

**Carver County Leaders Meeting  
April 4, 2017 – 7:30 a.m.  
EOC Room**



Carver County Board of Commissioners  
April 4, 2017  
Regular Session  
County Board Room  
Carver County Government Center  
Human Services Building  
Chaska, Minnesota

PAGE

9:00 a.m.	1.	<ul style="list-style-type: none"> <li>a) <b>CONVENE</b></li> <li>b) <b>Pledge of allegiance</b></li> <li>c) <b>Public comments</b> - <i>Anyone wishing to address the Board of Commissioners on an item not on the agenda may come forward at this time. Please limit your comments to five minutes.</i></li> </ul>	
	2.	Agenda review and adoption	
	3.	Approve minutes of March 21, 2017, Regular Session .....	1-5
	4.	Community Announcements	
9:05 a.m.	5.	<b>CONSENT AGENDA</b>	
		<i>Communities: Create and maintain safe, healthy and livable communities</i>	
	5.1	Securus Inmate Phone Contract.....	6
	5.2	Professional Services Agreement with Blondo Consulting LLC. for Phase II Historical and Archeological Study.....	7
	5.3	Seasonal Temporary On-Call Detention Deputies (STOC).....	8-9
	5.4	Professional Services Agreement with Minntonka Aquatics for Lifeguard Services 2017 & 2018.....	10
		<i>Connections: Develop strong public partnerships and connect people to services and information</i>	
	5.5	Charitable Gambling Application for Exempt Permit-Ridgeview Foundation .....	11
		<i>GROWTH: Manage the challenges and opportunities resulting from growth and development</i>	
	5.6	Designation of CSAH 14.....	12-13
	5.7	Out of State Travel.....	14
	5.8	Harriet D. Thom - Ag Preserve on fewer than 40 acres .....	15-17
		<i>Finances: Improve the County's financial health and economic profile</i>	
	5.9	Law Library MOA.....	18
	5.10	Review Social Services/Commissioners Warrants .....	NO ATT

- 9:05 a.m.    **6. COMMUNITIES: Create and maintain safe, healthy and livable communities**
  - 6.1    Sheriff's Office Employee Recognition Proclamations ..... 19-23
  - 6.2    2017 AIS Program ..... 24-28
  
- 9:25 a.m.    **7. GROWTH: Manage the challenges and opportunities resulting from growth and development**
  - 7.1    Tom Voehl - Agricultural Large Scale Activity ..... 29-35
  
- 9:40 a.m.    **8. CONNECTIONS: Develop strong public partnerships and connect people to services and information**
  - 8.1    Advisory Committee Per Diem Increase..... 36-38

9:50 a.m.    **ADJOURN REGULAR SESSION**

**WORK SESSION**

- 9:50 a.m.    **A. GROWTH: Manage the challenges and opportunities resulting from growth and development**
  - 1.    Master Space Plan Update..... 39

- 10:50 a.m.    **BOARD REPORTS**
  - 1. Chair
  - 2. Board Members
  - 3. Administrator
  - 4. Adjourn

David Hemze  
County Administrator

<b>UPCOMING MEETINGS</b>
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April 11, 2017	No Meeting
April 18, 2017	4:00 p.m. Board Meeting
April 25, 2017	9:00 a.m. Board Work Session

A Regular Session of the Carver County Board of Commissioners was held in the County Government Center, Chaska, on March 21, 2017. Chair Tim Lynch convened the session at 4:01 p.m.

Members present: Tim Lynch, Chair, James Ische, Vice Chair, Gayle Degler, Randy Maluchnik and Tom Workman.

Members absent: None.

Under public participation, Karen Johnson Leuthner, 15735 38<sup>th</sup> Street, Mayer, explained she would be giving the Board and County Attorney information that related to Mr. Linder's request for a CUP for an 820 foot radio tower. She highlighted dates and actions that occurred that identified the height of the tower being a 820 foot, 100,000 watt, FM broadcasting radio tower. She stressed the truth was not told throughout and she would be returning to explain how it dropped to down 659 feet. Leuthner stated she would get professionals involved that would back her and that Linder should be held accountable for what occurred.

The following amendments were made to the agenda:

Delete:

d) New Employee Introduction

Add:

6.1 Exhibit A attachment

6.2 Transportation Tax Work Session and Cablecasting Request for Board Action

Degler moved, Ische seconded, to approve the agenda as amended. Motion carried unanimously.

Maluchnik moved, Workman seconded, to approve the minutes of the March 7, 2017, Regular Session. Motion carried unanimously.

Community announcements were made by the Board.

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

Authorized the submittal of the Safe and Secure Courthouse Initiative grant proposal.

Approved the purchase of a side by side Bobcat UTV from Lano Equipment of Norwood, Inc., for \$10,500 and the Fin T60 Hydroseeder from Trenchers Plus in Burnsville for \$30,000.

Resolution #10-17, Authorizing Offers of Compensation to Landowners for Easements Required for the CSAH 61 Bridge & Roadway, Project #158784.

Resolution #11-17, Carver-Scott Family Homeless Prevention Assistance Program.

Resolution #12-17, Authorizing Payment of a Settlement of Compensation to Landowner for Easements Required for the CR 110 Road Construction, Project #148765.

Resolution #13-17, Cooperative Agreement with the Minnesota Department of Transportation for the CR 110 Construction-Waconia School Phase Project.

Approved issuing a charitable gambling license to Zoar United Church of Christ for a raffle to be held on October 15, 2017.

Reviewed March 14, 2017, Community Social Services' actions/Commissioners' warrants in the amount of \$324,781.45 and reviewed March 21, 2017, Community Social Services' actions/Commissioners' warrants in the amount of \$211,933.79 .

Motion carried unanimously.

Steve Just, Land Management, reviewed Minnesota Solar's request for a community solar garden for up to four megawatts and identified the location. He pointed out the Board's March 7th motion to direct staff to prepare an order for denial and reviewed the proposed findings for the denial.

Michael Krause, Minnesota Solar, explained since they last appeared they did offer to make changes to the project. He reviewed the changes that related to setbacks, screening and additional and ongoing stray voltage testing.

Andrew VanDoorn, Potentia Solar, stated they identified a reputable third party to do the testing and explained they would do testing before and after construction at the operation to ensure there are no changes. In addition, they would do testing at the facility on an annual basis and the results would be available to the County and neighbors. VanDoorn indicated a monitoring system would be installed to detect any issues, they would respond within 48 hours and they proposed setting up an escrow account to make sure there was no loss of revenue. He added they have done everything that has been asked and they were open to any suggestions. He noted, if in the rare instance stray voltage occurred, it would be addressed in a predictable and rapid response.

Karla Vehrs, Esq., representing Minnesota Solar, distributed material that was previously mailed yesterday to the Board. She acknowledged they were disappointed in the outcome of the Board's previous vote but believed there were strong reasons to approve the CUP at today's meeting. She stated the Board's decision needed to be based on facts and the applicant presented facts that addressed all of the considerations they are required to consider. She indicated the Board's decision cannot be based on fears and where the Board has the opportunity to impose conditions on a CUP vs denying a CUP, that is the route it must take. She added the Board is acting in a quasi-judicial capacity in consideration of the CUP and the applicant seeks approval based on the specified standards of the law and facts.

Vehrs stated they have reviewed the findings and believed the findings did not contain any sound bases for the denial. She highlighted each of the the reasons cited in support of the denial and

identified how these concerns would be addressed or did not apply. Vehrs stated she believed they have given careful consideration and thought to all of the concerns but none amount to a legal basis to deny the application. She stressed every one of the standards have been met and to the extent it hasn't, the Board can impose conditions rather than deny.

Degler stated he appreciated the letter submitted that identified how they would address stray voltage. He stated he was disappointed with the appraisal noting it did not appraise property close to Minnesota and the appraiser had not inspected this property.

Vehrs responded community solar gardens are new and, while the appraisal was not speaking to this property, this makes a point generally speaking on a national scale that there are no meaningful impacts on property values from a solar garden. She stated Minnesota law requires a decision based on fact and not on concerns or fears not grounded in fact.

Steve Hanson, EVS Engineering, distributed a memo on stray voltage and stated it has been studied over 30 years with the goal of determining its impact on animals. He identified the common causes that have been found. He stressed properly grounded PV facilities do not create stray voltage. Hanson noted his previous work experience taking floodplain land out of production to improve water quality and he suggested this is a different land use that will benefit the community.

Scott Hoese, 5590 Polk Avenue, Mayer, objected to moving the screening away from the site and putting it on his property that is productive. He referenced the letter he received from Minnesota Solar recognizing the risk for stray voltage was extremely small and pointed out his concern on the uncertainty on the amount of stray voltage. He questioned the escrow if the amount was used up and they had nothing in writing. He stated stray voltage would come into his yard the easiest way and they are at the end of a three phase line. Hoese pointed out this was prime ag land, indicated he had six tile lines and inquired what would occur if a tile line was broken. He stressed that his farm has been in his family for 130 years, that they would like to keep going and stray voltage was an issue for them.

Hoese requested clarification on ownership of the poles and VanDoorn clarified ownership of the infrastructure between the applicant and Xcel.

Doug Hoese, Mayer, stated the opinion on the required feedlot setback was just an opinion, that it was a biased opinion and another attorney could come up with different opinion.

Bob Jax, 12050 Highway 7, referenced property values and stated while he did not have an appraisal to prove lower property values, the applicant has not proven that it will not. He indicated anyone wanting to buy his property would want to live in the country and would not want to see a solar garden.

Yvonne Hoese, 5590 Polk Avenue, Mayer, questioned how many solar gardens have been put next to dairy operations by this company. She stressed ag and dairy operations are different. She stated she

was concerned about the number of solar gardens coming in and the applicants saying there is no stray voltage when they have not placed them next to a dairy farm.

Kathy Anderson, Hollywood Township, stated if this is put in place, it would be taxed as commercial. She noted a year ago there were other solar projects with various company names and inquired if this was the same company. VanDoorn confirmed it was and explained the connection between the companies. Anderson inquired on the number of poles, the height and how many were owned by Xcel. VanDoorn identified the ownership and height of the polls. Anderson commented that these poles would not be able to be screened.

Anderson noted the ordinance definition of temporary structures and that these could not have foundations or tie downs. She indicated there would be thousands of poles in the ground and this does not meet the ordinance. She stated a CUP goes with the land, it does not expire and there was not anything in the application that indicates this is going away in 25 years. She suggested there was no promise of returning this to ag land and this was commercial. She noted the use of ag land and essential uses. She suggested the solar garden does not have to be in Watertown Township or in Carver County. Anderson stated it was possible that the solar garden does not belong there if the applicant cannot show that it needs to be on ag land to supply energy.

Scott Hoese referenced the pamphlet referenced by EVS that suggested that stray voltage could never be eliminated. He questioned the guarantees he would have that the escrow amount proposed would be sufficient to cover his potential losses and what he would need to do to access the account.

Vehrs clarified Minnesota Solar is the same company that has been before the County in the past. She pointed out the feedlot setback has been previously addressed and the escrow could be constantly replenished. She stated if Hoese had been damaged as a result of negligence he would have a claim for those damages. She stated if any tile is broken this could be addressed with the County's water management staff. Vehrs indicated Minnesota Solar wanted to do whatever was in the best interest of the community and neighbors to provide screening and suggested that appearance or visual aspects are not valid considerations to vote to deny.

Michael Krause stated the purpose of the escrow was not to cover all damages but to cover any losses that may occur while corrective action is taken. Discussion followed on how this might be set up and who would control.

Maluchnik inquired if the applicant had other projects or had built by any farms.

VanDoorn noted they had six projects in Minnesota and had financial stability. He indicated one project was by a dairy farm and they have had no issues. He added they are continuing to look for other opportunities in ag areas.

Steve Hanson clarified Potentia Solar are the operators and they do not build to sell. He clarified the number of posts, the height and how they would be installed. He added the same equipment would

be used to install and remove them. VanDoorn clarified they would locate and map out the drain tiles and work around them.

Scott Hoese stated he didn't agree with the escrow amount and stated he could be experiencing a stray voltage problem before it is picked up. Hoese confirmed his number one concern was stray voltage and what he would need to go through to access the escrow account.

VanDoorn stated they do an annual maintenance, verify everything and do infrared testing. He stated projects are designed to avoid these issues. He added these systems are designed to detect issues and if they do detect an issue, they turn themselves off to protect the equipment, the public and the revenue. He indicated they were open to increasing the escrow amount. VanDoorn stressed they wanted to be a good neighbor, would own and operate throughout the contract and recognized a third party escrow could be set up to make it easier to access the funds.

Ische moved, Workman seconded, to adopt the Finding of Fact and issue Order #PZ20160028 for the denial of the Conditional Use Permit, Minnesota Solar.

Degler stated he could not support the motion as, although there were concerns, believed there were ways to address. Maluchnik concurred and believed the applicant addressed the concerns.

Workman, Ische and Lynch reiterated the concerns they expressed at the March 7<sup>th</sup> meeting.

On vote taken on above motion to deny, Ische, Lynch, Workman voted aye. Degler, Maluchnik voted nay. Motion carried.

Commissioner Maluchnik left the room at this time.

Tom Vellenga, Assistant County Administrator, explained a work session was to be held on March 28<sup>th</sup> regarding the transportation tax issue and noted one Board member would be unable to attend. He pointed out work sessions are not videotaped per the Board's Operating Rules. He stated videotaping would allow the Board member to later view it as well as the public.

Workman moved, Degler seconded, to approve taping and cablecasting of the March 28, 2017, County Board work session from calling to order to adjournment. Motion carried.

Degler moved, Workman seconded, to adjourn the Regular Session at 5:44 p.m. Motion carried.

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:**  
**Securus Inmate Phone Contract**

Primary Originating Division/Dept: Sheriff - Jail Services

Meeting Date: 4/4/2017

Contact: Reed Ashpole Title: Commander

Item Type:  
Consent

Amount of Time Requested:  minutes

Attachments:  Yes  No

Presenter:  Title:

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

**BACKGROUND/JUSTIFICATION:**

We have contracted with Securus to provide inmate phone service for a number of years. The service has been reliable and the company has provided quality equipment and service. During the duration of this new agreement we will be providing inmates to a tablet solution for keeping in touch with their families. There is no cost for the county.

**ACTION REQUESTED:**

Approve a motion to allow the Sheriffs office to contract with Securus Technologies for inmate telephone services.

**FISCAL IMPACT:** None   
If "Other", specify:

**FUNDING**  
County Dollars =   
  
**Total**  \$0.00

**FTE IMPACT:** None

Insert additional funding source

Related Financial/FTE Comments:

Office use only:

RBA 2017 - 4571



# Carver County Board of Commissioners Request for Board Action



**Agenda Item:**

**Professional Services Agreement with Blondo Consulting LLC. for Phase II Historical and Archeological Study**

Primary Originating Division/Dept: <input type="text" value="Public Works - Parks"/>	Meeting Date: <input type="text" value="4/4/2017"/>
Contact: <input type="text" value="Sam Pertz"/> Title: <input type="text" value="Parks &amp; Trails Supervisor"/>	Item Type: <input type="text" value="Consent"/>
Amount of Time Requested: <input type="text"/> minutes Presenter: <input type="text"/> Title: <input type="text"/>	Attachments: <input type="radio"/> Yes <input checked="" type="radio"/> No
Strategic Initiative: <input type="text" value="Communities: Create and maintain safe, healthy, and livable communities"/>	

**BACKGROUND/JUSTIFICATION:**

In the Fall of 2016 Carver County contracted with a service provider specialized in historical & archeological study. The contract was established to perform Phase I study of Coney Island of the West in effort to satisfy requirements of both State and Federal Historical Offices. The Phase I study was completed and filed with the State Historic Preservation Office (SHPO) in January of 2017.

SHPO has responded to the County that based on the findings in the Phase I report, the County will need to conduct a Phase II Historical & Archeological study on Coney Island of the West to further understand its historical and archeological significance before the island can be cleaned up and or developed.

Due to efficiencies with knowledge of Coney Island, Phase I work and the acceptance of the submitted report by the State Historic Preservation Office, it is recommended to continue with the current consultant, Blondo Consulting LLC., to complete the Phase II study.

**Funding**

Grant SG -03498 -	\$42,000
2014 County Program Aid	\$40,345
<b>Total</b>	<b>\$82,345</b>

**ACTION REQUESTED:**

Motion to approve the amended Professional Services Agreement with Blondo Consulting LLC. for \$82,345 for a Phase II Historical & Archeological study of Coney Island of the West.

<b>FISCAL IMPACT:</b> <input type="text" value="Included in current budget"/>	<b>FUNDING</b>								
If "Other", specify: <input type="text"/>	<table style="width: 100%;"> <tr> <td style="width: 60%;"><b>County Dollars =</b></td> <td style="width: 40%;"><input type="text"/></td> </tr> <tr> <td>SG - 03498</td> <td style="text-align: right;">\$42,000.00</td> </tr> <tr> <td>2014 County Program Aid</td> <td style="text-align: right;">\$40,345.00</td> </tr> <tr> <td><b>Total</b></td> <td style="text-align: right;"><b>\$82,345.00</b></td> </tr> </table>	<b>County Dollars =</b>	<input type="text"/>	SG - 03498	\$42,000.00	2014 County Program Aid	\$40,345.00	<b>Total</b>	<b>\$82,345.00</b>
<b>County Dollars =</b>	<input type="text"/>								
SG - 03498	\$42,000.00								
2014 County Program Aid	\$40,345.00								
<b>Total</b>	<b>\$82,345.00</b>								
<b>FTE IMPACT:</b> <input type="text" value="None"/>	<input checked="" type="checkbox"/> Insert additional funding source								
Related Financial/FTE Comments:									

# Carver County Board of Commissioners Request for Board Action



**Agenda Item:**

**Seasonal Temporary On-Call Detention Deputies (STOC)**

Primary Originating Division/Dept: Sheriff

Meeting Date: 4/4/2017

Contact: James Olson  Title: Sheriff

Item Type:  
Consent

Amount of Time Requested:  minutes

Attachments:  Yes  No

Presenter:  Title:

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

**BACKGROUND/JUSTIFICATION:**

The Carver County Jail is currently down six (6) full time Detention Deputy FTE's. MN Department of Corrections Rules Governing Adult Detention Facilities requires that there be sufficient staff to complete the duties listed in the post orders (MN Rule 2911.0900 subp. 17). We are currently in the hiring process for these positions and are confident to have them filled by October 1, 2017. We have identified three former employees to bridge the gap until new hires on are on board.

**ACTION REQUESTED:**

The Sheriff is asking to Create STOC detention deputy positions to afford the minimum staffing requirements as mandated by the licensing authority, the MN Department of Corrections.

**FISCAL IMPACT:** Included in current budget

If "Other", specify:

**FUNDING**

County Dollars =  **\$18,500.00**

**FTE IMPACT:** None

**Total**  **\$18,500.00**

Insert additional funding source

**Related Financial/FTE Comments:**

The request is to move \$18,500 (67 12-hour shifts x \$23.01) from 01-201-235-0000-6111 (Salaries and Wages-Permanent) to 01-201-235-9994-6112 (Salaries and Wages-Part time). Also, move the associated FICA expenses of \$1,420 from permanent (01-201-235-0000-6172) to part time (01-201-235-9994-6172).

Office use only:

RBA 2017 - 4574

# Budget Amendment Request Form



To be filled out AFTER RBA submittal

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

Department:

Meeting Date:

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:

DEBIT			CREDIT		
Description of Accounts	Acct #	Amount	Description of Accounts	Acct #	Amount
Salary & Wages-Part time	01-201-235-9994-6112	\$18,500.00	Salary & Wages-Permanent	01-201-235-0000-...	\$18,500.00
FICA	01-201-235-9994-6172	\$1,420.00	FICA	01-201-235-9994-...	\$1,420.00
<b>TOTAL</b>		<b>\$19,920.00</b>	<b>TOTAL</b>		<b>\$19,920.00</b>

Reason for Request:

Request to reallocate budget to temp employment to meet minimum state requirements per James Olson

# Carver County Board of Commissioners Request for Board Action



**Agenda Item:**

**Professional Services Agreement with Minnetonka Aquatics for Lifeguard Services 2017 & 2018**

Primary Originating Division/Dept: <input type="text" value="Public Works - Parks"/>	Meeting Date: <input type="text" value="4/4/2017"/>
Contact: <input type="text" value="Sam Pertz"/> Title: <input type="text" value="Parks &amp; Trails Supervisor"/>	Item Type: <input type="text" value="Consent"/>
Amount of Time Requested: <input type="text" value=""/> minutes Presenter: <input type="text" value=""/> Title: <input type="text" value=""/>	Attachments: <input type="radio"/> Yes <input checked="" type="radio"/> No
Strategic Initiative: <input type="text" value="Communities: Create and maintain safe, healthy, and livable communities"/>	

**BACKGROUND/JUSTIFICATION:**

This agreement with Minnetonka Aquatics is to provide lifeguard services at County beaches of Lake Minnewashta and Lake Waconia Regional Parks. The contracted service arrangement provides lifeguard services in an efficient manner for the County & Parks Department. The County does not hire, train and or directly supervise lifeguards. Minnetonka Aquatics provides necessary training, supervision, scheduling, and wage payments to lifeguard staff.

The recommended 2017-2018 lifeguard services agreement continues the same level service as previous agreements. Lifeguard services will begin June 3rd, 2017 and will conclude August 6th for total of (65) continuous days of service during peak beach season. Staffing is provided seven days a week weather conditions permitting. Hours of service run from 12:00 noon to 6:00 p.m. all days of the week. Cost of 2017 services is not to exceed \$41,037.75.

Minnetonka Aquatics has provided another option for a two-year agreement, allowing hourly service rates to be fixed within the language of the contract for the two year period. This contract agreement would provide savings at \$.30 per hour to the County. This two year agreement provides efficiencies in savings and contract management. Within the two year contract, cost of services for 2018 would reflect 2017 prices. The total contract amount for the two year agreement is not to exceed \$82,075.50.

The agreement addresses the County's typical budgetary process and acknowledges the fact that should funding not be provided, or is reduced for lifeguard services in 2018, the services would be adjusted or terminated all together.

**ACTION REQUESTED:**

Motion to approve a Professional Services Agreement for 2017 and 2018 Lifeguard Services with Minnetonka Aquatics subject to completion of the contract review process.

<b>FISCAL IMPACT:</b> <input type="text" value="Included in current budget"/>	<b>FUNDING</b>
If "Other", specify: <input type="text" value=""/>	County Dollars = <input type="text" value="\$82,075.50"/>
<b>FTE IMPACT:</b> <input type="text" value="None"/>	Total <input type="text" value="\$82,075.50"/>
<input checked="" type="checkbox"/> Insert additional funding source	

**Related Financial/FTE Comments:**

\$41,037.75 per contract year (2017 & 2018) out of Professional Services 520-000-0000-6260. Note: Funds are budgeted for the service in 2017. The 2018 Budget request would reflect the contract amount as agreed. Should changes be necessary to the contract, contract language allows for the agreement to be terminated or adjusted.

# Carver County Board of Commissioners Request for Board Action



**Agenda Item:**  
**Charitable Gambling Application for Exempt Permit-Ridgeview Foundation**

Primary Originating Division/Dept: <input type="text" value="Property &amp; Financial Services"/>	Meeting Date: <input type="text" value="4/4/2017"/>
Contact: <input type="text" value="SARAH RIVERS"/> Title: <input type="text" value="Elections &amp; Customer Service T"/>	Item Type: <input type="text" value="Consent"/>
Amount of Time Requested: <input type="text"/> minutes Presenter: <input type="text"/> Title: <input type="text"/>	Attachments: <input type="radio"/> Yes <input checked="" type="radio"/> No
Strategic Initiative: <input type="text" value="Connections: Develop strong public partnerships and connect people to services and information"/>	

**BACKGROUND/JUSTIFICATION:**

A Charitable Gambling application for Exempt Permit was received from the Ridgeview Foundation. They plan to hold a raffle on June 19, 2017 at Island View Golf Club located at 7795 Laketown Pkwy, Waconia, MN 55387. This applicant has received this same type of license previously.

**ACTION REQUESTED:**

Approval to issue a Charitable Gambling License to the Ridgeview Foundation for a raffle to be held on June 19, 2017.

<b>FISCAL IMPACT:</b> <input type="text" value="None"/> <i>If "Other", specify:</i> <input type="text"/>	<b>FUNDING</b> County Dollars = <input type="text"/>
<b>FTE IMPACT:</b> <input type="text" value="None"/>	Total <input type="text" value="\$0.00"/>
<input checked="" type="checkbox"/> Insert additional funding source	

Related Financial/FTE Comments:

Office use only:

RBA 2017 - 4597

# Carver County Board of Commissioners Request for Board Action



**Agenda Item:**  
**Designation of CSAH 14**

Primary Originating Division/Dept:  ▼

Meeting Date:

Contact:  Title:

Item Type:  
 ▼

Amount of Time Requested:  minutes

Attachments:  Yes  No

Presenter:  Title:

Strategic Initiative:  
 ▼

**BACKGROUND/JUSTIFICATION:**

The CSAH designation allows a highway to draw and access Highway User Distribution Trust Funds (mostly gas tax). In order to make changes to a highway with the CSAH designation, the County Board of Commissioners must pass a resolution describing the proposed route. This designation change must then be approved by the Minnesota Department of Transportation.

On December 11, 2001, the County Board adopted a resolution designating a portion of CSAH 14 from CSAH 11 (Victoria Drive) to State Highway 41 (Hazeltine Blvd.). This adopted designation for CSAH 14 at the time followed a future planned route of CSAH 14 east of Bavaria Road that would be on a new alignment that would go under the Twin Cities & Western Railroad before connecting back into existing Pioneer Trail just west of McKnight Road. This new alignment was never realized and after considerable study by the City of Chaska and Carver County Public Works, it was determined that this new alignment was not needed to meet the needs of the highway users in the area in the future.

A resolution has been developed for the County Board to adopt, that describes the route of CSAH 14 as it currently exists today. The main difference is that CSAH 14 follows Bavaria Road between the northern and southern roundabout intersections with CSAH 14. This portion is currently a Municipal State Aid Street (MSAS) under the City of Chaska. The City of Chaska is agreeable to revoking the MSAS status and allowing Carver County to update the designation of CSAH 14 to reflect the current field conditions. The City of Chaska will be passing a resolution to this effect on April 3, 2017. This route change of CSAH 14 will result in approximately a 1/8 mile increase in Carver County's CSAH mileage.

**ACTION REQUESTED:**

Adopt a resolution designating the route of CSAH 14 in the City of Chaska.

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

**FUNDING**  
County Dollars =   
  
**Total**  \$0.00

**FTE IMPACT:**  ▼

Insert additional funding source

Related Financial/FTE Comments:

Office use only:

RBA 2017 - 4598

# BOARD OF COUNTY COMMISSIONERS CARVER COUNTY, MINNESOTA

Date: \_\_\_\_\_ Resolution No: \_\_\_\_\_  
 Motion by Commissioner: \_\_\_\_\_ Seconded by Commissioner: \_\_\_\_\_

WHEREAS, County State Aid Highway (CSAH) No. 14 is a duly established CR, and

WHEREAS, a portion of the CSAH is needed for County State Aid Highway (CSAH) purposes and should be established, and

WHEREAS, the Commissioner of the Department of Transportation, through its State Aid Office has authorized the route designation of CSAH No. 14. A copy of the State Aid approval is on file with Carver County Public Works, and

WHEREAS, it is appropriate for the County to designate the route of the CSAH and to devote its limited resources to these areas, and

WHEREAS, the County has authority under Minnesota Statute § 162.02 and § 163.11 for establishment, turnback and revocation of county highway corridors.

NOW THEREFORE BE IT RESOLVED, by the County Board of County of Carver, that the following portion, to-wit:

CSAH No. 14 from CSAH No. 11 (Victoria Drive) to Trunk Highway 41 (Hazeltine Boulevard), beginning at a point on CSAH No. 11, also approximately 650 feet southerly of the center of Section 25, Township 116 North, Range 24 West, thence easterly along Pioneer Trail to a point on Pioneer Trail in Section 30, Township 116 North, Range 23 West, thence continuing easterly along the established highway through Sections 30 and 29 of Township 116 North, Range 23 West to the intersection with Bavaria Road, thence continuing southeasterly along the established Bavaria Road to the intersection with Pioneer Trail, thence continuing easterly along Pioneer Trail through said Section 29 and following the established highway to the intersection of Trunk Highway No. 41 (Hazeltine Boulevard) in the City of Chaska.

Is hereby designated as a new CSAH No. 14 route and its former designation as CSAH No. 14 is hereby revoked.

BE IT FURTHER RESOLVED that a copy of this Resolution shall be recorded with the Carver County Recorder by the Carver County Administrator.

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

STATE OF MINNESOTA  
 COUNTY OF CARVER

I, David Hemze, duly appointed and qualified Interim 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 4<sup>th</sup> day of April, 2017 now on file in the Administration office, and have found the same to be a true and correct copy thereof.

Dated this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_\_

\_\_\_\_\_  
 County Administrator

# Carver County Board of Commissioners Request for Board Action



**Agenda Item:**  
**Out of State Travel**

Primary Originating Division/Dept:  ▼

Meeting Date:

Contact:  Title:

Item Type:  
Consent  ▼

Amount of Time Requested:  minutes

Attachments:  Yes  No

Presenter:  Title:

Strategic Initiative:  
 ▼

**BACKGROUND/JUSTIFICATION:**

Tim Sundby is requesting to attend and make a presentation at the 2017 UCOWR Conference in Fort Collins, Colorado, June 13-15, 2017.

The annual conference for the Universities Council on Water Resources (UCOWR) represents an opportunity to learn about the current research and solutions for local surface and groundwater problems. Tim has been invited to present a discussion regarding the role that Carver County has taken in stormwater reuse for irrigation. By highlighting the work being done in the County, our hope is that Mr. Sundby will bring back some good suggestions to make the stormwater reuse program in Carver County even better.

**ACTION REQUESTED:**

Motion to approve out of state travel for Tim Sundby to attend the 2017 UCOWR Conference in Fort Collins, Colorado

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

**FUNDING**

<b>County Dollars =</b>	<input type="text"/>
CCWMO Levy (2017)	\$1,150.00
<b>Total</b>	<b>\$1,150.00</b>

**FTE IMPACT:**  ▼

Insert additional funding source

**Related Financial/FTE Comments:**

National conferences are included in the CCWMO 2017 budget, but this particular conference is somewhat new to the WMO and was not specifically identified. Costs included conference registration, and lodging/travel estimates.

*Office use only:*

RBA 2017 - 4601



# Carver County Board of Commissioners Request for Board Action



**Agenda Item:**

**Harriet D. Thom - Ag Preserve on fewer than 40 acres**

Primary Originating Division/Dept:

Meeting Date:

Contact:  Title:

Item Type:

Amount of Time Requested:  minutes

Attachments:  Yes  No

Presenter:  Title:

**Strategic Initiative:**

**BACKGROUND/JUSTIFICATION:**

Harriet D. Thom owns a 35.96 acre parcel (land only), located in Section 6 of Dahlgren Township. The parcel was recently split from the original 40-acre property (4.04 acres were sold with the residence), which has been enrolled in the Agricultural Preserve Program since 1991. She is requesting the continued designation of the 35.96 acres as an Agricultural Preserve; however, the minimum requirement for administrative approval is 40 acres. The Board has previously adopted standards (Resolution #16-94) for parcels of 20 to 39.9 acres, pursuant to M.S. 473H.03. In general, the land must be at least 75% in agricultural production, and at least 60% prime or good farmland (soils). The property has approximately 90% prime/good soils and 95% that is actively farmed. Dahlgren Township is considered an essential part of the agricultural region in the County. Therefore, upon Board approval, the subject parcel would qualify for continued enrollment in the Ag Preserve Program. A resolution is attached for the Board's consideration.

**ACTION REQUESTED:**

Motion adopting a resolution to designate the 35.96-acre parcel as an Agricultural Preserve.

**FISCAL IMPACT:**

*If "Other", specify:*

**FUNDING**

County Dollars =

**FTE IMPACT:**

**Total**

Insert additional funding source

Related Financial/FTE Comments:

*Office use only:*

RBA 2017 - 4605

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

**A RESOLUTION APPROVING THE DESIGNATION OF A PARCEL AS AN AGRICULTURAL PRESERVE**

Date: April 4, 2017

Resolution #

Motion by Commissioner  
Seconded by Commissioner

=====

WHEREAS, MS 473H.03 provides for the entry of parcels of at least 20 acres and less than 40 acres into the Agricultural Preserve(s) Program provided: the land is predominately SCS Class 1, 2, 3, or irrigated Class 4; the land was at least 20 acres of record on 1 January 1980 or was part of an Agricultural Preserve; the land is considered by the County Board to be an essential part of the agricultural region; the County Board approves by resolution the entry of the parcel(s) into the program, and;

WHEREAS, the County Board has adopted by Resolution #16-94 certain standards for determining whether a parcel is an "essential part of the agricultural region", and;

WHEREAS, Harriet D. Thom has requested that the following individual parcel be declared eligible for designation and renewal as an Agricultural Preserve(s):

TOWNSHIP	PID#	OWNER	# of Acres	% Tillable	Feedlot	% Class 1-3 Soils
Dahlgren Section 6	04.0060920	Thom, Harriet D.	35.96	approx. 95% ag. production	N/A	approx. 90% prime/good

WHEREAS, the above referenced parcel meets the requirements for entry into the Agricultural Preserve Program;

THEREFORE BE IT RESOLVED, the above referenced parcel is hereby approved for entry into the Agricultural Preserve program pursuant to MS 473H.03.

=====

**YES**

**NO**

**ABSENT**

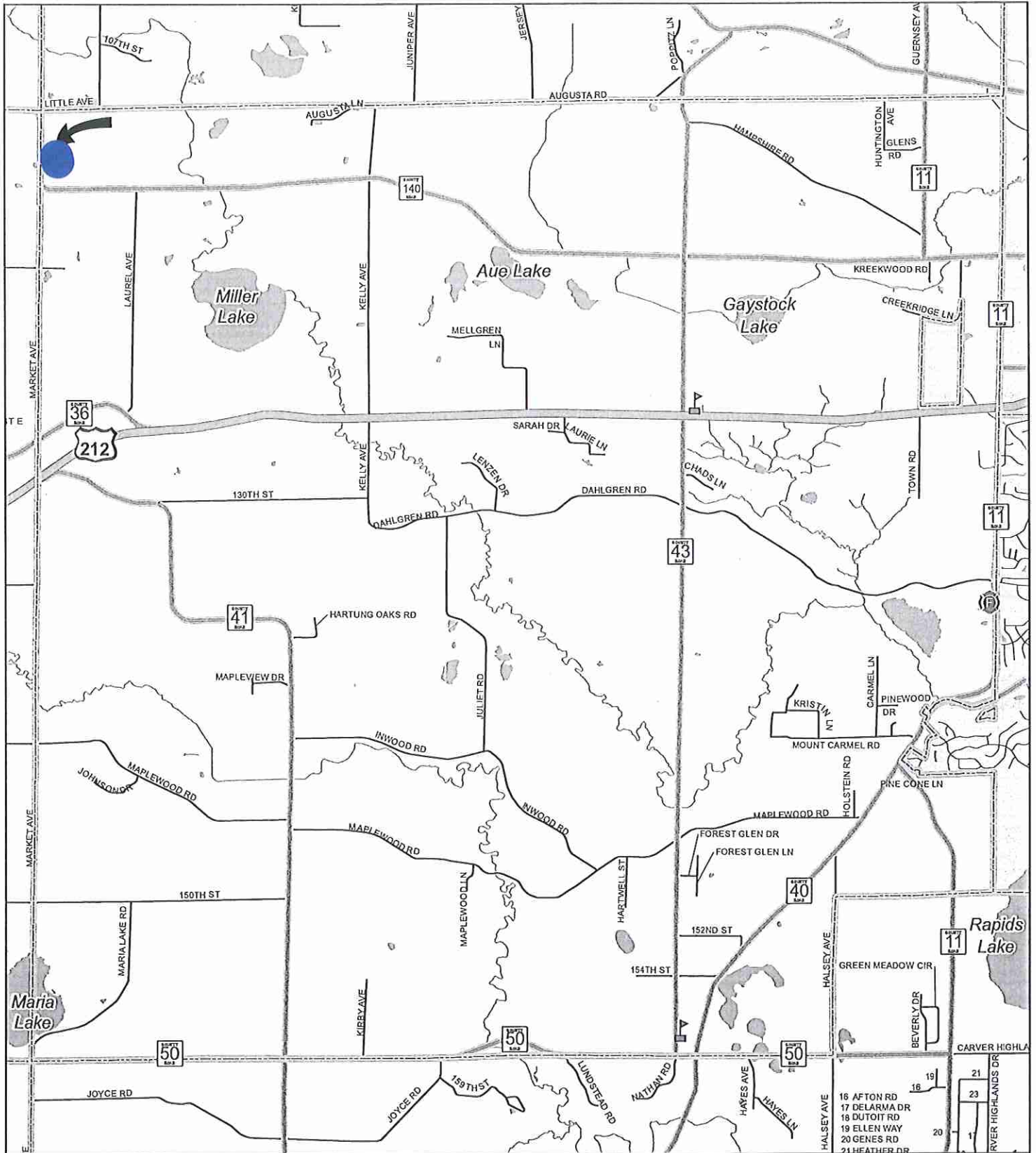
=====

I, Dave Hemze, 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 April 4, 2017 now on file in the Administration office, and have found the same to be a true and correct copy thereof.

Dated this 4<sup>th</sup> day of April, 2017.

\_\_\_\_\_  
County Administrator

# DAHLGREN TOWNSHIP



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



Map Created by Carver County GIS

# Carver County Board of Commissioners Request for Board Action



**Agenda Item:**  
**Law Library MOA**

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 Carver County Law Library is established under Minnesota Statutes Chapter 134A. Governance of the Law Library is provided by a three-member board with a Judge, County Commissioner, and local attorney. The law library is staffed by a Carver County employee. The Law Library receives its revenue from a fee that is collected in petty misdemeanor cases, violations of statute or municipal ordinance, and criminal convictions.

The total sum of fees being collected has been falling, while the expenses have been rising. The Law Library fees are at a point where they are unable to sustain the operating and personnel expenses of the Law Library. Therefore, the County staff and the Law Library Board developed a plan to have the law librarian work part-time in the Law Library.

The County staff met with the law librarian and Union to discuss the plan. We determined that the proposal to reduce the law library FTE from a full-time 1.0 FTE to a part-time 0.8 FTE through June 30, 2018 will satisfy the needs of all parties. Under this plan, the Law Library will continue to maintain its regular hours open to the public, but it will have times when it is not staffed. The Law Library Board approved this proposal of 32 hours per week until June 30, 2018, and the County staff is now recommending the County Board's approval. The County and the Law Library Board will continue to assess operational needs, budget, and service requirements to provide future recommendations on the provision of Law Library services following the period addressed in this proposal.

**ACTION REQUESTED:**

Motion to approve the Law Library Staffing Memorandum of Agreement with Council #65 AFSCME Local No. 2789 and reduce the Law Librarian FTE allocation from 1.0 FTE to 0.8 FTE for the pay period starting on April 10, 2017.

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

**FUNDING**  
County Dollars =   
  
**Total**  \$0.00

**FTE IMPACT:**  ▼

Insert additional funding source

Related Financial/FTE Comments:  
Reduction in FTE from 1.0 FTE to 0.8 FTE.

Office use only:

RBA 2017 - 4602

# Carver County Board of Commissioners Request for Board Action



**Agenda Item:**

**Sheriff's Office Employee Recognition Proclamations**

Primary Originating Division/Dept: Sheriff

Meeting Date: 4/4/2017

Contact: Leslie Michel  Title: Admn Svcs Manager

Item Type:  
Regular Session

Amount of Time Requested: 10  minutes

Attachments:  Yes  No

Presenter: Jim Olson  Title: Sheriff

**Strategic Initiative:**

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

**BACKGROUND/JUSTIFICATION:**

April 9<sup>th</sup> – 15<sup>th</sup> is National Public Safety Telecommunications Week. The week has been designated to recognize and honor the men and women who provide the vital link between those in need of help and our Police-Fire-EMS responders.

The first full week of May is National Correctional Officers' Week. This week has been designated to recognize and honor the men and women who perform the difficult task of supervising the County's inmate population and are professionals in the effective administration of justice.

May 6<sup>th</sup> – 12<sup>th</sup> is designated as National Nurses Week by the American Nurses Association. Professional nursing has been demonstrated to be an indispensable component in the safety and quality of care of incarcerated inmates.

May 15<sup>th</sup> – 21<sup>st</sup> is designated as National Police Week by the Congress of the United States and May 15<sup>th</sup> is designated as Peace Officer Memorial Day. This is a time to honor our law enforcement officers, the guardians of life and property and their dedication to the preservation of life, liberty, and the pursuit of happiness.

**ACTION REQUESTED:**

Motion to approve and authorize Proclamations.

**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 2017 - 4572

**PROCLAMATION  
PUBLIC SAFETY TELECOMMUNICATIONS WEEK 2017**

**WHEREAS**, Carver County's dedicated 9-1-1 dispatchers serve the citizens of the Carver County area 24 hours a day, 7 days a week, by answering calls for police, fire and emergency medical services, by coordinating and dispatching the appropriate public safety assistance as quickly as possible; and

**WHEREAS**, professional 9-1-1 dispatchers work to improve the emergency response capability of these communications systems through their dedication, leadership, training and participation in related public safety activities that enhance 9-1-1 services; and

**WHEREAS**, the services and functions performed by 9-1-1 dispatchers is a vital link between our citizens and our emergency services providers; and

**WHEREAS**, the week of **April 9<sup>th</sup> – 15<sup>th</sup>, 2017** has been set aside nation-wide to recognize 9-1-1 telecommunicators, call takers and dispatchers for the crucial role they play in the protection of life and property for all citizens.

**NOW, THEREFORE, BE IT RESOLVED** that we, the Carver County Board of Commissioners, do hereby acknowledge the week of **April 9<sup>th</sup> – 15<sup>th</sup>, 2017** as “**Public-Safety Telecommunicators Week**” in Carver County in honor and recognition of the valuable contribution made by our 9-1-1 Dispatchers to the safety and well being of our citizens.

---

Tim Lynch, Chair  
Carver County  
Board of Commissioners  
April 4, 2017

**PROCLAMATION  
NATIONAL CORRECTIONAL OFFICERS WEEK 2017**

**WHEREAS**, in 1984 President Reagan signed Proclamation 5187, creating “National Correctional Officers’ Week”; and

**WHEREAS**, the first full week in May is recognized as National Correctional Officers and Employees Week, commemorating the contributions of correctional officers and personnel who work in jails, prisons, and community corrections across the county; and

**WHEREAS**, the Carver County Sheriff’s Office supports the proposition that the men and women who perform the difficult task of supervising the County’s inmates deserve this recognition; and

**WHEREAS**, the Carver County Sheriff’s Office recognizes that our detention staff are professionals equal in status and importance to other professionals in the effective administration of justice.

**NOW, THEREFORE, BE IT RESOLVED** that we, the Carver County Board of Commissioners, do hereby acknowledge the first full week of May as “**National Correctional Officers’ Week**” in Carver County in honor of the dedicated professionals who work in the jail and supervise the County’s inmate population.

---

Tim Lynch, Chair  
Carver County  
Board of Commissioners  
April 4, 2017

**PROCLAMATION  
NATIONAL NURSES WEEK 2017**

**WHEREAS**, the nearly 3.1 million registered nurses in the United States comprise our nation's largest health care profession, and

**WHEREAS**, the depth and breadth of the registered nursing profession meets the different and emerging health care needs of the American population in a wide range of settings, and

**WHEREAS**, the Carver County Jail is mandated to provide medical care to our inmate population, and

**WHEREAS**, in April of 2009, the jail health nurses became an important part of the Carver County Sheriff's Office and the delivery of medical services to the inmates, and

**WHEREAS**, professional nursing has been demonstrated to be an indispensable component in the safety and quality of care of incarcerated inmates, and

**WHEREAS**, along with the American Nurses Association, the Carver County Sheriff's Office has declared the week of **May 6<sup>th</sup> – May 12<sup>th</sup>, 2017** as NATIONAL NURSES WEEK with the theme "***Year of the Healthy Nurse***" in celebration of the ways in which registered nurses strive to provide safe and high quality patient care and map out the way to improve our health care system.

**NOW, THEREFORE, BE IT RESOLVED** that we, the Carver County Board of Commissioners, ask that all residents of this state/community join them in honoring the registered nurses who care for all of us.

**NOW, THEREFORE, BE IT RESOLVED** that we call upon the citizens of Carver County to celebrate registered nursing's accomplishments and efforts to improve our health care system and show our appreciation for the nation's registered nurses not just during this week, but at every opportunity throughout the year.

---

Tim Lynch, Chair  
Carver County  
Board of Commissioners  
April 4, 2017



**PROCLAMATION  
POLICE WEEK 2017**

**WHEREAS**, the Congress and President of the United States have designated May 15th, as Peace Officers' Memorial Day, and the week in which May 15th falls as National Police week; and

**WHEREAS**, the members of the Carver County Sheriff's Office play an essential role in safeguarding the rights and freedoms of Carver County; and

**WHEREAS**, it is important that all citizens know and understand the duties, responsibilities, hazards, and sacrifices of their law enforcement officers, and that members of our law enforcement agency recognize their duty to serve the people by safeguarding life and property, by protecting them against violence and disorder, and by protecting the innocent against deception and the weak against oppression; and

**WHEREAS**, the men and women of the Carver County Sheriff's Office unceasingly provide a vital public service.

**NOW, THEREFORE, BE IT RESOLVED** that we, the Carver County Board of Commissioners, call upon all citizens of Carver County to observe the week of **May 15th – 21st, 2017 to be Police Week** in which all of our people may join in commemorating law enforcement officers, past and present, who, by their faithful and loyal devotion to their responsibilities, have rendered a dedicated service to their communities and in so doing have established for themselves an enviable and enduring reputation for preserving the rights and security of all citizens.

**NOW, THEREFORE, BE IT RESOLVED** that we call upon all citizens of Carver County to observe **May 15th, as Peace Officers' Memorial Day** in honor of those law enforcement officers who, through their courageous deeds, have made the ultimate sacrifice in service to their community or have become disabled in the performance of duty, and let us recognize and pay respect to the survivors of our fallen heroes.

---

Tim Lynch, Chair  
Carver County  
Board of Commissioners  
April 4, 2017

# Carver County Board of Commissioners Request for Board Action



**Agenda Item:**  
**2017 AIS Program**

Primary Originating Division/Dept:  ▼

Meeting Date:

Contact:  Title:

Item Type:  
 ▼

Amount of Time Requested:  minutes

Attachments:  Yes  No

Presenter:  Title:

Strategic Initiative:  
 ▼

**BACKGROUND/JUSTIFICATION:**

Since 2012, Carver County has been administering an Aquatic Invasive Species (AIS) program, which has included watercraft inspections, watercraft decontamination services, education, and monitoring. The program continues to evolve, but the inspection program and overall budget will be similar to the 2016 program. Agreements with the City of Chanhassen and the Minnehaha Creek Watershed District (MCWD) will again be a part of the program's budget and operation. A summary of the proposed 2017 AIS program is attached. The staff is requesting several motions below.

**ACTION REQUESTED:**

1. Motion to approve the 2017 AIS program, budget, and related budget amendments.
2. Motion to authorize the Chair to sign the agreements with the City of Chanhassen and the Minnehaha Creek Watershed District pending completion of contract review.
3. Motion to approve the delegation agreement with the MN Dept of Natural Resources pending completion of contract review.

**FISCAL IMPACT:**  ▼

If "Other", specify:

**FTE IMPACT:**  ▼

**FUNDING**

<b>County Dollars =</b>	<b>\$0.00</b>
City of Chanhassen	\$51,501.00
MCWD	\$28,838.00
CCWMO Levy (2017)	\$50,000.00
Initiave Fdn. Grant	\$10,000.00
State Aid AIS funds 2017	\$126,092.00
State Aid AIS rollover	\$69,693.00
<b>Total</b>	<b>\$336,124.00</b>

Insert additional funding source

**Related Financial/FTE Comments:**

A budget amendment is needed for the City of Chanhassen and MCWD agreements and to update the revenue projection for state program aid which had been estimated for the 2017 Adopted Budget. A budget amendment has been recommended for rollover of unspent 2016 state aid. . The remaining funding sources are included in the current budget.

*Office use only:*

RBA 2017 - 4600

## Memo

**To:** County Commissioners, David Hemze  
**From:** Paul Moline, PWM Manager  
**Date:** March 22, 2017  
**Re:** 2017 County AIS Program Summary  
**CC:** Tom Vellenga

---

The following is a summary of the proposed 2017 Carver County Aquatic Invasive Species (AIS) Program. The staff is proposing a program similar to what was in place for 2016 with adjustments that reflect changes as follows:

- Reduced Minnehaha Creek Watershed District (MCWD) partnership funding from 100% to 50%
- Increased WMO funding – \$10K
- New program to clean aquatic vegetation around boat ramps
- Enhanced inspector training
- Enhanced citizen monitoring & education

### Proposed Watercraft Inspection Service Model

- County partners with Cities and Watershed Districts to determine Level of Inspection Service
- Service is provided to lakes that have public accesses within the County<sup>1</sup>
- Dedicated Inspection Service for High Priority Lakes
- Roving Inspection Service for other Priority Lakes
- 19 Weeks of “Base Level” Service
  - Fishing Opener to Mid-September
  - 35 Inspectors Level I and II
  - 2-3 Seasonal “Lead” Inspectors plus AIS FT Coordinator
  - Decontamination Service Provided
- Extended Service provided on high priority lakes per MCWD and City of Chanhassen Agreements
- Carver County Water Management Organization Lakes
  - Lake Waconia, Lake Bavaria, Hydes Lake, Reitz Lake, Eagle Lake
- Minnehaha Creek Watershed District Lakes
  - Lake Minnewashta, Piersons Lake, Lake Wasserman
- City of Chanhassen Lakes
  - Lake Susan, Lake Ann, Lotus Lake

Proposed Decontamination Service

- Provided mid-May through October
- SERVICE OFFERED FREE to all users
- Service provided at Waconia East Access

Inspection Partnership Agreements

- Minnehaha Creek Watershed District Lakes
  - Total Cost \$57,726
  - Lake Minnewashta: Cost Share - MCWD 50%, State AIS Prevention Aid 50%
    - Cost includes funds from Lake Minnewashta Preservation Association
    - Extended Service at Lake Minnewashta
  - Roving Lakes: Cost Share - MCWD 50%, State AIS Prevention Aid 50%
    - Funding reduced from 100% in 2016
    - Cost includes funds from Piersons Lake Association
- City of Chanhassen Lakes
  - Agreement Similar to 2016 - Total Cost \$53,501
  - Cost includes funds from Lotus Lake Assoc. & RPBCWD
  - Extended Service at Lotus Lake

AIS Program Operating Revenue and Expenditure Summary

<b>2017 AIS Funding Revenue</b>		
County Prevention Aid	\$ 126,092	
Carver County WMO	\$ 50,000	
City of Chanhassen	\$ 51,501	
Lake Minnewashta Association	\$ 2,483	**
Piersons Lake Association	\$ 1,355	**
Minnehaha Creek (MCWD)	\$ 28,838	
Initiative Foundation Grant	\$ 10,000	
Rollover	\$ 69,693	
<b>TOTAL</b>	<b>\$ 339,962</b>	

\*\* Lake Association funds pending agreements.

<b>2017 AIS Estimated Expenditures</b>	
County WMO Watercraft Inspections	\$ 50,000
Minnehaha Creek Watercraft Inspections	\$ 57,676
City of Chanhassen Watercraft Inspections	\$ 53,501
AIS Coordination (staff)	\$ 72,000
Lead Inspector Coordination (staff)	\$ 14,000
Decontamination Operation	\$ 23,092
Rollover (one-time expenses)	\$ 69,693
<i>Rapid Response</i>	\$ 20,000
<i>Monitoring</i>	\$ 10,000
<i>Access Veg Mgmt</i>	\$ 10,000
<i>Education (incl. signage)</i>	\$ 10,000
<i>Training</i>	\$ 4,200
<i>Equipment</i>	\$ 5,000
<i>Contingency</i>	\$ 10,493
<b>TOTAL</b>	<b>\$ 339,962</b>

#### 2017 County Prevention Aid Breakdown

	<b>Amount</b>
AIS Coordination (staff)	\$ 72,000
Lead Inspector Coordination (staff)	\$ 14,000
Minnewashta cost-share	\$ 15,000
Chanhassen cost-share	\$ 2,000
Roving lakes cost-share	\$ 10,000
Decontamination hours	\$ 13,092
<b>TOTAL</b>	<b>\$ 126,092</b>

<sup>1</sup>MN Statute 477A.19, Subd. 3. **Use of proceeds.** A county that receives a distribution under this section must use the proceeds solely to prevent the introduction or limit the spread of aquatic invasive species at all access sites within the county. The county must establish, by resolution or through adoption of a plan, guidelines for the use of the proceeds. [Emphasis added.]

# Budget Amendment Request Form



To be filled out AFTER RBA submittal

Agenda Item: 2017 AIS Program

Department:

Meeting Date:

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:

DEBIT		
Description of Accounts	Acct #	Amount
Salaries and Wages-Part time	01-123-120-5021-6112	\$68,582.00
Medicare	01-123-120-5021-6162	\$994.00
FICA	01-123-120-5021-6172	\$4,252.00
AIS Program Aid	01-123-120-5021-5227	\$6,511.00
<b>TOTAL</b>		<b>\$80,339.00</b>

CREDIT		
Description of Accounts	Acct #	Amount
Local Funding	01-123-120-5021-...	\$80,339.00
<b>TOTAL</b>		<b>\$80,339.00</b>

Reason for Request:

To add revenue and expenditure budget for the 2017 AIS program agreements with the City of Chanhassen and Minnehaha Creek Watershed District, and to update the revenue projection for 2017 state program aid for AIS.

# Carver County Board of Commissioners Request for Board Action



**Agenda Item:**

**Tom Voehl - Agricultural Large Scale Activity**

Primary Originating Division/Dept:

Meeting Date:

Contact:  Title:

Item Type:

Amount of Time Requested:  minutes

Attachments:  Yes  No

Presenter:  Title:

**Strategic Initiative:**

**BACKGROUND/JUSTIFICATION:**

File #PZ20170006. The Planning Commission recommended approval of Tom Voehl's request for a Conditional Use Permit (CUP) for an agricultural/agri-tourism business (Avery's Apples), located in Section 35 of Hollywood Township. In 2015, Mr. Voehl received CUP #PZ20150031 for the business. His current request is to expand the operation with a winery and two new commercial buildings. He is also requesting year-around operations (now only April 15th to November 30th), and the ability to have amplified music in the insulated structure(s) until 11 p.m. (vs. 8 p.m. now). Hollywood Township did not provide a formal recommendation; however, the supervisors' comments were primarily supportive at the public hearing.

**ACTION REQUESTED:**

Motion to adopt Findings of Fact and issue Order #PZ20170006 for the issuance of the Conditional Use Permit.

**FISCAL IMPACT:**

*If "Other", specify:*

**FUNDING**

County Dollars =

**FTE IMPACT:**

**Total**

Insert additional funding source

Related Financial/FTE Comments:

*Office use only:*

RBA 2017 - 4604

**COUNTY OF CARVER**  
***PLANNING COMMISSION RESOLUTION***

**FILE #: PZ20170006**

**RESOLUTION #: 17-02**

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

**FILE #:** PZ20170006

**APPLICANTS/OWNER:** Thomas Voehl

**SITE ADDRESS:** 5570 Tacoma Ave & 5480 Tacoma Ave Mayer, MN 55360

**PERMIT TYPE:** Ag. Related Business, Large Scale Activity

**PURSUANT TO:** County Code, Chapter 152, Sections 152.080 C(6) & C(7)

**LEGAL DESCRIPTION:** See attached Exhibit "A"

**PARCEL #:** 06-035-0300 & 06-035-0313

**WHEREAS**, said application was duly considered at a public hearing held by the Carver County Planning Commission at its regular meeting of March 21, 2017; and,

**WHEREAS**, the Carver County Planning Commission finds as follows:

1. Tom Voehl, owns approximately 66.72 acres located in the Northeast Quarter (NE¼) of Section 35, Hollywood Township. The acreage is divided into two (2) separate parcels, 15.04 acres which is improved with an existing farmstead (house and several agricultural type structures) and 51.68 acres with an existing barn, apple orchard, and agricultural production land. The sites are located in the Agriculture Zoning District, partially in the Shoreland Overlay District of a protected tributary (County Ditch 9), and the CCWMO – Crow River watershed.
2. Conditional Use Permit (CUP) #PZ20150031 was approved on August 4, 2015, authorizing the applicant to operate an agricultural based Large Scale Activity (Avery’s Apples) on the subject property.
3. The applicant is requesting an amended (new) CUP with expanded operations, pursuant to Sections 152.080 C(6) & C(7) of the Carver County Code.
4. Mr. Voehl’s current CUP allows for the operation of a Large Scale Activity Business (recreational/educational, agri-tourism activity with an agricultural retail component) with the continuation of the apple orchard and pumpkin growing, as well as retail sales and seasonal activities such as a corn maze, hay rides and petting zoo. He is also allowed to host weddings and/or other special events during regular business hours, as follows: *“The Avery’s Apples operation shall be permitted to be open to the general public April 15<sup>th</sup> through November 30<sup>th</sup>, seven (7) days a week (9:00 a.m. to midnight.”* Also, the existing CUP states: *“Events with music shall be allowed within the approved business hours of operation. Unless it is a reviewed and approved special event, any and all amplified music shall cease at 8:00 p.m.”*
5. The applicant has submitted an updated operational plan and site plan describing/illustrating his vision of the apple orchard and vineyard (proposed winery), which would include 2 new commercial buildings (approx. 5,000 sq. ft. and 2,600 sq. ft. in size). He identifies the following key changes in his request:
  1. *Replace 2 existing barns with new climate controlled commercial buildings.*
  2. *Add a Winery to our CUP with the same hours and season.*
  3. *Extend our operating season to year round to support the Orchard and Winery.*
  4. *Extend amplified music hours to 11pm inside our fully insulated HVAC controlled buildings.*
  5. *Increase the number of daily trips and people on the property to 750 as there could be overlap between the different businesses at different times of the year. (Orchard, Winery, Event).*




6. The proposed operations would continue to be seasonal in nature, and 90% of the items sold in the retail portion of the business would need to be grown on-site. The applicant has indicated that off-season activities would generally be on weekends, and limited to the commercial building(s). The applicant is requesting amplified music until 11:00 p.m.; however, any amplified music/sound between the hours of 8:00 – 11:00 p.m. would be inside one of the insulated buildings. Mr. Voehl has submitted supplementary information in an effort to address questions and concerns regarding noise. The new facility would be located approximately 900 feet from the nearest home located to the southeast. The applicant's position is that noise would not negatively impact any of the neighbors.
7. The applicant indicates that expanded operations would be designed to accommodate up to 750 customers/guests, at a given time, with the majority of the activities taking place on weekends. The applicant does not anticipate the need for additional (regular) employees, based on his original estimate of 6-12 on weekends. However, employees such as contracted vendors (e.g. caterers & servers) and security personnel would be necessary for various events. He is proposing 90 new parking stalls in the central portion of the property, and overflow parking is available on-site to accommodate additional vehicles (300±) as needed. It is likely that shuttle busses would be utilized for events and gatherings such as weddings.
8. The Hollywood Town Board reviewed the request during their March 13, 2017 Town Board meeting with no recommendation. The Town Board's comments at the hearing were primarily supportive of the operation.

**THEREFORE, BE IT RESOLVED,** THAT The Carver County Planning Commission hereby recommends the issuance of Conditional Use Permit #PZ20170006 for a Large Scale Activity on the land described in Exhibit "A" of the permit application. This permit would supersede CUP #PZ20150031, which would be considered null and void. The Planning Commission further recommends that the following conditions be attached to 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/operators are encouraged to contact Land Management as early on in the timeline of the proposed change as possible.
2. The Avery's Apples (Large Scale Activity Business) shall operate in accordance with the operational letter(s) and site plans (dated: 6/26/2015, and as amended 3/14/2017). These plans shall be considered requirements of this permit. Prior to the issuance of any building permits for additional/remodeled buildings, discussion with Land Management is necessary for a determination as to whether an application for amendment or similar consideration is warranted. The operation shall maintain that (90) ninety percent of the retail products offered for sale from the property are grown on-site.
3. Permittee shall comply with any road access requirements and/ or maintenance, as determined by Hollywood Township or the responsible road authority (i.e. dust control, grading, or similar issues). Permittee shall enter into a Road Usage Agreement with Hollywood Township prior to the issuance of any building permit.
4. The operation shall be limited to a maximum of 750 persons at a given time. Any special event proposed with greater than 750 persons, and/or outside of the normal business hours of operation, shall require an Administrative Special Use Permit. Said permit shall be subject to review by the Hollywood Town Board (road authority approval), the Land Management Department, and final approval by the County Board of Commissioners pursuant to Section 152.074 of the Carver County Zoning Code.
5. Events with music shall be allowed within the approved business hours of operation. Outdoor amplified music/sound shall cease at 8:00 p.m., unless it is a reviewed and approved in accordance with the special event provisions. Amplified music/sound shall be allowed until 11:00 p.m., exclusively inside the fully insulated "HVAC" controlled building(s), as specified in the operational plan.
6. All buildings/structures utilized by the operation must meet the State Building Code. A Certificate of Occupancy must be issued before retail sales or events commence within the interior of any structure.

7. The existing structure(s), not utilized for the business, shall be used only by the occupant(s) of the residence and/or property owner for agriculture, personal storage, hobbies, recreation, entertainment, family uses, private maintenance and repair activities, and for the keeping of animals and appurtenant equipment and supplies, and as otherwise regulated by this Ordinance.
8. The Permittee is responsible to the Minnesota Department of Agriculture, and to any other County, State or Federal agencies, for maintaining the required permits and licensure for any retail, food production and growing operations. The Permittee shall submit copies of all required permits and licenses to Carver County Land Management annually.
9. The Permittee shall maintain a conforming Subsurface Sewage Treatment System pursuant to Chapter 52 of the Carver County Code to accommodate any restroom(s) and/or wastewater produced within the structure(s) utilized as part of the business operation.
10. The Permittee shall comply at all times with the County standards as detailed in Chapter 152 – Zoning Code and Chapter 154 – Sign Regulations. The Permittee shall not exceed the allowed square footage of signage per property. Any proposed signage within public road right-of-way must be approved by the local road authority.
11. The Permittee shall submit proof of Workers Compensation or an affidavit stating that they do not have any employees.

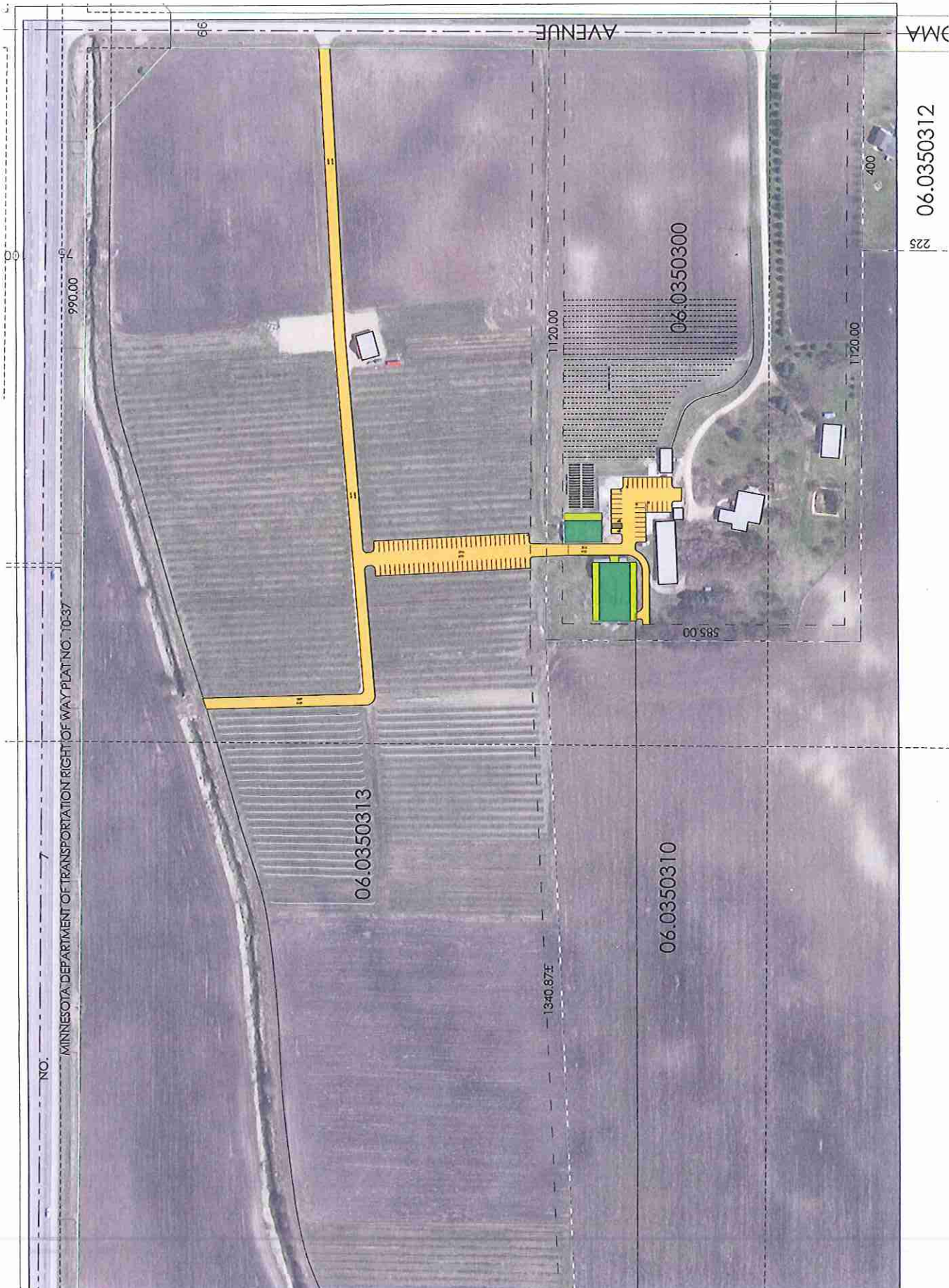
**ADOPTED** by the Carver County Planning Commission this 21<sup>st</sup> day of March, 2017.

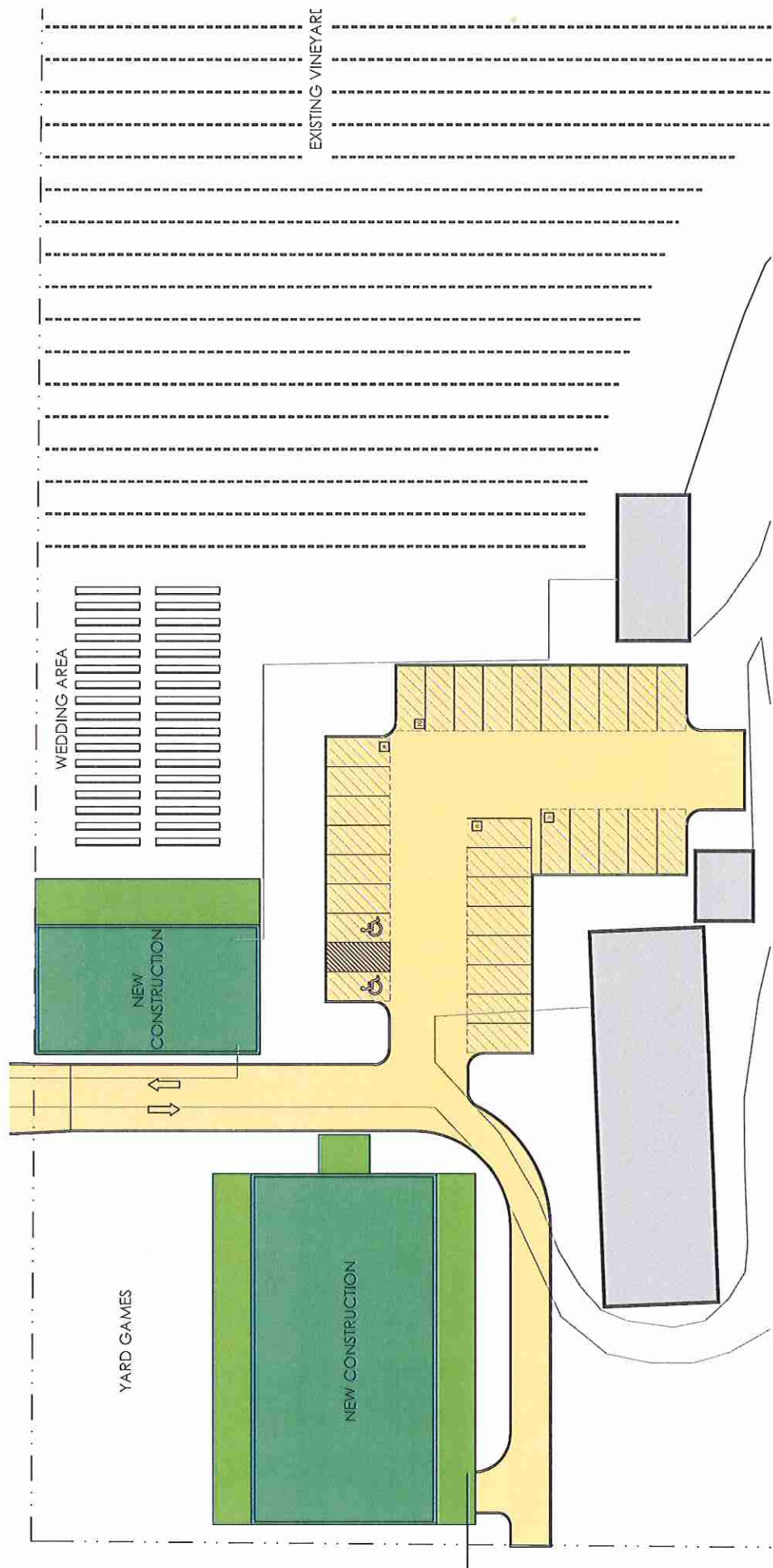
DocuSigned by:  
  
C49E5600A5C3414...  
Jim Burns  
Planning Commission Chair

3/23/2017 | 9:48:11 AM PDT



SITE RECORD





PROPOSED SITE LAYOUT  
1" = 30'-0"

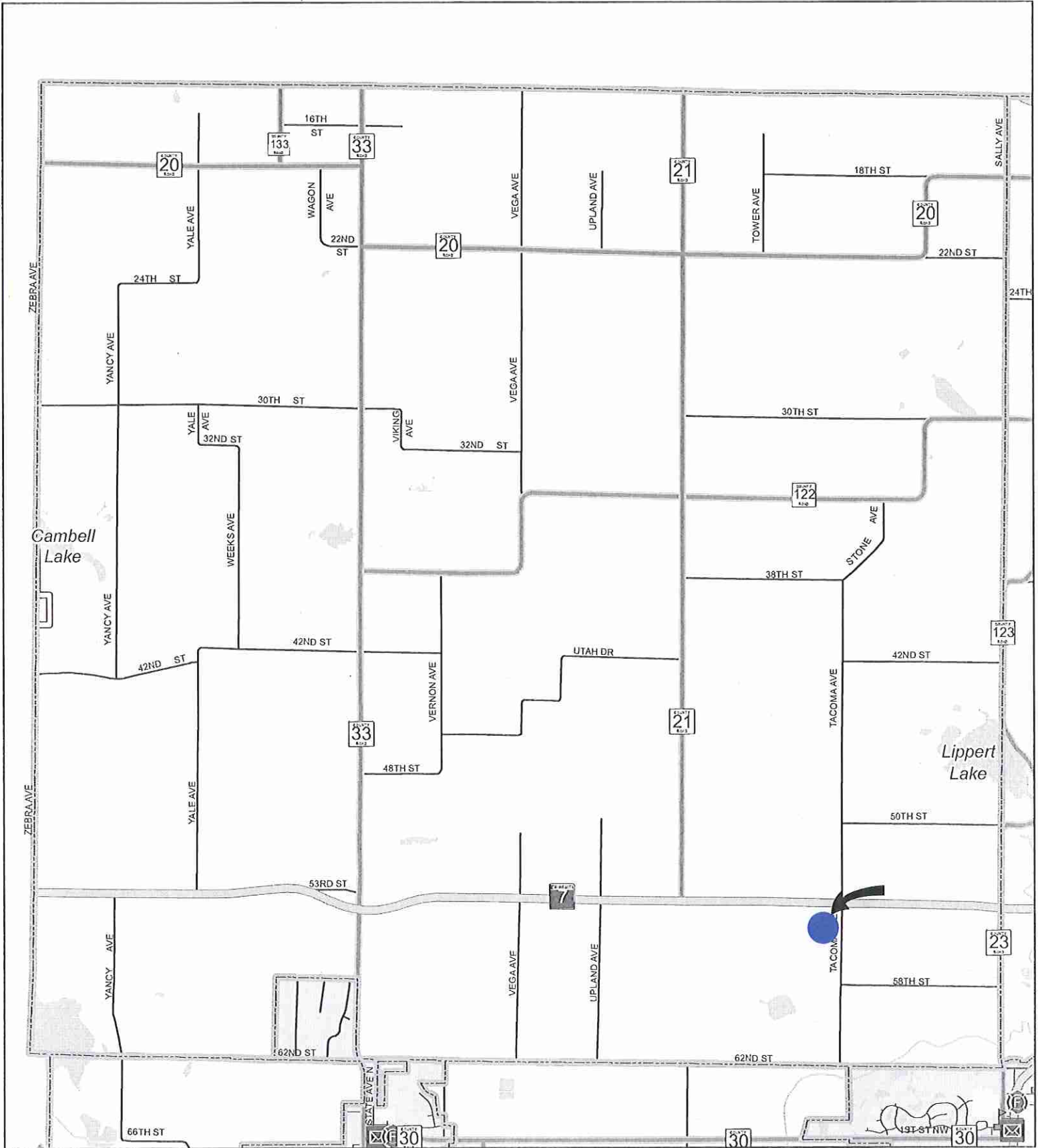
PROJECT: TACOMA  
DATE: 2/27/17  
DRAWN BY: SP  
CHECKED BY: JK

TACOMA SITE

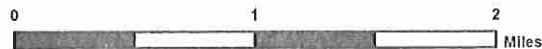


235 W. MAIN STREET, SUITE 201  
WACONIA, MN 55387  
952.451.9763

# HOLLYWOOD TOWNSHIP



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



# Carver County Board of Commissioners Request for Board Action



**Agenda Item:**

**Advisory Committee Per Diem Increase**

Primary Originating Division/Dept: Administration (County)

Meeting Date: 4/4/2017

Contact: Dave Hemze  Title:

Item Type:  
Regular Session

Amount of Time Requested:  minutes

Attachments:  Yes  No

Presenter:  Title:

**Strategic Initiative:**

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

**BACKGROUND/JUSTIFICATION:**

A summary of per diems paid to advisory committees and various Boards in the metro counties is attached. Based on this information, an increase of \$10 is recommended for all Carver County Advisory Committee per diems. This would change the per diem rate from \$40 to \$50. The Planning Commission and Board of Adjustment per diem rates are already set at \$50.

**ACTION REQUESTED:**

Motion to set all advisory committee meeting per diem rates at \$50 effective May 1, 2017.

**FISCAL IMPACT:** Included in current budget

If "Other", specify:

**FUNDING**

County Dollars =  **\$3,300.00**

**FTE IMPACT:** None

**Total**  **\$3,300.00**

Insert additional funding source

**Related Financial/FTE Comments:**

Annual impact is estimated at \$5,000. The above estimated amount of \$3,000 is based on the 8 months remaining in 2017 and will be covered by existing Divisional budgets. The increase for 2018 will be included in the 2018 budget.

Office use only:

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County	Per Diem Paid	Mileage Paid
Anoka	\$55 Rice Creek Watershed District members \$50 Coon Creek Watershed District, Personnel Board of Appeal and Library Board members \$40 Board of Adjustment, Extension and Children and Family Council members \$25 Community Health Committee members	Watershed Districts expenses reimbursed as incurred, mileage not paid for other committees
Dakota	\$35 “The majority of Dakota County Advisory Committees pay \$35 for attendance at regular and special meetings – no mileage. The Special Board of Appeal and Equalization pays \$175 per day or \$87.50 per half-day plus mileage reimbursement for attendance at meetings.”	No
Carver	\$50 Planning Commission and Board of Adjustment, \$40 for all other advisory committees	Yes
Scott	\$50 All Hazards Committee Board of Adjustment/Planning Advisory Commission (the same individuals are appointed to both) Community Corrections Advisory Board Community Development Agency Extension Committee Human Services Resource Council Library Board of Advisors Lower Minnesota River Watershed District Board of Managers Mental Health Local Advisory Council Parks Advisory Commission Personnel Board of Appeals Prior Lake-Spring Lake Watershed District Board of Managers Scott Watershed Management Organization Planning Commission Solid Waste Advisory Committee Vermillion River Watershed Joint Powers Board	Yes
Washington	\$35 <ul style="list-style-type: none"> <li>• Audit Committee</li> <li>• Board of Adjustment and Appeals</li> <li>• Child Protection Citizen Review Panel</li> <li>• Community Corrections Advisory Board</li> </ul>	Yes

	<ul style="list-style-type: none"><li>• Community Development Block Grant Citizens Advisory Committee</li><li>• Family Homelessness Prevention and Assistance Advisory Committee</li><li>• Groundwater Advisory Committee</li><li>• Historic Courthouse Advisory Committee</li><li>• Library Board</li><li>• Mental Health Advisory Council</li><li>• Minnesota Extension Service</li><li>• Parks and Open Space Commission</li><li>• Personnel Board of Appeals</li><li>• Planning Advisory Commission</li><li>• Workforce Development Board</li></ul>	
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# Carver County Board of Commissioners Request for Board Action



**Agenda Item:**  
**Master Space Plan Update**

Primary Originating Division/Dept:  ▼

Meeting Date:

Contact:  Title:

Item Type:  
 ▼

Amount of Time Requested:  minutes

Attachments:  Yes  No

Presenter:  Title:

Strategic Initiative:  
 ▼

**BACKGROUND/JUSTIFICATION:**

Joined by the County's lead contracted architect, the staff will provide an update on the Master Space Planning project, focusing on the architects' inventory of current space and projections of space needs through 2035.

**ACTION REQUESTED:**

None. The staff update is for informational purposes.

**FISCAL IMPACT:**  ▼

*If "Other", specify:*

**FUNDING**

County Dollars =

**FTE IMPACT:**  ▼

**Total**

Insert additional funding source

Related Financial/FTE Comments:

*Office use only:*

RBA 2017 - 4595