared.

Allison Streich, CDA Deputy Director, appeared before the Board to present an update on Carver Place and for approval of an agreement amendment. She noted the three million in ARPA money the CDA received from the County for three projects.

She reviewed the locations, amenities, timelines and funding sources for the Carver Place, Carver Oaks and Trail's Edge Senior projects. Streich indicated they were requesting the funds be released for the Carver Place at this time and requesting that the timeline be extended to apply for an additional round of funding for the Trail's Edge project.

Fahey moved, Udermann seconded, to release \$1,000,000 to the CDA from the CDA Housing Project account for the Carver Place project and to amend the agreement by extending the obligation timeline for Trails Edge Senior to January 25, 2025, pending contract finalization. Motion carried unanimously.

Sam Pertz, Parks Supervisor, appeared before the Board to review lifeguard services options at County beaches. He pointed out the past contract with a local service provider and their inability to provide that service due to staffing shortages. He also noted the prior search for another provider and their inability to provide the service due to the necessary liability coverage needed for the County. Pertz identified service models of other cities and regions and indicated few natural beaches provide lifeguard services.

He indicated they engaged the public with a survey with a 50/50 response on whether it would impact the public's use. Pertz stated this was considered by the Park Commission at three meetings and they were recommending to suspend services. He indicated Parks would update signage and would communicate this to make sure the public is aware of this change in service.

Workman left the room at 10:14 a.m.

The Board discussed whether they would see an increase in use due to the opening of Paradise Commons and the need to monitor this. Pertz recognized they may see an increase in use and will learn more from users in the future. Udermann suggested the shift of dollars be utilized for something the public will see the benefits from.

Lynch moved, Fahey seconded, to discontinue lifeguard services at County Beach facilities. Degler, Fahey, Lynch, Udermann voted aye. Workman absent. Motion carried.

Workman returned to the room at 10:19 a.m.

Lynch moved, Workman seconded, to recess as the County Board and convene as the Carver County Regional Rail Authority. Motion carried unanimously.

Martin Walsh, Parks Manager, requested the Board approve a joint powers agreement with Scott County for the Merriam Junction trail segment. He displayed an aerial of the trail corridor. He stated the project included 2.4 miles of paved trail, four bridges and embankment stabilization. Walsh reviewed the trail connections and history in acquiring the trail. He pointed out the number of partners involved in the project and work done. He also noted the levee improvements taking place in the City of Carver and the coordination between Carver County, Scott County and the City of Carver. Walsh highlighted the City's future proposal to redevelop the downtown area with a park facility.

Walsh pointed out construction access, impact mitigation to be done in the City of Carver and construction schedule. He noted the total project cost of \$24-\$25 million and Scott County's agreement to cap the County's bridge contribution at 1.4 million. Walsh reviewed the County's funding sources. He highlighted the terms of the joint powers agreement and indicated Scott County would be leading the project. Scott County would be responsible to provide for routine bridge maintenance and the County would share costs for routine inspections and longer-term repairs on Bridge R0910

Lisa Freese, representing Scott County, identified the future trail connections in Scott County.

Brent Marek, City of Carver, stated the timeline for downtown redevelopment is to be determined and is a concept so they can plan appropriately. He noted their goal at this time is to make sure the bridge project and their levee project fit together.

Fahey moved, Degler seconded, to approve the joint powers agreement with Scott County, to authorize the Chair to sign, to authorize staff to issue permits for clearing, construction and other permits as may be necessary upon completion of the contract review process. Motion carried unanimously.

Lynch moved, Workman seconded, to adjourn as the Regional Rail Authority and reconvene as the County Board. Motion carried unanimously.

Lyndon Robjent, Public Works, requested the Board approve an amendment to the professional services agreement with SRF Consulting for the Highway 212 project. He pointed out project costs, the complexity of the project and indicated the scope of the project has emerged over time.

Udermann questioned the overruns and wanted to bring this forward for a vote to hold partners accountable.

Robgent pointed out the excellent job that had been done and the importance of a good product at the end so there are minimal changes once construction begins.

Lynch moved, Degler seconded, to approve Amendment No. 5 with SRF Consulting Group for \$44,318.32 for scope of work revisions for the Highway 212 Project-Benton Township, pending finalization of the contract review process. Degler, Fahey, Lynch, Workman voted aye. Udermann voted nay. Motion carried.

The Board considered their remaining committee assignments and advisory committee appointments for 2024.

Commissioner Fahey agreed to serve as the appointment to the MICA Board and Chair Degler agreed to act as the alternate to the TAB Board.

Degler moved, Fahey seconded, to appoint Jon Thom to the Park Commission and to appoint Naima Hussein to the Mental Health Committee to represent District 1. Motion carried unanimously.

Lynch moved, Workman seconded, to go into closed session to discuss the County Administrator's annual performance evaluation pursuant to Minnesota Statutes 13D.05, Sub. 3(a). Motion carried unanimously.

The Board adjourn the closed and Regular Session.

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:

Drug Court Probation Agent

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

Meeting Date: 2/20/2024

Contact: Eric 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 income contract serves as an agreement to reimburse the MN Department of Corrections for a 1.0 FTE Probation Agent to supervise the participants of the Carver County Drug Court. This agent will supervise up to 25 participants and will ensure compliance with the conditions set by the Court. Salary and benefits will be paid out of the Drug Court grant approved by the Carver County Board on 12/13/2022. Carver County Court Services serves as the fiscal point of contact for the grant. This contract began 7/1/2023 and will continue until 6/30/2025.

ACTION REQUESTED:

Motion to approve the income contract with the MN Department of Corrections for a 1.0 FTE Probation Agent.

FISCAL IMPACT: Included in current budget

If "Other", specify:

FTE IMPACT: None

FUNDING

County Dollars =

Federal OJP Grant \$206,654.04

Total \$206,654.04

☒ Insert additional funding source

Related Financial/FTE Comments:

Quarterly payments. FY25 payments adjusted for salary increase.

Office use only:

RBA 2024 - 9607

Carver County Board of Commissioners Request for Board Action



Agenda Item:

2024 Seasonal Road Restrictions

Primary Originating Division/Dept: Public Works - Program Delivery

Meeting Date: 2/20/2024

Contact: Darin Mielke

Title: Deputy County Engineer

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:

Seasonal road restrictions in Carver County can be established in accordance with Chapter 169, Laws of Minnesota, at the ton per axle limitations of the 2024 Seasonal Road Restriction map for Carver County, on file at Public Work's headquarters in Cologne and posted on the County web site. The County Engineer can increase or decrease said restrictions whenever conditions warrant pursuant to Chapter 163, Section 163.02, Subdivision 3, Laws of Minnesota.

The spring load restriction start and end dates are determined by MnDOT and will be announced with at least a 3-day advance notice. Advance notice is available on the Internet at:

<https://www.dot.state.mn.us/loadlimits/index.html>

and via recorded messages at (651) 366-5400 or toll free at 1-800-723-6543.

MnDOT policy is to not restrict loads in the Spring for more than 8 weeks, however the county can extend the end date if conditions warrant.

ACTION REQUESTED:

Motion to adopt a resolution authorizing the posting of maximum seasonal load limits on Carver County Highways in 2024.

FISCAL IMPACT: None

If "Other", specify:

FUNDING

County Dollars =

FTE IMPACT: None

Total

\$0.00

☒ Insert additional funding source

Related Financial/FTE Comments:

Office use only:

RBA 2024 - 9610

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

Date: February 20, 2024
Motion by Commissioner: _____

Resolution No: _____
Seconded by Commissioner: _____

2024 SEASONAL ROAD RESTRICTIONS

BE IT RESOLVED that the seasonal road restrictions in Carver County be established in accordance with Chapter 169, Section 169.87, Laws of Minnesota, at the ton per axle limitations of the 2024 Seasonal Road Restriction map for Carver County, and

BE IT FURTHER RESOLVED that the County Engineer is hereby authorized to impose and to increase or decrease said restrictions whenever conditions warrant pursuant to Chapter 163, Section 163.02, Subdivision 3, Laws of Minnesota.

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 21st day of February, 2023, now on file in the Administration office, and have found the same to be a true and correct copy thereof.

Dated this 21st day of February 2023.

County Administrator

Carver County Board of Commissioners Request for Board Action



Agenda Item:

Speed Zone Study Requests for Various Highway Locations

Primary Originating Division/Dept: Public Works - Program Delivery

Meeting Date: 2/20/2024

Contact: Darin Mielke

Title: Deputy County Engineer

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 State of Minnesota's Commissioner of Transportation is responsible for the establishment of speed limits on county highways throughout the state. Speed zoning studies by the Minnesota Department of Transportation are initiated by counties for highways under their jurisdiction. Study requests are usually submitted to the Commissioner for newly constructed county roads, for road segments along which expanded development and more intense land use are occurring, and for road segments where there is concern about the existing speed limit.

The speed limits for the following highway locations have been raised as concerns from citizens and local governments and/or have been flagged as needing new studies.

- CSAH 10 - Between the intersection with Trunk Highway (TH) 5 and the intersection with CSAH 30 in the City of Waconia and Waconia Township.
- CSAH 18 - Between the intersection with CSAH 11 and the intersection with CSAH 13 in the City of Victoria.
- CSAH 30 - Between the intersection with CSAH 33 in the City of New Germany and the intersection with TH 25 in the City of Mayer.
- CSAH 36 - Between the intersection with US 212 and the intersection with CSAH 41 in the City of Cologne and Benton Township.
- CSAH 43 - Between the intersection with CSAH 10 and the intersection with CSAH 11 (Victoria Drive) in the City of Victoria.
- CSAH 44 - Between the intersection with CSAH 11 and the intersection with CSAH 61 in the City of Chaska.
- CR 111 - Between the intersection with CSAH 14 (Pioneer Trail) and CSAH 11 (Victoria Drive) in the City of Chaska.

ACTION REQUESTED:

Motion to adopt a resolution requesting the State of Minnesota Commissioner of Transportation to conduct a speed zone study on various highway locations.

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: February 9, 2024
Motion by Commissioner: _____

Resolution No: _____
Seconded by Commissioner: _____

SPEED ZONE STUDY REQUEST

BE IT RESOLVED, that the Carver County Board of Commissioner hereby requests the State of Minnesota Commissioner of Transportation to conduct speed zoning studies on the following County State Aid Highway (CSAH) and County Road (CR) segments to determine the appropriate speed limits:

- CSAH 10 - Between the intersection with Trunk Highway (TH) 5 and the intersection with CSAH 30 in the City of Waconia and Waconia Township.
- CSAH 18 - Between the intersection with CSAH 11 and the intersection with CSAH 13 in the City of Victoria.
- CSAH 30 - Between the intersection with CSAH 33 in the City of New Germany and the intersection with TH 25 in the City of Mayer.
- CSAH 36 - Between the intersection with US 212 and the intersection with CSAH 41 in the City of Cologne and Benton Township.
- CSAH 43 - Between the intersection with CSAH 10 and the intersection with CSAH 11 (Victoria Drive) in the City of Victoria.
- CSAH 44 - Between the intersection with CSAH 11 and the intersection with CSAH 61 in the City of Chaska.
- CR 111 – Between the intersection with CSAH 14 (Pioneer Trail) and CSAH 11 (Victoria Drive) in the City of Chaska.

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 20th day of February, 2024, now on file in the Administration office, and have found the same to be a true and correct copy thereof.

Dated this 20th day of February, 2024.

David Hemze

County Administrator

Carver County Board of Commissioners Request for Board Action



Agenda Item:

2024 AIS Annual Plan

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

Meeting Date: 2/20/2024

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 Planning & Water Management Department oversees the Aquatic Invasive Species (AIS) Prevention and Management Program, incorporating watercraft inspections, monitoring, rapid response, education, and management projects. Following the Board's approval of a 5-year AIS Strategic Plan, we are now presenting the 2024 AIS Annual Program for approval, aligning with the strategic framework and satisfying the Minnesota Department of Natural Resources' requirements. The 2024 program, endorsed by the WMO advisory committee, reflects these priorities and outlines strategies for enhanced Aquatic Invasive Species control and education efforts.

Given the receipt of AIS prevention aid from the State, the county is required to define specific guidelines for the allocation of these funds, either through a resolution or an annual plan. Additionally, to leverage watercraft inspectors effectively in our AIS prevention efforts, we must adhere to a three-year delegation agreement, as mandated by the State.

ACTION REQUESTED:

1. Approve the 2024 Aquatic Invasive Species annual program
2. Authorize the Chair to sign new 3-year delegation agreement for watercraft inspectors.
3. Authorize Chair to sign agreement with the City of Chanhassen for County watercraft inspections.

FISCAL IMPACT: Included in current budget

If "Other", specify:

FTE IMPACT: None

FUNDING

County Dollars =	\$28,000.00
State Prevention Aid	\$140,915.00
CCWMO	\$71,082.00
Watercraft Inspection Pa	\$60,000.00
Designated Reserve	\$106,167.00
Total	\$406,164.00

☐ Insert additional funding source

Related Financial/FTE Comments:

Office use only:

RBA 2024 - 9625

Memo

To: County Commissioners, David Hemze

From: Andrew Dickhart, AIS Coordinator

Date: Feb. 07, 2024

Re: 2024 County AIS Program Summary

CC. Nick Koktavy, Paul Moline

Summary

The following is a summary of the proposed 2024 Aquatic Invasive Species (AIS) Program including:

- 2024 Changes
- 2024 Inspection & Monitoring Model
- 2024 AIS lakes
- 2024 Revenues and Expenditures

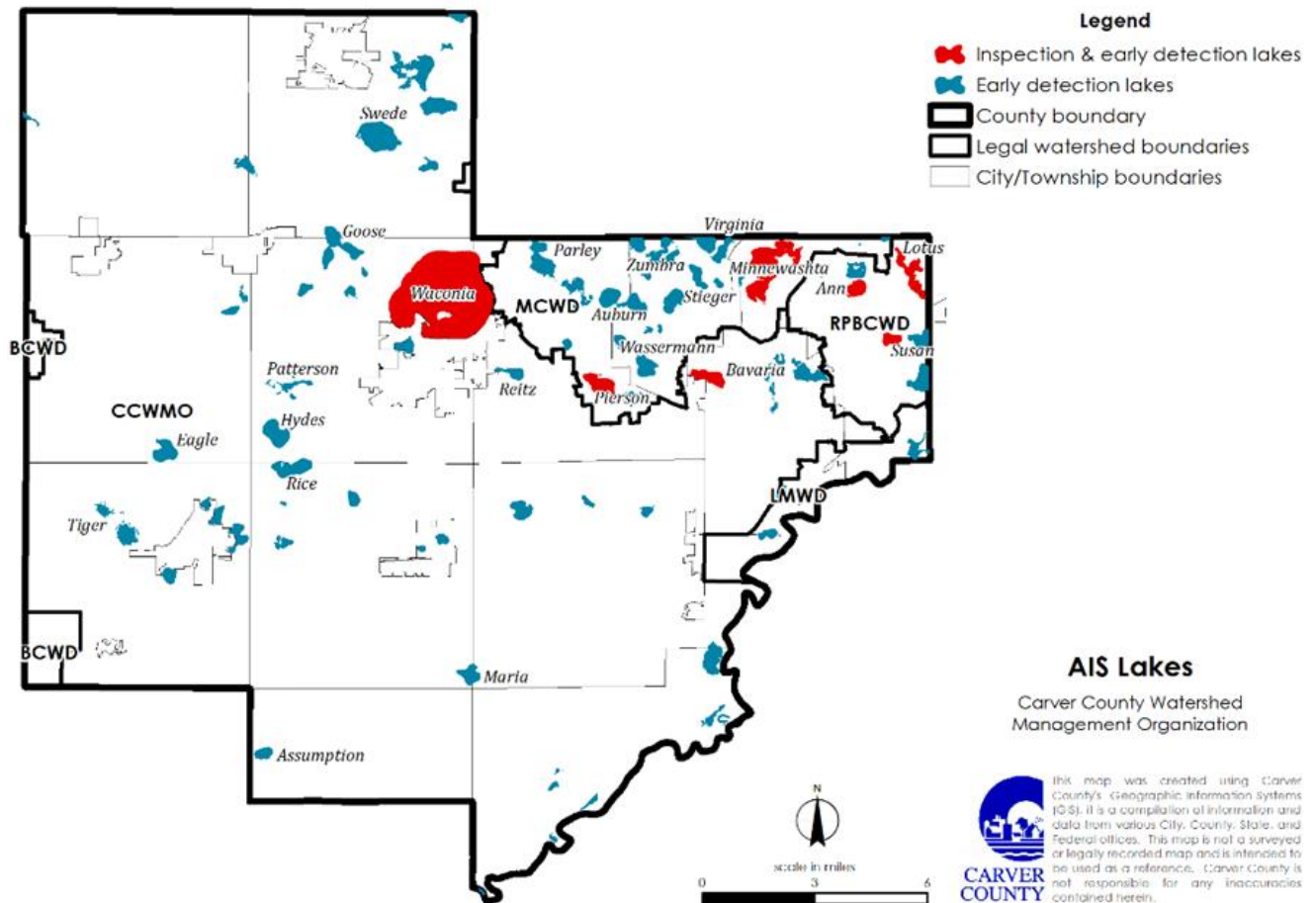
2024 Changes

- **Review of 2023 AIS program adjustments**
 - Aligned watercraft inspection hours and program expenditures with the approved budget and realistic staffing levels. A significant decrease in inspection hours since 2019 underscored recruitment difficulties.
 - Staff and AIS Stakeholders agreed that the reallocated funds would prioritize the control of aquatic invasive plants and community outreach & education.
 - Key initiatives include the application of targeted herbicides for invasive plant management, strategic harvesting of invasive plants and noxious weeds, and fostering collaborative efforts with residents, lake associations, and other relevant agencies to ensure a comprehensive and effective response to AIS challenges within the county.

- **Roving Watercraft Inspectors**
 - To enhance the effectiveness and reach of our AIS watercraft inspection program, we have introduced a new roving inspector position, in addition to stationing dedicated inspectors at six specific high priority lakes. This approach allows the roving inspector to traverse the county, prioritizing visits to lakes that have historically received minimal inspector attention. This shift is designed to broaden the scope of our inspection and educational efforts, ensuring more comprehensive coverage and heightened awareness of AIS prevention across a wider array of water bodies within the county.
- **Watercraft inspection partner rate**
 - Increase from \$16.28/hour to \$18/hour
 - New rate is to offset the increase in staff hourly wages and county administration expenses.

2024 AIS Inspection and Monitoring Model

- County partners with CCWMO, City of Chanhassen, Lotus Lake Conservation Alliance, Riley Purgatory Bluff Creek Watershed District to determine level of watercraft inspection services based on the AIS Prioritization Plan
- Service is provided to lakes that have public accesses within the County¹
 - ¹MN Statute 477A.19, Subd. 3. **Use of proceeds.** A county that receives a distribution under this section must use the proceeds solely to prevent the introduction or limit the spread of aquatic invasive species at all access sites within the county. The county must establish, by resolution or through adoption of a plan, guidelines for the use of the proceeds. [Emphasis added.]
- Dedicated inspection service for high priority lakes **Waconia, Minnewashta, and Lotus**
 - 1,500 hours of watercraft inspection services - Fishing opener to Labor Day
- Extended inspection service may be provided on high priority lakes if staffing and/or funding allows.
- Varied inspection services on secondary priority lakes:
 - Piersons 500 hours
 - Ann 250 hours
 - Susan 250 hours
- Roving Inspector
 - Selected Inspectors will travel to various lakes around the county instead of being stationed at one lake.
- Early Detection Monitoring on all lakes with public accesses
 - Two seasonal interns
 - Results in greater number and frequency of lakes receiving early detection monitoring
- Decontamination Service
 - Provided weekends mid-May through October at the Waconia Regional Park public water access
 - SERVICE OFFERED FREE to all users



Watercraft Inspection Partnership Agreements

1. City of Chanhassen Lakes
 - o Total Cost up to \$60,000 (agreement review in progress)
 - o Cost includes funds from Lotus Lake Assoc. & RPBCWD
 - o Lakes: Lotus, Susan, Ann

Projects and Grants

- Benton Lake Carp Management
 - o Three-year BWSR Grant: 2023-2025
- Hazeltine/Big woods Lake Goldfish Management
 - o Three- year Feasibility Study – BWSR Grant 2021-2023
 - o Awaiting Final Report

Revenues and Expenditures 2024

Revenue 2024	(EST.)
State Prevention Aid	\$140,915.00
WMO	\$71,082.00
City of Chanhassen	\$60,000.00
County	\$28,000.00
Designated Reserve	\$106,167.00
TOTAL	\$406,164.00

Expenditures 2024	(EST.)
Inspections and coordination	\$253,253.00
Decontamination	\$12,745.76
Monitoring	\$24,152.08
Education & Outreach	\$7,000.00
Vegetation Mgmt	\$24,929.00
Benton Lake Carp Mgmt	\$15,000.00
Operating Supplies/training	\$4,917.16
<i>Carp Management - 2025</i>	<i>\$34,167.00</i>
<i>Rapid Response Fund</i>	<i>\$30,000.00</i>
Total	\$406,164.00

CARVER
COUNTY

Award of Construction Contract with Minger Construction, Inc. for Highway 40 Project - Belle Plaine Area

Attachments: ☒ Yes ☐ No

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

One of the requirements for the receipt of federal HSIP dollars is to submit all documents and follow all processes as outlined in the MnDOT Delegated Contract Process (DCP) for Local Agency Federal Aid Projects. A stipulation outlined in this is for the contractor to reach a Disadvantaged Business Enterprises (DBE) goal for the project, which is subject to the review of the MnDOT Office of Civil Rights following bid opening.

Motion to adopt a resolution to award a construction contract to Minger Construction, Inc. for the Highway 40 Project - Belle Plaine area in the amount of \$7,467,772.93, pending finalization of the contract review process, and completion of post bid documentation and approvals as outlined in the MnDOT Delegated Contract Process (DCP) for Local Agency Federal Aid Projects.

\$7,467,772.93

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BOARD OF COUNTY COMMISSIONERS

CARVER COUNTY, MINNESOTA

Date: February 20, 2024 Resolution No: _____
Motion by Commissioner: _____ Seconded by Commissioner: _____

Awarding of the Highway 40 Project – Belle Plaine Area Carver County Contract 24-073 Project # 188844

WHEREAS, The County Engineer has secured and designated funding for this contract in the current fiscal year Road and Bridge budget; and

WHEREAS, On Tuesday, February 6th at 2:00 P.M. at Carver County Public Works, 11360 Highway 212, Cologne, Minnesota, seven (7) bids were received by Carver County Public Works and opened by three (3) representatives of Carver County Public Works for the Highway 40 Project – Belle Plaine Area, said bids for the responsible bidders are summarized as follows:

Bidder Name	Total Amount	% Over/Under Estimate
<i>Engineer's Estimate</i>	<i>\$10,097,255.35</i>	-
Minger Construction Co., Inc.	\$7,467,772.93	-26%
S.M. Hentges & Son, Inc.	\$7,975,630.29	-21%
Veit & Company, Inc.	\$8,053,667.47	-20%
Mathiowetz Construction Company	\$8,119,052.89	-20%
Hoffman Construction Company	\$8,626,598.22	-15%
Valley Paving Inc	\$9,043,893.06	-10%
Northern Lines Contracting	\$9,192,054.05	-9%

And WHEREAS, after examination of the bids by Carver County Public Works, Minger Construction Company., Inc. is the successful low responsible bidder.

NOW THEREFORE, BE IT RESOLVED that the Carver County Board of Commissioners hereby authorizes and directs the Carver County Board Chairman and Carver County Administrator to enter into Carver County Contract 24-073 with Minger Construction Company, Inc. of Jordan, MN, in the name of the County of Carver for the construction of the Highway 40 Project – Belle Plaine Area in accordance with the construction plans and specifications contained in the project manual: and

BE IT FURTHER RESOLVED that Carver County Public Works is hereby authorized and directed to return the proposal guaranty to the bidders, except that of the successful low responsible bidder and second and third lowest bidder, which shall be retained until the construction contract has been signed and the performance and payment bonds of the low responsible bidder have been executed; and

BE IT FURTHER RESOLVED that Carver County Engineer, or his designee, is hereby authorized to take actions necessary and to enter into all change orders on behalf of Carver County as the lead contracting agency for the project, with the approval of the partnering agency(ies) for their respective cost share

increase. The approval of the Carver County Engineer, or his designee, of Carver County's cost share of the change orders is limited to an amount less than two hundred thousand dollars (\$200,000) and an increased aggregate project total of all project changes of four hundred thousand dollars (\$400,000), when time is of the essence to make contract changes due to unforeseen construction conditions in order to minimize construction delays and to efficiently carry out the planned project improvements.

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 20th day of February, 2023, now on file in the Administration office, and have found the same to be a true and correct copy thereof.

Dated this 20th day of February 2023.

Dave Hemze

County Administrator

Carver County Board of Commissioners Request for Board Action



Agenda Item:

Amendment 1 to JPA for Fleet Software

Primary Originating Division/Dept: Public Works - Operations

Meeting Date: 2/20/2024

Contact: Shelby Sovell

Title: Operations Engineer - Assista...

Item Type:

Consent

Amount of Time Requested: minutes

Presenter:

Title:

Attachments: ☐ Yes ☒ No

Strategic Initiative:

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

BACKGROUND/JUSTIFICATION:

In 2015 the county entered into a joint powers agreement (JPA) with Scott County and the City of Burnsville for its fleet management software, AssetWorks, to provide improved service and maintenance of the fleet vehicles serviced by each agency. The software has greatly increased work productivity, streamlined workflows, and allowed for better capital planning.

In 2022 the county entered a new agreement to capture changes, including but not limited to, pricing structure, software updates, new modules, and new members. The agreement added the City of White Bear Lake and defined how to add new members to the group moving forward. It also sets the annual cost by agency for the next 5-years for the new version of the software which is now an Enterprise Asset Management (EAM) system which has more features and opportunities for expansion.

An amendment to this agreement is needed to capture additional changes, including but not limited to pricing structure and member utilization. The amendment adds the City of Shakopee to EAM, reducing the county's fees to \$9,491.66 per year instead of \$10,000.00 per year. It also allows the group to make changes up to \$25,000.00 collectively (\$3,571.43 per member) and other administrative changes such as member contacts, etc. without board/council approval.

ACTION REQUESTED:

Motion to approve an amendment to a Joint Powers Agreement for continued Asset Management Software Collaboration with Scott County and the Cities of Burnsville, Apple Valley, Eagan, Shakopee and White Bear Lake, pending finalization of the contract review process.

FISCAL IMPACT: Included in current budget

If "Other", specify:

FUNDING

County Dollars =

\$28,474.98

Total

\$28,474.98

FTE IMPACT: None

Related Financial/FTE Comments:

\$9,491.66 per year through 2026.

Office use only:

RBA 2024 - 9616

Carver County Board of Commissioners Request for Board Action



Agenda Item:

Amendment 6 to Professional Services Agreement for Highway 41/10 Project with SRF Consulting Group

Primary Originating Division/Dept: Public Works - Program Delivery

Meeting Date: 2/20/2024

Contact: Luke Schwarz

Title: Engineering 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:

This contract is for the Highway 41/10 Project from Bavaria Road to Park Ridge Drive. The City of Chaska was then able to secure funding to extend the project to construct a trail from Ridge Lane to Ravoux Road. The Professional Services Agreement currently includes preliminary and final design for Engler Boulevard and preliminary design for the trail from Ridge Lane to Ravoux Road.

This contract needs to be amended to include out of scope work costing \$39,236. This work is entirely for the city trail and includes additional Environmental Documentation, Topographical Survey, Right of Way document preparation, and Preliminary Design on additional trail alternatives including the options to connect the trail from Ravoux Road to Audubon Road, and Park Ridge Drive to Ridge Lane. After review, Carver County Public Works staff and the City of Chaska concur with the out of scope work fees proposed.

ACTION REQUESTED:

Motion to approve an amendment to the Professional Services Agmt. for the Highway 41/10 Project with SRF Consulting Group for \$39,236.00, pending finalization of the contract review process.

FISCAL IMPACT: Included in current budget

If "Other", specify:

FUNDING

County Dollars =

City of Chaska

\$39,236.00

FTE IMPACT: None

Total

\$39,236.00

☒ Insert additional funding source

Related Financial/FTE Comments:

Office use only:

RBA 2024 - 9632

Carver County Board of Commissioners Request for Board Action



Agenda Item:

Professional Services Agreement with SRF CONSULTING GROUP INC for Final Design of the Engler Trail Gap

Primary Originating Division/Dept: Public Works - Program Delivery

Meeting Date: 2/20/2024

Contact: Luke Schwarz

Title: Engineering Manager

Item Type:

Consent

Amount of Time Requested: minutes

Presenter:

Title:

Attachments: ☐ Yes ☒ No

Strategic Initiative:

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

BACKGROUND/JUSTIFICATION:

Carver County, acting as a sponsor for the City of Chaska, had previously entered into agreement for the preliminary design of the Engler Trail Gap Project, from Ridge Lane to Ravoux Road. Due to the familiarity with the project, and desire to complete the design, Carver County asked for a proposal for final design services from SRF Consulting Group. Carver County Public Works, the City of Chaska, and SRF worked to refine this agreement to an acceptable scope and fee, based on knowledge of previous consultant services, to a cost of \$168,440.50. This agreement between SRF and Carver County will cover design services to bring this project to the construction phase.

This trail will fill an important gap along Engler Boulevard that serves the Community Center, three schools, and multiple residential neighborhoods. The project has received a grant to cover the majority of construction costs.

ACTION REQUESTED:

Motion to approve a professional services agreement with SRF Consulting Group Inc. for \$168,440.50 for final design services for the Engler Trail Gap Project, pending finalization of the contract review process.

FISCAL IMPACT: Included in current budget

If "Other", specify:

FUNDING

County Dollars =

City of Chaska grant

\$168,440.50

FTE IMPACT: None

Total

\$168,440.50

☒ Insert additional funding source

Related Financial/FTE Comments:

Office use only:

RBA 2024 - 9630

Carver County Board of Commissioners Request for Board Action



Agenda Item:

Approval of MPCA Stipulation Agreement for the Highway 10 and 24 Projects

Primary Originating Division/Dept: Public Works - Program Delivery

Meeting Date: 2/20/2024

Contact: Carolyn Fackler

Title: Construction Manager

Item Type:

Consent

Amount of Time Requested: minutes

Presenter:

Title:

Attachments: ☒ Yes ☐ No

Strategic Initiative:

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

BACKGROUND/JUSTIFICATION:

In April 2023, a representative from the Minnesota Pollution Control Agency (MPCA) inspected the Highway 10 and 24 Project, in and near the City of Watertown, in response to a complaint that they received regarding erosion control nuisance conditions. After review of the project area, the MPCA imposed a fine on Carver County and its contractor, jointly, through a stipulation agreement. The fine will need to be paid by Carver County, however, Public Works will seek reimbursement from the contractor and potentially the design consultant for the fine as part of our indemnification contract language.

ACTION REQUESTED:

Motion to adopt a resolution to approve a stipulation agreement and payment of the subsequent fine with the Minnesota Pollution Control Agency for the Highway 10 and 24 Project.

FISCAL IMPACT: Included in current budget

If "Other", specify:

FUNDING

County Dollars =

\$50,000.00

FTE IMPACT: None

Total

\$50,000.00

☒ Insert additional funding source

Related Financial/FTE Comments:

Office use only:

RBA 2024 - 9624

BOARD OF COUNTY COMMISSIONERS CARVER COUNTY, MINNESOTA

Date: February 20, 2024

Resolution No: _____

Motion by Commissioner: _____

Seconded by Commissioner: _____

Highways 10 and 24 approval for the MPCA Stipulation Agreement

WHEREAS, the Minnesota Pollution Control Agency has issued Carver County a stipulation agreement on the Highway 10 and 24 Project.

NOW THEREFORE BE IT RESOLVED, that Carver County hereby directs the Board Chair to sign said stipulation agreement on behalf of the Carver County Public Works Division.

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 20th day of February, 2024, now on file in the Administration office, and have found the same to be a true and correct copy thereof.

Dated this 20th day of February, 2024.

Dave Hemze

County Administrator

Carver County Board of Commissioners Request for Board Action



Agenda Item:

Authorization to Preorder 2025 Equipment

Primary Originating Division/Dept: Public Works - Operations

Meeting Date: 2/20/2024

Contact: Shelby Sovell

Title: Operations Engineer/Assistant I

Item Type:

Consent

Amount of Time Requested: minutes

Presenter:

Title:

Attachments: ☐ Yes ☒ No

Strategic Initiative:

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

BACKGROUND/JUSTIFICATION:

The Public Works annual equipment budget for fleet replacement in the 2024 Budget is \$755,000 and is projected in the County's Long Term Financial Plan to be \$785,000 in 2025.

Public Works fleet replacement schedule has the replacement of a tandem snowplow truck and a tractor in 2025. Public Works is requesting to pre-order the tandem snowplow truck and tractor to lock in the current state contract pricing for the snowplow upfitting and the tractor which expires February 28th, 2024. The pricing is expected to increase thereafter.

The cost of the snowplow chassis from Boyer Trucks of Burnsville, MN is \$159,458 and the upfitting from Towmaster of Litchfield, MN is \$211,051 for a total cost of \$370,509. The cost of the tractor from Trueman Welters of Buffalo, MN is \$189,717.68 less an option to trade our tractor at a value of \$61,500 for a total of \$128,217.68. The tandem snowplow truck and tractor are priced in accordance with the State Contract. If the County orders the tandem snowplow truck and tractor via a purchase order before February 28th, the pricing will be locked in, but payment would not be made until delivery in 2025.

ACTION REQUESTED:

Motion to authorize the preorder of a tandem snowplow truck with upfitting and tractor to hold state contract pricing with Boyer Trucks/Towmaster and Trueman Welters, respectively.

FISCAL IMPACT: Other

If "Other", specify: 2025 Fleet Replacement Request

FUNDING

County Dollars =

\$498,726.68

FTE IMPACT: None

Total

\$498,726.68

☒ Insert additional funding source

Related Financial/FTE Comments:

Office use only:

RBA 2024 - 9622

Carver County Board of Commissioners

Request for Board Action



Agenda Item:

2024 Fleet Equipment Purchases

Primary Originating Division/Dept: Public Works - Operations

Meeting Date: 2/20/2024

Contact: Shelby Sovell

Title: Operations Engineer/Assista...

Item Type:

Consent

Amount of Time Requested: minutes

Presenter:

Title:

Attachments: ☐ Yes ☒ No

Strategic Initiative:

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

BACKGROUND/JUSTIFICATION:

Carver County has a large fleet of vehicles and equipment that are used by various departments. The County annual budget and Long-Term Financial Plan includes recommendations for fleet replacement. The Public Works equipment replacement budget for 2024 is \$755,000.

At this time Public Works is requesting to purchase the following replacement equipment:

1. One Lowe Jon boat with trailer and motor from Powerhouse Marine of La Crosse, WI for Public Works Parks to replace unit 32. - \$20,980
2. One Ford Transit all-wheel drive high roof van (one ton) from Fury Ford of Waconia for Facilities to replace unit 1783 - \$59,828.00. The van will undergo upfitting at Stonebrooke Equipment, Inc. of Rosemount to meet the department's needs - \$15,583.61. Total cost of the Facilities van is \$75,411.61. This purchase is per the 2023 replacement budget. Note that this van purchase was approved and ordered in August of 2023 from Apple Ford of Shakopee but Ford could not fulfill the order and forced the County into a 2024 model. Staff obtained new quotes for 2024 models. The 2024 price increase is \$1,638.02.

Also, at this time, Public Works is requesting to purchase budget approved attachment E equipment.

1. One Ironworker plate shear tool for from Uni-Hydro, Inc. of Cosmos, MN Public Works Operations. - \$16,069.20.

The total cost of this equipment is \$38,687.22.

Staff obtained quotes and followed the County Contract and Local Preference Purchasing Policies.

ACTION REQUESTED:

Motion to approve the purchase of budgeted fleet equipment replacements and additions for 2024.

FISCAL IMPACT: Included in current budget

If "Other", specify:

FUNDING

County Dollars =

\$38,687.22

Total

\$38,687.22

FTE IMPACT: None

Related Financial/FTE Comments:

Office use only:

RBA 2024 - 9623

Carver County Board of Commissioners

Request for Board Action



Agenda Item:

Amendment 3 to PSA for Final Design Work for Hwy 212 Project - Benton Township with SRF Consulting Group

Primary Originating Division/Dept: Public Works - Program Delivery

Meeting Date: 2/20/2024

Contact: Darin Mielke

Title: Deputy County Engineer

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:

Carver County, MnDOT and the Southwest Corridor Transportation Coalition have been working together to improve US 212 between the Cities of Chaska and Carver to the City of Norwood Young America for many years. SRF Consulting Group is currently under contract and is working on preparing the final design construction plan, cost estimate and detailed specifications to prepare the project for bidding in May 2024.

Additional work is necessary to revise the construction plans to meet unexpected design requirements in order to meet the project schedule. The specific additional work includes:

Hydraulics - Landowner coordination for private drainage coordination with drain tile, culverts and off site drainage, Bongards site drainage accomodations, and overall project modeling due to these changes totaling \$97,771.97.

Permitting - Additional coordination and a separate CCWMO permit for the Bongards site stormwater treatment totaling \$8,854.27.

Utility Coordination - Additional utility coordination with Northern Natural Gas and Lumen for reimbursible relocations and reimbursement due to impacts within existing utliity held easements totaling \$75,841.92.

Final Design Plan Changes - Additional work to revise plans to reflect landowner negotiations and information needs, public engagement efforts to inform the impacted property owners of the project staging, and project staging revisions to better meet the needs of the local businesses and residents for a total of \$347,844.67. Approximately \$280,000 of this total was for landowner coordination and plan changes, or additional plan information for landowners to help with settlement negotiations.

Subsurface Utility Investigation - Additional subsurface exploration to locate underground utilities, private drain tile and Bongards utilities under Highway 51 for a total of \$9,040.22.

This additional scope and work plan has been reviewed by county Public Works staff and is considered acceptable. MnDOT has allocated state trunk highway bond funds that will pay for this professional design work.

ACTION REQUESTED:

Motion to approve an amendment to the Professional Services Agreement with SRF CONSULTING GROUP for final design for the Highway 212 Project - Benton Township to cover costs for changed conditions that resulted in revisions to the agreed upon project scope, in the amount of \$539,353.05, pending finalization of the contract review process.

FISCAL IMPACT: Included in current budget

If "Other", specify:

FUNDING

County Dollars =

State Bond Funding

Total

\$539,353.05

\$539,353.05

FTE IMPACT: None

Related Financial/FTE Comments:

MnDOT has allocated state trunk highway bond funds that will pay for this professional design work.

Office use only:

RBA 2024 - 9618

Carver County Board of Commissioners Request for Board Action



Agenda Item:

Resolution of Support for Minnesota River Crossing and Flood Resiliency Study RAISE Grant Application

Primary Originating Division/Dept:

Meeting Date:

Contact: Title:

Item Type:

Amount of Time Requested: minutes

Presenter: Title:

Attachments: ☒ Yes ☐ No

Strategic Initiative:

BACKGROUND/JUSTIFICATION:

Scott County will submit a request for funding to the RAISE Program for the Minnesota River Crossing and Flood Resiliency Study.

The Minnesota River Crossing and Flood Resiliency Study will identify a community-supported solution that addresses infrastructure improvement needs due to this frequent flooding at key Minnesota River crossings, including TH 25, Carver CSAH 11/Carver CSAH 9, and TH 41; and the proposed study is necessary due to the regular flooding that occurs at these locations, causing bridges throughout the study area to close regularly, and limiting connectivity, safety, and accessibility throughout Scott County and Carver County; and

The proposed study will also include CSAH 101 and U.S. Highway 169, which both take on additional traffic during flooding events that cause a major imbalance in the system, resulting in extreme levels of congestion and crashes and the proposed study furthers the goals of the USDOT and the RAISE grant by improving safety, accessibility, equity, vehicle congestion, and climate resiliency in the Southwestern Minneapolis-St. Paul Metropolitan Area.

A RAISE Planning Grant will allow Scott County and project partners to determine community needs, connect with stakeholders, create a comprehensive long-term vision for the crossings, support multimodal connectivity, increase access to commercial and employment areas, promote economic growth and investment, and create an inviting natural environment.

ACTION REQUESTED:

Motion to adopt a resolution of support for a MN River Crossing and Flood Resiliency Study application to the FY 2024 RAISE Transportation Grant Program.

FISCAL IMPACT:

If "Other", specify:

FUNDING

County Dollars =

FTE IMPACT:

Total

☐ Insert additional funding source

Related Financial/FTE Comments:

The total grant request will be \$1,260,000. Local Match is anticipated to be \$315,000. If Scott Co. wins the grant they will ask Carver County to participate at \$75,000. Public Works has sufficient funds for this in the professional services budget.

Office use only:

RBA 2024 - 9621

BOARD OF COUNTY COMMISSIONERS

CARVER COUNTY, MINNESOTA

Date: 2/20/24

Resolution No: _____

Motion by Commissioner: _____

Seconded by Commissioner: _____

RESOLUTION SUPPORTING SCOTT COUNTY'S PURSUIT OF A 2024 REBUILDING AMERICAN INFRASTRUCTURE WITH SUSTAINABILITY AND EQUITY (RAISE) DISCRETIONARY GRANT FOR THE MINNESOTA RIVER CROSSING AND FLOOD RESILIENCY STUDY

WHEREAS, the U.S. Department of Transportation has published a Notice of Funding Opportunity (NOFO) for \$1.5 billion in grant funding through the Rebuilding American Infrastructure with Sustainability and Equity (RAISE) discretionary grant program for 2024; and

WHEREAS, the RAISE Discretionary Grant program allows the DOT to invest in road, transit, and port studies and projects that help communities around the country carry out projects with significant local or regional impact; and

WHEREAS, the RAISE program prioritizes projects based on safety, environmental sustainability, quality of life, mobility and community connectivity, economic competitiveness and opportunity including tourism, state of good repair, partnership and collaboration, and innovation; and

WHEREAS, Scott County will submit a request for funding to the RAISE Program for the Minnesota River Crossing and Flood Resiliency Study; and

WHEREAS, the Minnesota River Crossing and Flood Resiliency Study will identify a community-supported solution that addresses infrastructure improvement needs due to this frequent flooding at key Minnesota River crossings, including TH 25, Carver CSAH 11/Carver CSAH 9, and TH 41; and

WHEREAS, the proposed study is necessary due to the regular flooding that occurs at these locations, causing bridges throughout the study area to close regularly, and limiting connectivity, safety, and accessibility throughout Scott County and Carver County; and

WHEREAS, the proposed study will also include CSAH 101 and U.S. Highway 169, which both take on additional traffic during flooding events that cause a major imbalance in the system, resulting in extreme levels of congestion and crashes; and

WHEREAS, the proposed study furthers the goals of the USDOT and the RAISE grant by improving safety, accessibility, equity, vehicle congestion, and climate resiliency in the Southwestern Minneapolis-St. Paul Metropolitan Area; and

WHEREAS, a RAISE Planning Grant will allow Scott County and project partners to determine community needs, connect with stakeholders, create a comprehensive long-term vision for the crossings, support multimodal connectivity, increase access to commercial and employment areas, promote economic growth and investment, and create an inviting natural environment.

NOW THEREFORE BE IT RESOLVED, by the Carver County Board of Commissioners:

1. The County Board supports Scott County's pursuit of RAISE Planning Grant funding for the Minnesota River Crossing and Flood Resiliency Study; and

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 20th day of February, 2024, now on file in the Administration office, and have found the same to be a true and correct copy thereof.

Dated this 20th day of February, 2024.

Dave Hemze

County Administrator

Carver County Board of Commissioners Request for Board Action



Agenda Item:

Settlements for Right of Way Acquisition for the US 212 Project - Benton Township

Primary Originating Division/Dept: Public Works - Program Delivery

Meeting Date: 2/20/2024

Contact: Darin Mielke

Title: Deputy County Engineer

Item Type:

Consent

Amount of Time Requested: minutes

Presenter:

Title:

Attachments: ☒ Yes ☐ No

Strategic Initiative:

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

BACKGROUND/JUSTIFICATION:

The 2024-2026 construction seasons include the reconstruction of US 212 between approximately Highway 34 (Tacoma Avenue) in the City of Norwood Young America to Highway 36 on the west side of the City of Cologne into a 4-lane divided highway. Additional right-of-way is needed to complete the project. Appraisals were obtained by certified appraisers and the County Board approved the making of offers based on the appraised values at its October 17, 2023 regular session. The Public Works Director, or agents under his supervision, made offers to the affected property owners based on the appraisals and negotiations then commenced. Settlements with the property owners located at PID #'s 01.0172611, 01.0162611, 01.0171313, 01.010180400 have been reached.

ACTION REQUESTED:

Motion to adopt a resolution approving the settlements for right-of-way acquisition for the US 212 Project - Benton Township for the properties located at PID #'s 01.0172611, 01.0162611, 01.0171313, 01.010180400.

FISCAL IMPACT: Included in current budget

If "Other", specify:

FTE IMPACT: None

FUNDING

County Dollars =

MNDOT Funding

\$361,913.50

IJA State Match Funds

\$525,458.50

Total

\$887,372.00

☒ Insert additional funding source

Related Financial/FTE Comments:

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

Office use only:

RBA 2024 - 9626

BOARD OF COUNTY COMMISSIONERS CARVER COUNTY, MINNESOTA

Date: February 20, 2024

Resolution No: _____

Motion by Commissioner: _____

Seconded by Commissioner: _____

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

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

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

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

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

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

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

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

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

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

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

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

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

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

YES	ABSENT	NO

STATE OF MINNESOTA
COUNTY OF CARVER

I, Dave Hemze, duly appointed and qualified County Administrator of the County of Carver, State of Minnesota, do hereby certify that I have compared the foregoing copy of this resolution with the original minutes of the proceedings of the Board of County Commissioners, Carver County, Minnesota, at its session held on February 20, 2024, now on file in the Administration office, and have found the same to be a true and correct copy thereof.

Dated this February 20, 2024.

Dave Hemze	County Administrator

EXHIBIT A

to

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

Highway 212 Project – Benton Township

Carver County Public Works No. 178826

Property Tax Identification No. 010171313

Parcel Number(s): 11 of CARVER COUNTY RIGHT OF WAY PLAT NO. 35

Fee Owners: Tom Diethelm Builders LLC

Property Address: 13010 Highway 212, Norwood-Young America, MN 55368

A portion of the Subject Property being taken in fee simple contains **2,403**, more or less.

Amount: \$809.81

Temporary easement for construction purposes contains **100 SQ FT**, more or less.

Amount: \$69.00

Premium to Induce Settlement

Amount: \$521.19

Settlement Amount: \$1,400.00

Property Tax Identification No. 010162611 and 010172611

Parcel Number(s): 34 and 35 of CARVER COUNTY RIGHT OF WAY PLAT NO. 35

Fee Owners: Bongards Co-op Creamery

Property Address: No Address Assigned

A portion of the Subject Property being taken in fee simple contains **1,168,085 SQ FT**, more or less.

Revised Amount: \$680,593.00

Permanent easement for drainage and utility purposes contains **4,573 SQ FT**, more or less.

Amount: \$4,044.00

Temporary easement for construction purposes contains **328,068 SQ FT**, more or less.

Amount: \$54,829.00

Severance:

Amount: \$29,334.00

Impacts to Improvements:

Amount: \$366,992.00

Reduction to fee simple acquisition for Construction Work In Kind:

Amount: (\$307,820.00)

Settlement Amount: \$827,972.00

Property Tax Identification No. 010180400

Parcel Number(s): 52 of CARVER COUNTY RIGHT OF WAY PLAT NO. 35

Fee Owners: Clarence J. Stender, Jr.

Property Address: 14325 Highway 212, Norwood-Young America, MN 55368

A portion of the Subject Property being taken in fee simple contains **210,231** more or less.

Amount: \$ 23,026.50

Temporary easement for construction purposes contains **84,272 SQ FT**, more or less.

Amount: \$ 4,179.00

Impacts to Improvements:

Amount: \$ 18,675.00

Premium to Induce Settlement

Amount: \$ 12,119.50

Settlement Amount: \$58,000.00

Carver County Board of Commissioners Request for Board Action



Agenda Item:

Amendment 6 to Professional Services Agreement for Highway 41/10 Project with SRF Consulting Group

Primary Originating Division/Dept: Public Works - Program Delivery

Meeting Date: 2/20/2024

Contact: Luke Schwarz

Title: Engineering 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:

This contract is for the Highway 41/10 Project from Bavaria Road to Park Ridge Drive. The City of Chaska was then able to secure funding to extend the project to construct a trail from Ridge Lane to Ravoux Road. The Professional Services Agreement currently includes preliminary and final design for Engler Boulevard and preliminary design for the trail from Ridge Lane to Ravoux Road.

This contract needs to be amended to include out of scope work costing \$39,236. This work is entirely for the city trail and includes additional Environmental Documentation, Topographical Survey, Right of Way document preparation, and Preliminary Design on additional trail alternatives including the options to connect the trail from Ravoux Road to Audubon Road, and Park Ridge Drive to Ridge Lane. After review, Carver County Public Works staff and the City of Chaska concur with the out of scope work fees proposed.

ACTION REQUESTED:

Motion to approve an amendment to the Professional Services Agmt. for the Highway 41/10 Project with SRF Consulting Group for \$39,236.00, pending finalization of the contract review process.

FISCAL IMPACT: Included in current budget

If "Other", specify:

FUNDING

County Dollars =

City of Chaska

\$39,236.00

FTE IMPACT: None

Total

\$39,236.00

☒ Insert additional funding source

Related Financial/FTE Comments:

Office use only:

RBA 2024 - 9632

Carver County Board of Commissioners Request for Board Action



Agenda Item:

Rebate debit cards from K-9 Flea, Tick, and Heartworm shots

Primary Originating Division/Dept: Sheriff - Administrative Services

Meeting Date: 2/20/2024

Contact: Kate Miner

Title: Admin Services Mgr

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:

Both K-9s were brought to the vet for their flea, tick, and heartworm preventative shots. The veterinarian filled out a rebate for the Sheriff's Office and sent it in. The rebate came in the form of 2 debit cards worth \$35 each. It is proposed to use these cards on future purchases for the K-9s, such as food that is normally purchased for them.

ACTION REQUESTED:

Approve the acceptance and use of the two rebates received in the form of 2 debit cards worth \$35 each for the purchase of K-9 items normally purchased, such as food

FISCAL IMPACT: None

If "Other", specify:

FUNDING

County Dollars =

\$0.00

FTE IMPACT: None

Total

\$0.00

Related Financial/FTE Comments:

Office use only:

RBA 2024 - 9611

Carver County Board of Commissioners Request for Board Action



Agenda Item:

Approval to Make Offers for Necessary Temporary and Permanent Easement for Crane Creek Bridge Repair

Primary Originating Division/Dept: Public Works - Parks

Meeting Date: 2/20/2024

Contact: Marty Walsh

Title: Parks and Recreation Director

Item Type:

Ditch/Rail Authority

Amount of Time Requested: 10 minutes

Presenter:

Title:

Attachments: ☒ Yes ☐ No

Strategic Initiative:

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

BACKGROUND/JUSTIFICATION:

The Bridge R0631 over Crane Creek on the Dakota Rail Regional Trail needs repair due to deteriorated bridge abutments and leaning wingwalls. Temporary and possibly permanent easements are needed to provide access for construction traffic to access the bridge site and make repairs. An appraisal was conducted by certified appraiser to determine market value for the needed easement areas. Staff is recommending the making of initial offers based on the market appraisal, to the impacted property owner.

ACTION REQUESTED:

Motion to adopt a resolution to authorize written initial offers of compensation to the impacted property owner related to the Bridge R0631 over Crane Creek on the Dakota Rail Regional Trail.

FISCAL IMPACT: Included in current budget

If "Other", specify:

FTE IMPACT: None

FUNDING

County Dollars =

\$0.00

CCRRA

\$2,600.00

Total

\$2,600.00

☒ Insert additional funding source

Related Financial/FTE Comments:

Office use only:

RBA 2024 - 9627

BOARD OF COUNTY COMMISSIONERS CARVER COUNTY, MINNESOTA

Date: February 20, 2024

Resolution No: _____

Motion by Commissioner: _____

Seconded by Commissioner: _____

Resolution Authorizing Offers of Just Compensation to Owners for Acquisition of Real Property Interests Needed for Repair of and Improvements to Bridge R0631 over Crane Creek on Dakota Rail Regional Trail in Camden Township

WHEREAS, the Carver County Board of Commissioners (“Board”) is the official governing body of the Carver County Regional Railroad Authority, a political subdivision and municipal corporation of Minnesota, (“CCRRA”); and

WHEREAS, the CCRRA, acting by and through its Board, is authorized by law, and pursuant to Minnesota Statute § 398A.04, subds. 1(2), and 4 and Minnesota Statutes Chapter 117 to acquire real and personal property interests from private property owners within and outside its taxing jurisdiction which the CCRRA needs for a public use or public purpose; and

WHEREAS, the CCRRA must repair and make related improvements to Bridge R0631 over Crane Creek for the Dakota Rail Regional Trail in Camden Township, Minnesota (“Project”); and

WHEREAS, to complete the Project, the CCRRA must acquire the real property interests from the owners of said real property interests, (“Owners”), both as described in Exhibit A, attached hereto, and incorporated herein; and

WHEREAS, the CCRRA obtained an appraisal report from a licensed and qualified real estate appraiser which estimated of the total value of the damages caused to the Owners by CCRRA’s proposed acquisitions of the real property interests in Exhibit A for the Project; and

WHEREAS, the CCRRA must submit an initial written offer of just compensation to the Owners for the full amount of damages caused to the Owners by the CCRRA’s proposed acquisitions; and

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

WHEREAS, the Owners are entitled to reimbursement for the reasonable costs of the appraisal from the CCRRA up to a maximum of the limits stated in Minnesota Statutes § 117.036, provided the Owners submit the information necessary for reimbursement, to the CCRRA.

NOW, THEREFORE, BE IT RESOLVED that the Project and the CCRRA’s acquisition of the real property interests described in Exhibit A constitute a valid public use or public purpose; and

BE IT FURTHER RESOLVED that based upon the estimate of damages from a licensed real estate appraiser for the CCRRA’s proposed acquisitions of the real property interests described in said Exhibit A for the

Project, the Public Works Division Director, or agents under his supervision, shall be entitled to make an initial written offer of just compensation to the Owners; and

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

YES	ABSENT	NO

STATE OF MINNESOTA
COUNTY OF CARVER

I, Dave Hemze, duly appointed and qualified County Administrator of the County of Carver, State of Minnesota, do hereby certify that I have compared the foregoing copy of this resolution with the original minutes of the proceedings of the Board of County Commissioners, Carver County, Minnesota, at its session held February 20th, 2024 now on file in the Administration office, and have found the same to be a true and correct copy thereof.

Dated this 20th day of February 2024

Dave Hemze	County Administrator

Exhibit A

to

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

Bridge R0631 over Crane Creek on the Dakota Rail Regional Trail Project

Property Tax Identification No.020011200

Parcel Number(s): 1

Fee Owners: Debbie Mathews & Luann J. Priebe

Property Address: 1245 185th Street, Bergen Township, MN 55345

Permanent easement for public access purposes contains **5,851 sq. ft.**, more or less.

Temporary easement for construction purposes contains **42,512 sq. ft.**, more or less.

Carver County Board of Commissioners Request for Board Action



Agenda Item:

County Administrator's 2023 Annual Performance Evaluation Summary

Primary Originating Division/Dept: Employee Relations

Meeting Date: 2/20/2024

Contact: Kerie Anderka

Title: Employee Relations Division Dir

Item Type:

Regular Session

Amount of Time Requested: 5 minutes

Presenter: Kristin Hack

Title: Employee Relations Deputy Direc

Attachments: ☐ Yes ☒ No

Strategic Initiative:

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

BACKGROUND/JUSTIFICATION:

As provided by Statute, the Board met with County Administrator David Hemze on February 6, 2024 in closed session to discuss his 2023 performance. The summary of their discussion is as follows:

County Administrator Hemze's performance in 2023 reflects strong leadership and a high level of expertise and depth of experience. Mr. Hemze is recognized by the County Board, his peers, professional organizations, and others for his excellence in local government leadership and knowledge. His work during 2023 demonstrated focus to ensure the positive service experience that County residents expect. Locally, the Board desires to maintain lower taxes, but recognizes the need to balance and address current challenges of the labor market and rising costs of materials, goods, and services, with an eye to ensuring quality service continues to be delivered for Carver County residents. Administrator Hemze remains cognizant of these challenges and leads the County in consistent delivery of high quality service to support and advance the local community. Administrator Hemze surrounds himself with good leaders and managers, provides sound guidance, and recognizes the value of a high performing team. He has worked to cultivate a collaborative team approach both within the County and through his work with partner organizations and surrounding local government entities. Administrator Hemze's performance throughout 2023 reflected excellence and an overall rating of outstanding.

The recommended action at this time is a motion to approve an overall rating of **outstanding** for County Administrator Hemze's 2023 performance,

ACTION REQUESTED:

Motion to approve an overall rating of outstanding for County Administrator Hemze's 2023 performance.

FISCAL IMPACT: None

If "Other", specify:

FUNDING

County Dollars =

FTE IMPACT: None

Total

\$0.00

☐ Insert additional funding source

Related Financial/FTE Comments:

Office use only:

RBA 2024 - 9628