



CARVER COUNTY

minnesota

Carver County Board of Commissioners November 14, 2023 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 October 17, 2023 Regular Session 1-3
4. Community Announcements

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

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

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5.3 Resolutions of Support to Submit Local Road Improvement Program Grant Applications 15-19
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5.7 Hwy 101 Detour Agreement No. 1054656 (Resolution) 24-25
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5.9 Donation to Health and Human Services 27

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

- 5.10 Acceptance of Equipment Donation for Sheriff's Office training unit.. 28-29
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5.14	Joint Powers Agreement with Dahlgren Township for Maplewood Road Bridge Project.....	35

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5.18	Authorizing Entry to Property for the Highway 18 Project.....	41-44
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Finances: Improve the County's financial health and economic profile

5.20	Request for approval to contract with CliftonLarsonAllen LLP (CLA) for Auditing Services.....	52
5.21	Resolution to Authorize Submittal and Support of Transportation Project Applications to Metropolitan Council's Regional Solicitation.....	53-58
5.22	Review Health & Human Services and Commissioner Warrants.....	NO ATT

9:20 a.m.	6.	CULTURE: Provide organizational culture fostering accountability to achieve goals and sustain trust/confidence in County government
	6.1	Professional Services Agreement for Gallagher Benefit Services for 2024 59
9:30 a.m.	7.	GROWTH: Manage the challenges and opportunities resulting from growth and development
	7.1	Approval of Charles J. Dahlke Grant Proposal..... 60
9:40 a.m.		ADJOURN REGULAR SESSION AND CONVENE AS CARVER COUNTY REGIONAL RAIL AUTHORITY
9:40 a.m.	8.	COMMUNITIES: Create and maintain safe, healthy, and livable communities
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9:55 a.m.		ADJOURN AS CARVER COUNTY REGIONAL RAIL AUTHORITY AND CONVENE AS CARVER COUNTY DITCH BOARD
9:55 a.m.	9.	FINANCES: Improve the County's financial health and economic profile
	9.1	2024 Ditch Special Assessments..... 63-64
10:00 a.m.		ADJOURN AS CARVER COUNTY DITCH BOARD

10:00 a.m. **COUNTY ADMINISTRATOR REPORT**

WORK SESSION

10:05 a.m. A. **CONNECTIONS: Develop strong public partnerships and connect people to services and information Connections**

1. Riley Purgatory Bluff Creek Watershed District Update 65
2. 2024 Legislative Priorities 66-83

David Hemze
County Administrator

UPCOMING MEETINGS

November 14, 2023	5:00 p.m. Highway 212 Project Public Open House Cologne Community Center
November 21, 2023	9:00 a.m. Board Meeting
November 28, 2023	9:00 a.m. Work Session
November 28, 2023	6:00 p.m. 2024 Budget Public Hearing
November 30, 2023	6:00 p.m. Carver County Mental Wellness Roundtable Ridgeview Medical Center Auditorium, Waconia
December 5, 2023	AMC Conference, No Meeting
December 12, 2023	9:00 a.m. Board Meeting
December 12, 2023	12:30 p.m. Paradise Commons Ribbon Cutting
December 19, 2023	9:00 a.m. Board Meeting
December 26, 2023	No Meeting

REGULAR SESSION
October 17, 2023

A Regular Session of the Carver County Board of Commissioners was held in the County Government Center, Chaska, on October 17, 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, Matt Udermann and Tim Lynch.

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

Workman moved, Lynch seconded, to approve the minutes of the October 3, 2023, Regular Session. Motion carried unanimously.

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

Resolution #71-23, To Support the Laketown Township State Bonding Request for the “201” System Feasibility Study.

Concurred in the award of the construction contract through the City of Chanhassen for the Highway 117 project to the low responsible bidder.

Approved amending the contract with Atomic Architectural Sheet Metal pending finalization of the contract review process.

Approved repurposing of STOC funds in the HH&S budget to hire a temporary Child and Family Supervisor for up to 67 days starting the end of November 2023.

Resolution #72-23, Authorizing Execution of Agreement TZD Toward Zero Deaths Grant 2023-2024.

Accepted the OJJDP FY 2023 Reducing Risk for Girls in the Justice System Grant and related HH&S budget amendment.

Approved the issuance of a special use event permit to T Road Tavern, Joe Lemmerman, to conduct an “October Fest” event on Friday and Saturday, October 20-21, 2023.

Professional services agreement with Erickson Engineering Co., LLC for design services for the 150th Street Bridge Project for \$59,490 pending finalization of the contract review process.

Approved Sheriff’s Office purchase of a Ford F350XLT under the State contract.

Approved reallocation of \$26,000 within the HH&S budget to increase contracted services through MAXIM Healthcare Staffing Services to provide nursing support to the First Street Center Outpatient Clinic and related HH&S budget amendment.

Approved hiring of future Fleet Equipment Technician candidates based on the candidates’ qualifications as an equipment technician up to a senior equipment technician classification and related Public Works budget amendment.

Appointed Land Records and Vitals Department Manager Kaaren Lewis as County Recorder and appointed Property and Finance Director David Frischmon as Ditch Administrator.

Resolution #73-23, Authorizing Settlement of Compensation to Owners for Acquisition of Real Property Interests Needed for the Highway 40 Project-Belle Plaine Area.

Resolution #74-23, Authorizing Offers of Just Compensation to Owners for Acquisition of Real Property Interests Needed for the Highway 212 Project-Benton Township.

Approved Amendment 3 to Joint Powers Agreement No. 1045437 with the State of Minnesota for professional and technical services for preliminary engineering for the Highway 212 Project-Benton Township, pending finalization of the contract review process.

Approved amendment to the JPA with the MN Department of Transportation for professional and technical services for final design for the Highway 212 Project-Benton Township, pending finalization of the contract review process.

Approved request for one deputy to attend the out of state free First Responder Sonar Training and use budget funds to cover lodging and gas.

Reviewed October 10, 2023, Community Social Services' actions/Commissioners' warrants in the amount of \$496,081.06 and reviewed October 17, 2023, Community Social Services' actions/Commissioners' warrants in the amount of \$373,176.43.

Motion carried unanimously.

Christie Larson, Southern Valley Alliance Executive Director, explained she was present to give an update on their services and noted October was Domestic Violence Awareness month. They began in the early 1980's and the only domestic violence agency serving Carver and Scott Counties. She explained they have served over 23,000 individuals and highlighted the services provided. Larson pointed out their partnerships with the Sheriff's Office, County Attorney and CDA. She reviewed the number of victims served over the last year and calls received.

She pointed out the new Domestic Abuse Center in Shakopee that was being built and planned to be open in January 2024. She encouraged the County to invite her organization to speak and to share information on the services provided.

Mark Metz, County Attorney, recognized the partnership with Southern Valley and expressed appreciation for their work to connect victims with resources.

Chair Fahey thanked Ms. Larson for their work and support.

Bill Olson, the County's appointment to the Minnehaha Creek Watershed District, appeared before the Board to update the District's work in the County. He pointed out the number of changes over the last ten years and they were proud of the recognition they have received. He stated they have been taking the same budget and becoming very effective with a budget relatively constant. He

explained they take pride in developing partnerships with cities, counties, and work with government entities to make sure everyone has a voice. Olson noted they work in three geographic areas. He indicated they have been able to take water that had been impaired and bring it back to the way it used to be pointing out improvements to Lake Wassermann.

Jim Wisker, MCWD Director, stated they have been grateful for the County's partnership with the District, the outside dollars they have been able to leverage and for the next round of opportunities in this part of the watershed. He explained the watershed consisted of 178 square miles, with 120 lakes and 16% being in Carver County. Wisker noted the District's vision alignment with the County and they consider how watershed investments can be catalyst for their partner goals. He explained they take a data driven understanding of the watershed and then layer in their partner's objectives that may relate to transportation and infrastructure. He indicated this practice of integrated planning reveals new and creative opportunities. Wisker reviewed their work in Six Mile Creek to understand the watershed and then move to determining the goals and needs of their various partners.

He highlighted the landscape restoration to filter runoff to Steiger Lake and implementing one of the States largest efforts to manage common carp. Wisker pointed out their work at Wassermann Lake to address internal sources of phosphorus and the development of the Lake Wassermann Preserve. He stated since beginning their work Lake Wassermann has gone from not meeting state water quality standards to meeting water quality standards for the first time in the lakes monitored history, He added they were hoping to remove the lake from the State's impaired list in the coming years.

Their next priorities are the wetland complex just downstream that they have found to be a source of phosphorus and the western growth areas. He recognized the Arboretum Area Transportation Plan was a priority for the County and cities and they have been proactive in helping to create a clear pathway forward on the regulatory front in partnership with other agencies.

Chair Fahey thanked Olson and Wisker for the updates.

Lynch moved, Workman seconded, to adjourn the Regular Session at 9:55 a.m. and go into a work session with the CDA and for an update on the License Center. 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:

Medical Examiner Contractual Services

Primary Originating Division/Dept: Sheriff

Meeting Date: 11/14/2023

Contact: Kelly Miller Title: Emergency Management Specialist

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:

Anoka County appointed, Dr. Quinn Piper, a doctor of medicine licensed to practice medicine in the state of Minnesota and who is a forensic pathologist certified by the American Board of Pathology, as Chief Medical Examiner for Anoka County pursuant to Minn. Stat. § 390.33. Dr. Quinn Piper, and the staff of Anoka, will provide Medical Examiner services for Carver County as set forth in Minn. Stat. § 390.005 (2014) and §§ 390.31 -.35 (2014) as part of her duties.

ACTION REQUESTED:

Motion to contract with ANOKA COUNTY pending finalization of the contract review process.

FISCAL IMPACT: Included in current budget

If "Other", specify:

FUNDING

County Dollars =

\$878,763.00

FTE IMPACT: None

Total

\$878,763.00

☒ Insert additional funding source

Related Financial/FTE Comments:

The annual total: \$292,921 to be billed quarterly for \$73, 230.25. This amount is based on a per-capita rate of \$2.71 and a population of 108,089. After the first year, the contract auto renews for two 1 year terms unless notice is given as provided in Section 6.

Office use only:

RBA 2023 - 9410

Carver County Board of Commissioners

Request for Board Action



Agenda Item:

Letters of Support & Resolutions of Support to Sponsor Local Road Improvement Program Grant Applications for Townships and Non-State Aid Cities

Primary Originating Division/Dept: Public Works - Program Delivery

Meeting Date: 11/14/2023

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 Local Road Improvement Program (LRIP) was established by the Minnesota legislature in 2002 and is defined in Minnesota Statute 174.52. The purpose of the funding program is to assist local agencies including counties, cities, and townships with construction costs for local road projects. The legislature appropriated \$84,954,000 in general obligation (GO) bonds (of which \$6,000,000 is designated for grants to townships) in Laws of Minnesota 2023, Chapter 72, Article 1, Section 16, Subdivision 2 and \$18,013,000 in general funds for LRIP in Laws of Minnesota 2023, Chapter 68, Article 1, Section 2, Subdivision 4(c)(2). This round of funding is for projects anticipated for construction in 2024-2026

The LRIP establishes three project categories for eligibility: Trunk Highway Corridor for local road improvements included in State Highway projects, Rural Road Safety for County Highways, and Routes of Regional Significance for county, city, and township road projects. Non-State Aid cities and townships must have a County sponsor to apply for LRIP funding, and the County would act as their fiscal agent if their project is awarded funding. The following is a list of agencies, with project descriptions, requesting County sponsorship or support of their application:

Township and Non-State Aid City Requests for County Sponsorship Resolutions

- City of Cologne - Roadway improvements and the installation of two pedestrian signal crossing systems on Village Parkway from Highway 36 to Highway 53
- Waconia Township - North Shore Drive pavement improvements
- City of Norwood Young America - Railroad Street Improvements
- City of Watertown - Lewis Avenue Improvements

City and Township Requests for Letters of Support

- City of Cologne - Roadway improvements and the installation of two pedestrian signal crossing systems on Village Parkway from Highway 36 to Highway 53
- Waconia Township - North Shore Drive pavement improvements
- City of Norwood Young America - Railroad Street Improvements
- City of Watertown - Lewis Avenue Improvements
- City of Chaska - Highway 41/10 Project on Highway 10 from Bavaria Road to Park Ridge Drive.
- City of Victoria - Downtown West (Hwy 5/11) Improvement Project

Townships and Non-State Aid Cities will be responsible for all costs above the awarded LRIP funding, including but not limited to engineering costs, right of way costs and construction costs and, if awarded funding, will need to maintain the roadways for the lifetime of the improvements. The resolutions state the County will sponsor the Township and Non-State Aid City applications listed above for LRIP funding requests.

ACTION REQUESTED:

Motion to adopt Resolutions of Support to sponsor Township and Non-State Aid City project applications and to authorize the County Engineer to send letters of support for City and Township applications to the Local Road Improvement Program.

FISCAL IMPACT: None

If "Other", specify:

FUNDING

County Dollars =

FTE IMPACT: None

Total

\$0.00

Related Financial/FTE Comments:

County would need to act as Township or Non-State Aid City fiscal agent if their project is awarded funding.

Office use only:

RBA 2023 - 9415

BOARD OF COUNTY COMMISSIONERS

CARVER COUNTY, MINNESOTA

Date: November 14, 2023

Resolution No: _____

Motion by Commissioner: _____

Seconded by Commissioner: _____

Resolution of Support to Sponsor the City of Cologne's Local Road Improvement Program Project Application for Village Parkway

WHEREAS, the Local Road Improvement Program (LRIP) was established by the Minnesota legislature in 2002 and is defined in Minnesota Statute 174.52 to assist local agencies in constructing or reconstructing local roads; and

WHEREAS, the legislature appropriated \$84,954,000 in general obligation in Laws of Minnesota 2023, Chapter 72, Article 1, Section 16, Subdivision 2 and \$18,013,000 in general funds for LRIP in Laws of Minnesota 2023, Chapter 68, Article 1, Section 2, Subdivision 4(c)(2).

WHEREAS, the Minnesota Department of Transportation (MnDOT) State Aid for Local Transportation Office administers the LRIP per the process, eligibility, and prioritization criteria established in the statute, and MnDOT has solicited for eligible LRIP project applications, due December 8, 2023; and

WHEREAS, the LRIP provides funding for capital construction costs and the statute describes three types of accounts with a specific intent for the types of local road projects that can be considered for the program, including the Routes of Regional Significance Account to provide for the costs of constructing or reconstructing city streets, county highways, or town roads with statewide or regional significance; and

WHEREAS, Non-State Aid cities and townships are required to have the County sponsor their LRIP grant applications, which includes acting as the fiscal agent if the project is awarded funding; and

WHEREAS, the City of Cologne has requested that Carver County sponsor its eligible LRIP application for the roadway improvements to Village Parkway and the installation of two pedestrian signal crossing systems on Village Parkway from County State Aid Highway (CSAH) 36 to CSAH 53; and

WHEREAS, the City of Cologne will be responsible for all costs above and beyond the awarded LRIP funding, including but not limited to engineering costs, right of way costs and construction costs and, if awarded funding, will need to maintain the roadway for the lifetime of the improvements; and

NOW THEREFORE, BE IT RESOLVED that the County of Carver hereby supports and sponsors the City of Cologne LRIP grant application submittal for the improvements to Village Parkway from CSAH 36 to CSAH 53.

YES	ABSENT	NO

STATE OF MINNESOTA
COUNTY OF CARVER

I, Dave Hemze, duly appointed and qualified County Administrator of the County of Carver, State of Minnesota, do hereby certify that I have compared the foregoing copy of this resolution with the original minutes of the proceedings of the Board of County Commissioners, Carver County, Minnesota, at its session held on the _____ day of _____, 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

BOARD OF COUNTY COMMISSIONERS

CARVER COUNTY, MINNESOTA

Date: November 14, 2023

Resolution No: _____

Motion by Commissioner: _____

Seconded by Commissioner: _____

Resolution of Support to Sponsor the City of Watertown's Local Road Improvement Program Project Application for Lewis Avenue

WHEREAS, the Local Road Improvement Program (LRIP) was established by the Minnesota legislature in 2002 and is defined in Minnesota Statute 174.52 to assist local agencies in constructing, reconstructing, or reconditioning local roads; and

WHEREAS, the legislature appropriated \$84,954,000 in general obligation in Laws of Minnesota 2023, Chapter 72, Article 1, Section 16, Subdivision 2 and \$18,013,000 in general funds for LRIP in Laws of Minnesota 2023, Chapter 68, Article 1, Section 2, Subdivision 4(c)(2).

WHEREAS, the Minnesota Department of Transportation (MnDOT) State Aid for Local Transportation Office administers the LRIP per the process, eligibility, and prioritization criteria established in the statute, and MnDOT has solicited for eligible LRIP project applications, due December 8, 2023; and

WHEREAS, the LRIP provides funding for capital construction costs and the statute describes three types of accounts with a specific intent for the types of local road projects that can be considered for the program, including the Routes of Regional Significance Account to provide for the costs of constructing, reconstructing, or reconditioning city streets, county highways, or town roads with statewide or regional significance; and

WHEREAS, Non-State Aid cities and townships are required to have the County sponsor their LRIP grant applications, which includes acting as the fiscal agent if the project is awarded funding; and

WHEREAS, the City of Watertown has requested that Carver County sponsor its eligible LRIP application for the roadway improvements and ADA sidewalk improvements on Lewis Avenue from Angel Avenue to Territorial Street/CSAH 10; and

WHEREAS, the City of Watertown will be responsible for all costs above and beyond the awarded LRIP funding, including but not limited to engineering costs, right of way costs and construction costs and, if awarded funding, will need to maintain the roadway for the lifetime of the improvements; and

NOW THEREFORE, BE IT RESOLVED that the County of Carver hereby supports and sponsors the City of Watertown LRIP grant application submittal for the improvements to Lewis Avenue from Angel Avenue to Territorial Street/CSAH 10.

YES	ABSENT	NO

STATE OF MINNESOTA
COUNTY OF CARVER

I, Dave Hemze, duly appointed and qualified County Administrator of the County of Carver, State of Minnesota, do hereby certify that I have compared the foregoing copy of this resolution with the original minutes of the proceedings of the Board of County Commissioners, Carver County, Minnesota, at its session held on the _____ day of _____, 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

BOARD OF COUNTY COMMISSIONERS

CARVER COUNTY, MINNESOTA

Date: November 14, 2023

Resolution No: _____

Motion by Commissioner: _____

Seconded by Commissioner: _____

Resolution of Support to Sponsor the Waconia Township's Local Road Improvement Program Project Application for North Shore Road

WHEREAS, the Local Road Improvement Program (LRIP) was established by the Minnesota legislature in 2002 and is defined in Minnesota Statute 174.52 to assist local agencies in constructing, reconstructing, or reconditioning local roads; and

WHEREAS, the legislature appropriated \$84,954,000 in general obligation in Laws of Minnesota 2023, Chapter 72, Article 1, Section 16, Subdivision 2 and \$18,013,000 in general funds for LRIP in Laws of Minnesota 2023, Chapter 68, Article 1, Section 2, Subdivision 4(c)(2).

WHEREAS, the Minnesota Department of Transportation (MnDOT) State Aid for Local Transportation Office administers the LRIP per the process, eligibility, and prioritization criteria established in the statute, and MnDOT has solicited for eligible LRIP project applications, due December 8, 2023; and

WHEREAS, the LRIP provides funding for capital construction costs and the statute describes three types of accounts with a specific intent for the types of local road projects that can be considered for the program, including the Routes of Regional Significance Account to provide for the costs of constructing, reconstructing, or reconditioning city streets, county highways, or town roads with statewide or regional significance; and

WHEREAS, Non-State Aid cities and townships are required to have the County sponsor their LRIP grant applications, which includes acting as the fiscal agent if the project is awarded funding; and

WHEREAS, the Waconia Township has requested that Carver County sponsor its eligible LRIP application for the roadway improvements on North Shore Road from CSAH 10 to CR 155; and

WHEREAS, the Waconia Township will be responsible for all costs above and beyond the awarded LRIP funding, including but not limited to engineering costs, right of way costs and construction costs and, if awarded funding, will need to maintain the roadway for the lifetime of the improvements; and

NOW THEREFORE, BE IT RESOLVED that the County of Carver hereby supports and sponsors the Waconia Township LRIP grant application submittal for the improvements to North Shore Road from CSAH 10 to CR 155.

YES

ABSENT

NO

STATE OF MINNESOTA
COUNTY OF CARVER

I, Dave Hemze, duly appointed and qualified County Administrator of the County of Carver, State of Minnesota, do hereby certify that I have compared the foregoing copy of this resolution with the original minutes of the proceedings of the Board of County Commissioners, Carver County, Minnesota, at its session held on the _____ day of _____, 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

BOARD OF COUNTY COMMISSIONERS

CARVER COUNTY, MINNESOTA

Date: November 14, 2023

Resolution No: _____

Motion by Commissioner: _____

Seconded by Commissioner: _____

Resolution of Support to Sponsor the City of Norwood Young America's Local Road Improvement Program Project Application for Railroad Street Improvement Project

WHEREAS, the Local Road Improvement Program (LRIP) was established by the Minnesota legislature in 2002 and is defined in Minnesota Statute 174.52 to assist local agencies in constructing or reconstructing local roads; and

WHEREAS, the legislature appropriated \$84,954,000 in general obligation in Laws of Minnesota 2023, Chapter 72, Article 1, Section 16, Subdivision 2 and \$18,013,000 in general funds for LRIP in Laws of Minnesota 2023, Chapter 68, Article 1, Section 2, Subdivision 4(c)(2).

WHEREAS, the Minnesota Department of Transportation (MnDOT) State Aid for Local Transportation Office administers the LRIP per the process, eligibility, and prioritization criteria established in the statute, and MnDOT has solicited for eligible LRIP project applications, due December 8, 2023; and

WHEREAS, the LRIP provides funding for capital construction costs and the statute describes three types of accounts with a specific intent for the types of local road projects that can be considered for the program, including the Routes of Regional Significance Account to provide for the costs of constructing or reconstructing city streets, county highways, or town roads with statewide or regional significance; and

WHEREAS, Non-State Aid cities and townships are required to have the County sponsor their LRIP grant applications, which includes acting as the fiscal agent if the project is awarded funding; and

WHEREAS, the City of Norwood Young America has requested that Carver County sponsor its eligible LRIP application for the roadway and utility improvements on Railroad Street from Progress Street to Faxon Road; and

WHEREAS, the City of Norwood Young America will be responsible for all costs above and beyond the awarded LRIP funding, including but not limited to engineering costs, right of way costs and construction costs and, if awarded funding, will need to maintain the roadway for the lifetime of the improvements; and

NOW THEREFORE, BE IT RESOLVED that the County of Carver hereby supports and sponsors the City of Norwood Young America LRIP grant application submittal for the improvements to Railroad Street from Progress Street to Faxon Road.

YES

ABSENT

NO

STATE OF MINNESOTA
COUNTY OF CARVER

I, Dave Hemze, duly appointed and qualified County Administrator of the County of Carver, State of Minnesota, do hereby certify that I have compared the foregoing copy of this resolution with the original minutes of the proceedings of the Board of County Commissioners, Carver County, Minnesota, at its session held on the _____ day of _____, 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:

Resolutions of Support to Submit Local Road Improvement Program Grant Applications

Primary Originating Division/Dept: Public Works - Program Delivery

Meeting Date: 11/14/2023

Contact: Luke Schwarz

Title: Engineering 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:

The Local Roads Improvement Program (LRIP) was established by the Minnesota legislature in 2002 and is defined in Minnesota Statute 174.52. The legislature appropriated \$84,954,000 in general obligation (GO) bonds (of which \$6,000,000 is designated for grants to townships) in Laws of Minnesota 2023, Chapter 72, Article 1, Section 16, Subdivision 2 and \$18,013,000 in general funds for LRIP in Laws of Minnesota 2023, Chapter 68, Article 1, Section 2, Subdivision 4(c)(2). This round of funding is for projects anticipated for construction in 2024-2026.

The LRIP establishes three project categories for eligibility: Trunk Highway Corridor for local road improvements included in State Highway projects, Rural Road Safety for County Highways, and Routes of Regional Significance for county, city, and township road projects. There is substantial interest from cities and townships for LRIP funding through the Routes of Regional Significance category, and a separate board action item lists and identifies County sponsorship and/or support of these applications.

Two County applications are proposed for submittal to the LRIP for grant funding consideration:

1. Highway 27 from Highway 10 to the northern county line in Watertown (Routes of Regional Significance)
2. Highway 11 from Highway 5 to Highway 7 in the City of Victoria (Rural Road Safety for County Highways)

Highway 27 is identified as a minor arterial highway and is identified in the Transportation Tax plan. This project will provide a profile change to reduce flooding frequency as well as fixing an aging pavement, and urbanizing sections within the city limits. The LRIP application will be for the maximum, \$1,500,000.

Highway 11 is identified in the Transportation Tax plan as well as the County Road Safety Plan as a priority. This project will add turn lanes, fix horizontal curves, and widen shoulders to increase safety. The LRIP application will be for the maximum, \$1,500,000.

ACTION REQUESTED:

Motion to adopt Resolutions of Support to submit Local Road Improvement Program project applications for the Highway 27 Project and the Highway 11 Project and to authorize and direct the County Engineer to submit the applications.

FISCAL IMPACT: None

If "Other", specify:

FUNDING

County Dollars =

Total

\$0.00

FTE IMPACT: None

Related Financial/FTE Comments:

BOARD OF COUNTY COMMISSIONERS

CARVER COUNTY, MINNESOTA

Date: November 14, 2023

Resolution No: _____

Motion by Commissioner: _____

Seconded by Commissioner: _____

Resolution of Support to Submit Local Road Improvement Program Project Application for County Highway 27 Safety and Reconstruction Project

WHEREAS, the Local Road Improvement Program (LRIP) was established by the Minnesota legislature in 2002 and is defined in Minnesota Statute 174.52 to assist local agencies in constructing or reconstructing local roads; and

WHEREAS, the legislature appropriated \$84,954,000 in general obligation (GO) bonds (of which \$6,000,000 is designated for grants to townships) in Laws of Minnesota 2023, Chapter 72, Article 1, Section 16, Subdivision 2 and \$18,013,000 in general funds for LRIP in Laws of Minnesota 2023, Chapter 68, Article 1, Section 2, Subdivision 4(c)(2); and

WHEREAS, the Minnesota Department of Transportation (MnDOT) State Aid for Local Transportation Office administers the LRIP per the process, eligibility, and prioritization criteria established in the statute, and MnDOT has solicited for eligible LRIP project applications, due December 8, 2023; and

WHEREAS, the LRIP provides funding for capital construction costs and the statute describes three types of accounts with a specific intent for the types of local road projects that can be considered for the program, including the Regionally Significant category to fund capital safety improvement projects on routes classified as a major collector or higher; and

WHEREAS, reconstruction and safety improvements for CSAH 27 from CSAH 10 to the northern County border is classified as a minor arterial and identified in the Transportation Tax Plan; and

WHEREAS, the proposed project includes key corridor safety improvements of profile improvements, access control, urbanization, and storm sewer improvements; and

WHEREAS, the County requests consideration of the CSAH 27 Safety and Reconstruction project for LRIP funding in the Regionally Significant category, to assist in funding this important capital safety improvement, for up to the maximum award of \$1,500,000; and

NOW THEREFORE, BE IT RESOLVED that Carver County hereby supports the submittal for LRIP application for CSAH 27 Safety and Reconstruction project from CSAH 10 to the northern County border in the City of Watertown and Watertown Township and authorizes and directs the County Engineer to submit the application.

YES

ABSENT

NO

STATE OF MINNESOTA
COUNTY OF CARVER

I, Dave Hemze, duly appointed and qualified County Administrator of the County of Carver, State of Minnesota, do hereby certify that I have compared the foregoing copy of this resolution with the original minutes of the proceedings of the Board of County Commissioners, Carver County, Minnesota, at its session held on the _____ day 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

BOARD OF COUNTY COMMISSIONERS

CARVER COUNTY, MINNESOTA

Date: November 14, 2023

Resolution No: _____

Motion by Commissioner: _____

Seconded by Commissioner: _____

Resolution of Support to Submit Local Road Improvement Program Project Application for County Highway 11 Safety and Reconstruction Project

WHEREAS, the Local Road Improvement Program (LRIP) was established by the Minnesota legislature in 2002 and is defined in Minnesota Statute 174.52 to assist local agencies in constructing or reconstructing local roads; and

WHEREAS, the legislature appropriated \$84,954,000 in general obligation (GO) bonds (of which \$6,000,000 is designated for grants to townships) in Laws of Minnesota 2023, Chapter 72, Article 1, Section 16, Subdivision 2 and \$18,013,000 in general funds for LRIP in Laws of Minnesota 2023, Chapter 68, Article 1, Section 2, Subdivision 4(c)(2); and

WHEREAS, the Minnesota Department of Transportation (MnDOT) State Aid for Local Transportation Office administers the LRIP per the process, eligibility, and prioritization criteria established in the statute, and MnDOT has solicited for eligible LRIP project applications, due December 8, 2023; and

WHEREAS, the LRIP provides funding for capital construction costs and the statute describes three types of accounts with a specific intent for the types of local road projects that can be considered for the program, including the Rural Road Safety Account to fund capital safety improvement projects on County State Aid Highways (CSAH); and

WHEREAS, reconstruction and safety improvements for CSAH 11 from Highway 5 to the Highway 7 is identified as a priority project in the County Roadway Safety Plan and the Transportation Tax Plan; and

WHEREAS, the proposed project includes key corridor safety improvements of shoulder widening, curve corrections, turn lane additions, and a grade separated trail; and

WHEREAS, the County requests consideration of the CSAH 11 Safety and Reconstruction project for LRIP funding in the Regionally Significant category, to assist in funding this important capital safety improvement, for up to the maximum award of \$1,500,000; and

NOW THEREFORE, BE IT RESOLVED that Carver County hereby supports the submittal for LRIP application for CSAH 11 Safety and Reconstruction project from Highway 5 to Highway 7 in the City of Victoria and authorizes and directs the County Engineer to submit the application.

YES

ABSENT

NO

STATE OF MINNESOTA
COUNTY OF CARVER

I, Dave Hemze, duly appointed and qualified County Administrator of the County of Carver, State of Minnesota, do hereby certify that I have compared the foregoing copy of this resolution with the original minutes of the proceedings of the Board of County Commissioners, Carver County, Minnesota, at its session held on the _____ day 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:

Professional Services Agreement with Erickson Engineering Co., LLC for the Maplewood Road Bridge Project

Primary Originating Division/Dept: Public Works - Program Delivery

Meeting Date: 11/14/2023

Contact: Luke Weiers

Title: Civil 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 Maplewood Road Bridge Project is located 1.4 miles east of County Highway 41 in Dahlgren Township and is in need of replacement. This bridge has been identified on the Carver County 5-year Bridge Replacement Resolution. Carver County is the sponsoring agency for Dahlgren Township to receive the town bridge funds and manage the reconstruction of the bridge. An agreement has been executed by the township and is pending County approval. The reconstruction of the bridge is planned for 2024. The contract with Erickson Engineering will include survey, a hydraulic study, design of the bridge, design of the roadway, plans, and utility coordination.

Carver County received proposals from two consultants for this work, which were evaluated by three members of the engineering team. Erickson Engineering was selected due to their cost, experience, and schedule.

ACTION REQUESTED:

Motion to approve a Professional Services Agreement with Erickson Engineering Co., LLC for design services for the Maplewood Road Bridge Project for \$60,570.00, pending finalization of the contract review process.

FISCAL IMPACT: Included in current budget

If "Other", specify:

FTE IMPACT: None

FUNDING

County Dollars =

Dahlgren Township	\$10,000.00
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Town Bridge Funds	\$50,570.00
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Total	\$60,570.00
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☒ Insert additional funding source

Related Financial/FTE Comments:

All costs incurred by Carver County will be paid for by the township and the Town Bridge program. Carver County is acting as the agent for the township in order to receive Town Bridge funds from the state.

Office use only:

RBA 2023 - 9432

Carver County Board of Commissioners Request for Board Action



Agenda Item:

Authorization to Hire New Park Maintenance Technician Position

Primary Originating Division/Dept: Public Works - Parks

Meeting Date: 11/14/2023

Contact: Martin Walsh

Title: Parks and Recreation 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:

Park staff is preparing for responsibilities for maintaining the new park building and grounds of Paradise Commons at Waconia Regional Park. The new building, landscape and grounds maintenance is about to begin with the completion of the building anticipated in the next few weeks.

At the August 22, 2023, County Board Work Session, an operations plan was presented for Paradise Commons and a recommendation that the Park Maintenance Tech position needed to support the new facility be hired for the months of November and December of 2023. Funds to finance the position in 2023 will come from the Parks Professional Services line-item budget.

The New Park Maintenance Tech position is a part of the County Administrator's 2024 Recommended Budget. The Parks Department is requesting authorization to proceed with hiring the position before year end to allow time to recruit, hire, and train for the new responsibilities of maintaining Paradise Commons. The Department is actively promoting the building and public use of the space will begin in January of 2024.

ACTION REQUESTED:

Motion authorizing hiring of a new Park Maintenance Technician Position.

FISCAL IMPACT: Budget amendment request form

If "Other", specify:

2024- included in CA Recommended Budget

FTE IMPACT: Increase budgeted staff

FUNDING

County Dollars =

County 2023 Parks Bud... \$7,671.00

Total

\$7,671.00

Related Financial/FTE Comments:

Funding for the position for 2023 to come from redirecting some of the professional services budget in Parks, see attached budget amendment, \$7,671. For 2024, the County Administrator's Recommended Budget includes the cost of the position, \$99,693. Funding for this position includes \$10,000 of Operations and Maintenance Grant Funding from the State/Metropolitan Council, with the remaining being recommended as levy funded.

Office use only:

RBA 2023 - 9436

Budget Amendment Request Form



To be filled out AFTER RBA submittal

Agenda Item: Authorization to Hire New Park Maintenance Technician Position

Department:

Meeting Date: 11/14/2023

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: Martin Walsh

DEBIT			CREDIT		
Description of Accounts	Acct #	Amount	Description of Accounts	Acct #	Amount
Salary & Benefits	01-520.611x	\$7,671.00	Professional & Tech	01-520.6260	\$7,671.00
TOTAL		\$7,671.00	TOTAL		\$7,671.00

Reason for Request:

Redirect budget to cover early hiring of Park Maintenance Technician prior to 2024.

Carver County Board of Commissioners Request for Board Action



Agenda Item:

Delegated County Feedlot Work Plan

Primary Originating Division/Dept:

Meeting Date:

Contact: Title:

Item Type:

Amount of Time Requested: minutes

Presenter: Title:

Attachments: ☐ Yes ☒ No

Strategic Initiative:

BACKGROUND/JUSTIFICATION:

Minnesota's regulatory feedlot program includes an optional arrangement between the Minnesota Pollution Control Agency (MPCA) and county governments. This agreement, known as "county delegation agreement," increases local resources for livestock producers. Delegated counties must implement feedlot rules and regulations. Carver County is one of 50 counties that participate and have been implementing the State feedlot regulations as a delegated county since 1978.

In 1995 the MPCA established funding to assist counties with duties such as inspections, permitting, education, and enforcement. The amount of funding is determined by the number of feedlots in the County and a "Performance Credit" that provides additional funds based on level of effort. The County must provide matching funds toward the base grant funding.

Each delegated county is required to prepare a two-year Delegation Agreement Work Plan (Plan) that describes strategies and goals for administration and implementation of their program. ES staff have prepared a 2024-2025 Plan similar to previous years. MPCA staff have reviewed and approved the Plan, as have County Attorney, Risk Mgmt, and ES staff.

ACTION REQUESTED:

Motion to approve the 2024-25 County Feedlot Program Delegation Agreement Work Plan.

FISCAL IMPACT:

If "Other", specify:

FTE IMPACT:

FUNDING

County Dollars =

MPCA Grant Revenue	\$80,000.00
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Total	\$80,000.00
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☒ Insert additional funding source

Related Financial/FTE Comments:

Payment will be distributed according to MN Statute 116.0711. Based on previous disbursements, \$40,000 was included in the proposed 2024 ES budget. Over the two-year term of the work plan, staff estimates the County will receive approx. \$80,000 in funding. The County is required to match a percentage of the grant funding with in-kind contributions, including salaries, program costs and overhead. Staff estimates the total required match to be around \$45,350 (\$22,675/year).

Office use only:

RBA 2023 - 9439

Carver County Board of Commissioners Request for Board Action



Agenda Item:

Hwy 101 Detour Agreement No. 1054656 (Resolution)

Primary Originating Division/Dept: Public Works - Program Delivery

Meeting Date: 11/14/2023

Contact: Darin Mielke

Title: Assistant Public Works 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:

MnDOT will be performing a bituminous mill and overlay, signal revisions, ADA improvements, and trail construction work upon, along, and adjacent to Highway 101 (Chanhassen Road) from Highway 5 (Arboretum Boulevard) to 500 feet south of Hennepin County Highway 62 (Townline Road) under State Project No. 2736-46 (T.H. 101=187). This project will require a detour that will use Highway 17 (Powers Boulevard) during the summer of 2024. MnDOT and Carver County plan to enter into this detour agreement and MnDOT will reimburse the County for the road life consumed due to the expected additional traffic on the county highway.

ACTION REQUESTED:

Motion to adopt a resolution to approve an agreement with the State of Minnesota for compensation of road life consumed by the Highway 101 detour, pending finalization of the contract review process.

FISCAL IMPACT: None

If "Other", specify:

FTE IMPACT: None

FUNDING

County Dollars =

MnDOT Funds

\$3,068.37

Total

\$3,068.37

☒ Insert additional funding source

Related Financial/FTE Comments:

Office use only:

RBA 2023 - 9446

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

Date: November 14, 2023

Resolution No: _____

Motion by Commissioner: _____

Seconded by Commissioner: _____

**DETOUR AGREEMENT NO. 1054656
BETWEEN
CARVER COUNTY AND THE STATE OF MINNEOSTA**

IT IS RESOLVED that Carver County enter into MnDOT Agreement No. 1054656 with the State of Minnesota, Department of Transportation for the following purposes:

To provide for payment by the State to the County for the use of County State Highway No. 17 as a detour route during the construction to be performed upon, along, and adjacent to Trunk Highway No. 101 from Trunk Highway No. 5 to 500 feet south of County State Highway No. 62 under State Project No. 2736-46.

IT SI FURTHER RESOLVED that the County Board Chair and the County Administrator are authorized to execute the Agreement and any amendments to the Agreement.

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 14th day of November, 2023, now on file in the Administration office, and have found the same to be a true and correct copy thereof.

Dated this 14th day of November, 2023.

Dave Hemze

County Administrator

Carver County Board of Commissioners Request for Board Action



Agenda Item:

Request for approval to contract with Bluum of Minnesota LLC for County Board Room Audio Video Upgrade

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:

Carver County is embarking on a significant upgrade to enhance the audio-visual capabilities within the County Board Room. The existing equipment has become outdated and is no longer feasible to maintain effectively. Following a Request for Proposals (RFP) process, three vendors submitted proposals in response. After careful consideration, the County staff's recommendation is to enter into a contract with Bluum of Minnesota for the installation and upgrade of the audio-visual equipment. This recommendation is based on Bluum of Minnesota's extensive experience working on County Board Rooms and City Council Chambers, alignment with the specifications of conference rooms already supported by our IT Support Team, a successful track record in prior projects within Carver County, and a cost that closely matches the lowest initial bid before additional enhancements were requested by staff following site visits to existing installations.

The upgraded equipment will encompass various features, notably support for video conferencing, which includes the integration of new cameras and a Vaddio AV system for camera control. Additionally, the project will introduce a new projector, a large monitor at the rear of the room, new Extron table-top touch panels, and a technology-equipped computer desk at the back of the room to facilitate control during meetings.

The total proposed cost from Bluum of Minnesota is \$128,981.21. Staff is seeking approval to allocate up to \$135,000 for potential additional technology requirements that may arise during the implementation of the new system, approval would be at the discretion of the Assistant County Administrator. This proposal also includes a five-year maintenance warranty, costing \$13,000, to ensure the longevity and reliability of the upgraded equipment.

ACTION REQUESTED:

Motion to contract with Bluum of Minnesota LLC pending finalization of the contract review process.

FISCAL IMPACT:

If "Other", specify:

FTE IMPACT:

FUNDING

County Dollars =

2023 Budget-AttE	\$135,000.00
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Total

\$135,000.00

☒ Insert additional funding source

Related Financial/FTE Comments:

Statement of work is for \$128,981.21. Requesting budget approval up to \$135,000 if additional technology needs to be added based upon Assistant County Administrator approval.

Office use only:

Carver County Board of Commissioners Request for Board Action



Agenda Item:

Donation to Health and Human Services

Primary Originating Division/Dept: Health & Human Services

Meeting Date: 11/14/2023

Contact: Clint Mack

Title:

Item Type:

Consent

Amount of Time Requested: minutes

Presenter:

Title:

Attachments: ☐ Yes ☒ No

Strategic Initiative:

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

BACKGROUND/JUSTIFICATION:

The National Junior Honor Society (Community Youth Group) at Cologne Academy has organized a Sock Drive and collected approximately 1,000 pairs of socks to help those in need throughout our community. They would like to donate these socks to Carver County Health and Human Services to be distributed to foster families/youth and made available to individuals and families at the Health and Human Services front desk. The estimated value of the donation is \$1,000. Items will be made available to foster families and customers/residents/families who interface with the Health and Human Services division.

ACTION REQUESTED:

Motion to accept approximately 1,000 pair of socks, with the estimated donation value of \$1,000, from Cologne Academy for distribution by the Carver County Health and Human Services.

FISCAL IMPACT: None

If "Other", specify:

FUNDING

County Dollars =

\$0.00

\$0.00

FTE IMPACT: None

Total

\$0.00

☒ Insert additional funding source

Related Financial/FTE Comments:

Total Value of Items = \$1,000.

Office use only:

RBA 2023 - 9452

Carver County Board of Commissioners Request for Board Action



Agenda Item:

Acceptance of Equipment Donation for Sheriff's Office training unit

Primary Originating Division/Dept: Sheriff - Support Services

Meeting Date: 11/14/2023

Contact: Mike Wollin

Title: Commander

Item Type:

Consent

Amount of Time Requested: minutes

Presenter:

Title:

Attachments: ☒ Yes ☐ No

Strategic Initiative:

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

BACKGROUND/JUSTIFICATION:

The Sheriff's Office is discontinuing its contract with SCALE for training facilities. The Sheriff's Office is utilizing its current space located in the lower portion of the Sheriff's Office to update a training room. This update involves new mat purchase within budget and the subsequent donation of training equipment from LifeTime fitness. The equipment consists of one Elliptical machine, two treadmills, one stairmaster/stepper, an upright bike and other training balls, boxes and weight-related equipment. The equipment is low impact and would be utilized to further Sheriff's Office on-going training as it relates to use of force; for example a weighted bar/ball can be used to simulate pushing a subject off of the deputy during the course of defense scenario training. Gaining control of subjects often involves elevated levels of exertion and cardiovascular equipment aids in developing and maintaining endurance in defense and control scenario training for real world application.

ACTION REQUESTED:

Approve acceptance of donation of estimated value of \$6,700.00 in training equipment.

FISCAL IMPACT: None

If "Other", specify:

FTE IMPACT: None

FUNDING

County Dollars =

\$0.00

Total

\$0.00

☐ Insert additional funding source

Related Financial/FTE Comments:

None - equipment donation

Office use only:

RBA 2023 - 9384



CARVER COUNTY SHERIFF'S OFFICE DONATION FORM

606 E. 4th Street
Chaska, MN 55318
952-361-1212

I would like to donate the following item(s) to the Carver County Sheriff's Office. I am aware that all donated items become the property of the Sheriff's and will not be returned.

Please list donated item(s):

- Stroops brand self-propelled treadmill
- Life Fitness brand, 95T model electric treadmill
- Octane Fitness brand, XT One model electric elliptical
- StairMaster brand self-propelled stair master
- Life Fitness Brand, Life Cycle electric upright bike
- Two adjustable seated benches
- 1 – 35 pound weighted iron plate
- 1 – 45 pound squat bar
- 3 – weighted Slam balls
- 2 – LifeTime Plyoboxes
- 3 – Inflatable stability balls

Signature: _____

Date: 10/12/13

Your Name and Address:

Landon Rochat-Boeser

2900 Corporate Place

Chanhassen, MN 55317

Thank you for your donation to the Carver County Sheriff's Office. 4/02

Carver County Board of Commissioners Request for Board Action



Agenda Item:

Resolution Defining 2024 Non-Bargaining Compensation

Primary Originating Division/Dept: Employee Relations

Meeting Date: 11/14/2023

Contact: Kerie Anderka

Title: ER Director

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:

Carver County follows a pay-for-performance compensation system, which provides employees with differential salary actions based on their specific contributions to organizational success. Objectives of the pay-for-performance system include attracting and retaining top talent and rewarding excellence.

The attached resolution includes the following: For 2024, the percentage amount of the performance-based compensation is determined by each employee's overall rating on their performance evaluation as outlined: zero percent (0.00%) for needs improvement, two percent (2.00%) for successful, three percent (3.00%) for exceeds expectations, and four percent (4.00%) for outstanding. The pay-for-performance matrix incorporates base and lump sum payments for employees whose base rate of pay is above 110% of the assigned salary range target rate.

Eligibility for general adjustment at three percent (3.00%) in 2024 is defined.

The resolution also states the Board's authority to make additional adjustments to compensation through future action.

The action requested is adoption of the Resolution defining the 2024 compensation for non-bargaining employees.

ACTION REQUESTED:

Motion to adopt the Resolution defining 2024 non-bargaining employee compensation.

FISCAL IMPACT: Other

If "Other", specify: Included in 2024 County
Administrator Recommended Budget

FUNDING

County Dollars =

\$426,058.00

Total

\$426,058.00

☒ Insert additional funding source

FTE IMPACT: None

Related Financial/FTE Comments:

The incremental cost for the 2024 non-bargaining employee wages and benefits (excluding health insurance contributions) is \$426,058. The wages and benefits (excluding health insurance contributions) 2024 Budget for non-bargaining employees is \$6,363,151.

Office use only:

RBA 2023 - 9458

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

Resolution Defining 2024 Non-Bargaining Compensation

DATE _____ RESOLUTION NO. _____
MOTION BY COMMISSIONER _____ SECONDED BY COMMISSIONER _____

WHEREAS, the Carver County Board of Commissioners has authority to establish and revise compensation systems for non-bargaining employees; and

WHEREAS, the Carver County Board of Commissioners has established a pay-for-performance system for non-bargaining employees; and

WHEREAS, the pay-for-performance system includes the salary ranges for the affected employees' classifications, the methods, amounts and timing of salary actions based on employee performance evaluation ratings; and

THEREFORE, BE IT RESOLVED, Carver County shall set forth a pay-for-performance system effective in 2024 for non-bargaining employees, indicating salary payment methods, percentage salary actions based on employee performance evaluation overall ratings, and timing of salary actions:

- A. In 2024, regular non-bargaining employees and probationary employees shall receive a three percent (3.00%) general increase, not to exceed the 2024 range maximum, effective the first full pay period of January 2024.
- B. In 2024, the percentages used to compute pay-for-performance salary actions based on the overall rating on each employee's performance evaluation shall be: zero percent (0.00%) for needs improvement, two percent (2.00%) for successful, three percent (3.00%) for exceeds expectations, and four percent (4.00%) for outstanding.
- C. In 2024, pay-for-performance salary actions shall be calculated and applied as follows:
 1. For employees whose base rate of pay is at or below the assigned salary range target rate, their pay-for-performance salary action shall be a base pay adjustment, computed on the target rate of the assigned salary range, not to exceed the salary range maximum.
 2. For employees whose base rate of pay is above the assigned salary range target rate and is at or below 110% of the assigned salary range target rate, their pay-for-performance salary action shall be a base pay adjustment, computed on the employee's base rate of pay not to exceed the salary range maximum.
 3. For employees whose base rate of pay is above 110% of the assigned salary range target rate and below the maximum of the salary range, their pay-for-performance salary action shall be a combination of base and lump sum payment, as outlined in the 2024 pay-for-performance matrix; and the salary action percentage shall be calculated on the employee's base rate of pay not to exceed the salary range maximum.
 4. Pay-for-performance salary actions shall be lump sums for any amount of the compensation that exceeds the salary range maximum.
 5. For any employee whose current base rate of pay is at or above the assigned salary range maximum, the pay-for-performance salary action shall be calculated based on the assigned salary range maximum.
- D. Effective with the first full pay period following successful completion of a new hire probationary period or a trial period resulting from a promotion, non-bargaining employees shall receive a performance compensation salary action that correlates to the overall rating on the probationary or trial period evaluation, and as outlined in the 2024 pay-for-performance matrix.

- E. Non-bargaining employees shall only receive pay-for-performance compensation based on the months they are actively employed by the County in a position eligible for pay-for-performance, or on an eligible leave of absence, during the calendar year under review.
- F. Non-bargaining employees shall be evaluated for all months worked in an eligible position; and there shall be no compounding of pay-for-performance compensation; and employees shall only receive pay-for-performance compensation based on the months they are actively employed in the eligible group.
- G. The pay-for-performance annual salary actions shall be effective the first full pay period in March 2024, based on the overall performance evaluation rating for 2023 work, with the evaluation completed and signed by all parties, no later than February 15, 2024.

BE IT FINALLY RESOLVED, that the County reserves the right to make additional adjustments to compensation or benefits by amendment to the Carver County Personnel Policies or future Board Actions.

YES	ABSENT	NO

STATE OF MINNESOTA
COUNTY OF CARVER

I, David Hemze, duly appointed and qualified County Administrator of the County of Carver, State of Minnesota, do hereby certify that I have compared the foregoing copy of this resolution with the original minutes of the proceedings of the Board of County Commissioners, Carver County, Minnesota, at its session held on the ____ day of November 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 November 2023

County Administrator

Carver County Board of Commissioners Request for Board Action



Agenda Item:

2024 Pay-for-Performance Salary Range Increase

Primary Originating Division/Dept: Employee Relations

Meeting Date: 11/14/2023

Contact: Kerie Anderka

Title:

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:

Carver County employees are on a pay-for-performance compensation system, which provides employees with differential salary increases based on their specific contributions to organizational success. Objectives of the pay-for-performance system include attracting and retaining top talent and rewarding excellence. Collective bargaining agreements provide authority to the Carver County Board of Commissioners to establish the pay-for-performance salary ranges for classifications of represented employees participating in pay-for-performance.

It is recommended for non-bargaining employees and for bargaining units participating in pay-for-performance in 2024 to increase the 2023 salary ranges by three percent (3.00%), effective January 1, 2024. This salary range increase shall be applied prior to calculating the general adjustment increases due January 1, 2024. The range increase alone does not have a direct immediate impact on individual employees' salaries.

ACTION REQUESTED:

Motion to increase the 2023 salary ranges by three percent (3.00%) for non-bargaining employees and for bargaining units participating in pay-for-performance in 2024, to be effective January 1, 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 2023 - 9459

Carver County Board of Commissioners Request for Board Action



Agenda Item:

Memorandum of Understanding with Carver County Community Development Agency for 856 Arboretum Blvd.

Primary Originating Division/Dept: Public Works - Program Delivery

Meeting Date: 11/14/2023

Contact: Darin Mielke

Title: Assistant Public Works Director

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:

Public Works and the Carver County Community Development Agency (CDA) have worked together on this Memorandum of Understanding which will facilitate the purchase of the property located at 856 Arboretum Boulevard in the City of Victoria from a property owner willing to sell. The CDA will acquire the property with the intent to lease the property for a period of approximately 2 to 8 years, which meets the agency purpose and goals. Public Works and MnDOT have an interest to preserve this area at the northwest corner of Highway 5 and Highway 13 (Rolling Acres Road) for future intersection safety improvements as part of the Highway 5 Project, and desire to purchase the property from the CDA in approximately 2 to 8 years at an amount equal to the CDA's purchase price of \$330,000.

ACTION REQUESTED:

Motion to approve a memorandum of understanding with the Carver County Community Development Agency for the purchase and conveyance of PID 650071000, pending finalization of the contract review process.

FISCAL IMPACT: Other

If "Other", specify:

FUNDING

County Dollars =

FTE IMPACT: None

Total

\$0.00

☒ Insert additional funding source

Related Financial/FTE Comments:

The County is committing to purchase the property in approximately 2 to 8 years from the CDA. The CDA will sell the property to the County for the purchase price (\$330,000), regardless of when the closing date occurs. The future purchase is eligible for funding from the county sales tax and cost share from state and federal funds.

Office use only:

RBA 2023 - 9421

Carver County Board of Commissioners Request for Board Action



Agenda Item:

Joint Powers Agreement with Dahlgren Township for Maplewood Road Bridge Project

Primary Originating Division/Dept: Public Works - Program Delivery

Meeting Date: 11/14/2023

Contact: Luke Weiers

Title: Civil Engineer

Item Type:

Consent

Amount of Time Requested: minutes

Presenter:

Title:

Attachments: ☐ Yes ☒ No

Strategic Initiative:

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

BACKGROUND/JUSTIFICATION:

The County and Dahlgren Township have partnered together to design and construct Bridge No. 10J59, (old Bridge No. 10518), over Bevens Creek. Dahlgren Township will reimburse the County for any costs incurred not covered by Town Bridge funds, in accordance with this JPA that has already been approved by the Township. It is the desire of both parties to enter into a written agreement regarding the construction of Bridge No. 10J59 over Bevens Creek.

ACTION REQUESTED:

Motion to approve a Joint Powers Agreement with Dahlgren Township for the Maplewood Road Bridge Project, pending finalization of the contract review process.

FISCAL IMPACT: Included in current budget

If "Other", specify:

FTE IMPACT: None

FUNDING

County Dollars =

Township Bridge Funds	\$405,000.00
Dahlgren Township	\$20,000.00
Total	\$425,000.00

Insert additional funding source

Related Financial/FTE Comments:

Office use only:

RBA 2023 - 9428

Carver County Board of Commissioners Request for Board Action



Agenda Item:

Carver County Right of Way Plat No. 35 for the Highway 212 Project - Benton Township

Primary Originating Division/Dept:

Meeting Date:

Contact: Title:

Item Type:

Amount of Time Requested: minutes

Presenter: Title:

Attachments: ☒ Yes ☐ No

Strategic Initiative:

BACKGROUND/JUSTIFICATION:

The 2024-2026 construction seasons includes the Highway 212 Project - Benton Township, which is the reconstruction and expansion of Highway 212 between Norwood Young America and Cologne. In order to meet the needs of the project scope, additional right of way acquisition is necessary.

SRF Consulting Group, Inc. has prepared a right of way plat on behalf of Carver County, as part of the project design to simplify the land acquisition process.

ACTION REQUESTED:

Motion to adopt a resolution to approve Carver County Right of Way Plat No. 35

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 - 9375

BOARD OF COUNTY COMMISSIONERS CARVER COUNTY, MINNESOTA

Date: November 14, 2023

Motion by Commissioner: _____

Resolution No: _____

Seconded by Commissioner: _____

Carver County Right of Way Plat No. 35

WHEREAS, Carver County is part of the improvement of Trunk Highway No. 212 between Norwood Young America and Cologne.

WHEREAS, The County Surveyor has approved Carver County Right of Way Plat No. 35 prepared by SRF 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. 35.

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 14th day of November 2023, now on file in the Administration office, and have found the same to be a true and correct copy thereof.

Dated this 14th day of November 2023.

Dave Hemze

County Administrator

Carver County Board of Commissioners

Request for Board Action



Agenda Item:

Request to Accept the 2024-25 Natural Resource Block Grant (NRBG)

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

Meeting Date: 11/14/2023

Contact: Tim Sundby

Title: Water Resources Supervisor

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:

Each year the County receives a block grant from the MN State Board of Water and Soil Resources (BWSR) for implementation of the following programs: Water Management Plan; Wetland Conservation Act (WCA); Shoreland Management; and Sub-surface treatment systems (SSTS). SSTS grant funds are dispersed annually that will require an additional agreement in 2025. Funds granted to Carver County for 2024 and 2025 increased from the previous grant FY 2022-23. The Water Management & Shoreland funds are used to support the water monitoring program costs. Other funds are used to assist in monitoring as well as offset program costs of operating the WCA and SSTS programs. The Carver Soil & Water Conservation District (SWCD) assists County staff in the implementation of the WCA program. For 2024 and 2025, the County will receive a natural resource block grant (NRBG) for the following program amounts:

2024 - Shoreland	\$3,570
2025 - Shoreland	\$3,570
2024 - Septic Treatment Systems	\$21,200
2024 - Septic Treatment Systems Upgrade	\$35,983
2024 - Local Water Management	\$11,050
2025 - Local Water Management	\$11,050
2024 - Wetland Conservation Act (WCA)	\$43,138 (\$10,000 to SWCD)
2025 - Wetland Conservation Act (WCA)	\$43,138 (\$10,000 to SWCD)

Total Grant Awarded: \$172,699

ACTION REQUESTED:

Motion to authorize the Chair to sign the NRBG grant agreement with the Board of Water & Soil Resources pending finalization of the contract review process.

FISCAL IMPACT: Other

If "Other", specify:

Grant estimates were included in the 2024 Budget

FUNDING

County Dollars =

State BWSR Funds \$172,699.00

Total \$172,699.00

FTE IMPACT: None

Related Financial/FTE Comments:

The Shoreland and WCA portions require a 1-to-1 match and the other programs require no match. Required match is provided by existing staff time expended in the normal operation of the programs and Carver County Water Management Organization expenditures. Estimated grant and match amounts were included for these programs in the proposed 2024 budget and will be updated to reflect the actual grant totals.

Office use only:

RBA 2023 - 9413

Carver County Board of Commissioners Request for Board Action



Agenda Item:

Limited Term Positions for Property Tax Software Conversion Project

Primary Originating Division/Dept:

Meeting Date:

Contact: Title:

Item Type:

Consent

Amount of Time Requested: minutes

Presenter: Title:

Attachments: ☐ Yes ☒ No

Strategic Initiative:

BACKGROUND/JUSTIFICATION:

The County Board has approved a \$700,000 property tax software conversion from Aumentum to the Tyler software which includes \$165,000 to hire temporary staff to help with the additional Property Tax workload during the planned 15 - 21 month project. Property Tax leadership team has worked with Tyler to establish a project timeline that begins in January 2024 and is planned to end in April 2025 but could be reasonably expected to end as late as October 2025 due to unforeseen circumstances.

The Property Tax leadership team is requesting two (2) limited-term positions, one full-time 1.0 FTE Property Tax Specialist position and one part-time 0.5 FTE Property Tax Coordinator position, to assist the current property tax staff with customer service, processing ownership changes, posting payments, reconciling collections, processing abatements, assisting with data verification, etc. These limited term positions will be eliminated on or before October 31, 2025. The addition of the two limited-term positions will allow the Property Tax Department to shift daily duties as needed to ensure the Department meets its statutory property tax deadlines while staying on schedule with the software conversion.

ACTION REQUESTED:

Motion to approve one full-time 1.0 and one part-time 0.5 FTE limited term position for the Property Tax software conversion project from January 1, 2024 thru no later than October 31, 2025.

FISCAL IMPACT:

If "Other", specify:

FTE IMPACT:

FUNDING

County Dollars =

PT Software Conversion

Total

☒ Insert additional funding source

Related Financial/FTE Comments:

The estimated \$165,000 cost for the two limited term positions are included in the total \$700,000 software conversion project that has been previously approved by the Board.

These positions are a temporary increase to budgeted staff- not permanent positions.

Office use only:

RBA 2023 - 9425

Budget Amendment Request Form



To be filled out AFTER RBA submittal

Agenda Item: Limited Term Positions for Property Tax Software Conversion Project

Department:

Meeting Date: 11/14/2023

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: David Frischmon

DEBIT			CREDIT		
Description of Accounts	Acct #	Amount	Description of Accounts	Acct #	Amount
Salary & Benefits	01-040-040-1130.611x	\$165,000.00	Software Purchase	01-040-040-1130....	\$165,000.00
TOTAL		\$165,000.00	TOTAL		\$165,000.00

Reason for Request:

The estimated \$165,000 cost for the two limited term positions are included in the total \$700,000 software conversion project that has been previously approved by the Board.

Carver County Board of Commissioners Request for Board Action



Agenda Item:

Authorizing Entry to Property for the Highway 18 Project

Primary Originating Division/Dept: Public Works - Program Delivery

Meeting Date: 11/14/2023

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:

This authorization allows the project team access to PID 30.0170920 in the City of Chaska for the Highway 18 Project, to perform wetland delineation and cultural resource investigation. The property owners declined the County's consultant's initial request for permission to enter the property for the purpose of performing the investigations. The consultant is completing the preliminary and final design, environmental documentation, geotechnical exploration and engineering, and land acquisition for approximately 2 miles of new Highway 18 from the intersection of Highway 13 (Bavaria Road) in the City of Victoria to 0.25 mile west of State Highway 41 in the City of Chaska. Minnesota Statutes §117.041, Subd. 1, authorizes the County to enter upon land for the purpose of making surveys and examinations relative to any eminent domain proceedings, doing no unnecessary damage. Minnesota Statutes § 117.041, Subd. 3, authorizes the County by resolution to enter property for the purposes of performing these investigations and establishes a procedure for the exercise of that authority. As required by the statutes, the County will serve formal notice on the property owners requesting permission to enter the property giving the Owner the option of refusing entry. If the Owner refuses to consent to the entry, the County may apply for a court order authorizing the entry.

ACTION REQUESTED:

Motion to adopt a resolution to authorize access to PID 30.0170920 for the Highway 18 Project and authorizes legal council to seek a court order authorizing the entry, survey, examination and investigation pursuant to Minnesota Statutes § 117.041.

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 - 9440

BOARD OF COUNTY COMMISSIONERS CARVER COUNTY, MINNESOTA

Date: _____ Resolution No: _____
Motion by Commissioner: _____ Seconded by Commissioner: _____

RESOLUTION AUTHORIZING ENTRY TO PROPERTY FOR THE CSAH 18 PROJECT

Whereas, the County has deemed it necessary and advisable to construct a new segment of County State Aid Highway 18 from 0.15 miles west, south and north of the CSAH 13 (Bavaria Road) intersection in the City of Victoria to 0.2 miles west of Trunk Highway 41 in the City of Chaska (“Project”); and

Whereas, the County has entered into a contract with SRF Consulting Group to provide preliminary and final engineering design for the Project, including environmental documentation and geotechnical exploration; and

Whereas, the County has reason to believe that acquisition of easements from a parcel of real estate located at 219 West 82nd Street, Chaska, Minnesota, PID No. 30.0170920 (“Property”) may be required pursuant to eminent domain proceedings under Minnesota Statutes Chapter 117; and

Whereas, it is necessary for County employees, agents or contractors to enter portions of the Property depicted on the attached Right of Entry Exhibit for purposes of performing the following investigation: wetland delineation along the project corridor and within the ravine area; and a cultural resource investigation along the project corridor and within the ravine area which will review the area for potential cultural and archaeological items.

Whereas, the Property’s owner (“Owner”) declined the County’s consultant’s initial request for permission to enter the Property for the purpose of performing the investigation; and

Whereas, Minnesota Statutes § 117.041, Subd. 1, authorizes the County to enter upon land for the purpose of making surveys and examinations relative to any eminent domain proceedings under Minnesota Statutes Chapter 117, doing no unnecessary damage; and

Whereas, Minnesota Statutes § 117.041, Subd. 3, authorizes the County by resolution to enter property for the purposes of performing geotechnical investigations and establishes a procedure for the exercise of that authority; and

Whereas, Minnesota Statutes § 117.041, Subd. 3, requires the County to serve formal notice on the Owner requesting permission to enter the Property for the purposes of performing a geotechnical investigation, giving the Owner the option of refusing entry; if the Owner refuses to consent to the entry, the County may apply for a court order authorizing the entry and geotechnical investigation; and

Whereas, Minnesota Statutes § 117.041, Subd. 3, prohibits the County from causing any unnecessary damage to the Property and requires the County to compensate the Owner for any damages actually incurred as a result of the geotechnical investigation.

Now, therefore, be it resolved by the Board of County Commissioners of Carver County, Minnesota as follows:

1. That at least ten days before employees, agents or contractors of the County propose to enter the Property for geotechnical investigations, survey, soil borings, wetland delineations, environmental examinations or other inspections and examinations, Kennedy & Graven, Chartered, special counsel for the County in connection with the Project, is directed to serve written notice on the Owner, requesting permission to enter the Property, stating the approximate time and purpose of the entry, and giving the Owner the option of refusing entry to the Property;
2. If the Owner declines to grant permission to enter, special counsel is authorized and directed to seek a court order authorizing the entry, survey, examination and investigation pursuant to Minnesota Statutes § 117.041;
3. Whether permission to enter is obtained from the Owner or granted by court order, the County's contractors and consultants who enter the Property are directed to attempt to avoid causing any unnecessary damage to the Property.

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 14th day of November, 2023, now on file in the Administration office, and have found the same to be a true and correct copy thereof.

Dated this 4th day of November 2023

Dave Hemze
County Administrator

Carver County Board of Commissioners

Request for Board Action



Agenda Item:

Laura Zimmerman (Carver Canines) - Commercial Kennel (CUP)

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

Meeting Date: 11/14/2023

Contact: Donovan Hart

Title: Senior Planner

Item Type:

Consent

Amount of Time Requested: minutes

Presenter:

Title:

Attachments: ☒ Yes ☐ No

Strategic Initiative:

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

BACKGROUND/JUSTIFICATION:

File #PZ20230039. On October 17, 2023, the Planning Commission voted unanimously (6-0) to recommend approval of Carver Canine's Conditional Use Permit (CUP) to allow the operation of a commercial dog kennel on property located in Section 31, Waconia Township. The property is currently improved with a large commercial building (the former site of Countryside Veterinary Clinic), fenced enclosed areas, and a parking lot. Previously, the applicant received a variance (V-PZ20230028) to operate a kennel from a reduced size parcel, without a dwelling, and reduced setbacks to neighboring dwellings.

The applicant Laura Zimmerman, current owner of Carver Canines, seeks to operate a dog day care and overnight boarding facility for a maximum of 50 dogs at this property. No building expansion is proposed. The application does include expansion of the outdoor dog exercise areas. The business' public hours are proposed from 7AM to 7PM daily. The largest work shift will have five employees, with one overnight employee, plus the presence of two owners. The application proposes insulating the indoor dog play area to dampen the noise of barking dogs. Existing building signage will need to be removed to comply with a 1997 variance to have a larger freestanding sign.

Vehicle access to the facility is proposed from an existing driveway to Rome Avenue and an existing access off Hwy 5. Environmental Services reviewed the request and requires a compliance inspection prior to the business operating and recommends a regular maintenance schedule for the property's SSTS system. The existing building would be required to meet the State Building Code standards/requirements.

The Waconia Town Board recommended approval of the application. Attached is a Township Map and the approved Planning Commission Resolution. A copy of the Planning Commission packet is available for review at: [638324677720070000](https://carvercountymn.gov/638324677720070000) (carvercountymn.gov)

ACTION REQUESTED:

A motion to adopt the Findings of Fact and issue Order #PZ20230039 for the issuance of a Conditional Use Permit.

FISCAL IMPACT: None

If "Other", specify:

FUNDING

County Dollars =

Total

\$0.00

FTE IMPACT: None

Related Financial/FTE Comments:

Office use only:

RBA 2023 - 9441

COUNTY OF CARVER
PLANNING COMMISSION RESOLUTION

FILE #: PZ20230039

RESOLUTION #: 23-16

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

FILE #: PZ20230039

APPLICANTS: Laura Zimmerman and Douglas Pritchard

OWNER: GLE LLC

SITE ADDRESS: 13950 Hwy. 5, NYA, 55397

PERMIT TYPE: Commercial Kennel

PURSUANT TO: Carver County Code Section 152.079 (C)(4)

LEGAL DESCRIPTION: See attached Exhibit "A"

PARCEL #: 09-510-0080

WHEREAS, said application was duly considered at a public hearing held by the Carver County Planning Commission at its regular meeting of October 17, 2023; and,

WHEREAS, the Carver County Planning Commission finds as follows:

1. GLE LLC (Lyle Braun) owns an approximately 3.55-acre parcel located in Section 31, Waconia Township. The property is improved with an existing commercial building of approximately 11,400 square feet, fenced enclosed areas, and an accompanying parking lot. The remainder of the lot consists of agricultural production farm field and mature trees. The property is part of the Hydes Lake Shores Subdivision (Lot 1, Block 2) Plat from 1994, and is located in the Agricultural Zoning District, Shoreland Overlay District (Rice Lake), and the Carver County Water Management Organization (CCWMO) - Carver Creek watershed.
2. Prior to the application for a Commercial Kennel Conditional Use Permit (CUP), the applicants obtained a variance (V-PZ20230028) to operate a Commercial Kennel from a parcel less than the required 5-acre size, on a property without a single-family dwelling for the owner to occupy and homestead, with an operational area located within the 1,000-foot setback from a neighboring residence and within ½-mile of 12 neighboring residences. In addition, the property was granted a conditional use permit in 1997 and later amended (CU-PZ20020009) to operate a Farm-Related Business (Veterinarian Clinic and Feed Supply Store). A variance (V-10632) was also granted (in 1997) to install a monument sign with greater square footage than otherwise allowed.
3. The applicant is requesting a Conditional Use Permit to operate a Commercial Kennel to board up to 50 dogs for daily and overnight stays. The CUP request is pursuant to Section 152.079 (C)(4) of the Carver County Code.
4. The commercial building on the subject property became available after a veterinary clinic ceased operating at this location in 2021. Recognizing that the building was constructed with small animal care in mind, with components such as a large unfinished warehouse space for farm-related supplies that could be adapted for re-use as an indoor play area for dogs, the applicants Laura Zimmerman and Doug Pritchard have applied for a CUP to operate a canine daycare and boarding facility on the property. This represents a relocation of their Carver Canines dog day-care business which they currently operate from their home in the City of Cologne.

5. The applicant's letter (dated September 21, 2023) provides background information and an operations plan for the business. Carver Canines' proposed operating hours are Monday – Friday 7:00AM – 7:00PM and weekends (Saturday, Sunday) 7:00AM – 6:00PM. "All drop-offs and pick-ups will be limited to those hours." The operations plan proposes a maximum of 17 employees plus two owners, with a maximum of five staff and a minimum of one staff member for the overnight shift. The proposed maximum number of boarded dogs is 50, with an estimated daily range of 20 to 50 dogs. The narrative notes that boarding the maximum of number of dogs within a building this large is "a highly conservative use of the space." As evidence, the applicants provide a pet industry space standard that supports this position. The letter outlines the method of screening dogs prior to boarding and monitor new dogs to assess compatibility with other boarded dogs. The applicants describe various methods used to minimize instances of dog barking. The narrative states that Lyle Braun, the owner of the property "has actively supported the Carver Canines variance request as well as the current CUP application."
6. The submitted site plan (dated July 6, 2023) shows the existing property improvements, which include the approximately 11,400 square foot building, a parking area with both asphalt and gravel surfaces, and driveways leading to Hwy. 5 and Rome Avenue. The survey also shows two proposed fences, enclosing an approximate 6,800-square foot area, which the narrative identifies as outside dog-run areas. There is no proposed expansion of the existing building.
7. The applicants' letter states that expected number of customers per day would be "in the range of 10 at peak times, 25 per day maximum. Assuming an average of 5 staff and the owners (1 vehicle), the total estimated number of trips in and out will be in the range of 50 to 62 per day." Per the Waconia Town Board recommendation, vehicle access to the facility is proposed via the Rome Avenue driveway. "Customers will pull up to the entrance to the facility and transfer their dogs via a Sally Port which is already a purposed built feature of the facility. The Sally Port provides a confined space for Carver Canines employees to transfer each dog from the car to and from the interior of the facility."
8. The applicants have proposed steps to minimize the impact of dog barking on neighbors. The narrative states: *"In an effort to provide noise mitigation in response to neighbor's concerns expressed during the variance public hearing, the applicant proposes to follow the Township Board's recommendation and insulate interior spaces to dampen barking sounds. The warehouse will be finished; including building a ceiling - either drywall or metal, and use blown in fiberglass above. On the walls, the applicant is exploring options with their contractor for the best material to use for sound buffering. One option would be vinyl back fiberglass bats, with something in addition to just the vinyl backing down low in the space, such as vinyl faced fiberglass, with plywood covering the lower 6 feet portion."*

The applicant has supplied a document (dated September 27, 2023) displaying several fence options to enclose the proposed outdoor dog exercise areas. Due to its ability to eliminate visibility of the surrounding area, thus potentially decrease dogs barking at passing vehicles and persons, and its ability to contain sound, staff and the Planning Commission recommend a "solid" wood fence option.
9. The applicants have submitted a Facility Floor Plan Sketch (dated September 21, 2023) showing purposes of the rooms and spaces (boarding suite, lobby, kennels, indoor play areas, etc.) and the proposed outdoor play areas.
10. The submitted narrative states that Lyle Braun, the current owner of the property, reports within the 15-year history of the veterinary clinic, "There was never a complaint lodged with Carver County regarding excessive barking or other noise." Staff checked internal commercial kennel CUP records for the six existing commercial kennels in the townships and did not find a reported noise complaint from any of the facilities. In response to a staff inquiry Nicole Robinson, Records Supervisor for the Carver County Sheriff's Office, stated in an email dated August 10, 2023: "After doing some search I was unable to find any complaints on the dog kennels you had sent. A few of them looked fairly remote as well so no neighbor complaints either."
11. The submitted parking plan (dated October 3, 2023) shows 19 parking spaces, including one handicap accessible space, on the gravel and asphalt surfaces east of the building. There is no required parking standard for commercial kennels or similar animal service- oriented businesses in the zoning code (§ 152.038). However, the zoning code states: "Spaces for uses not listed shall use be calculated by the land management department based on, but not limited to, the characteristics for similar uses and professional studies prepared by American Planning Association or Institute of Traffic Engineers." A review of the several standards established in US communities indicates that the parking plan

provides an adequate parking supply based on the planned maximum of six worker/owner vehicles during the largest shift and an estimated peak time parking lot use of ten customer vehicles. For instance, the American Planning Association Parking Standards guide lists the City of St. Cloud, MN parking standard requiring “1 space for each 600 square feet of gross floor area” for an animal boarding facility. This equates to 19 required spaces for the 11,400 square-foot building in which Carver Canines proposes to operate.

12. Signage on the property currently consists of signage on the front building façade and the 48 square-foot monument sign allowed by the 1997 variance. A condition of the variance states: “Other than temporary and promotional signs as permitted by the Ordinance, no additional signs shall be constructed on the property.” Therefore, the signage on the building must be removed to be in compliance with the 1997 variance and Carver County sign code.
13. The proposed commercial kennel is located on property in the Shoreland Overlay District, and the proposed use complies with the requirements set forth in zoning code sections 152.108 and 152.135. With the granting of variance PZ20230028 and review of the submitted CUP materials, the proposal appears to meet the Commercial Kennel standards of the Zoning Code.
14. Regarding dog waste management, the applicants plan on using a garbage service provider rather than the septic system for waste removal. Further, the applicant believes waste management will be less of a burden since “the proposed maximum of 50 dogs is significantly less than the business activity of the former veterinary clinic, which included small animal appointments, surgeries, pet grooming and boarded animals.”
15. Jacob McLain, Senior Environmentalist with Carver County Environmental Services, reviewed the application materials and in an email dated October 4, 2023, stated:
“The septic system is sized for 600 GPD. With the employees that they have listed, and the maximum number of dogs listed at 50 per day, the system should be sized properly. Per Carver County Zoning Code 152.122 before any permit or variance is issued for a property with an SSTS located in shoreland area a compliance inspection must be completed. Staff will look at the design flow for the new operation to see if it meets the current design capacity of the septic system. It may be beneficial to the new owners to have some sort of a maintenance schedule (i.e. regular pumping) created for the system to ensure longevity.”

Though the Carver Canines operations plan references a garbage service to haul away dog waste, Mr. McLain further comments:
“At other boarding sites that I have seen in the past they do pick up the solid waste of the dogs, but the urine and wastewater from washing the dogs usually goes into the system via a floor drain. I think the dogs will have a minimal impact on the system, but there will be an impact. Also, the reason that I mentioned a maintenance plan is because I see the system has an effluent filter that should be cleaned at least every 6 months to avoid backup of the system, with perhaps more frequent cleaning required due to dog hair accumulation.”
16. Taylor Huinker, Department of Natural Resources (DNR) Area Hydrologist, reviewed the application, and in an email dated October 2, 2023, reported that she had no comments.
17. The Minnesota Department of Transportation (MNDOT), the road authority for Hwy 5, was sent the application materials for review. As of the date of the Planning Commission Public Hearing, no response had been received.
18. Prior to the Planning Commission Public Hearing, the Land Management Department received letters of opposition to the application from area residents. The submitted letters were from (with dates): Korteum (August 11, 2023), Peterson (August 10, 2023), Slater (August 11, 2023), Lenzmeier (August 14, 2023), a petition listing 13 neighbors recommending specific approval conditions (October 17, 2023), Bergmann (October 17, 2023), and Lovich (October 17, 2023). In addition, the applicant submitted a flyer that had been distributed to neighboring residents. Ms. Zimmerman wrote and submitted a rebuttal to several statements included in the flyer (August 17, 2023).

19. The Waconia Town Board reviewed and recommended approval of the request at their August 28, 2023, Town Board meeting with the following comments:
 1. *Applicant should consider screening trees on the south and west sides of the property;*
 2. *That sound attenuation be installed in the building;*
 3. *Applicant should consider using Rome Avenue rather than Highway 5 as the main access to the facility since there is a left turn lane and bypass lane for the entry onto eastbound Highway 5.*
20. During the Public Hearing (October 17, 2023) area residents spoke of concerns about barking dogs impacting their daily lives, concerns about safety of the public accessing the site from Hwy 5, the expanded size of the proposed outside dog exercise area, dogs barking at night in response to howling coyotes, potential impact of the business on their property values, past audibility of dog barking when the property was used a veterinary clinic, and the current condition of the driveway leading from Rome Avenue to the building. Two Waconia Township Board members, John Zimmerman and Dave Grandy, spoke of a tour they conducted of local commercial kennels, observing that buildings and fenced areas were often compact on large parcels and interviews with neighbors did not yield complaints about kennel operations.
21. The Planning Commission Board Members discussed the proposed hours of operation and determined the use of the outdoor exercise areas for dogs shall be limited to the public hours of operation; therefore, changing the hours to include, Monday through Sunday 7:00AM – 7:00PM. All drop-offs and pick-ups will be limited to the public hours of operation.
22. The Planning Commission Board Members discussed sound mitigation techniques and building or site improvements to address nearby resident concerns. One member recommended drywall installed on the interior of the indoor dog play area to buffer sound. Another member referenced how wrapped ½” plywood sheets in burlap and hang them diagonally from the ceiling to dampen sound could be used. He recommended this method hung from a pergola, for the outside dog play area. Regarding the driveway to Rome Avenue, the property owner Lyle Braun stated that he would lay down “red rock” to expand and improve the driving surface if required. County staff volunteered to supply the applicant with information about tree plantings to provide additional screening for the north and west portions of the property.
23. 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 #PZ20230039 for a commercial kennel on property described in Exhibit “A” of the permit application. The previous CUP (#PZ2002009 and any other prior permits, amendments or renewals for a Farm Related Business), would be terminated upon final approval (and recording) of the new CUP #PZ20230039. The Planning Commission further recommends that the following conditions should be considered part of the permit:

1. The permit is subject to administrative review. 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 on in the timeline of the proposed change as possible.
2. The Commercial Kennel shall operate in accordance with the operational plan (dated: September 21, 2023), site plan (dated: July 6, 2023), a wooden fence option shown in the Fence Options document (dated September 27, 2023), Facility Floor Plan Sketch (dated September 21, 2023), and parking plan (dated October 3, 2023). These plans shall be attached to and become part of this permit. This Commercial Kennel request only allows for up to a total of 50 dogs, the use of the existing building, immediate surrounding area for outdoor (fenced) play areas, and vehicle parking/access as part of the activity. Changes in the use of existing building or the construction of a new building(s) or any plans to enlarge the facility in the future, would require the applicant to apply and receive a new Conditional Use Permit.
3. The existing building shall not be improved to the extent that the improvements constitute a dwelling, as defined by the MN Building Code and/or the County Building Official’s determination, unless a Building Eligibility is transferred to the parcel and all proper building and SSTS permits are obtained.

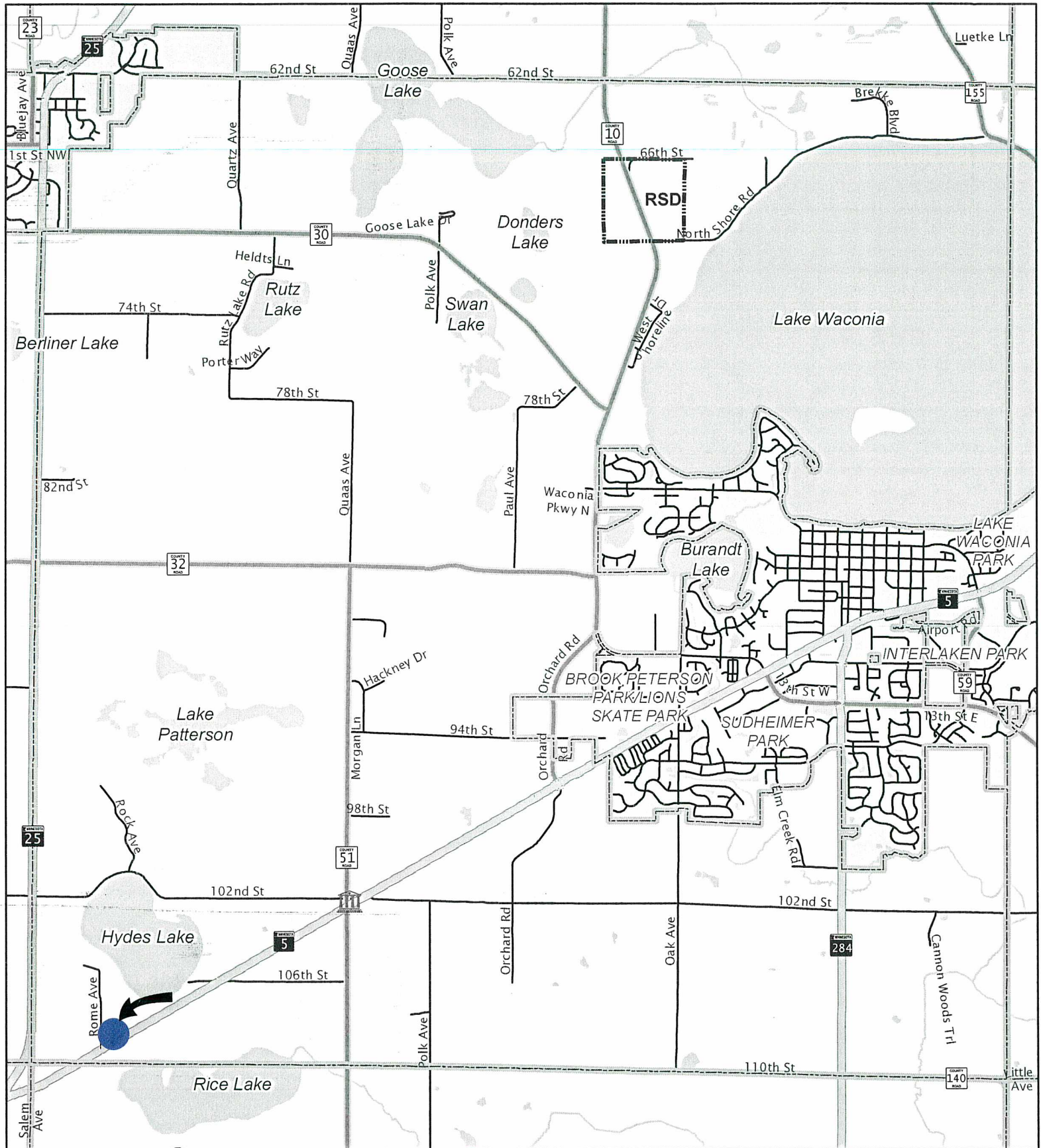
4. The facility would be open to the public Monday – Sunday 7:00AM – 7:00PM and otherwise only in the case of a veterinary emergency. The use of the outside exercise fenced areas for dogs is limited to the hours in which the facility is open to the public. All drop-offs and pick-ups will be limited to the public hours of operation. Changes to the months, days and/or hours of operation would require the submittal of a new CUP application.
5. The Permittee shall comply with the road authority's (Rome Avenue - Waconia Township AND Hwy 5 – Minnesota Department of Transportation - MnDOT) access requirements, improvements and/or standards, if applicable. Parking along Township and County rights-of-way shall be prohibited. If access via Rome Avenue is required by MNDOT, the Permittee shall comply with the recommendation conditions stated by the Waconia Township Board at their August 28, 2023.
6. Any grading and/or filling activity on the property shall be completed in accordance with the Carver County Water Management Organization (CCWMO) and the Wetland Conservation Act (WCA), if applicable. Any 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 shall comply with all Carver County Shoreland Regulations.
7. 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.
8. The Permittee shall comply with all conditions specified in Variance #PZ20230028 and Variance #10632 regarding the operation of the commercial kennel, operational area location, and property signage.
9. The Permittee shall at all times comply with the County standards as detailed in Chapter 152 – Zoning Code, Chapter 154 – Sign Regulations, Chapter 52 - Subsurface Sewage Treatment System (SSTS) regulations, Chapter 54 – Feedlot regulations, MN State Building Code requirements, and all other applicable local, state, and federal regulations.

ADOPTED by the Carver County Planning Commission this 17th day of October 2023.


Scott Wakefield (Oct 26, 2023 17:19 CDT)

Scott Wakefield, Chairman 10/26/23
Carver County Planning Commission

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.



Carver County Board of Commissioners Request for Board Action



Agenda Item:

Request for approval to contract with CliftonLarsonAllen LLP (CLA) for Auditing Services

Primary Originating Division/Dept:

Meeting Date:

Contact: Title:

Item Type:

Amount of Time Requested: minutes

Presenter: Title:

Attachments: ☐ Yes ☒ No

Strategic Initiative:

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

BACKGROUND/JUSTIFICATION:

Carver County along with 4 other counties went out for a multi-county auditing services RFP. Three responses were received- Baker Tilly, Abdo, and CLA. Based on price, interview, single audit experience, and professional fit with County staff, Finance is recommending to continue with CLA who has been providing auditing services to for the last 5 years. This contract is for auditing services for the 2023- 2027 audit.

ACTION REQUESTED:

Motion to contract with CliftonLarsonAllen LLP (CLA) pending finalization of the contract review process.

FISCAL IMPACT:

If "Other", specify:

FTE IMPACT:

FUNDING

County Dollars =

Total

☒ Insert additional funding source

Related Financial/FTE Comments:

Audit costs are included in the Budget: 2023 Audit- \$66,000, 2024 Audit- \$71,100, 2025-2027 Audit- maximum escalator of 7% per year. Fees include 2 single audit major programs per year.

Office use only:

RBA 2023 - 9423

Carver County Board of Commissioners

Request for Board Action



Agenda Item:

Resolution to Authorize Submittal and Support of Transportation Project Applications to Metropolitan Council's Regional Solicitation

Primary Originating Division/Dept: Public Works - Program Delivery

Meeting Date: 11/14/2023

Contact: Darin Mielke

Title: Deputy County 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:

Every two years the Metropolitan Council solicits funding applications for the Regional Solicitation to distribute federal transportation funds to locally initiated projects serving regional transportation needs. The Metropolitan Council's federal transportation funding is available for Fiscal Year (FY) 2028 and 2029.

Eligible projects compete for funding within three modal categories, each with subcategories: Roadways Including Multimodal Elements; Transit and Travel Demand Management; and Bicycle and Pedestrian Facilities. Staff considered relevant projects for each funding category and recommend submitting projects in the following funding categories: Roadway Strategic Capacity, Roadway Spot Mobility and Safety, Roadway Reconstruction/Modernization, Roadway Traffic Management Technologies, and Multiuse Trails and Bicycle Facilities.

The following nine (9) project applications are recommended to be submitted to the Metropolitan Council's regional solicitation process for federal transportation funding:

Roadways including Multimodal Elements – Roadway Strategic Capacity Expansion Funding Category:

Highway 5 Victoria Mobility and Safety Improvement

- Reconstruct and expand Highway 5 from a two-lane rural highway to a four-lane divided expressway from 80th Street to west of Highway 13 (Rolling Acres Road)

Roadways including Multimodal Elements – Roadway Reconstruction/Modernization Funding Category:

Highway 5/Highway 41 Intersection Reconstruction Project

- - Reconstruct and expand the intersection of Highway 5 and Highway 41 in the City of Chanhassen to improve the safety and operation performance.

Roadways including Multimodal Elements – Roadway Spot Mobility and Safety Funding Category:

Highway 11/Highway 44 Intersection Safety Improvement

- Construct a roundabout at the intersection and reconstruct adjacent portions of Highway 44 and Highway 11 to better serve development and growth in the area.

Bicycle and Pedestrian Facilities – Multiuse Trails and Bicycle Facilities Funding Category:

Highway 13 and Lake Minnetonka Regional Trail Grade Separation Project

- Construction of a grade separated trail crossing of Highway 13 (Rolling Acres Road) and the Lake Minnetonka Regional Trail

Minnesota River Bluffs Regional Trail Connection

- Reconstruct and pave a segment of the Minnesota River Bluffs Regional Trail from Bluff Creek Drive to Highway 14 (Pioneer Trail). Project elements include approximately 2 miles of 10-foot wide, bituminous multi-use trail meeting all ADA requirements and addition of a parking lot and informational kiosk.

The following applications are planned to be submitted within Carver County with letters of support to be issued from the County:

Bicycle and Pedestrian Facilities – Safe Routes to School Funding Category:

- **Hennepin County Highway 82 Safe Routes to School Project**
 - Hennepin County Highway 82 (Mill Street) Carver County Highway 17 from Holly Lane to 2nd Street in the Cities of Excelsior, Shorewood, and Chanhassen

ACTION REQUESTED:

Motion to approve the resolution to support and authorize the County Engineer to submit transportation project applications to the Transportation Advisory Board of the Metropolitan Council for consideration in the 2024 Regional Solicitation funding process and support other local project applications located within Carver County.

FISCAL IMPACT: None

If "Other", specify:

FUNDING

County Dollars =

FTE IMPACT: None

Total

\$0.00

Related Financial/FTE Comments:

Project concepts and cost estimates are being developed for the application deadline of December 15, 2023. The County share and grant request amounts will be determined at that time.

Office use only:

RBA 2023 - 9442

BOARD OF COUNTY COMMISSIONERS CARVER COUNTY, MINNESOTA

Date: November 14, 2023

Motion by Commissioner: _____

Resolution No: _____

Seconded by Commissioner: _____

RESOLUTION TO AUTHORIZE SUBMITTAL AND SUPPORT OF TRANSPORTATION PROJECT APPLICATIONS TO THE METROPOLITAN COUNCIL'S REGIONAL SOLICITATION

WHEREAS, the Metropolitan Council's Regional Solicitation Program provides federal transportation funding for projects as part of the Metropolitan Council's federally-required continuing, comprehensive, and cooperative transportation planning process for the 7-County Twin Cities Metropolitan Area; and

WHEREAS, every two years the Metropolitan Council solicits funding applications for the Regional Solicitation to distribute federal transportation funds to locally initiated projects serving regional transportation needs; and

WHEREAS, the Metropolitan Council is accepting candidate projects for the Fiscal Years (FY) 2028-2029 and providing up to 80 percent of the project construction cost for transportation projects; and

WHEREAS, eligible projects compete for funding within three modal categories, each with subcategories: Roadways Including Multimodal Elements; Transit and Travel Demand Management; and Bicycle and Pedestrian Facilities and the County has identified competitive, eligible projects to submit in the following funding categories: Roadway Strategic Capacity, Roadway Spot Mobility and Safety, Roadway Reconstruction/Modernization, Roadway Traffic Management Technologies, and Multiuse Trails and Bicycle Facilities; and

WHEREAS, the following project applications are recommended to be submitted to the Metropolitan Council's Regional Solicitation process for federal transportation funding:

- A. Highway 5/Highway 41 Intersection Reconstruction Project
- B. Highway 5 Victoria Mobility and Safety Improvement from 80th Street to west of Highway 13 (Rolling Acres Road)
- C. Highway 13 and Lake Minnetonka Regional Trail Grade Separation Project
- D. Highway 11/Highway 44 Intersection Improvement Project
- E. Minnesota River Bluffs Regional Trail Connection from Bluff Creek Drive to Highway 14 (Pioneer Trail)

WHEREAS, these projects are identified in adopted County transportation plans including but not limited to the Arboretum Area Transportation Plan, 2040 Comprehensive Plan, and the Capital Improvement Plan; and

WHEREAS, the County supports the proposed projects and recognizes the local and regional transportation benefits the projects will provide; and

WHEREAS, the Board of Commissioners adopted a ½ percent local option sales tax in May 2017 dedicated for transportation projects, of which several of the projects are eligible to utilize as the required local match. County is committed to meeting the local match requirements per this federal transportation grant program; and

WHEREAS, Carver County is the fastest growing county in Minnesota and completion of these projects are critical to support planned growth for jobs and housing in the area as well as improving safety and relieving congestion; and,

WHEREAS, Carver County has identified transportation system deficiencies, existing poor operating conditions and safety that these projects will address; and

WHEREAS, once funded and constructed, these projects will provide safer, faster, and more reliable movement of goods and people through Carver County and the metropolitan region.

NOW THERE FORE BE IT RESOLVED, that Carver County Board of Commissioners, supports and authorizes the County Engineer, or their designee, to submit the above identified project applications for the Metropolitan Council’s Regional Solicitation.

BE IT FURTHER RESOLVED that Carver County has the legal authority to apply for financial assistance, and the institutional, managerial, and financial capability to ensure matching funds and adequate construction of the proposed project; and,

BE IT FURTHER RESOLVED that Carver County has not violated any Federal, State, or local laws pertaining to fraud, bribery, graft, kickbacks, collusion, conflict of interest or other unlawful or corrupt practice; and,

BE IT FURTHER RESOLVED that Carver County is committed to the local match requirement and if the project costs increase above the amount listed in the applications, Carver County will provide or secure all additional funds necessary to complete the projects; and,

BE IT FURTHER RESOLVED that Carver County will comply with all applicable laws, regulations, and rules of the application; and,

BE IT FURTHER RESOLVED that the sources and uses, private investors, equity, and other financing commitments represented in the applications are accurate.

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 14th day of November, 2023, now on

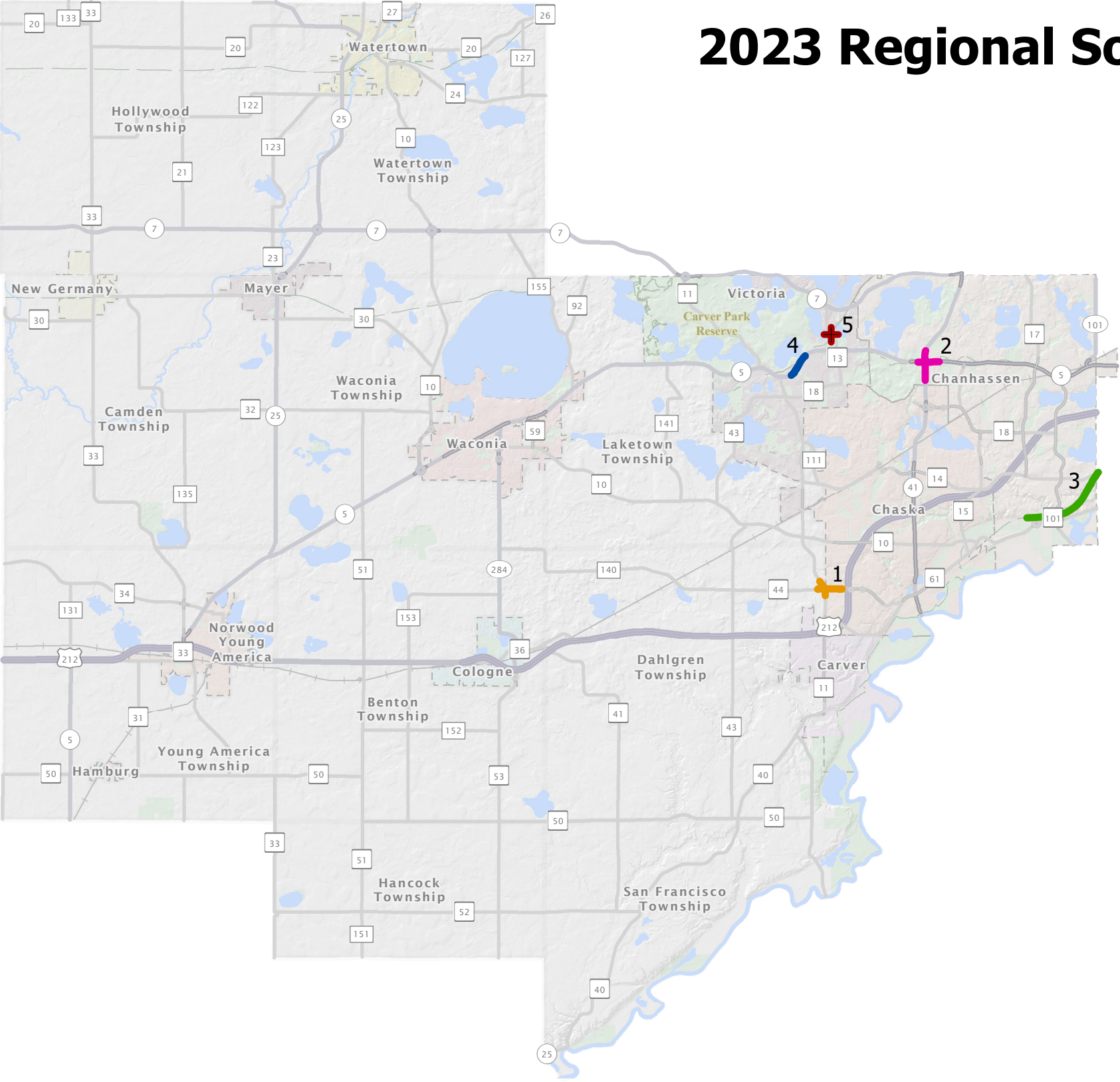
file in the Administration office, and have found the same to be a true and correct copy thereof.

Dated this 14th day of November, 2023.

Dave Hemze
Administrator

County

2023 Regional Solicitation Applications



- Spot Mobility & Safety
- Roadway Reconstruction/Modernization
- Multiuse Trails and Bicycle Facilities
- Strategic Capacity
- Pedestrian Facilities

Ref.	Regional Solicitation Applications	Category
1	Hwy 11/44 Intersection Project	Spot Mobility & Safety
2	Hwy 5/41 Project	Roadway Reconstruction/Modernization
3	Minnesota River Bluffs Regional Trail Project	Multiuse Trails and Bicycle Facilities
4	Hwy 5 Project - Stieger Lake Area	Strategic Capacity
5	Hwy 13/LMRT Grade Separation Project	Pedestrian Facilities

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: 10/30/2023

Carver County Board of Commissioners

Request for Board Action



Agenda Item:

Professional Services Agreement with Gallagher Benefit Services for 2024

Primary Originating Division/Dept: Employee Relations

Meeting Date: 11/14/2023

Contact: Kerie Anderka

Title: Employee Relations Director

Item Type:

Regular Session

Amount of Time Requested: 15 minutes

Presenter: Mia Johnson

Title: Employee Relations Business P...

Attachments: ☐ Yes ☒ No

Strategic Initiative:

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

BACKGROUND/JUSTIFICATION:

This Professional Services Agreement with Gallagher Benefit Services outlines terms related to Gallagher continuing to serve as the County's health insurance benefits broker through December 31, 2024. Gallagher provides the County with employee benefits management consulting services including annual renewal analysis, periodic and annual financial reports, organizational legislative compliance support, carrier marketing and negotiations, day-to-day administrative assistance, employee education, communication materials, and access to benefits-related benchmarking studies. Gallagher is positioned to administer the County's health insurance Request for Proposal (RFP) process for health and dental benefits coverage to be effective January 1, 2025. Approval of this Professional Services Agreement, continuing the existing broker arrangement, facilitates continuity through completion of the RFP process in 2024.

The total cost of this agreement for 2024 is \$43,600.

ACTION REQUESTED:

Motion to approve Professional Services Agreement with Gallagher Benefit Services, pending completion of the Risk and Attorney's Office contract review process.

FISCAL IMPACT: Included in current budget

If "Other", specify:

FUNDING

County Dollars =

\$43,600.00

Total

\$43,600.00

FTE IMPACT: None

Related Financial/FTE Comments:

Office use only:

RBA 2023 - 9460

Carver County Board of Commissioners

Request for Board Action



Agenda Item:

Approval of Charles J. Dahlke Grant Proposal

Primary Originating Division/Dept: Public Services - Library

Meeting Date: 11/14/2023

Contact: Jodi Edstrom

Title: Library Director

Item Type:

Regular Session

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 resident Charles Dahlke donated half of his estate at his death to the Carver County Library to fund creative library enhancement projects. On March 16, 2021, the County Board approved the parameters of the granting process and the grant form.

Per the approved grant parameters, a grant application was written by a staff member in the system. Staff consulted with their branch manager and library director. To ensure public input on projects, a branch manager met with their Friends' group to solicit input on the potential project. The grant proposal was brought forward to the grant board which includes the library director, a branch manager, library board member, friends of the library representative and assistant county administrator. The grant board recommended the grant proposal be brought forward to the library advisory board. Two previous grant projects will be extended and completed in 2024, but do not require additional funding.

The library board reviewed and recommended that the County Board approve the following grant proposal:

-Libros Y Mas: Spanish Language Collection and Programs for Youth: \$13,106 in funds to purchase print and digital Spanish language youth materials and accompanying programming, which would support both Native Spanish speakers and those wishing to learn Spanish as another language.

This project includes funds to increase the library's Seasonal, Temporary, On-Call (STOC) budget for 2024. No additional STOC staff will be needed. However, with additional funds in the budget, we will be able to utilize the STOC employees for more hours.

ACTION REQUESTED:

Motion to approve the following Charles Dahlke grant proposal: Libros Y Mas: Spanish Language Collection and Programs for Youth.

FISCAL IMPACT: Other

If "Other", specify:

proceeds from the estate of Charles J Dahlke

FUNDING

County Dollars =

Charles J. Dahlke estate \$13,106.00

Total \$13,106.00

FTE IMPACT: None

Related Financial/FTE Comments:

Per the grant guidelines, up to \$100,000 per year can be allocated. The total requests are for \$ 13,106.00. Carver County Library received \$1,014,420.61 from the estate of Charles Dahlke. This is the third year of grants. The first-year grants totaled \$38,360.75 and the second year \$91,438.34.

Office use only:

RBA 2023 - 9438

Carver County Board of Commissioners Request for Board Action



Agenda Item:

Professional Services Agreement with Stonebrooke Engineering for the Dakota Rail - Crane Creek Bridge

Primary Originating Division/Dept: Public Works - Parks

Meeting Date: 11/14/2023

Contact: Hope Mack

Title: Parks Administrative Assistant

Item Type:

Ditch/Rail Authority

Amount of Time Requested: minutes

Presenter:

Title:

Attachments: ☐ Yes ☒ No

Strategic Initiative:

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

BACKGROUND/JUSTIFICATION:

The County consultant of Stonebrook Engineering has inspected Bridge R0631, on the Dakota Rail Regional Trail. This bridge is located near the county line of Mcleod and Carver over Crane Creek and is in a state of deterioration. The wooden abutments and wingwalls for the abutments need to be replaced due to their failing condition.

It is requested that the County contract with Stonebrook Engineering for design and construction management services to make needed repairs to Bridge R0631. Stonebrook Engineering is familiar with the bridge and the challenging location of the structure situated in a narrow corridor with limited access.

ACTION REQUESTED:

Motion to approve a Professional Services Agreement with Stonebrooke Engineering pending finalization of the contract review process.

FISCAL IMPACT: Included in current budget

If "Other", specify:

FUNDING

County Dollars =

CCRRA \$29,950.00

Total \$29,950.00

FTE IMPACT: None

☒ Insert additional funding source

Related Financial/FTE Comments:

Per proposal.

Office use only:

RBA 2023 - 9434

Carver County Board of Commissioners

Request for Board Action



Agenda Item:

Authorization To Issue A Special Use Permit To The Southwest Trails Association

Primary Originating Division/Dept: Public Works - Parks

Meeting Date: 11/14/2023

Contact: Martin Walsh

Title: Parks and Recreation Director

Item Type:

Ditch/Rail Authority

Amount of Time Requested: 10 minutes

Presenter: Martin Walsh

Title: Parks and Recreation Director

Attachments: ☐ Yes ☒ No

Strategic Initiative:

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

BACKGROUND/JUSTIFICATION:

The Southwest Trail Association has made a request to use a portion of the Dakota Rail Regional Trail and Carver County Regional Railroad Authority property for snowmobiling from December 1, 2023, to March 31, 2024, snow conditions permitting.

The request is consistent with the 2006 Long Range Plan for the Dakota Rail Regional Trail which recognized the interest by local snowmobile enthusiasts that the trail could serve to provide trail connections.

The proposed route extends from the west county line following the Dakota Rail Regional Trail corridor into the City of New Germany. The alignment of the trail crosses County Road 33 and Adams Street before heading south off the Dakota Rail Regional Trail and Carver County Regional Railroad corridor, connecting with the existing snowmobile trail system.

The Southwest Trail Association has received resolutions of support from Camden Township and the City of New Germany for the snowmobile trail. Also, a representative of the Association has been out contacting property owners along the trail for their awareness and comments.

The County Park Commission is schedule to review and consider a recommendation at it November 8th, 2023, meeting. Staff will present the Park Commission's recommendation at the November 14th County Regional Railroad Authority Meeting.

ACTION REQUESTED:

Motion to approve a Special Use Permit with the Southwest Trail Association upon completion of the review of Risk Management and County Attorney.

FISCAL IMPACT: None

If "Other", specify:

FUNDING

County Dollars =

Total

\$0.00

FTE IMPACT: None

Related Financial/FTE Comments:

Office use only:

RBA 2023 - 9451

Carver County Board of Commissioners

Request for Board Action



Agenda Item:

2024 Ditch Special Assessments

Primary Originating Division/Dept: Property & Financial Services

Meeting Date: 11/14/2023

Contact: David Frischmon

Title: Ditch Administrator

Item Type:

Ditch/Rail Authority

Amount of Time Requested: 15 minutes

Presenter:

Title:

Attachments: ☐ Yes ☒ No

Strategic Initiative:

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

BACKGROUND/JUSTIFICATION:

County and Joint Ditches are periodically inspected, cleaned out, maintained, repaired, etc. under the supervision of the County's Ditch Inspector Mike Wanous who is the District Manager for the Carver County Soil and Water Conservation District. 100% of the out of pocket/direct cost for any drainage system work is assessed to the individual ditch property owners by the Ditch Authority. David Frischmon, Carver County Property and Finance Director, who has been appointed the County's Ditch Administrator, worked with Mike to develop the 2024 Ditch Special Assessment recommendations below.

ACTION REQUESTED:

Motion to approve the recommended 2024 one-year ditch special assessments with 0% interest:

Carver/Mcleod Joint Ditch 5: \$4,434 for the Carver County ditch owner's pro-rata share of a ditch maintenance project that was completed by Mcleod County in 2022.

Carver/Sibley Joint Ditch 21: \$3,608 for the Carver County ditch owner's pro-rata share of a ditch maintenance project that was completed by Sibley County in 2022.

FISCAL IMPACT: Other

If "Other", specify:

See Fiscal Comment below

FUNDING

County Dollars =

Total

\$0.00

FTE IMPACT: None

Related Financial/FTE Comments:

No County levy dollars are used to inspect, clean out, maintain, repair, etc. drainage systems.

FYI: The Carver/Sibley Joint Ditch Authorities approved a Redetermination of Benefits, statutory buffer strip payments and the below ditch special assessments for Joint Ditches 21 & 22 on December 9th, 2022 and for Joint Ditch 24 on February 6th, 2023:

Ditch Assessments under \$250(1)

Ditch Assessments over \$250(2)

Carver/Sibley Joint Ditch 21 \$291.78

\$14,447.45

Carver/Sibley Joint Ditch 22 \$1,076.38

\$30,668.45

Carver/Sibley Joint Ditch 24 \$717.74

\$1,979.76

(1) Joint Ditch Authorities 21, 22 & 24 approved special assessments under \$250 as 1 year with 0% interest rate.

(2) Joint Ditch Authorities 21, 22 & 24 approved special assessments over \$250 as 5 year with 4% interest rate. Carver County ditch owners were notified by mail that they can avoid paying any interest if their pre-payment is received by December 29, 2023.

Office use only:

RBA 2023 - 9449

Carver County Board of Commissioners Request for Board Action



Agenda Item:

Riley Purgatory Bluff Creek Watershed District Update

Primary Originating Division/Dept: Administration (County) ▼

Meeting Date: 11/14/2023

Contact: Dave Hemze

Title: County Administrator

Item Type:

Work Session ▼

Amount of Time Requested: 25 minutes

Presenter: Terry Jeffery

Title: District Administrator

Attachments: ☐ Yes ☒ No

Strategic Initiative:

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

BACKGROUND/JUSTIFICATION:

Terry Jeffery, Riley Purgatory Bluff Creek Watershed District Administrator, will update the County Board on the District's activities including the potential acquisition of property in Hennepin County.

ACTION REQUESTED:

Information only.

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 - 9431

Carver County Board of Commissioners Request for Board Action



Agenda Item:

2024 Legislative Priorities

Primary Originating Division/Dept: Administration (County) ▼

Meeting Date: 11/14/2023

Contact: Dave Hemze

Title: County Administrator

Item Type:

Work Session ▼

Amount of Time Requested: 30 minutes

Presenter: Dave Hemze

Title: County Administrator

Attachments: ☒ Yes ☐ No

Strategic Initiative:

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

BACKGROUND/JUSTIFICATION:

Proposed 2024 Carver County Legislative Priorities are attached for discussion and direction. These priorities have been reviewed by the County Legislative Committee which includes Commissioners Fahey and Workman.

ACTION REQUESTED:

Board direction only.

FISCAL IMPACT: Other ▼

If "Other", specify:

FUNDING

County Dollars =

FTE IMPACT: None ▼

Total

\$0.00

☒ Insert additional funding source

Related Financial/FTE Comments:

Legislative issues have various fiscal impacts, some of which are outlined in the priority document.

Office use only:

RBA 2023 - 9417



LEGISLATIVE PRIORITIES

2024

“

Where the future embraces the past in keeping Carver County a great place to live, work, and play for a lifetime.

LOCAL CONTROL POLICY

The Carver County Board of Commissioners supports local decision-making authority and opposes legislation that removes the ability for local elected officials to respond to the needs of its businesses and constituents or that restricts local decision-making authority.

Locally elected decision-makers hold the best position to determine what health, safety and welfare regulations best serve their constituents. Like State and Federal legislative leaders, local elected officials are held accountable through Minnesota's robust elections process. Ordinances at the local level are enacted only after a comprehensive, legal, and open process.

The public's access to local officials is much easier, as is attending local county board and city council meetings.

Counties are often laboratories for determining public policy approaches to the challenges that face residents and businesses. Preserving local control in our state has yielded widespread benefits such as the 2007 Freedom to Breathe Act, and an amendment to the Minnesota Clean Indoor Air Act.

2024 LEGISLATIVE PRIORITIES

I) ROAD AND BRIDGE

1. 82nd Street Reconstruction Funding
2. Revisit Greenhouse Gas (GHG) Emissions and Vehicle Miles Traveled (VMT) Impact Assessment Legislation
3. Reduce Legal Fees for Property Owners and Local Government Around Public Transportation Projects

II) PARKS AND TRAILS

4. Support for Metro Parks and Trails
5. Support for Phases III Lake Waconia Regional Park

III) HEALTH AND HUMAN SERVICES

6. Mental Health: Adequately Fund Services
7. Targeted Case Management (TCM) Reform
8. MnCHOICES: Tiered Reassessment Methodology

IV) GENERAL GOVERNMENT

9. Employment Law and Labor Relations
10. Unfunded State and Federal Mandates
11. Metropolitan Council Governance Reform

**Item numbering is not a priority listing.*

Provide Funding for 82nd Street Reconstruction

BACKGROUND

Chapter 72 – HF 669 of the 2023 legislature session laws included \$10 million in funding for the Highway 18 Community Connection project which has a total project cost of \$23 million.

The project will upgrade two miles of roadway from gravel to pavement between Bavaria Road and Highway 41 in Victoria, Chanhassen, and Chaska. A trail will be constructed on the north side of the road. A bridge will be constructed to traverse the ravine near Highway 41, which allows for a grade separated pedestrian crossing and ravine restoration. A roundabout will be constructed at the west end of the project at Bavaria Road.

Chapter 72, Article 1, Section 16, Subdivision 10 awarded Carver County or the Cities of Victoria, Chaska, and Chanhassen \$3,760,000 in GO Bond for property or permanent easement acquisition, predesign, and design, of construction of improvements to Carver County State-Aid Highway 18, known as West 82nd Street, from Bavaria Road to marked Trunk Highway 41. This project includes cross streets, off-street trails, a bridge over a ravine and trail, and utility relocations, installations, and connections.

Chapter 72, Article 2, Section 7, Subdivision 5 awarded Carver County or the Cities of Victoria, Chaska, and Chanhassen \$6,240,000 in General Funds for property or permanent easement acquisition, predesign, and design, of construction of improvements to Carver County State-Aid Highway 18, known as West 82nd Street, from Bavaria Road to marked Trunk Highway 41. This project includes cross streets, off-street trails, a bridge over a ravine and trail, and utility relocations, installations, and connections.

Unfortunately, neither grant is eligible for actual construction work due to the final wording included in the legislation. This was an oversight when the second grant (\$6.24M) was awarded.

REQUESTED POSITION

Carver County requests that Chapter 72, Article 1, Section 16, Subdivision 10 and Article 2, Section 7, Subdivision be amended to include construction as an eligible reimbursement expense of the law.

Revisit Greenhouse Gas (GHG) Emissions and Vehicle Miles Traveled (VMT) Impact Assessment Legislation

BACKGROUND

There was a new provision included in the Omnibus Transportation Finance and Policy Bill last session that would require an assessment of greenhouse gas (GHG) emissions and vehicle miles traveled (VMT) for all grade separated interchange projects and capacity improvement projects on the trunk highway system that are not in the Statewide Transportation Improvement Program (STIP) or have not submitted a layout to MnDOT for approval by February 2025. It would apply to capacity expansion projects, which are defined as major highway projects, with a cost of \$15M or more in the metro area and \$5M or more in Greater MN; and adds highway traffic capacity or provides for grade separation at an intersection, excluding auxiliary lanes with a length of less than 2,500 feet. If the project is not in conformance with the GHG and VMT reduction targets, there must be (1) a change in the scope or design of the project and a revised assessment must be performed, (2) interlink sufficient impact mitigation, or (3) halt the project development and disallow inclusion of the project in the STIP. The legislation also created a GHG Emissions Impact Mitigation Working Group, which started meeting in July and a report is due to the Legislature by February 2024. Counties are concerned with the accelerated timeline to achieve the working group's charge, and there are many other concerns with the language and what it means for local governments. Most capacity expansion projects are centered around a known safety issue that is being addressed, which should always be the priority. While studies show that the result of capacity expansion projects often leads to a reduction in GHG, that is not always the case with VMT. The mitigation options listed in the legislation will be challenging to achieve in some parts of the state and the language requires mitigation on a project-by-project basis, instead of on a statewide programmatic level as other states use. While the intent of the legislation is good, there are too many important factors that take time to develop and understand in order to meet the implementation deadline and this needs to be addressed.

REQUESTED POSITION

Carver County supports determining transportation greenhouse gas (GHG) emissions and vehicle miles traveled (VMT) impacts on a statewide programmatic level that considers the differences in mitigation opportunities throughout the state as well as extending the implementation date or deadline until effective evaluation tools can be developed. The county requests exempting projects that are being planned to mitigate known safety issues from GHG and VMT assessment.

Reduce Legal Fees for Property Owners and Local Government Around Public Transportation Projects

BACKGROUND

Carver County requests revisions to Chapter 117, Eminent Domain, to mitigate the legislation's unintended consequences. The 2006 revisions to the law resulted in a significant cost increase to taxpayers and property owners related to attorney's fees, as well as interest payments incurred by agencies implementing public transportation improvements. This places an unreasonable and unintended burden on transportation funding. The modest changes proposed below would give condemning authorities a chance to respond to new information that may come to light in the property owner's appraisal, possibly totally avoiding the need to acquire the property through eminent domain.

REQUESTED POSITION

Change the deadline for a property owner to provide their appraisal from 5 to 45 days before the Commissioners' hearing.

Support for Metro Parks and Trails

BACKGROUND

The 2024 portion of the Metropolitan Council's Regional Park CIP is based on the issuance of up to \$10 million of Metropolitan Council bonds to provide a 40% match to a 2020 State bond request of \$15 million. These result in a 2023 CIP requested total for the Metropolitan Regional Park System of \$25 million.

REQUESTED POSITION

Provide up to \$25 million for the Regional Park CIP for 2022 with \$15 million of State Bonds matched with \$10 million of Metropolitan Council bonds for a combined total of \$25 million for the Metropolitan Regional Parks System.

Support for Phase III Lake Waconia Regional Park

BACKGROUND

Lake Waconia Regional Park is a 160-acre Metropolitan Regional Park, minimally developed, and located on the second largest lake in the Twin Cities area. Carver County received past funding from the State for the phased development of Lake Waconia Regional Park.

In 2018, the County received \$1.5 million of state bonds for Phase I development, which included site grading, installation of municipal utility lines, and construction of roadways and parking lots.

In 2020, the County received an additional \$2.5 million of state bonds for Phase II development to construct a new waterfront pavilion with restrooms, concessions, and to make utility connections.

Carver County provided \$7 million, 70% of the project costs, in local funds towards Phase I and II developments.

REQUESTED POSITION

Provide \$3.264 million in State funds to predesign, design, and construction of a playground, parking lot, picnic shelter walkways and other site amenities at Lake Waconia Regional Park.



Mental Health: Adequately Fund Services

BACKGROUND

There are significant gaps and inadequate capacity in the statewide mental health system to service our Carver County residents, both children and adults. As a result, children are being boarded in hospitals or are sitting in detention settings and adults are languishing in the jail. For children, it has resulted in expensive placements outside of the State to meet their safety and high acuity, complex conditions but at the cost of being displaced from their community and support network. For adults, it has meant serious delays in treatment. Jails and hospitals are not the solution.

The State has the responsibility to be the safety net. Investments must be made to recruit and hire qualified State staff and develop specialized services.

REQUESTED POSITION

- Return bed capacity at State facilities to what it was a decade ago.
- Increase capacity and expand community services to support these individuals after discharge from State facilities.
- Service rates must be established to cover the actual service and staffing costs at all levels of the continuum.
- Incentivize providers to expand and grow programs that already exist.
- Require commercial insurance companies to cover mental health services like IRTS, day treatment, and prevention services like ARMHS.

Targeted Case Management (TCM) Reform

BACKGROUND

Targeted Case Management (TCM) funding is critical to a stable infrastructure to serve the most vulnerable in Carver County. This funding impacts adult and children's mental health, child welfare, and persons with disabilities who live in the community.

Minnesota Department of Human Services establishes and publishes annual rates for each county in mid-July to cover the period of July 1-June 30. The payment is typically half of the rate published as county's remain responsible for the federal medical assistance percentage. The payment rate is a per enrollee, per month for enrollees on Medical Assistance. The State does not fund those residents we serve that are not eligible for Medical Assistance and commercial insurance typically does not fund this work. In 2024-2025, the State will move to a 15-minute incremental billable methodology.

REQUESTED POSITION

- The State must create a fiscal floor that does not harm counties during the initial year.
- The State must establish a long-term rate without a cap that does not reduce the current reimbursement counties receive, covers counties' cost to do the work, and recognizes current workforce challenges in the industry.
- The State must work with counties to clearly define allowable services under TCM.



MnCHOICES: Tiered Reassessment Methodology

BACKGROUND

For many years, the State of Minnesota has attempted to revise the assessment tool that determines service and support eligibility for persons with disabilities or related conditions or older adults (those ages 65+). As the tool moved from a paper document to an electronic assessment (version 1.0) now to version 2.0, it has become clear that assessments are taking significantly longer to complete, and the system requires specialized, trained staff to understand the tool and navigate all the workarounds.

These lengthy assessments are challenging and time-consuming for residents to participate in and at times require multiple visits from the assessor. Many counties, including Carver, struggle to complete the work by State deadlines, given the additional time each assessment now takes and will take for the foreseeable future.

When a consumer is stable, doesn't want, and doesn't need a reassessment, they should be allowed the choice to forego a reassessment for one year. Knowing that if a change in condition occurs, an assessment can be requested and completed early. This would provide relief to a consumer. This change would address county workforce issues, reduce the assessment waitlist, and slow the need to add additional FTEs to complete this work.

REQUESTED POSITION

- Update MN Statute §256B.0911 to allow flexibility and a multi-tiered approach to reassessments.
 - Allow an assessment to be valid for up to two years for stable consumers.

Employment Law and Labor Relations

BACKGROUND

Minnesota statutory changes made during the 2023 legislative session impacted local government's ability to effectively manage its operations and workforce. Provisions imposed increased unfunded state mandates (with direct and indirect costs) and complex administrative requirements in the areas of employment law and labor relations, impacting ability to address and manage benefits and wages as affordable subjects of bargaining, and imposing provisions that reduce local government's ability to effectively manage workforce availability and deliver essential services.

REQUESTED POSITION

Maintain the ability of public sector local government to effectively manage its operations and workforce, including staffing levels, employee leave and benefits programs, and workforce management provisions through the following:

- Mandates – Refrain from creating and instead reduce or eliminate increased state mandates regarding employment law, employee benefits, and labor relations matters, especially additional unfunded requirements with regard to direct and indirect costs and administrative burden.
- Earned Sick and Safe Time (main provisions effective Jan 2024) and MN Paid Family Medical Leave (main provisions effective Jan 2026) – Address concerns relating to administrative complexity, especially in relation to coordination with generous existing public sector leave plans, negotiated benefits, and other leave entitlements. Recognize and address overall impact on ability to ensure appropriate staffing levels and delivery of essential services. Streamline and reduce complexity overall and/or consider local government exemptions from certain provisions.
- PELRA - Address concerns regarding PELRA changes making staffing ratios a negotiable term and condition of employment and elimination of the inherent managerial right to determine number of personnel. Streamline and reduce administrative burden and complexity of mandates requiring local governments to provide expansive reporting to unions as well as coordinate scheduling and manage various requirements (administrative, security, scheduling, logistics, communications) related to expansive union access mandates. Protect the private personal data of public employees by defining parameters for union use and retention of data by unions.
- Cannabis – Clearly prohibit in statute both on- and off-duty use of cannabis for certain defined job types including peace officers, detention/correctional officers, and dispatchers (and potentially additional defined public sector positions such as social workers, probation officers, and others).

Unfunded State and Federal Mandates

BACKGROUND

Carver County opposes State or Federal mandates and costs without full and stable funding. These unfunded mandates unfairly shift financial responsibility to counties.

Examples of more than \$1.7 million in annual, unfunded mandates/funding shifts with the estimated cost to Carver County residents include:

- Unfunded children’s mental-health case management services (non-medical assistance) = \$400,000
- Unfunded adult mental-health case management services (non-medical assistance) = \$115,000
- “Does Not Meet Criteria” notification from State operated facilities = \$324,000
- After-hours coverage as the State “Safety Net” for adult and child protection/mental health crisis = \$350,000
- Civil commitment pre-petition screening process = \$200,000
- Publication of financial statements, County Board meeting minutes, and budget hearing notices = \$15,600
- Providing Federally mandated health benefits to pre-trial inmates = \$100,000
- Various public safety mandates, including emergency management planning and training; 911 dispatch training and equipment requirements; and detention-related costs (underfunded transportation costs, inmate custody boarding costs, inmate programming and mental-health commitment costs) = \$150,000-\$200,000

REQUESTED POSITION

State or Federal legislation not accompanied with commensurate funding be revised or removed. Further, the State Legislature should pass legislation to sunset all county-level mandates, reviewing each legislative item to determine if it should continue or be eliminated. Finally, all legislation impacting local government needs to include a “local impact note” to determine if it increases local government costs.

Metropolitan Council Governance Reform

BACKGROUND

The Metropolitan Council was created to provide for the orderly development of the Twin Cities metropolitan area. It has the responsibility and authority to guide the region's growth and to provide important regional services. However, the council's role in managing growth and infrastructure, and directly operating regional services has changed dramatically over time. At the same time, the role of counties has also evolved.

Increasingly, counties have undertaken direct provision of regional services including hazardous and solid waste management, transit funding and transitway development, regional parks, regional highways, water resources planning and watershed management, greenway and bikeway development, farmland and open space preservation, the regional library system, fiber communications networks, and the 800 MHz radio network.

A regional approach is widely supported, as is the importance of regional collaboration. However, the Metropolitan Council, due to its taxing and policy authority, should be accountable to the residents and taxpayers of the Twin Cities metropolitan area that are impacted by its decisions. It should not operate as a state agency—as it does now—answerable to only the Governor.

The best way to ensure that the interests of all metropolitan area residents are represented is to have a preponderance of council members be locally elected officials. Such a council structure would meet federal guidelines to serve as the region's Metropolitan Planning Organization, a move encouraged by Federal Transit Administration (FTA) and Federal Highway Administration (FHA) and make the council directly accountable to the public.

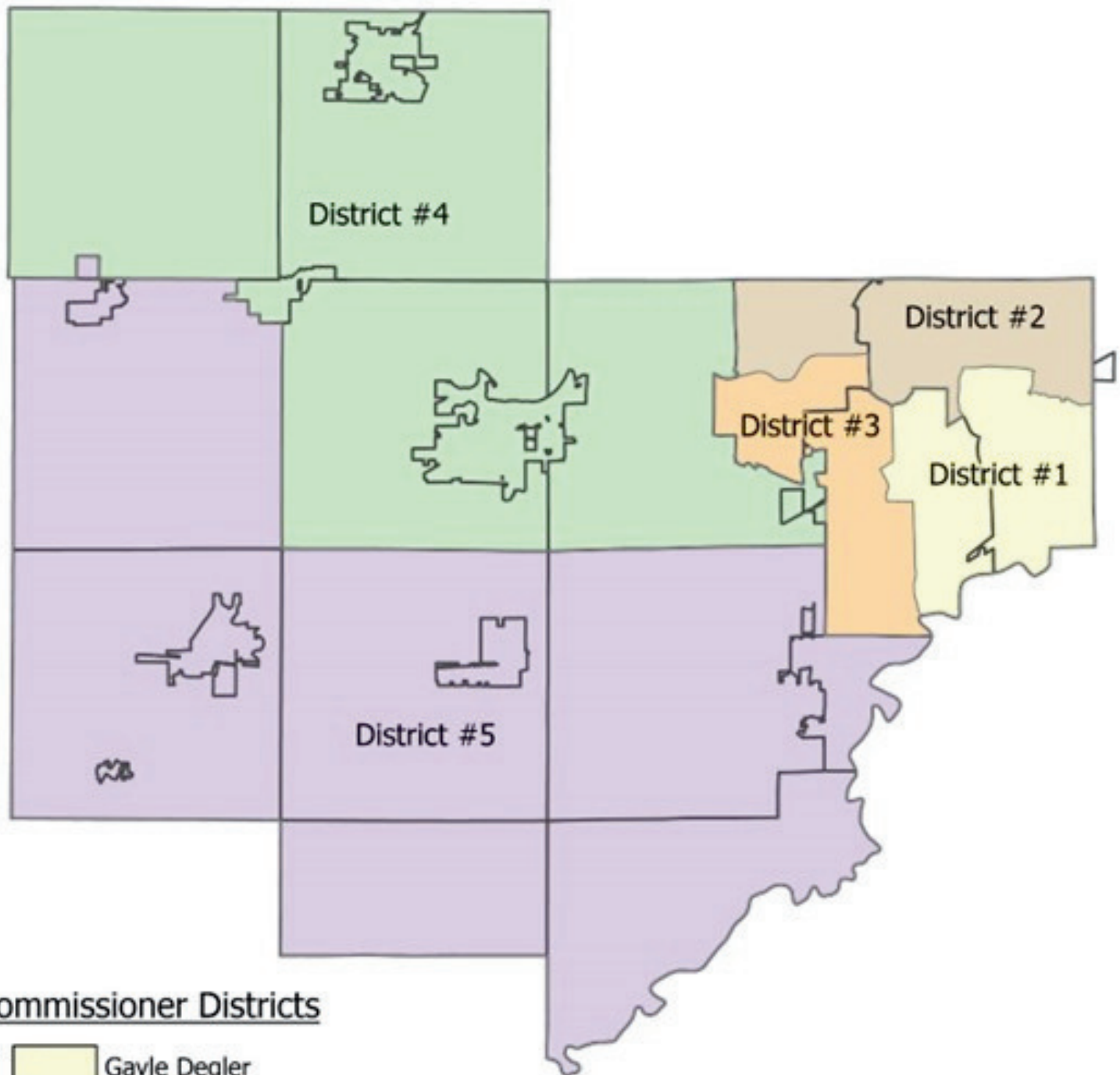
Metropolitan Council Governance Reform *Continued.*

REQUESTED POSITION

Reform the Metropolitan Council by changing its composition so that a majority of its members are elected officials and by requiring staggered terms for the council's members who are not elected officials. To affect the council's transformation, the following five changes should occur:

1. A majority of Metropolitan Council members shall be elected officials who are appointed from cities and counties within the region.
2. Metropolitan cities shall directly control the appointment process for city representatives to the Metropolitan Council.
3. Each of the seven metropolitan counties shall directly appoint their own representatives to the Metropolitan Council.
4. The terms of office of any Metropolitan Council members appointed by the Governor shall be staggered and not coterminous with the Governor.
5. The Metropolitan Council shall represent the entire region.

Carver County Commissioner Districts



Commissioner Districts

- | | |
|---|---------------|
|  | Gayle Degler |
|  | Tom Workman |
|  | Matt Udermann |
|  | Tim Lynch |
|  | John P. Fahey |



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