



Carver County Board of Commissioners
 February 20, 2018
 Regular Session
 County Board Room
 Carver County Government Center
 Human Services Building
 Chaska, Minnesota

PAGE

4:00 p.m.	1.	a) CONVENE b) Pledge of allegiance c) Public comments - <i>Anyone wishing to address the Board of Commissioners on an item not on the agenda may come forward at this time. Please limit your comments to five minutes.</i>	
	2.	Agenda review and adoption	
	3.	Approve minutes of February 13, 2018 Special Session	1-8
	4.	Community Announcements	
4:05 p.m.	5.	CONSENT AGENDA <i>Connections: Develop strong public partnerships and connect people to services and information</i> 5.1 Resolution Supporting Reallocating State License Fees Due to the MNLARS Conversion 5.2 Law Library Staffing	 9-10 11
		<i>Communities: Create and maintain safe, healthy and livable communities</i> 5.3 Approve contract to provide Telepsychiatry services at First Street Center..... 5.4 2018 Seasonal Road Restrictions 5.5 Donations to the Carver County Sheriff's Office..... 5.6 Final acceptance and payment to Lunda Construction Company for 3 Bridge Rehabilitation Projects	 12-13 14-15 16 17-18
		<i>Growth: Manage the challenges and opportunities resulting from growth and development</i> 5.7 Resolution in Support for Corridors of Commerce Funding for Highway 41 5.8 JPA with the City of Chaska for the TH 41 Expansion Project - Jonathan Area Phase..... 5.9 Right-of-way Acquisition for the Bridge No. 10J41 Construction Project on County Highway 20.....	 19-21 22 23-26
		<i>Finances: Improve the County's financial health and economic profile</i> 5.10 Review Social/ Commissioners' Warrants.....	 NO ATT

4:05 p.m.	6. CULTURE: Provide organizational culture fostering accountability to achieve goals and sustain trust/confidence in County government 6.1 County Administrator's 2017 Annual Performance Evaluation Summary 27
4:15 p.m.	7. COMMUNITIES: Create and maintain safe, healthy and livable communities 7.1 TH 5 Regional Trail Master Plan..... 28
4:40 p.m.	8. GROWTH: Manage the challenges and opportunities resulting from growth and development 8.1 2040 County Comprehensive Plan Update 29-31 8.2 Closed Session for Right of Way Acquisition of property along County Highway 40 (PID #08.0300900) in San Francisco Township..... 32
5:30 p.m.	9. COMMUNITIES: Create and maintain safe, healthy and livable communities 9.1 County Brush Transfer Site 33
6:30 p.m.	ADJOURN REGULAR SESSION
6:30 p.m.	BOARD REPORTS 1. Chair 2. Board Members 3. Administrator 4. Adjourn

David Hemze
County Administrator

UPCOMING MEETINGS

February 27, 2018	8:00 a.m. Special Board Meeting
March 6, 2018	9:00 a.m. Board Meeting
March 13, 2018	No Meeting
March 20, 2018	4:00 p.m. Board Meeting
March 27, 2018	9:00 a.m. Work Session

SPECIAL SESSION
February 13, 2018

A Special Session of the Carver County Board of Commissioners was held in the County Government Center, Chaska, on February 13, 2018. Chair Gayle Degler convened the session at 9:01 a.m.

Members present: Gayle Degler, Chair, Randy Maluchnik, Vice Chair, Tim Lynch and Tom Workman. Commissioner Ische arrived at 9:05 a.m.

Under public comments, Karen Johnson Leuthner, 15735 38th Street, Mayer, pointed out her involvement with the County 18 years ago and her frustrations with the CUP process in placing emergency communications equipment on the Township tower. She asked that the Board not rush those wishing to speak today and give them enough time to voice their concerns.

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

Ische moved, Maluchnik seconded, to approve the minutes of the February 6, 2018, Special Session. Motion carried unanimously.

Community announcements were made by the Board.

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

Reviewed February 13, 2018, Community Social Services' actions/Commissioners' warrants in the amount of \$245,617.12.

Motion carried unanimously.

Steve Just, Land Management, appeared before the Board to review USS King Solar's request for a conditional use permit for a large solar energy system of up to one megawatt. He indicated the Planning Commission recommended approval and identified the proposed location. Just stated the Planning Commission Resolution included conditions for the applicant to amend the screening plan to address the neighborhood concerns. He reviewed the supplemental information the applicant had submitted in an effort to address those questions and concerns. He noted Waconia Township had also reviewed and was recommending denial.

Just explained they were looking for a motion to direct staff to prepare an Order for the Board's consideration at the February 27th meeting and indicate whether the Order should approve or deny the application.

Reed Richardson, USS Solar, recapped the history of the project and reasons for selecting the site. He noted the project location had relocated in recent months because of the concerns of members of the community. He pointed out they also had amended their screening plan by agreeing to a slatted fence, the addition of black hills spruce and providing a landscaping allowance to the neighboring property owners. He stated because they are compatible with both the former and new Ordinance they believed the Findings supported approval of the project.

Ross Abbey, USS Solar, stated the site is zoned agricultural and solar farms were a compatible use within the ag district. He noted the setback was 500 feet or more as required by the new Ordinance and reviewed the reasons the landowner was seeking to use their property for a solar farm. He indicated the panels would not reflect light onto the neighbors. He reviewed their proposed screening plan. Abbey stated they tried to negotiate with the neighbors who requested a five layer screening approach. He indicated the cost for that would make the project not feasible. Richardson noted the slatted screening more than complies with the ordinance.

Charlotte Farrell, 1255 Morgan Lane, reviewed the history of the land that lead to the development of the neighborhood. She noted the protective covenants that the residents were required to follow. She stated all neighbors take pride and enjoy living in this area. She stated this was their community and they wanted to keep it without compromising their views. She urged the Board to deny the request.

Mark Free, 8955 Appaloosa Circle, described the area surrounding the site. He pointed out the number of households and indicated eight households were at an elevation that would look over the proposed screening.

He stated the request does not meet Ordinance 152.251(b) that the use will not be injurious to the use and enjoyment of other property. He pointed out his concerns to property values and the North Carolina study had flaws and was not applicable. Free indicated the CUP did not meet Ordinance 152.251(i), that the use or development is compatible with the land uses in the neighborhood. He pointed out there were 18 adjacent properties and this area had more properties than any other site.

He indicated the request did not meet Ordinance 152.251 (h), that the use or development conform to the 2030 Comp Plan and referenced LU-1, LU-4, LU-17, LU-19 and LU-7. Free urged the Board to deny and stated 54 of his neighbors have also requested the denial. He suggested that solar projects be confined to locations of low residential density and nonproductive farmland. He asked, if the Board made the decision that the project is necessary, that alternatives be considered that will lessen the impact to the surrounding residents.

Kathleen Free, 8955 Appaloosa Circle, reviewed how she determined the estimated crop loss in the information she submitted.

Jody Flatebo, 8805 Appaloosa Circle, stated when she purchased her property to have a hobby farm it was already a permitted use. She referenced the required findings and pointed out her concerns with stray voltage, the potential glare from solar panels and future safety impacts to her family and animals. Flatebo believed the CUP should be denied under 152.25 (b) and (d) and stated these were legal basis to deny the CUP.

Dennis Jantz, 8825 Appaloosa Drive, and Tim Thul, 8850 County Road 51, stated the request should be denied as it cannot meet 152.040 (8) requiring 50% opacity throughout the year. Jantz displayed photos of the site from various locations and indicated, due to the elevation, they would be looking

over the fence and seeing the panels. He stated Mr. Thul would be able to see the arrays 100% of the time and stated the sloped hill and elevation makes the solar panels impossible to cover up. Jantz concluded, based on this information and pictures, the site will not meet Ordinance 152.040 and the CUP should be denied.

Tim Thul pointed out what he currently sees from his property, what is being proposed that he look at every day, and asked the Board to deny the project.

Bob Schmitz, 8935 Appaloosa Circle, pointed out the uniqueness of the parcel, the larger number of houses surrounding the site and elevation differences. He stated opacity was an issue and this should be denied. He stressed, if this were approved, there needed to be strong consideration for the uniqueness of the property and more robust screening than what was being proposed by the applicant.

Dan Wilson, 9230 Hackney Drive, stated he was present in opposition to the project. He referenced his professional experience in real estate. Wilson stated putting in an industrial use was not good planning and comes with significant costs for those that live in the community. He indicated there was no amount of mitigation that was going to solve the problem and no one looks forward to seeing solar panels. He stated the County rules are here to protect people.

Kathie Anderson, 14750 50th Street, Mayer, referenced and questioned the Kirkland appraisal on property values. She noted Kirkland had not been in Minnesota and he has not been on these properties. She referenced the Chisago County report on property values and the article from the Star Tribune where the developer had agreed to buy properties at above market rates. Anderson noted the Court of Appeals decision and the statements made by the attorney representing the Board that related to property values. Anderson stated it was the applicant's responsibility to prove there would be no effect on property values.

Jody Flatebo, reiterated this did not belong on this land and the present location affects the highest number of households. She suggested, if they chose to approve, moving to the northwest corner would not be affecting as many households. She believed the applicant should expect to pay for a higher level of screening as the project affects more households than other projects. She added, if this were approved, she would like to see the specific height of the fence and trees, as well as the type of material for the fence, included in the CUP.

Quinn O'Reilly, Esq., representing property owners, stated this parcel was in a unique area, was residential in nature, and does not fit into the character of the neighborhood. He indicated the request goes against the required findings. He stated the intent of the ordinance was to screen the project and the proposed screening by the applicant was insufficient. He stated the applicant was supposed to make the use compatible with the neighborhood and not put the burden on the neighbors.

Racheal Holland, Esq., representing the property owners, recognized CUPs are an option if the applicant can prove the use fits within the conditions of a CUP. She stated the purpose of zoning is

to protect property owners and make sure they have compatible uses in the same area. She stated the only time the Board can approve a CUP is when all requirements can be met. She referenced previous solar projects that had been both approved and denied and noted she could not find another CUP that had been approved that had this number of residences adjacent. She stated this was a well-established neighborhood in a rural setting.

She also noted another request that had been previously approved that required a berm be established to screen the view from neighbors. She suggested there was precedence to require this type of screening when residences are impacted.

Holland concurred with the Township that this did not fit with the character of the neighborhood. She added the large cost for screening in order to meet the ordinance requirements should not be taken into consideration.

Richardson stated there would be no noise outside the fence and they were directed by the Planning Commission to consider a slatted fence and additional allowance for landscaping which they did. He displayed photos that illustrated the existing trees and vegetation. He stated the screening gap would be filled in with trees and they met the 50% opacity requirement. Richardson disputed this was an industrial use and stressed they met the objectives of the ordinance.

Lynch moved, Workman seconded, to direct staff to prepare for the Board's consideration at the February 27th an Order to deny the USS King Solar's CUP request based on 152.251 Sections B, H and I. Lynch recognized the unique rural area, that there was not an effective way to screen and concerns for stray voltage affecting the Flatebo animals. Ische recognized the neighborhood concerns, the landowner rights and there was more involved with these decisions. Maluchnik believed the CUP was not compatible with the neighborhood and the use would be detrimental to the use and enjoyment of other property owners. On vote taken to deny, Ische, Lynch, Maluchnik, Workman voted aye. Degler voted nay. Motion carried.

Jason Mielke, Land Management, appeared before the Board to review USS Hollywood Solar's CUP request for a large solar energy system. He indicated the Planning Commission recommended denial and reviewed the project location. He reviewed the reasons cited by the Planning Commission for the recommendation to deny. He stated Hollywood Township also did not support based on their Chapter of the comp plan. He indicated on February 2nd the applicant submitted additional information to address questions and concerns that arose at the Planning Commission meeting. He noted the updated site plan that maintains a 500 foot setback from residences, additional trees and shrubs, and a landscaping allowance to each of the neighbors within 1,000 feet for additional screening. Mielke requested a motion to direct staff to prepare an Order for the Board's consideration at the February 27th meeting to either approve or deny the CUP request.

Reed Richardson, USS Solar, identified the reason for choosing the site. He stated they were initially approximately 311 feet from the nearest neighbor but they have since redesigned the facility to be more than 500 feet from the residence. He indicated they have increased the total number of trees and displayed the revised layout. He stated they would have limited traffic and this was not an

industrial use. Richardson highlighted photos of the site from various locations, indicating there was no line of site to the array. He indicated they were able to meet the requirements of the current ordinance and believed the Findings of Fact supported approval of the project.

Michael Lynch, representing Hollywood Township, referenced the letter the Town Board sent to the Planning Commission outlining their reasons for their denial. He stated the solar garden to the West has no houses around it and it was not comparable. He indicated this was incompatible with the neighborhood and on the edge of a rural service district. He noted the Township Chapter of the Comp Plan is for Hollywood Township to remain agriculture and taking land out of ag has an effect on the farm economy. Mr. Lynch noted this was on prime ag land and recommended denial of the CUP.

Tom Schmidt stated he has been a resident of Hollywood Township for 30 years and was opposed to the solar farm. For the record, he submitted letters from property owners in close proximity to the project. He noted the prior CUP applications for the site and the unanimous denial of those applications. He stated the area residents are all opposed and previously the Town Board, County Board and Planning Commission have been on record stating the use was not compatible with the area. He pointed out sections of the Ordinance that must be met and indicated USS Solar did not meet that criteria. He noted the high concentration of homes in this area and the entry point for construction trucks to the site would be hazardous. He stated there was another solar plant .8 miles from this site and this was prime ag land. Schmidt pointed out his experience with property values and believed the facility would impact property values in the area.

He indicated they were informed by USS Solar that they were interested in working with the property owners. He pointed out the proposed agreement sent to the neighbors that would require them, by signing, to give up their right to oppose the project. He questioned the decommissioning costs and the possibility of future law changes that could increase disposal costs. On behalf of his family, neighbors, businesses and church, Schmidt respectfully requested the Board deny the request.

Bruce Johnson, 17820 53rd Street, stated he agreed with the comments made by Mr. Schmidt and they have been in front of numerous Boards trying to have their voices heard. He pointed out the dangerous access off Highway 7 that would be created and the amount of traffic generated during construction.

Betty Jopp, 17875 Highway 7, referenced a letter she received from a realtor that listed a property near a solar garden. She stated the realtor agreed the solar field was a drawback for some potential buyers looking at the property. She stated she also spoke with Realtor Kevin Butcher, and read a letter from Mr. Butcher who stated based on his experience, when having to disclose a solar farm backing a property, many buyers would no longer consider purchasing the property and decreases in values will be seen. She added Mr. Butcher also did a market analysis on her property.

She pointed out the losses to the farming economy and the danger that would be imposed upon her family due to the traffic accessing the site. She pointed out she has improved her property over the

years and, as her home value goes down, it will have an affect on her life. She urged the Board to deny the project.

Ms. Jopp submitted a letter from Gary Kubasch and read the letter into the record stating his reasons he opposed the project.

Kathie Anderson, Mayer, referenced the Kirkland appraisal and pointed out the evidence presented today related to property values did not agree with the Kirkland appraisal. She distributed information outlining the reasons the Board needed to deny based on the Ordinance. Anderson pointed out the findings that were adopted to deny the previous CUP application for the site and stated those were the same reasons for denying today.

Ken Johnson referenced his previous discussions with Mr. Richardson and related financial concerns regarding solar.

Patrick Neaton, Esq., representing property owners, referenced the argument provided by USS Solar in their supplemental information suggesting large solar systems were explicitly allowed in ag zones. He stressed that argument was incorrect and the solar gardens have to meet the requirements of the ordinance. He pointed out a previous CUP solar request in 2015 that had been denied due to future residential uses and noted, here today, was an existing residential use. Neaton stated all of the information that the Board has received indicates that there will be negative impacts to neighboring properties.

He pointed out transportation hazards and the amount of construction traffic that was generated for another solar site off Highway 7. He noted there would not be enough room for a bypass lane and a significant hazardous situation would be created. He requested the Board adopt the Planning Commission findings and requested that the findings be changed from “may” to “will” decrease surround property values.

Richardson pointed out the limited ag land being used and it was unfair to compare this to another project that was much larger. He indicated he had not seen the letter from the realtor related to property values, that the Kirkland appraisal studied numerous projects and pointed out the report from Chisago County. He stated a condition could be added that the applicant be required to seek the approval of the road authority. Richardson felt they meet the required findings of fact.

Abbey noted the site is fully screened and there have been no complaints regarding the lack of screening.

Lynch moved, Workman seconded, to direct staff to prepare an Order for the denial of USS Hollywood Solar’s CUP request for the Board’s consideration at the February 27th meeting and changing “312” to “500” from the Planning Commission findings. Lynch pointed out safety concerns and potential for stray voltage. Degler recognized the dangerous access and the proposed configuration would cut up the field and be difficult to farm. Motion carried unanimously.

Jason Mielke, Land Management, reviewed USS Hancock Solar's request for a Conditional Use permit for a large solar energy system. He indicated the site would be located on approximately 8-9 acres and was currently used as a pasture for sheep. He stated the Planning Commission recommended denial and identified the reasons for the recommended denial. He indicated the applicant submitted supplemental information, site plan and photos on February 2nd. He noted the setbacks and the new proposed access off a County Road, as well as the additional information submitted addressing stray voltage. He requested a motion directing staff to prepare an Order for the Board's consideration at the February 27th meeting to either approve or deny the CUP request.

Richardson highlighted the reasons for choosing this site. Erica, representing USS Solar, read into the record letters from landowners Aryls and Wayne Panning requesting the Board approve the project.

Richardson stated they moved the solar site to the far west. He noted the township preferred they not access the site off the township road and had concerns related to the proximity to the dairy operation. He indicated they would be 1,000 feet from the dairy operation and pointed out information they provided related to stray voltage. He indicated they are willing to perform stray voltage testing, the setbacks have increased and the Findings of Fact support the approval.

Jerry Braun, neighboring property owner, entered into the record the email he received from USS Solar related to moving the site closer to the western border and the Pannings concerns that moving it would not allow them to see their sheep to ensure their safety. He stressed this was about safety and he had strong concerns with stray voltage and potential to destroy his dairy herd. He believed the effects of stray voltage were immediate. He stated their farm has been in his family for 150 years, that have built up their dairy farm and plan to be farming well into the future.

Emily Hanson explained she was Mr. Braun's daughter and these animals were her life. She indicated it was difficult to start a farm from scratch. She stressed they invested years to get to where they are today and it was her job to ensure the safety of their animals. She stated there was no proof stray voltage would not be an issue in the future and she could not agree with this project.

Karen Johnson Leuthner, Mayer, thanked the Board for listening to everyone today and allowing them to get their information out.

She noted the Resolution adopting the amended Ordinance was "county wide" but only Commissioner Districts 4 and 5 are impacted by solar gardens. She suggested a survey be done to determine if buyers would be willing to purchase property near solar arrays. She stressed the welfare of the residents was a big issue and again thanked the Board for the way the meeting was handled.

Ische explained Dick Olson, Hancock Township Chair, had been present but needed to leave. Ische indicated Olson had asked him, on the Township's behalf, to enter into the record Hancock Township's vote for the denial.

Richardson recognized the Township had recommended denial but the reasons for the denial that were addressable have all been addressed in their site plan. He understood the concerns for stray voltage but stressed solar did not have anything to do with stray voltage. He stated, according to experts, there is no relation between stray voltage and solar and believed the attention to stray voltage needed to be directed to the actual cause. He stated on farm causes are the most common causes of stray voltage.

Ross Abbey, USS Solar, concurred and pointed out Pannings were comfortable with solar and their livestock.

Ische stated he has had experience with stray voltage and this was his biggest concern. He stressed they cannot claim stray voltage was never going to happen and the affects can be disastrous. He recognized the time and labor to establish the Braun dairy operation and the need to protect this successful farm.

Ische moved, Lynch seconded, to direct staff to prepare an Order for denial of USS Hancock Solar's request for a Conditional Use Permit for the Board's consideration at the February 27th meeting based on the Findings of the Planning Commission that the proposed land use may be injurious to the use and enjoyment of other property in the immediate vicinity for purposes already permitted including animal agriculture, that the use would not be compatible with the adjacent dairy operation and the possibility for stray voltage. Degler concurred on the concerns for stray voltage. Motion carried unanimously.

Maluchnik moved, Workman's seconded, to adjourn the Special Session at 12:55 p.m. Motion carried unanimously.

David Hemze
County Administrator

(These proceedings contain summaries of resolutions/claims reviewed. The full text of the resolutions and claims reviewed are available for public inspection in the office of the county administrator.)

Carver County Board of Commissioners Request for Board Action



Agenda Item:

Resolution Supporting Reallocating State License Fees Due to the MNLARS Conversion

Primary Originating Division/Dept: ▼

Meeting Date:

Contact: Title:

Item Type:
 ▼

Amount of Time Requested: minutes

Attachments: Yes No

Presenter: Title:

Strategic Initiative:

▼

BACKGROUND/JUSTIFICATION:

The County operates two License Centers in Chanhassen and Chaska which are part of the State of Minnesota's deputy registrar network that provide citizens with motor vehicle titling and registration services, including driver license transactions. In July, 2017, the State shifted substantial clerical and auditing responsibilities onto the deputy registrar network due to the State's conversion to their new MNLARS (Minnesota Licensing and Registration System) program. Since transactions now requires additional time for the deputy registrars to process, the current allocation of state/county license fees no longer represents the cost and time required to complete such transactions and additional staffing is necessary to resume a reasonable level of customer service to our taxpayers. The 2017 fiscal impact from the MNLARS conversion for the County's two License Centers was approximately \$50K from staff overtime and lost revenue when MNLARS was down/slow. In 2017, the County Board approved an additional 1.2 FTEs for license center staff at an additional cost of \$83K to reduce customer wait times directly related to the MNLARS conversion. The attached resolution encourages the State Legislature and our Governor to enact much needed legislation in 2018 to reallocate existing state license fees to properly compensate deputy registrars with funding to provide the appropriate staffing levels after the MNLARS conversion so they can better serve our taxpayers.

ACTION REQUESTED:

Motion to Approve attached resolution

FISCAL IMPACT: ▼

If "Other", specify:

FUNDING

County Dollars =

FTE IMPACT: ▼

Total \$0.00

Insert additional funding source

Related Financial/FTE Comments:

Office use only:

**RESOLUTION SUPPORTING
THE MAINTENANCE OF LOCAL LICENSE BUREAUS**

WHEREAS, the State of Minnesota established a deputy registrar network to provide our citizens with motor vehicle titling and registration services, including driver license transactions; and,

WHEREAS, deputy registrars are required to operate as agents on behalf of the State of Minnesota without compensation from the State for the services they offer; and,

WHEREAS, in 1949, the State of Minnesota established in statute a user-based filing fee on motor vehicle and driver license transactions to be retained by the deputy registrar to defray all their costs to provide this localized service to our citizens for the State; and,

WHEREAS, the State of Minnesota now receives over \$1 billion annually in state fees and taxes collected through the deputy registrar network; and,

WHEREAS, the State of Minnesota has now shifted substantial clerical and auditing responsibilities onto the deputy registrar network due to the State's conversion to their new MNLARS (Minnesota Licensing and Registration System) program; and,

WHEREAS, the new MNLARS regimen is now documented to have multiple shortcomings which have severely strained normal deputy registrar operations with longer processing times that greatly limit their typical volume of daily business; and,

WHEREAS, other MNLARS shortcomings have frequently forced deputies to conduct "no-(filing) fee" services for customers which acerbates the deputy business model; and,

WHEREAS, deputy registrar offices are now forced to invest in additional staff, office equipment, and more space to meet customer demand due to the MNLARS conversion; and,

WHEREAS, the filing fee revenue no longer covers the operational costs to maintain deputy registrar offices such that many local government-based deputies are seeking local property tax subsidies and private operators are applying for lines of credit to stave off complete closure,

NOW, THEREFORE, BE IT RESOLVED that Carver County calls upon the State Legislature and our Governor to enact legislation in 2018 to provide deputy registrars with proper compensation by reallocating from existing state fee structures or other appropriate filing fee adjustments to ensure their valued service and continued presence remains in our local community to serve our citizens and the State.

Passed and adopted this ____ day of _____, 201__.

Carver County Board of Commissioners Request for Board Action



Agenda Item:
Law Library Staffing

Primary Originating Division/Dept:

Meeting Date:

Contact: Title:

Item Type:
Consent

Amount of Time Requested: minutes
Presenter: Title:

Attachments: Yes No

Strategic Initiative:

BACKGROUND/JUSTIFICATION:

The Carver County Law Library is established under Minnesota Statute Chapter 143A. Governance of the Law Library is provided by a three-member board with a Judge, County Commissioner, and a local attorney. The law library is staffed by a Carver County employee. The previous law librarian retired in January, and the position is currently vacant.

The Law Library receives its revenue from a fee that is collected in petty misdemeanor cases, violations of statute or municipal ordinance, and criminal convictions. The total sum of fees being collected has been falling, while expenses have been rising. The Law Library fees have been unable to fund, in full, the operating and personnel expenses of the Law Library under its previous staffing structure. Therefore, the County staff and the Law Library Board developed a plan to restructure the staffing of the law library.

The plan calls for elimination of the current 0.80 full-time equivalent (FTE) Law Librarian and replace it with a 0.80 FTE Law Library Paralegal. The Law Library will be seeking someone who understands the legal process and can assist self-represented litigants. This adjustment will allow the Law Library financially to sustain operations well into the future.

ACTION REQUESTED:

Motion to eliminate the vacant 0.80 FTE Librarian in the Law Library and create a 0.80 FTE Paralegal in the Law Library.

FISCAL IMPACT:
If "Other", specify:

FUNDING

County Dollars =

Total \$0.00

FTE IMPACT:

Insert additional funding source

Related Financial/FTE Comments:

This reorganization will save the Law Library about \$24,000 per year, which is in addition to the approximately \$16,000 in annual savings that it realized when the FTE allocation was reduced from 1.0 to 0.80 in April of 2017.

Office use only:

RBA 2018 - 5260

Carver County Board of Commissioners Request for Board Action



Agenda Item:

Approve contract to provide Telepsychiatry services at First Street Center

Primary Originating Division/Dept: <input type="text" value="Health & Human Services"/>	Meeting Date: <input type="text" value="2/20/2018"/>
Contact: <input type="text" value="Rod Franks"/> Title: <input type="text" value="HHS Director"/>	Item Type: <input type="text" value="Consent"/>
Amount of Time Requested: <input type="text"/> minutes Presenter: <input type="text"/> Title: <input type="text"/>	Attachments: <input type="radio"/> Yes <input checked="" type="radio"/> No
Strategic Initiative: <input type="text" value="Communities: Create and maintain safe, healthy, and livable communities"/>	

BACKGROUND/JUSTIFICATION:

Psychiatry is an important and necessary service provided to patients at First Street Center. After multiple recruitments, we have been unable to fill the 1.0 FTE Nurse Practitioner Psychiatry position. Not having this position not only affects services to patients, it also negatively impacts the revenue generated at First Street Center. To provide psychiatric services to our mental health patients, and generate additional revenue, we request approval to contract for Telepsychiatry services with Innovatel. Innovatel is a nation wide provider of Telepsychiatry services. Patients are able to consult with a psychiatric professional via a HIPAA secure vedio connection. Many other facilities accross the country have successfully utilized this solution to the same problem.

The annual cost of the contract is \$153,000. The annual cost of the Nurse Practitioner Psychiatry is \$156,000. Telepsychiatry services are expected to generate the same level of revenue as anticipated from the Advance Practice Nurse. Both generate revenue in excess of their cost.

No additional County levy dollars are required, as we will eliminate the 1.0 FTE Nurse Practitioner Psychiatry, and repurpose those dollars to fund this contract. This proposal has been discussed with the AFSCME according to the meet and confer process outlined in the current contract, and it has been agreed the County will proceed upon the conclusion of the 30 day notice period ending on 2/23/2018. We would begin contracted services after that date.

ACTION REQUESTED:

Motion to approve elimination of 1.0 FTE Nurse Practitioner Psychiatry, and contract with Innovatel for Telepsychiatry services in the amount of \$153,000.

FISCAL IMPACT: <input type="text" value="Budget amendment request form"/>	FUNDING						
<i>If "Other", specify:</i> <input type="text"/>	<table style="width: 100%;"> <tr> <td style="width: 70%;">County Dollars =</td> <td style="width: 30%; text-align: right;">\$153,000.00</td> </tr> <tr> <td> </td> <td> </td> </tr> <tr> <td>Total</td> <td style="text-align: right;">\$153,000.00</td> </tr> </table>	County Dollars =	\$153,000.00			Total	\$153,000.00
County Dollars =	\$153,000.00						
Total	\$153,000.00						
FTE IMPACT: <input type="text" value="Decrease budgeted staff"/>	<input checked="" type="checkbox"/> Insert additional funding source						

Related Financial/FTE Comments:

No additional County levy dollars required. Funds currently budgeted.

Office use only:

RBA 2018 - 5236

Budget Amendment Request Form



To be filled out AFTER RBA submittal

Agenda Item: Approve contract to provide Telepsychiatry services at First Street Center

Department:

Meeting Date:

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

Requested By:

DEBIT		
Description of Accounts	Acct #	Amount
Contracted Tele-Psychiatry	11-480-740-0000-6041	\$153,000.00
TOTAL		\$153,000.00

CREDIT		
Description of Accounts	Acct #	Amount
Salary & Benefits	11-480-740-0000-...	\$153,000.00
TOTAL		\$153,000.00

Reason for Request:
 The 1.00 FTE Nurse Practitioner position for Psychiatry at FSC will be eliminated due multiple unsuccessful recruitments. FSC will now contract for this service.

Carver County Board of Commissioners Request for Board Action



Agenda Item:
2018 Seasonal Road Restrictions

Primary Originating Division/Dept: ▼

Meeting Date:

Contact: Title:

Item Type:
Consent ▼

Amount of Time Requested: minutes
Presenter: Title:

Attachments: Yes No

Strategic Initiative:
 ▼

BACKGROUND/JUSTIFICATION:

Seasonal road restrictions in Carver County can be established in accordance with Chapter 169, Laws of Minnesota, at the ton per axle limitations of the 2018 Seasonal Road Restriction map for Carver County, on file at Public Work's headquarters in Cologne and posted on the County web site. The County Engineer can increase or decrease said restrictions whenever conditions warrant pursuant to Chapter 163, Section 163.02, Subdivision 3, Laws of Minnesota.

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

http://www.mrr.dot.state.mn.us/research/seasonal_load_limits/sllindex.asp

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

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

ACTION REQUESTED:

Adopt a resolution authorizing the posting of maximum load limit signs on Carver County Highways in 2018.

FISCAL IMPACT: ▼

If "Other", specify:

FUNDING

County Dollars =

FTE IMPACT: ▼

Total \$0.00

Insert additional funding source

Related Financial/FTE Comments:

Office use only:

RBA 2018 - 5255

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

Date: February 20, 2018

Resolution No: _____

Motion by Commissioner: _____

Seconded by Commissioner: _____

2018 SEASONAL ROAD RESTRICTIONS

BE IT RESOLVED, that the seasonal road restrictions in Carver County be established in accordance with Chapter 169, Section 169.87, Laws of Minnesota, at the ton per axle limitations of the 2018 Seasonal Road Restriction map for Carver County, and

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

YES

ABSENT

NO

STATE OF MINNESOTA
COUNTY OF CARVER

I, David Hemze, duly appointed and qualified County Administrator of the County of Carver, State of Minnesota, do hereby certify that I have compared the foregoing copy of this resolution with the original minutes of the proceedings of the Board of County Commissioners, Carver County, Minnesota, at its session held on the 20th day of February, 2018, now on file in the Administration office, and have found the same to be a true and correct copy thereof.

Dated this 20th day of February, 2018.

County Administrator

Carver County Board of Commissioners Request for Board Action



Agenda Item:

Donations to the Carver County Sheriff's Office

Primary Originating Division/Dept: Sheriff

Meeting Date: 2/20/2018

Contact: Leslie Michel Title: Admn Svcs Manager

Item Type:
Consent

Amount of Time Requested: minutes
Presenter: Title:

Attachments: Yes No

Strategic Initiative:

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

BACKGROUND/JUSTIFICATION:

A donation was made to the Carver County Sheriff's Office by Kelley Hart of Waconia to thank deputies. A large wooden wall hanging of a blue and black flag symbolizing law enforcement is displayed at the Waconia Office.

A donation of stuffed toy animals was made to the Carver County Sheriff's Office by Anne Jones of Chaska.

ACTION REQUESTED:

Request the Board to approve the donation of large wooden law enforcement flag and donation of stuffed animals.

FISCAL IMPACT: None

If "Other", specify:

FUNDING

County Dollars =

FTE IMPACT: None

Total \$0.00

Insert additional funding source

Related Financial/FTE Comments:

Office use only:

RBA 2018 - 5258

Carver County Board of Commissioners Request for Board Action



Agenda Item:

Final acceptance and payment to Lunda Construction Company for 3 Bridge Rehabilitation Projects

Primary Originating Division/Dept: ▼

Meeting Date:

Contact: Title:

Item Type:
Consent ▼

Amount of Time Requested: minutes

Attachments: Yes No

Presenter: Title:

Strategic Initiative:

▼

BACKGROUND/JUSTIFICATION:

The original contract for bridge rehabilitation work on Bridge No. 10515 on CSAH 33 over the Crow River, Bridge No. 10507 on CSAH 23 over the Crow River, and Bridge No. 70532 on CSAH 11 over the Minnesota River with Lunda Construction Company of Blackwater Falls, WI was in the amount of \$875,688.50. The total of all work completed by Lunda Construction Company is \$862,905.50. All work for these bridge projects was completed during the 2017 construction season.

Lunda Construction Company is requesting to finalize the contract with Carver County and release all retainage. County staff agrees and is requesting that the contract be finalized and the outstanding work items and retainage be paid in the amount of \$49,914.97.

ACTION REQUESTED:

Motion to adopt a resolution accepting all work as complete and authorizing final payment in the amount of \$49,914.97 to Lunda Construction Company of Blackwater Falls, WI for the 3 Bridge Rehabilitation Projects.

FISCAL IMPACT: ▼

If "Other", specify:

FTE IMPACT: ▼

FUNDING

County Dollars =	<input type="text" value=""/>
Scott County	\$6,501.83
CSAH Regular	\$43,413.14
Total	\$49,914.97

Insert additional funding source

Related Financial/FTE Comments:

A JPA with Scott County provides for a 50% cost share for Bridge No. 70532 over the Minnesota River.

Office use only:

RBA 2018 - 5262

Carver County Board of Commissioners Request for Board Action



Agenda Item:
Resolution in Support for Corridors of Commerce Funding for Highway 41

Primary Originating Division/Dept:

Meeting Date:

Contact: Title:

Item Type:
Consent

Amount of Time Requested: minutes
Presenter: Title:

Attachments: Yes No

Strategic Initiative:

BACKGROUND/JUSTIFICATION:

The City of Chaska, Carver County and MnDOT have partnered to perform a corridor evaluation of TH 41 as part of the CSAH 61 corridor improvement plan. The study included an implementation plan and one of the major projects proposed in 2021 and 2022 is the reconstruction of Highway 41 from the Mn River to County Road 61. The project has received \$4 million in Minnesota Highway Freight Program funding and is in a good position to compete for Corridors of Commerce funding.

Carver County included the Highway 41 project in the Transportation Tax plan that was adopted in May of 2017. The board direction for use of sales tax on MnDOT highways is to assist in filling a gap in funding once all grant and state funding has been determined.

ACTION REQUESTED:

Motion to adopt a resolution in support of Corridors of Commerce funding for Highway 41 Improvements in Downtown Chaska.

FISCAL IMPACT:
If "Other", specify:

FUNDING

County Dollars =

Total

FTE IMPACT:

Insert additional funding source

Related Financial/FTE Comments:

The county share is unknown at this time. Once MnDOT has calculated project costs and determined their share, they will coordinate with the county and city on a local contribution. This will be presented to the board for approval.

Office use only:

RBA 2018 - 5253

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

Date: _____
Motion by Commissioner: _____

Resolution No: _____
Seconded by Commissioner: _____

**RESOLUTION REQUESTING SUPPORT FOR PURSUIT OF CORRIDORS OF COMMERCE FUNDING
FOR HIGHWAY 41 IMPROVEMENTS IN DOWNTOWN CHASKA**

WHEREAS, the Corridors of Commerce program was created and funded by the Minnesota Legislature in 2013 for the specific purpose of funding the expansion and improvement of trunk highways like Highway 41, which play an important role in the movement of freight and people between regions of our State; and

WHEREAS, Highway 41 is a principal arterial roadway carrying 18,800 vehicles per day through downtown Chaska. 2,250 (12%) of these are heavy commercial vehicles; and

WHEREAS, The highway is an important freight corridor for the region, designated as a Tier Three corridor in the Metropolitan Council’s Truck Freight Corridor Study, which connects to County Highway 61 which is also a Tier Three corridor; and

WHEREAS, The majority of truck movements on Highway 41 are a result of the river crossing, regional freight demands, gravel and sand mining, landfill traffic, and seasonal grain deliveries from western Minnesota to the Ports of Savage; and

WHEREAS, The Highway 41 corridor provides one of four Minnesota River crossings in the southwestern metro connecting Highway 169, County Highway 61, and Highway 212; and

WHEREAS, over 240 crashes have occurred in the project area from 2006-2015 including one fatal crash and a crash rate 80% higher than the state average for similar facilities; and

WHEREAS, the proposed project allows passenger vehicles to more safely and reliably share the road with heavy commercial vehicles by providing turn lanes at all public street intersections, expanded medians, parking removal, and intersection expansion at County Highway 61; and

WHEREAS, the project has full support from the Minnesota Department of Transportation, Metropolitan Council, and the City of Chaska; and

WHEREAS, the corridor study which led to vision development and preliminary design were completed for these improvements in 2017; and

NOW, THEREFORE, BE IT RESOLVED, that the Carver County Board supports the City of Chaska’s pursuit and use of Corridors of Commerce funding to improve Highway 41 through Downtown Chaska.

YES

ABSENT

NO

STATE OF MINNESOTA
 COUNTY OF CARVER

I, Dave Hemze, duly appointed and qualified County Administrator of the County of Carver, State of Minnesota, do hereby certify that I have compared the foregoing copy of this resolution with the original minutes of the proceedings of the Board of County Commissioners, Carver County, Minnesota, at its session held on the _____ day of _____, 2018, now on file in the Administration office, and have found the same to be a true and correct copy thereof.

Dated this _____ day of _____, 2018.

Dave Hemze

County Administrator

Carver County Board of Commissioners Request for Board Action



Agenda Item:

JPA with the City of Chaska for the TH 41 Expansion Project - Jonathan Area Phase

Primary Originating Division/Dept:

Meeting Date:

Contact: Title:

Item Type:
Consent

Amount of Time Requested: minutes

Attachments: Yes No

Presenter: Title:

Strategic Initiative:

BACKGROUND/JUSTIFICATION:

The purpose of this Joint Powers Agreement (JPA) is to define the roles, responsibilities and funding obligations of the City of Chaska and Carver County for the TH 41 Expansion Project - Jonathan Area Phase. The Carver County Cost Participation Policy is being followed as part of this JPA. The project scope includes reconstruction of State Highway 41 from approximately just north of the US Highway 212 interchange, to 1/4 mile north of County Highway 14 (Pioneer Trail) by the Chaska Commons area. The plans for the project show the proposed alignment, profiles, grades and cross-sections for the reconstruction of State Highway 41, which is being expanded from 2 lanes to 4 lanes to alleviate congestion in the area. This project will also include the construction of a new pedestrian underpass near the southeast side of Lake Grace, which the City of Chaska is funding. On February 5, 2018, the project plans were presented to the City Council of Chaska, and subsequently passed Resolution 2018-15 approving the Joint Powers Agreement and the municipal consent for this project.

It is anticipated that a majority of the project costs will be eligible for reimbursement with Federal aid funding, Transportation Economic Development (TED) Program funding, MnDOT trunk highway funds, and City of Chaska funding. Carver County was successful in obtaining approximately \$7.4 million in Federal aid funding through the regional solicitation process and an additional \$3.5 million in TED Program funding through a solicitation administered by MnDOT.

ACTION REQUESTED:

Motion to approve a Joint Powers Agreement with the City of Chaska for the TH 41 Expansion Project - Jonathan Area Phase, pending finalization of the contract review process.

FISCAL IMPACT:

If "Other", specify:

FTE IMPACT:

FUNDING

County Dollars =	
Federal Funding	\$7,420,000.00
MnDOT TED Funding	\$3,500,000.00
MnDOT TH Funding	\$1,315,000.00
City of Chaska	\$1,324,956.00
CSAH Reg. Const.	\$138,696.00
Total	\$13,698,652.00

Insert additional funding source

Related Financial/FTE Comments:

The above funding amounts are estimated as of January 2018 and will vary slightly once plans are finalized and bids are received for the project.

Office use only:

RBA 2018- 5267

Carver County Board of Commissioners Request for Board Action



Agenda Item:

Right-of-way Acquisition for the Bridge No. 10J41 Construction Project on County Highway 20

Primary Originating Division/Dept: ▼

Meeting Date:

Contact: Title:

Item Type:
Consent ▼

Amount of Time Requested: minutes
Presenter: Title:

Attachments: Yes No

Strategic Initiative:

▼

BACKGROUND/JUSTIFICATION:

The 2018 construction season includes the replacement of the bridge over Joint Ditch #4 on County Highway 20 in Hollywood Township, approximately 600 feet west of the intersection with County Highway 33. Additional right-of-way is needed to complete this project. The Carver County Right-of-Way Agent has completed Minimum Damages Assessments for the acquisition of permanent roadway and temporary easements along the construction corridor. The purchase of the permanent and temporary easements is necessary to fulfill the project charter.

ACTION REQUESTED:

Adopt a resolution to authorize written offers of compensation based on Minimum Damage Assessment for easements required for the Bridge No. 10J41 Construction Project (#158795)

FISCAL IMPACT: ▼

If "Other", specify:

FUNDING

County Dollars =

FTE IMPACT: ▼

Total

Insert additional funding source

Related Financial/FTE Comments:

Office use only:

RBA 2018 - 5270

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

Date: February 20, 2018

Resolution No: _____

Motion by Commissioner: _____

Seconded by Commissioner: _____

Resolution Authorizing Offers of Just Compensation to Owners for Acquisition of Real Property Interests Needed for Bridge No. 10J41 Construction Project (158795)

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

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

WHEREAS, the County proposes to replace the bridge over Joint Ditch #4 on CSAH 20 in Hollywood Township as part of the [Project ID] (“Project”); and

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

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

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

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

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

NOW, THEREFORE, BE IT RESOLVED that County’s acquisition of the real property interests described in said Exhibit A and the construction of highway and related improvements to replace the bridge over Joint Ditch #4 on CSAH 20 in Hollywood Township as part of the Bridge No. 10J41 Construction Project constitute a valid public use or public purpose; and

Exhibit A

To

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

CSAH 20 Bridge Replacement Project #158795

Carver County Public Works No. 158795

Property Tax Identification No. 06.0051100

Fee Owners: Jeffrey D & Terri D Hart

Property Address: 2026 County Road 33, Hollywood Township, MN

Permanent easement for public right-of-way purposes contains **2,236 sq. ft.**, more or less.

Temporary easement containing **6,014 square feet**, more or less.

Property Tax Identification No. 06.0050400

Fee Owners: Linda J Strandquist

Property Address: 17880 County Road 20, Hollywood Township, MN

Permanent easement for public right-of-way purposes contains **2,156 square feet**, more or less.

Temporary easement containing **11,756 square feet**, more or less.

Carver County Board of Commissioners Request for Board Action



Agenda Item:

County Administrator's 2017 Annual Performance Evaluation Summary

Primary Originating Division/Dept: ▼

Meeting Date:

Contact: Title:

Item Type:
 ▼

Amount of Time Requested: minutes

Attachments: Yes No

Presenter: Title:

Strategic Initiative:

▼

BACKGROUND/JUSTIFICATION:

As provided by Statute, the Board met with County Administrator David Hemze on February 6, 2018 in closed session to discuss his 2017 performance. The summary of their discussion is as follows:

Mr. Hemze's performance in 2017 reflected many positive accomplishments and advancement of the County's strategic goals. He is an effective leader, and has assembled a strong team. The County's success in handling many societal challenges during the past year such as the opioid crisis, mental health, and cybersecurity has been supported by the positive leadership and collaboration encouraged and strengthened in our organization through Mr. Hemze's leadership and direction. His years of experience, high level of performance, and investment in developing this organization to best support and advance the Carver County community are recognized by the Board. Mr. Hemze's overall performance for 2017 has been outstanding.

The recommended action is a motion to approve a 2017 outstanding rating for County Administrator Hemze.

ACTION REQUESTED:

Motion to approve an overall rating of outstanding for County Administrator Hemze's 2017 performance.

FISCAL IMPACT: ▼

If "Other", specify:

FUNDING

County Dollars =

FTE IMPACT: ▼

Total

Insert additional funding source

Related Financial/FTE Comments:

Office use only:

RBA 2018 - 5271

Carver County Board of Commissioners Request for Board Action



Agenda Item:

TH 5 Regional Trail Master Plan

Primary Originating Division/Dept:

Meeting Date:

Contact: Title:

Item Type:

Amount of Time Requested: minutes

Attachments: Yes No

Presenter: Title:

Strategic Initiative:

BACKGROUND/JUSTIFICATION:

Carver County undertook a public process to create TH 5 Regional Park Master Plan. Work included defining a regional trail paralleling TH 5 from Dell Road in Chanhassen to the Lake Minnetonka Regional Trail in the City of Victoria.

Public engagement occurred at stakeholder taskforce meetings, pop up meetings held at the Minnesota Landscape Arboretum 5K Bud Break and at Lifetime Fitness. Additionally, public open houses were held at the Chanhassen Recreation Center.

The City of Victoria has provided a resolution of support for the trail alignment. The City of Chanhassen Park Commission has recommended a resolution of support for City Council action on February 12th. The Carver County Parks Commission recommended support and approval of the master plan on January 10, 2018.

Upon County Board approval, the TH 5 Regional Trail Master Plan is to be submitted to the Metropolitan Council. The plan will be reviewed for consistency with the Regional Parks Policy Plan. Upon acceptance of the plan by the Metropolitan Council, features and elements contained within the master plan area eligible for regional funding considerations.

A 2 mile section of trail in the TH 5 Master Plan extending from Century Boulevard to Minnewashta Parkway in Chanhassen is to be constructed in 2019. Regional Park and Trail Funding is planned to match federal and local dollars to construct the trail.

The below link is provided to the master plan document which is on the Parks Department's web page.

<https://www.co.carver.mn.us/home/showdocument?id=12023>

ACTION REQUESTED:

Motion to approve the TH 5 Regional Trail Master Plan, resolution and authorize submittal to the Metropolitan Council

FISCAL IMPACT:

FUNDING

If "Other", specify:

County Dollars =

FTE IMPACT:

Total

Insert additional funding source

Related Financial/FTE Comments:

Carver County Board of Commissioners Request for Board Action



Agenda Item:
2040 County Comprehensive Plan Update

Primary Originating Division/Dept:

Meeting Date:

Contact: Title:

Item Type:

Amount of Time Requested: minutes
Presenter: Title:

Attachments: Yes No

Strategic Initiative:

BACKGROUND/JUSTIFICATION:

The County staff has been proceeding with work on the 2040 Comprehensive Plan update per regional and state mandates. Members of the Planning and Water Management Department have prepared a preliminary DRAFT Land Use Chapter and are requesting that the Board release this DRAFT for township review and comment. The major changes to this section of the Plan will be presented to the Board. The next steps will involve meeting with Townships and developing a full draft of the 2040 Comprehensive Plan for review with the Board in the spring. Updated plans are due to the Metropolitan Council by Dec. 31, 2018. The attached memo provides more information and the preliminary DRAFT can be found here: www.co.carver.mn.us/2040plan (Land Use Section)

ACTION REQUESTED:

Approve release of the preliminary DRAFT 2040 County Comprehensive Plan - Land Use Chapter.

FISCAL IMPACT:

If "Other", specify:

FUNDING

County Dollars =

FTE IMPACT:

Total

Insert additional funding source

Related Financial/FTE Comments:

Office use only:

RBA 2018 - 5261



Public Services Division
Planning and Water Management Dept
Government Center - Administration Building
600 East 4th Street
Chaska, Minnesota 55318
Phone: (952)361-1820
Fax: (952)361-1828
www.co.carver.mn.us

Memo

To: Carver County Commissioners
Thru: Paul Moline, Tom Vellenga, David Hemze
From: Brett Angell, Planning & Water Management
Date: February 9, 2018
Re: 2040 Comprehensive Plan

Enclosures: Draft Land Use Chapter

Action Requested

Release the preliminary draft of the Land Use Chapter and authorize the staff to meet with Township Boards to review their respective Township Policy Chapters.

Background

The public draft of the 2040 Comprehensive Plan is under development with the set completion date of an official draft by April 2018. The draft versions of the land use section and township policy chapters have been completed. The draft chapters of the water resources and parks, trails and open space chapters are to be completed by the end of February. The draft chapter of the transportation section will be completed in April. The overall Comprehensive Plan is still on track to be completed and submitted to the Metropolitan Council by the end of 2018.

Land Use Chapter Changes

A majority of the Land Use Chapter is consistent with the 2030 Comprehensive Plan. Minor changes to the chapter include: updated projections, updated maps, and updated timeframes and years. Some of the major changes in the chapter from the 2030 Comprehensive, compared to the 2040 Comprehensive Plan include the following:

(All of the changes, unless otherwise noted, were necessary to meet the Metropolitan Council's requirements)

- Addition of the Metropolitan Council's Thrive MSP2040 Community Designation descriptions and map (pages 3.3 – 3.4)
- Updated Existing and Future Land Use Maps and summary table. (pages 3.6 – 3.8)
- Addition of the land use category definitions. (page 3.9)
- Under the County Policy regarding Essential Services and Public Services, energy production was included as one of the land use types. (page 3.27)
- Removal of the Economic Development Opportunity Policies section and locations from the County Policy map. (after page 3.30)
- Under the housing chapter, an additional 5 tables were added which portray the existing housing market in the County. (page 3.31)
- Addition of the Estimated Market Value for Residential Properties map at the end of the Housing section. (page 3.39)
- Addition of information regarding the Historic Andrew Peterson Farmstead in the historic preservation section, as requested by the Carver County Historical Society. (page 3.40)

- Addition of a Historical and Archeological Sites in Carver County map at the end of the historic preservation section. (page 3.43)
- Addition of a Natural Resources section, which includes a map of the Regionally Significant Ecological Areas and Calcareous Fens map. (pages 3.46 – 3.47)
- Complete revision of solar within the plan. Goals and policies were drafted based on the November 28, 2017 County Board Workshop discussion. (page 3.48)

Next Steps

1. The County staff is planning to meet with each Township Board throughout March and April to review their respective Township Policy Chapters, which include references to the Land Use Chapter.
2. Complete the official draft of the overall plan and seek County Board approval in April to begin the 6-month community and public review. Affected jurisdictions and the general public will have the ability to review the draft of the plan and submit comments on the draft during the 6-month review.
3. Prior to submittal to the Metropolitan Council in late 2018, the final draft will be presented to the Planning Commission and the County Board to review any changes from the 6-month review and to accept the plan being submitted to the Metropolitan Council.

Carver County Board of Commissioners Request for Board Action



Agenda Item:

Closed Session for Right of Way Acquisition of property along County Highway 40 (PID #08.0300900) in San Francisco Township

Primary Originating Division/Dept: <input type="text" value="Public Works"/>	Meeting Date: <input type="text" value="2/20/2018"/>
Contact: <input type="text" value="Patrick Lambert"/> Title: <input type="text" value="County Attorney"/>	Item Type: <input type="text" value="Closed Session"/>
Amount of Time Requested: <input type="text" value="30"/> minutes Presenter: <input type="text" value="Patrick Lambert"/> Title: <input type="text" value="Right of Way Agent"/>	Attachments: <input type="radio"/> Yes <input checked="" type="radio"/> No
Strategic Initiative: <input type="text" value="Communities: Create and maintain safe, healthy, and livable communities"/>	

BACKGROUND/JUSTIFICATION:

The owner of the property located at PID #08.0300900 approached Carver County Public Works staff regarding the purchase of his land along County Highway 40 and adjacent to the Minnesota River. This land will be needed when a road improvement project occurs along this corridor. The Carver County Right of Way Agent has obtained an appraisal from a certified appraiser in order to determine the fair market value of the property. The purpose of this Request for Board Action is to discuss confidential valuation information and guidance for potential negotiation and purchase of the property.

ACTION REQUESTED:

Motion to enter into closed session pursuant to Minn. Stat. Section 13D.05, subd. 3(b) to discuss confidential valuation information for negotiating with the property owner of PID #08.0300900.

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

Related Financial/FTE Comments:

Office use only:

RBA 2018 - 5263

Carver County Board of Commissioners Request for Board Action



Agenda Item:
County Brush Transfer Site

Primary Originating Division/Dept:

Meeting Date:

Contact: Title:

Item Type:

Amount of Time Requested: minutes

Attachments: Yes No

Presenter: Title:

Strategic Initiative:

BACKGROUND/JUSTIFICATION:

The Carver County Environmental Center (EC) has experienced a rapid increase in participation over the past five years. This increase has challenged our ability to provide excellent customer service, as residents sometimes experience long lines and potential safety issues during peak seasons (April-June and October). The most practical long-term solution would be to move the collection of brush, leaves, and grass clippings (BLG) to another location. On some days, 25 percent of the EC customers are bringing only vegetation to the EC. Moving the bulk of that specialized traffic to another site would improve customer service at the EC and reduce the ongoing cost of vegetation management for both residents and the County in the long term. At the new site, leaves and grasses would be removed every week, which would ensure that no "composting" would occur. The site would be a temporary transfer station for brush, leaves, and grasses.

The ES staff began searching for potential solutions to this issue in the spring of 2015. The Environmental Services staff presented options for vegetation management and its recommendation of a new site to the County Board in a work session on October 27, 2015. The ES staff recommended a University of Minnesota Landscape Arboretum site on 82nd Street. The staff found that the site was centrally located for most customers, and the Arboretum offered to lease the land at no cost. The staff concluded that other sites had a range of challenges, from access issues to high costs to inconvenient locations for customers. Over the past two years, staff members have held meetings with city staffs, the Arboretum, neighbors, and the Board in order to provide the Board with comprehensive information and views. The staff has now studied a total of 26 parcels in eastern Carver County over the past three years.

The ES staff continues to recommend that the Board authorize it to work with the Arboretum to develop the proposed site on the Arboretum land adjacent to 82nd Street. In today's meeting, the ES staff will discuss several of the leading alternatives to that recommendation as well.

ACTION REQUESTED:

Motion to authorize the staff to proceed with the proposed partnership with the University of Minnesota Landscape Arboretum to develop a Brush Transfer Site.

FISCAL IMPACT:
The ES Dept. has set aside reserve funds it proposes to roll over for site preparation.
If "Other", specify:

FUNDING	
County Dollars =	\$47,000.00
Reserves Rolled Over	\$70,000.00
Total	\$117,000.00

FTE IMPACT: Insert additional funding source

Related Financial/FTE Comments:

The ES Department has reserved \$117,000 for site preparation. The estimated costs for site preparation are \$107,000, and the Department has reserved another \$10,000 as a contingency for unexpected costs. The County funds provided for this purpose stem from Solid Waste fee revenues.