

Carver County Board of Commissioners August 15, 2017 Regular Session County Board Room Carver County Government Center Human Services Building Chaska, Minnesota

PAGE

4:00 p.m.	1.	a) b) c)	CONVENE Pledge of allegiance Public comments - 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. Introduction of New Employee
	2.	Agend	da review and adoption
	3.	Appro	ve minutes of July 25, 2017, Special Session2-5
	4.	Comn	nunity Announcements
4:05 p.m.	5.	CONS	SENT AGENDA
		<i>servic</i> 5.1 5.2 5.3 5.4	ections: Develop strong public partnerships and connect people to less and information Application for a 1 Day to 4 Day Temporary On-Sale Liquor License for St. Peter Lutheran Church
			th: Manage the challenges and opportunities resulting from growth evelopment Professional Services Agreement with Kennedy & Graven for the TH 41 Expansion Project

		Highway 18	
		Highway 212 Expansion Project from Cologne to Carver 50-53 5.17 Resolution Establishing a School Zone Speed Limit on CSAH 11 at	
		5.17 Resolution Establishing a School Zone Speed Limit on CSAH 11 at Ironwood Drive for the new Carver Elementary School	
		5.18 Conversion of Background investigator FTE to Senior Background	
		Investigator FTE57-58	
		Culture: Provide organizational culture fostering accountability to achieve goals and sustain trust/confidence in County government	k
		5.19 Appointment of Carver County Surveyor	
		5.20 Approval of the 2017-2018 Teamsters Detention Deputies / 911 Dispatchers TAC Officer Collective Bargaining Agreement)
		5.21 Request for Approval of Memoranda of Agreement with Teamsters	
		Local 320 Regarding the Transfer of the Emergency Communications	
		Supervisor Classification to the Teamsters Detention Sergeant Bargaining Unit61	
		Finances: Improve the County's financial health and economic profile	
		5.22 Contract with Interstate Power Systems Inc	
		5.23 Abatements/Additions	
		5.24 Veteran Services Enhancement Grant	
4:10 p.m.		ADJOURN REGULAR SESSION	
		WORK SESSION	
4:10 p.m.	A.	FINANCES: Improve the County's financial health and economic profile 1. 2018 CDA Budget and Levy	
4:40 p.m.		BOARD REPORTS	
		1. Chair	
		2. Board Members	
		3. Administrator 4. Adjourn	
		+. Adjourn David Hemze	
		County Administrator	

UPCOMING MEETINGS

August 22, 2017

August 22, 2017

September 12, 2017

9:00 a.m. Board Work Session
6:00 p.m. Meeting with Legislative Delegation at Lake Waconia Regional Park Picnic Shelter
No Meeting
9:00 a.m. Board Meeting
9:00 a.m. Board Meeting
No Meeting



Agenda Item:	
Collin Leck Service Desk Dispatcher, Information Technology	
Primary Originating Division/Dept: Public Services - IT	Meeting Date: 8/15/2017 Item Type:
Contact: Jim Running Title: Infrastructure	Manager New Employee Intro
Amount of Time Requested: 5 minutes Presenter: Peter Henschel Title: Chief Information Strategic Initiative:	n Officer Attachments: OYes No
Culture: Provide organizational culture fostering accountability to achieve go	als & sustain public trust/confidence in County government
BACKGROUND/JUSTIFICATION: Collin Leck began his service on July 17, 2017 as an IT Service Des Board of Commissioners. ACTION REQUESTED: Please welcome Collin Leck to the County.	Dispatcher. He filled a vacancy. We will introduce him to the
FISCAL IMPACT: None	FUNDING
If "Other", specify:	County Dollars =
FTE IMPACT: None Related Financial/FTE Comments:	Total \$0.00 Insert additional funding source
Office use only:	
RBA 2017 - 4877	

A Special Session of the Carver County Board of Commissioners was held in the County Government Center, Chaska, on July 25, 2017. Chair Tim Lynch convened the session at 9:00 a.m.

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

Members absent: Randy Maluchnik.

Under public comments, Karen Johnson Leuthner, 15735 38th Street, Mayer, clarified she did not represent Hollywood Township Board, any elected officials or staff. She referenced the ordinance that was recently amended regarding solar gardens. She stated this affected all of Carver County and questioned if the Board members, that do not have the burden of solar gardens within their districts, should be voting on this. She stressed solar panels were dirty, unsafe and asked for a moratorium.

She pointed out the Hollywood Township radio tower was allowed to be located in a wetland and the citizens were not told. She suggested the County did not respect wetlands. She referenced the two studies done on the site by engineers with differing conclusions, with one of the engineers not visiting the site. She believed it was time to protect the people and indicated she would be supplying information to the County Attorney.

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

Ische moved, Degler seconded, to approve the minutes of the July 18, 2017, Regular Session. Motion carried unanimously.

Community announcements were made by the Board.

The Board considered a motion for stay of enforcement of the decision granting CUP PZ20160033 pending resolution of the appeal in A17-0099.

Jay Squires, Esq., clarified he was representing the County and underlying case which is a challenge to the Board's decision to grant the CUP to DG Minnesota for a large solar energy system. He explained the Petitioner was requesting a stay of enforcement of the Board's decision during the dependency of the appeal. He reviewed the rule that allowed this request. He recommended the Board give each side up to 15 minutes to present their position and following that he would review his recommendation.

Matthew Duffy, Esq., clarified he represented the relators and property owners challenging the appeal to the Minnesota Court of Appeals. He stated they were asking the Board to reject DG Minnesota's reply to their reply memorandum. He stated the reasons they were here were because of the concerns of the property owners for DG Minnesota's failure to comply with the CUP as drafted. He stated stays are allowed when there is a significant public interest

Duffy stated construction began in April, 2017, and DG Minnesota was accessing the site from Oxford Avenue. He indicated MnDOT required the construction of a turn lane off Highway 7 and

that has not been begun. Duffy stated the CUP required construction of that turn lane. He indicated relators are concerned these failures to comply with the CUP will continue to occur and strict compliance will be ignored. He stated Rule 115.03 Subd 2(b) allows for stays in the interest of public safety.

He noted DG Minnesota's request for a bond and stated no documentation was provided for the requested bond amount and the suggested the costs were speculative. He indicated even with a stay the most DG Minnesota would be entitled to is the difference in costs between the present value of what the construction would be vs the future value of what construction value would be. He suggested \$6,500 would be a more reasonable amount for any bond amount; that Minnesota Law requires DG Minnesota to mitigate damages and they have failed to honor that duty under law. He stated a stay was in the best interests of the public because of the failure to comply with the CUP issued by the Board. Duffy requested, if there was consideration of a bond amount, that an evidentiary hearing be held to vet out the proper amount.

Todd Guerrero, Esq., representing DG Minnesota, stated the stay should be denied under the standards that guide these proceedings. He indicated if there was stay it would likely cause great harm to the applicant and if there was no stay there would be no harm to the appellant in this case. He stated, if there was any inclination to grant a stay, there would need to be a bond and the \$6,500 amount was absurd given this was a multi-million dollar project. He referenced the evidence provided in Ms. Eberhardt's affidavit. He noted the standard by which the Board is to evaluate the motion is a balance of interests.

He stated an appeal was highly unlikely to be successful and Courts give County land use decisions significant deference. He indicated the proceedings were deliberate, the Board's decision was supported by the facts and the County has rebutted each of the Petitioner's arguments. He stated if the appeal were successful the applicant has posted a decommissioning bond and the issuance of a CUP means the petitioners cannot be harmed. Guerrero stated the applicant is taking the construction risk and there would be no harm to the petitioners. He stated they followed the rules related to the bond and a stay would impose great harm upon the applicant. He pointed out the project must be completed by February, 2018 and failure to meet that deadline could risk the loss of the project. He concluded the balance of interest falls in favor of a denial.

He stated Rule 108.02, (Subd 1) was very clear on the bond requirement and stays are allowed only if security is posted. He added the appellant bears the burden of demonstrating adequacy of security and the value of the security must protect the value of nonappealing party. He stated the rules are clear and petitioners have ignored them. He stated economic risk is to borne by the appellant to discourage vexatious litigation and seeking a stay of the project without posting adequate security is irresponsible. He referenced the affidavit of Ms. Eberhardt that the missed deadlines could result in the loss of the project.

Guerreo indicated, with respect to the use of Oxford Avenue, there was a miscommunication between the landowner and subcontractor. He indicated no construction was taking place as they did not yet have a building permit. He asked that the Board follow staff and counsel's recommendation.

Squires stated it was necessary for the Board to adopt Findings as either party could challenge the decision. He stated the two issues addressed in the findings were the propriety of the motion and the merits of the request. He pointed out the standard to be applied is the balancing of interests. He recognized the concerns of the petitioners that the site may not be restored and pointed out the decommissioning that was required and related security. He indicated, if the panels would need to be removed, it was reasonable to conclude the removed panels would have value and that the security that exists would be adequate. He stated, when the Board reached these conclusions the County would be protected in assuring the site would be restored to its preconstruction condition. He pointed out the balancing of interests that restoration would occur against the concern that DG could lose the project. He recommended the Board adopt the findings of fact, conclusions and order that were presented to the Board to deny the motion.

Guerrero clarified, at this point, the February 2018 date is rigid. He indicated there was no certainty that date would be extended and they have no other date. He recognized the applicant is taking on a great risk and was willing to take that risk. He added they felt confident they would get a favorable decision in the Court of Appeals. He stated they needed to construct before the ground freezes. He acknowledged they are taking that risk voluntarily and if it did not work out, they will decommission it.

Joe Hamel, DG Minnesota, clarified the building permit was currently under review. Hamel stated there was a miscommunication on the use of Oxford Avenue. He clarified, since then, they have provided a haul route plan, made it clear to the contractors and are proceeding with the permit from MnDOT.

Ische moved, Degler seconded, to deny Petitioner's Motion for Stay of Enforcement of the Decision dated November 22, 2016, granting the Conditional Use Permit Pending Resolution of the Appeal in A17-0099 and to adopt and execute the proposed Findings of Fact, Conclusions and Order.

Workman acknowledged the Board gets in the middle of this disagreement and the issue was waiting for a Court of Appeals decision. He stated the taxpayers of Carver County should not get involved in this.

Degler stated he would support the motion because the Board needs to weigh the two sides and who is going to receive the greater damages.

Ische concurred with Degler, recognized the previous Findings the Board adopted and stated he intended to support the motion.

Lynch pointed out he voted against this three times but this was a different situation. He recognized the CUP went forward, although he voted against it, and he did not want the taxpayers to get in the middle of the litigants.

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

Ische moved, Degler seconded, to adjourn the Special Session at 9:58 a.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.)



Agenda Item:					
Application for a 1 Day to 4 Day Tempora	ary On-Sale Liquor License for St	. Peter Luthe	ran Church.		
Primary Originating Division/Dept: Proper	ty & Financial Services - Property Ta	exation 🗸	Meeting Date:	8/15/2017	
Contact: Teri Spencer	Title: Settlement Tech		Item Type: Consent	~	
Amount of Time Requested: minu Presenter:	tes Title:		Attachments:	○Yes ● No	
Strategic Initiative: Connections: Develop strong public partnerships	and connect people to services and i	nformation			~
St. Peter Lutheran Church, 3030 Navajo Ave., Watertown has applied for a 1 Day to 4 Day Temporary On-Sale Liquor License. They are planning an event for Saturday, October 7, 2017. The event will be held on the church parking lot and grounds. The officers are: Dale Muhs (President & Chairman); Brenda Dressel (Vice-President); Deborah Muhs (Secretary); Joyce DeNomme (Treasurer). There are no delinquent taxes owing on this property. ACTION REQUESTED: Motion to approve the 1 Day to 4 Day Temporary On-Sale Liquor License application for St. Peter Lutheran Church for Saturday, October 7, 2017.					
FISCAL IMPACT: None If "Other", specify: FTE IMPACT: None	C	UNDING ounty Dollars otal		\$0.	00
Related Financial/FTE Comments: 1 Day to 4 Day Temporary On-Sale Liquor	License fee: \$100.00 per event	I insert addit	ional funding so	urce	
Office use only: RBA 2017- 4859	·				

RBA 2017 - 4872



Agenda Item:						
Request for approval of Computer Information Syst	tems Mobile Field Reporting - Ame	ndment #8				
Primary Originating Division/Dept: Sheriff	V	Meeting Date:	8/15/2017			
Primary Originating Division/Dept.						
Contact: Leslie Michel Title: A	dministrative Services Manage	Item Type:				
Contact. Zesile Wileriei		Consent	<u> </u>			
Amount of Time Requested: minutes		Attachments:	OVos (No			
Presenter: Title:		Attaciiiieiits.	Tes ONO			
Strategic Initiative:						
Connections: Develop strong public partnerships and connect	t people to services and information		~			
BACKGROUND/JUSTIFICATION:						
The contract covers remote software installation, lice			_			
thereafter included with the annual license renewal.		desired, the firs	t annual license renewal			
payment, and subsequent years, will be prorated to	occur on that date.					
This enhancement will improve the Mobile Compute	er System (MCS) Amendment #3, pr	oviding additio	nal features and			
functions: Incident Report Entry, Inquiry and Update	e; Report Flow; Person, Location, Pl	ate, Date Range	and Unit History			
Inquiries; and CID Name Involvements.						
ACTION REQUESTED:						
Motion to approve contract with COMPUTER INFORMATION ACTION ACTION 1.	MATION SYS INC pending approval	from risk mana	gement and the County			
Attorney office.						
FISCAL IMPACT: Included in current budget	FUNDING					
If "Other", specify:	County Dollars	=				
y cane. / specify.	2017 Turnback	funds	\$65,000.00			
FTE IMPACT: None	Total		\$65,000.00			
	☑ Insert addit	ional funding so				
Related Financial/FTE Comments:		_				
2017 Turnback Funds - \$62,000 approved within 201	17 Adopted budget.					
Additional \$3,000 in 2017 Turnback Funds to comple	ete the project is requested.					
01-201-201-0000-6655						
Office use only:						

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Agenda Item:					
Encore Adult Day Services - donation receive	ed				
Primary Originating Division/Dept: Health & H	łuman Services	<u> </u>	Meeting Date:	8/15/2017	
Contact: Jill Willems T		Item Type: Consent	~		
Amount of Time Requested: minutes Presenter: Tit	tle:		Attachments:	○Yes ● No	
Strategic Initiative: Connections: Develop strong public partnerships and	d connect people to services	and information			~
BACKGROUND/JUSTIFICATION:					
\$1,000 donation was recevied for Encore Adu	ılt Day Services from We	is Builders/Randy	Ehalt.		
ACTION REQUESTED:					
Approval					
FISCAL IMPACT: None	~	FUNDING			
If "Other", specify:		County Dollars	=		
FTE IMPACT: None		Total			\$0.00
Related Financial/FTE Comments:		Insert addit	ional funding so	ource	
neiated i mancial/FTE comments.					
Office use only:					
RBA 2017 - 4899					



Agenda Item:								
Charitable Gambling Ap	plication for Exer	npt Permit-Car	ver County Du	ıcks Unlimi	ited N	∕IN 128		
Primary Originating Divis	ion/Dept: Proper	ty & Financial Se	rvices		~	Meeting Dat	e: 8/15/2017	
Contact: Sarah Rivers		Title: Electi	ons & Custome	er Service T	Γι	Item Type: Consent	~	
Amount of Time Request Presenter:	ed: minu	tes Title:				Attachments	: OYes ON	0
Strategic Initiative: Connections: Develop strong	g public partnerships	and connect pec	ple to services ar	nd informatic	on			V
A Charitable Gambling aphold a raffle on Septemb received this same type of	oplication for Exe er 28, 2017 at Da	hlgren Golf Clu			-			
ACTION REQUESTED: Approval to issue a Chari raffle to be held on Septe	_	icense to Carve	r County Duck	s Unlimited	d MN	128, pending	Township app	roval, for a
FISCAL IMPACT: None If "Other", specify:			~	FUNDING County D	-	s =		
FTE IMPACT: None			~	Total Insert	: addit	tional funding	source	\$0.00
Related Financial/FTE Co	mments:							
Office use only: RBA 2017 - 4916								

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RBA 2017 - 4881



Agenda Item:				
Purchase of Land for Watertown Wetland Restoration Project				
Primary Originating Division/Dept: Public Works - Program Delivery	V	Meeting Date:	8/15/2017	::
Contact: Patrick Lambert Title: Right-of-Way A	gent	em Type: Consent	V	
Amount of Time Requested: minutes Presenter: Title:		ttachments:	○Yes ● No	
Strategic Initiative: Communities: Create and maintain safe, healthy, and livable communities				
Communities. Create and maintain safe, fleating, and ilvable communities				<u> </u>
The County Board recently approved a joint powers agreement wi project southeast of the City of Watertown. Carver County Public for the purchase of approximately 6.3 acres of land adjacent to the to the wetland restoration project. The addition of the Nesvold pr for future Carver County projects and eliminate a drainage easemerestoration project. ACTION REQUESTED: Motion to authorize the Board Chair and County Administrator to approximately 6.3 acres of property on Parcel #85.0090600.	Works has completed e county parcel. The Note of the Note of the cost of the c	negotiations w Nesvold Farms, e number of w of implementin	vith Nesvold Farm LLC parcel will be vetland credits ava ng the wetland	as, LLC e added ailable
FISCAL IMPACT: None	FUNDING			
If "Other", specify:	County Dollars =		\$80,000	0.00
FTE IMPACT: None	Total		\$80,000	0.00
Related Financial/FTE Comments:	Insert addition	nal funding so	urce	
It is excpected that between 1 and 3 acres of wetland credits will between \$40,000 and \$80,000 per acre. Therefor the total value obetween \$40,000 and \$240,000.				
Office use only:				

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Agenda Item:						
Professional Services Agmt. with Stonebroo	oke Engineering for 2017 Bridge Safet	ty Inspections				
Primary Originating Division/Dept: Public Wo	orks - Program Delivery	Meeting	Date: 8/15/2017			
Contact: Darin Mielke	Title: Assistant Public Works Directo	Item Type Consent	e:			
Amount of Time Requested: minutes Presenter: Ti	s itle:	Attachme	ents: OYes ONo			
Strategic Initiative: Communities: Create and maintain safe, healthy, an	nd livable communities		V			
BACKGROUND/JUSTIFICATION: Carver County Public Works is the responsible agency for completing annual bridge inspections on bridges located on County, Township and City Streets (cities under 5000 population) throughout the County. The consultant engineer, Ron Benson of Stonebrooke Engineering, has completed these inspections since 2007 for the County and has been selected to provide this required bridge inspection service again in 2017. This agreement with Stonebrooke Engineering provides for completion of these annual bridge inspection services. ACTION REQUESTED: Motion to approve a professional services agreement with Stonebrooke Engineering for \$65,990 for Bridge Safety Inspections for 2017, pending finalization of the contract review process.						
FISCAL IMPACT: Included in current budget If "Other", specify:	FUNDING County D		\$65,990.00			
FTE IMPACT: None	Total	t additional fund	\$65,990.00 lina source			
Related Financial/FTE Comments:						
Office use only: RBA 2017 - 4886						



Agenda Item: Agreement with Bargen, Inc. for Seal Co	pating and Crack Seali	ng at Lake Minnewash	ta Regional Park	
Primary Originating Division/Dept: Publi	c Works - Parks	V	Meeting Date:	8/15/2017
Contact: Martin Walsh	Title: Parks Direc	tor	Item Type: Consent	V
Amount of Time Requested: min	nutes Title:		Attachments:	○Yes ● No
Strategic Initiative: Communities: Create and maintain safe, health	ny, and livable communitie	es		V
BACKGROUND/JUSTIFICATION: Pavement surfaces of roadways and par surfaces within Lake Minnewashta Region Two proposals were received for the	onal Park. The work is quested areas of: sh dog area ce to near the beach p	requested to preserve	and extend the p	avement life.
ACTION REQUESTED: Motion to approve an agreement with B pending finalization of the contract reviews.		oating and crack sealin	g at Lake Minnev	vashta Regional Park
FISCAL IMPACT: Included in current bu If "Other", specify: FTE IMPACT: None Related Financial/FTE Comments:	dget	FUNDING County Dolla Metropolita Total Insert ad		\$0.00 \$51,153.00 \$51,153.00 ource
Funding Source is Grant SG- 05320				
Office use only: RBA 2017 - 4891				



Agenda Item:				
Approval of Twin Cities Public Health and Environmental Health M	utual Aid Agreeme	nt		
Primary Originating Division/Dept: Health & Human Services - Public H	ealth	Meeting Date:	8/15/2017	10
Contact: Samantha Downs Title: Community Heal	th & Promotic	Item Type: Consent	V	
Amount of Time Requested: minutes Presenter: Title:		Attachments:	○Yes ● No	
Strategic Initiative:				
Communities: Create and maintain safe, healthy, and livable communities				~
BACKGROUND/JUSTIFICATION:				
public health and/or environmental health entities in the event of a personnel, equipment and other resources in the event of an emerge. The Twin Cities Public Health and Environmental Health Entities who Counties of Anoka, Carver, Dakota, Hennepin, Ramsey, Scott and W Cities of Bloomington, Brooklyn Park, Edina, Maplewood, CityMinne The University of Minnesota is also party to this agreement. This agreement is effective 1/1/2018 through 12/31/2022. ACTION REQUESTED: Motion to approve and sign the Twin Cities Public Health and Environmental Health event of an emergence of the event of the e	gency, training, drill o are parties to this ashington. apolis, Minnetonka	or exercise. agreement are:	eld and Wayzata	
FISCAL IMPACT: Other	FUNDING			
If "Other", specify: See comments below	County Dollars	i =		
FTE IMPACT: None	V			
THE HAIT ACT.	— Total			0.00
Related Financial/FTE Comments:	Insert addit	ional funding so	urce	
This agreement allows a responding party to bill the requesting part	y for the costs of se	ervices, material	s and expenses if	
assistance is provided under the agreement for more than 8 hours.			•	will also
seek cost reimbursement to all parties from federal, state and otehr	•			
Office use only:				
RBA 2017 - 4909				



Agenda Item:						
Professional Services Agreement with	KENNEDY & GRAVEN	for the TH 41 Expans	sion Project			
Primary Originating Division/Dept: Pub	ic Works - Program Delive	ery	✓ Meeting Da	te: 8/15/2017		
Contact: Patrick Lambert	Title: Right of Wa	y Agent	Item Type: Consent	V		
	nutes		Attachment			
Presenter:	Title:		Attachinen	s. Ores WIND		
Strategic Initiative: Growth: Manage the challenges and opportur	nities resulting from growth	and development	<u> </u>	V		
BACKGROUND/JUSTIFICATION: Carver County Public Works is currently working on acquiring right-of-way for the expansion and reconstruction of State Highway 41 from approximately Highway 212 on the south to County Highway 14 (Pioneer Trail) on the north. Due to the complex nature of the right-of-way acquisitions, with many of the acquisitions being commercial properties, it is necessary to engage a law firm with extensive experience in this area of real estate law and the use of eminent domain procedures. Kennedy and Graven will review all easement documents and negotiated settlements for the acquisition of the areas needed along the corridor to complete the scope of the project. If eminent domain procedures are necessary, Kennedy and Graven will submit all documentation to district court and handle all condemnation hearings. ACTION REQUESTED: Motion to approve a professional services agreement with KENNEDY & GRAVEN for the TH 41 Expansion Project - Jonathan Area Phase, pending finalization of the contract review process.						
FISCAL IMPACT: Included in current but If "Other", specify:	udget 🔽	FUNDING County Do	ollars =	\$30,000.00		
FTE IMPACT: None		Total		\$30,000.00		
Related Financial/FTE Comments:		☐ Insert a	additional funding	source		
Office use only:						
RBA 2017 - 4858						



Agenda Item:						
Jim Russell - Request for an Eque	strian Facility					
Primary Originating Division/Dept	Public Services - Land Mgm	t.	~	Meeting Date:	8/15/2017	
Contact: Emily Schmitz	Title:			Item Type: Consent	~	
Amount of Time Requested: Presenter:	minutes Title:			Attachments:	●Yes ○No	
Strategic Initiative:						
Growth: Manage the challenges and op	portunities resulting from grov	vth and developr	nent			<u> </u>
BACKGROUND/JUSTIFICATION: File #PZ20170037. The Planning (CUP) for an Equestrian Facility. The Board of Adjustment approved Vasetback from the road. The CUP was more than 24 animal units in Lake would not be open to the public. ACTION REQUESTED: Motion to adopt Findings of Fact and the Page 1.	The proposed site is approximation of the proposed site is approximation on July would provide for a comment of the provide for a comment of the province of t	kimately 19 aci ily 5th, allowin ercial outdoor ouildings would so recommend	res, located in g for a new f boarding faci d be used for led approval	n Section 31 of leedlot of 29 and lity and riding a personal and a of the request.	Laketown Towns imal units with a prena and a feed gricultural purp	ship. The a reduced llot with
FISCAL IMPACT: None	~	FL	JNDING			
If "Other", specify:		Co	ounty Dollars	:=		
FTE IMPACT: None			otal Insert addit	ional funding so	ource	\$0.00
Related Financial/FTE Comments:				3		
Office use only:						
RBA 2017 - 4878						

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COUNTY OF CARVER PLANNING COMMISSION RESOLUTION

FILE #: PZ20170037

RESOLUTION #: 17-08

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

FILE #: PZ20170037 APPLICANT: Jim Russell OWNER: Janet Russell

SITE ADDRESS: 8875 102nd Street, Waconia, MN 55327

PERMIT TYPE: Equestrian Facility, New feedlot greater than 24 animal units

PURSUANT TO: County Code, Chapter 152, Section 152.079 C(5) & Chapter 54, Section 54.31

LEGAL DESCRIPTION: See attached Exhibit "A"

PARCEL #: 07-031-1200

WHEREAS, said application was duly considered at a public hearing held by the Carver County Planning Commission at its regular meeting of July 18, 2017; and,

WHEREAS, the Carver County Planning Commission finds as follows:

- 1. Janet Russell owns an approximate 80 acre parcel located in the E ½ of the NE ¼ of Section 31, Laketown Township. The parcel is improved with one (1) house and multiple agricultural buildings. The property is in the Agricultural Zoning District, Agriculture Preserve Program, and the CCWMO (Carver Creek watershed).
- 2. The applicant and property owner are requesting a Conditional Use Permit (CUP) to operate an outdoor equestrian boarding facility with greater than 24 animal units but no more than 29 and construct an outdoor riding arena pursuant to Section 152.079 C5 and 54.31 of the Carver County Zoning Code. Variance #PZ20170034 has been approved to allow for boarding of 29 animal units on the property as a new feedlot with a reduced setback to the road (102nd Street).
- 3. The applicant and property owner are requesting to operate an outdoor equestrian boarding facility on the above described property. Variance #PZ20170034 (attached) has been approved for the property allowing for a new feedlot of up to 29 animal units to encroach within the 200 foot required setback from the front property line (existing barn utilized within the feedlot operations is within the 200 foot setback). A CUP is required to operate an equestrian boarding facility as well as for a new feedlot of 24 animal units or more within Laketown Township.
- 4. The boarding operations would take place mainly within outdoor paddocks (noted on attached map). An existing hay barn will be utilized for hay and bedding storage and stall boarding. Building will require review by the Building Official if accessed by the public. A second existing structure will be utilized as storage for maintenance equipment. Trips to the property may include approximately six (6) per day during peak months and fewer during the winter months. Parking will be provided with approximately 20 parking spaces for boarder's including personal cars and trucks. Restroom facilities would be provided in the form of portable satellites to be serviced weekly.
- 5. The 80 acre parcel is currently enrolled in the Agriculture Preserve Program which prohibits commercial use on the property. The expiration for the current term is November 5, 2018. The applicant and owner have indicated that they would subdivide no more than 19.99 acres with the existing home and out buildings. This new parcel would not qualify for the Agriculture Preserve program (20 acre minimum) and would not have restricted commercial uses. The proposed boarding operations would take place entirely on the approximate 19 acre parcel. The remaining 61 acres would remain in the Agriculture Preserve program with an expiration date of November 5, 2018 with no business operations conducted. Septic compliance and an alternate site location would be required as a part of the Minor Subdivision process.

CU-PZ20170037 PID#07-031-1200

- 6. The applicant would comply with any and all requirements from the road authority.
- 7. The applicant and owner have indicated they would like to install a sign approximately 550 feet from the westerly property line; approximately the size of a real estate sign. Any proposed sign would be required to meet the standards in Chapter 154 of the Carver County Zoning Code and would not exceed 32 square feet in size.
- 8. Construction of an outdoor riding area in the northeast corner of the property has been proposed. The arena would require a minimum of a 15 foot setback from the easterly property line and no less than 68 feet from the center of 102nd Street. The proposed arena would be approximately 180' x 100'in size. A round pen has also been proposed to be located in the northeasterly corner of the property.
- 9. The Laketown Town Board reviewed the request during their July 11, 2017 Town Board meeting and have recommended approval of the request with the following comments:
 - "Dust coating driveway to County Rd 10 (2 x per year) total of 3,168 feet."
 - "Horse riding prohibited on gravel roads."
 - "Apr. 1 Oct. 30 manure removed monthly."
 - "Winter manure removed by March 31."
 - "No stockpiles within 1,000" of neighboring residences."

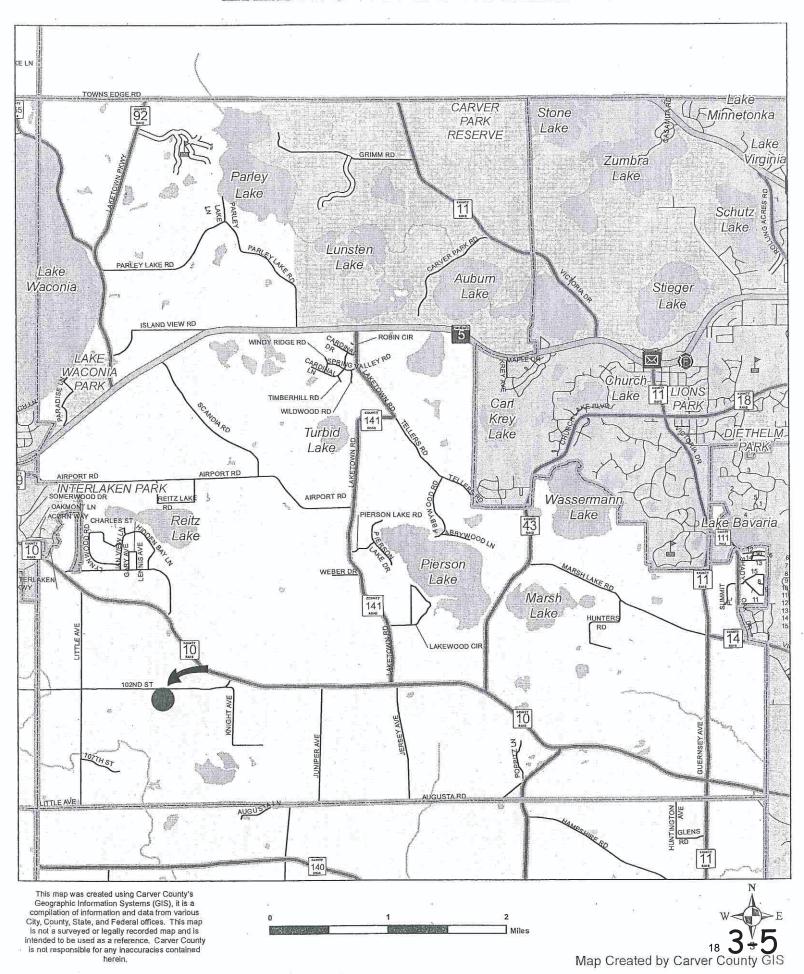
THEREFORE, BE IT RESOLVED, THAT The Carver County Planning Commission hereby recommends the issuance of Conditional Use Permit #PZ20170037, for an Equestrian Facility and a new feedlot of greater than 24 animal units on the land described in Exhibit "A" of the permit application. The Planning Commission further recommends that the following conditions be attached to the permit:

- 1. The permit is subject to administrative review. 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. A Minor Subdivision application shall be submitted and approved prior to the recording of any deed(s). The parcel(s) shall be subdivided in accordance with the Zoning Code requirements, including but not limited to, a survey and SSTS compliance. The Minor Subdivision must be completed prior to the conduct of any commercial activity on the parcel.
- 3. The Permittee shall obtain all necessary building and septic permits required. All structures shall meet the applicable State Building Code requirements.
- 4. The permit is subject to any/all Township (or appropriate road authority) standards including but not limited to, dust coating and horse riding prohibited on gravel roads.
- 5. Manure stockpiles shall not be located within 1,000 feet of a neighboring residence and shall be removed monthly between April 1st and October 31st. Winter manure stockpiles shall be removed no later than March 31st.
- 6. The Permittee shall comply with the County standards as detailed in Chapter 54 Feedlot Management requirements and/or appropriate permit(s) required by the Environmental Service Department.

ADOPTED by the Carver County Planning Commission this 18th day of July, 2017.

CU-PZ20170037 PID#07-031-1200

LAKETOWN TOWNSHIP





Agenda Item:							
Resolution Authorizing Eminent Domain for the State Highway 41 Expansion Project - Jonathan Area Phase							
Primary Originating Division/De	ept: Public Works - Pr	rogram Delivery		<u> </u>	Meeting Date:	8/15/2017	
Contact: Patrick Lambert	Title:	Right-of-Way A	gent		tem Type: Consent	~	
Amount of Time Requested:	minutes				Attachments:	●Vos ○No	
Presenter:	Title:				Attachments:	eres Ono	
Strategic Initiative:							
Growth: Manage the challenges and	l opportunities resultin	g from growth and	development				~
Carver County, in conjunction of State Highway 41 between US project is planned to begin con Public Works has been negotiat way/easements needed for the undertake eminent domain protection construction corridor. A resolution, including the list of ACTION REQUESTED: Adopt a resolution authorizing for the TH 41 Expansion Project authorization and the use of the	Highway 212 on the struction in the spriting with property control project. However, occeedings to acquire of affected property and directing the Cot - Jonathan Area Ph	e south to just not ing of 2018. The owners in good for in order to meet the necessary provides a second to the country Attorney thase, by filing an	aith, and will controlled the schedule property interesched for the controlled to take all steps	ontinue for corests from	e to do so, to anstruction bidd m property ow coard to conside	Trail) on the nor cquire the right- ling, it will be ne ners along er.	of- ecessary to
FISCAL IMPACT: None		~	FUNDING	3			
If "Other", specify:			County D	Oollars	=		
FTE IMPACT: None			Total				\$0.00
Related Financial/FTE Commen	ts:		Insert	t additio	onal funding so	ource	
Office use only:							
RBA 2017 - 4892							

BOARD OF COUNTY COMMISSIONERS CARVER COUNTY, MINNESOTA

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

Resolution Authorizing Eminent Domain to Acquire Real Property Interests Needed for TH41 Reconstruction - US 212 To CSAH 14

- WHEREAS, the Board of Commissioners of Carver County is the official governing body of Carver County ("County"); and
- WHEREAS, the County proposes to construct highway and related improvements for the safety of the traveling public in Carver County for reconstruction of Trunk Highway 41 from United States Highway 212 to County State Aid Highway 14 as part of Project No. 148758 ("Project"); and
- WHEREAS, the County, acting by and through its Board of Commissioners, is authorized by law, and pursuant to Minnesota Statutes, § 163.02, subd. 2; §117.012; and § 117.042, to acquire land and other real property interests in Carver County which the County needs for a public use or public purpose; and
- WHEREAS, to complete the Project, the County must acquire the real property interests described in Exhibit A, attached hereto, from the Owners identified in Exhibit B, attached hereto; and
- WHEREAS, based upon the independent appraisal report(s) of damages obtained by the County from an independent licensed real estate appraiser, and in accordance with authorization of the Board of Commissioners, the Public Works Division Director or agents under his supervision have made offers of compensation to owners of affected property. Despite good faith efforts, negotiations with the Owners for the direct purchase of the proposed acquisitions of real property interests which the County needs for the Project have been unsuccessful; and
- WHEREAS, the Board of Commissioners finds that it is reasonably necessary, proper, and convenient, in furtherance of the Project, and in the interest of the public health, convenience, and general welfare of the citizens of the County that the County acquire title to and possession of real property interests described in Exhibit A through use of the power of eminent domain; and
- WHEREAS, the County has the right pursuant to Minnesota Statutes § 117.042 to acquire title to and possession of the real property interests prior to the filing of an award by court appointed commissioners; and
- WHEREAS, the Board of Commissioners finds that the funding and construction schedule for the Project make it necessary for the County to acquire title to and possession of the real property interests described

in Exhibit A prior to the filing of the final report of the condemnation commissioners to be appointed by the district court.

- NOW, THEREFORE, BE IT RESOLVED that County's acquisition of the real property interests described in Exhibit A from the Owners identified in Exhibit B, and the construction of highway and related improvements for the reconstruction of TH41 from US212 to CSAH 14, as part of Project 148758 constitute a valid public use or public purpose; and
- BE IT FURTHER RESOLVED that it is the considered judgment of the Board of Commissioners that the County acquire the real property interests described in Exhibit A, attached hereto and made a part hereof as though fully set forth at this point, from the Owners identified in Exhibit B, attached hereto and made a part hereof as though fully set forth at this point, for the stated public purposes, and that the County acquire said real property interests, if necessary, through the exercise of the power of eminent domain; and
- BE IT FURTHER RESOLVED that the County Attorney and legal counsel retained by the County hereby are authorized to take all steps necessary to acquire the real property interests described in Exhibit A from the Owners identified in Exhibit B, including the filing of the Petition necessary to initiate an action in eminent domain in District Court, and prosecuting such action and all related matters needed to bring the action to a successful conclusion or until the action is abandoned, dismissed, or terminated by the County or District Court.

NO

ABSENT

STATE OF MINNESOTA		
COUNTY OF CARVER		
I, Dave Hemze, duly appointed and qualified Coucertify that I have compared the foregoing copy of this reso Commissioners, Carver County, Minnesota, at its session have found the same to be a true and correct copy thereof.	olution with the original minutes of	the proceedings of the Board of County
have found the same to be a true and correct copy thereor.		
Dated this, 2017		
	Dave Hemze	County Administrator

YES

EXHIBIT A TO RESOLUTION AUTHORIZING EMINENT DOMAIN

TH41 Reconstruction – US 212 to CSAH 14

Carver County Public Works Project No. 148758

Parcel 1

Property Tax Identification No. 303700010

Fee Owners: Samuel J. Sterner and Kelli Sterner, husband and wife

Property Address: 112001 Faber Lane, Chaska, MN 55318

Legal Description of Subject Property:

Lot 1, Block 1, NEIGHBORHOOD THREE, according to the recorded plat thereof, Carver County, Minnesota Being registered land, pursuant to Certificate of Title No. 36909.0

<u>Description of Portion of Subject Property To Be Encumbered Herein By Temporary Easement For Construction Purposes:</u>

A temporary easement for construction purposes over, under and across that part of Lot 1, Block 1, NEIGHBORHOOD THREE, according to the recorded plat thereof, which is shown as T.E.1 on the plat designated as CARVER COUNTY RIGHT OF WAY PLAT NO. 26, according to the recorded plat thereof, all in Carver County, Minnesota.

Term of Temporary Easement:

The temporary easement will expire on May 31, 2020, unless extended.

Parcel 2

Property Tax Identification No. 303700580

Fee Owner: The Jonathan Association, a Minnesota non-profit corporation

Property Address: Unassigned

Legal Description of Subject Property:

OUTLOT G, NEIGHBORHOOD THREE, according to the recorded plat thereof, Carver County, Minnesota Being registered land pursuant to Certificate of Title No. 29258.0

<u>Legal Description of Portion of Subject Property To Be Encumbered Herein By Permanent Easement For Highway Purposes:</u>

That part of Outlot G, NEIGHBORHOOD THREE, according to the recorded plat thereof, which is shown as PARCEL 2 on the plat designated as CARVER COUNTY RIGHT OF WAY PLAT NO. 26, according to the recorded plat thereof, all in Carver County, Minnesota

<u>Description of Portion of Subject Property To Be Encumbered Herein By Temporary Easement For Construction Purposes:</u>

That part of OUTLOT G, NEIGHBORHOOD THREE, according to the recorded plat thereof, which is shown as T.E. 2 on the Plat designated as CARVER COUNTY RIGHT OF WAY PLAT NO. 26, according to the recorded plat thereof, all in Carver County, Minnesota

Term of Temporary Easement:

The temporary easement will expire on May 31, 2020, unless extended.

Parcel 3

Property Tax Identification No. 303060360

Fee Owner: The Jonathan Association, a Minnesota non-profit corporation

Property Address: Unassigned

Legal Description of Subject Property:

Outlot D, LAKE GRACE VIEW 2^{ND} ADDITION, according to the recorded plat thereof, Carver County, Minnesota

Being registered land pursuant to Certificate of Title No. 18453.0

<u>Legal Description of Portion of Subject Property To Be Encumbered Herein By Permanent Easement</u> For Highway Purposes:

That part of Outlot D, LAKE GRACE VIEW 2nd ADDITION, according to the recorded plat thereof, which is shown as PARCEL 3 on the plat designated as CARVER COUNTY RIGHT OF WAY PLAT NO. 26, according to the recorded plat thereof, all in Carver County, Minnesota

Parcel 4

Property Tax Identification No. 303060250

Fee Owner: The Jonathan Association, a Minnesota non-profit corporation

Property Address: 1425 Bender Rd., Chaska, MN 55318

Legal Description of Subject Property:

Lot 1, Block 4, LAKE GRACE VIEW $2^{\rm ND}$ ADDITION, according to the recorded plat thereof, Carver County, Minnesota

Being registered land pursuant to Certificate Title No. 211160

<u>Legal Description of Portion of Subject Property To Be Encumbered Herein By Permanent Easement For Highway Purposes:</u>

That part of Lot 1, Block 4, LAKE GRACE VIEW 2ND ADDITION, according to the recorded plat thereof, which is shown as PARCEL 4, on the plat designated as CARVER COUNTY RIGHT OF WAY PLAT NO. 26, according to the recorded plat thereof, all in Carver County, Minnesota

Parcel 5

Property Tax Identification No. 303060260

Fee Owners: Kelly L. and Adam P. Brouwer

Property Address: 1445 Bender Rd. N., Chaska, MN 55318

Legal Description of Subject Property:

Lots 2 and 3, Block 4, LAKE GRACE VIEW 2ND ADDITION, according to the recorded plat thereof, Carver County, Minnesota

Being registered land pursuant to Certificate of Title No. 36913.0

<u>Description of Portion of Subject Property To Be Encumbered Herein By Temporary Easement For Construction Purposes:</u>

That part of Lot 2, Block 4, LAKE GRACE VIEW 2ND ADDITION, according to the recorded plat thereof, which is shown as T.E. 5 on the plat designated as CARVER COUNTY RIGHT OF WAY PLAT NO. 26, according to the recorded plat thereof, all in Carver County, Minnesota

Term of Temporary Easement:

The temporary easement will expire on May 31, 2020, unless extended

Parcel 6

Property Tax Identification No. 303060260

Fee Owners: Kelly L. and Adam P. Brouwer, wife and husband, as joint tenants

Property Address: 1445 Bender Rd. N., Chaska, MN 55318

Legal Description of Subject Property:

Lots 2 and 3, Block 4, LAKE GRACE VIEW 2ND ADDITION according to the recorded plat thereof, Carver County, Minnesota

Being registered land pursuant to Certificate of Title No. 36913.0

<u>Description of Portion of Subject Property To Be Encumbered Herein By Temporary Easement For Construction Purposes:</u>

That part of Lot 3, Block 4, LAKE GRACE VIEW 2ND ADDITION, according to the recorded plat thereof, which is shown as T.E. 6 on the plat designated as CARVER COUNTY RIGHT OF WAY PLAT NO. 26, according to the recorded plat thereof, all in Carver County, Minnesota

Term of Temporary Easement:

The temporary easement will expire on May 31, 2020, unless extended.

Parcel 7

Property Tax Identification No. 303060280

Fee Owners: Richard J. and Minerva Anderson, husband and wife, as joint tenants

Property Address: 1455 Bender Rd. N., Chaska, MN 55318

Legal Description of Subject Property:

Lot 4, Block 4, LAKE GRACE VIEW 2ND ADDITION, according to the plat thereof, Carver County, Minnesota

Being registered land pursuant to Certificate of Title No. 28573.0

<u>Legal Description of Portion of Subject Property To Be Encumbered Herein By Permanent Easement For Highway Purposes:</u>

That part of Lot 4, Block 4, LAKE GRACE VIEW 2ND ADDITION, according to the recorded plat thereof, which is shown as PARCEL 7, on the plat designated as CARVER COUNTY RIGHT OF WAY PLAT NO. 26, according to the recorded plat thereof, all in Carver County, Minnesota.

<u>Description of Portion of Subject Property To Be Encumbered Herein By Permanent Easement For Drainage and Utility Purposes:</u>

That part of said Lot 4, Block 4, LAKE GRACE VIEW 2ND ADDITION, according to the recorded plat thereof, which is shown as P.E. 7, on the plat designated as CARVER COUNTY RIGHT OF WAY PLAT NO. 26, according to the recorded plat thereof, all in Carver County, Minnesota.

<u>Description of Portion of Subject Property To Be Encumbered Herein By Temporary Easement For Construction Purposes:</u>

That part of said Lot 4, Block 4, LAKE GRACE VIEW 2ND ADDITION, according to the recorded plat thereof, which is shown as T.E. 7, on the plat designated as CARVER COUNTY RIGHT OF WAY PLAT NO. 26, according to the recorded plat thereof, all in Carver County, Minnesota.

Term of Temporary Easement:

The temporary easement will expire on May 31, 2020, unless extended.

Parcel 8

Property Tax Identification No. 303060290

Fee Owners: McKenzi J. Scott, unmarried, and Mitchell F. Moore, unmarried, as joint tenants

Property Address: 1465 Bender Rd. N., Chaska, MN 55318

Legal Description of Subject Property:

Lot 5, Block 4, LAKE GRACE VIEW 2ND ADDITION, according to the recorded plat thereof, Carver County, Minnesota

Being registered land pursuant to Certificate of Title No. 38241.0

<u>Legal Description of Portion of Subject Property To Be Encumbered Herein By Permanent Easement</u> For Highway Purposes:

That part of Lot 5, Block 4, LAKE GRACE VIEW ADDITION, according to the recorded plat thereof, which is shown as PARCEL 8 on the plat designated as CARVER COUNTY RIGHT OF WAY PLAT NO. 26, according to the recorded plat thereof, all in Carver County, Minnesota

<u>Description of Portion of Subject Property To Be Encumbered Herein By Permanent Easement For Drainage and Utility Purposes:</u>

That part of Lot 5, Block 4, LAKE GRACE VIEW ADDITION, according to the recorded plat thereof, which is shown as P.E. 8 on the plat designated as CARVER COUNTY RIGHT OF WAY PLAT NO. 26, according to the recorded plat thereof, all in Carver County, Minnesota

<u>Description of Portion of Subject Property To Be Encumbered Herein By Temporary Easement For Construction Purposes:</u>

That part of Lot 5, Block 4, LAKE GRACE VIEW ADDITION, according to the recorded plat thereof, which is shown as T.E. 8 on the plat designated as CARVER COUNTY RIGHT OF WAY PLAT NO. 26, according to the recorded plat thereof, all in Carver County, Minnesota

Term of Temporary Easement:

The temporary easement will expire on May 31, 2020, unless extended

Parcel 9

Property Tax Identification No. 303060300

Fee Owners: Douglas J. and Debbie R. Nesbitt Property Address: 1475 Bender Rd., Chaska, MN 55318

Legal Description of Subject Property:

Lot 6, Block 4, LAKE GRACE VIEW 2ND ADDITION, according to the plat thereof, Carver County, Minnesota

Being registered land pursuant to Certificate of Title No. 22684

<u>Legal Description of Portion of Subject Property To Be Encumbered Herein By Permanent Easement</u> For Highway Purposes:

That part of Lot 6, Block 4, LAKE GRACE VIEW 2ND ADDITION, according to the recorded plat thereof, which is shown as PARCEL 9 on the plat designated as CARVER COUNTY RIGHT OF WAY PLAT NO. 26, according to the recorded plat thereof, all in Carver County, Minnesota

<u>Description of Portion of Subject Property To Be Encumbered Herein By Permanent Easement For Drainage and Utility Purposes:</u>

That part of Lot 6, Block 4, LAKE GRACE VIEW 2ND ADDITION, according to the recorded plat thereof, which is shown as P.E. 9 on the plat designated as CARVER COUNTY RIGHT OF WAY PLAT NO. 26, according to the recorded plat thereof, all in Carver County, Minnesota

<u>Description of Portion of Subject Property To Be Encumbered Herein By Temporary Easement For Construction Purposes:</u>

That part of Lot 6, Block 4, LAKE GRACE VIEW 2ND ADDITION, according to the recorded plat thereof, which is shown as T.E. 9 on the plat designated as CARVER COUNTY RIGHT OF WAY PLAT NO. 26, according to the recorded plat thereof, all in Carver County, Minnesota

Term of Temporary Easement:

The temporary easement will expire on May 31, 2020, unless extended.

Parcel 10

Property Tax Identification No. 303060310

Fee Owners: David B. and Tanya A. Knippen, husband and wife, as joint tenants

Property Address: 1485 Bender Rd., Chaska, MN 55318

Legal Description of Subject Property:

Lot 7, Block 4, LAKE GRACE VIEW 2ND ADDITION, according to the recorded plat thereof, Carver County, Minnesota

Being registered land, pursuant to Certificate of Title No. 25002.0

<u>Legal Description of Portion of Subject Property To Be Encumbered Herein By Permanent Easement</u> For Highway Purposes:

That part of Lot 7, Block 4, LAKE GRACE VIEW 2ND ADDITION, according to the recorded plat thereof, which is shown as PARCEL 10 on the plat designated as CARVER COUNTY RIGHT OF WAY PLAT NO. 26, according to the recorded plat thereof, all in Carver County, Minnesota.

<u>Description of Portion of Subject Property To Be Encumbered Herein By Permanent Easement For Drainage and Utility Purposes:</u>

That part of Lot 7, Block 4, LAKE GRACE VIEW 2ND ADDITION, according to the recorded plat thereof, which is shown as P.E. 10 on the plat designated as CARVER COUNTY RIGHT OF WAY PLAT NO. 26, according to the recorded plat thereof, all in Carver County, Minnesota.

<u>Description of Portion of Subject Property To Be Encumbered Herein By Temporary Easement For Construction Purposes:</u>

That part of Lot 7, Block 4, LAKE GRACE VIEW 2ND ADDITION, according to the recorded plat thereof, which is shown as T.E. 10 on the plat designated as CARVER COUNTY RIGHT OF WAY PLAT NO. 26, according to the recorded plat thereof, all in Carver County, Minnesota.

Term of Temporary Easement:

The temporary easement will expire on May 31, 2020, unless extended.

Parcel 11

Property Tax Identification No. 303060320Fee Owners: Paul Donald Borgmann

Property Address: 1495 Bender Rd. North, Chaska, MN 55318

Legal Description of Subject Property:

Lot 8, Block 4, LAKE GRACE VIEW 2ND ADDITION, according to the recorded plat thereof, Carver County, Minnesota

Being registered land pursuant to Certificate of Title No. 28043.0

<u>Legal Description of Portion of Subject Property To Be Encumbered Herein By Permanent Easement For Highway Purposes:</u>

That part of Lot 8, Block 4, LAKE GRACE VIEW 2ND ADDITION, according to the recorded plat thereof, which is shown as PARCEL 11 on the plat designated as CARVER COUNTY RIGHT OF WAY PLAT NO. 26, according to the recorded plat thereof, all in Carver County, Minnesota

<u>Description of Portion of Subject Property To Be Encumbered Herein By Temporary Easement For Construction Purposes:</u>

That part of Lot 8, Block 4, LAKE GRACE VIEW 2ND ADDITION, according to the recorded plat thereof, which is shown as T.E. 11 on the plat designated as CARVER COUNTY RIGHT OF WAY PLAT NO. 26, according to the recorded plat thereof, all in Carver County, Minnesota

Term of Temporary Easement: The temporary easement will expire on May 31, 2020, unless extended

Parcel 12

Property Tax Identification No. 303060340

Fee Owner: The Jonathan Association, a Minnesota non-profit corporation

Property Address: Unassigned

Legal Description of Subject Property:

Outlot B, LAKE GRACE VIEW 2ND ADDITION, according to the recorded plat thereof, Carver County, Minnesota

Being registered land pursuant to Certificate of Title No. 18452.0

<u>Description of Portion of Subject Property To Be Encumbered Herein By Temporary Easement For Construction Purposes:</u>

That part of Outlet B, LAKE GRACE VIEW 2ND ADDITION, according to the recorded plat thereof, which is shown as T.E. 12 on the plat designated as CARVER COUNTY RIGHT OF WAY PLAT NO. 26, according to the recorded plat thereof, all in Carver County, Minnesota

Term of Temporary Easement:

The temporary easement will expire on May 31, 2020, unless extended.

Parcel 13

Property Tax Identification No. 303060150

Fee Owners: Brian John Cody

Property Address: 1505 Bender Road N., Chaska, MN 55318

<u>Legal Description of Subject Property:</u>
Lot 1, Block 3, LAKE GRACE VIEW 2ND ADDITION, according to the recorded plat thereof, Carver County, Minnesota

Being registered land pursuant to Certificate of Title No. 36361.0

Description of Portion of Subject Property To Be Encumbered Herein By Temporary Easement For **Construction Purposes:**

That part of Lot 1, Block 3, LAKE GRACE VIEW 2ND ADDITION, according to the recorded plat thereof, which is shown as T.E. 13 on the plat designated as CARVER COUNTY RIGHT OF WAY PLAY NO. 26, according to the plat thereof, all in Carver County, Minnesota.

Term of Temporary Easement:

The temporary easement will expire on May 31, 2020, unless extended.

Parcel 14

Property Tax Identification No. 303060160

Fee Owners: Arlys M. Evans

Property Address: 1515 Bender Road N., Chaska, MN 55318

Legal Description of Subject Property:

Lot 2, Block 3, LAKE GRACE VIEW 2ND ADDITION, according to the recorded plat thereof, Carver County, Minnesota

Being registered land pursuant to Certificate of Title No. 34189.0

Description of Portion of Subject Property To Be Encumbered Herein By Temporary Easement For **Construction Purposes:**

That part of Lot 2, Block 3, LAKE GRACE VIEW 2ND ADDITION, according to the recorded plat thereof, which is shown as T.E. 14 on the plat which is designated as CARVER COUNTY RIGHT OF WAY PLAT NO. 26, according to the plat thereof, all in Carver County, Minnesota.

Term of Temporary Easement:

The temporary easement will expire on May 31, 2020, unless extended.

Parcel 15

Property Tax Identification No. 303060170

Fee Owners: Kevin D and Vickie L. Froemming, husband and wife, as joint tenants

Property Address: 1525 Bender Road N., Chaska, MN 55318

Legal Description of Subject Property:

Lot 3, Block 3, LAKE GRACE VIEW 2ND ADDITION, according to the plat thereof, Carver County, Minnesota

Being registered land pursuant to Certificate of Title No. 29261.0

Description of Portion of Subject Property To Be Encumbered Herein By Temporary Easement For **Construction Purposes:**

That part of Lot 3, Block 3, LAKE GRACE VIEW 2ND ADDITION, according to the recorded plat thereof, which is shown as T.E. 15 on the plat designated as CARVER COUNTY RIGHT OF WAY PLAT NO. 26, according to the recorded plat thereof, all in Carver County, Minnesota.

Term of Temporary Easement:

The temporary easement will expire on May 31, 2020, unless extended.

Parcel 16

Property Tax Identification No. 303060180

Fee Owners: Kathy L. DiNicola

Property Address: 1535 Bender Rd. N., Chaska, MN 55318

Legal Description of Subject Property:

Lot 4, Block 3, LAKE GRACE VIEW 2ND ADDITION, according to the plat thereof, Carver County, Minnesota

Being registered land pursuant to Certificate of Title No. 35916.0

<u>Description of Portion of Subject Property To Be Encumbered Herein By Temporary Easement For Construction Purposes:</u>

That part of Lot 4, Block 3, LAKE GRACE VIEW 2ND ADDITION, according to the recorded plat thereof, which is shown as T.E. 16 on the plat designated as CARVER COUNTY RIGHT OF WAY PLAT NO. 26, according to the recorded plat thereof, all in Carver County, Minnesota.

Term of Temporary Easement:

The temporary easement will expire on May 31, 2020, unless extended.

Parcel 17

Property Tax Identification No. 303060190

Fee Owners: Bradley R. Allen

Property Address: 1545 Bender Rd. N., Chaska, MN 55318

Legal Description of Subject Property:

Lot 5, Block 3, LAKE GRACE VIEW 2ND ADDITION, according to the plat thereof, Carver County, Minnesota

Being registered land pursuant to Certificate of Title No. 26764.0

<u>Description of Portion of Subject Property To Be Encumbered Herein By Temporary Easement For Construction Purposes:</u>

That part of Lot 5, Block 3, LAKE GRACE VIEW 2ND ADDITION, according to the recorded plat thereof, which is shown as T.E. 17 on the plat designated as CARVER COUNTY RIGHT OF WAY PLAT NO. 26, according to the recorded plat thereof, all in Carver County, Minnesota.

Term of Temporary Easement:

The temporary easement will expire on May 31, 2020, unless extended.

Parcel 18

Property Tax Identification No. 303060200

Fee Owner: AMC, Incorporated

Property Address: 1555 Bender Rd. N., Chaska, MN 55318

Legal Description of Subject Property:

Lot 6, Block 3, LAKE GRACE VIEW 2ND ADDITION, according to the recorded plat thereof, Carver County, Minnesota

Being registered land pursuant to Certificate of Title No. 34090.0

<u>Description of Portion of Subject Property To Be Encumbered Herein By Temporary Easement For</u> Construction Purposes:

That part of Lot 6, Block 3, LAKE GRACE VIEW 2ND ADDITION, according to the recorded plat thereof, which is shown as T.E. 18 on the plat designated as CARVER COUNTY RIGHT OF WAY PLAT NO. 26, according to the recorded plat thereof, all in Carver County, Minnesota.

Term of Temporary Easement:

The temporary easement will expire on May 31, 2020, unless extended.

Parcel 19

Property Tax Identification No. 303060210

Fee Owners: Edsel G. and Leticia Dayrit

Property Address: 1565 Bender Rd. N., Chaska, MN 55318

Legal Description of Subject Property:

Lot 7, Block 3, LAKE GRACE VIEW 2ND ADDITION, according to the plat thereof, Carver County Minnesota

Being registered land pursuant to Certificate of Title No. 33942.0

<u>Description of Portion of Subject Property To Be Encumbered Herein By Temporary Easement For Construction Purposes:</u>

That part of Lot 7, Block 3, LAKE GRACE VIEW 2ND ADDITION, according to the recorded plat thereof, which is shown as T.E. 19 on the plat designated as CARVER COUNTY RIGHT OF WAY PLAT NO. 26, according to the recorded plat thereof, all in Carver County, Minnesota.

Term of Temporary Easement:

The temporary easement will expire on May 31, 2020, unless extended.

Parcel 20

Property Tax Identification No. 303060220

Fee Owners: Loc Nguyen and Tam T. Huynh, husband and wife, as joint tenants

Property Address: 1575 Bender Rd. N., Chaska, MN 55318

Legal Description of Subject Property:

Lot 8, Block 3, LAKE GRACE VIEW 2ND ADDITION, according to the recorded plat thereof, Carver County, Minnesota

Being registered land pursuant to Certificate of Title No. 28473.0

<u>Description of Portion of Subject Property To Be Encumbered Herein By Permanent Easement For Drainage and Utility Purposes:</u>

That part of Lot 8, Block 3, LAKE GRACE VIEW 2ND ADDITION, according to the recorded plat thereof, which is shown as P.E. 20 on the plat designated as CARVER COUNTY RIGHT OF WAY PLAT NO. 26, according to the recorded plat thereof, all in Carver County, Minnesota.

<u>Description of Portion of Subject Property To Be Encumbered Herein By Temporary Easement For Construction Purposes:</u>

That part of Lot 8, Block 3, LAKE GRACE VIEW 2ND ADDITION, according to the recorded plat thereof, which is shown as T.E. 20 on the plat designated as CARVER COUNTY RIGHT OF WAY PLAT NO. 26, according to the recorded plat thereof, all in Carver County, Minnesota.

Term of Temporary Easement:

The temporary easement will expire on May 31, 2020, unless extended.

Parcel 21

Property Tax Identification No. 303060230

Fee Owners: Kyle D. Wilkinson

Property Address: 1585 Bender Rd. N., Chaska, MN 55318

Legal Description of Subject Property:

Lot 9, Block 3, GRACE VIEW 2ND ADDITION, according to the recorded plat, Carver County, Minnesota Being registered land pursuant to Certificate of Title No. 35682.0

<u>Description of Portion of Subject Property To Be Encumbered Herein By Temporary Easement For Construction Purposes:</u>

That part of Lot 9, Block 3, LAKE GRACE VIEW 2ND ADDITION, according to the recorded plat thereof, which is shown as T.E. 21 on the plat designated as CARVER COUNTY RIGHT OF WAY PLAT NO. 26, according to the recorded plat thereof, all in Carver County, Minnesota

Term of Temporary Easement:

The temporary easement will expire on May 31, 2020, unless extended.

Parcel 22

Property Tax Identification No. 303060370

Fee Owner: East Lake Townhouse Association, a Minnesota non-profit corporation

Property Address: Unassigned

Legal Description of Subject Property:

Outlot E, LAKE GRACE VIEW 2ND ADDITION, according to the recorded plat thereof, Carver County, Minnesota

Being registered land pursuant to Certificate of Title No. 18338.0

<u>Description of Portion of Subject Property To Be Encumbered Herein By Permanent Easement For Drainage and Utility Purposes:</u>

That part of Outlot E, LAKE GRACE VIEW 2ND ADDITION, according to the recorded plat thereof, which is shown as P.E. 22 on the plat designated as CARVER COUNTY RIGHT OF WAY PLAT NO. 26, according to the recorded plat thereof, all in Carver County, Minnesota.

<u>Description of Portion of Subject Property To Be Encumbered Herein By Temporary Easement For Construction Purposes:</u>

That part of Outlot E, LAKE GRACE VIEW 2ND ADDITION, according to the recorded plat thereof, which is shown as T.E. 22 on the plat designated as CARVER COUNTY RIGHT OF WAY PLAT NO. 26, according to the recorded plat thereof, all in Carver County, Minnesota.

Term of Temporary Easement:

The temporary easement will expire on May 31, 2020, unless extended.

Parcel 23

Property Tax Identification No. 303750820

Fee Owner: East Lake Townhouse Association, a Minnesota non-profit corporation

Property Address: Unassigned

Legal Description of Subject Property:

Outlot A, NEIGHBORHOOD FOUR, according to the recorded plat thereof, Carver County, Minnesota Being registered land pursuant to Certificate of title No. 8268.0

<u>Description of Portion of Subject Property To Be Encumbered Herein By Permanent Easement For Drainage, Utility, and Wall Purposes:</u>

That part of Outlot A, NEIGHBORHOOD FOUR, according to the recorded plat thereof, which is shown as P.E. 23 on the plat designated as CARVER COUNTY RIGHT OF WAY PLAT NO. 26, according to the recorded plat thereof, all in Carver County, Minnesota.

Parcel 24

Property Tax Identification No. 305230050

Fee Owner: Lakeview Clinic Building Corporation Property Address: 110105 Pioneer Trail, Chaska, MN 55318

Legal Description of Subject Property:

Tract H, REGISTERED LAND SURVEY NO. 58, files of the Registrar of Titles, Carver County, Minnesota Being registered land pursuant to Certificate of Title No. 34032.0

<u>Description of Portion of Subject Property To Be Encumbered Herein By Permanent Easement For Highway Purposes:</u>

That part of Tract H, REGISTERED LAND SURVEY NO. 58, according to the recorded survey thereof, which is shown as Parcel 24 on the plat designated as CARVER COUNTY RIGHT OF WAY PLAT NO. 26, according to the recorded plat thereof, all in Carver County, Minnesota.

<u>Description of Portion of Subject Property To Be Encumbered Herein By Temporary Easement For Construction Purposes:</u>

That part of Tract H, REGISTERED LAND SURVEY NO. 58, according to the recorded survey thereof, which is shown as T.E. 24 on the plat designated as CARVER COUNTY RIGHT OF WAY PLAT NO. 26, according to the recorded plat thereof, all in Carver County, Minnesota.

Term of Temporary Easement:

The temporary easement will expire on May 31, 2020, unless extended.

Parcel 25

Property Tax Identification No. 302830020

Fee Owner: Chaska Investment Limited Partnership

Property Address: Unassigned

Legal Description of Subject Property:

Lot 2, Block 1, JONATHAN SQUARE 2ND ADDITION, according to the recorded plat thereof, Except the following described land:

That part of Lot 2, Block 1, JONATHAN SQUARE 2ND ADDITION, according to the recorded plat thereof, lying southerly of a line beginning at a point on the east line of said Lot 2, said point being South 02 degrees 29 minutes 52 seconds West, assumed bearing, 168.35 feet from the northeast corner of said Lot 2; thence North 87 degrees 59 minutes 52 seconds West 83.43 feet to a point on the west line of said Lot 2 and said line there terminating and lying northerly of a line beginning at a point on the east line of said Lot 2, said point being South 02 degrees 29 minutes 52 seconds West, assumed bearing, 392.92 feet from northeast corner of said Lot 2; thence North 87 degrees 59 minutes 52 seconds West 289.39 feet to a point on the west line of said Lot 2 and said line there terminating.

Being registered land pursuant to certificate of Title No. 38178.0

<u>Description of Portion of Subject Property To Be Encumbered Herein By Temporary Easement For Construction Purposes:</u>

A temporary easement for construction purposes over, under, and across that part of Lot 2, Block 1, JONATHAN SQUARE 2ND ADDITION, according to the recorded plat thereof, which is shown as T.E. 25, on the plat which is designated as CARVER COUNTY RIGHT OF WAY PLAT NO. 26, according to the recorded plat thereof, all in Carver County, Minnesota.

Term of Temporary Easement:

The temporary easement will expire on May 31, 2020, unless extended.

Parcel 26

Property Tax Identification No. 301220030

Fee Owners: Aurora Investments, LLC

Property Address: Unassigned

Legal Description of Subject Property:

Outlot B, CHASKA COMMONS, according to the recorded plat thereof, except Parcels 20 and 23, City of Chaska Right of Way Plat No. 4, according to the map or plat thereof on file and of record in the Office of the County Recorder, all in Carver County, Minnesota

<u>Legal Description of Portion of Subject Property To Be Encumbered Herein By Permanent Easement For Highway Purposes:</u>

That part of Outlot B, CHASKA COMMONS, according to the recorded plat thereof, which is shown as PARCEL 26 on the plat which is designated as CARVER COUNTY RIGHT OF WAY PLAT NO. 26, according to the recorded plat thereof, all in Carver County, Minnesota.

<u>Description of Portion of Subject Property To Be Encumbered Herein By Permanent Easement For Drainage and Utility Purposes:</u>

That part of Outlot B, CHASKA COMMONS, according to the recorded plat thereof, which is shown as P.E. 26 on the plat which is designated as CARVER COUNTY RIGHT OF WAY PLAT NO. 26, according to the recorded plat thereof, all in Carver County, Minnesota.

<u>Description of Portion of Subject Property To Be Encumbered Herein By Temporary Easement For</u> Construction Purposes:

That part of Outlot B, CHASKA COMMONS, according to the recorded plat thereof, which is shown as T.E. 26 on the plat which is designated as CARVER COUNTY RIGHT OF WAY PLAT NO. 26, according to the recorded plat thereof, all in Carver County, Minnesota.

Term of Temporary Easement:

The temporary easement shall expire on May 31, 2020, unless extended.

Parcel 27

Property Tax Identification No. 301170040

Fee Owners: Aurora Investments, LLC

Property Address: Unassigned

Legal Description of Subject Property:

Outlot A, CHASKA COMMONS 3RD ADDITION, according to the recorded plat thereof, Carver County, Minnesota

<u>Description of Portion of Subject Property To Be Encumbered Herein By Temporary Easement For Construction Purposes:</u>

That part of Outlot A, CHASKA COMMONS 3RD ADDITION, according to the recorded plat thereof, which is shown as T.E. 27 on the plat which is designated as CARVER COUNTY RIGHT OF WAY PLAT NO. 26, according to the recorded plat thereof, all in Carver County, Minnesota.

Term of Temporary Easement:

The temporary easement shall expire on May 31, 2020, unless extended.

Parcel 28

Property Tax Identification No. 301170030

Fee Owners: Aurora Investments, LLC

Property Address: Unassigned

Legal Description of Subject Property:

That part of Lot 2, Block 1, that part of Lot 1, Block 2, and that part of Outlot A, CHASKA COMMONS 3RD ADDITION, according to the recorded plat thereof, embraced within Lot G, HAZECTINE ACRES, as platted and recorded, Carver County, Minnesota

<u>Legal Description of Portion of Subject Property To Be Encumbered Herein By Permanent Easement For Highway Purposes:</u>

That part of Lot 1, Block 2, CHAKSA COMMONS 3RD ADDITION, according to the recorded plat thereof, which is shown as PARCEL 28 on the plat which is designated as CARVER COUNTY RIGHT OF WAY PLAT NO. 26, according to the recorded plat thereof, all in Carver County, Minnesota.

<u>Description of Portion of Subject Property To Be Encumbered Herein By Permanent Easement For Drainage and Utility Purposes:</u>

That part of Lot 1, Block 2, CHASKA COMMONS 3RD ADDITION, according to the recorded plat thereof, which is shown as P.E. 28 on the plat which is designated as CARVER COUNTY RIGHT OF WAY PLAT NO. 26, according to the recorded plat thereof, all in Carver County, Minnesota.

<u>Description of Portion of Subject Property To Be Encumbered Herein By Temporary Easement For Construction Purposes:</u>

That part of Lot 1, Block 2, CHASKA COMMONS 3RD ADDITION, according to the recorded plat thereof, which is shown as T.E. 28 on the plat which is designated as CARVER COUNTY RIGHT OF WAY PLAT NO. 26, according to the recorded plat thereof, all in Carver County, Minnesota.

Term of Temporary Easement:

The temporary easement shall expire on May 31, 2020, unless extended.

Parcel 29

Property Tax Identification No. 301910010

Fee Owner: Target Corporation

Property Address: 111 Pioneer Trail, Chaska, MN 55318

Legal Description of Subject Property:

Lot 1, Block 1, CORTINA WOODS 7TH ADDITION, according to the recorded plat thereof, Carver County, Minnesota

<u>Description of Portion of Subject Property To Be Encumbered Herein By Temporary Easement For Construction Purposes:</u>

That part of Lot 1, Block 1, CORTINA WOODS 7TH ADDITION, according to the recorded plat thereof, which is shown as T.E. 29 on the plat which is designated as CARVER COUNTY RIGHT OF WAY PLAT NO. 26, according to the recorded plat thereof, all in Carver County, Minnesota.

Term of Temporary Easement:

The temporary easement shall expire on May 31, 2020, unless extended.

Parcel 30

Property Tax Identification No.306390010 and No. 301260652

Fee Owners: Realty Income Properties 3, LLC

Property Address: 110 Hundertmark Rd, Chaska, MN 55318

Legal Description of Subject Property:

Parcel 1: Lot 1, Block 1, SUPERAMERICA ADDITION, according to the recorded plat thereof, Carver County, Minnesota.

Parcel 2: That part of Outlot B, Cortina Woods, according to the recorded plat thereof, Carver County, Minnesota, described as follows: Beginning at the southeast corner of Lot 1, Block 1, SuperAmerica Addition, according to the recorded plat thereof, said Carver County; thence North 31 degrees 10 minutes 11 seconds West, assumed bearing along the northeasterly line of said Lot 1, Block 1, a distance of 99.82 feet; thence North 52 degrees 55 minutes 55 seconds West along said northeasterly line of said Lot 1, Block 1, a distance of 26.85 feet; thence North 89 degrees 29 minutes 49 seconds East, 17.38 feet; thence southeasterly 173.28 feet along a tangential curve concave to the southwest having a radius of 154.50 feet and central angle of 64 degrees 15 minutes 38 seconds to the south line of said Outlot B; thence southwesterly 85.67 feet along said south line of Outlot B to point of beginning.

Abstract Property

<u>Legal Description of Portion of Subject Property To Be Encumbered Herein By Permanent Easement For Highway Purposes:</u>

That part of Lot 1, Block 1, SUPERAMERICA ADDITION, according to the recorded plat thereof, which is shown as PARCEL 30 on the plat which is designated as CARVER COUNTY RIGHT OF WAY PLAT NO. 26, according to the recorded plat thereof, all in Carver County, Minnesota.

<u>Description of Portion of Subject Property To Be Encumbered Herein By Temporary Easement For Construction Purposes:</u>

That part of Lot 1, Block 1, SUPERAMERICA ADDITION, according to the recorded plat thereof, which is shown as T.E. 30 on the plat which is designated as CARVER COUNTY RIGHT OF WAY PLAT NO. 26, according to the recorded plat thereof, all in Carver County, Minnesota.

Term of Temporary Easement:

The temporary easement shall expire on May 31, 2020, unless extended.

Parcel 31

Property Tax Identification No. 300410010

Fee Owner: Ridgeview Two Twelve North Addition, LLC, a Minnesota non-profit limited liability company Property Address: 105 Hundertmark Rd, Chaska, MN 55318

Legal Description of Subject Property:

Lot 1, Block 1, 212 MEDICAL CENTER SECOND ADDITION, according to the recorded plat thereof, Carver County, Minnesota

<u>Legal Description of Portion of Subject Property To Be Encumbered Herein By Permanent Easement</u> For Highway Purposes:

That part of Lot 1, Block 1, 212 MEDICAL CENTER SECOND ADDITION, according to the recorded plat thereof, which is shown as PARCEL 31, on the plat which is designated as CARVER COUNTY RIGHT OF WAY PLAT NO. 26, according to the recorded plat thereof, all in Carver County, Minnesota.

<u>Description of Portion of Subject Property To Be Encumbered Herein By Permanent Easement For Drainage and Utility Purposes:</u>

That part of Lot 1, Block 1, 212 MEDICAL CENTER SECOND ADDITION, according to the recorded plat thereof, which is shown as P.E. 31, on the plat which is designated as CARVER COUNTY RIGHT OF WAY PLAT NO. 26, according to the recorded plat thereof, all in Carver County, Minnesota.

<u>Description of Portion if Subject Property To Be Encumbered Herein By Permanent Easement For Drainage, Utility, and Wall Purposes:</u>

That part of Lot 1, Block 1, 212 MEDICAL CENTER SECOND ADDITION, according to the recorded plat thereof, which is shown _____, on the plat which is designated as CARVER COUNTY RIGHT OF WAY PLAT NO. 26, according to the recorded plat thereof, all in Carver County, Minnesota.

<u>Description of Portion of Subject Property To Be Encumbered Herein By Temporary Easement For Construction Purposes:</u>

That part of Lot 1, Block 1, 212 MEDICAL CENTER SECOND ADDITION, according to the recorded plat thereof, which is shown as T.E. 31, on the plat which is designated as CARVER COUNTY RIGHT OF WAY PLAT NO. 26, according to the recorded plat thereof, all in Carver County, Minnesota.

Term of Temporary Easement:

The temporary easement will expire on May 31, 2020, unless extended.

Parcel 32

Property Tax Identification No. 300410020

Fee Owner: Aurora-Chaska Medical, LLC, a Minnesota limited liability company

Property Address: 0 Hundertmark Rd, Chaska, MN 55318

Legal Description of Subject Property:

Parcel 1: Lot 2, Block 1, 212 Medical Center Second Addition, according to the recorded plat thereof, Carver County, Minnesota.

Parcel 2: Non-exclusive appurtenant easements set forth in the Easement, Operating and Development Restrictions Agreement recorded as Document No. A568236 in the records of the County Recorder, Carver County, Minnesota.

<u>Legal Description of Portion of Subject Property To Be Encumbered Herein By Permanent Easement</u> For Highway Purposes:

That part of Lot 2, Block 1, 212 Medical Center Second Addition, according to the recorded plat thereof, Carver County, Minnesota which is shown as PARCEL 32 on the plat which is designated CARVER COUNTY RIGHT OF WAY PLAT NO. 26, according to the plat thereof, all in Carver County, Minnesota.

<u>Description of Portion of Subject Property To Be Encumbered Herein By Temporary Easement For Construction Purposes:</u>

That part of Lot 2, Block 1, 212 Medical Center Second Addition, according to the recorded plat thereof, Carver County, Minnesota which is shown as T.E. 32 on the plat which is designated CARVER COUNTY RIGHT OF WAY PLAT NO. 26, according to the plat thereof, all in Carver County, Minnesota.

Term of Temporary Easement:

The temporary easement will expire on May 31, 2020, unless extended.

EXHIBIT B TO RESOLUTION AUTHORIZING EMINENT DOMAIN

List of Property Owners

Parcel 1

Property Tax Identification No. [PID # 303700010]

Fee Owner: Samuel J. Sterner and Kelli Sterner

Property Address: 112001 Faber Lane, Chaska, MN 55318

Mailing Address: 112001 Faber Lane Chaska, MN 55318

Parcel 2

Property Tax Identification No. [PID # 303700580]

Fee Owner: The Jonathan Association Property Address: Unassigned

Mailing Address: 111000 Bavaria Road, Chaska, MN 55318

Parcel 3

Property Tax Identification No. [PID # 303060360]

Fee Owner: The Jonathan Association Property Address: Unassigned

Mailing Address: 111000 Bavaria Road, Chaska, MN 55318

Parcel 4

Property Tax Identification No. [PID # 303060250]

Fee Owner: The Jonathan Association

Property Address: 1425 Bender Rd. N., Chaska, MN 55318 Mailing Address: 111000 Bavaria Road, Chaska, MN 55318

Parcels 5 and 6

Property Tax Identification No. [PID # 303060260]

Fee Owners: Kelly L. and Adam P. Brouwer

Property Address: 1445 Bender Road N., Chaska, MN 55318 Mailing Address: 1445 Bender Road N., Chaska, MN 55318

Parcel 7

Property Tax Identification No. [PID # 303060280]

Fee Owners: Richard and Minerva Anderson

Property Address: 1455 Bender Road N., Chaska, MN 55318 Mailing Address: 1455 Bender Road N., Chaska, MN 55318

Parcel 8

Property Tax Identification No. [PID # 303060290]

Fee Owners: McKenzi J. Scott and Michael F. Moore

Property Address: 1465 Bender Road N., Chaska, MN 55318 Mailing Address: 1465 Bender Road N., Chaska, MN 55318

Parcel 9

Property Tax Identification No. [PID # 303060300]

Fee Owners: Douglas J. and Debbie R. Nesbitt

Property Address: 1475 Bender Road N., Chaska, MN 55318 Mailing Address: 1475 Bender Road N., Chaska, MN 55318

Parcel 10

Property Tax Identification No. [PID # 303060310]

Fee Owners: David B. and Tanya Knippen

Property Address: 1485 Bender Road N., Chaska, MN 55318 Mailing Address: 1455 Bender Road N., Chaska, MN 55318

Parcel 11

Property Tax Identification No. [PID # 303060320]

Fee Owner: Paul D. Borgmann

Property Address: 1495 Bender Road N., Chaska, MN 55318 Mailing Address: 1495 Bender Road N., Chaska, MN 55318

Parcel 12

Property Tax Identification No. [PID # 303060340]

Fee Owner: The Jonathan Association Property Address: Unassigned

Mailing Address: 111000 Bavaria Road, Chaska, MN 55318

Parcel 13

Property Tax Identification No. [PID # 303060150]

Fee Owner: Brian John Cody

Property Address: 1505 Bender Rd. N., Chaska, MN 55318 Mailing Address: 1505 Bender Rd. N., Chaska, MN 55318

Parcel 14

Property Tax Identification No. [PID # 303060160]

Fee Owner: Arlys M. Evans

Property Address: 1515 Bender Rd. N., Chaska, MN 55318 Mailing Address: 1515 Bender Rd. N., Chaska, MN 55318

Parcel 15

Property Tax Identification No. [PID # 303060170]

Fee Owners: Kevin and Vickie L. Froemming

Property Address: 1525 Bender Rd. N., Chaska, MN 55318 Mailing Address: 1525 Bender Rd. N., Chaska, MN 55318

Parcel 16

Property Tax Identification No. [PID # 303060180]

Fee Owner: Kathi L. DiNicola

Property Address: 1535 Bender Rd. N., Chaska, MN 55318 Mailing Address: 1535 Bender Rd. N., Chaska, MN 55318

Parcel 17

Property Tax Identification No. [PID # 303060190]

Fee Owner: Bradley R. Allen

Property Address: 1545 Bender Rd. N., Chaska, MN 55318 Mailing Address: 1545 Bender Rd. N., Chaska, MN 55318

Parcel 18

Property Tax Identification No. [PID # 303060200]

Fee Owner: AMC, Inc.

Property Address: 1555 Bender Rd. N., Chaska, MN 55318

Mailing Address: 191 River Ridge Circle S., Burnsville, MN 55337

Parcel 19

Property Tax Identification No. [PID # 303060210]

Fee Owners: Edsel G. and Leticia Dayrit

Property Address: 1565 Bender Rd. N., Chaska, MN 55318 Mailing Address: 1565 Bender Rd. N., Chaska, MN 55318

Parcel 20

Property Tax Identification No. [PID # 303060220]

Fee Owners: Loc Nguyen and Tam T. Huynh

Property Address: 1575 Bender Rd. N., Chaska, MN 55318

Mailing Address: Loc Nguyen and Tam T. Huynh

Attn.: Khoa Nguyen

1575 Bender Rd. N., Chaska, MN 55318

Parcel 21

Property Tax Identification No. [PID # 303060230]

Fee Owner: Kyle D. Wilkenson

Property Address: 1585 Bender Rd. N., Chaska, MN 55318 Mailing Address: 1585 Bender Rd. N., Chaska, MN 55318

Parcel 22

Property Tax Identification No. [PID # 303060370]

Fee Owner: East Lake Townhouse Association

Property Address: Unassigned
Mailing Address: Attn: Lori Kotars

1454 East Lake Drive, Chaska, MN 55318

Parcel 23

Property Tax Identification No. [PID # 303750820]

Fee Owner: East Lake Townhouse Association

Property Address: Unassigned
Mailing Address: Attn: Lori Kotars

1454 East Lake Drive, Chaska, MN 55318

Parcel 24

Property Tax Identification No. [PID # 305230050]

Fee Owner: Lakeview Clinic Building Corporation

Property Address: 110105 Pioneer Trail, Chaska, MN 55318

Mailing Address: c/o Lakeview Clinic, Ltd.

424 Highway 5 West, Waconia, MN 55387

Parcel 25

Property Tax Identification No. [PID # 302830020]

Fee Owner: Chaska Investment, Limited Partnership

Property Address: Unassigned

Mailing Address: Attn: Mike Benson

9531 West 78th St., Suite 350, Eden Prairie, MN 55344

Parcel 26

Property Tax Identification No. [PID # 301220030]

Fee Owner: Aurora Investments, LLC

Property Address: Unassigned

Mailing Address: Attn: Luigi Bernardi

5215 Edina Industrial Blvd., Suite 100, Edina, MN 55439

Parcel 27

Property Tax Identification No. [PID #301220030]

Fee Owner: Aurora Investments, LLC

Property Address: Unassigned

Mailing Address: Attn: Luigi Bernardi

5215 Edina Industrial Blvd., Suite 100, Edina, MN 55439

Parcel 28

Property Tax Identification No. [PID #301220030]

Fee Owner: Aurora Investments, LLC

Property Address: Unassigned

Mailing Address: Attn: Luigi Bernardi

5215 Edina Industrial Blvd., Suite 100, Edina, MN 55439

Parcel 29

Property Tax Identification No. [PID #301910010]

Fee Owner: Target Corporation T-1352

Property Address: 111 Pioneer Trail, Chaska, MN 55318

Mailing Address: Attn: Marlys Brandell

1000 Nicollet Mall, Minneapolis, MN 55403

and

Attn: Marlys Brandell

P.O. Box 9456, Minneapolis, MN 55440

Parcel 30

Property Tax Identification No. [PID #306390010]

Fee Owner: Realty Income Properties 3, LLC

Property Address: 110 Hundertmark Road, Chaska, MN 55318

Mailing Address: Attn: PM Dept. #2848

11995 El Camino Real, San Diego, CA 92130

Parcel 31

Property Tax Identification No. [PID # 300410010]

Fee Owner: Ridgeview Two Twelve North Add, LLC

Property Address: 105 Hundertmark Road, Chaska, MN 55318

Mailing Address: Attn: John Prondzinske

500 Maple Street South, Waconia, MN 55387

Parcel 32

Property Tax Identification No. [PID # 300410020]

Fee Owner: Aurora Chaska-Medical, LLC

Property Address: 0 Hundertmark Road, Chaska, MN 55318

Mailing Address: 5215 Edina Industrial Blvd., Suite 100, Edina, MN 55439



Agenda Item:				
Agreement with XCEL ENERGY for th	e County Highway 10 Co	onstruction Project - Wa	aconia School Ph	ase
Primary Originating Division/Dept: P	ublic Works - Program Deliv	very	Meeting Date:	8/15/2017
Contact: Andrew Engel	Title: Civil Engine	eer	Item Type: Consent	~
Amount of Time Requested:	minutes Title:		Attachments:	○Yes
Strategic Initiative: Growth: Manage the challenges and oppor	tunities resulting from growt	ch and development		~
BACKGROUND/JUSTIFICATION: As a part of the Carver County Highw Energy transmission pole needs to be Highway 10/Orchard Road roundabo 1, 2017. After September 1, Xcel Enework in the area. Moving this contra without the proper clear zone from teasement belonging to Xcel Energy, and construction. XCEL Energy requir construction. The prepayment amount completed. ACTION REQUESTED: Motion to approve an agreement with 10 Construction Project - Waconia Sci.	e relocated out of the Oreut. Xcel Energy needs to ergy will not be able to shoot along as quickly as possible power pole. The Xcel predating the roadway ergs prepayment of the estant has been determined the XCEL ENERGY for \$105	chard Road leg of the new relocate the power polonut down the transmission sible will limit Carver Contents transmission population assements requiring Carvetimated construction confrom a project scope and power of the contents of the con	ew State Highway le prior to the roa on power line du ounty's risk of ha wer pole and ele ver County to pay ost prior to detail and preliminary lay	y 5/County ad opening on September e to scheduled substation ving to open a road ctric lines are located in an for the relocation, design ed design and yout Xcel Energy has
FISCAL IMPACT: Included in current If "Other", specify: FTE IMPACT: None Related Financial/FTE Comments:	budget	FUNDING County Dolla CSAH Reg. C Total Insert add		\$105,000.00 \$105,000.00 ource
Office use only: RBA 2017- 4895				



Agenda Item: Creation of 1	: .0 FTE School Linke	d Therapist for D	ay Treatme	nt service:	5.				
Primary Origi	nating Division/Dep	t: Health & Humar	n Services		~		Meeting Date:	8/15/2017	
Contact: Roc	d Franks	Title:	HHS Direct	tor			Item Type: Consent	~	
Amount of Til	me Requested:	minutes Title:					Attachments:	○Yes ● No	
Strategic Initi Growth: Manag	ative: ge the challenges and c	opportunities resultir	ng from grow	th and devel	opment				~
of the 2016 so to be served a School have i for other pur- expanded Da Third party bi School Linked dollars are re The cost of a are 200 billing	y opened it's second chool year with one at this location. The ndicated that the various if more childred that the various if the attention at this location if therapist will also quired to add this pushed the current waitlist for the courrent waitling the courrent waitling the course of the courrent waitling the course of	e Therapist. By No re is currently a valuable space proven cannot be serves. In has been sufficient be covered by the position. Not expandapist for Day treateur. An avaerage of	vember of the valid list of 1 vided free conved in its curent to fund the additional anding service timent service.	that year, to children of charge to the cost of larevenue goes and losces is \$99,000.	the program for this prog the County The schools the current generated by ing the space	was gram / to pref the / ser e wo	s at its allowed a. Administration run this prograferred use for the rapist. The cost wing more child buld cause a loud rate for Day	I capacity of eigon at Chanhass m, may be bet his space would tof the new 1.1 dren. No additions of budgeted Treatment is \$	ght children en High ter utilized d be for 0 FTE onal levy revenue.
ACTION REQU	UESTED:								
	prove creation of a	dditional 1.0 FTE S	School Linke	ed Therapi	st for Day Tr	eatr	nent services.		
FISCAL IMPA	CT: Budget amend	ment request for	m 🔽		FUNDING				
If "Other",	specify:				County Dol				,635.00
ETE IMPACT.	Increase budgeted st	taff			Third party	rev	enue	(\$99,	635.00)
FIL IIVIFACI.					Total		1.6		\$0.00
Related Finan	ncial/FTE Comments	:			Insert a	aaiti	onal funding so	ource	
	levy dollars require		n. Costs for	position w	ill be funded	d by	additional earr	ned revenue.	
Office use only:									

Budget Amendment Request Form



To be filled out AFTER RBA submittal	
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Agenda Item: Creation of					
Department:				Meeting Date: 8/15/201	7
				Fund:	
Requested By: Denise H	leckmann			☐ 01 - General ☐ 02 - Reserve ☐ 03 - Public Works ☑ 11 - CSS ☐ 15 - CCRRA ☐ 30 - Building CIP ☐ 32 - Road/Bridge CI ☐ 34 - Parks & Trails ☐ 35 - Debt Service	P
	DEBIT		Ι ΄		
Description of					
Accounts Salaries	Acct # 11-427-740-3670-6111	\$67,724.80			
Medicare	11-427-740-3670-6155	\$977.60			
				CREDIT	
LTD	11-427-740-3670-6175	\$124.80	Description of Accounts	Acct #	Amount
FICA	11-427-740-3670-6172	\$4,201.60	Private Insurance	11-427-740-3670	\$49,817.50
PERA	11-427-740-3670-6162	\$5,075.20	MA/PMAP	11-427-740-3670	\$49,817.50
Worker's Comp	11-427-740-3670-6173	\$1,483.17	TOTAL		\$99,635.00
Compensated Absence	11-427-740-3670-6151	\$155.77			133,73333
OPEB Liability	11-427-740-3670-6150	\$1,374.81			
Life & Health Insurance	11-427-740-3670-6152	\$18,517.25			
TOTAL		\$99,635.00			
Reason for Request: Request for a new 1.0 F this position.	TE School Linked Therap	oist at Anicca Da	y Treatment. Private	e and MA/PMAP insuranc	e billing will fund



Agenda Item: Resolution for Minnesota Highway Freight Program Funding for State H	lighway 41 and	County Highway	y 18	
Primary Originating Division/Dept: Public Works - Program Delivery	~	Meeting Date:	8/15/2017	
Contact: Dan McCormick Title: Transportation Mar	nager	Item Type: Consent	~	
Amount of Time Requested: minutes			● Yes ○ No	
Presenter: Title:		Attachments:	♥ Yes ♥ No	
Strategic Initiative:				
Growth: Manage the challenges and opportunities resulting from growth and dev	elopment			~
BACKGROUND/JUSTIFICATION:				
The State is soliciting funding applications for the Minnesota Highwa	/ Freight Progra	m (MHFP) which	n provides federal	
funding for projects that deliver a clear benefit to highway-based freig 2017.	tht transportation	on. Application	s are due August 3	1,
The MHFP may provide federal funds for up to 80 percent of the eligib other public and/or private funding sources that will contribute to the partnering with MnDOT and the Cities of Chaska and Chanhassen to control (Hazeltine/Blvd./Chestnut St. N) and County Highway 18 (Lyman Blvd.) west of State Highway 41. We are also seeking support and partnersh Highway 41 and County Highway 18 to support an application for this developed to preliminary design plans and identified as a priority prochanhassen, with the express purpose of supporting and improving the based freight transportation for the adjacent and surrounding busines. Tier 3 corridors as defined in the Metropolitan Council's Truck Highway the phased planned improvements on County Highway 18 from State Hentire corridor to current design and safety standards, add needed caprovide substantial benefits to highway-based freight transportation; The cost for the subject roadway and intersections project is estimate grant will cover up to 80% of project costs it is recommended that the statewide for funding and need to request an amount that could be control to the county, the City of Chaska and the City of Chanhassen will share in parts of the project in accordance with the MnDOT and Carver County powers agreement between Carver County and both cities.	cost of the proportion of the	cosed project. (cements on State chway 15 (Galpi iness communitabject improven County, the City ty, access, and coroved connectify. These road is state Highway 4 for traffic congestely \$13,500,000 only \$3,000,000 share responsible.	Carver County is Highway 41 In Blvd.) to a quarte ties along State nents have been of Chaska, and the efficiency of highw ions to Tier 1, Tier 2 mprovements will 1 that will bring the stion bottlenecks, a 0. Even though the 0 as we will be com-	City of ay- 2, and finish e and MHFP apeting
ACTION REQUESTED: Adopt a resolution requesting Minnesota Highway Freight Program Fu	unding for State	Highway 41 and	d County Highway 1	
	maing for State	ingnway 41 and	a county riighway I	.0.
FISCAL IMPACT: Included in current budget	FUNDING			
If "Other", specify:	County Dollars	=	\$5,600,000	
FTE IMPACT: None	MnDOT Coop		\$700,000	.00
FIEIWIFACI.	Chanhassen		\$3,000,000	.00
	Chaska		\$1,200,000	.00
	MHFP		\$3,000,000	.00
	Total		\$13,500,000	.00
	■ Insert addit	tional funding so		
Related Financial/FTE Comments:				
The County share of the local match will be from CSAH and /or Local O	ption Sales Tax	proceeds.		

Office use only:

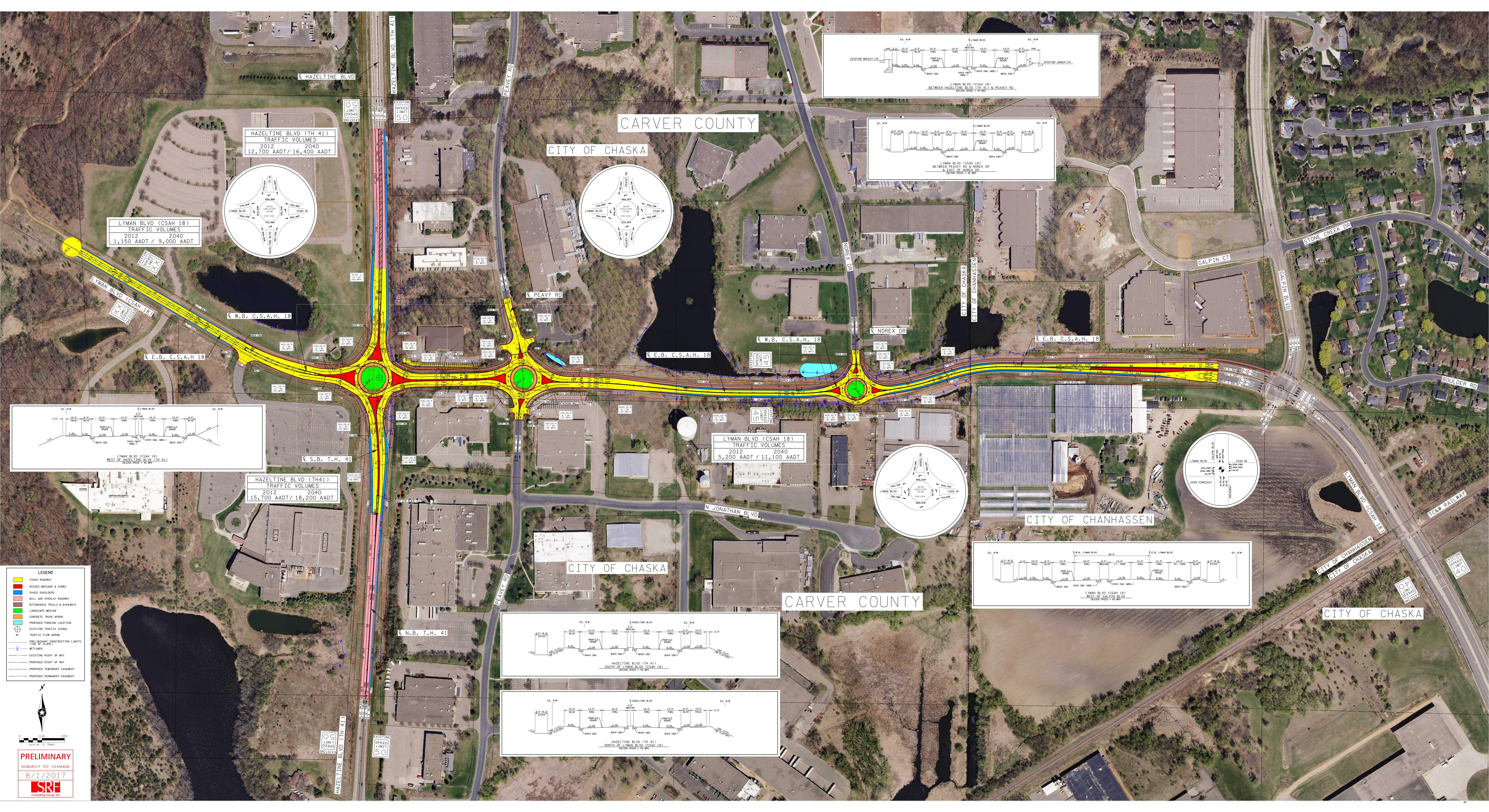
RBA 2017 - 4904

BOARD OF COUNTY COMMISSIONERS CARVER COUNTY, MINNESOTA

Date: August 15, 2017	Resolution No:		
Motion by Commissioner:	Seconded by Con	ommissioner:	
	MINNESOTA HIGHWAY FRE OR HIGHWAY 41 AND LYMA		
soliciting funding applications funding for projects that deliver WHEREAS, The Minnesota Departmer (FY) 2019, 2020, 2021, and 2 2017; WHEREAS, The MHFP may provide required to identify other public project; WHEREAS, To be eligible for funding efficiency of freight transportation of the seeking (Hazeltine Blvd. / Chestnut St. west of TH 41; WHEREAS, the County, the City of Computer of the subject improvement project for Carver County, the supporting and improving the set the adjacent and surrounding be defined in the Metropolitan Computer of the applicable projects in accompany to the set of the service of the serv	for the Minnesota Highway Freight a clear benefit to highway-based for the of Transportation (MnDOT) is an 2022 Minnesota Highway Freight federal funds for up to 80 percent ic and/or private funding sources to g, a proposed project must be on sion, or improve road access to freight Minnesota Highway Freight Program and CSAH 18 (Lyman Blvd.) from Chaska and the City of Chanhassen Hall and CSAH 18 to support an applies have been developed to preliminate City of Chaska, and the City affety, mobility, access, and efficient usinesses and for improved connectional and the City of Chanhassen was cordance with the adopted Continuity of Chanhassen was considered with the phased planned import to current design and safety states with the Carver County Board commitment for the Minnesota Highway ED, that the Carver County Board commitment for the Minnesota Highway Goriffon CSAH 15 (Galpin Blvd.)	Program with applications due on August of the eligible project cost, and applicant that will contribute to the cost of the program funds to complete improvements on Trom CSAH 15 (Galpin Blvd.) to a quarter of the are seeking support and partnerships with oplication for this funding; analy design plans and identified as a profession of Chanhassen, with the express purposency of highway-based freight transportation to the cost of the program of the cost of the program of Chanhassen, with the express purposency of highway-based freight transportation to Tier 1, Tier 2, and Tier 3 corridated; will share in the local cost share responsibility ounty Cost Participation Policy and Corovements on CSAH 18 from TH 101 to Tandards, add needed capacity to improve the	Years st 31, ts are posed ty, or TH 41 mile th the riority of ounty of the traffic est the Fiscal est nuttity of the traffic ty of the traffic est the traffic
YES	ABSENT	NO	
application.	·		ty Engineer to subm

STATE OF MINNESOTA COUNTY OF CARVER

I, Dave Hemze, duly appointed and qualified County Admi certify that I have compared the foregoing copy of this resolution wit Commissioners, Carver County, Minnesota, at its session held on the office, and have found the same to be a true and correct copy thereof.	th the original minutes of the period of the	proceedings of the Board of County
Dated this 15 th day of August, 2017.		
	Dave Hemze	County Administrator





Agenda Item:						
Resolution for TED Program Funding for State Highway 41 at County Hi	ghway 18					
Public Wester Persons Bellines		Meeting Date:	8/15/2017			
Primary Originating Division/Dept: Public Works - Program Delivery	~	Wiccing Date.				
T		Item Type:				
Contact: Dan McCormick Title: Transportation Man	ager	Consent	~			
Amount of Time Requested: minutes			^ ^			
Presenter: Title:		Attachments:	● Yes ○ No			
Strategic Initiative:						
Growth: Manage the challenges and opportunities resulting from growth and deve	lopment					
BACKGROUND/JUSTIFICATION:						
The State is soliciting funding applications for the Minnesota Transpo	rtation Econon	nic Development	(TED) Program which			
provides competitive grants to construction projects on state highway						
Applications are due September 15, 2017.	3 that provide	incusurable eco	nonne benefits.			
Applications are due september 15, 2017.						
The TED Program may provide funding for up to 70 percent of the eligib	le project cost	t, and applicants	are required to identify			
other public and/or private funding sources that will be leveraged to c	ontribute to th	e transportation	construction cost of the			
proposed project.						
Carver County is partnering with MnDOT and Cities of Chaska and Cha	nhassen to co	mplete intersect	ion improvements			
on State Highway 41 (Hazeltine Blvd./Chestnut St. N) at County Highway	/ 18 (Lyman Blv	vd.) in the City of	f Chaska. The subject			
improvements have been developed to preliminary design plans and ic	dentified as a p	riority project f	or Carver County, the City			
of Chaska and the City of Chanhassen. We are also seeking support ar	nd partnership	s with the busin	ess communities			
along State Highway 41 and County Highway 18 to support an applicat	tion for this fu	nding.				
The cost for the State Highway 41/County Highway 18 Intersection Proj	ect is estimate	d at approximat	tely \$4,100,000. The			
proposed project will reconstruct the intersection bordering Chanhass	en but in Chas	ka, currently co	ntrolled by a temporary			
traffic signal, and install a roundabout that allows freight, passenger vehicles, pedestrians and cyclists to pass through						
safely.						
The County, the City of Chaska and the City of Chanhassen will share in the local cost share responsibility of the applicable						
parts of the project in accordance with the MnDOT and Carver County		-				
	Cost Farticipa	tion Foncy and a	a prior approved joint			
powers agreement between Carver County and both cities.						
 This project is eligible for the 1/2 percent Local Option Sales tax adopt	ted on May 2, 2	2017.				
ACTION REQUESTED:						
Adopt a resolution requesting Transportation Economic Development	(TED) Program	funding for Stat	e Highway 41 at County			
Highway 18.		_				
FISCAL IMPACT: Included in current budget	FUNDING					
	FUNDING County Dollar	r -	\$0.00			
If "Other", specify:	County Dollar		\$0.00			
FTE IMPACT: None	MnDOT Coop		\$710,000.00			
The limit Acti	County Sales	Tax	\$1,890,000.00			
	TED Funding		\$1,500,000.00			
	Total		\$4,100,000.00			
	☐ Insert add	litional funding s				
Related Financial/FTE Comments:						
The city costs are unknown at this time but will be small.						

Office use only: RBA 2017 - 4901

BOARD OF COUNTY COMMISSIONERS CARVER COUNTY, MINNESOTA

Date: August 15, 2017	Resolution No:
Motion by Commissioner:	Seconded by Commissioner:

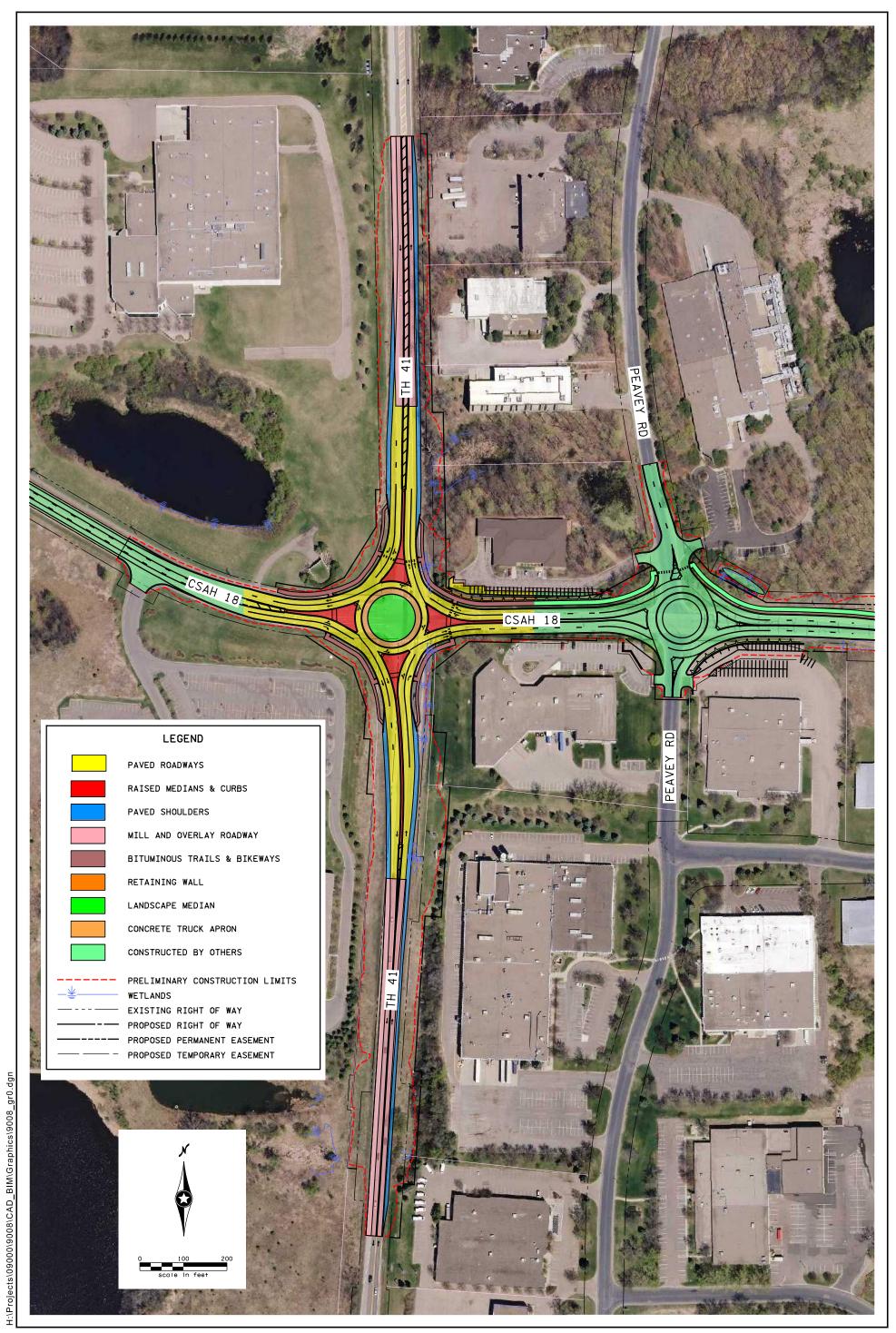
A RESOLUTION FOR TRANSPORTATION ECONOMIC DEVELOPMENT (TED) PROGRAM FUNDING FOR HIGHWAY 41 AT LYMAN BLVD.

- WHEREAS, The Minnesota Department of Transportation is soliciting funding applications for the Minnesota Transportation Economic Development Program (TED) which provides competitive grants to construction projects on state highways that provide measurable economic benefits;
- WHEREAS, The Minnesota Department of Transportation (MnDOT) is accepting candidate projects for State Highway Construction Projects in Calendar Years 2018 through 2020 with applications due on September 15, 2017;
- WHEREAS, The TED Program may provide funding for up to 70 percent of the eligible project cost, and applicants are required to identify other public and/or private funding sources that will be leveraged to contribute to the transportation construction cost of the proposed project;
- WHEREAS, To be eligible for funding, a proposed project must have a trunk highway purpose—it must improve, enhance or modify a state trunk highway or highway right of way;
- WHEREAS, Carver County is seeking Minnesota TED Program funds to complete improvements on the TH 41 (Hazeltine Blvd. / Chestnut St.) and CSAH 18 (Lyman Blvd.) intersection in the City of Chaska.
- WHEREAS, The subject improvements have been developed to preliminary design plans and identified as a priority project for Carver County, the City of Chaska, and the City of Chanhassen;
- WHEREAS, the County, the City of Chaska and the City of Chanhassen are seeking support and partnerships with the business communities along TH 41 and CSAH 18 to support an application for this funding;
- WHEREAS, the County, the City of Chaska and the City of Chanhassen will share in the local cost share responsibility of the applicable projects in accordance with the MnDOT and Carver County Cost Participation Policy.
- WHEREAS, These road improvements specifically target transportation improvements that will lead to measureable economic benefits and contribute to job creation or retention or other measurable economic benefits;
- NOW THEREFORE BE IT RESOLVED, that the Carver County Board of Commissioners supports and approves the application and local match commitment for the Minnesota Transportation Economic Development Program funding for the Calendar Years 2018 through 2020 in order to complete improvements on the TH 41 (Hazeltine Blvd. / Chestnut St.) and CSAH 18 (Lyman Blvd.) Intersection in the City of Chaska, and hereby authorizes and directs the Carver County Engineer to submit the application.
- BE IT FURTHER RESOLVED that Carver County acts as the legal sponsor for the project contained in the Transportation Economic Development (TED) Program Application to be submitted on September 15, 2017 and that the County Engineer and Deputy County Engineer are hereby authorized to apply to the Minnesota Department of Transportation for funding of this project on behalf of Carver County.
- 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.
- 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.
- BE IT FURTHER RESOLVED that upon approval of its application by the state, Carver County may enter into an agreement with the State of Minnesota for the above-referenced project, and that it will comply with all applicable laws and regulations as stated in all contract agreements.
- BE IT FURTHER RESOLVED that Carver County has committed \$______towards the local match requirement.
- BE IT FURTHER RESOLVED that, Carver County confirms if the project cost increases above the amount listed in the Application, Carver County will provide or secure all additional funds necessary to complete the project.
- BE IT FURTHER RESOLVED that Carver County certifies that it will comply with all applicable laws, regulations, and rules of the Application.
- BE IT FURTHER RESOLVED that the sources and uses, private investors, equity, and other financing commitment represented in the attached document are accurate.

NOW, THEREFORE BE IT FURTHER RESOLVED that the County Engineer and the Deputy County Engineer or their successors in office, are hereby authorized to execute such agreements, and amendments thereto, as are necessary to implement the project on behalf of the applicant, Carver County.

I CERTIFY THAT the above resolution was adopted by the County Board of Carver County

(Applicant) on	(Date).	John John John G. Carle		
SIGNED:		WITNESSED:		
(Authorized Official)		(Signature)		
(Title) (Date)		(Title) (Date)		
YES	ABSE	NT	NO	
STATE OF MINNESOTA COUNTY OF CARVER				
certify that I have compared the	foregoing copy of this resolu Minnesota, at its session he	ution with the original minutes of the day of August	of Carver, State of Minnesota, do he of the proceedings of the Board of Co, 2017, now on file in the Administra	unty
Dated this <u>15th</u> day of <u>August</u>	<u>.</u> , 2017.			
		Dave Hemze	County Administrator	





TH 41/CSAH 18 INTERSECTION



Resolution for Minnesota Highway Freight Program Funding for the US Highway 212 Expansion Project from Cologne to Carver Primary Originating Division/Dept: Public Works - Program Delivery Meeting Date: 8/15/2017	
Item Tyne:	rom Cologne to Carver
Item Tyne:	3/15/2017
Tonner etation Manager	
Contact: Dan McCormick Title: Transportation Manager Consent	▽
Amount of Time Requested: minutes Attachments: Yes No	D vas O Na
Presenter: Title:	o res ○ No
Strategic Initiative:	
Growth: Manage the challenges and opportunities resulting from growth and development	~

BACKGROUND/JUSTIFICATION:

The State is soliciting funding applications for the Minnesota Highway Freight Program (MHFP) which provides federal funding for projects that deliver a clear benefit to highway-based freight transportation. Applications are due August 31,

The MHFP may provide federal funds for up to 80 percent of the eligible project cost, and applicants are required to identify other public and/or private funding sources that will contribute to the cost of the proposed project. Carver County is seeking MHFP funds to complete improvements on US Highway 212 from the City of Cologne to the City of Carver. US Highway 212 is one of Minnesota's important east-west transportation corridors linking the Twin Cities with numerous towns and businesses in western Minnesota and to South Dakota. The County and the Southwest Corridor Transportation Coalition (SWCTC) have been working cooperatively for multiple years with MnDOT, local governments, businesses, state and federal legislators and interested citizens to achieve the Highway 212 vision by actively pursuing needed upgrades and modernization of the two-lane gaps and intersections on Highway 212 between the Cities of Norwood Young America and Carver.

The subject improvements have been developed to 90% level design plans and complete environmental documentation and identified as a priority project for Carver County and the SWCTC, with the express purpose of supporting and improving the safety, mobility, access, and efficiency of highway-based freight transportation. US Highway 212 is designated a Tier 1 corridor in the Metropolitan Council's Truck Highway Corridor Study. These road improvements will provide needed 4-lane divided expressway facilities to fill the outstanding gap of part one of two segments in this vital interregional corridor and to achieve current design and safety standards, add needed capacity to improve traffic congestion bottlenecks, and provide substantial benefits to highway-based freight transportation;

The total cost for the subject US Highway 212 from Cologne to Carver roadway and intersections project is estimated at approximately \$41,300,000. The proposed project will expand US Highway 212 to a rural four-lane expressway, which is currently a rural two-lane undivided highway between the City of Cologne and the City of Carver. This project will build upon an existing four-lane freeway starting at CSAH 11 and extending to the east side of the City of Cologne (approximately four miles). This project will also utilize portions of the existing highway where possible to reduce project costs and minimize right of-way acquisition. Furthermore, the project will address safety issues with a Reduced Conflict Intersection at County Highway 43 and provide wider shoulders. The County, MnDOT and other local governments as required will share in the local cost share responsibility of the project;

\$2,300,000 has been invested for mapping, environmental work and design, leaving \$39,000,000 needed for right of way acquisition (Estimated \$5.6 million) and construction (Estimated \$33.4 million). MnDOT is expected to program at least \$6 million from their preservation budget, leaving a \$33 million gap. The MHFP funding would pay for up to 80% of the total cost but that amount is out of proportion to the program's available annual funding, which is approximately \$20,000,000 per year.

Staff recommends the County pursue a \$15 million MHFP grant and then seek additional grants at a later date from the state Corridors of Commerce program and the new federal INFRA program (replacement of FASTLANE). Without other grants the remaining unfunded gap is \$18 million. This project is eligible for the new 1/2% Local Option Sales Tax adopted on May 2, 2017.

ACTION REQUESTED: Adopt a resolution requesting Minnesota Highway Freight Program Funding for the US Highway 212 Expansion Project from Cologne to Carver. ~ FISCAL IMPACT: Other FUNDING If "Other", specify: Budget will be amended if grant is won County Dollars = \$0.00 County Sales Tax \$18,000,000.00 **~** FTE IMPACT: None MHFP \$15,000,000.00 MnDOT \$6,000,000.00 Total \$39,000,000.00 Insert additional funding source Related Financial/FTE Comments: The County will pursue additional funding from MnDOT through the Corridors of Commerce program and the new federal INFRA program.

Office use only:

RBA 2017 - 4905

BOARD OF COUNTY COMMISSIONERS CARVER COUNTY, MINNESOTA

Date: August 15, 2017	Resolution No:	
Motion by Commissioner: Seconded by Commissioner:		
A RESOLUTION FOR MINNESO	OTA HIGHWAY FREIGHT PROG FROM COLOGNE TO CARV	RAM FUNDING FOR US HIGHWAY 212 VER
soliciting funding application funding for projects that delive WHEREAS, The Minnesota Department (FY) 2019, 2020, 2021, and 2017; WHEREAS, The MHFP may provide required to identify other pulling the solicities of the solicities	ns for the Minnesota Highway Freiger a clear benefit to highway-based freent of Transportation (MnDOT) is at 2022 Minnesota Highway Freight 1 to federal funds for up to 80 percent	reight and Commercial Vehicle Operations is ght Program (MHFP) which provides federal reight transportation; excepting candidate projects for the Fiscal Year Program with applications due on August 31 of the eligible project cost, and applicants are that will contribute to the cost of the proposed
efficiency of freight transport WHEREAS, Carver County is seeki Highway 212 from the City o WHEREAS, US Highway 212 is one with numerous towns and bus WHEREAS, The County and the cooperatively for multiple ye interested citizens to achieve the two-lane gaps and intersec WHEREAS, The subject improveme documentation and identified supporting and improving the	ation, or improve road access to freight grown managements and to see the City of Carver; of Minnesota's important east-west sinesses in western Minnesota and to see the Court of Minnesota and to see the Court of Minnesota and to see the Minnesota and	gram funds to complete improvements on Us transportation corridors linking the Twin Citie
of the project; WHEREAS, These road improvemen of part one of two segments i add needed capacity to impro freight transportation;	ts will provide needed 4-lane divided n this vital interregional corridor and we traffic congestion bottlenecks, and	expressway facilities to fill the outstanding gap to achieve current design and safety standards d provide substantial benefits to highway-base
application and local match Years (FY) 2019, 2020, 2021	commitment for the Minnesota Hig, and 2022 in order to complete impro	of Commissioners supports and approves the hway Freight Program funding for the Fisca ovements on US Highway 212 from the City of the Carver County Engineer to submit the
YES	ABSENT	NO

		
STATE OF MINNESOTA		
COUNTY OF CARVER		
I, Dave Hemze, duly appointed and qualified County certify that I have compared the foregoing copy of this resolut Commissioners, Carver County, Minnesota, at its session hel- office, and have found the same to be a true and correct copy to	tion with the original minutes of t d on the <u>15th</u> day of <u>August</u> , 2	he proceedings of the Board of County
Dated this 15 th day of August, 2017.		
	Dave Hemze	County Administrator



Agenda Item: Resolution Establishing a School Zone S	peed Limit on CSAH 11 at Ir	onwood Drive for	the new Carver	Elementary School
Primary Originating Division/Dept: Publi	c Works - Program Delivery	V	Meeting Date:	8/15/2017
			Item Type:	
Contact: Dan McCormick	Title:		Consent	\checkmark
Amount of Time Requested: min	nutes			O
Presenter:	Title:		Attachments:	●Yes ○No
Strategic Initiative:			•	
Growth: Manage the challenges and opportuni	ities resulting from growth and d	evelopment		<u> </u>
BACKGROUND/JUSTIFICATION:				
Staff has been working with the City of C	Carver and Eastern Carver Sc	hool District to pla	n for and suppor	rt the new Carver
Elementary School along CSAH 11 at Iron	nwood Drive in the City of Ca	arver. One aspect of	of that is school	traffic safety. As noted in
the resolution, county traffic engineering	g staff have reviewed the ro	adway conditions a	ind school distri	ct plans and have
conducted typical, standard engineering	; and traffic investigations to	help determine a	wide range of m	easures to support the
school district, parent and community tr	affic safety interests. A scho	ool zone speed limi	t is one of those	items of several
elements to consider and include in the	overall package.			
Adoption of the resolution includes that	the County Engineer and th	e Deputy County E	ngineer or their	successors in office,
are authorized to execute any such agre	ements, and amendments t	hereto, as are nece	ssary to implem	ent the subject school
zone speed limit project on behalf of Car				
County expects that the School District v				·
11 at Ironwood Drive at school children				-
subject school.	0	,		,
-				
ACTION REQUESTED:				
Motion to approve a resolution for the e	establishment of a school zo	ne speed limit of 40) mph on CSAH :	11 north and south of
Ironwood Drive for the new Carver Elem	ientary School.			
FISCAL IMPACT: Included in current bu	dget	FUNDING		,
If "Other", specify:		County Dollars	;=	\$4,500.00
3 , 3,		ISD 112		\$13,500.00
FTE IMPACT: None		Total		\$18,000.00
		Insert addit	ional funding so	
Related Financial/FTE Comments:				
Cost shown are for two radar speed limit	t signs which would be cove	red by cost sharing	at 75% school; 2	25% County.
Office use only:				

RBA 2017 - 4907

54

BOARD OF COUNTY COMMISSIONERS CARVER COUNTY, MINNESOTA

Date: <u>August 15, 2017</u>	Resolution No:
Motion by Commissioner:	Seconded by Commissioner:

A RESOLUTION ESTABLISHINNG A SCHOOL ZONE SPEED LIMIT OF 40 MPH ON JONATHAN CARVER PARKWAY (CASH 11) NORTH AND SOUTH OF IRONWOOD DRIVE FOR THE NEW CARVER ELEMENTARY SCHOOL

WHEREAS, Minnesota Statutes provides that each road authority may establish school zone speed limits on roads under their jurisdiction, as long as the school zone speed limits are established by the appropriate city council or county board action. In order to provide an objective, uniform and safe environment for walking and biking students, Minnesota law requires an engineering and traffic investigation as prescribed by the Commissioner of Transportation prior to establishing a school zone speed limit; and

WHEREAS, Minnesota Statutes, Section 169.14, reads in part: Subd. 5a. Speed zoning in school zone; surcharge.

- (a) Local authorities may establish a school speed limit within a school zone of a public or non-public school upon the basis of an engineering and traffic investigation as prescribed by the commissioner of transportation. The establishment of a school speed limit on any trunk highway shall be with the consent of the commissioner of transportation. Such school speed limits shall be in effect when children are present, going to or leaving school during opening or closing hours or during school recess periods. The school speed limit shall not be lower than 15 miles per hour and shall not be more than 30 miles per hour below the established speed limit on an affected street or highway.
- (b) The school speed limit shall be effective upon the erection of appropriate signs designating the speed and indicating the beginning and end of the reduced speed zone. Any speed in excess of such posted school speed limit is unlawful. All such signs shall be erected by the local authorities on those streets and highways under their respective jurisdictions and by the commissioner of transportation on trunk highways.
- (c) For the purpose of this subdivision, "school zone" means that section of a street or highway which abuts the grounds of a school where children have access to the street or highway from the school property or where an established school crossing is located provided the school advance sign prescribed by the manual on uniform traffic control devices adopted by the commissioner of transportation pursuant to section 169.06 is in place. All signs erected by local authorities to designate speed limits in school zones shall conform to the Manual on Uniform Traffic Control Devices.
- (d) Notwithstanding section 609.0331 or 609.101 or other law to the contrary, a person who violates a speed limit established under this subdivision is assessed an additional surcharge equal to the amount of the fine imposed for the violation, but not less than \$25; and
- WHEREAS, an engineering and traffic investigation was conducted by county traffic engineering staff consistent with said-above statutes and the established MnDOT "A Guide to Establishing Speed Limits in School Zones" that is a comprehensive safety outlook and is the prescribed method as required by MS 169.14; and
- WHEREAS, in standard engineering and traffic investigations, three distinct components are addressed: The School Route Plan; Hazard Identification; and Education. The main objective of the School Route Plan is to establish walking routes that minimize the number of streets crossed and to maximize the safety of approved crossings used by children on the entire trip to school. Hazard Identification addresses nine issues using the school route plan and evaluates each street for what is present as well as what can be changed to enhance the safety of the planned routes; and
- WHEREAS, ensuring the safety of children on public streets near schools are the shared responsibility of parents, school officials and road authorities. Parents must provide basic training and supervision in order to develop safe

behavior and serve as role models. School officials must support and encourage educational safety programs and methods for walking or biking students. Road authorities must provide a safe environment on the street by using proven traffic control methodologies that will minimize hazards and crash risks as reasonably practicable; and

- WHEREAS, based on the engineering and traffic investigation conducted herein consistent with MnDOT "A Guide to Establishing Speed Limits in School Zones" and the MnMUTCD, a school zone speed limit of 40 mph is recommended along CSAH 11 north and south of Ironwood Drive to work in concert the existing posted speed limit of 50 mph and with a package of other school traffic safety elements including adult school crossing guards and the existing modern traffic signal on CSAH 11 at Ironwood Drive; and
- WHEREAS, the MnMUTCD provides for a standard package of signage and other traffic control measure for schools and school zones that also includes standards for establishing school zone speed limit signs; and
- NOW THEREFORE BE IT RESOLVED, that consistent with Minnesota State Statutes, Sections 169.14 and 169.011, the Carver County Board of Commissioners supports and approves the establishment of a school zone speed limit of 40 mph on CSAH 11 north and south of Ironwood Drive for the new Carver Elementary School to work in concert the existing posted speed limit of 50 mph and with a package of other school traffic safety elements including the existing modern traffic signal on CSAH 11 at Ironwood Drive; and
- BE IT FURTHER RESOLVED that Carver County expects that the School District will maintain in force adult school crossing guards at the existing traffic signal on CSAH 11 at Ironwood Drive at school children crossing times as part of the package of other school traffic safety elements for the subject school; and
- BE IT FURTHER RESOLVED that the County Engineer and the Deputy County Engineer or their successors in office, are hereby authorized to execute any such agreements, and amendments thereto, as are necessary to implement the subject school zone speed limit project on behalf of Carver County.

subject school zone speed	limit project on behalf of Carver Coun	ty.
YES	ABSENT	NO
certify that I have compared the foreg	oing copy of this resolution with the origin esota, at its session held on the <u>15th</u> day	f the County of Carver, State of Minnesota, do hereby nal minutes of the proceedings of the Board of County of August, 2017, now on file in the Administration
Dated this <u>15th</u> day of <u>August</u> , 20	17.	
	Dave He	emze County Administrator



Agenda Item: Conversion of Bac	kground investig	ator FTE to Senior	Background I	nvestigator FTE			
Primary Originating	g Division/Dept:	Sheriff		~	Meeting Date:	8/15/2017	
					Item Type:		
Contact: Leslie Mi	chel	Title:			Consent	\overline{v}	
Amount of Time Re	equested:	minutes			_	<u> </u>	
Presenter:		Title:			Attachments:	○Yes ● No	
Strategic Initiative:							
Growth: Manage the	challenges and oppo	ortunities resulting fro	om growth and d	levelopment			~
BACKGROUND/JUS	STIFICATION:						
County employees statutory deadline. One 1.0 FTE is curr investigators. Char experienced subject	that require CJIS s that are becoming the current current matter expert the cost of the dollars would be	background checking increasingly mo it will continue to position to a 1.0 So that will require m his position by \$10	cs, and Sheriff ore difficult to become more enior Backgro inimal training 0,400. The add	's Office volunteer so complete due to the e difficult to meet re und Investigator wo g and be more effici	staff. Carry and ne large increaso equired deadline ould allow the S ent in completi	s Office employees, Acquire gun permits he in requests. es with two backgroutheriff's Office to hire ng the required tasks un permit revenue, at	nd an . This
Motion to approve	request to conve	ert 1 FTE Backgrou	nd Investigato	or to 1 FTE Senior Ba	ackground Inves	stigator.	
FISCAL IMPACT:	Budget amendme	nt request form	~	FUNDING			
If "Other", specif	īy:			County Dollars			_
FTE IMPACT: Othe	r staffing change (g	rade classification l	hours etc.)	Conceal & Car	ry Fees	\$9,600.00)
FIE IIVIPACI: Othe	r starring change (g	rade, classification, i	ilours, etc.,	Total		\$9,600.00)
				Insert addit	cional funding so	ource	
Related Financial/F		ugh gun normit ro	ionilos no ad	ditional love dollars	are requested		
Auditional Costs Wi	ii be iuliaea tiiro	ugii guii permit rev	venues, no ad	ditional levy dollars	are requested.		
Office use only:							
RBA 2017-4906							

Budget Amendment Request Form



To be filled out AFTER RBA submittal							
Agenda Item: (Conversio	n of Background invest	igator FTE to Se	nior Background Inv	estigator FTE		
Department:					Meeting Date: 8/15/201	7	
Requested By:					□ 01 - General □ 02 - Reserve □ 03 - Public Works □ 11 - CSS □ 15 - CCRRA □ 30 - Building CIP □ 32 - Road/Bridge CI □ 34 - Parks & Trails □ 35 - Debt Service	P	
		DEBIT			CREDIT		
Descriptio Account		Acct #	Amount	Description of Accounts	Acct #	Amount	
Salaries		02-202-000-1686.6111	\$9,600.00	Conceal & Carry Fee	02-202-000-1686	\$9,600.00	
TOTAL			\$9,600.00	TOTAL		\$9,600.00	
Reason for Request: Converting 1.0 FTE Background Investigator to a 1.0 Senior Background Investigator utilizing conceal and carry fees to cover the additional costs.							



Agenda Item:							
Appointment of Carver County Survey	yor						
Primary Originating Division/Dept: Em		~	Meeting Date:	8/15/2017			
Contact: Darin Mielke	Title: Deputy Co	ounty Engineer		Item Type: Consent	V		
Amount of Time Requested: m	inutes Title: Property &	Financial Services Di	iv	Attachments:	○Yes ● No		
Strategic Initiative:							
Culture: Provide organizational culture foste	ring accountability to achi	eve goals & sustain publi	ic trust,	/confidence in Co	unty government	~	
BACKGROUND/JUSTIFICATION: The County Surveyor is appointed by the Board of County Commissioners in accordance to Minnesota Statutes 389.011 for a term not to exceed four years. The interim county surveyor, Brian Praske, began his service on August 29, 2016 when the county surveyor position was vacated in August 2016. It is recommended that Brian Praske be appointed as the Carver County Surveyor to a four-year term commencing on August 1, 2017. ACTION REQUESTED: Motion to appoint Brian Praske as the Carver County Surveyor effective August 1, 2017.							
FISCAL IMPACT: None	~	FUNDING	3				
If "Other", specify:		County D	ollars	s =			
FTE IMPACT: None		Y Total				\$0.00	
Related Financial/FTE Comments:		■ Insert	t addit	cional funding s	ource		
Office use only:							
RBA 2017 - 4879							



Agenda Item:							
Approval of the 2017-2018 Teamsters Detention Deput	es / 911 Dispatchers / TAC (Officer Collective	Bargaining Agreer	ment			
Primary Originating Division/Dept: Employee Relations	\	Meeting Date:	8/15/2017				
Trimary Originating Division, Dept.	_						
Contact: Kerie Anderka Title: ER Di	ector	Item Type: Consent	~				
		Consent					
Amount of Time Requested: minutes		Attachments:	○Yes ● No				
Presenter: Title:							
Strategic Initiative: Culture: Provide organizational culture fostering accountability to	achieve goals & sustain public tru	ıst/confidence in Cou	inty government	~			
	demeve godis & sustain public tru	ast, communication in Coo	ancy government				
BACKGROUND/JUSTIFICATION:	effice. Democializate and the			c			
Teamsters Detention Deputies / 911 Dispatchers / TAC (ins for			
the successor collective bargaining agreement (CBA) and	the membership has ratined	u trie 2017 – 2018	CBA.				
Highlights and the major changes in terms and condition	s are:						
 Implement new 2017 salary ranges based on classification and compensation study Effective the first full pay period in March of 2017, eligible employees shall receive the greater of a market adjustment as established by the classification and compensation study or a general adjustment. Employees who are eligible for the general adjustment and receive an overall rating of Solid Performer or higher on the performance evaluation for the previous calendar year under review shall receive a 2% general adjustment, not to exceed the maximum of the range. PFP 2017: 0%, 1%, 2%, 3% effective the first full pay period in March 2017 For class and comp implementation, employees who have completed ten years of service or more in their current classification shall receive a one-time base rate adjustment equivalent to \$1000 annual (\$0.48 cents per hour), effective the first full pay period in March 2017. Implement salary ranges as established by County Board effective the first full pay period in January 2018. GA 2018: 2% effective first full pay period in January PFP 2018: 0%, 1%, 2%, 3% effective first full pay period in March – with pay-for-performance compensation base/lump sum split implemented in 2018 Insurance 2017: Incorporate MOA maintaining County contributions same as in 2016 Insurance 2018: Maintain same County contributions as in 2017 							
ACTION REQUESTED:							
Motion to approve the Teamsters Detention Deputies/9	11 Dispatchers/TAC Officer 2	2017-2018 Collecti	ive Bargaining Agre	eement			
FISCAL IMPACT: Included in current budget	FUNDING						
If "Other", specify:	County Dolla	ars =	\$252,000).00			

Total

Insert additional funding source

Office use only:

FTE IMPACT: None

Related Financial/FTE Comments:

\$252,000.00



Agenda Item:				
Request for Approval of Memoranda of Agreement with Teamsters I unications Supervisor Classification to the Teamsters Detention Serg			of the Emergeno	cy Comm
Primary Originating Division/Dept: Employee Relations	~	Meeting Date:	8/15/2017	
Contact: Kerie Anderka Title: Employee Relations	s Division Dir	tem Type: Consent	V	
Amount of Time Requested: minutes Presenter: Title:		Attachments:	○Yes ● No	
Strategic Initiative: Culture: Provide organizational culture fostering accountability to achieve goals &	sustain public trust/o	confidence in Cou	nty government	V
BACKGROUND/JUSTIFICATION: The County and Teamsters Local 320 Non-Licensed Management Barg Bargaining Unit have agreed that the classification of Emergency Com Licensed Management Unit to the Detention Sergeants Unit. The County and Teamsters Detention Sergeants Bargaining Unit are pathrough December 31, 2018. The Memoranda of Agreement are speci Supervisor transition to the Detention Sergeant Unit and outline term schedule change notification and educational incentive ACTION REQUESTED: Motion to approve the Memoranda of Agreement outlining the terms change notification and educational incentive for the employees in the	munication Supervarties to a labor agrific to the classificates for the following a for flex time, volu	reement in effortion of Emerge : flex time, volu	ect from January ency Communicat untary leave with	1, 2017 cions out pay,
FISCAL IMPACT: Included in current budget If "Other", specify:	FUNDING County Dollars	=	\$	0.00
FTE IMPACT: None	Total Insert addition	onal funding so	<u>'</u>	0.00
Related Financial/FTE Comments:				

Office use only: RBA 2017 - 4908



Agenda Item:				
Contract with INTERSTATE POWER SYSTEMS INC				
Primary Originating Division/Dept: Public Services - Facilities	~	Meeting Date:	8/15/2017	
Contact: Jim Kuchelmeister Title: Facilities Services I	Manager	Item Type: Consent	V	
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 has emergency generators at the following locations:	Government Cent	er (2), Public W	orks, Chaska License	
Center, Chanhassen Service Center, Chanhassen Tower, and Hollywoo				
recommending that the County enter into a contract with Interstate R		•	•	
battery replacements.	,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,	,	.,	
Facility Services obtained two quotes for three years of generator ser \$25,506.	vice. Interstate P	ower Systems h	as the low quote of	
ACTION REQUESTED:				
Motion to contract with INTERSTATE POWER SYSTEMS INC pending co	ompletion of the o	contract review	process.	
FISCAL IMPACT: Included in current budget	FUNDING			
If "Other", specify:	County Dollars	; =	\$25,506.0	00
	_			
FTE IMPACT: None	T otal		\$25,506.0	00
	Insert addit	ional funding so	urce	
Related Financial/FTE Comments:				
To be paid from the Facilities Operating Budget.				
Office use only:				
RBA 2017 - 4865				



Agenda Item:				
Abatements/Additions				
Primary Originating Division/Dept: Property & Financial Services -	Property Taxation	Meeting Date:	8/15/2017	
Contact: Teri Spencer Title: Settlement T	ech	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: Abatements requested by taxpayers. See attached listing. ACTION REQUESTED: Motion to approve.				
FISCAL IMPACT: None If "Other", specify: Not Budgeted	FUNDING County Dolla	rs =	(\$322	
FTE IMPACT: None	Other Total		(\$805 (\$1,128	
Related Financial/FTE Comments:	■ Insert add	itional funding s	ource	
Office use only:				
RBA 2017-4876				



Property & Financial Services Government Center - Administration Building 600 East 4th Street Chaska, MN 55318-2102

Laurie Davies, Taxpayer Services Manager

Phone: (952) 361-1907

Email: ldavies@co.carver.mn.us

Angela Johnson, Carver County Assessor

Phone: (952) 361-1961

Email: ajohnson@co.carver.mn.us

Abatements presented to the Carver County Board of Commissioners August 1, 2017

Abatement approval is recommended by the Carver County Assessor & Taxpayer Services Manager on the following properties for the reasons listed.

Payable Year	Parcel Number	Name	Reason for Abatement	Original Tax Amount	Adjusted Tax Amount	Total Amount of Tax Adjustment	Reduction in Penalties and/or Interest Paid	Total Amount of Adjustment	County Dollars Abated
2017	25.5321070	Renae Blomquist	Homestead	\$ 2,322.00	\$ 2,094.00	\$ (228.00)	\$ -	\$ (228.00)	\$ (82.81)
2017	45.0500210	Harlan & Delores Poppler	Relative Homestead	\$ 2,358.00	\$ 1,844.00	\$ (514.00)	\$ -	\$ (514.00)	\$ (102.89)
2017	25.1860050	Roland & Carol Thurk	Homestead	\$ 3,480.00	\$ 3,334.00	\$ (146.00)	\$ -	\$ (146.00)	\$ (54.13)
2017	65.3250810	Patricia Rodolosi	Homestead	\$ 2,590.00	\$ 2,356.00	\$ (234.00)	\$ -	\$ (234.00)	\$ (80.43)
2017	25.2560210	Brandt & Jessica Jorgensen	Homestead	\$ 5,370.00	\$ 5,364.00	\$ (6.00)	\$ -	\$ (6.00)	\$ (1.95)
	•		TOTALS	\$ 16,120.00	\$ 14,992.00	\$ (1,128.00)	\$ -	\$ (1,128.00)	\$ (322.21)



Agenda Item:							
Veteran Services Enhancement Grant							
Primary Originating D	ivision/Dept: Public Se	rvices - Veterans		~	Meeting Date:	8/15/2017	
, 5	, ,						
Contact: Dan Tengwa	all	Title: VSO			Item Type:		
Contact		Treie:			Consent	<u> </u>	
Amount of Time Requ	iested: minute	s			Attachments:		
Presenter:	T	itle:			Attaciments.	Tes ONO	
Strategic Initiative:							
Finances: Improve the Co	ounty's financial health and	d economic profile					~
BACKGROUND/JUSTI	FICATION:						
	tment of Veterans Affa	airs (MDVA) offers	s a County Veter	an Servic	es Office (CVSO) Operational Gra	nt
-	ch county applying rece		-		-	· ·	
_	nds based on the count	_			_	-	_
	, as of September 30, 2						
	Affairs Office of the A					-	-
	nal amount of \$5,000,	•		paration	13 1,003. 11113 4	car, carver course	, .5
engible for all addition	nar amount or \$5,000,	yiciding a total gi	unt or \$12,500.				
The Carver County Ve	eteran Services Officer	proposes to use t	his grant for nev	v furnitur	e in the new off	ice space, training	3
opportunities for staf	f members, and other	technology advan	cements that th	e Carver	County Veteran	s Service Office	
will use during the sta	ate fiscal year.						
The approval of this b			banasis Camian	Carraturia		familias and the	
The approval of this board action and resolution would greatly benefit Carver County's veterans, their families, and the							
operations of the Carver County Veteran Services Office.							
ACTION REQUESTED:							
Motion to approve the resolution to enter into a Minnesota Department of Veterans Affairs CVSO Operational Grant Contract in						ntract in	
the amount of \$12,500 pending completion of the contract review process.							
2.1							
FISCAL IMPACT: Oth		\checkmark	FUND				
	Grant funds have been			ty Dollar			0.00
If "Other", specify:	2018 Recommended E an Services.	suaget for veter	MN	Departme	ent of Veter	\$12,50	0.00
ij Other , specijy:			Total			\$12,50	0.00
FTE IMPACT: None Insert additional funding source							
Related Financial/FTE Comments:							
Funds are awarded based on the State of Minnesota fiscal year and must be spent prior to June 30, 2018. If any part of the							
FY2018 allotment is spent prior to 12/31/17, we will send Finance a budget amendment request to increase the 2017							
budget and decrease the 2018 budget by the portion of the grant allocated to 2017.							
adget and decida	.c the 2010 budget b	, the portion of	and braint and				
Office use only:							

RBA 2017 - 4893



BOARD OF COUNTY COMMISSIONERS CARVER COUNTY, MINNESOTA

Date: <u>August 15, 2017</u>		Resolution No.:			
Motion by Commissioner:	Seconded by	Commissioner:			
RES	OLUTION OF CARVER CO	UNTY			
Grant Contract with the Minnes Program: County Veterans Ser must be used to provide outread veterans into society; to collabor community organizations for the homelessness among veterans;	r County Board of Commissioners that to the Department of Veterans Affairs (ME vice Office Operational Enhancementh to the county's veterans; to assist in the term of the term of the county's veterans; to assist in the term of the county's veterans; to assist in the term of the county's veterans; to assist in the term of the county's veterans; to assist in the term of the county's veterans; to assist in the term of the county's veterans; to assist in the term of the county's veterans; to assist in the term of the ter	DVA) to conduct the following at Grant Program. The grant he reintegration of combat educational institutions, and other d to veterans; to reduce ounty veterans service office, as			
	y the Carver County Board of Commiss Officer, be authorized to execute the a chalf of the County.				
WHEREUPON the above resolu Minnesota this fifteenth day of A	tion was adopted at the Carver County ugust 2017.	Board Meeting in Chaska,			
YES	ABSENT	NO			
CTATE OF AUNIVERSAL					
STATE OF MINNESOTA COUNTY OF CARVER					
do hereby certify that I have compare of the Board of County Commission	ted and qualified County Administrator of the the foregoing copy of this resolution with ers, Carver County, Minnesota, at its session office, and have found the same to be a transfer.	the original minutes of the proceeding n held on the fifteenth day of Augus			
		County Administrator			



Agenda Item:					
2018 CDA Budget and Levy					
Primary Originating Division/Dept: Public Services			Meeting Date:	8/15/2017	
Contact: Nick Koktavy	Title: Deputy Director		Item Type: Work Session	V	
Amount of Time Requested: 30 minu	tes Title: Executive Director		Attachments:	●Yes ○No	
Strategic Initiative: Finances: Improve the County's financial health a	and economic profile				~
BACKGROUND/JUSTIFICATION:					
The Carver County Community Developme	ent Agency (CDA) provides	affordable housing	g opportunities	and fosters comm	unity
economic development in the County. Th	e CDA's special benefit tax	levy is distributed	upon all taxable	e property within (Carver
County and is completely separate from the	he County's property tax lev	yy. The CDA staff	will present info	ormation on the 20	018
budget and levy at the work session. On September 5, the CDA will present the 2018 levy and budget for the County Board's					
consideration.					
ACTION REQUESTED:					
Provide comments on the CDA's 2017 levy	y and budget.				
FISCAL IMPACT: Other	<u>~</u>	FUNDING			
If "Other", specify: Impact will be discu	ssed at meeting	County Dollars	;=		
FTE IMPACT: None		Total		Śſ	0.00
Related Financial/FTE Comments:			ional funding so	·	,
Office use only:					
RBA 2017-4887					

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Carver County Community Development Agency

CDA Board of Commissioners

Sarah Carlson - Chair Molly Koivumaki - Vice Chair Darrel Sudheimer - Secretary/Treasurer Greg Anderson – Commissioner John Fahey - Commissioner

Mission Statement:

The Carver County Community Development Agency provides affordable housing opportunities and fosters Community and Economic Development in Carver County.

Vision:

To be an innovative leader in creating housing and economic opportunities to create Communities for a Lifetime in Carver County.

Values:

Commitment to Quality Results

Providing quality housing and private development assistance activities will be the hallmark of the Carver County CDA.

Quality Customer Service

As the Carver County CDA communities continue to develop, we are committed to meeting our customers' needs.

Commitment to Our Employees

To promote a challenging, fulfilling and safe work environment that recognizes employee commitment to excellence.

Partnering

The CDA will achieve its mission through actively seeking partnerships and collaborative efforts with Carver County, its communities and with other agencies.

Integrity

In undertaking our duties, we are committed to the values of honesty, fairness and trust.

2018 BUDGET NARRATIVE

For the 2018 budget, the Carver County Community Development Agency (CDA) is requesting a levy of \$2,353,701 which is a \$55,712 increase from the 2017 levy. The impact on a \$320,700 valued home is an increase of \$0.55 per year for a total tax of \$51.60 in 2018.

Tenant Based Rental Assistance Programs

Bridges Program

MN Housing funded program to provide a housing subsidy for persons with serious mental illness.

Bridges Ending Long Term Homelessness Initiative Fund (ELHIF)

Same as Bridges with the addition of the Long-Term Homeless component.

Bridges Regional Treatment Center (RTC)

Same as Bridges with the addition of the RTC eligibility component.

Housing Trust Fund

A rental assistance program through Minnesota Housing Finance Agency (MHFA) designed to address homelessness (preference) for those with a disability.

Shelter Plus Care Program

A federally funded program as part of the HEARTH Act for persons that are homeless and disabled.

Coordinated Entry System

The CDA is a point of entry for the Coordinated Entry process for single adults and families that are experiencing homelessness in Carver County. This process is a HUD mandate to connect the homeless with housing program resources.

Public Housing Program

The CDA provides subsidized housing to low income households. Household income must be at or below 80% AMI. The CDA has public housing units scattered throughout Carver County.

Rental Housing Opportunities

The CDA provides and manages affordable housing opportunities for working families and seniors throughout Carver County.

- Bluff Creek Carver
- Brickyard Chaska
- Centennial Chanhassen
- Clover Ridge Townhomes— Chaska
- Crossings Waconia

- Lake Grace Chaska
- Oak Grove NYA
- West 1st Street Chaska
- Waconia Townhomes Waconia
- Waybury Chaska
- Windstone Chaska

11 units scattered throughout our properties are Project Based Vouchers for Veterans and Homeless.

Community and Economic Development Programs

Community Growth Partnership Initiative

The Community Growth Partnership Initiative was created and funded by the Carver County Community Development Agency in January 2016. The goals of the program are to increase the tax base and improve the quality of life in Carver County through three specific strategies: affordable housing development, job creation and redevelopment; through direct grants to Cities within Carver County.

Housing Counseling

The CDA is a HUD-approved housing counseling agency that provides the following services to Carver County residents:

- Foreclosure Prevention Assistance
- Financial Fitness Counseling
- Pre-Purchase Counseling & Education
- Rental Assistance Counseling
- Post Purchase Counseling
- Rental Assistance Counseling

<u>Foreclosure Prevention Assistance</u> - The CDA assists Carver County homeowners who are delinquent or may become delinquent on their mortgage.

<u>Financial Counseling</u> – The CDA assists residents with budgets, credit repair, negative rental reference report responses.

<u>Pre-Purchase Counseling & Education</u> - County residents and potential

homebuyers can meet with the CDA to determine if they would qualify for a mortgage to buy a home. The CDA will set up a plan of action with the client to help them overcome any barriers they may have to achieving homeownership. Potential homebuyers can attend our education workshop (HomeStretch). First-time homebuyer mortgage and down payment assistance programs require education certificates.

<u>Post-Purchase Counseling</u>- Carver County residents can meet with counselors to discuss refinance options or budgeting questions to ensure successful home ownership and maintenance questions.

<u>Rental Assistance Counseling</u> – The CDA provides assistance in finding rentals in Carver County, reviewing the rental history reports and assisting with the explanation of barriers.

Land Trust Program

The CDA administers a Community Land Trust program. The CLT model provides access to home ownership opportunities for moderate income households who might not otherwise afford homes in the community. The CLT ensures permanent affordability by removing from the real estate purchase. Homebuyers must be at or below 80% AMI and mortgage ready.

Currently, there are 28 land trust homes located throughout Carver County. Homes are currently located in Chaska, Victoria, and Waconia.

Septic/Well Replacement Loan

The CDA has partnered with Environmental Services to provide county residents with a low-interest loan to make improvements to their failing septic system or well. The CDA is responsible for approving clients for the program as well as filing the special assessment against the property.

Small Cities Development Program

The CDA administers this program for cities in Carver County that receive SCDP funding from the Department of Employment & Economic Development (DEED). The program can fund single-family, rental and commercial rehab, public facilities and homebuyer programs. The CDA has received funding of \$511,750 for the City of Watertown for Commercial Rehabilitation and Single-Family Owner-Occupied Rehabilitation within a targeted area.

MHFA Rehab

The CDA will be applying to Minnesota Housing to administer the Rehabilitation Loan/Emergency and Accessibility Loan Programs (RLP/ELP) throughout Carver County. The program provides deferred loan financing to eligible low-income homeowners who are unable to secure home improvement financing in the private sector. Funds may be used for basic home improvements that directly affect the

home's safety, habitability or energy efficiency.

Single Family Mortgage Program

The CDA administers the Minnesota City Participation Program (MCPP) offered through the Minnesota Housing Finance Agency. The MCPP program is designed to assist first time homebuyers in Carver County obtain affordable financing to purchase a home. The 2017 MCPP program year has been a resounding success to date.

MCPP results as of 6-30-17:

- Carver County 2017 Allocation Amount: \$1,551,740.22
- Committed Loans: 17

Clients Served:

- Committed Amount: \$3,049,842.00 (197% usage rate)
- Carver County Non-MCPP Committed Loans: \$1,482,890.00 (7 loans)
- Overallotment for Carver County: \$4,532,732.00 (292% usage rate)

Metropolitan Consortium of Community Developers (MCCD) Open to Business Program

Industry Segment:

The Open to Business program has had the following activity through June 2017:

Pre-Start Planning Start-up Existing Business - Opportunity Existing Business - Challenged Total Clients:		8 9 16 2 36	Retail Service Food Health/Fitness Manufacturing Construction/Real E Undetermined	≣state	2 8 10 6 5 3
			Location:	Bus.	Res.
	16,000 ,481,000		Carver Chanhassen Chaska Cologne Mayer NYA Victoria Waconia Watertown	1 5 5 1 2 5 1 6 5	2 4 6 1 2 3 2 8 5

Ongoing Initiatives:

- Develop workforce, senior, and affordable housing in Carver County so workers can live and work here in Carver County, which will support economic development and business throughout the county.
- Promote redevelopment within the cities of Carver County through new mixed-use projects which promote downtown living and shopping.
- Provide marketing, technical assistance to cities and business finance resources to industrial and business park developments in the county.
- Establish and maintain high quality service with interested stakeholders to build a collegial working relationship that contributes to CDA initiatives.
- Participate in the Greater MSP Economic Development Partnership; represent Carver County as the Public-Sector Representative on the Greater MSP Advisory Group.
- Work towards attracting new sources of capital and investment to Carver County.
- CDA integration of SharePoint software use in conjunction with Carver County IT and Public Health
- Joint CDA-Carver County Public Works fuel purchasing and maintenance of CDA vehicles
- Enhanced partnerships with Carver County and GIS applications.

The CDA actively looks for properties and development sites in the County to develop new senior and affordable workforce rental housing to meet the housing demand outlined in the Carver County 2030 Comprehensive Plan.

The CDA is in the design phase of a for-sale product in the City of Watertown.

	2016 Budget	2017 Budget	2018 Requested Budget
REVENUES			
Administrative Revenues	71,090	75,620	100,620
Pass-Through Grant Funds	263,500	222,600	524,000
Revolving Loan Funds			
Other Revenues	1,183,500	1,239,750	1,711,448
Housing Revenues	6,582,975	6,714,635	6,864,600
TOTAL REVENUES	8,101,065	8,252,605	9,200,668
EXPENDITURES			
Administrative & Operating Expenses	2,697,442	2,757,359	3,059,769
Pass-Through Grant Funds	263,500	222,600	524,000
Other Expenditures	312,000	376,000	276,000
Community/Economic Development	425,000	480,000	830,000
Housing Expenditures	6,582,975	6,714,635	6,864,600
			·
TOTAL EXPENDITURES	10,280,917	10,550,594	11,554,369
TOTAL CDA DIFFERENCE BETWEEN REVENUES & EXPENDITURES	2,179,852	2,297,989	2,353,701